

MINUTES OF MEETING
THE DELAWARE RIVER AND BAY AUTHORITY
Tuesday, December 21, 2010
James Julian Boardroom
Delaware Memorial Bridge Plaza
New Castle, Delaware 19720

The meeting convened at 10:30 a.m. with Chairperson Hogan presiding.

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The opening prayer was given by Reverend Dorn, followed by the Pledge of Allegiance.

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Chairperson Hogan called on the Authority Secretary to read the meeting notice and take roll.

The Authority Secretary announced that a notice of the meeting had been distributed to the offices of the Governor of New Jersey and the Governor of Delaware, to appropriate staff members and consultants, to the press in both States and to any other individuals who had indicated an interest in receiving a copy of the meeting notice.

PRESENT

James N. Hogan, Chairperson	William E. Lowe, Vice-Chairperson
----	Richard W. Downes
Edward W. Dorn	----
Niels S. Favre	Samuel E. Lathem
Ceil Smith	Terri C. Murphy
Douglas Van Sant	----

ABSENT

Susan A. DeLanzo	Scott A. Green
	Gary F. Traynor

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Chairperson Hogan called for an amendment to the Agenda. He requested reconsideration of Resolution 10-56 authorizing a contract with Kelly Benefit Strategies to provide professional employee benefits brokerage and consulting services tabled last month and consideration of Resolution 10-69 affirming Authority actions in prior years to abolish any and all free passage unrelated to official Authority business with EZ-Pass.

A motion was made by Commissioner Van Sant to amend the Agenda to include Resolutions 10-56 and 10-69, seconded by Commissioner Favre, and approved by all Commissioners present.

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10290. APPROVAL OF THE NOVEMBER 16, 2010 MINUTES.

A motion was made by Commissioner Dorn to approve the minutes of the November 16, 2010 meeting, seconded by Commissioner Favre, and unanimously approved by a voice vote of 9-0.

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10291. EXECUTIVE DIRECTOR'S REPORT

The Executive Director deferred the reading of his report but requested it be filed with the official minutes of the Authority. He then introduced the Authority's new Chief of Engineering, Joel Leidy, and Andy Lippstone, the new Governor's Representative in Delaware.

Delaware Memorial Bridge

In November, total traffic increased 1.1%, non-commercial traffic increased 0.8%, and commercial traffic increased 3.9%, compared to November 2009. Thanksgiving holiday traffic (Wednesday – Sunday) decreased 1.7% compared to last year. When compared to the 3-year average, total

November traffic decreased 0.1%. Year-to-date total traffic decreased 0.9%, non-commercial traffic decreased 0.7%, and commercial traffic decreased 2.6%, compared to the previous year. When compared to the 3-year average, year-to-date total traffic decreased 1.3%. E-ZPass traffic for November represented 62.6% of the total overall traffic as compared to 60.8% for the previous year. Year-to-date total electronic traffic represented 61.2%, an increase of 2.2% from 2009.

We hosted the annual Veterans Day ceremony at the War Memorial. The grounds and facilities looked outstanding and we received many nice comments from the veterans and the public figures in attendance. A special thanks goes to our personnel responsible for the ongoing refurbishment of the Memorial.

Last month our employees responded to an overturned school bus accident on one of our ramps. They responded with professionalism and displayed compassion in the way they handled the needs of the students and their families. At our November meeting, the Board passed a resolution personally acknowledging their great deeds.

Cape May Lewes Ferry

In November, vehicle traffic increased 7.7%, passenger traffic increased 8.9%, and fare revenues increased 11.4% compared to November 2009. Last November we had to shut the Ferry down for one day due to poor weather conditions. This weather impacted Ferry traffic for several days. Year-to-date vehicle traffic decreased 1.7%, passenger traffic decreased 2.6%, and fare revenues decreased 0.1%, compared to the same period last year. Compared to the 3-year average, year-to-date vehicle traffic decreased 9.1%, passenger traffic decreased 9.8%, and fare revenues decreased 0.6%.

In November, CMLF food and beverage revenues increased 12.3% and retail revenues increased 4.9%, compared to November 2009. Year-to-date food and beverage revenues increased 1.5% and retail revenues decreased 3.0% compared to the same period in 2009. When compared to the 3-year average, year-to-date food and beverage revenues decreased 6.6% and retail revenues decreased 16.9%.

Airports

The 2011 FAA Certification Inspection was completed at the New Castle Airport and the Civil Air Terminal. A review of the airport's airfield condition, Fixed-based Operator (FBO) compliance, and record documentation was conducted. Staff also updated the Airport Certification Manual (ACM) for FAA approval, as required for both facilities.

Employee Happenings

Permanent Full-time staffing levels at the end of November:

Authorized Positions	434
Positions Filled	385
Positions Filled (on LTD)	4
Total Positions that are Vacant	45

Without objection, the report was ordered filed with the permanent records of the Authority.

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10292. COMMITTEE REPORT – BUDGET & FINANCE COMMITTEE

Commissioner Van Sant deferred the reading of the Budget & Finance Committee meeting minutes of December 7, 2010 to Commissioner Favre. Commissioner Favre presented the following.

BUDGET & FINANCE COMMITTEE MEETING **Tuesday, December 7, 2010** Delaware Memorial Bridge Complex New Castle, Delaware

A public meeting of The Delaware River and Bay Authority's Budget & Finance Committee Meeting was held on Tuesday, December 7, 2010, at the Delaware Memorial Bridge Complex, New Castle, Delaware.

Commissioners from New Jersey

Commissioners from Delaware

PRESENT

Commissioner Favre, Committee Member

Committee Vice-Chair Traynor

Commissioner Dorn
Commissioner Smith
Chairperson Hogan

Commissioner Downes, Committee Member
Commissioner Murphy, Committee Member
Commissioner Lathem
Vice-Chairperson Lowe

Staff

Jim Johnson
Frank Minor
Victor Ferzetti
Jim Walls
Gerry Owens
Charlotte Crowell
Joe Larotonda
Anna Marie Gonnella Rosato
Dave Hoppenjans
John Sarro
Kelly Phillips Parker
Michelle Griscom-Collins

Authority Secretary

Tom Pankok

1. Committee Vice-Chair Traynor opened the Budget & Finance Committee meeting at approximately 9:44 a.m. The Authority Secretary reported that the public meeting of the Budget & Finance Committee had been duly noticed in accordance with the Authority's Freedom of Information Regulations, read the Statement of Notice, and called the roll.

2. Resolutions:

a. RESOLUTION 10-XX – AUTHORIZES A CONTRACT BETWEEN THE AUTHORITY AND THE WALTERS NIXON GROUP, INC. TO PROVIDE PROFESSIONAL THIRD PARTY CLAIMS ADMINISTRATION FOR THE DELAWARE RIVER AND BAY AUTHORITY –

The Chief Financial Officer (CFO) reported that an RFP for Third Party Marine Claims Administration had been conducted, two proposals were received and evaluated, and one firm, The Walters Nixon Group, was short-listed and interviewed. The Third Party Administrative services are for Protection & Indemnity (P&I) claims at the Cape May-Lewes Ferry and is when a claim comes in, it is forwarded to the Risk Manager, the UK Club, and UK Club Attorney, and Third Party Administrator (TPA). The Authority is part of the UK Club which insures vessels. Commissioner Downes questioned why this would not be handled through our insurance. The CFO reported that the insurance company doesn't process/manage the claim, it pays the claim. The Authority averages approximately forty claims per year and, although claims may be opened in one year, they don't always close in the same year. The TPA mostly handles claims that are below the \$10,000 deductible. Committee Vice-Chair Traynor questioned if the Authority did not have this service, would an employee be needed? The CFO reported that a very specialized person would be needed as marine claims are very different than Workers' Compensation type claims. Any claim on a vessel falls under the Jones Act, which states that an operator is responsible for injuries or underway claims. After discussion, Commissioner Downes made a motion, Commissioner Favre seconded, and the Budget & Finance Committee unanimously recommended approval of the Third Party Claims Administration contract with the Walters Nixon Group. The Resolution will be presented to the full Board for consideration at the December meeting.

3. Discussion Items:

a. Tabled Operating Budget Resolution – The CFO reviewed that the primary issue with the proposed Operating Budget remains raises for non-union employees. Regarding the Tabled Amendment to Procurement Resolution, the New Jersey Governor's Office took exception to the removal of "competitively bid" from the Resolution, allowing the Authority to piggy-back on purchasing agreement contracts awarded to the States of Delaware, New Jersey, or by the U.S. General Services Administration to obtain cost savings. The CFO reiterated that the objective of the proposed modification is to obtain cost savings, utilizing existing State Contracts, regardless of the means by which the State(s) obtained them. Authority Vice-Chair Lowe questioned whether there had been any communication regarding the tabled Resolutions and the CFO reported, there has not been any further communication with the New Jersey Governor's Office, but he had spoken to New Jersey General Counsel on the matter.

b. Additional Contribution to the Pension Fund – The CFO presented the Estimated Impact of Additional Pension Contribution Analysis and noted the \$31.6 million unfunded

actuarial accrued liability due in part to losses from the 2008/2009 downturn. Due to the one year delay and smoothing techniques we use, the impact of the downturn has not been fully realized. As discussed in the November Committee meeting, the FY 2010 Operating Budget is expected to be \$4-\$5 million under budget. By contributing the unspent 2010 funds to the Pension Fund, the Funded Ratio-Actuarial Value Basis would increase from preliminary figures of 64.19% to 68.96%. Commissioner Murphy questioned what would be the target. The CFO reported that, legally, we do not have a target. If the Authority were a private-sector company falling under FASB (Financial Accounting Standards Board) rules, under 80% funding would require the Plan to be on watch, and if under 60%, it would be frozen. The CFO stated that he would like to see the Authority at 80% and this contribution would be a step toward better funding. Commissioner Murphy questioned since we have underspent the Operating Budget by \$5 million, would this be the best use of the extra money. The CFO referred the Committee to the 2011 Cash Flow Projection spreadsheet to address the question.

c. 2011 Cash Flow Projection – The CFO presented a 2011 Cash Flow Analysis spreadsheet showing fourteen months of Expenses, Revenues, Committed CIP Outlays, Net Income and Ending General Fund Balances. The Committed Outlays are projects already approved. Projects that have been discussed in Committee, but not authorized yet, include the Monopile project, Dredging, Drydocking, and Vessel Furniture, but will be spent in 2010 or 2011. The CFO reported, without taking on any new projects, by the end of December, 2011, the projected General Fund balance will be approximately \$11 million. The assumptions included the OPEB and Pension Disbursements. Every future project approved by the Projects Committee will go against the \$11 million. The Executive Director added that this is not unexpected. We have controlled our expenses very well and knowingly, utilized cash for capital improvements. The CFO noted that a toll increase will be necessary in order to pay for future capital improvements. Management has been responsible, controlled expenses, and the Authority has gone 10 plus years without increasing tolls on 88% of the traffic at the Bridge.

Regarding the best use of the \$5 million in unspent 2010 Operating Budget funds, the CFO reported that the important question is – do we address the pension liability that exists or save the money for some future uncommitted project? The CFO recommended handling the liabilities that you have before starting new ones. Commissioner Lathem expressed concern about the Board members making decisions, being second-guessed by others, and not able to responsibly do what needs to be done. Commissioner Murphy added it is likened to responsibility without authority.

The CFO added that the rating agencies know that the Authority needs a toll increase. The ratings we get assigned to our bonds will be based on our coverage ratios. Coverage ratios are based on net operating costs and holding the \$5 million does not make a difference. Applying \$5 million to the pension liability would improve the liability by approximately 5%. Historically, the Authority has maintained a \$30 million asset-to-liability match for the outstanding Variable Rate Debt Bonds (VRDB's). In 2008, during the financial crisis, rates increased and had we been unable to refinance the bonds, the Authority could have redeemed them. Given the current situation, even if we held the \$5 million, we couldn't handle that scenario today. Also, if you used the \$5 million to pay off existing debt, you would be retiring a small portion of the VRDB's, which historically is the least costly debt of the Authority. Committee Vice-Chair Traynor questioned if the CFO would still be comfortable applying the funds if the Authority did not get a toll increase in 2011. The CFO noted that if there were to be a project so critical that it would rise or fall on \$5 million then maybe those funds could have been used; however, without a toll increase all the important projects would be off the table anyway. The CFO reported that his recommendation will be to apply the \$5 million toward the \$31 million pension liability as he is not comfortable at the current 64% level. The CFO noted the always present risk is that we could make the additional contribution and the markets could turn downward farther.

Committee Vice-Chair Traynor noted that he would be willing to support; however, was unclear as to the process. The CFO explained that the FY 2010 Budget was adopted and Board approved and these funds are within the 2010 Operating Budget. We are authorized to spend these funds; however, he stressed he would not want to make the transfer if it were against the Committee's will. After discussion, the Budget & Finance Committee, along with the concurrence of the Authority Chair and Vice-Chair, agreed with the CFO's recommendation to take the unspent Operating Budget for 2010 and address the pension liability.

With no further business to discuss, a motion to adjourn was made by Commissioner Downes, and the Budget & Finance Committee adjourned at 11:34 a.m.

Without objection, the reports were ordered filed with the permanent records of the Authority

10293. COMMITTEE REPORT – PERSONNEL AND CMLF AD HOC COMMITTEES

Commissioner Favre noted that a joint meeting of the Personnel and CMLF Ad Hoc Committees convened on December 7, 2010. He reported that the two committees had related matters to discuss and it was appropriate to hold a joint meeting closed to the public. Commissioner Favre noted that with this final report, the CMLF Ad Hoc Committee was declared disbanded by Chairperson Hogan.

Commissioner Dorn then presented the following Personnel Committee portion of the meeting minutes of December 7, 2010.

**JOINT MEETING
AD HOC CAPE MAY-LEWES FERRY & PERSONNEL COMMITTEES
Tuesday, December 7, 2010
Delaware Memorial Bridge Complex
New Castle, Delaware**

A joint public meeting of The Delaware River and Bay Authority’s Ad Hoc Cape May-Lewes Ferry and Personnel Committees was held on Tuesday, December 7, 2010, at the Delaware Memorial Bridge Complex, New Castle, Delaware.

Commissioners from New Jersey
PRESENT – Ad Hoc CMLF Committee
Committee Chair Favre

Commissioners from Delaware
Committee Vice-Chair Murphy

PRESENT – Personnel Committee
Committee Chair Dorn
Commissioner Favre, Committee
Member
Commissioner Smith, Committee
Member

Committee Vice-Chair Lathem
Commissioner Murphy, Committee
Member
Commissioner Traynor, Committee
Member
Commissioner Downes
Vice-Chairperson Lowe

Chairperson Hogan

Staff
Jim Johnson, Jr.
Frank Minor
Victor Ferzetti
Jim Walls
Gerry Owens
Charlotte Crowell

Authority Secretary
Tom Pankok

Authority Chair Hogan reported that since the Ad Hoc Cape May-Lewes Ferry Committee would be discussing Personnel Matters, the Ad Hoc Cape May-Lewes Ferry Committee and the Personnel Committee would be combined to conduct a joint meeting.

1. Ad Hoc Cape May-Lewes Ferry Committee Chair Favre and Personnel Committee Chair Dorn welcomed both Committees and opened the meeting at 9:25 a.m. The Authority Secretary reported that the public meeting of the Ad Hoc Cape May-Lewes Ferry Committee and Personnel Committee had been duly noticed in accordance with the Authority’s Freedom of Information Regulations, read the Statement of Notice, and called the roll.

2. Ad Hoc Committee Chair Favre requested an Executive Session, closed to the public to discuss matters of a confidential nature. A motion was made by Commissioner Favre, seconded by Commissioner Murphy, and the Session was closed.

The following matters of a confidential nature were discussed.

- LONG RANGE PLANNING
- PERSONNEL MATTERS
- CONTRACT NEGOTIATIONS

With no further business to discuss in Executive Session, a motion to open the meeting to the public was made by Commissioner Smith, seconded by Commissioner Murphy, and the Joint Committee meeting was opened to the public.

3. Resolutions:

a. RESOLUTION 10-56 – AUTHORIZES A CONTRACT BETWEEN THE AUTHORITY AND KELLY BENEFIT STRATEGIES TO PROVIDE PROFESSIONAL EMPLOYEE BENEFITS BROKERAGE AND CONSULTING SERVICES FOR THE DELAWARE RIVER & BAY AUTHORITY –

The Chief Human Resource Officer (CHRO) reported that this Resolution had been tabled at the November meeting and after subsequent discussions, and with the concurrence of Authority Chair Hogan, questions regarding the need for these services had been answered. Commissioner Murphy made a motion, Commissioner Favre seconded, and the Personnel Committee recommended un-tabling the Resolution. The Resolution will be presented to the full Board for consideration at the December meeting.

4. Employee Performance Appraisal Program:

The CHRO presented documents for the Employee Performance Appraisal Program which included the policy, manual and forms, for informational purposes. The CHRO reported that the Program has been scheduled for implementation in January, 2011. The CHRO reported that in preparation for this implementation, all supervisors, managers, directors and Senior Leadership have been attending training in November and December on topics of coaching and conducting performance planning meetings with employees. More training is scheduled for 2011. Although no action is necessary by the Committee, the CHRO asked that if there are any questions or comments on the draft documents, please contact her, as there is a need to finalize the documents for distribution and to educate employees on the Program prior to implementation.

5. Disbanding of the Ad Hoc Cape May-Lewes Ferry Committee:

Authority Chair Hogan thanked the Ad Hoc Cape May-Lewes Ferry Committee for their work providing a comprehensive review of the Cape May-Lewes Ferry consistent with the Elliott Bay Report and Marine Master Plan. Authority Chair Hogan then declared the Ad Hoc Committee disbanded.

With no further business to discuss, Commissioner Traynor made a motion to adjourn, and the Joint Committee adjourned at 10:28 a.m.

Without objection, the reports were ordered filed with the permanent records of the Authority.

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10294. COMMITTEE REPORT – PROJECTS

Commissioner Favre presented the following Projects Committee meeting minutes of December 7, 2010.

**PROJECTS COMMITTEE
December 7, 2010
Delaware Memorial Bridge Complex
New Castle, Delaware**

A public meeting of The Delaware River and Bay Authority's Projects Committee was held on Tuesday, December 07, 2010, at the Delaware Memorial Bridge Administration Building, New Castle, Delaware.

Commissioners from New Jersey
PRESENT

Committee Chair Favre
Commissioner Dorn, Committee Member
Commissioner Smith
Authority Chair Hogan

Commissioners from Delaware
PRESENT

Committee Vice Chair Murphy
Commissioner Lathem, Committee Member
Commissioner Downes
Commissioner Traynor
Authority Vice Chair Lowe

Staff

Jim Johnson
Frank Minor
Jim Walls
Victor Ferzetti
Gerry DiNicola Owens
Charlotte Crowell
Anna Marie Gonnella-Rosato
John Sarro
Dave Hoppenjans
Michelle Griscom-Collins
Joe Larotonda
Kelly Phillips Parker

Authority Secretary

Tom Pankok

Committee Chair Favre welcomed the Projects Committee and opened the meeting at approximately 10:30 a.m. The Authority Secretary reported that the public meeting of the Projects Committee had been duly noticed in accordance with the Authority’s Freedom of Information Regulations, read the Statement of Notice, and called the roll. Those in attendance were provided an informational package consisting of one (1) draft Resolution and a monthly contractor payment chart (through November).

1. Resolution:

RESOLUTION 10-XX – General Engineering Consulting Services for the Delaware Memorial Bridge and Appurtenances

The COO reported that a public RFP had been conducted for “on-call” professional general engineering and consulting services for the Delaware Memorial Bridge and appurtenances. The Authority received and evaluated the proposals of four (4) firms and oral interviews were conducted for three (3) shortlisted firms. HNTB Corporation was ranked first for an initial term of three (3) years with one (1) optional one year renewal. Work will be completed as needs dictate based on negotiated task order proposals not to exceed the limit of the Contract. The COO advised that staff had not yet completed its analysis of HNTB’s cost proposal but will finalize prior to the December Commission meeting. Because the current GEC contract for the DMB is set to expire at the end of December, the COO asked that the committee move the Resolution to the full Board for approval conditioned upon Staff’s completion of the cost proposal analysis. A motion to move the Resolution to the full Board conditioned upon the completion of the cost analysis was made by Commissioner Favre, seconded by Commissioner Murphy, and unanimously approved. The Projects Committee recommended the Resolution be presented to the full Board for consideration at the December meeting provided that the cost proposal analysis is satisfactory to the DRBA.

2. Bid Openings:

None.

3. Contract Close-Out Actions:

None.

4. Contract Payment Review (through November): The COO informed the Committee of the monthly construction contractor payments to be made in December.

5. Miscellaneous Items/Updates:

a. Marine Master Plan: The COO briefed the Committee on the progress of the Marine Master Plan. The COO advised that staff was working with AMSEC, the Authority’s contracted marine consultant, to develop vessel service life projections and to conduct a cost analysis of re-servicing the M/V Delaware for a 20-year performance period. Staff will provide further information at a future meeting.

With no further business to discuss, a motion to adjourn was made by Committee Chair Favre, and the Projects Committee adjourned at approximately 10:40 a.m.

Without objection, the report was ordered filed with the permanent records of the Authority

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The Commissioner Downes presented the following Economic Development Committee meeting minutes of December 7, 2010.

ECONOMIC DEVELOPMENT COMMITTEE MEETING

Tuesday, December 7, 2010

Delaware Memorial Bridge Complex

New Castle, Delaware

A public meeting of The Delaware River and Bay Authority's Economic Development Committee was held on Tuesday, December 7, 2010, at the Delaware Memorial Bridge Complex, New Castle, Delaware.

Commissioners from New Jersey

PRESENT

Committee Vice-Chair Smith
Commissioner Dorn, Committee Member

Commissioner Favre
Chairperson Hogan

Commissioners from Delaware

Committee Chair Downes
Commissioner Traynor, Committee Member
Commissioner Murphy
Commissioner Lathem
Vice-Chairperson Lowe

Staff

Jim Johnson
Frank Minor
Victor Ferzetti
Jim Walls
Gerry Owens
Charlotte Crowell
Anna Marie Gonnella Rosato
Michelle Griscom Collins
John Sarro
Dave Hoppenjans
Kelly Phillips Parker

Authority Secretary

Tom Pankok

1. Committee Chair Downes welcomed the Economic Development Committee and opened the meeting at approximately 10:37 a.m. The Authority Secretary reported that the public meeting of the Economic Development Committee had been duly noticed in accordance with the Authority's Freedom of Information Regulations, read the Statement of Notice, and called the roll.

2. Action Items

a. RESOLUTION 10-XX – LEASE AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND CAPE MAY BREWING COMPANY, LLC AT THE CAPE MAY AIRPORT –

The Deputy Executive Director reported that the Resolution authorizes the lease of 1,500 square feet of space in Building 96, Unit #5 at the Cape May Airport for an annual rent of \$7,200. The initial term of the lease is for one (1) year with two (2) option periods of one (1) year each. Annual rent for the first option shall be \$9,000 and for the second option \$10,500. This is a start-up business that will be making a locally brewed beer. After discussion, Commissioner Smith made a motion, Commissioner Dorn seconded, and the Economic Development Committee unanimously recommended the Resolution be forwarded to the full Board for approval. The Resolution will be presented to the full Board for consideration at the December meeting.

b. RESOLUTION 10-XX – LEASE AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND DONALD KISSLING AT THE CAPE MAY AIRPORT –

The Deputy Executive Director reported that the Resolution authorizes the lease of approximately 19,350 square feet of land, in three separate parcels of 6,450 square feet each, at an annual rent of \$1,612.50 for each parcel. The initial term of the lease is for twenty (20) years with two (2) option periods of five (5) years each. Rent during the initial term and the option years shall increase annually by the Consumer Price Index. Rent shall also be adjusted during the initial term at year ten (10) and at the beginning of each option period to the then Fair Market Value. Mr. Kissling

desires to lease the land to construct three personal size hangars. Commissioner Downes questioned the low land value at \$0.25 per square foot. Michelle Griscom Collins reported that the Authority uses an aviation appraiser who gathers comps from sixteen different airports. The previous land value for the Cape May Airport was \$0.18 per square foot. The current land value at Millville Airport is \$0.35 per square foot and New Castle Airport is \$0.75 per square foot. The Executive Director questioned whether the FAA reviews lease agreements. It was reported that the FAA would conduct a review only if there was a complaint. After discussion, Commissioner Traynor made a motion, Commissioner Smith seconded, and the Economic Development Committee unanimously recommended the Resolution be forwarded to the full Board for approval. The Resolution will be presented to the full Board for consideration at the December meeting.

c. RESOLUTION 10-XX – LEASE AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND SOUND ADVICE AT THE CAPE MAY AIRPORT –

The Deputy Executive Director reported that the Resolution authorizes the lease of approximately 1,500 square feet of space in Building 96, Unit #4 at the Cape May Airport for an annual rent of \$7,200. The initial term of the lease is for three (3) years with two (2) option periods of one (1) year each. Rent during the second year of the initial term shall be \$9,000 and the third year of the initial term shall be \$10,500. Rent during the option years shall adjust annually by the Consumer Price Index. Sound Advice sells and installs electronic equipment in homes. After discussion, Commissioner Smith made a motion, Commissioner Dorn seconded, and the Economic Development Committee recommended the Resolution be forwarded to the full Board for approval. The Resolution will be presented to the full Board for consideration at the December meeting.

With no further business to discuss, a motion to adjourn was made by Commissioner Traynor, seconded by Commissioner Smith, and the Economic Development Committee adjourned at 10:44 a.m.

Without objection, the report was ordered filed with the permanent records of the Authority

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10296. COMMITTEE REPORT – AUDIT & GOVERNANCE

Commissioner Downes presented the following Audit & Governance Committee meeting minutes of December 7 and 21, 2010.

AUDIT & GOVERNANCE COMMITTEE MEETING
Tuesday, December 7, 2010
 Delaware Memorial Bridge Complex
 New Castle, Delaware

A public meeting of The Delaware River and Bay Authority’s Audit & Governance Committee was held on Tuesday, December 7, 2010, at the Delaware Memorial Bridge Complex, New Castle, Delaware.

Commissioners from New Jersey
PRESENT

Committee Vice-Chair Favre
 Commissioner Dorn, Committee Member
 Commissioner Smith
 Chairperson Hogan

Commissioners from Delaware

Committee Chair Downes
 Commissioner Lathem, Committee Member
 Commissioner Murphy
 Commissioner Traynor
 Vice-Chairperson Lowe

Staff

Jim Johnson
 Frank Minor
 Victor Ferzetti
 Jim Walls
 Gerry Owens
 Charlotte Crowell
 Joe Larotonda
 Anna Marie Gonnella Rosato
 John Sarro

Authority Secretary

Tom Pankok

Invited Guests

Clifton Gunderson LLP
 Nancy Gunza
 Mike Stephens
 Brian Lyman
 Joel Eshleman

1. Committee Chair Downes welcomed the Audit & Governance Committee and opened the meeting at approximately 9:08 a.m. The Authority Secretary reported that the Audit & Governance Committee had been duly noticed in accordance with the Authority's Freedom of Information Regulations, read the Statement of Notice, and called the roll.

Prior to the start of the meeting, Authority Chair Hogan addressed the Committee regarding the Board's shared frustrations with requests to pull or table Resolutions. Authority Chair Hogan reported that, in conjunction with discussions with Vice-Chair Lowe, it was recommended that the Executive Director provide staff with deadlines for agenda submissions and to enforce those deadlines. The agendas to be presented the day of the Committee meetings would be final, barring any emergencies, for subsequent Board consideration and action at the monthly Board meeting. The Executive Director reported that he will be submitting a series of deadline dates for each month and, if missed, those items will be included on the agenda for the following month. Abiding by the deadlines should allow the respective Governors' Offices adequate time to review and communicate any questions or issues with Authority staff. Committee Chair Downes questioned whether there had been any communications from the New Jersey Governor's office regarding the Resolutions tabled in November. Authority Chair Hogan reported there has been none. The Executive Director noted that a series of dates had been submitted to re-schedule a meeting cancelled by the New Jersey Governor's representative. Committee Chair Downes stated that we should initiate contact and not wait to be contacted.

2. Scope of 2010 Audit

Committee Chair Downes turned the meeting over to the Chief Financial Officer (CFO). The CFO reported that an RFP for Independent Auditing Services had been conducted; Clifton Gunderson was selected as the top ranked firm. The selection was authorized by Resolution in September. He noted that Clifton Gunderson is the thirteenth largest firm in the country with local offices in Philadelphia, New Jersey, and Maryland. The CFO introduced Nancy Gunza, Lead Engagement Partner. Ms. Gunza then introduced her team members, Mike Stephens, Brian Lyman, and Joel Eshleman. Ms. Gunza reviewed the Scope of the 2010 Audit. The following was presented.

- Task Requirements and Deliverables
- Tentative Schedule
- Overall Audit Approach
- Risk Analysis Factors
- Information Technology

Authority Chair Hogan questioned the CFO regarding an outstanding matter from the 2009 Audit regarding day loans. The CFO reported that the matter was limited to one individual and the overall shortage in Food Service was approximately \$800 on revenue of \$4.2 million.

Committee Vice-Chair Favre stated that he, as well as Committee Chair Downes, wanted to make sure that the Auditors were comfortable contacting them directly in the event there were any issues needing attention and looks forward to a positive working relationship. Committee Chair Downes asked if the Committee had any questions and there were none. The Committee thanked Clifton Gunderson for their presentation.

Committee Chair Downes asked if the Committee wished to discuss the Authority By-Laws. There was no request for discussion.

There being no further business to discuss, a motion to adjourn was made by Commissioner Favre, seconded by Commissioner Dorn, and was unanimously approved. The Audit & Governance Committee meeting adjourned at 9:25 a.m.

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AUDIT & GOVERNANCE COMMITTEE MEETING
Tuesday, December 21, 2010
Delaware Memorial Bridge Complex
New Castle, Delaware

A public meeting of The Delaware River and Bay Authority's Audit & Governance Committee was held on Tuesday, December 21, 2010, at the Delaware Memorial Bridge Complex, New Castle, Delaware.

Commissioners from New Jersey

PRESENT

Committee Vice-Chair Favre
Commissioner Dorn, Committee
Member
Commissioner Van Sant,
Committee Member
Commissioner Smith

Chairperson Hogan

Legal Counsel

Phil Norcross - NJ

Governors' Representatives

Johanna Jones - NJ

Staff

Jim Johnson, Jr.
Frank Minor
Victor Ferzetti
Jim Walls
Gerry Owens
Charlotte Crowell
Anna Marie Gonnella Rosato
John Sarro
Steve Williams
Michelle Griscom-Collins

Commissioners from Delaware

Committee Chair Downes
Commissioner Lathem,
Committee Member
Commissioner Murphy

Vice-Chairperson Lowe

Mike Houghton - DE

Authority Secretary

Tom Pankok

1. Committee Chair Downes welcomed the Audit & Governance Committee and opened the meeting at approximately 10:00 a.m. The Authority Secretary reported that the Audit & Governance Committee had been duly noticed in accordance with the Authority's Freedom of Information Regulations, read the Statement of Notice, and called the roll.

2. RESOLUTION 10-69 – AFFIRMATION OF AUTHORITY ACTIONS IN PRIOR YEARS THAT ABOLISHED ANY AND ALL FREE PASSAGE UNRELATED TO OFFICIAL AUTHORITY BUSINESS WITH E-ZPASS AND REVOCATION OF RESOLUTION 94-14

Committee Chair Downes asked whether there were any questions from the Committee, Legal Counsel or others, and there were none. Authority Vice-Chair Lowe noted that the topic had been previously discussed at length. Commissioner Van Sant made a motion, Commissioner Lathem seconded, and the Audit & Governance Committee unanimously recommended forwarding the Resolution to the full Board for approval. The Resolution will be presented to the full Board for consideration during today's Board meeting.

There being no further business to discuss, a motion was made by Commissioner Favre, and the Audit & Governance Committee meeting adjourned at 10:02 a.m.

Without objection, the reports were ordered filed with the permanent records of the Authority.

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10297. DELAWARE RIVER AND BAY AUTHORITY – TRAFFIC AND REVENUE SUMMARY.

The Chief Financial Officer (CFO) presented a chart showing Actual versus Projected Revenues for the Delaware Memorial Bridge, the Cape May-Lewes Ferry, Airports, Three Forts Ferry Crossing, and Food Services for the month of October, 2010.

Without objection, the chart was ordered filed with the permanent records of the Authority.

10298. DELAWARE RIVER AND BAY AUTHORITY – STATEMENT OF INCOME AND EXPENSE.

The CFO presented a chart showing statements of income and expenses for the month of October, 2010 with comparisons to the same periods last year.

Without objection, the chart was ordered filed with the permanent records of the Authority.

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10299. DELAWARE RIVER AND BAY AUTHORITY – OPERATING EXPENSE BY DIVISION.

The CFO presented a chart for November showing expenses by division for the quarter to date vs. the projected quarter and for year to date vs. total budget.

Without objection, the chart was ordered filed with the permanent records of the Authority.

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10300. DELAWARE RIVER AND BAY AUTHORITY – CAPITAL IMPROVEMENT PROGRAM.

The CFO presented a chart for the month of November, 2010 showing the capital budget for crossing and economic development projects and dollars committed to date for the projects. The chart also includes cash expenditures spent to date for the committed projects.

Without objection, the chart was ordered filed with the permanent records of the Authority.

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10301. DELAWARE RIVER AND BAY AUTHORITY – CASH POSITION (MARKET VALUE) AS OF NOVEMBER 30, 2010.

The CFO presented charts indicating the cash fund balances for the entire Authority.

Without objection, the chart was ordered filed with the permanent records of the Authority.

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10302. PUBLIC COMMENT ON ACTION ITEMS.

Chairperson Hogan presented the following action items that were being considered and asked for public comment.

- Resolution 10-56 Authorizes a Contract with Kelly Benefit Strategies for Professional Employee Benefits Brokerage and Consulting Services
- Resolution 10-64 Authorizes a Contract with The Walters Nixon Group for Prof 3rd Party Claims Adm
- Resolution 10-65 Authorizes a Contract with HNTB Corp for Professional “On Call” GE Consulting Services for the DMB and Appurtenances for the Authority
- Resolution 10-66 Lease Agreement with Cape May Brewing Co at the Cape May Airport
- Resolution 10-67 Lease Agreement with Donald Kissling at the Cape May Airport
- Resolution 10-68 Lease Agreement with Sound Advice at the Cape May Airport
- Resolution 10-69 Affirmation of Authority Actions in Prior Years that Abolished Any and All Free Passage Unrelated to Official Authority Business with EZ-Pass and Revocation of Resolution 94-14

There were no public comments.

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10303. SUMMARY OF AUTHORIZED CONTRACT PAYMENTS.

Contract No.	Contractor	Current Amount
DMB-10-01	Allied Painting, Inc.	45,000.00
DMB-10-02	Allied Painting, Inc	93,600.00
DMB-09-02	Mumford and Miller	154,336.27
DMB-09-04R	Robert Mullin HVAC Contractors	7,614.00
DMB-05-01R	Cornell & Company	766,066.26
DMB-04-01	Mumford and Miller	141,619.14
CMLF-06-03R	PKF-Mark III, Inc.	182,288.70
CMLF-08-02	Mumford and Miller	91,422.41
NCA-10-01	Ralph G. Degli Obizzi & Sons	8,325.00
NCA-08-01	Diamond Materials, LLC	50,887.94
CMA-07-03	MD Remodeling	92,206.60

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10304. CHAIRPERSON’S CALL FOR ACTION ON THE RESOLUTIONS BEFORE THE BOARD

A motion to untable and reconsider Resolution 10-56 was made by Commissioner Lathem, seconded by Commissioner Downes, and approved by a voice vote of 9-0.

RESOLUTION 10-56 – AUTHORIZES A CONTRACT BETWEEN THE AUTHORITY AND KELLY BENEFIT STRATEGIES TO PROVIDE PROFESSIONAL EMPLOYEE BENEFITS BROKERAGE AND CONSULTING SERVICES FOR THE DELAWARE RIVER AND BAY AUTHORITY

WHEREAS, The Delaware River and Bay Authority (the “Authority”) was created for the purpose of advancing economic growth and development within the Counties of Delaware, and New Jersey which border the Delaware River and Bay by providing for, planning and engaging in projects which will enhance the future economic growth and development of those areas; and

WHEREAS, the Authority seeks to engage a consultant to provide professional employee benefits brokerage and consulting services; and

WHEREAS, the Authority desires to procure those professional employee benefits brokerage and consulting services with an initial term of three (3) years with one (1) optional one-year renewal, such renewal to be authorized by the originating committee with the consent of the Chairperson and Vice Chairperson of the Board of Commissioners; and

WHEREAS, the Authority publicly advertised and issued a Request for Proposal (“RFP”) for the required professional employee benefits brokerage and consulting services in compliance with Resolution 98-31, as amended by Resolution 09-52, which governs the procedure for the procurement of professional services; and

WHEREAS, the Authority received and evaluated seven (7) proposals pursuant to the aforementioned requirements; and

WHEREAS, the Authority short-listed four (4) firms and conducted oral interviews; and

WHEREAS, Kelly Benefit Strategies was designated first on the preference list; and

WHEREAS, the Authority negotiated for services at compensation determined to be fair and reasonable with Kelly Benefit Strategies, and in making such determination, conducted an analysis of the cost of the services in addition to considering the scope and complexity; and

WHEREAS, the not to exceed limits for these services are \$125,000 per year for each year of the initial term of three (3) years; and

WHEREAS, the not to exceed limit for the optional renewal term of one (1) year shall be negotiated if exercised; and

WHEREAS, the Personnel Committee reviewed the recommendation and concurs with the evaluation.

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of a Services Agreement with Kelly Benefit Strategies to provide professional employee benefits brokerage and consulting services for the Authority and to have such Agreement, with the advice and consent of Counsel, executed by the Chairperson, Vice-Chairperson and Executive Director.

A motion to approve Resolution 10-56 was made by Commissioner Dorn, seconded by Commissioner Murphy, and approved by a roll call vote of 9-0.

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RESOLUTION 10-64 – AUTHORIZES A CONTRACT BETWEEN THE AUTHORITY AND THE WALTERS NIXON GROUP, INC. TO PROVIDE PROFESSIONAL THIRD PARTY CLAIMS ADMINISTRATION FOR THE DELAWARE RIVER AND BAY AUTHORITY

WHEREAS, The Delaware River and Bay Authority (the “Authority”) is a bi-state Authority created by Compact for the purpose of owning, operating and controlling both Crossing and Non-Crossing facilities; and

WHEREAS, the Authority seeks to engage a consultant to provide professional third party marine claims administration services (“Services”); and

WHEREAS, the Authority desires to procure those Services with an initial term of three (3) years with one (1) optional one year renewal, such renewal to be authorized by the originating committee with the consent of the Chairperson and Vice Chairperson of the Board of Commissioners; and

WHEREAS, the Authority publicly advertised and issued a Request for Proposal (“RFP”) for the required Services in compliance with Resolution 98-31, as amended by Resolution 09-52, which governs the procedure for the procurement of professional services; and

WHEREAS, the Authority received and evaluated two (2) proposals pursuant to the aforementioned requirements; and

WHEREAS, the Authority short-listed one (1) firm, The Walters Nixon Group, Inc. (“Walters Nixon”) and conducted an oral interview; and

WHEREAS, the Authority negotiated for services at compensation determined to be fair and reasonable with Walters Nixon and, in making such determination, conducted an analysis of the cost of the services in addition to considering the scope and complexity; and

WHEREAS, the not to exceed limits for these services are \$225,000 for the initial term of three (3) years and \$75,000 for the optional renewal term of one (1) year; and

WHEREAS, the Budget & Finance Committee reviewed the recommendation and concurs with the evaluation.

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of a Services Agreement with Walters Nixon to provide Services for the Authority and to have such Agreement, with the advice and consent of Counsel, executed by the Chairperson, Vice-Chairperson and Executive Director.

A motion to approve Resolution 10-64 was made by Commissioner Favre, seconded by Commissioner Smith, and approved by a roll call vote of 9-0.

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RESOLUTION 10-65 – AUTHORIZES A CONTRACT BETWEEN THE AUTHORITY AND HNTB CORPORATION TO PROVIDE PROFESSIONAL “ON-CALL” GENERAL ENGINEERING CONSULTING SERVICES FOR THE DELAWARE MEMORIAL BRIDGE AND APPURTENANCES FOR THE DELAWARE RIVER AND BAY AUTHORITY

WHEREAS, The Delaware River and Bay Authority (the “Authority”) operates and maintains the Delaware Memorial Bridge (“DMB”) located in New Castle County, Delaware, and Salem County, New Jersey; and

WHEREAS, the Authority seeks to engage a consultant to provide professional “on-call” general engineering consulting services for the DMB and appurtenances; and

WHEREAS, the Authority desires to procure those professional “on-call” general engineering consulting services for the DMB and appurtenances with an initial term of three (3) years with one (1) optional one year renewal, such renewal to be authorized by the originating committee with the consent of the Chairperson and Vice Chairperson of the Board of Commissioners; and

WHEREAS, the Authority publicly advertised and issued a Request for Proposal (“RFP”) for the required professional “on-call” general engineering consulting services for the DMB and appurtenances in compliance with Resolution 98-31, as amended by Resolution 09-52, which governs the procedure for the procurement of professional services; and

WHEREAS, the Authority received and evaluated four (4) proposals pursuant to the aforementioned requirements; and

WHEREAS, the Authority short-listed three (3) firms and conducted oral interviews; and

WHEREAS, HNTB Corporation was designated first on the preference list; and

WHEREAS, the estimated budget for such services is \$850,000 annually with a not to exceed limit of \$2,550,000 for the initial three (3) year period and a not to exceed limit of \$850,000 for the one (1) year optional renewal period; and

WHEREAS, the Authority negotiated for services at compensation determined to be fair and reasonable with HNTB Corporation, and in making such determination, conducted an analysis of the cost of the services in addition to considering the scope and complexity; and

WHEREAS, the Projects Committee reviewed the recommendation and concurs with the evaluation.

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of a Services Agreement with HNTB Corporation to provide professional “on-call” general engineering consulting services for the DMB and appurtenances for the Authority and to have such Agreement, with the advice and consent of Counsel, executed by the Chairperson, Vice-Chairperson and Executive Director.

A motion to approve Resolution 10-65 was made by Commissioner Smith, seconded by Commissioner Murphy, and approved by a roll call vote of 9-0.

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RESOLUTION 10-66 – LEASE AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND CAPE MAY BREWING COMPANY, LLC AT THE CAPE MAY AIRPORT

WHEREAS, The Delaware River and Bay Authority (the “Authority”), is the operator of the Cape May Airport (“Airport”), Cape May, New Jersey; and

WHEREAS, Cape May Brewing Company, LLC. (“Cape May Brewing”) desires to lease approximately 1,500 square feet of space in Building 96, Unit #5 at the Airport; and

WHEREAS, Cape May Brewing has agreed to pay the Authority annual rent in the amount of Seven Thousand Two Hundred Dollars (\$7,200.00); and

WHEREAS, the initial term of the Lease Agreement (“Agreement”) is for one (1) year; and

WHEREAS, Cape May Brewing, with the consent of the Authority, shall have the option of renewing this Agreement for two (2) option periods of one (1) year each; and

WHEREAS, rent during the first option period shall be Nine Thousand Dollars (\$9,000.000) annually and rent during the second option period shall be Ten Thousand Five Hundred (\$10,500.00) annually.

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of the Lease Agreement with Cape May Brewing and, with the advice and consent of counsel, to have such Agreement executed by the Chairperson, Vice Chairperson, and the Executive Director.

A motion to approve Resolution 10-66 was made by Commissioner Favre, seconded by Commissioner Downes, and approved by a roll call vote of 9-0.

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RESOLUTION 10-67 – LEASE AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND DONALD KISSLING AT THE CAPE MAY AIRPORT

WHEREAS, The Delaware River and Bay Authority (the “Authority”), is the operator of the Cape May Airport (“Airport”), Cape May, New Jersey; and

WHEREAS, Donald Kissling desires to lease approximately 19,350 square feet of land in three (3) separate parcels of approximately 6,450 square feet at the Cape May Airport; and

WHEREAS, Donald Kissling has agreed to pay the Authority annual rent in the amount of One Thousand Six Hundred and Twelve Dollars 50/100(\$1,612.50) for each parcel; and

WHEREAS, the initial term of the Lease Agreement (“Agreement”) is for twenty (20) years; and

WHEREAS, Donald Kissling, with the consent of the Authority, shall have the option of renewing this Agreement for two (2) option periods of five (5) years each; and

WHEREAS, rent shall adjust during the initial term at year ten (10) and at the beginning of each option period to the then Fair Market Value (FMV); and

WHEREAS, rent during the initial term and the option years shall increase annually by the Consumer Price Index (CPI).

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of the Lease Agreement with Donald Kissling and, with the advice and consent of counsel, to have such Agreement executed by the Chairperson, Vice Chairperson, and the Executive Director.

A motion to approve Resolution 10-67 was made by Commissioner Dorn, seconded by Commissioner Van Sant, and approved by a roll call vote of 9-0.

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RESOLUTION 10-68 – LEASE AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND SOUND ADVICE AT THE CAPE MAY AIRPORT

WHEREAS, The Delaware River and Bay Authority (the “Authority”), is the operator of the Cape May Airport (“Airport”), Cape May, New Jersey; and

WHEREAS, Sound Advice desires to lease approximately 1,500 square feet of space in Building 96, Unit #4 at the Cape May Airport; and

WHEREAS, Sound Advice (“Sound”) has agreed to pay the Authority annual rent in the amount of Seven Thousand Two Hundred Dollars (\$7,200.00); and

WHEREAS, the initial term of the Lease Agreement (“Agreement”) is for three (3) years; and

WHEREAS, Sound, with the consent of the Authority, shall have the option of renewing this Agreement for two (2) option periods of one (1) year each; and

WHEREAS, rent during the second year of the initial term shall be Nine Thousand Dollars (\$9,000.000) annually and rent during the third year of the initial term shall be Ten Thousand Five Hundred (\$10,500.00) annually; and

WHEREAS, rent during the option years shall adjust annually by the Consumer Price Index (CPI).

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of the Lease Agreement with Sound and, with the advice and consent of counsel, to have such Agreement executed by the Chairperson, Vice Chairperson, and the Executive Director.

A motion to approve Resolution 10-68 was made by Commissioner Van Sant, seconded by Commissioner Murphy, and approved by a roll call vote of 9-0.

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RESOLUTION 10-69 – AFFIRMATION OF AUTHORITY ACTIONS IN PRIOR YEARS THAT ABOLISHED ANY AND ALL FREE PASSAGE UNRELATED TO OFFICIAL AUTHORITY BUSINESS WITH E-ZPASS AND REVOCATION OF RESOLUTION 94-14.

WHEREAS, The Delaware River and Bay Authority (the “Authority”) is a bi-state Authority of the State of Delaware and the State of New Jersey created by Compact that owns, operates and controls the Delaware Memorial Bridge, Cape May-Lewes Ferry and five (5) regional airports; and

WHEREAS, the Authority in July 2001 began collecting tolls on the Delaware Memorial Bridge electronically as a member of the E-ZPass consortium; and

WHEREAS, the Authority, since the inception of E-ZPass, never permitted its employees or retirees free usage on the Delaware Memorial Bridge with E-ZPass; and

WHEREAS, in 2008 free E-ZPass privileges for Commissioners to use the Delaware Memorial Bridge were eliminated; and

WHEREAS, the Authority through the passage of Resolution 94-14 authorized the Executive Director to establish a free passage policy to the Cape May Lewes Ferry for Authority employees and their immediate families only in situations when said free passage did not displace paying customers; and

WHEREAS, the Executive Director revoked this policy effective September 1, 2010 for all forms of free passage unrelated to official Authority business.

NOW, THEREFORE, BE IT RESOLVED, that Resolution 94-14 is hereby revoked and that the Authority further affirms that now and into the future Commissioners, employees and retirees have not and will not be permitted free E-ZPass privileges on the Delaware Memorial Bridge unrelated to official Authority business.

A motion to approve Resolution 10-69 was made by Commissioner Van Sant, seconded by Commissioner Dorn, and approved by a roll call vote of 9-0.

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10305. COMMISSIONERS PUBLIC FORUM

Commissioner Hogan asked if anyone from the public would like to speak.

Christopher Field, President of FOP Local #14 and DRBA Police Officer spoke. He noted the presence of Lodge members at the meeting then stated that he was disappointed that Resolution 10-58 was pulled from the agenda. He said that there is a belief that by passing the MOU the Authority

will lose its bargaining chip but in fact it would bolster it. Local #14 is anxious to get back to the table and work on the issues. He then wished everyone a Merry Christmas and a Happy New Year.

Chairperson Hogan thanked Mr. Field and noted that the negotiations will move forward.

Commissioner Lathem noted that the employee's United Way Campaign is nearing the end and that he would like the Board to consider matching employee contributions.

Chairperson Hogan suggested the request be brought before the Budget & Finance Committee.

Commissioner Favre, speaking on behalf of the Commissioners, noted that the Authority has professional employees and wanted to thank all of them for their service.

Commissioner Dorn said that he appreciated the efforts of the Authority's fine police force then wished everyone a Merry Christmas and Happy New Year.

Chairperson Hogan wished everyone a happy holiday.

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There being no further business, a motion to adjourn was made by Commissioner Downes seconded by Commissioner Favre and unanimously carried.

The meeting was adjourned 11:10 a.m.

Respectfully submitted,

THE DELAWARE RIVER AND BAY AUTHORITY

Thomas A. Pankok
Secretary