

SOUTH JERSEY PORT CORPORATION



BOARD OF DIRECTORS MEETING JULY 26, 2022

THE CHAIRMAN COMMENCES MEETING WITH PLEDGE OF ALLEGIANCE AND ROLL CALL:

- 1. APPROVAL OF MINUTES**
Regular Open Meeting June 14, 2022
Closed Session Meeting June 14, 2022
- 2. APPROVAL OF OPERATING BILLS**
RESOLUTION 2022-07-0067
- 3. APPROVAL OF ADVANCE PAYMENT BILL LIST**
RESOLUTION 2022-07-0068
- 4. APPROVAL OF CREDIT**
RESOLUTION 2022-07-0069
- 5. APPROVAL OF CHANGE ORDERS (THREE)**
RESOLUTION 2022-07-0070
RESOLUTION 2022-07-0071
RESOLUTION 2022-07-0072
- 6. APPROVAL OF CONSTRUCTION FUND REQUISITIONS**
RESOLUTION 2022-07-0073
- 7. RECEIPT OF TREASURER'S REPORT**
- 8. RECEIPT OF COUNSEL'S REPORT**
- 9. RECEIPT OF EXECUTIVE DIRECTOR'S REPORT**



10. ADDITIONAL AGENDA ITEMS REQUIRING BOARD ACTION:

ACTION ITEMS

- A. RESOLUTION 2022-07-0074: APPROVAL TO AWARD A CONSTRUCTION CONTRACT FOR THE REPAIRS OF THE EXISTING BALZANO AND PIER 5 TERMINALS CATHODIC PROTECTION SYSTEMS
- B. RESOLUTION 2022-07-0075: APPROVAL TO ISSUE AN RFP TO PREQUALIFIED CIVIL ENGINEERING FIRMS, TO OBTAIN THE SERVICES OF A LICENSED SITE REMEDIATION PROFESSIONAL
- C. RESOLUTION 2022-07-0076: AUTHORIZATION TO CONDUCT REVERSE AUCTION BIDDING FOR ELECTRICITY SUPPLY PURCHASING
- D. RESOLUTION 2022-07-0077: APPROVAL TO ISSUE REQUEST FOR BIDS FOR ASPHALT PAVING AT BALZANO AND BROADWAY TERMINALS
- E. RESOLUTION 2022-07-0078: APPROVAL TO SUBMIT AN APPLICATION FOR FOREIGN TRADE ZONE STATUS ON BEHALF OF NATIONAL REFRIGERANTS INC.
- F. RESOLUTION 2022-07-0079: APPROVAL TO EXECUTE AN OPERATOR'S AGREEMENT FOR FOREIGN TRADE ZONE ACTIVATION BETWEEN SOUTH JERSEY PORT CORPORATION AND NATIONAL REFRIGERANTS, INC.
- G. RESOLUTION 2022-07-0080: APPROVAL TO AWARD RFP BID CONTRACT FOR CONSULTANT SERVICES TO CONDUCT A 2030 MASTER PLAN STUDY FOR THE BALZANO AND



BROADWAY MARINE TERMINALS

H. RESOLUTION 2022-07-0081: REQUESTING APPROVAL TO GRANT ONE-YEAR EXTENSION TO CURRENT CONTRACT WITH TRIAD ASSOCIATES; AMEND CURRENT CONTRACT SPENDING THRESHOLD

I. RESOLUTION 2022-07-0082 APPROVAL TO AUTHORIZE EXECUTIVE DIRECTOR/CEO TO EXECUTE NJDOT FY 2022 RAIL FREIGHT ASSISTANCE PROGRAM GRANT AGREEMENT

J. RESOLUTION 2022-07-0083: APPROVAL TO EXECUTE NON-DISCLOSURE AGREEMENTS RELATED TO PORT OF SALEM DEVELOPMENT

K. RESOLUTION 2022-07-0084: APPOINTMENT OF PROFESSIONAL SERVICES AGREEMENTS

11. SUPPLEMENTAL BOARD INFORMATION:

L. MARKETING COMMITTEE REPORT & PHOENIX/ARTLIP COMMUNICATIONS REPORT

M. PORT SECURITY UPDATE

N. PAULSBORO MARINE TERMINAL PROJECT UPDATES

PUBLIC SESSION FOR QUESTIONS / COMMENTS

12. CLOSED SESSION AND/OR ADJOURNMENT



ACTION ITEM:

A. RESOLUTION 2022-07-0074: APPROVAL TO AWARD A CONSTRUCTION CONTRACT FOR THE REPAIRS OF THE EXISTING BALZANO AND PIER 5 TERMINALS CATHODIC PROTECTION SYSTEMS

REQUEST

Staff is requesting Board Approval to Award a construction contract to perform cathodic protection system repairs at the Balzano and Pier 5 Marine Terminals.

BACKGROUND

Based on the findings of a previous conditional maintenance survey, significant damage had occurred to the water borne wiring apparatus in addition to the degradation of the sacrificial anode assemblies necessary for the corrosion protection of the berths. The Board advised that the SJPC should seek the services of a qualified cathodic protection system firm. The Board adopted Resolution 2018-4-0044 to authorize staff to issue a Request for Proposals. Board Resolution 07-07-2020 was awarded to Atlantic Subsea of Bridgeport, New Jersey and that scope of work has been completed.

This new contract award is to address additional repairs which have been identified.

PROCEEDINGS

The bid was advertised on May 9, 2022.

A Pre-Bid meeting was held on May 17th, 2022, with Seven (7) firms in attendance.

Bids were received on June 7th, 2022, at 11:00 AM.

One bid was received from Atlantic Subsea of Bridgeport, Logan Township, New Jersey.

Construction - Repairs:	
Berth 5, Broadway Terminal	\$ 582,000.00
Berths at Balzano Terminal	\$ 125,500.00
Total Lump Sum Bid	\$ 707,500.00
One Year Inspection and Maintenance	\$ 41,000.00
Total Contract Award Amount	\$ 748,500.00

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RECOMMENDATION:

Staff is requesting Board Approval to award this construction and maintenance contract to complete the cathodic protection system repairs at the Balzano Berths and at Broadway Pier 5 to Atlantic Subsea of Bridgeport in the amount of \$748,500.00.



ACTION ITEM:

B. RESOLUTION 2022-07-0075: APPROVAL TO ISSUE AN RFP TO PREQUALIFIED CIVIL ENGINEERING FIRMS, TO OBTAIN THE SERVICES OF A LICENSED SITE REMEDIATION PROFESSIONAL

REQUEST

Staff is requesting Board Approval to issue an RFP to prequalified civil engineering firms to obtain the on-call services of a licensed site remediation professional (LSRP).

BACKGROUND

SJPC owns a number of properties which are subject to New Jersey Department of Environmental Protection (NJDEP) regulations pertaining to contaminated sites in accordance with the Industrial Site Recovery Act (N.J.A.C. 7:26B), the Site Remediation Reform Act (N.J.S.A. 58:10C-1), and other applicable laws.

As the owner, the SJPC is routinely involved with compliance activities at these sites. In addition, the recent settlement agreement and NJDEP Remedial Action Workplan Permit for the Holcim property requires the SJPC to obtain the services of an LSRP.

Therefore, the SJPC is seeking to retain the on-call services of an LSRP to advise and assist the SJPC with these compliance activities at all the relevant properties.

The SJPC maintains a list of pre-qualified civil engineering firms, many of whom employ one or more LSRPs. This RFP will be distributed to that list.

The selected firm will provide one or more LSRPs to advise or assist the SJPC on an on-call, as needed basis. This would entail document review, site inspections, the preparation of documents, interaction with NJDEP, filings, and other related activities.

The term would be one year with a two one-year renewal options at the discretion of the SJPC. Assignments would be made on a pre-approved task order basis. Total annual fees will not exceed \$50,000.00.

RECOMMENDATION:

Staff recommends Board approval to issue an RFP to prequalified civil engineering firms to obtain the on-call services of a licensed site remediation professional.



ACTION ITEM:

C. RESOLUTION 2022-07-0076: AUTHORIZATION TO CONDUCT REVERSE AUCTION BIDDING FOR ELECTRICITY SUPPLY PURCHASING

REQUEST

Staff is requesting Board authorization to again participate in a reverse auction bidding process to secure the lowest competitive price for electricity supply.

BACKGROUND

The SJPC has been buying its electricity supply by this method every three years since 2008. The Board most recently authorized a reverse auction bid for the electricity supply at their June 2019 meeting. That process resulted in a reverse auction held in September 2019, and a three-year contract which will expire on December 31st, 2022.

The recommended schedule is to prepare now for the actual auction date sometime in September or October, with the intent to have the new contract in place before the expiration of the current one.

Our agent in past auctions has been Apollo Edison of Spring City, PA. They will obtain our historic usage data from PSE&G, model the profile of our usage, prequalify potential bidders, and schedule and perform the reverse auction. There is no direct cost to the SJPC for this service.

As in past cycles, when the reverse auction bidding takes place, the Executive Director in consultation with the Chairman will confirm award to the lowest priced provider at the immediate conclusion of the bidding and auction process.

RECOMMENDATION:

Staff is again recommending Board authorization to conduct a reverse auction bidding process for electricity supply for a three-year period, and to authorize the Executive Director to award to the lowest priced provider in consultation with the Chairman.



ACTION ITEM:

**D. RESOLUTION 2022-07-0077: APPROVAL TO ISSUE
REQUEST FOR BIDS FOR ASPHALT PAVING AT
BALZANO AND BROADWAY TERMINALS**

REQUEST

Staff is requesting Board approval to issue a Request for Bids for asphalt paving repair services for all areas requiring paving repairs throughout the Balzano and Broadway Marine Terminals.

BACKGROUND

Heavy and continuous tractor trailer and forklift traffic at the Balzano and Broadway Marine terminals causes deterioration of the bituminous asphalt paving and creates safety issues. Because the scope of work is too large to be handled with inhouse staff and equipment, there is an ongoing need to issue an invitation for bids and award a paving contract for these routine repairs.

Our current contract for asphalt paving repair services expires on October 14, 2022. The incumbent contractor, Paving Plus LLC was awarded a single year contract with a not-to-exceed cost of \$262,805.00, based on 1,00 tons each of hot mix stabilized base and finish course, installed.

The contract terms for the requested solicitation will be for a one-year term with the option of two additional, one-year extensions.

RECOMMENDATION:

Staff recommends Board approval to issue a Request for Bids for asphalt paving repair services for all areas requiring paving repairs throughout the Balzano and Broadway Marine Terminals.



ACTION ITEM:

E. RESOLUTION 2022-07-0078: APPROVAL TO SUBMIT AN APPLICATION FOR FOREIGN TRADE ZONE STATUS ON BEHALF OF NATIONAL REFRIGERANTS INC.

REQUEST

Staff recommends Board approval to submit an application for FTZ usage-driven status to the FTZ Board on behalf of National Refrigerants, Inc.

BACKGROUND

SJPC is the Grantee of Foreign Trade Zone (FTZ) No. 142 as authorized by the FTZ Board, a division of the US Department of Commerce. SJPC's Grantee status for FTZ No.142 includes any sites that are or may be FTZ-designated within the seven county SJPC Port District comprised of Mercer, Burlington, Camden, Gloucester, Salem, Cumberland and Cape May counties.

FTZs are technically outside the Customs territory of the United States, and as such can allow businesses to reduce, defer, or in some cases eliminate Customs duties on imported products and components. Materials in FTZs can be combined with domestic or other imported components, processed, and then either entered into the US Customs territory or re-exported in order to achieve duty benefits.

Key Information Items:

- National Refrigerants, Inc. (NRI) wants to pursue FTZ usage-driven status for its existing manufacturing plant in Bridgeton in Cumberland County, NJ. This plant currently employs 155 full-time staff plus 50 temporary staff
- NRI is a manufacturer as well as an importer of refrigerants used in automotive, refrigeration and HVAC applications
- NRI intends to import compressed refrigerant gas in ISO tank shipping containers, and then extract and transfer the bulk gas into smaller cylinders for subsequent in-bond export to Canada
- This FTZ status activity will allow NRI to avoid payment of U.S. Customs duties on material that is imported and subsequently exported to Canada
- SJPC, as Grantee of FTZ, must submit the application for FTZ status on behalf of NRI
- Per SJPC's FTZ no.142 Tariff, NRI is to pay SJPC \$10,000 for the application submission on their behalf

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RECOMMENDATION:

Staff recommends Board approval to accordingly submit an application for FTZ usage-driven status to the FTZ Board on behalf of National Refrigerants, Inc.



ACTION ITEM:

F. RESOLUTION 2022-07-0079: APPROVAL TO EXECUTE AN OPERATOR'S AGREEMENT FOR FOREIGN TRADE ZONE ACTIVATION BETWEEN SOUTH JERSEY PORT CORPORATION AND NATIONAL REFRIGERANTS, INC.

REQUEST

Staff recommends Board approval to authorize the Executive Director & CEO to execute an Operator's Agreement between SJPC and National Refrigerants, Inc.

BACKGROUND

SJPC as the Grantee of Foreign Trade Zone (FTZ) No. 142, is responsible for the public utility administration of the FTZ including the adoption of a Zone Schedule (tariff), execution of FTZ agreements with Zone, Subzone and Magnet Site Operators, the filing of applications for Zone expansions and boundary modifications, and submission of the annual report to the Foreign Trade Zones Board. Based on these responsibilities, SJPC requires an Operator's Agreement be established with NRI to allow NRI to activate their Bridgeton NJ manufacturing site as an FTZ and to ensure that NRI complies with US government regulations required of FTZ operators, as well as with SJPC's Foreign Trade Zone 142 Tariff No. 1, as revised in October 2020.

Agreement Highlights

- Initial term of the agreement is 3 years, with automatic renewals of 3 x 5-year terms unless either party provides notice of nonrenewal at least 6 months prior to expiration of the initial term or any successive renewal term.

Operator (NRI) Responsibilities:

- Submittal of site activation application
- FTZ procedures manual outlining inventory control and record keeping system, and implementation of this as well as operating procedures in conformance with US Customs and Border Protection (CBP) requirements
- Participation in CBP security background checks and submission of information on employees supervising zone merchandise
- Provide annual zone activity reconciliation report to FTZ Board and to Grantee (SJPC)
- Adherence to SJPC FTZ 142 Tariff, including fee payments:
 - \$10,000 Site Establishment fee
 - \$10,000 Site Activation fee
 - \$15,000 Annual Operator fee

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Grantee (SJPC) Responsibilities:

- Preparation and submittal of Grantee annual consolidated report on FTZ activities to FTZ Board
- Supply Operator with required documentation to allow operator to participate in FTZ program
- Act as liaison with CBP, FTZ Board and any other government agency to advocate for efficient FTZ operations

RECOMMENDATION:

Staff accordingly recommends Board approval to authorize the Executive Director & CEO to execute an Operator's Agreement between SJPC and National Refrigerants, Inc.



ACTION ITEM:

G. RESOLUTION 2022-07-0080: APPROVAL TO AWARD RFP BID CONTRACT FOR CONSULTANT SERVICES TO CONDUCT A 2030 MASTER PLAN STUDY FOR THE BALZANO AND BROADWAY MARINE TERMINALS

REQUEST

Staff is requesting Board approval to award a contract to Martin Associates to conduct a Master Plan Study to address port readiness to meet the region's future maritime cargo handling needs in 2030 at the Balzano and Broadway Marine Terminals.

BACKGROUND

At SJPC's March 2022 Board meeting, approval was granted to issue an RFP in a not to exceed amount of \$500,000 to SJPC's pre-approved planning and marine engineering consultants to conduct a Master Plan Study for the Balzano and Broadway Marine Terminals. The study is in furtherance of SJPC's strategy to create a port readiness program for the Camden ports to remain both competitive and able to handle growth in bulk, breakbulk, warehousing as well as new business. Increasing maritime economic activity translates into growth in employment and revenue generation at the terminals. The RFP was issued in April 2022 to the pre-qualified consultant list, and only one respondent, Martin Associates, provided a proposal by the May 24th submission deadline in the amount of \$425,000. Martin Associates provided a presentation of their proposal to address their study approach and deliverables to the satisfaction of the evaluating committee members.

The Martin Associates together with their subconsultant Hatch are well qualified based on their collective worldwide experience to perform this master plan study.

RECOMMENDATION:

Staff recommends Board approval to award the 2030 Master Plan Study for the Balzano and Broadway Terminals contract to Martin Associates.



ACTION ITEM:

H. RESOLUTION 2022-0-0081: REQUESTING APPROVAL TO GRANT ONE-YEAR EXTENSION TO CURRENT CONTRACT WITH TRIAD ASSOCIATES; AMEND CURRENT CONTRACT SPENDING THRESHOLD

REQUEST

Staff is requesting Board Approval to issue execute one-year extension option of the current Grant Writing, Management, and Administrative Services contract with Triad Associates, and to amend the current contract to increase the spending threshold to \$125,000.

BACKGROUND

The current contract with Triad Associates has, at the Port's discretion, two one-year extension options. The first year of the contract is set to expire in October, 2022, and Staff is requesting Board approval to pick up the first one-year option.

Working with Triad, SJPC has applied for 5 grants totaling over \$150,000,000 in grant funding since October 2021, including a \$133,000,000 project at our Camden terminals. SJPC has already been awarded three of those applications, including the INFRA grant for the Port of Salem, a Port Security grant for camera systems at the Broadway and Balzano terminals, and a recently awarded NJDOT rail freight grant for an electric rail car mover, two mobile loading docks, and rail extension at the Boadway Terminal. Staff anticipates reaching the contract's current annual spending limit of \$100,000 before the term is renewed in October and is requesting an additional \$25,000 to cover the additional grant writing expenses.

RECOMMENDATION

Staff recommends Board approval to execute one-year extension of the current Grant Writing, Management, and Administrative Services contract with Triad Associates at an annual cost of \$100,000, and to amend the current contract to increase the spending threshold to \$125,000.



ACTION ITEM:

I. RESOLUTION 2022-07-0082: APPROVAL TO AUTHORIZE EXECUTIVE DIRECTOR/CEO TO EXECUTE NJDOT FY 2022 RAIL FREIGHT ASSISTANCE PROGRAM GRANT AGREEMENT

REQUEST

Staff is requesting the Board authorize the Executive Director/CEO to execute the NJDOT FY 2022 Rail Freight Assistance Program (RFAP) grant agreement.

BACKGROUND

South Jersey Port Corporation has been awarded a grant of \$1,108,254.17 from the New Jersey Department of Transportation's (NJDOT's) FY 2022 Rail Freight Assistance Program (RFAP) for the Port's "Rail Integration Project." The grant will enable SJPC to purchase an electric rail car mover, two mobile rail loading docks, and extend the existing rail at the Broadway Marine Terminal.

RECOMMENDATION:

Staff recommends Board approval to authorize the Executive Director/CEO to execute the NJDOT FY 2022 Rail Freight Assistance Program (RFAP) grant agreement.



ACTION ITEM:

J. RESOLUTION 2022-07-0083: APPROVAL TO EXECUTE NON-DISCLOSURE AGREEMENTS RELATED TO PORT OF SALEM DEVELOPMENT

REQUEST

Staff is requesting Board approval to authorize the Executive Director and CEO to execute one or more Non-Disclosure Agreements (NDAs) with Salem City, Salem County, NJEDA, property developers or investors seeking to develop sites adjacent or near SJPC port property in Salem NJ, subject to individual reviews by legal counsel.

BACKGROUND

A combination of initiatives are taking place which provide an opportunity to maximize the potential for port and economic development in Salem. These include SJPC's Infrastructure grant to redevelop and expand the wharf, the Salem Line rail improvements, and the nearby development of the NJ Wind Port. It is anticipated that these factors, combined with the existence of defunct or underutilized industrial properties adjacent to or near SJPC's port property in Salem, will require confidential discussions with public and private entities related to industrial development that will enhance SJPC's port activities in Salem.

RECOMMENDATION:

Staff is therefore requesting Board approval to authorize the Executive Director and CEO to execute one or more Non-Disclosure Agreements (NDAs) with Salem City, Salem County, NJEDA, property developers or investors seeking to develop sites adjacent or near SJPC port property in Salem NJ, subject to individual reviews by legal counsel.



ACTION ITEM:

K. RESOLUTION 2022-07-0084: APPOINTMENT OF PROFESSIONAL SERVICES AGREEMENTS

REQUEST

Staff requests Board approval to enter into Professional Services Agreements for Bond Counsel, Financial Advisor, General Legal Counsel, Health and Insurance Broker, Labor Counsel, Maritime Counsel, and Marketing Consulting services.

BACKGROUND

Staff released a Request for Proposals/Qualifications for the above Professional Service categories with proposals due on Wednesday, June 8, 2022, at 2:00 p.m. The solicitation for General Legal Counsel and Maritime Counsel were readvertised and due on Tuesday, July 12, 2022, at 11:00am.

The following proposals were received:

<u>Bond Counsel Proposal Submissions</u>	<u>Proposal Details</u>
McManimon, Scotland & Baumann, LLC 75 Livingston Ave Roseland, NJ 07068	\$225.00 per hour
Wilentz, Goldman & Spitzer, P.A. 90 Woodbridge Center Dr. PO Box 10, Suite 900 Woodbridge, NJ 07095	\$250.00 per hour blended rate, \$100.00/per hour for paralegals

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<u>Financial Advisor Proposal Submission</u>	<u>Proposal Details</u>
<p>Phoenix Advisors LLC 625 Farnsworth Ave Bordentown, NJ 08505</p>	<p>Hourly rate: Specialized Services (\$115-\$195/hour) Bond Issuance: \$9,500 plus \$0.50 per \$1,000.00 issued (min. \$12,500/max. \$37,500.00) Note Issuance: \$2,500 plus \$0.25 per \$1,000.00 issued (Min. of \$5,000.00)</p>
<p>GB Associates 24 Broadlawn Dr Livingston, NJ 07039</p>	<p>\$210.00 Hourly rate.</p>
<p>Acacia Financial Group Inc. 6000 Midlantic Drive, Suite 410 Mt. Laurel, NJ 08054</p>	<p>Consulting Hourly Rates: \$150.00-\$225.00/hour</p> <p>Standard Financing: \$0.85 per \$1,000.00 of par vale issued with a minimum fee of \$25,000.00</p>

<u>General Legal Counsel Proposal Submissions</u>	<u>Proposal Details</u>
<p>McManimon, Scotland & Baumann, LLC 75 Livingston Ave Roseland, NJ 07068</p>	<p>Blended hourly rate of \$215.00</p>
<p>Cooper Levenson, Attorneys at Law 1125 Atlantic Ave Atlantic City, NJ 08401</p>	<p>Hourly rate of \$250.00.</p>
<p>Marmero Law, LLC 44 Euclid Street Woodbury, NJ 08096</p>	<p>Hourly rate of \$150.00.</p>

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<p>Brown & Connery LLP 360 Haddon Ave, PO Box 539 Westmont, NJ 08108</p>	<p>\$215.00/hour for Partners \$190.00/hour for Associates, all Attorneys \$95.00/hour Law Clerks/Paralegals</p>
<p>Florio, Perrucci, Steinhardt, Cappelli, Tipton & Taylor LLC 1010 Kings Highway South, Building 2 Cherry Hill, NJ 08034</p>	<p>\$225.00/blended hourly rate, all attorneys</p>

<p><u>Health/Insurance Broker Proposal Submission</u></p> <p>Conner Strong & Buckelew TRIAD1828 Centre, 2 Cooper St. Camden, NJ 08102</p>	<p><u>Proposal Details</u></p> <p>\$15,000.00 per year</p>
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<p><u>Labor Counsel Proposal Submissions</u></p> <p>McManimon, Scotland & Baumann, LLC 75 Livingston Ave Roseland, NJ 07068</p>	<p><u>Amount</u></p> <p>\$225.00 blended hourly rate</p>
<p>Marmero Law, LLC 44 Euclid Street Woodbury, NJ 08096</p>	<p>\$150.00 per hour</p>

<p><u>Maritime Counsel Proposal Submission</u></p> <p>Mattioni Ltd. 1316 Kings Highway Swedesboro, NJ 08085</p>	<p><u>Proposal Details</u></p> <p>\$300.00/per hour: Attorney \$125.00/per hour: Paralegal/Law Clerks</p>
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<u>Marketing Consultant Proposal Submission</u>	<u>Amount</u>
Phoenix Strategies, Inc. 183 Schoolhouse Lane Mt. Laurel, NJ 08054	\$10,500.00 monthly fee.

The Board Review Committee has reviewed the above proposals and has made the following recommendations:

McManimon, Scotland & Baumann LLC to receive the appointment for Bond Counsel.

GB Associates to receive the appointment for Financial Advisor.

Brown & Connery LLP to receive the appointment for General Legal Counsel.

Conner Strong & Buckelew to receive the appointment for Health and Insurance Broker.

McManimon, Scotland & Baumann to receive the appointment for Labor Counsel.

Mattioni Ltd. to receive the appointment for Maritime Counsel.

Phoenix Strategies, Inc. to receive the appointment for Marketing Consultant.

The following appointments are contingent upon the legal reviews of their proposals.

RECOMMENDATION:

Staff recommends Board approval to make the following appointments:

McManimon, Scotland & Baumann LLC for a term of one (1) year as Bond Counsel and until their successor has been appointed and qualified.

GB Associates for a term of one (1) year as Financial Advisor and until their successor has been appointed and qualified.

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Brown & Connery LLP for a term of two (2) years as General Legal Counsel and until their successor has been appointed and qualified.

Conner Strong & Buckelew for a term of two (2) years as Health and Insurance Broker and until their successor has been appointed and qualified.

McManimon, Scotland & Baumann LLC for a term of two (2) years as Labor Counsel and until their successor has been appointed and qualified.

Mattioni Ltd. for a term of two (2) years as Maritime Counsel and until their successor has been appointed and qualified.

Phoenix Strategies, Inc for a term of one (1) year as Marketing Consultant and until their successor has been appointed and qualified.



INFORMATION ITEM:

**L. MARKETING COMMITTEE REPORT &
PHOENIX/ARTLIP COMMUNICATIONS REPORT**

PHOENIX STRATEGIES/ARTLIP COMMUNICATIONS REPORT ATTACHED.

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INFORMATION ITEM:

M. SECURITY UPDATE



INFORMATION ITEM:

N. PAULSBORO MARINE TERMINAL PROJECT UPDATES

The Paulsboro Marine Terminal Project updates are provided by the Gloucester County Improvement Authority.



MATTERS INVOLVING LITIGATION, PERSONNEL MATTERS & SPECIAL MATTERS

The subject matter is covered by one or more of the following legal exemptions:

- Matters made confidential by state, federal law or rule by court.
 - Disclosure would result in an unwarranted invasion of individual privacy, unless the person affected consents in writing.
 - Disclosure would impair the body's right to receive federal or state funds.
 - Collective bargaining.
 - Lease or acquisition of property, setting of banking rates, investment of public funds if disclosure would harm the public interest.
 - Investigations into violations of law.
 - Strategies to protect public security.
 - Pending, ongoing or anticipated litigation or contract negotiation, including attorney-client privilege. The threat of litigation must be more than theoretical for this exemption to apply.
 - Personnel matters affecting employees of the public bodies, unless all parties request or consent to a public hearing. Prior to discussion of personnel, affected employees must be given notice, known as a Rice notice, which gives the employee the right to request a public hearing.
 - Proceedings that could result in a suspension, civil penalty, or loss of a license or permit.
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1. GENERAL COUNSELS REPORT