

**SOUTH JERSEY TRANSPORTATION AUTHORITY
BOARD OF COMMISSIONERS MEETING
JANUARY 19, 2022**

This Board of Commissioners Monthly Meeting of the South Jersey Transportation Authority was held on January 19, 2022, via teleconference commencing at 9:04 a.m.

After calling the meeting to order Chair Gutierrez-Scaccetti stated due to her chairing the meeting via teleconference, Vice Chair Milam would be signing the approved resolutions on her behalf.

Present

Chair Diane Gutierrez-Scaccetti
Deputy Commissioner Joseph Bertoni
*Commissioner Bryan J. Bush (**dialed in at 9.08 a.m. during Executive Session*)
Commissioner Maurice B. Hill, Jr., DMD (*dropped off at 9:33 a.m. during Executive Session*)
Commissioner James J. McCullough
Vice Chairman Christopher M. Milam
Commissioner Joseph Ripa
Rudy Rodas, Governor's Authorities Unit
Stephen F. Dougherty, Executive Director (in person)
Karen Davis, Treasure (in person)
Nicholas Sullivan, Esq., General Counsel
Michael J. Watson, Esq., Special Counsel
Paul Heck, Director of Business Administration
Cynthia Blasberg, Board Secretary (in person)
Debra Murphy, Alternate Board Secretary

Absent

Commissioner Jeffery A. April, Esq.
Commissioner C. Robert McDevitt
Commissioner Christina Fuentes, EDA

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, the Camden Courier Post, and with the Secretary of the State of New Jersey as to the time and date of convening. Notice has also been posted at the Farley Service Plaza, the Atlantic City International Airport, the Atlantic City and Blackwood Offices as prescribed by law.

Chair Diane Gutierrez-Scaccetti called for a moment of silence for those who continue to be affected by the COVID Virus.

Roll Call

Commissioner	Present	Absent
Chair Diane Gutierrez-Scaccetti	X	
Commissioner Jeffery A. April, Esq.		X
Commissioner Bryan J. Bush (<i>*dialed in at 9:08</i>)		X
Commissioner Maurice B. Hill, Jr., DMD (<i>**dropped off at 9:33</i>)	X	
Commissioner James J. McCullough	X	
Commissioner C. Robert McDevitt		X
Vice Chairman Christopher M. Milam	X	
Commissioner Joseph Ripa	X	
Commissioner Christina Fuentes		X

* Two members of the public called into this meeting.

Approval of the Agenda

Chair Gutierrez-Scaccetti called for a motion to approve the January 19, 2022 agenda. Whereupon a motion was made Vice Chairman Milam and seconded by Commissioner Hill approving said agenda. Chair Gutierrez-Scaccetti 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

Chair Gutierrez-Scaccetti called for a motion to approve the December 15, 2021 meeting minutes. Whereupon a motion was made by Commissioner McCullough and seconded by Commissioner Hill approving said minutes. No questions were asked. All Commissioners in attendance voted, approving, and adopting the minutes.

Executive Session

Chair Gutierrez-Scaccetti asked General Counsel if an Executive Session was needed, to which General Counsel responded an Executive Session affirmatively.

Mr. Dougherty presented Resolution 2022-07 to the Chair and Commissioners for the exclusion of the public from discussions related to a contractual matter specific to the West Maintenance Building Roof Rehabilitation Project; personnel discussions related to staffing of Customer Service at the Atlantic City International Airport; personnel actions related to the Schedule "A" associated with Resolution 2022-01 as well as an update on COVID-19 response.

Whereupon, the motion was made by Commissioner McCullough and seconded by Commissioner Hill approving Resolution 2022-07. A unanimous vote was taken approving the resolution, adjourning the open portion of the meeting at 9:07 a.m.

Chair Gutierrez-Scaccetti asked the call operator to place the public audience on hold while the Board conducts the Executive Session.

At the close of Executive Session, Chair Gutierrez-Scaccetti asked for a motion to return to the open portion of the meeting. Whereupon, a motion was made by Vice Chairman Milam and seconded by Commissioner Bush. The open portion of the meeting reconvened at 9:38 a.m.

The call operator opened the meeting back up to the public portion of the meeting. Chair Gutierrez-Scaccetti then requested the Secretary call the roll.

Roll Call

Commissioner	Present	Absent
Chair Diane Gutierrez-Scaccetti	X	
Commissioner Jeffery A. April, Esq.		X
Commissioner Bryan J. Bush	X	
Commissioner Maurice B. Hill, Jr., DMD(**dropped off at 9:33)		X
Commissioner James J. McCullough	X	
Commissioner C. Robert McDevitt		X
Vice Chairman Christopher M. Milam	X	
Commissioner Joseph Ripa	X	
Commissioner Christina Fuentes		X

Executive Report

Chair Gutierrez-Scaccetti asked for the presentation of the Executive Report. Mr. Dougherty presented the January 19, 2022 Executive Report: a copy of which is attached hereto and made a permanent part of these official Authority minutes.

Committee Reports

Chair Gutierrez-Scaccetti asked Mr. Dougherty to present the Committee Reports. Mr. Dougherty reported all Committees met on January 5, 2022. During these meetings, briefings were provided on the resolutions being presented this morning as well as a briefing on the December 15, 2021 Audit Committee Meeting, the December 26th accident at the Egg Harbor Toll Plaza, Covid-19 related matters and a Concession Agreement with Globe Vending. Commissioners were also provided the schedule of upcoming projects, the EO-8 Report and Airport statistics.

Public Response to Agenda Items

Chair Gutierrez-Scaccetti asked the public for comments on any of the agenda items. No comments were made.

Approval of Bills

Chair Gutierrez-Scaccetti 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. Chair Gutierrez-Scaccetti called for a motion to approve the bill list. Whereupon the motion was made by Vice Chairman Milam and seconded by Commissioner McCullough approving said bill list. Chair Gutierrez-Scaccetti asked the Commissioners for questions on the motion. Being none, Chair Gutierrez-Scaccetti requested the Secretary call the roll.

Roll Call

Commissioner	Motion	2nd	Yea	Nay	Abstain	Recused	Absent
Chair Diane Gutierrez-Scaccetti			X				
Commissioner Jeffery A. April, Esq.							X
Commissioner Bryan J. Bush			X				
Commissioner Maurice B. Hill, Jr., DMD							X
Commissioner James J. McCullough		X	X				
Commissioner C. Robert McDevitt							X
Vice Chairman Christopher M. Milam	X		X				
Commissioner Joseph Ripa			X				

Resolutions and Motions:

Chair Gutierrez-Scaccetti asked Mr. Dougherty to present the resolutions. Mr. Dougherty advised the Commissioners he would be presenting a total of six (6) resolutions for their consideration. Mr. Dougherty presented Resolutions 2022-01 through 2022-06. Chair Gutierrez-Scaccetti called for a motion to approve said resolutions. The motion as presented, was moved by Commissioner McCullough, and seconded by Vice Chairman Milam approving said resolutions. Chair Gutierrez-Scaccetti asked for questions or discussions on the motion. There being none, Chair Gutierrez-Scaccetti asked the Secretary to call the roll.

Roll Call

Commissioner	Motion	2nd	Yea	Nay	Abstain	Recused	Absent
Chair Diane Gutierrez-Scaccetti			X				
Commissioner Jeffery A. April, Esq.							X
Commissioner Bryan J. Bush			X				
Commissioner Maurice B. Hill, Jr., DMD							X
Commissioner James J. McCullough	X		X				
Commissioner C. Robert McDevitt							X
Vice Chairman Christopher M. Milam		X	X				
Commissioner Joseph Ripa			X				

Copies of Resolutions 2022-1 through 2022-06 are attached hereto and made a permanent part of these official Authority minutes.

RESOLUTION 2022-01 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 2022-02 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING AIRPORT INCENTIVE PROGRAMS FOR AIR SERVICE DEVELOPMENT AND AIRLINE MAINTENANCE BASES AT THE ATLANTIC CITY INTERNATIONAL AIRPORT

As part of its ongoing effort to improve the marketability of the Airport, the Authority desires to increase the availability of airline service for the patrons of Atlantic City International Airport and to increase the number of destinations/carriers currently serving the Airport. The Authority also desires to have airlines establish maintenance bases at the Airport. Under the Policy and Procedures Concerning the Use of Airport Revenue issued by the Federal Aviation Administration (FAA), the Airport can offer economic incentives on a nondiscriminatory basis for a promotion period to attract new air service and new Airline maintenance bases to the Airport. The Airport, via Resolution 2021-02 modified its former Incentive Program in order to offer Airlines certain incentives to attract such new air service. The Authority now desires to offer incentives as outlined in the Air Service Incentive Program in the form attached hereto entitled Exhibit "A".

RESOLUTION 2022-03 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXTENSION OF A CONTRACT TO ALLRISK PROPERTY DAMAGE EXPERTS, OF SOMERDALE, NEW JERSEY FOR THE MANAGEMENT OF EMERGENCY MAINTENANCE AND EMERGENCY STANDBY SERVICES

On November 13th and November 14th, 2019, the Authority issued a Request for Proposals (RFP) seeking pre-need, pre-event proposals from qualified firms for the Management of Emergency Maintenance and Emergency Standby Services to support the Authority's efforts in the event of future emergencies which could potentially affect the safety and operations of the Atlantic City Expressway, Atlantic City International Airport, or any other Authority facility. In response to said advertising, on December 4th, 2019, the Authority received one proposal. On December 16th, 2019, the Authority's Consultant Selection Committee met to review the sole proposal submitted by AllRisk Property Damage Experts of Somerdale, New Jersey and determined all of the requirements of the RFP were met. Via Resolution 2020-03, the Authority entered into a contract with AllRisk Property Damage Experts of Somerdale, New Jersey for a term of two (2) years commencing on or about March 1st, 2020 through February 28th, 2022 with a one (1) year extension option. As the initial term of this contract is set to expire on or about February 28, 2022, the Authority and AllRisk Property Damage Experts desire to exercise the sole one (1) year extension option commencing on or about March 1, 2022. Work for this contract is on an as needed and task order basis with no minimum guarantee.

RESOLUTION 2022-04 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE COUNTY OF CAMDEN FOR THE PROVISION OF CERTAIN TRANSPORTATION SERVICES

Pursuant to Resolutions 2014-46 and subsequent resolutions 2015-56, 2016-55, 2020-93 and 2021-12 the Authority provides transportation services for residents of the County of Camden (the "County") through Shared Services Agreements. Such service meets the needs of the Work Force New Jersey and Temporary Assistance to Needy Families ("TANF") recipients, post TANF recipients, welfare clients, low-income individuals, and other transit dependents for whom public transit services are otherwise unavailable. The Authority now wishes to enter into a Shared Services Agreement with the County for the purpose of continuing the above-mentioned service for the period of January 1, 2022 through December 31, 2024 as outlined in the attached Exhibit A, which funding will be provided through a Transportation Block Grant in the amount of \$456,800.00.

RESOLUTION 2022-05 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING AN EMERGENCY AGREEMENT EXTENDING THE TERM OF THE SERVICES AGREEMENT FOR VISION BENEFITS ADMINISTRATION SERVICES WITH EYEMED VISION AS PART OF THE SELF-FUNDED GROUP HEALTH BENEFIT PROGRAM

The South Jersey Transportation Authority (the "Authority") is permitted to purchase from the New Jersey Interagency Coordinating Committee members contracts without the necessity of bidding when it is in the best interest of the Authority to do so. The Authority as well as the New Jersey Turnpike Authority ("NJTA") are members of the New Jersey Interagency Coordinating Committee. The NJTA, jointly with the Authority, issued a Request for Proposals ("RFP") on February 11, 2016, to secure the services of a qualified healthcare firm or firms to administer one or a combination of the Health Benefits plans for its Self-Funded Group Medical Benefit Program, which includes Vision Benefits Administration Services. In response to said RFP, the NJTA's Consultant Selection Committee members reviewed and ranked all proposals and awarded a contract to EyeMed Vision Care, LLC of Mason, Ohio ("EyeMed") for Vision Benefits Administration Services. Pursuant to Resolution 2016-103, the Authority approved a contract to EyeMed for said services which commenced on or about January 1, 2017 for a term of three (3) years with two (2) one-year extension options. The Authority is currently operating under an agreement with EyeMed for Vision Benefits Administration Services as authorized via Resolution 2016-103 and extended via Resolutions 2019-107 and 2020-136. As the term of said agreement expired on or around December 31, 2021, the NJTA issued an RFP on April 15, 2021, to secure the services of a qualified healthcare firm or firms to administer one or a combination of the Health Benefits plans for its Self-Funded Group Medical Benefit Program, which includes Vision Benefits Administration Services. In response to said advertising, on June 24, 2021, two (2) proposals were received for Vision Benefits Administration Services, one from its incumbent provider, EyeMed, and another from National Vision Administrators, LLC (NVA). Based on the Evaluation Committee's recommendation, NJTA awarded a contract to NVA at the August 31, 2021 meeting which was to commence on January 1, 2022. EyeMed subsequently protested the August 31, 2021 contract award to NVA, seeking to have the contract awarded to EyeMed. After exhaustive review of the written protest submissions from both EyeMed and NVA, the RFP documents, the proposals received from EyeMed and NVA in response to the RFP, and the Evaluation Committee's report and scoring, it was apparent that certain deficiencies and ambiguities existed in the RFP and in the evaluation process that made a fair evaluation of the proposals impossible. Therefore, as required by the Authority's protest regulations, on November 16, 2021 the NJTA Executive Director issued a final agency decision on the protest ordering (i) a rescission of the contract award to NVA, (ii) dismissal of EyeMed's protest and (iii) a revision and re-advertisement of the RFP for Vision Benefits Administrative Services. NJTA staff is currently working to have the RFP revised so that it can be re-advertised and has now become apparent a new contract will not be in place for January 1st. In order to preclude any lapse in benefits to Authority employees and retirees, NJTA staff has negotiated an extension of EyeMed's existing contract whereby EyeMed will continue to provide services, upon the same terms and conditions as its currently existing contract, for a period of one (1) year, except that the Authority may earlier terminate, without penalty, upon the successful completion of a re-procurement of these Services. It is anticipated that award of a new contract will be possible by or about July 2022. In view of the foregoing, and in accordance with the Authority's regulations, which authorize the award of emergency contracts without competitive bidding, NJTA authorized an emergency extension agreement be awarded to EyeMed in their Board Meeting of December 21, 2021. The Authority's Director of Business Administration believes it to be in the best interest of the Authority to also authorize an emergency agreement with EyeMed whereby EyeMed will continue to provide services, upon the same terms and conditions as its currently existing contract, for a period of one (1) year.

RESOLUTION 2022-06 OF THE SOUTH JERSEY TRANSPORTATION AUTHORITY AUTHORIZING THE EXTENSION OF A CONTRACT TO WASTE MANAGEMENT OF NEW JERSEY, INC. OF EWING, NEW JERSEY FOR REFUSE REMOVAL SERVICES AT VARIOUS SOUTH JERSEY TRANSPORTATION AUTHORITY LOCATIONS

On or about February 19, 2020, following the receipt of public bids, the Authority, passed Resolution 2020-17, authorizing an agreement with Waste Management of New Jersey, Inc. for Refuse Removal

Services at Various South Jersey Transportation Authority Locations for a term of two (2) years beginning on or about April 1, 2020 through March 31, 2022 with the option to renew for one (1) additional year. The initial term of the agreement is set to expire on or about March 31, 2022. Waste Management of New Jersey has determined they are unable to extend pricing at the current rate as submitted on their bid of January 15, 2020 and approved via Resolution 2020-17 and would be unable to perform refuse removal services under the one (1) year extension option due to an unexpected cost in labor and/or supplies due to COVID-19 labor issues and supply chain issues. The Operations Director believes it to be in the best interest of the Authority and recommends the Authority solicit bids for Refuse Removal Services at Various South Jersey Transportation Authority Locations, including the Farley Service Plaza in Elwood, New Jersey, East Maintenance Yard at milepost 5.8 westbound on the Atlantic City Expressway, the West Maintenance Yard, located at milepost 39.0 eastbound on the Atlantic City Expressway, Central Maintenance Yard at 100 Trooper Lane, Hammonton, New Jersey and the Atlantic City International Airport, Egg Harbor Township, New Jersey. The Authority, with the concurrence of Waste Management of New Jersey, now desire to extend the term of the Agreement with Waste Management of New Jersey for a term of sixty (60) days at Various South Jersey Transportation Authority Locations beginning on or about April 1, 2022 through May 30, 2022 in order to allow time for said services to be solicited.

Petitions or Communications, Unfinished Business and New Business

Chair Gutierrez-Scaccetti asked if there were any petitions or communications, unfinished or new business. Mr. Dougherty responded all petitions and communications were mailed prior to the meeting. We have no new business to discuss this morning; however, under unfinished business the Authority recommends the public release of Executive Session Minutes that have been reviewed by the Authority staff and general counsel and are deemed appropriate for release with certain redactions where the need for confidentiality still exists. The Executive Session Meeting Minutes being presented for release this morning are from the April 21, 2021, May 19, 2021, July 21, 2021, August 18, 2021, September 15, 2021, October 20, 2021, November 17, 2021 and December 15, 2021, meetings.

Chair Gutierrez-Scaccetti called for a motion to approve the release of the Executive Session Minutes. Whereupon, the motion was moved by Commissioner McCullough and seconded by Vice Chairman Milam, approving the release of minutes. Chair Gutierrez-Scaccetti asked the Commissioners for questions on the motion, no questions were asked. A unanimous vote was taken approving the release of the minutes.

General Comment

Chair Gutierrez-Scaccetti asked the public for any general comments. Whereas the Operator instructed the public to enter the queue for any public for General Comments. No comments were made.

Adjournment

There being no further business, Chair Gutierrez-Scaccetti announced the next meeting will be held on February 16, 2022, via teleconference at 9:00 a.m.

Chair Gutierrez-Scaccetti called for a motion to adjourn the meeting. Whereupon the motion was made by Commissioner McCullough and seconded by Commissioner Bush to adjourn the meeting. A unanimous voice vote was taken adjourning the meeting at 9:49 a.m.

Submitted by:

Cynthia Blasberg, Board Secretary

Note: An Executive Session was held during this meeting.