

**SOUTH JERSEY TRANSPORTATION AUTHORITY**  
**BOARD OF COMMISSIONERS MEETING**  
**MARCH 17, 2021**  
**AGENDA**

The March 17, 2021 Board of Commissioners Meeting will be held at 9:00 a.m. via Teleconference. Opportunity for public participation by telephone will be available by dialing: 1 (800) 346-7359 access code: 492851.

1. Statement of Public Notice
2. Roll Call
3. Approval of the March 17, 2021 Agenda
4. Approval of the February 20, 2021 Meeting Minutes
5. Executive Session
6. Roll Call upon return to Open Session
7. Executive Report
8. Committee Reports
9. Public Response to Agenda Items
10. Presentation and Approval of Bills
11. Resolutions and Motions

**RESOLUTIONS TO BE PRESENTED**

**RESOLUTION 2021-16 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO MAX SPANN REAL ESTATE & AUCTION CO. OF ANNANDALE, NEW JERSEY FOR REAL ESTATE PROPERTY AUCTIONEER SERVICES FOR THE SALE OF NEW YORK AVENUE GARAGE, ATLANTIC CITY NEW JERSEY**

The South Jersey Transportation Authority (the “Authority”) was established and created pursuant to the South Jersey Transportation Authority Act (the “Act”), N.J.S.A. 27:25A-1, *et seq.* The Authority’s responsibility are those assumed with the acquisition of ACTA including operation of the New York Avenue Parking Garage and related office and commercial space in Atlantic City, New Jersey. Consistent with Section 8(a) of the Act, the Authority is required to publicly advertise for all contracts and agreements made pursuant to the Act to be awarded by the Authority. The Authority solicited proposals from interested persons and/or firms for the provision of Real Estate Property Auctioneer Services for the sale of New York Avenue Garage in Atlantic City, New Jersey on February 2<sup>nd</sup> and February 3<sup>rd</sup>, 2021. On February 23<sup>rd</sup>, 2021, in response to said advertising one (1) proposal was received for Real Estate Property Auctioneer Services for the Sale of New York Avenue Garage, Atlantic City, New Jersey. On February 26, 2021, the Consultant Selection Committee meeting was held and based on the selection criteria outlined in the RFP it was determined that Max Spann Real Estate & Auction Co. of Annandale, New Jersey submitted the highest ranked proposal that would best serve the interest of the Authority. As part of Max Spann Real Estate & Auction Co.’s response, a Fee Schedule was included in their proposal. The term of the contract for Real Estate Property Auctioneer Services for the Sale of New York Avenue Garage, Atlantic City, New Jersey will be one (1) year with the possibility of a one (1) year renewal option that can be executed by mutual agreement only. The Director of Finance believes it to be in the best interest of the Authority and recommends entering into a contract with Max Spann Real Estate & Auction Co. of Annandale, New Jersey for Real Estate Property Auctioneer Services for the Sale of New York Avenue Garage, Atlantic City

**RESOLUTION 2021-17 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING CERTAIN PERSONNEL ACTIONS**

Pursuant to the Authority By-Laws, the Personnel Committee shall advise the Board on issues related to organization structure, equal employment opportunity, labor negotiations, employment practices and

personnel actions affecting an individual's employment status or compensation. This resolution seeks Board approval for personnel actions as specified in the "Schedule A" attached to this resolution.

**RESOLUTION 2021-18 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING A TASK ORDER MODIFICATION FOR WSP USA, INC., OF LAWRENCEVILLE, NEW JERSEY FOR FINAL DESIGN SERVICES FOR THE ALL ELECTRONIC TOLLS PROJECT ON THE ATLANTIC CITY EXPRESSWAY**

There exists a need for the retention of Engineers by the Authority to provide General Consulting Engineer services for the Authority. Consistent with Section 8(a) of the Act, the Authority is required to publicly advertise for all contracts and agreements made pursuant to the Act to be awarded by the Authority. The Authority publicly advertised a Request for Proposals on March 25<sup>th</sup> and March 26<sup>th</sup>, 2020 for General Engineering Consultant-Atlantic City Expressway, to the Authority (the "Engineering Consultants"). On May 20<sup>th</sup>, 2020, the Authority awarded via Resolution 2020-50 contract for General Engineering Consultant- Atlantic City Expressway to WSP USA, Inc., of Lawrenceville, New Jersey. The contract is limited to a maximum dollar threshold of \$3,000,000 per year, with individual task orders capped at \$750,000. for Final Design/Construction Engineering Services, Construction Inspection Services and Right-of-way Services per project. WSP USA, Inc., was issued a negotiated task order for \$744,685.15 for the final design of the project, All Electronic Tolls – ACE MP 0 to MP 44.2. During the execution of the task order, WSP USA, Inc., determined that new design guidelines for certain elements of the tolling structures, necessitated significant additional design review outside of the scope of the work of the approved task order totaling \$109,942.77. The additional fees exceed the contract ceiling for final design for individual projects. The original request for proposals made part of the contract does allow that an agreement ceiling may be approved to be increased based on a specific project need or emergency as determined by the SJTA's Director of Engineering. The Director of Engineering recommends that proposed task order modification in the amount of \$109,942.77 is justified based on specific project need, which was unforeseen.

**RESOLUTION 2021-19 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXECUTION OF A NON-FEDERAL REIMBURSABLE AGREEMENT BETWEEN THE SOUTH JERSEY TRANSPORTATION AUTHORITY AND THE FEDERAL AVIATION ADMINISTRATION WILLIAM J. HUGHES TECHNICAL CENTER**

The Authority operates and maintains the Atlantic City International Airport terminal and contiguous buildings and lands comprising approximately 83 acres adjacent to the William J. Hughes Technical Center. The Federal Aviation Administration ("FAA") owns and operates the Technical Center. Pursuant to Resolution 2016-16, the Authority and the FAA entered into a Non-Federal Reimbursable Agreement to define the support and services provided by the FAA to the Authority, as well as delineate maintenance responsibilities and establish reimbursable procedures specific to facility services and operations. The term of this agreement commenced on or about March 1, 2016 and terminated on December 31, 2020. The Authority and the FAA now desire to entered into a new agreement to support the services defined in the Non-Federal Reimbursable Agreement to include utilities (electric, water, sewage, natural gas and telecommunications and the delivery thereof) provided to the Authority by the FAA as identified in similar form as the Non-Federal Reimbursable Agreement attached hereto entitled Schedule "A". Support and services also include reimbursable fees for overflow aircraft parking. The Deputy Airport Director recommends the execution of this agreement.

**RESOLUTION 2021-20 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE ACCEPTANCE AND EXECUTION OF AN AGREEMENT AND RELATED DOCUMENTS WITH THE FEDERAL AVIATION ADMINISTRATION REGARDING THE AIRPORT UAS DETECTION AND MITIGATION RESEARCH PROGRAM**

Pursuant to Section 7(r) of the Act, the Authority has the power, subject to approval by the Commissioners, to apply for, receive and accept from any federal agency, any bi-State agency or the State or subdivision thereof, grants for or in aid of the planning or acquisition of any project and to

receive and accept aid or contributions from any other public or private source, of either money, property, labor or other things of value, to be held, used and applied only for the purposes for which those grants and contributions may be made. The Federal Aviation Administration (“FAA”) has been delegated authority to award Federal financial assistance for aviation projects at the Airport. The Authority has received notification from the FAA of a grant offering for the following Airport project entitled: Airport UAS Detection and Mitigation Research Program, Contract No: 692M15-21-T-00012 (the “Grant”). The FAA requires Board approval to accept the Grant on behalf of the Authority. It is the desire of the Board of Commissioners to authorize the Executive Director, or his designee, to accept the Grant and execute any project proposals, modifications, amendments, certifications and assurances, cooperative agreements and related documents in connection with the Grant on behalf of the Authority.

**RESOLUTION 2021-21 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A SOLE SOURCE CONTRACT TO ELITE AUDIO, OF BLACKWOOD, NEW JERSEY FOR THE ATLANTIC CITY INTERNATIONAL AIRPORT ARFF EMERGENCY NETWORK-PUBLIC ADDRESS SYSTEM UPGRADE**

Pursuant to Section 8 (b), (3) of the Act, the Authority is not required to bid under the circumstances described in Section 5 of Public Law 1954, Chapter 48, N.J.S.A. 52:34-10, one of which circumstances is where the provider of such service is the "sole source" provider. Due to the interconnection with ARFF Emergency Crash Phone Network, Emergency Radio System and the ARFF Public Address System, the Authority needs to upgrade the failing Public Address System in ARFF. The Authority has determined that the sole manufacture of the existing Public Address System that ARFF is connected to is IED, of Louisville, Kentucky. Therefore, the most cost -effective option available is to procure the ARFF upgrades from the sole authorized IED Dealer in the Eastern Region, Elite Audio, of Blackwood, New Jersey. This project will upgrade the main frame, power amp, speakers and wiring throughout the facility, and noise ambient sensor for parking bay. This includes any required software upgrades for those systems, engineering and technical support. The Airport Director believes it is in the best interest of the Authority and recommends authorizing the award of a sole source contract to Elite Audio, of Blackwood, New Jersey for the ARFF Public Announcement System Upgrade, in an amount not to exceed \$186,074.00,

**RESOLUTION 2021-22 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY SUPPORTING THE 11TH ANNUAL DELMOSPORTS ATLANTIC CITY TRIATHLON**

DelMoSports, on behalf of the Atlantic City Triathlon, has requested permission to utilize portions of the Atlantic City Expressway on Saturday, August 7<sup>th</sup>, 2021 from 6 a.m. - 11a.m. The 11<sup>th</sup> Annual Atlantic City Triathlon consists of two separate events running simultaneously: an “Olympic” distance consisting of a 1-mile swim, 22-mile bike, and 6.2 mile run and a “Sprint” distance consisting of a .25-mile swim, 11 mile bike and 3.1 mile run. The events will begin at Bader Field and conclude at Boardwalk Hall. The Atlantic City Triathlon will assist in bringing Atlantic City and its surroundings a positive, healthful, non-gaming event. The promoters estimate between 1,500 and 2,000 registrants in 2021. SJTA will receive payment from DelMoSports to cover SJTA related costs associated with this event.

**RESOLUTION 2021-23 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY SUPPORTING WORLD TRIATHLON CORPORATIONS’ 5<sup>TH</sup> ANNUAL IRONMAN 70.3 ATLANTIC CITY TRIATHLON**

DelMoSports, on behalf of World Triathlon Corporation, the promoter of the “IRONMAN” Atlantic City Triathlon has requested permission to utilize portions of the Atlantic City Expressway for their 5<sup>th</sup> Annual IRONMAN Atlantic City Triathlon on Sunday, September 12, 2021; The IRONMAN Atlantic City Triathlon begins at Bader Field where the swim and transition take place (much like the Atlantic City Triathlon taking place this August). The IRONMAN Atlantic City will assist in bringing Atlantic City and its surroundings a positive, healthful, non-gaming event. The promoter estimates 2,800 registrants for this event. SJTA will receive payment from World Triathlon Corporations to cover SJTA related costs associated with this event.

**RESOLUTION 2021-24 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY SUPPORTING THE AMERICAN CANCER SOCIETY'S 49<sup>TH</sup> ANNUAL-BIKE-A-THON**

The American Cancer Society has contacted the Authority with a request to utilize portions of the Atlantic City Expressway in support of their 49<sup>th</sup> Annual Bike-A-Thon, scheduled for Sunday, September 19, 2021 between the hours of 6:30 a.m. and 4:00 p.m. The event begins at the base of the Ben Franklin Bridge in Philadelphia and concludes at Bader Field in Atlantic City. The Authority anticipates this event will assist in promoting a positive image and showcase the region's many tourist attractions. The 49<sup>th</sup> Annual American Cancer Society Bike-A-Thon will also assist in bringing Atlantic City and its surroundings a healthful, non-gaming, family-friendly event. It is further anticipated that the Annual American Cancer Society Bike-A-Thon will have a significant economic impact to the City of Atlantic City and the surrounding region as participation is currently estimated at 3,600 riders. The Authority will be reimbursed by the American Cancer Society for SJTA related costs associated with this event.

**RESOLUTION 2021-25 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE SOUTH JERSEY TRANSPORTATION AUTHORITY AND THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE PROVISION OF EMERGENCY SNOW RESPONSE SERVICES**

Emergent circumstances, particularly hazardous road conditions, can arise where it may be necessary to temporarily prohibit nonessential travel on selected State roadways. Under New Jersey Law, the Governor has the authority to declare a State of Emergency and to exercise emergency powers during such weather events. Travel restrictions, in a blizzard situation, expedite snow removal and reduce the hazards to authorized emergency personnel traveling the roadways. The prompt, full and effective utilization of State transportation resources is essential to the safety, care, and welfare of the people of the State of New Jersey. A precedence exists where the Department of Transportation of the State of New Jersey (the State) has utilized the Authority and its resources during emergent circumstances caused by extraordinary snow storms. In order to secure reimbursement for costs incurred by the Authority for carrying out Emergency Snow Response services it is necessary for the Authority to execute an agreement with the State. It is also mutually advantageous to establish the responsibilities of the State and the Authority with respect to the terms and conditions which will apply during the winter seasons of 2021-2022 and 2022-2023 for all Emergency Snow Response provided by the Authority. Via this resolution, the Authority and the State wish to formally memorialize the terms and conditions of the Agreement attached hereto as Exhibit "A". The term of this agreement shall have an initial term effective October 1, 2021 through April 30, 2023. The Executive Director finds that it is in the best interests of the Authority and the State to provide Emergency Snow Response Services for the State when the need arises for the safety, care, and welfare of the people of the State of New Jersey and shall do so under the terms and conditions provided in the Agreement.

**RESOLUTION 2021-26 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE SOUTH JERSEY TRANSPORTATION AUTHORITY AND THE PORT AUTHORITY TRANSIT CORPORATION (PATCO) FOR THE PROVISION OF DEMAND-RESPONSE TRANSPORTATION SERVICES FOR ADA CUSTOMERS**

Urgent circumstances, particularly elevator service interruptions, can arise where it may be necessary to transport Americans with Disabilities Act (ADA) patrons utilizing vehicles equipped with wheelchair lifts and that are ADA compliant from rail station to rail station to avoid further inconvenience and delay to such customers. The Port Authority Transit Corporation, or PATCO, has recognized that they are required to have an alternative method in accommodating ADA customers during these times and has requested that the Authority provide prompt and effective ADA transportation services by deployment of the Transportation Services Department resources in order to provide essential safety and care in transporting ADA patrons. This service can be provided as needed based on driver availability and existing Authority routes in operation at the time of the call. The Authority has the ability to provide such Demand-Response transportation services between PATCO's Lindenwold, Ashland, Woodcrest, Haddonfield,

Westmont, Collingswood, Ferry Ave, Broadway and City Hall Rail Stations as an alternative means to continue service to ADA customers on behalf of PATCO. Reimbursement for costs incurred by the Authority for carrying out Demand-Response transportation services will be at a rate of \$45.00 per vehicle, per hour, for a term of two (3) years, beginning on or about January 1, 2021. Therefore, it is necessary for the Authority to execute an agreement with PATCO that is mutually advantageous to establish the responsibilities of the Authority and PATCO with respect to the terms and conditions which will apply during these instances. Via this resolution, the Authority and PATCO wish to formally memorialize the terms and conditions of the Agreement titled "Exhibit A". The Director of Transportation Services believes it to be in the best interest of the Authority to provide ADA transportation services for PATCO when the need arises for the safety and care of their ADA customers and shall do so under the terms and conditions provided in the Agreement.

**CONFIRMING RESOLUTION 2021-27 AUTHORIZING THE EXECUTIVE DIRECTOR TO NEGOTIATE AND EXECUTE A LICENSE AGREEMENT BETWEEN THE SOUTH JERSEY TRANSPORTATION AUTHORITY AND SPHILLYCOVIDTEST, LLC AT THE ATLANTIC CITY INTERNATIONAL AIRPORT FOR A DRIVE-UP COVID-19 TESTING SITE, AS A RESULT OF THE COVID-19 PANDEMIC**

Pursuant to Section 7(x), the Authority is authorized to enter into all agreements or contracts convenient or desirable for the purposes of the Authority. Due to the outbreak of the coronavirus (COVID-19), and recommendations by the federal government, travel has been restricted in the United States. On March 9, 2020, New Jersey Governor Philip Murphy, in order to protect the health, safety and welfare of the people of New Jersey, signed Executive Order No. 103, declaring a Public Health Emergency and State of Emergency exists in the State of New Jersey due to COVID-19. Pursuant to Executive Order 103, the Public Health Emergency and State of Emergency was extended by Executive Orders 119, 138, 151, 162, 171, 181, 186, 191, 200, 222 and other applicable Executive Orders. SPHILLYCOVIDTEST, LLC is engaged in the business of conducting and performing COVID-19 testing. As a result of the Public Health Emergency due to COVID, the Authority and SPHILLYCOVIDTEST, LLC identified certain property at the Airport as a suitable location for conducting a drive-up COVID-19 testing site for the residents of the County of Atlantic, Airport travelers, and the South Jersey region for a period of thirty (30) days, subject to an automatic renewal for an additional thirty (30) day periods, unless terminated by either party. The Authority and SPHILLYCOVIDTEST, LLC seek to enter into an Agreement ("License Agreement) for this purpose. Due to the exigency of the circumstances created by COVID-19, the Commissioners of the Authority do hereby confirm the Executive Director's decision to negotiate and enter into a License Agreement, attached hereto as Exhibit A, with SPHILLYCOVIDTEST, LLC for the limited

**RESOLUTION 2021-28 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AMENDING RESOLUTION 2020-149 TO ENTER INTO A SHARED SERVICES AGREEMENT WITH THE COUNTY OF GLOUCESTER FOR CERTAIN TRANSPORTATION SERVICES TO AND FROM THE COMMODORE 295 BUSINESS PARK**

On November 18, 2020, the Authority passed Resolution 2020-149 to amend the current shared services agreement with the County of Gloucester (the "County") to include the provision of certain transportation services to and from the Commodore 295 Business Park. Pursuant to Resolution 2020-149, the additional term for these certain transportation services to and from the Commodore 295 Business Park was for two (2) years. Subsequently, it was determined by the County that in order to receive the grant funding for the certain transportation services to and from the Commodore 295 Business Park, the term of the agreement must be for three (3) years. The Authority still desires to provide the certain transportation services to and from the Commodore 295 Business Park. The Authority seeks to amend Resolution 2020-149 to permit the Authority to enter into a three (3) year Shared Services Agreement with the County for the limited purposes of providing certain transportation services to and from the Commodore 295 Business Park. The Director of Transportation believes it to be in the best interest of the Authority and the public within its jurisdiction to amend Resolution 2020-149 to permit the execution of an agreement with the County to provide access to the Commodore 295 Business Park, pending approval of grant funding.

**RESOLUTION 2021-29 AUTHORIZING THE EXECUTIVE DIRECTOR TO NEGOTIATE AND EXECUTE A FIRST AMENDMENT TO THE LEASE AGREEMENT BETWEEN GLOBAL CROSSING AIRLINE AND THE SOUTH JERSEY TRANSPORTATION AUTHORITY AT THE ATLANTIC CITY INTERNATIONAL AIRPORT.**

The Authority owns the approximately eighty-three (83) acres which encompasses the Airport Terminal and the supporting facilities. The Airport's runways and adjoining lands, consisting of approximately 1,600 acres are controlled and possessed by the Authority, pursuant to agreements with the Federal Aviation Administration. Global Crossing Airline ("Global") is engaged in the business of transportation by air of persons, property, mail and/or cargo and related activities. Pursuant to Resolution 2020-91, the Authority entered into a Lease Agreement, dated August 10, 2020, with Global for the leasing of certain premises at the Airport. At this time, Global continues to work through its financing for the lease of certain premises at the Airport. The Authority and Global desire to amend the Lease to revise the Rent Commencement Date and other related elements of the Lease Agreement. The Airport Director believes it to be in the best interest of the Authority to amend the Lease Agreement for the purposes stated in this Resolution

12. Petitions and Communications, Unfinished Business, New Business
13. General Comment
14. Time and Place of Next Meeting: The next regularly scheduled Board meeting will be held on **Wednesday, April 21, 2021 at 9:00 a.m.** via teleconference.

ADJOURNMENT