

BURLINGTON COUNTY BRIDGE COMMISSION

MEETING MINUTES

December 12, 2017

Chairman Comegno called the meeting to order. The Compliance Statement was read by the Commission Secretary:

"This meeting is to be conducted in accordance with notice requirements of P.L. 1975, CH. 231. A 'Notice of Meeting' was posted in a public place on November 16, 2017 at the entrance to the Administration Building, Headquarters of this Commission, with copies of such notice being delivered to the Camden *Courier Post* and *Burlington County Times* for publication and posted on the Burlington County Bridge Commission Website."

Commissioners Present: Chairman John B. Comegno II
Vice-Chairman James D. Fattorini
Commissioner Troy E. Singleton

Others Present: John D. Jeffers, Executive Director
Christine J. Nociti, Chief Financial Officer
Kathleen M. Wiseman, Secretary/Office Mgr/Mgr of Records
Anthony T. Drollas Jr., Solicitor
Elizabeth Verna, Chief of Staff
Constance Borman, Human Resources Director
Patrick Reilly, Director of Public Safety and Security
John Moore, Director, Palmyra Cove Nature Park
James Fletcher, Director, Projects & Engineering
Stanley Ozalis, Manager, Technical Operations
Phillip Adams, Director, Burlington-Bristol Bridge & Tacony-Palmyra Bridge
Michael McCarron, Director of Tolls and Tower Operations
Dave Leh, Accounting Manager
Al Ziegler, Director of Maintenance
Michelle Chiemiego, Purchasing Agent
Jeffrey Kish, Assistant to Director, Tolls & Tower Operations
Larry Egan, Pennoni Engineering
John Zarsky, Pennoni Engineering
Sascha Harding, Pennoni Engineering

Chairman Comegno led the flag salute followed by a moment of silence.

APPROVAL OF THE MINUTES

Commissioner Singleton moved to approve the minutes from the November 8, 2017 Commission Meeting. Vice-Chairman Fattorini seconded the motion. The motion passed unanimously.

ACCEPTANCE OF ECONOMIC DEVELOPMENT MINUTES

Vice-Chairman Fattorini moved to accept the minutes of the November 2017 Economic Development Meeting. Commissioner Singleton seconded the acceptance. Acceptance passed unanimously.

DISBURSEMENTS LIST

Commissioner Singleton moved to approve disbursements made from November 9, 2017 through December 12, 2017 as included in the list as presented. Vice-Chairman Fattorini seconded the motion. The motion passed with the following abstentions:

Vice-Chairman Fattorini abstained from Voucher Number 17-00146 and Commissioner Singleton abstained from Voucher Numbers 18-00260, 17-01980, 17-01983, 18-00252, 17-00026, 18-00220, 18-00240, 18-00221, 18-00295, 17-01967 and 17-01968.

EXECUTIVE DIRECTOR'S REPORT

Executive Director Jeffers asked the Commission to consider the following resolutions:

RESOLUTION NO. 2017-124

RESOLUTION RATIFYING CERTAIN PURCHASES THROUGH THE STATE OF NEW JERSEY COOPERATIVE PURCHASING PROGRAM DURING FISCAL YEAR 2017.

WHEREAS, the Burlington County Bridge Commission ("Commission") has purchased certain equipment, supplies, and services during Fiscal Year 2017 (October 1, 2016 to September 30, 2017) through the State of New Jersey Cooperative Purchasing Program; and

WHEREAS, the Contracting Officer and/or the Purchasing Agent recommended certain purchases through the State of New Jersey Cooperative Purchasing Program during the Fiscal Year 2016; and

WHEREAS, those purchases on the list attached hereto and made a part hereof were made from the listed vendor(s) under the New Jersey State Contract at the time of the issuance of the purchase order(s); and

WHEREAS, purchase orders issued in lieu of the Certification of Funds totaling \$1,644,675.61 which were signed by the Purchasing Agent indicated that funds were available for these purchases.

NOW, THEREFORE, BE IT RESOLVED by the Commission that for the reasons set forth above the purchases of goods and services made from the vendors set forth on the list attached during the Fiscal Year 2017 are recognized by the Commission as made in accordance with the terms and conditions of the Local Public Contracts Law, as

authorized by law and said purchases are accordingly hereby ratified by the Commission.

FY 2017 NJ State Contract Purchases

Name	Amount	Contract Number
Bridgestate Foundry Corporation	\$ 5,097.00	71627
Computer Systems and Methods	10,976.30	89980
Crystal Springs DS Waters of America	1,402.39	83767
Dell Marketing LP	119,071.67	89850
Eplus Technology, Inc.	814,157.37	87720
Fleetcard Inc., dba Impac Fleet	71,232.17	87676
Frank Mazza & Son	12,539.22	65748
Goodyear Wholesale Tire Center	7,556.94	82527
Hewlett Packard Enterprise Co.	24,500.16	40116
Konica Minolta Business Solutions	20,219.57	52046
Kyocera Document Solutions	720.00	53090
Lawmen Supply Company of NJ	13,759.75	81360
Lowe's	8,620.99	82951
Majestic Oil Co.	5,089.60	41864
Motorola Solutions, Inc.	17,692.85	53804
Office Solutions, Inc.	3,600.00	80802
Oracle Corporation	21,120.65	42967
Pitney Bowes Government Accounts	2,830.62	75237
RICOH USA, Inc.	2,030.40	64039
Sherwin Williams	462.76	73153

Software House International	124,722.60	89851
Tri-County Termite & Pest	3,400.00	81119
Tyco Integrated Security LLC	49,189.15	77349
United Parcel Service	431.90	82676
Verizon Wireless Services, LLC.	17,502.83	82583
Waste Management of NJ, Inc.	7,385.66	40379
W.B. Mason Co.	76,646.03	88839
Chas. S. Winner, Inc.	188,079.01	88728
W.W. Grainger, Inc.	14,638.02	79875
Total	\$ 1,644,675.61	

Vice-Chairman Fattorini moved to approve. Commissioner Singleton seconded the motion. The motion passed unanimously.

RESOLUTION NO. 2017-125

RESOLUTION EXTENDING YEAR TWO OF THE ELECTRICAL PARTS & SUPPLIES CONTRACT TO FRANKLIN ELECTRIC CO. (NO ADDITIONAL APPROPRIATION).

WHEREAS, the Burlington County Bridge Commission ("Commission") requires an electrical supply house to provide various electrical parts and supplies to be used for maintenance on all bridges and facilities; and

WHEREAS, bids were solicited by the Purchasing Agent for a contract entitled "Electrical Parts & Supplies (BCBC-201504)" for the period January 1, 2016 to December 31, 2016 with an option of a one (1) year extension expiring on December 31, 2017 pursuant to N.J.S.A. 40A:11-16(6); and

WHEREAS, Commission staff recommended that the Commission award a contract for Year One (January 1, 2016 through December 31, 2016) to Franklin Electric Co. ("Franklin") with the option to award the contract to Franklin for Year Two; and

WHEREAS, pursuant to Resolution No. 2016-150, the Commission entered into Year Two of a contract with Franklin for the period January 1, 2017 through December 31, 2017; and

WHEREAS, Commission staff is currently reviewing electrical parts and supplies specifications for bid solicitations of a new contract, and finds it necessary to extend Year Two of the contract an additional one (1) month until a new solicitation has been advertised and recommended for award.

NOW, THEREFORE, BE IT RESOLVED by the Burlington County Bridge Commission as follows:

1. The terms, conditions and duties outlined in Resolution No. 2016-150 appointing Franklin are incorporated herein by reference, and for the reasons hereinabove expressed, the existing contract between the Commission and Franklin is hereby extended to and until January 31, 2018.

2. Notice of adoption of this Resolution shall be published in the Burlington County Times, as required by law.

Commissioner Singleton moved to approve. Vice-Chairman Fattorini seconded the motion. The motion passed unanimously.

RESOLUTION NO. 2017-126

RESOLUTION AWARDING A CONTRACT TO INTELLIGENT INFRASTRUCTURE SYSTEMS ("IIS") FOR LOAD RATING ANALYSIS ON THE BURLINGTON-BRISTOL AND TACONY-PALMYRA BRIDGES.

WHEREAS, the Burlington County Bridge Commission ("Commission") has entered into a Shared Services Agreement with the Burlington County Board of Chosen Freeholders ("County"), Rowan College at Burlington County, Burlington County Institute of Technology/Special Services School and Burlington County Library Commission ("Shared Services Entities") whereby those entities agreed to share various types of services, for their mutual benefit; and

WHEREAS, pursuant to that agreement, the Commission utilizes a shared, publicly-advertised Request for Qualifications ("RFQ") and a shared pool of qualified professionals for the years 2017-2018, with the County acting as the lead agency for the issuance of the RFQ and the creation of the pool; and

WHEREAS, the Commission, and each Shared Service Entity, solicits proposals and enters into contracts for specified project assignments, as needed; and

WHEREAS, the Commission has determined that it requires the services of an engineering firm capable of performing a load rating analysis on both the Burlington-Bristol and Tacony-Palmyra bridges; and

WHEREAS, Intelligent Infrastructure Systems ("IIS") has been approved as a

qualified professional and is a member of the shared pool; and

WHEREAS, upon receipt and review of the proposal submitted by IIS it was determined that the proposal provided acceptable and appropriate contract terms and conditions for the Commission; and

WHEREAS, this contract is being awarded through a fair and open process, pursuant to N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the maximum amount of this contract shall be Four Hundred Ninety-Seven Thousand Dollars (\$497,000.00), and sufficient funds are available for payment for those services as evidenced by the Certificate of Availability of Funds, attached hereto; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the Resolution authorizing the award of contracts for such services and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Burlington County Bridge Commission as follows:

1. The Commission hereby awards a contract for the services as set forth above to IIS, and the Executive Director and the Secretary of the Commission are hereby authorized to execute an Agreement with IIS.

2. This contract is awarded through a fair and open process, pursuant to N.J.S.A. 19:44A-20.4 et seq.

3. The amount of this contract shall not exceed Four Hundred Ninety-Seven Thousand Dollars (\$497,000.00), and the contract shall extend from December 12, 2017 to and until the end of the project.

4. Notice of adoption of this Resolution shall be published in the Burlington County Times, as required by law.

Vice-Chairman Fattorini moved to approve. Commissioner Singleton seconded the motion. The motion passed unanimously.

RESOLUTION NO. 2017-127

RESOLUTION AWARDING A CONTRACT TO PSX INC. TO PROVIDE SECURITY SYSTEMS SERVICE AND SUPPORT.

WHEREAS, the Burlington County Bridge Commission ("Commission") requires the services of a firm to provide a service and support agreement relating to the

Commission's video management system, CCTV camera/audio system, access control system, and various supporting infrastructure; and

WHEREAS, proposals were solicited by the Commission for a contract entitled "Security Systems Service and Support" for the first year ending December 31, 2018 with options for the periods January 1, 2019 to December 31, 2019 and January 1, 2020 to December 31, 2020 pursuant to N.J.S.A. 40A:11-15(6); and

WHEREAS, Commission staff recommended that the Commission award the contract for Year One (January 1, 2018 through December 31, 2018) to PSX Inc. ("PSX") in the amount of \$120,000.00 with the option to extend the contract for Years Two and Three; and

WHEREAS, the Chief Financial Officer of the Commission has determined that sufficient funds are available for payment for said services, as evidenced by the Certificate of Availability of Funds attached hereto and made a part hereof.

NOW, THEREFORE, BE IT RESOLVED by the Burlington County Bridge Commission as follows:

1. The Burlington County Bridge Commission hereby awards a contract for Security Systems Service and Support as set forth above to PSX, and the Executive Director and the Secretary of the Commission are hereby authorized to execute a contract with PSX.

2. The maximum amount of this contract shall not exceed One Hundred Twenty Thousand Dollars (\$120,000.00), and the contract shall extend from January 1, 2018 to and until December 31, 2018.

3. Notice of adoption of this resolution shall be published in the Burlington County Times, as required by law.

Commissioner Singleton moved to approve. Vice-Chairman Fattorini seconded the motion. The motion passed unanimously.

RESOLUTION NO. 2017-128

RESOLUTION CONSENTING TO THE AMENDMENT TO THE BOND AGREEMENT WITH LUTHERAN HOME AT MOORESTOWN AND TD BANK, N.A. AND AUTHORIZING THE RE-ISSUANCE OF THE BURLINGTON COUNTY BRIDGE COMMISSION'S REVENUE BONDS (LUTHERAN HOME AT MOORESTOWN PROJECT) 2005 SERIES B IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$6,930,000; AUTHORIZING AND APPROVING THE EXECUTION AND DELIVERY

OF FIRST AMENDMENT TO THE BOND AGREEMENT AND RELATED INSTRUMENTS; AND AUTHORIZING OTHER FURTHER AND NECESSARY ACTION IN CONNECTION THEREWITH.

WHEREAS, the Burlington County Bridge Commission ("Commission") is authorized pursuant to the Self-Liquidating Bridges Act, constituting Chapter 17 of the Pamphlet Laws of 1934 of the State of New Jersey, as amended ("Act"), to extend credit or make loans to any person for the planning, design, acquisition, construction, improvement, equipping and funding of any project authorized by the Act; and

WHEREAS, the Commission issued its Revenue bonds (Lutheran Home at Moorestown Project) 2005 Series B ("Series B Bonds") and lent the proceeds of the Series B Bonds to Borrower ("Loan") pursuant to that certain Bond Agreement dated as of December 1, 2005 by and among Borrower, Commission and Bank, as purchaser and escrow agent ("Bond Agreement"); and

WHEREAS, the Loan is evidenced by a Promissory Note dated as of December 1, 2005 made by Borrower payable to the order of Commission in the original principal amount of \$6,930,000.00 ("Series B Note"); and

WHEREAS, the Borrower's obligations under the Series B Note and Bond Agreement are secured by that certain Mortgage and Security Agreement dated as of December 1, 2005 from the Borrower to the Commission recorded in the Burlington County Clerk's Office in Mortgage Book 10745, page 935 ("Series B Mortgage") against the Facility; and

WHEREAS, the Borrower's obligations under the Series B Note and Bond Agreement are further secured by that certain Collateral Assignment of Agreements Affecting Real Estate from Borrower in favor of the Commission dated as of December 1, 2005 and recorded in the Burlington County Clerk's Office as document number 4259457 in Book 6353, page 528 ("Series B Collateral Assignment"); and

WHEREAS, the Series B Note, Series B Mortgage, Series B Collateral Assignment and all other documents executed by Borrower as security for the Series B Bonds were assigned by the Commission to the Bank pursuant to that certain Assignment dated December 28, 2005 and recorded in the Burlington County Clerk's Office in Assignment Book 1815, page 297; and

WEHREAS, the Borrower and Bank desire to amend the Bond Agreement to modify certain financial covenants set forth in the Bond Agreement, subject to the consent of the Commission, all upon the terms and conditions set forth in a certain "FIRST AMENDMENT TO BOND AGREEMENT", to be dated December 14, 2017 by and among the Borrower, the Bank and the Commission ("Amendment"); and

WHEREAS, the Borrower will execute an instrument affirming that the Series B

Mortgage and the Series B Collateral Assignment will not be impacted by the Amendment and will execute an amended Promissory Note to secure the Series B Bonds, as revised, and will re-execute a Tax Letter of Representation; all for the benefit of the Commission; and

WHEREAS, the commission will re-issue a revised Series B Bond to reflect the amended financial covenants, including the method for calculating the rate of interest due thereunder as set forth in the amendment; and

WHEREAS, the Amendment will not result in additional bond proceeds being made available to the Borrower and therefore a hearing under the Tax Equity and Fairness Act is required to re-issue the revised Series B Bonds; and

WHEREAS, the Commission desires to consent to the Amendment and to authorize the execution of certain instruments, as required, to consummate said Amendment.

NOW, THEREFORE, BE IT RESOLVED by the Burlington County Bridge Commission as follows:

SECTION 1. Determinations Concerning the Amendment. In accordance with the purposes and objectives of the Act, the Commission hereby determines that the Amendment will aid and assist in the economic development or redevelopment in the county of Burlington, New Jersey ("County"). Based on such finding and determinations, the amendment as described in this Resolution is hereby approved and determined to be eligible for re-financing assistance by the Commission.

SECTION 2. Authorization of Amendment Agreement. The Commission is hereby authorized to consent to the amendment providing for the modification of certain financial terms and conditions related to the Series B Bonds; the Mortgage, the security Agreement and any other financing documents as the Bank may require.

The form of the Amendment (a copy of which has been filed with the Commission) is hereby approved, and the Authorized Officers are hereby authorized and directed to execute or accept and deliver, and (where appropriate) any Authorized Officer is hereby authorized and directed to affix the corporate seal of the Commission to, and attest, documents in substantially such forms and upon the terms and conditions therein set forth, with such changes, insertions and variations therein as are necessary or desirable and as such Authorized Officers shall approve, such approval to be evidenced by their execution thereof.

SECTION 3. Form and Execution of Revised Series B Bonds. The revised Series B Bond certificate, substantially in the form and substance set forth in Appendix A hereto ("Reissued Series B Bond"), and all of the terms set forth therein are hereby approved and are incorporated as part of this Resolution with the same effect as if the

entire text thereof were set forth herein in full. The Authorized Officers of the Commission are hereby authorized to execute the Reissued Series B Bond by manual or facsimile signature and to attest by manual or facsimile signature the seal of the Commission or a facsimile thereof on the Reissued Series B Bond (which is hereby authorized to be impressed or imprinted on the Reissued Series B Bond); following such execution, any of the Authorized Officers of the Commission are authorized to cause the Reissued Series B Bond to be delivered to the Bank, against receipt of the amendment duly authorized and executed by the Borrower and the Bank in accordance with the provisions of the Bond Agreement.

SECTION 4. Execution and Delivery of Documents. Any Authorized Officer of the Commission is hereby authorized and directed to execute, deliver, attest and affix the seal of the commission to such other instruments, opinions, certificates, affidavits and other documents and to take receipt of any and all documents, including but not limited to, the documents set forth in the recitals hereto; and further to take such other action as may be necessary or appropriate in order to effectuate the execution and delivery of the amendment and such other documents as are determined to be reasonable and appropriate to complete the process of the Amendment, all in accordance with the foregoing sections hereof. Copies of any such documents, together with the other documents referred to in this Resolution and relating to the transactions authorized hereby, in final form as executed and delivered by the parties thereto, shall be filed in the official records of the Commission.

SECTION 5. Binding Effect of Covenants and Agreements. All covenants, obligations and agreements of the Commission set forth in this Resolution and in the documents authorized hereby shall be deemed to be the covenants, obligations and agreements of the Commission to the full extent authorized or permitted by law, and all such covenants, obligations and agreements shall be binding upon the commission and its successors from time to time and upon any board or body to which any powers or duties affecting the same shall be transferred by, or in accordance with, law. Except as otherwise provided in the Resolution, all rights, powers and privileges conferred and duties and liabilities imposed upon the Commission or the members thereof by the provisions of this Resolution or the documents authorized hereby shall be exercised or performed by such members, officers or other representatives of the Commission as may be required or permitted by law to exercise or perform the same. No covenant, obligation or agreement herein contained or contained in any document authorized hereby shall be deemed to be a covenant, obligation or agreement of any member, officer, agent or employee of the Commission in his or her individual capacity and neither the members of the Commission nor any officer executing the Reissued Series B Bond or Amendment or other documents authorized by this Resolution shall be liable personally thereunder or be subject to any personal liability or accountability by reason of the execution and delivery thereof.

SECTION 6. Effective Date. This Resolution shall take effect immediately.

RECORDED VOTE

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
John B. Comegno II	x			
James D. Fattorini	x			
Troy E. Singleton	x			

The foregoing is a true copy of a resolution adopted by the governing body of the Burlington County Bridge Commission on December 12, 2017.

Kathleen M. Wiseman, Secretary
12/12/2017

Date

[SEAL]

Vice-Chairman Fattorini moved to approve. Commissioner Singleton seconded the motion. The motion passed unanimously.

RESOLUTION NO. 2017-129

RESOLUTION AUTHORIZING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:5A-6 AND 40A:5A-24.

WHEREAS, the Burlington County Bridge Commission (“Commission”) desires to make application to the Local Finance Board for its review, pursuant to N.J.S.A. 40A:5A-6 and N.J.S.A. 40A:5A-24, the proposed issuance of General Obligation Lease Revenue Bonds and the renewal of General Obligation Lease revenue Notes initially issued to finance certain capital improvements undertaken by the County of Burlington pursuant to its 2013-2014 capital programs; and

WHEREAS, the Commission believes that:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purpose or improvements are for the health, welfare, convenience or betterment of the inhabitants of the County of Burlington, New Jersey (“County”);
- (c) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant; and
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the County and will not create an undue financial

burden to be placed upon the County;

NOW, THEREFORE, BE IT RESOLVED by the Burlington County Bridge Commission as follows:

Section 1. The application to the Local Finance Board is hereby approved, and the Commission's bond counsel, along with other representatives of the commission, are hereby authorized to file such application and to represent the commission in matters pertaining thereto;

Section 2. The Executive Director of the Commission is hereby directed to prepare and file a copy of the proposed resolution authorizing the issuance of the bonds with the Local Finance Board as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

Section 4. This Resolution shall take effect immediately.

RECORDED VOTE

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
John B. Comegno II	x			
James D. Fattorini	x			
Troy E. Singleton	x			

The foregoing is a true copy of a resolution adopted by the governing body of the Burlington County Bridge Commission on December 12, 2017.

Kathleen M Wiseman, Secretary
12/12/2017

Date

[SEAL]

Commissioner Singleton moved to approve. Vice-Chairman Fattorini seconded the motion. The motion passed unanimously.

RESOLUTION NO. 2017-130

RESOLUTION EXTENDING YEAR THREE OF THE VOICE COMMUNICATION SERVICES CONTRACT TO WINDSTREAM CORPORATION (NO ADDITIONAL APPROPRIATION).

WHEREAS, the Burlington County Bridge Commission ("Commission") requires the services of a firm to provide various voice communication services for the Commission; and

WHEREAS, proposals were solicited by the Purchasing Agent for a contract entitled "Voice Communication Services" for the period January 1, 2015 to December 31, 2016 with an option of two (2) one (1) year extensions pursuant to N.J.S.A. 40A:11-16(6); and

WHEREAS, Commission staff recommended that the Commission award a contract for Year One (January 1, 2015 through December 31, 2016) to Windstream Corporation ("Windstream") with the option to award the contract to Windstream for Years Two and Three; and

WHEREAS, pursuant to Resolution No. 2016-156, the Commission entered into Year Three of a contract with Windstream for the period January 1, 2017 through December 31, 2017; and

WHEREAS, Commission staff is currently reviewing proposals submitted for the solicitation of Voice, Data and Internet Services received on December 7, 2017, and finds it necessary to extend Year Three of the contract an additional one (1) month until all proposals have been evaluated and a recommendation to award is made.

NOW, THEREFORE, BE IT RESOLVED by the Burlington County Bridge Commission as follows:

1. The terms, conditions and duties outlined in Resolution No. 2016-156 appointing Windstream are incorporated herein by reference, and for the reasons hereinabove expressed, the existing contract between the Commission and Windstream is hereby extended to and until January 31, 2018.

2. Notice of adoption of this Resolution shall be published in the Burlington County Times, as required by law.

Vice-Chairman Fattorini moved to approve. Commissioner Singleton seconded the motion. The motion passed unanimously.

RESOLUTION NO. 2017-132

RESOLUTION TO CONVENE EXECUTIVE SESSION MEETING

WHEREAS, the Burlington County Bridge Commission ("Commission") is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Commission to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

- (1) Matters Required by Law to be Confidential: Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
- (2) Matters Where the Release of Information Would Impair the Right to Receive Funds: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
- (3) Matters Involving Individual Privacy: Any material, the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to, information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
- (4) Matters Relating to Collective Bargaining Agreements: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.
- (5) Matters Relating to the Purchase, Lease of Acquisition of Real Property or the Investment of Public Funds: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates

or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.

- (6) Matters Relating to Public Safety and Property: Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations of possible violations of the law.
- (7) Matters Relating to Litigation, Negotiations and the Attorney-Client Privileges. Any pending or anticipated litigation or contract negotiation in which the public body is, or may become, a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.
- (8) Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.
- (9) Matters Relating to Potential Imposition of a Penalty: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

NOW, THEREFORE, BE IT RESOLVED by the Burlington County Bridge Commission, County of Burlington, State of New Jersey, assembled in public session, that an Executive Session executive to the public shall be held in the Administration Building of the Commission, 1300 Route 73 North, Palmyra, New Jersey, for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in executive session may be disclosed to the public upon the determination of the Commission that the public interest will no longer be served by such confidentiality.

Commissioner Singleton moved to approve. Vice-Chairman Fattorini seconded the motion. The motion passed unanimously.

MOTION TO RETURN TO PUBLIC SESSION

Vice-Chairman Fattorini moved to return to public session. Commissioner Singleton seconded the motion. The motion passed unanimously.

Executive Director Jeffers asked for the following permissions: 1) permission for membership to Burlington County Military Affairs Committee and 2) permission for Stanley Ozalis to travel to EZ-Pass Group meeting in New York City 12/13-12/14.

Chairman Comegno requested to approve by block. Commissioner Singleton moved to approve. Vice-Chairman Fattorini seconded the motion. The motion passed unanimously.

Chairman Comegno asked for any further business to come before the Commission. Hearing none, Vice-Chairman Fattorini moved to adjourn the meeting. Commissioner Singleton seconded the motion. The motion passed unanimously.

Respectfully submitted,



Kathleen M. Wiseman
Kathleen M. Wiseman
Secretary