

**SOUTH JERSEY TRANSPORTATION AUTHORITY  
BOARD OF COMMISSIONERS MEETING  
AUGUST 16, 2017**

This regularly scheduled Board of Commissioners Meeting of the South Jersey Transportation Authority was held on August 16, 2017, commencing at 9:07 a.m. at the South Jersey Transportation Authority Administration Building, Farley Service Plaza, Atlantic City Expressway, Milepost 21.3 in Elwood, New Jersey 08217.

**Present**

Chairman Richard T. Hammer  
Vice Chairman Jeffery A. April, Esq.  
Commissioner Maurice B. Hill, Jr., DMD  
Commissioner James J. McCullough  
Commissioner C. Robert McDevitt  
Commissioner Christopher M. Milam  
Commissioner Joseph Ripa  
Commissioner Donna T. Sullivan  
Mary K. E. Maples, Governor's Authorities Unit  
Stephen F. Dougherty, Executive Director  
Lauren R. Staiger, Esq., General Counsel  
Michael J. Watson, Special Counsel (via teleconference)  
Cynthia Blasberg, Board Secretary

**Absent**

All Commissioners were present.

**Statement of Public Notice**

The meeting of the Board of Commissioners was opened advising the Commissioners and public that notice of the meeting was duly advertised in the Press of Atlantic City, Camden Courier Post, Newark Star Ledger and with the Secretary of the State of New Jersey as to the time, date and place of convening. Notice was also posted at the Farley Service Plaza, the Atlantic City International Airport, the Atlantic City Office and Blackwood Office as prescribed by law.

**Roll Call**

<b>Commissioner</b>	<b>Present</b>	<b>Absent</b>
Chairman Richard T. Hammer	X	
Vice Chairman Jeffery A. April, Esq.	X	
Commissioner Maurice B. Hill, Jr., DMD	X	
Commissioner James J. McCullough	X	
Commissioner C. Robert McDevitt	X	
Commissioner Christopher M. Milam	X	
Commissioner Joseph Ripa	X	
Commissioner Donna T. Sullivan	X	

No members of the public attended this meeting.

**Approval of the Agenda**

Chairman Hammer called for a motion to approve the August 16, 2017 agenda. Whereupon, a motion was made by Commissioner McDevitt and seconded by Commissioner Hill, approving said agenda. Chairman Hammer asked for questions on the motion. No questions were asked. A unanimous vote was taken adopting and approving the agenda. A copy of the agenda is attached hereto and made a permanent part of these official Authority minutes.

**Approval of Meeting Minutes**

Chairman Hammer called for a motion to approve the July 19, 2017 meeting minutes. Whereupon, a motion was made by Commissioner Hill and seconded by Commissioner McDevitt approving the July 19, 2017 meeting minutes. Chairman Hammer asked for questions on the motion. No questions were asked. All Commissioners in attendance voted, approving and adopting the minutes.

### **Executive Session**

Chairman Hammer asked General Counsel if an Executive Session was needed, to which General Counsel responded affirmatively.

Mr. Dougherty presented Resolution 2017-79 to the Chairman and Commissioners for the exclusion of the public to discuss personnel matters pertaining to the Schedule "A," associated with Resolution 2017-73.

Whereupon, the motion was made by Commissioner McDevitt and seconded by Commissioner Hill approving Resolution 2017-79. A unanimous vote was taken approving the resolution, adjourning the open portion of the meeting at 9:09 a.m. The public was advised the minutes of this Executive Session would be disclosed to the public in accordance with State Law. At this time, the public and staff exited the Board room. A copy of Resolution 2017-79 is attached hereto and made a permanent part of these official Authority minutes.

At the close of Executive Session, Chairman Hammer called for a motion to return to the open portion of the meeting. Whereupon, a motion was made by Vice Chairman April and seconded by Commissioner McDevitt. The open portion of the meeting reconvened at 9:13 a.m. Once the public returned to the meeting room, Chairman Hammer then requested the Secretary call the roll.

### **Roll Call**

<b>Commissioner</b>	<b>Present</b>	<b>Absent</b>
Chairman Richard T. Hammer	X	
Vice Chairman Jeffery A. April, Esq.	X	
Commissioner Maurice B. Hill	X	
Commissioner James J. McCullough	X	
Commissioner C. Robert McDevitt	X	
Commissioner Christopher M. Milam	X	
Commissioner Joseph Ripa	X	
Commissioner Donna T. Sullivan	X	

### **Executive Report**

Mr. Dougherty presented the August 16, 2017 Executive Report; a copy of which is attached hereto and made a permanent part of these official Authority minutes. Commissioner Hill asked if ongoing problems with Spirt's pilot contract had an effect on flight cancelations at the Airport. Mr. Frankowski referred the Chairman and Commissioners to the July 2017 Airport Passenger and Operations statistics, which noted the number of cancelations including justifications. Vice Chairman April then inquired about the difference in departmental salaries reflected in the Financials. Mr. Frankowski stated the reason for the variances are due to employees transferring into other departments.

### **Committee Reports**

Chairman Hammer asked Mr. Dougherty to present the Committee Reports. Mr. Dougherty reported all Committees met on August 2, 2017. During these meetings, Commissioners were briefed on the resolutions being presented this morning as well as the Single Audit, the Authority's financial condition, ambulance billing services, the Camden Rising shuttle service and air service development. Commissioners received the schedule of upcoming projects, the EO-8 Report, and Airport statistics.

### **Public Response to Agenda Items**

Chairman Hammer asked the public for comments on any of the agenda items. No comments were made.

### **Approval of Bills**

Chairman Hammer asked Mr. Dougherty for the presentation of bills. Mr. Dougherty stated the bills have been sent to the Commissioners previously for their review and are being recommended for approval. Chairman Hammer called for a motion to approve the bill list. Whereupon the motion was made by Commissioner Milam and seconded by Commissioner Hill, approving said bill list. Chairman Hammer asked the Commissioners for questions on the motion. Being none, Chairman Hammer requested the Secretary call the roll.

### **Roll Call**

<b>Commissioner</b>	<b>Motion</b>	<b>2<sup>nd</sup></b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Recused</b>	<b>Absent</b>
Chairman Richard T. Hammer			X				
Vice Chairman Jeffery A. April, Esq.			X*				
Commissioner Maurice B. Hill, Jr., DMD		X	X				
Commissioner James J. McCullough			X				
Commissioner C. Robert McDevitt			X				
Commissioner Christopher M. Milam	X		X				
Commissioner Joseph Ripa			X				

\*Vice Chairman April approved all bills; however, abstained from voting on the bills from the firm Cooper Levenson.

**Resolutions and Motions:**

Chairman Hammer asked Mr. Dougherty to present the resolutions. Mr. Dougherty advised the Chairman and Commissioners he would be presenting a total of six (6) resolutions for their consideration. Mr. Dougherty presented Resolutions 2017-73 through 2017-78. Chairman Hammer called for a motion to approve said resolutions. The motion as presented, was moved by Commissioner Hill and seconded by Commissioner McDevitt, approving said resolutions. Chairman Hammer asked for questions on the motion. At this point in the meeting, Vice Chairman April advised he would vote affirmatively on all resolutions, with the exception of Resolution 2017-74, as he would like to see an RFP issued for the service, as he indicated during the July meeting. As there were no further comments, Chairman Hammer asked the Secretary to call the roll.

**Roll call**

Commissioner	Motion	2 <sup>nd</sup>	Yea	Nay	Abstain	Recused	Absent
Chairman Hammer			X				
Vice Chairman Jeffery A. April, Esq.			X*				
Commissioner Maurice B. Hill, Jr., DMD	X		X				
Commissioner James J. McCullough			X				
Commissioner Christopher M. Milam			X				
Commissioner C. Robert McDevitt		X	X				
Commissioner Joseph Ripa			X				

\*Vice Chairman April voted no on Resolution 2017-74.

**RESOLUTION 2017-73 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 2017-74 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXTENTION OF THE APPOINTMENT TO GILMORE & MONAHAN, P.A., OF TOMS RIVER, NEW JERSEY TO SERVE AS GENERAL COUNSEL AND BROWN & CONNERY, L.L.P., OF WESTMONT, NEW JERSEY, TO SERVE AS SPECIAL COUNSEL TO THE AUTHORITY**

On May 25th and 26th, 2016, the Authority publicly advertised a Request for Proposals for General and/or Special Legal Counsel Services for the Authority. On June 15, 2016, in response to said advertising, seven proposals were received. On June 21, 2016, the Consultant Selection Committee (CSC) met to review and rank the Proposals and to determine if same met all the requirements of the specifications and instructions to proposers. Based on the CSC’s recommendation, the Authority, via Resolution 2016-83, appointed Gilmore and Monahan, P.A., of Toms River, New Jersey to serve as General Counsel and Brown and Connery, L.L.P., of Westmont, New Jersey to serve as Special Counsel to the Authority for a term of one year with a one year option to renew at the Authority’s sole discretion. As the initial term of these contracts is set to expire on or about September 28, 2017, the Authority desires to exercise its one year option to renew, under the same terms and conditions as the initial term. As General Counsel, Gilmore and Monahan, P.A. shall provide legal services regarding all general legal matters, Aviation and Airport matters, and Outdoor Advertising matters. As Special Counsel, Brown and Connery, shall provide legal services regarding all Employment and Labor matters and Environmental matters.

**RESOLUTION 2017-75 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO HI-LITE AIRFIELD SERVICES, LLC, OF ADAMS CENTER, NEW YORK FOR THE RUNWAY RUBBER AND CONTAMINANT REMOVAL-SURFACE PREPARATION AND RUNWAY/TAXIWAY PAINTING AT THE ATLANTIC CITY INTERNATIONAL AIRPORT**

On June 26<sup>st</sup> and 27<sup>th</sup> 2017, consistent with Section 8(a) of the Act, the Authority publicly advertised for Bids for the Runway Rubber and Contaminant Removal-Surface Preparation and Runway/Taxiway Painting at the Atlantic City International Airport. The scope of work for this project shall be furnishing all labor, equipment and materials required for the removal of rubber and/or other contaminants from runways as well as paint marking removal in areas as designated on the plans or as directed by the Chief Engineer. On July 25, 2017, two (2) bids were received, opened and tabulated. Hi-Lite Airfield Services, LLC, of Adams Center, New York was deemed to have submitted the lowest responsive, responsible bid, in an amount not to exceed \$155,702.25. The scope of work for this project includes runway rubber removal by water blast, surface preparation, paint marking removal and runway/taxiway marking of faded FAA mandatory airfield markings. Rubber removal is required to ensure the runway surface is free of rubber build up and other items that could decrease the braking action of landing aircraft and the re-striping of FAA mandated markings with glass beads is required to ensure visibility of said markings by aircraft. These services are necessary for the safe operation of aircraft at the Airport.

**RESOLUTION 2017-76 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE AWARD OF A CONTRACT TO ROAD SAFETY SYSTEMS, LLC, OF SHAMONG, NEW JERSEY FOR THE PURCHASE AND DELIVERY OF GUIDE RAIL TREATMENT ENDS, PARTS AND SUPPLIES**

On June 12<sup>th</sup> and 13<sup>th</sup>, the Authority publicly advertised a Request for Bids for the purchase and delivery of guide rail treatment ends, parts and supplies. On July 11, 2017 two bids were received, opened and tabulated. Road Safety Systems, LLC, of Shamong, New Jersey was deemed to have submitted the lowest responsible, responsive bid as per the Bid Form attached to the resolution, entitled Exhibit "A." This contract shall be an open-ended price agreement, whereby items are ordered as needed, contingent upon the availability of funds in the applicable budget year. The Authority desires to enter into a contract with Road Safety Systems, LLC, for a term of one year with an option to renew for one additional year at the Authority's discretion under the same terms and pricing as the initial year.

**RESOLUTION 2017-77 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE SUPPORT OF THE 59<sup>TH</sup> ANNUAL ATLANTIC CITY MARATHON & HALF MARATHON**

The Milton & Betty Katz Jewish Community Center of Atlantic County has requested permission to utilize the Atlantic City Expressway Connector Tunnel on Sunday, October 22<sup>nd</sup>, 2017 from 7:30 a.m. to 8:30 a.m. for the 59<sup>th</sup> Annual Atlantic City Marathon and Half Marathon. The race will begin at Bally's Casino in Atlantic City, then passing Borgata Hotel Casino, Harrah's Resort and the Golden Nugget through to the Atlantic City Expressway Connector then back through the city towards Ventnor, Margate and Longport, finishing at Bally's. This event will help promote Atlantic City and the region by highlighting its greatest assets. Atlantic City Marathon will also assist in bringing Atlantic City and its surroundings a healthful, non-gaming, family-friendly event as over 2000 participants registered for last year's event. Due to the recent push for non-gaming activities in Atlantic City, the Atlantic City Marathon serves this purpose on numerous levels. All participants of the Atlantic City Marathon will be required to sign an application and waiver which will discharge the Authority, sponsors of this event, their agents, officers, employees, volunteers, event directors and event holders and anyone associated in any way with the event, from all liabilities, actions, claims, demands and damages. The Authority will be reimbursed by the Atlantic City Marathon for documented Authority-related expenses in connection with this event.

**RESOLUTION 2017-78 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXTENSION OF A CONTRACT WITH CLEAR CHANNEL AIRPORTS, OF ALLENTOWN, PA. FOR THE MANAGEMENT AND OPERATION OF ADVERTISING DISPLAYS AT THE ATLANTIC CITY INTERNATIONAL AIRPORT**

On March 11<sup>th</sup> and 12<sup>th</sup> 2011, the Authority publicly advertised a Request for Proposals ("RFP") for the Management and Operation of Advertising Displays at the Atlantic City International Airport. On April 7<sup>th</sup>, 2011, one proposal was received; however, as it did not meet the minimum requirements of the RFP, it was rejected. On August 10<sup>th</sup> and 11<sup>th</sup> 2011, the Authority publicly re-advertised an RFP for the provision of the services. In response to said advertising on September 8, 2011, one proposal was received. The Consultant Selection Committee met to evaluate the sole proposal, which resulted in a recommendation to enter into an agreement with Clear Channel Airports, of Allentown, Pa., for the Management and Operation of Advertising Displays at the Atlantic City International Airport. Resolution 2011-111, authorized the entrance into negotiations with Clear Channel Airports, and a subsequent agreement, having a term of five years and three months, with an option to renew for one additional five year term, by mutual agreement. As the initial term was set to expire late 2017, the Authority contacted Clear Channel Airports to discuss the extension option and was advised of Clear Channel's willingness to extend the agreement under the same terms and conditions, with the exception that the Minimum Annual Guarantee ("MAG") be removed. Based on this discussion, and in an effort to explore if additional revenue could be realized through more competitive proposals, on March 1<sup>st</sup> and March 2<sup>nd</sup>, 2017, the Authority publicly advertised an RFP for the Management and Operation of Advertising Displays at the Atlantic City International Airport; however, no responses were received. On April 17<sup>th</sup> and 18<sup>th</sup>, 2017, the Authority publicly re-advertised an RFP for said services, and on May 9<sup>th</sup>, 2017, one proposal was received. However, as the proposal did not meet the minimum requirements of the RFP, it was rejected. Pursuant to Section 8 a (6) of the Act, when the Authority has advertised for bids on two occasions and has received either no bids or no "responsive" bids, the Authority is permitted to negotiate with any contractor or supplier determined to be responsible, except that the terms, conditions, restrictions and specification set for the in the negotiated contract are not substantially different from those which were the subject of competitive bidding. The Authority now desires to extend its agreement with Clear Channel Airports, of Allentown, Pa., on a month-to-month basis, for a period not to exceed six (6) months, under the same terms and conditions as the initial agreement, with the exception that the MAG be removed, while it explores its options for generating advertising revenue at the Airport. The Deputy Airport Director believes it is in the Authority's best interest to extend said agreement.

**Petitions or Communications, Unfinished Business and New Business**

Chairman Hammer asked if there were any petitions, communications, unfinished or new business. Mr. Dougherty responded all petitions and communications were mailed prior to the meeting or are at the Commissioners' place. Further, he stated he has no new business to discuss.

**General Comment**

Chairman Hammer asked the public for any general comments. No comments were made.

**Adjournment**

There being no further business, Chairman Hammer called for a motion to adjourn the meeting. Whereupon, the motion was made by Commissioner McCullough and seconded by Commissioner McDevitt to adjourn the meeting. A unanimous voice vote was taken adjourning the meeting at 9:23 a.m.

Submitted by:

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Cynthia A. Blasberg, Board Secretary

**Note: An Executive Session was held during this meeting.**