

New Jersey Public Broadcasting Authority Meeting of the Members of the Board

February 3, 2020 at 2:00 p.m.

Department of the Treasury
Conference Room and by Conference Call
225 W. State Street, 4th Floor
Trenton, NJ 08608

MINUTES

Elizabeth Maher Muoio, Chair, Presiding

Minutes of the meeting of the New Jersey Public Broadcasting Authority (“NJPBA” or “Authority”) held at the Conference Room of the Department of the Treasury, 225 W. State Street, 4th Floor, Trenton, NJ 08608, and by Conference Call on February 3, 2020, at 2:02 p.m.

1. CALL TO ORDER, OPEN PUBLIC MEETINGS ACT STATEMENT AND ROLL CALL

Chair Elizabeth Maher Muoio called the meeting to order. Chair Muoio read the Open Public Meetings Act statement as follows:

In accordance with the provisions of the Open Public Meetings Act of the State of New Jersey, notice of this meeting has been filed with the Office of the Secretary of State, has been posted on the appropriate bulletin boards maintained for such purposes by the Authority, and distributed by press release to two daily newspapers in New Jersey. Notice was made in advance of this meeting.

Chair Muoio then requested a roll call. NJPBA Members present and participating at the meeting were Elizabeth Maher Muoio; Douglas S. Eakeley (*via phone*); and Ford Scudder (*via phone*). Also present and participating were Kavin Mistry, Deputy Director, Division of Law; Susan Wilkerson, Deputy Attorney General, Division of Law; Brian Wilton, Deputy Chief Counsel, Governor’s Authorities Unit; Richard Williams, Acting Executive Director, NJPBA; and Nichol R. Gee, Assistant Chief, NJPBA (*taking minutes*). One member of the public was also present.

2. RESOLUTION APPROVING THE MINUTES OF THE APRIL 9, 2019 MEETING

**RESOLUTION APPROVING THE MINUTES
OF THE APRIL 9, 2019 MEETING**

WHEREAS, the New Jersey Public Broadcasting Authority (the “Authority”) was created pursuant to the New Jersey Public Broadcasting Authority Act of 1968, L. 1968, c. 405, as amended (the “Original Act”), including by the New Jersey Public Broadcasting System Transfer Act, L. 2010, c. 104 (the “Transfer Act,” and together with the Original Act, the “Act”); and

WHEREAS, the Members of the Authority desire to approve the minutes of the April 9, 2019 meeting of the Authority, attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY AS FOLLOWS:

1. The Members of the Authority hereby approve the minutes of the April 9, 2019 meeting of the Authority.
2. This resolution shall take effect immediately in accordance with the Act.

Chair Muoio asked for a motion to approve a Resolution Approving the Minutes of the April 9, 2019 Meeting. Mr. Eakeley made a motion to approve the resolution. Mr. Scudder seconded the motion. Chair Muoio asked for a voice vote. The motion to approve the Resolution Approving the Minutes of the April 9, 2019 Meeting was voted upon and approved unanimously.

3. RESOLUTION APPROVING THE MINUTES OF THE JANUARY 17, 2020 MEETING

**RESOLUTION APPROVING THE MINUTES
OF THE JANUARY 17, 2020 MEETING**

WHEREAS, the New Jersey Public Broadcasting Authority (the “Authority”) was created pursuant to the New Jersey Public Broadcasting Authority Act of 1968, L. 1968, c. 405, as amended (the “Original Act”), including by the New Jersey Public Broadcasting System Transfer Act, L. 2010, c. 104 (the “Transfer Act,” and together with the Original Act, the “Act”); and

WHEREAS, the Members of the Authority desire to approve the minutes of the January 17, 2020 meeting of the Authority, attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY AS FOLLOWS:

1. The Members of the Authority hereby approve the minutes of the January

17, 2020 meeting of the Authority.

2. This resolution shall take effect immediately in accordance with the Act.

Chair Muoio asked for a motion to approve a Resolution Approving the Minutes of the January 17, 2020 Meeting. Mr. Scudder made a motion to approve the resolution. Mr. Eakeley seconded the motion. Chair Muoio asked for a voice vote. The motion to approve the Resolution Approving the Minutes of the January 17, 2020 Meeting was voted upon and approved unanimously.

4. REPORT FROM THE AUDIT COMMITTEE

Chair Muoio asked Mr. Douglas S. Eakeley, Chair of the Audit Committee (the “Committee”), to present a report from the Committee. Mr. Eakeley stated that the Committee met with the auditors from Mercadien, P.C. in January to review the Independent Audit Report for Fiscal Year 2019. Mercadien, P.C. presented an unmodified, clean opinion. NJPBA followed generally accepted accounting principles and selected preferable accounting practices in all areas. There were no significant or unusual transactions, difficulties, material weaknesses, or control deficiencies, and the entire audit process went very smoothly. The Committee unanimously recommended acceptance of the Fiscal Year 2019 Audit Report by the Members of the Board.

5. REPORT FROM THE EXECUTIVE DIRECTOR

Chair Muoio asked Acting Executive Director Richard Williams to report to the Board. Mr. Williams stated that filing for the Corporation for Public Broadcasting’s Community Service Grant (“CSG”) was coming due, and after the Board accepted the Fiscal Year 2019 Audit, NJPBA would certify the CSG application. Funds received through the CSG represented a significant portion of the Authority’s financial obligation to Public Media NJ, Inc. (“PMNJ”) under the Programming and Services Agreement. Mr. Williams said the CSG-required Diversity Policy had been amended by New Jersey’s Chief Diversity Officer in 2018 to align with the standards of the New Jersey Office of Diversity and Inclusion.

Mr. Williams said work to digitize and preserve the New Jersey Network (“NJN”) Archives was ongoing. Through a Robert Wood Johnson Foundation grant, 10,000 video assets were digitized in 2019, and digitization of another 10,000 assets was underway. Mr. Williams said the licensing agreement on the agenda would enable this footage to be accessible to educators, producers, and the public.

Mr. Williams reported that the NJPBA completed approximately \$991,000 in infrastructure, equipment replacement, and program archiving projects in Fiscal Year 2019. Work continued on an additional \$1.57 million in capital projects primarily related to the Federal Communications Commission’s mandated television spectrum repack at the WNJS, Camden transmission facility. Mr. Williams said the NJPBA also received

\$300,000 from the New Jersey Capital Improvement Program to replace the tower lighting systems in Warren.

Mr. Williams announced the hiring of Mr. Abiodun Sadik, pending Civil Service Commission approval. He also said NJPBA and PMNJ had negotiated a carriage agreement making NJTV available on YouTube TV in the Philadelphia and New York City markets.

6. RESOLUTION OF THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY ACCEPTING THE FISCAL YEAR 2019 AUDIT REPORT

RESOLUTION OF THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY ACCEPTING THE FISCAL YEAR 2019 AUDIT REPORT

WHEREAS, the New Jersey Public Broadcasting Authority (the “Authority”) was created pursuant to the New Jersey Public Broadcasting Authority Act of 1968, L. 1968, c. 405, as amended (the “Original Act”), including by the New Jersey Public Broadcasting System Transfer Act, L. 2010, c. 104 (the “Transfer Act,” and together with the Original Act, the “Act”); and

WHEREAS, the Audit Committee established pursuant to Article IX, Section 1 of the By-Laws and in accordance with the requirements of Executive Order No. 122 (McGreevey 2004) (“EO 122”) has reviewed the Independent Auditor Report from the firm of Mercadien, P.C., the Independent Auditor to the Authority, for Fiscal Year 2019 (“Fiscal Year 2019 Audit Report”); and

WHEREAS, the Audit Committee recommends acceptance of the Fiscal Year 2019 Audit Report by the Authority; and

WHEREAS, the Authority desires to accept the Fiscal Year 2019 Audit Report.

NOW, THEREFORE, BE IT RESOLVED BY THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY AS FOLLOWS:

1. The Authority hereby accepts the Fiscal Year 2019 Audit Report from the firm of Mercadien, P.C., the Independent Auditor to the Authority.
2. This resolution shall take effect immediately in accordance with the Act.

Chair Muoio asked for a motion to approve the Resolution of the New Jersey Public Broadcasting Authority Accepting the Fiscal Year 2019 Audit Report. Mr. Eakeley made the motion to approve the resolution. Ford Scudder seconded the motion. Chair Muoio asked for a voice vote. The motion to approve the Resolution of the New Jersey Public Broadcasting Authority Accepting the Fiscal Year 2019 Audit Report was voted upon and approved unanimously.

7. RESOLUTION APPROVING AN AMENDED DIVERSITY POLICY FOR THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY

RESOLUTION APPROVING AN AMENDED DIVERSITY POLICY OF THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY

WHEREAS, the New Jersey Public Broadcasting Authority (the “Authority”) was created pursuant to the New Jersey Public Broadcasting Authority Act of 1968, L. 1968, c. 405, as amended (the “Original Act”), including by the New Jersey Public Broadcasting System Transfer Act, L. 2010, c. 104 (the “Transfer Act,” and together with the Original Act, the “Act”); and

WHEREAS, pursuant to the Transfer Act, the Authority entered into a Programming and Services Agreement (the “PMNJ Agreement”) dated as of July 1, 2012, with Public Media, NJ, Inc. (“PMNJ”), whereby PMNJ has agreed to provide programming, including New Jersey-centric news, public affairs and information programming on the stations (WNJT(TV) Trenton, WNJB(TV) New Brunswick, WNJN(TV) Montclair, WNJS(TV) Camden, 23EX-D Sussex, W29EV-D Hackettstown and W27EC-D Belvidere)(collectively, the “Stations”) in the State of New Jersey’s (the “State”) public broadcasting system; and

WHEREAS, PMNJ is a New Jersey not-for-profit corporation, with WNET.ORG (“WNET”) as its sole member; and

WHEREAS, the Corporation for Public Broadcasting (“CPB”) provides the Authority with Community Service Grant (“CSG”) funding on an annual basis in support of the Authority’s public broadcasting activities, conditioned on the Authority certifying compliance with CPB’s CSG requirements; and

WHEREAS, CPB, beginning on September 30, 2012, required CSG grant recipients (“CSG Grantees”) to certify that they are in compliance with CPB’s diversity eligibility policy requirement, which requires CSG Grantees to have established a formal diversity policy as a condition of receipt of the CSG; and

WHEREAS, in order to receive the CSG, the Authority staff prepared the Diversity Policy (the “Policy”), the Chair of the Authority approved the Policy, and the Authority ratified the Policy on January 28, 2013; and

WHEREAS, in September 2018, Authority staff reviewed the Policy with the Chief Diversity Officer for the State of New Jersey and amended the Policy to align with the standards of the New Jersey Office of Diversity and Inclusion; and

WHEREAS, the Amended Diversity Policy (attached hereto as Exhibit A) meets the requirements of CPB in order for the Authority to receive the CSG; and

WHEREAS, the Authority passes through the CSG funds received to PMNJ in furtherance of the PMNJ Agreement; and

WHEREAS, the Authority wishes to approve the Amended Diversity Policy.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY AS FOLLOWS:

1. The Members of the Authority hereby approve the Amended Diversity Policy (attached hereto as Exhibit A).
2. The Authority authorizes and delegates to the Executive Director to take any and all actions necessary to implement the Amended Diversity Policy.
3. This resolution shall take effect immediately in accordance with the Act.

Chair Muoio asked for a motion to approve the Resolution Approving an Amended Diversity Policy for the New Jersey Public Broadcasting Authority. Mr. Scudder made the motion to approve the resolution. Mr. Eakeley seconded the motion. Chair Muoio asked for a voice vote. The motion to approve the Resolution Approving an Amended Diversity Policy for the New Jersey Public Broadcasting Authority was voted upon and approved unanimously.

8. RESOLUTION OF THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY APPROVING THE FORM OF A MATERIALS LIMITED PERMISSION AND LICENSE

RESOLUTION OF THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY APPROVING THE FORM OF A MATERIALS LIMITED PERMISSION AND LICENSE

WHEREAS, the New Jersey Public Broadcasting Authority (the “Authority”) was created pursuant to the New Jersey Public Broadcasting Authority Act of 1968, L. 1968, c. 405, as amended (the “Original Act”), including by the New Jersey Public Broadcasting System Transfer Act, L. 2010, c. 104 (the “Transfer Act,” and together with the Original Act, the “Act”); and

WHEREAS, the Authority is in possession of the programming archives of the former New Jersey Network, which includes, but is not limited to, NJN News, Reporters Roundtable, other news, public affairs, documentaries and general interest programming (the “Archives”), generated during the course of the history of the former New Jersey Network, which are in various states of condition and repair due to the evolution of media technology over the course of the Authority’s history; and

WHEREAS, it is in the bests interest of the State of New Jersey and of the Authority to preserve the Archives in a manner which will ensure the future of the Archives and which will make the Archives accessible to public; and

WHEREAS, the Members of the Authority wish to authorize and direct the Executive Director to pursue opportunities for licensing and distributing the Archives in order to make material in the Archives more widely available to the New Jersey public at large; and

WHEREAS, the Members of the Authority wish to approve the form of a Materials Limited Permission and License (the “Materials License”) in order to distribute and license the Archives for use by educators, researchers, media producers, and the public; and

WHEREAS, the Members of the Authority wish to authorize the Executive Director to enter into the Materials License with entities seeking to use materials from the Archives.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY AS FOLLOWS:

1. The Members of the Authority hereby approve the form of agreement of the Materials License attached hereto as Exhibit A, in substantially the form presented to at this meeting, with such changes, revisions and omissions in consultation with the Office of the New Jersey State Treasurer and the Office of the Attorney General.

2. The Members of the Authority hereby approve the execution and delivery of any documents necessary to effectuate and implement the use of the Materials License with entities wishing to license materials from in the Archives, and authorize the Executive Director to take any and all action necessary to effectuate and implement the Materials License, including, but not limited to, execution and delivery of documents in connection therewith.

3. The Executive Director is authorized to obtain the approval of the State Treasurer as required by Section 8 of the Transfer Act for each Materials License to be entered into by the Authority.

4. The Executive Director shall report at each board meeting on the status of materials licensed from the Archives, including but not limited to the amount of revenue generated from Materials Licenses entered into by the Authority with entities wishing to license materials from the Archives.

5. This resolution shall take effect immediately in accordance with the Act.

Chair Muoio asked for a motion to approve the Resolution of the New Jersey Public Broadcasting Authority Approving the Form of a Materials Limited Permission and License. Mr. Eakeley made the motion to approve the resolution. Mr. Scudder seconded the motion. Chair Muoio asked for a voice vote. The motion to approve the Resolution of

the New Jersey Public Broadcasting Authority Approving the Form of a Materials Limited Permission and License was voted upon and approved unanimously.

9. RESOLUTION APPROVING AN AMENDMENT OF THE LEASE AGREEMENT BETWEEN SUBCARRIER COMMUNICATIONS INC. AND THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY

RESOLUTION APPROVING AN AMENDMENT OF THE LEASE AGREEMENT BETWEEN SUBCARRIER COMMUNICATIONS INC. AND THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY

WHEREAS, the New Jersey Public Broadcasting Authority (the “Authority”) was created pursuant to the New Jersey Public Broadcasting Authority Act of 1968, L. 1968, c. 405, as amended (the “Original Act”), including by the New Jersey Public Broadcasting System Transfer Act, L. 2010, c. 104 (the “Transfer Act,” and together with the Original Act, the “Act”); and

WHEREAS, the Authority entered into a lease agreement with Subcarrier Communications Inc. (“Subcarrier”) dated December 31, 1992 (the “Original Agreement”) (attached hereto as Exhibit B-1), for the purpose of installing radio frequency equipment at the Authority’s broadcasting tower located at 7 Geiger Lane, located in the Municipality of Warren, in the County of Somerset, State of New Jersey (the “WNJB Tower”); and

WHEREAS, the Original Agreement was amended pursuant to the Amendment to Lease Agreement dated January 1, 1993, on December 18, 2006 (the “First Amendment”)(attached hereto as Exhibit B-2); and

WHEREAS, Subcarrier desires to revise the Original Agreement, as amended by the First Amendment, to change the equipment permitted to be installed on the WNJB Tower as more specifically set forth in the Second Amendment to Lease Agreement (the “Second Amendment”), attached hereto as Exhibit A; and

WHEREAS, the Authority is amenable to revising the Original Agreement, as amended by the First Amendment as set forth in the Second Amendment; and

WHEREAS, the Authority wishes to approve the Second Amendment.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY AS FOLLOWS:

1. The Members of the Authority hereby approve the Second Amendment attached hereto as Exhibit A, in substantially the form presented to at this meeting and authorize the Executive Director to execute and deliver the Second Amendment, with such changes, revisions and omissions in consultation with the Office of the Attorney General.

2. The Members of the Authority hereby approve the execution and delivery of any documents necessary to effectuate and implement the Second Amendment, and authorize the Executive Director to take any and all action necessary to effectuate and implement the Second Amendment, including, but not limited to, execution and delivery of documents in connection therewith.

3. This resolution shall take effect immediately in accordance with the Act.

Chair Muoio asked for a motion to approve a Resolution Approving an Amendment of the Lease Agreement Between Subcarrier Communications Inc. and the New Jersey Public Broadcasting Authority. Mr. Scudder made the motion to approve the resolution. Mr. Eakeley seconded the motion. Chair Muoio asked for a roll call vote. The motion to approve the Resolution Approving an Amendment of the Lease Agreement Between Subcarrier Communications Inc. and the New Jersey Public Broadcasting Authority was voted upon and approved unanimously.

10. RESOLUTION APPROVING TOWER ACCESS AND LICENSE AGREEMENTS BETWEEN CALAMP WIRELESS NETWORKS CORPORATION AND THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY

RESOLUTION APPROVING TOWER ACCESS AND LICENSE AGREEMENTS BETWEEN CALAMP WIRELESS NETWORKS CORPORATION AND THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY

WHEREAS, the New Jersey Public Broadcasting Authority (the “Authority”) was created pursuant to the New Jersey Public Broadcasting Authority Act of 1968, L. 1968, c. 405, as amended (the “Original Act”), including by the New Jersey Public Broadcasting System Transfer Act, L. 2010, c. 104 (the “Transfer Act,” and together with the Original Act, the “Act”); and

WHEREAS, the Authority entered into a lease agreements with the LoJack Corporation, dated November 1, 1989 for the purpose of leasing access from the Authority to place radio broadcasting equipment at the Authority’s broadcasting towers located at 42 Clove Road located in the municipality of Little Falls in the County of Passaic, State of New Jersey. (the “WNJN Tower”) and 301 Grovers Mill Road, Lawrence Township, Mercer County, New Jersey (the “WNJT Tower”); and

WHEREAS, pursuant to a corporate reorganization, CalAmp Wireless Networks Corporation (“CalAmp”) is the successor to LoJack Corporation; and

WHEREAS, the lease agreements entered into with the Authority by the LoJack Corporation will expire on December 31, 2019; and

WHEREAS, CalAmp wishes to continue its relationship with the Authority and enter into new Tower Access and License Agreements (each, an “Agreement,” and collectively, the “Agreements”) to place radio broadcasting equipment at the Authority’s WNJN Tower and WNJT Tower;

WHEREAS, the Authority and CalAmp (the “Licensee”) wish to enter into new Agreements on the terms as specifically set forth in each Agreement, whereby each Agreement will have an initial five (5) year term beginning on January 1, 2020, with three (3) five year renewal terms and for monthly rental charges as set forth in each Agreement attached hereto as Exhibit A and Exhibit B, respectively; and

WHEREAS, the Authority wishes to approve entry into each Agreement with the Licensee.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY AS FOLLOWS:

1. The Members of the Authority hereby approve the Agreements attached hereto as Exhibit A and Exhibit B, respectively, in substantially the forms presented at this meeting and authorize the Executive Director to execute and deliver the Agreements, with such changes, revisions and omissions, in consultation with the Office of the Attorney General.

2. The Members of the Authority hereby approve the execution and delivery of any documents necessary to effectuate and implement the Agreements, and authorize the Executive Director to take any and all action necessary to effectuate and implement the Agreements, including, but not limited to, execution and delivery of documents in connection therewith.

3. This resolution shall take effect immediately in accordance with the Act.

Chair Muoio asked for a motion to approve the Resolution Approving Tower Access and License Agreements Between CalAmp Wireless Networks Corporation and the New Jersey Public Broadcasting Authority. Mr. Eakeley made the motion to approve the resolution. Mr. Scudder seconded the motion. Chair Muoio asked for a roll call vote. The motion to approve the Resolution Approving Tower Access and License Agreements Between CalAmp Wireless Networks Corporation and the New Jersey Public Broadcasting Authority was voted upon and approved unanimously.

11. RESOLUTION APPROVING A TOWER ACCESS AND LICENSE AGREEMENT BETWEEN NEW CINGULAR WIRELESS PCS, LLC AND THE NEW JERSEY PUBLIC BROADCASTING AUTHORITY

**RESOLUTION APPROVING A TOWER ACCESS AND LICENSE
AGREEMENT BETWEEN NEW CINGULAR WIRELESS PCS, LLC AND THE
NEW JERSEY PUBLIC BROADCASTING AUTHORITY**

WHEREAS, the New Jersey Public Broadcasting Authority (the “Authority”) was created pursuant to the New Jersey Public Broadcasting Authority Act of 1968, L. 1968, c. 405, as amended (the “Original Act”), including by the New Jersey Public Broadcasting System Transfer Act, L. 2010, c. 104 (the “Transfer Act,” and together with the Original Act, the “Act”); and

WHEREAS, the Authority entered into a lease agreement with New Cingular Wireless PCS, LLC, dated December 1, 2009, as amended (collectively, the “Original Agreement”) for the purpose of licensing access from the Authority to place radio broadcasting equipment at the Authority’s broadcasting tower located at 7 Geiger Lane located in the municipality of Warren in the County of Somerset, State of New Jersey (the “WNJB Tower”); and

WHEREAS, the Original Agreement entered into with the Authority by the New Cingular Wireless PCS, LLC expired on December 31, 2019; and

WHEREAS, New Cingular Wireless PCS, LLC wishes to continue its relationship with the Authority and enter into a new Tower Access and License Agreement (the “Agreement”) to place radio broadcasting equipment at the Authority’s WNJB Tower; and

WHEREAS, the Authority and New Cingular Wireless PCS, LLC (the “Licensee”) wish to enter into the Agreement on the terms as specifically set forth in the Agreement, whereby the Agreement will have an initial five (5) year term beginning on January 1, 2020, with three (3) five year renewal terms and for monthly rental charges as set forth in the New Agreement attached hereto as Exhibit A; and

WHEREAS, the Authority wishes to approve entry into Agreement with the Licensee.

**NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE
NEW JERSEY PUBLIC BROADCASTING AUTHORITY AS FOLLOWS:**

1. The Members of the Authority hereby approve the Agreement attached hereto as Exhibit A, in substantially the form presented at this meeting and authorize the Executive Director to execute and deliver the Agreement, with such changes, revisions and omissions, in consultation with the Office of the Attorney General.

2. The Members of the Authority hereby approve the execution and delivery of any documents necessary to effectuate and implement the Agreement, and authorize the Executive Director to take any and all action necessary to effectuate and implement the Agreement, including, but not limited to, execution and delivery of documents in

connection therewith.

3. This resolution shall take effect immediately in accordance with the Act.

Chair Muoio asked for a motion to approve the Resolution Approving a Tower Access and License Agreement Between New Cingular Wireless PCS, LLC and the New Jersey Public Broadcasting Authority. Mr. Scudder made the motion to approve the resolution. Mr. Eakeley seconded the motion. Chair Muoio asked for a roll call vote. The motion to approve the Resolution Approving a Tower Access and License Agreement Between New Cingular Wireless PCS, LLC and the New Jersey Public Broadcasting Authority was voted upon and approved unanimously.

12. EXECUTIVE SESSION *(if necessary)*

Chair Muoio asked if there was a need to enter into Executive Session. The Members demurred. No Executive Session was held.

13. OTHER BUSINESS *(if any)*

Chair Muoio asked if there was any other business to discuss. No further discussion occurred.

14. PUBLIC COMMENTS

Chair Muoio asked if any members of the public wanted to make a comment. No members of the public spoke before the Board.

15. ADJOURNMENT

Chair Muoio thanked everyone for their participation and asked for a motion to adjourn the meeting. Mr. Eakeley made a motion to adjourn the meeting. Mr. Scudder seconded the motion. Chair Muoio asked for a voice vote. The motion was voted upon and approved unanimously. The meeting was adjourned at 2:12 p.m.