

9479. RESOLUTION 06-43 AUTHORIZING AN INTERIM METHODOLOGY FOR THE EXECUTION OF AUTHORITY AGREEMENTS. The Executive Director presented the following Resolution.

WHEREAS, The Delaware River and Bay Authority (the “Authority”) is a bi-state agency created by Compact with public crossing facilities and assets in the States of New Jersey and Delaware, for which it is empowered to enter into contracts, licenses, leases and other agreements; and

WHEREAS, in furtherance of these powers, the Authority participates in a variety of contractual agreements; and

WHEREAS, a vacancy has occurred in the position of the Authority Chairperson; and

WHEREAS, prior to such vacancy, certain contracts, leases and other agreements were approved by Resolution of the Authority Commissioners, said Resolutions specifically authorizing the execution of said agreements by the Authority Chairperson, Vice-Chairperson and Executive Director; and

WHEREAS, certain of said contracts have been incapable of execution by reason of the aforesaid vacancy; and

WHEREAS, the prompt execution of said agreements is necessary for the furtherance of the Authority’s public purpose and in the best interest of the Authority; and

WHEREAS, the Authority desires to adopt an interim procedure whereby said agreements and future agreements may be executed during the pendency of said vacancy.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. As to those agreements, delineated on Appendix A annexed hereto, which were adopted at or about the time the occurrence of said vacancy and which, by reason thereof, remain unexecuted:
 - a. Said agreements are hereby reconfirmed and approved; and
 - b. In lieu of execution thereof by the Chairperson (and in addition to execution by the Vice-Chairperson and Executive Director) the ranking New Jersey member (either the Committee Chairperson or the Committee Vice Chairperson, as the case may be) of the Authority Committee having jurisdiction over the agreement subject matter (and from which said agreement originated and was approved) (the “Ranking New Jersey Member”), is hereby authorized to executed said agreement on behalf of the Authority.

The Ranking New Jersey Member of each Committee is delineated on Appendix B, annexed hereto.

BE IT FURTHER RESOLVED, as follows:

1. That any other outstanding unexecuted contracts or agreements not delineated in Appendix A, which are unexecuted as a result of the aforesaid vacancy shall be executed by the Ranking New Jersey Member as defined above, the Vice Chairperson of the Authority, and the Executive Director.

2. Pending appointment of an Authority Chairperson, future agreements (other than agreements deemed routine and for which execution thereof solely by the Executive Director is authorized pursuant to Resolution 06-04) shall, subject to review and advice of counsel, be executed by the Ranking New Jersey Member, Vice-Chairperson and Executive Director.

Appendix A

Contract CMLF-06-01	TTI Environmental - Furnish and Install Fuel Monitoring System
Contract CMLF-06-02	Colonna's Shipyard – Drydocking and Repairs at Millville, New Jersey
Contract MVA-04-02	Glasgow, Inc.- Rehabilitation of Taxiway “J” at the Millville Airport
Resolution 06-33	Amending Resolution 06-08 - Ground Lease Modification with State of Delaware
Resolution 06-34	Amend Ground Lease with Delaware Airpark
Resolution 06-37	MediGuide America of Greenville, Delaware – Contract for the Second Opinion Program
Resolution 06-38	Hornblower Marine Services – Marine Master Planning Services Agreements
Resolution 06-19	Lease Agreement with Duffy, Millville Airport
Resolution 06-25	Lease Agreement with Flight Line Girls, Millville Airport
Resolution 06-15	Sale of Salem Business Center in Carney's Point, New Jersey

Appendix B

Projects Committee

Chair *Verna Hensley (DE)*
Vice Chair *Edward Dorn (NJ)***
Gary Simmerman (NJ)
Bill Lowe (DE)
Maureen Koebig (NJ)
Gary Patterson (DE)

Personnel and Insurance Committee

Chair **Edward Dorn (NJ) ****
Vice Chair **Samuel Lathem (DE)**
Thomas Cooper (DE)
Niels Favre (NJ)
Maureen Koebig (NJ)
William Lowe (DE)

Economic Development Committee

Chair **Maureen Koebig (NJ)****
Vice Chair **William Lowe (DE)**
Thomas Cooper (DE)
Edward Dorn (NJ)
Ceil Smith (NJ)
Gary Patterson (DE)

Audit Committee

Chair **Thomas Cooper (DE)**
Vice Chair **Niels Favre (NJ)****
Edward Dorn (NJ)
Verna Hensley (DE)
Gary Simmerman (NJ)
William Lowe (DE)

Budget and Finance Committee

Chair **Gary Simmerman (NJ)****
Vice Chair **Gary Patterson (DE)**
Verna Hensley (DE)
Niels Favre (NJ)
Ceil Smith (NJ)
Samuel Lathem (DE)

Ad Hoc Committee for the CFO Search

Chair **Sam Lathem (DE)**
Thomas Cooper (DE)
Verna Hensley (DE)
Edward Dorn (NJ)**
Niels Favre (NJ)
Maureen Koebig (NJ)

Ad Hoc Bylaws Committee*

Chair **Samuel Lathem (DE)**
Vice Chair **Niels Favre (NJ)****
Verna Hensley (DE)
Ceil Smith (NJ)
Maureen Koebig (NJ)
Gary Patterson (DE)

*Meets at the request of the Committee Chair

(Note): The Chairperson and Vice-Chairperson of DRBA are ex-officio members of all committees.

**Ranking New Jersey Member

On motion by Commissioner Simmerman, seconded by Commissioner Lathem, Resolution 06-43 was approved by a roll call vote of 10-0.