

**MINUTES OF MEETING
THE DELAWARE RIVER AND BAY AUTHORITY
Delaware Memorial Bridge Complex
Tuesday, April 18, 2023**

The meeting convened at 10:00 a.m. at the Delaware Memorial Bridge Complex, with Chairperson Lathem presiding.

The opening prayer was given by Chairperson Lathem, followed by the Pledge of Allegiance.

Chairperson Lathem called on the Authority Assistant Secretary to read the meeting notice. The Assistant 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.

Chairperson Lathem called on the Assistant Secretary to take the roll.

Commissioners from Delaware

Samuel Lathem, Chairperson
Crystal L. Carey - Absent
Henry J. Decker
Michael Ratchford - Zoom
Veronica O. Faust
Theodore Becker

Commissioners from New Jersey

James N. Hogan, Vice-Chairperson - Absent
Shirley R. Wilson - Zoom
Ceil Smith
Sheila McCann
M. Earl Ransome, Jr.
Heather Baldini - Zoom

* * * * *

Chairperson Lathem called for the acceptance of the Agenda.

Commissioner Ransome made a motion to accept the Agenda, seconded by Commissioner Faust, and the motion was carried by a voice vote of 10-0.

Chairperson Lathem opened the meeting for public comment on any matters of interest.

There were no comments from the public.

Colonel McFadden then administered the Oath of Office to (4) new Delaware River & Bay Authority police officers – Charlie Ellis, Christopher Berry, Kyle Dalton, and Wander Gonzalez.

Chairperson Lathem called for a motion to move to the Executive Session. Commissioner Becker made a motion, seconded by Commissioner Ransome, and the motion was carried by voice vote of 10-0.

Members of the public and certain staff were excused from the room during the Executive Session.

The Executive Session started at 10:11 a.m. and ended at 10:29 a.m. Chairperson Lathem called for a motion to close the Executive Session, and recess to conduct Committee Meetings. Commissioner McCann made a motion, seconded by Commissioner Smith, and the motion was carried by a voice vote of 10-0.

The Committee meetings started at 10:29 a.m. and ended at 11:48 a.m. During that time, the following Committee meetings were held:

- Budget & Finance
- Governance & Audit
- Economic Development
- Projects

At the conclusion of the Committee meetings, Chairperson Lathem called the Board meeting back to order at 12:00 p.m.

* * * * *

12091. APPROVAL OF THE MARCH MINUTES

Commissioner Decker made a motion to approve meeting minutes for March 21, 2023, seconded by Commissioner Becker, and approved by a voice vote of 10-0.

* * * * *

12092. DELAWARE RIVER AND BAY AUTHORITY – TRAFFIC AND REVENUE SUMMARY.

The Chief Financial Officer (CFO) presented charts showing Actual versus Projected Revenues for the Delaware Memorial Bridge, the Cape May-Lewes Ferry, Airports, Delaware City-Salem Ferry Crossing and Food Service for March. Charts were ordered filed with the permanent records of the Authority.

* * * * *

12093. DELAWARE RIVER AND BAY AUTHORITY – STATEMENT OF INCOME AND EXPENSE.

The CFO presented charts showing statements of income and expense for March 2023 with comparisons to the same periods last year.

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

* * * * *

12094. DELAWARE RIVER AND BAY AUTHORITY – OPERATING EXPENSE BY DIVISION.

The CFO presented charts for March 2023 showing expenses by division for the quarter to date vs. the projected quarter and for year to date vs. total budget.

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

* * * * *

12095. DELAWARE RIVER AND BAY AUTHORITY – CAPITAL IMPROVEMENT PROGRAM.

The CFO presented charts for March 2023 showing the capital budget for crossing and economic development projects and dollars committed to date for the projects. The chart also included cash expenditures spent to date for the committed projects.

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

* * * * *

12096. DELAWARE RIVER AND BAY AUTHORITY – CASH POSITION (MARKET VALUE) FOR MARCH 31, 2023.

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

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

* * * * *

12097. PUBLIC COMMENT ON ACTION ITEMS

Chairperson Lathem noted No Contract Awards, (2) Contract Close-Outs, and (7) Resolutions were being considered at today’s meeting.

All action items have been reviewed, and recommended for consideration, during today’s Committee meetings. He then called for public comment on any action items.

There was no public comment on action items before the Board.

* * * * *

12098. CLOSE-OUT CONTRACT #CMLF-C21-04R – ROOFING IMPROVEMENTS BLDGS C-2 & C-4

CONTRACT #CMLF-C21-04R – ROOFING IMPROVEMENTS BLDGS C-2 & C-4 to Noble Roofing & Sheet Metal Inc. of Richboro, Pennsylvania.

It is recommended that the Authority accept this project and make the final payment to the contractor. The final cost of this project is \$573,246.00.

A motion to Close-Out Contract #CMLF-C21-04R was made by Commissioner Becker, seconded by Commissioner McCann, and approved by a voice vote of 10-0.

* * * * *

12099. CLOSE-OUT CONTRACT #DMB-22-03 – TOLL BOOTH HVAC REPLACEMENT

CONTRACT #DMB-22-03 – TOLL BOOTH HVAC REPLACEMENT to I.D. Griffith, Inc. of Wilmington, Delaware.

It is recommended that the Authority accept this project and make the final payment to the contractor. The final cost of this project is \$498,211.30.

A motion to Close-Out Contract #DMB-22-03 was made by Commissioner Ransome, seconded by Commissioner Becker, and approved by a voice vote of 10-0.

* * * * *

12100. CHAIRPERSON’S CALL FOR RESOLUTIONS BEFORE THE BOARD

* * * * *

RESOLUTION 23-11 – AUTHORIZES REVISIONS TO THE DELAWARE RIVER AND BAY AUTHORITY OTHER POST EMPLOYMENT RETIREE HEALTH BENEFITS PLAN DOCUMENT

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 operates and maintains the Delaware Memorial Bridge, Cape May-Lewes Ferry, Forts Ferry Operation and five regional airports; and

WHEREAS, the Authority has established and maintains certain employee benefit plans that provide post-employment benefits other than pension (hereinafter “other post-employment benefits” or “OPEB”), such as but not limited to medical, dental, vision and prescription drug coverage; and

WHEREAS, the Authority adopted Resolution 09-60 authorizing the Authority Retirement Health Benefit Plan Document (the “Plan”) to govern the benefits and eligibility for plan participants; and

WHEREAS, the Authority adopted Resolution 14-38 which made changes to the Plan effective January 1, 2015; and

WHEREAS, it is necessary to make amendments to the Plan exhibits to modernize language in those exhibits to more accurately reflect these changes; and

WHEREAS, this Resolution does not modify or alter benefits available to Plan participants; and

NOW, THEREFORE, BE IT RESOLVED, that the Delaware River and Bay Authority hereby adopts the revised Retiree Health Benefit Plan document and associated exhibits attached hereto as Exhibit A.

Resolution 23-11 was moved by Commissioner Ratchford, seconded by Commissioner Becker, and was approved by a roll call vote of 10-0.

Resolution 23-11 - Executive Summary Sheet

Resolution: Authorizes revisions to the Delaware River and Bay Authority Retirement Health Benefit Plan Document

Committee: Governance and Audit Committee

**Committee/
Board Date:** April 18, 2023

Purpose of Resolution:
To modernize the Retirement Health Benefit Plan Document with updated terminology and benefit exhibits for both Pre-65 and Post-65 retirees.

Background for Resolution:
The Authority adopted the Retirement Benefit Plan Document under Resolution 09-60. Resolution 14-38 made changes to the Plan effective January 1, 2015. Since adoption, the Authority’s benefit plans have been modified and evolved as to how information is transmitted to employees and retirees. The revised Plan document incorporates new terminology and Retiree Benefit Overviews for Pre-65 and Post 65 retirees. There is no change in benefits available to retirees as a result of these updated documents.

* * * * *

RESOLUTION 23-13 - LEASE AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND WILLIAM MUNYON AT THE MILLVILLE AIRPORT

WHEREAS, The Delaware River and Bay Authority (the “Authority”), is the operator of the Millville Airport (“Airport”); and

WHEREAS, William Munyon (“Munyon”) desires to lease approximately 3,600 square feet of hangar space and 3,000 sq.f.t of office and shop in a facility commonly referred to as Hangar 90 at the Millville Airport; and

WHEREAS, Munyon has agreed to pay the Authority annual rental in the amount of Twenty-Six Thousand One Hundred and Sixty Dollars (\$26,160.00); and

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

WHEREAS, Munyon shall have the right to renew the Lease Agreement for three (3) one (1) year renewal options; and

WHEREAS, rent during the renewal terms shall be adjusted each year by the CPI; and

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

Resolution 23-13 was moved by Commissioner Decker, seconded by Commissioner Becker, and was approved by a roll call vote of 10-0.

Resolution 23-13 - Executive Summary

- Resolution:** Authorizing the Execution of a Lease Agreement between the Delaware River and Bay Authority and William Munyon, regarding Millville Airport
- Committee:** Economic Development
- Committee Date:** April 18, 2023
- Board Date:** April 18, 2023
- Purpose of Resolution:** To permit the Executive Director, Chairman and Vice Chairman to execute and deliver a Lease Agreement for space at the Millville Airport.

Background for Resolution:

The Delaware River and Bay Authority owns a hangar located at 90 Easterwood Rd, Millville Airport. William Munyon wishes to lease the hangar, office and shop space. Mr. Munyon is currently a tenant in our t-hangars and would like to have a larger space for his personal aircraft. The facility has been vacant since 2020.

* * * * *

RESOLUTION 23-14 - LICENSE OF USE AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND THE FEDERAL EMERGENCY MANAGEMENT AGENCY AT THE CIVIL AIR TERMINAL

WHEREAS, The Delaware River and Bay Authority (the “Authority”), is the operator of the Civil Air Terminal at the Dover Air Force Base (“Airport”) Dover, Delaware; and

WHEREAS, the Federal Emergency Management Agency (“FEMA”) has a mission to carry out the purposes of Robert T. Stafford Disaster Relief and Emergency Assistance Act; and

WHEREAS, the Airport has been determined to be a central point in the region for disaster assistance efforts; and

WHEREAS, the Airport shall be utilized as a staging/storage area for equipment and personnel during the emergency in support of future Presidentially declared disaster operations; and

WHEREAS, the initial term of the license shall be for 2 years; and

WHEREAS, FEMA shall have the right, with the consent of the Authority, to renew the license for two (2) additional one (1) year terms; and

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of the License of Use Agreements with the Federal Emergency Management Agency and, with the advice and consent of counsel, to have such Agreement executed by the Chairperson, Vice Chairperson, and the Executive Director.

Resolution 23-14 was moved by Commissioner Smith, seconded by Commissioner Decker, and was approved by a roll call vote of 10-0.

Resolution 23-14 - Executive Summary

Resolution: Authorizing the Execution of a License of Use Agreement between the Delaware River and Bay Authority and the Federal Emergency Management Agency regarding the Civil Air Terminal at the Dover Airbase.

Committee: Economic Development
Committee Date: April 18, 2023
Board Date: April 18, 2023
Purpose of Resolution: To permit the Executive Director, Chairman and Vice Chairman to execute and deliver a License of Use Agreement for use of the Civil Air Terminal at the Dover Air Base.

Background for Resolution:
The Delaware River and Bay Authority operates the Civil Air Terminal at the Dover Air Base. The facility is centrally located within the state and a secure location. In preparation and response to a disaster, the Federal Emergency Management Agency has requested to use the facility as staging areas for response equipment in order to carry out its obligations pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act. We have had a previous agreement in place since 2021 which has expired.

* * * * *

RESOLUTION 23 -15 - AUTHORIZES A LEASE AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND TK AUTOSPORTS AT THE MILLVILLE AIRPORT

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

WHEREAS, TK Autosports (“TK”) desires to lease approximately 11,000 square feet of warehouse space located at 100 Bogden Blvd at the Millville Airport; and

WHEREAS, TK has agreed to pay the Authority annual rent in the amount of Thirty-Eight Thousand Five Hundred dollars (\$38,500.00); and

WHEREAS, the initial term of the Lease (“Lease Agreement”) shall be two (2) years; and

WHEREAS, TK, with the consent of the Authority, shall have the option of renewing this Lease Agreement for one (1) additional one (1) year terms; and

WHEREAS, rent shall be adjusted annually during the renewal terms by the Consumer Price Index (CPI); and

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

Resolution 23-15 was moved by Commissioner Becker, seconded by Commissioner McCann, and was approved by a roll call vote of 10-0.

Resolution 23-15 - Executive Summary

Resolution: Authorizing the Execution of a Lease Agreement between the Delaware River and Bay Authority and TK Autosports, regarding the Millville Airport.

Committee: Economic Development

Committee Date: April 18, 2023

Board Date: April 18, 2023

Purpose of Resolution: To permit the Executive Director, Chairman and Vice Chairman to execute and deliver a lease agreement for space at the Millville Airport.

Background for Resolution: The Delaware River and Bay Authority operates a manufacturing facility located at 100 Bogden Blvd. on the Millville Airport. TK Autosports wishes to lease a portion of this facility in order grow their existing business and expand upon the relationship that they have with the Motorsports Park adjacent to the airport. This is part of the complex previously occupied by Dallas Airmotive. TK has been a tenant at the airport since 2017.

* * * * *

RESOLUTION 23-16 - REVOCABLE LICENSE AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND BRIANNA DAVIDS

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

WHEREAS, Brianna Davids (“Ms. Davids”) owns property adjacent to the airport and desires to fence the property; and

WHEREAS, the Airport security fence is located approximately 7.5 feet off the common property line; and

WHEREAS, Ms. Davids has requested the Authority’s consent to permit her to extend her fence across the common property line to the Airport security fence; and

WHEREAS, the Authority is willing to grant a Revocable License to Ms. Davids to install her fence on airport property; and

WHEREAS, the Authority shall have the right to terminate this License with sixty (60) days' notice for any reason; and

WHEREAS, in lieu of rental payment of \$662 annually, Ms. Davids agrees to maintain the licensed property and the fence; and

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

Resolution 23-16 was moved by Commissioner Becker, seconded by Commissioner Ransome, and was approved by a roll call vote of 10-0.

Resolution 23-16 - Executive Summary

- Resolution:** Authorizing the Execution of a Revocable License Agreement between the Delaware River and Bay Authority and Brianna Davids, regarding Cape May Airport
- Committee:** Economic Development
- Committee Date:** April 18, 2023
- Board Date:** April 18, 2023
- Purpose of Resolution:** To permit the Executive Director, Chairman and Vice Chairman to execute and deliver a Revocable License Agreement for space at the Cape May Castle Airport.
- Background for Resolution:** The Delaware River and Bay Authority operates the Cape May Airport. Ms. Brianna Davids owns property directly adjacent to the airport and wishes to install a fence around her property. The airport fence is approximately 7.5 feet off the common property line. If Ms. Davis were to fence along the common property line, there would be 7.5 foot space between the 2 fences that would be difficult for the Authority to maintain. Our FAA grant assurances require that we receive FMV for the use of the property. It was determined that her care and maintenance of the property is sufficient to cover the FMV use fee.

* * * * *

RESOLUTION 23-18 - AUTHORIZES A LEASE AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND WORLDWIDE TURBINES, LLC AT THE MILLVILLE AIRPORT

WHEREAS, the Delaware River and Bay Authority (the "Authority"), is the operator of the Millville Airport (the "Airport"), Millville, New Jersey; and

WHEREAS, Worldwide Turbines, LLC ("Worldwide") desires to lease approximately 66,400 square feet of warehouse/shop space located at 100 Bogden Blvd. in the building commonly referred to as the Dallas Airmotive Main Plant; and

WHEREAS, Worldwide has agreed to pay the Authority annual rent in the amount of Seventy-Seven Thousand Five Hundred and Thirty dollars (\$77,530.00); and

WHEREAS, the initial term of the lease shall be for one (1) year; and

WHEREAS, Worldwide shall have the right to renew the Lease Agreement for Two (2) five (5) year non-transferrable renewal options; and

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

Resolution 23-18 was moved by Commissioner Smith, seconded by Commissioner Faust, and was approved by a roll call vote of 10-0.

Resolution 23-18 - Executive Summary

- Resolution:** Authorizing the Execution of a Lease Agreement between the Delaware River and Bay Authority and Worldwide Turbines, LLC, regarding the Millville Airport
- Committee:** Economic Development
- Committee Date:** April 18, 2023
- Board Date:** April 18, 2023
- Purpose of Resolution:** To permit the Executive Director, Chairman and Vice Chairman to execute and deliver a lease agreement for space at the Millville Airport.
- Background for Resolution:**

The Delaware River and Bay Authority operates a building located at the Millville Airport previously occupied by Dallas Airmotive. Worldwide Turbines, Inc. was a subtenant of Dallas Airmotive before their lease expired. Worldwide has been in the space since 2014. Worldwide Turbines LLC would like to remain in the facility and continue to operate at the Millville Airport.

* * * * *

RESOLUTION 23-19 - AUTHORIZING AUTHORITY EXPENDITURES PURSUANT TO RESOLUTION 01-84 FOR THE PERIOD, JANUARY 1, 2023, THROUGH DECEMBER 31, 2023

WHEREAS, The Delaware River and Bay Authority (the “Authority”) adopted Resolution 01-84 requiring Commissioner review and approval of all Authority expenditures in excess of \$25,000; and

WHEREAS, the Authority anticipates expenditures at or over the \$25,000 amount to the following vendors:

DELAWARE RIVER & BAY AUTHORITY
 VENDORS PROJECTED TO BE PAID OVER \$25,000
 FOR THE PERIOD 1/1/23 THROUGH 12/31/23

VENDOR	PURCHASE DESCRIPTION	CLASSIFICATION	ESTIMATED \$
Boro Sawmill & Timber Co.	Replacement Edge Boards for Lewes Terminal Boardwalk	Quotes	\$26,000
Clark Equipment Company d/b/a Bobcat Company	Replacement Skid Steer Machine	State Contract	\$73,000
Deere & Company c/o Atlantic Tractor LLC	Replacement Tractors	State Contract	\$218,000
Embankscape Equipment LLC d/b/a RC Mowers	Bank Machine Mower	State Contract	\$64,000
Penton Audio USA	Replacement Drivers for Speaker Systems at Cape May and Lewes Ferry Terminals	Proprietary	\$100,000
Tri-State Carpet, Inc.	ILG Terminal Flooring Upgrades	Quotes	\$30,000

NOW, THEREFORE, BE IT RESOLVED, that the Authority authorizes expenditures to

the above-listed vendors for the described purposes and authorizes payment.

Resolution 23-19 was moved by Commissioner Ransome, seconded by Commissioner Faust, and was approved by a roll call vote of 10-0.

Resolution 23-19 - Executive Summary Sheet

Resolution: Authorizing Authority Expenditures Pursuant to Resolution 01-84 for the period January 1, 2023, through December 31, 2023.

Committee: Budget & Finance

Committee and Board Date: April 18, 2023

Purpose of Resolution:

Authorizes expenditures of \$25,000 or greater with the identified vendors during the 2023 calendar year.

Background for Resolution:

The proposed Resolution meets the requirements of Resolution 01-84, whereby the Authority shall not enter into any contract committing the Authority to spend or make any other expenditures relating to services, material and supplies in the amount of \$25,000 or more unless it has first been approved by a vote of Commissioners.

Purchase Detail:

Boro Sawmill & Timber Co.: Replacement Edge Boards for Lewes Terminal Boardwalk
The Authority plans to replace the edge boards located on the boardwalk at the Lewes Terminal. Staff solicited three (3) quotes with Boro Sawmill & Timber Co. submitting the lowest quote in accordance with the Authority's specifications.

Clark Equipment Company d/b/a Bobcat Company: Replacement Skid Steer Machine
The Authority plans to replace one (1) skid steer machine at the Delaware Memorial Bridge complex as the previous machine has exceeded its useful life and is currently programmed in the 2023 Capital Equipment Replacement Plan. The machine will be purchased at prices pursuant to the state contract (*GSS21673-GRND-MAINT*).

Deere & Company c/o Atlantic Tractor, LLC: Replacement Tractors
The Authority plans to replace two (2) grounds maintenance tractors at the Millville and Cape May airports that have exceeded their useful life and are currently programmed in the 2023 Capital Equipment Replacement Plan. The tractors will be purchased at prices pursuant to the state contract (*GSS20750-EQUIP*).

Equipment LLC d/b/a RC Mowers: Bank Machine Mower

The Authority plans to replace one (1) remote control bank machine mower at the Delaware Memorial Bridge as the previous equipment has exceeded its useful life and is currently programmed in the 2023 Capital Equipment Replacement Plan. The mower will be purchased at prices established by the HGAC's cooperative purchasing contract for Grounds & Turf Equipment (GR01-20) as awarded to RC Mowers. All HGAC contracts have been awarded by virtue of a public competitive procurement process and the State of Delaware is a participating end user of the HGAC cooperative.

Penton Audio USA: Replacement Drivers for Speaker Systems at Cape May and Lewes Ferry Terminals

Penton Audio is the proprietary vendor of speaker system equipment utilized by the Authority at the Cape May and Lewes Ferry terminals. The Authority plans to replace the existing drivers in the speaker systems as they have deteriorated due to the harsh environmental conditions with new drivers supplied by Penton Audio.

Tri-State Carpet, Inc: ILG Terminal Flooring Upgrades

The Authority plans to remove the existing carpet and install new carpet and vinyl stairway risers on the second floor of the ILG Terminal Building. Staff solicitation quotes from four (4) contractors with Tri-State Carpet submitting the lowest quote in accordance with the Authority's specifications.

Classification Definitions:

Proprietary. A purchase necessary to support or maintain existing Authority equipment for which a vendor has the right to prohibit an equivalent product from being supplied. Similar products or services may be available, however the Authority must purchase from the original equipment manufacturer or service provider to uphold a contract, warranty, etc. A proprietary specification typically restricts the acceptable product or service to one manufacturer or vendor; although the product or service may be available from more than one distributor. In another typical example of this classification, a purchase of closed-source commercial software would be categorized as proprietary because the software remains the property of its owner/creator and is utilized by end-users (such as the Authority) under predefined conditions.

Quotes. A purchase of equipment, supplies or non-professional services or a contract for construction or construction management that is anticipated to cost between \$25,000 and \$49,999 during a calendar year and for which the Authority has solicited written quotes. *"Contracts for materiel and supplies and non-professional services, awarded to any [vendor for an amount of] more than \$25,000 but less than \$50,000 in the aggregate require the solicitation of three written quotes or all available sources, whichever is less... Construction management contracts or construction contracts... which are less than \$50,000 do not require formal solicitation of competitive prices and, if more than \$25,000 but less than \$50,000 require the solicitation of three written quotes or all available sources, whichever is less..."* (DRBA Resolution 98-31 Part 4).

State Contract. A purchase of equipment, supplies, or non-professional services which, under normal circumstances, would require competitive bidding, however the vendor has agreed to provide the goods

or services to the Authority at fees less than or equal to that vendor's respective contract as awarded by the State of Delaware or New Jersey. "Any contract for the purchase of materiel and supplies and non-professional services....which contract individually exceeds \$50,000, or in the combination with other contracts, exceeds \$50,000 in any one calendar year shall be pursuant to a contract entered into by the Authority after competitive bidding. This provision shall not apply to purchases by the Authority from suppliers in cases where the Authority is purchasing at prices pursuant to contracts awarded by the States of Delaware or New Jersey for state agencies." (DRBA Resolution 11-36 Part 2.a.).

* * * * *

12101. EXECUTIVE DIRECTOR'S COMMENTS

The Executive Director shared a picture of the job fair held at New Castle Public Library.

The Executive Director showed a picture of several Avelo airlines aircraft on the ground at Wilmington Airport last Saturday evening. Avelo Airlines flights to New Haven, CT (HVN) were recently diverted to Wilmington Airport. The diversions were attributed to poor weather and low ceilings for visibility at HVN. Over 800 passengers destined for HVN landed at Wilmington Airport and all passengers were re-accommodated via ground transportation or on rescheduled flights the next day.

Gerry DiNicola-Owens, Chief Information Officer recently hosted a regional EZ-Pass conference at the Authority's offices. It was noted that EZ-Pass is celebrating its 30th anniversary this year.

Upcoming DRBA Events:

- Thursday, April 20, 2023 – Avelo Airlines Press Conference 10 a.m. at the Wilmington ILG Airport
- Friday, April 21, 2023 – Employee Appreciation Banquet 6 p.m. – Golden Nugget Resort in Atlantic City, New Jersey
- Tuesday, May 16, 2023 – Board of Commissioners Meeting – 10:00 a.m. - DMB

* * * * *

12102. COMMISSIONERS PUBLIC FORUM

Chairperson Lathem called for comments from Commissioners.

Commissioner Decker asked for an update on video tolling at the Delaware Memorial Bridge (DMB). The Executive Director discussed the concept of discontinuing toll booths in the future. He and Gerry DiNicola-Owens, Chief Information Officer, have had numerous discussions about video tolling eventually taking place at the DMB. The Chief Information Officer confirmed that New Jersey signed a contract with the SJTA and that the Atlantic City Expressway will implement video tolling first, followed

by the Garden City Parkway and then the New Jersey Turnpike. The Executive Director and CIO will be paying close attention to video tolling rollout in New Jersey.

Commissioner Decker asked about the progression with New Castle County regarding the airport. The Executive Director confirmed that Chairman Lathem recently met with County Executive Matt Meyer and a meeting is scheduled for April 25, 2023, at the DMB. Executive staff members from DRBA are also meeting with members of the Congressional delegation in Washington, DC next week. The meeting is intended to discuss the recent lost grants regarding CMLF and the Wilmington Airport. The Executive Director confirmed that the FAA has separately held discussions with New Castle County (NCC) leadership, and the DRBA understands that NCC has committed to the FAA that a resolution plan with the DRBA will be in place by June 2023.

A motion to adjourn the Board meeting at 12:10 p.m. was made by Commissioner Decker, seconded by Commissioner Faust and approved by a voice vote of 10-0.

Respectfully submitted,

THE DELAWARE RIVER AND BAY AUTHORITY



Stephen D. Williams
Assistant Secretary