

**CERTIFICATION
OF
NEW JERSEY TURNPIKE AUTHORITY**

I, John F. O'Hern, hereby certify that I am the Acting Executive Director of the New Jersey Turnpike Authority and as such, Acting Executive Director certify that the attached copy of PROCEEDINGS OF THE NEW JERSEY TURNPIKE AUTHORITY is a true and correct copy of the Minutes of the March 27, 2018 Meeting of the Authority.

IN WITNESS THEREOF, I have hereunto set my hand and affixed the official seal of the New Jersey Turnpike Authority this **27th day of March, 2018.**

ATTEST:

Kim Schurman
Kim Schurman
Secretary to the Authority

John F. O'Hern
John F. O'Hern
Acting Executive Director

Corporate Seal

Date: March 27, 2018

**Received in the Governor's Office March 27, 2018
(hand delivered)**

Received by:

Courtney Sudek
Print Name

[Signature]
Signature

Veto Period Ends:

April 11, 2018
(Write in the date the veto period ends)

NEW JERSEY TURNPIKE AUTHORITY
OF
THE

... by study made ...
... Director of the ...
... that the ...
... AUTHORITY

... Authority
... and

[Faint handwritten signatures and text]

Date: ...
Received in ...
[Signature]
President

**PROCEEDINGS OF MEETING OF NEW JERSEY TURNPIKE AUTHORITY
BOARD OF COMMISSIONERS**

Tuesday, March 27, 2018

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Chair Diane Gutierrez-Scaccetti called the meeting of the Authority's Board of Commissioners into session in the Executive Boardroom of the Authority's Headquarters Building at 1 Turnpike Plaza in Woodbridge, New Jersey, at 9:00 A.M.

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PLEDGE OF ALLEGIANCE

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PRESENT

Present were Chair Diane Gutierrez-Scaccetti, Vice Chairman Ronald Gravino, Treasurer Michael DuPont, Commissioner Raymond Pocino, Commissioner Ulises Diaz, Commissioner John Minella and Commissioner Raphael Salerno. The meeting commenced at 9:00 A.M.

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ALSO PRESENT

Acting Executive Director John O'Hern; Chief Financial Officer Donna Manuelli; Chief Engineer Robert Fischer; Chief Information Officer Jose Dios; Acting General Counsel Ann Christine Monica; Director of Human Resources Mary-Elizabeth Garrity; Director of Internal Audit James Carone; Director of Maintenance Kenneth McGoldrick; Director of Operations Henry Eibel; Director of Procurement and Materials Management Andrea Ward; Acting Director of Tolls John Pagliarulo; New Jersey State Police Major Ernie Giampietro, State Police Troop D; and Secretary to the Authority Kim Schurman.

Also present were: Outside Counsel Chris Paldino, Esq., of Chiesa, Shahinian & Giantomasi, Governors' Authorities Unit Representative Lauren Nathan-LaRusso, additional individuals consisting of other NJTA employees; interested organizations; the general public; and New Jersey Advanced Media.

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NOTICE OF MEETING

This is a regular meeting of the New Jersey Turnpike Authority. Adequate notice of this meeting has been provided in accordance with Chapter 231, P.L. 1975 in that notice has been given to at least two newspapers and notice has been forwarded to the Secretary of State, Trenton, New Jersey. In addition, notice of said meeting has been and is being displayed in the main lobby of the Authority's Administration Headquarters in Woodbridge.

Board Secretary Kim Schurman takes Roll Call and the Following Were Present:

1. Chair Gutierrez-Scaccetti
2. Vice Chairman Gravino
3. Treasurer DuPont

4. Commissioner Pocino
5. Commissioner Diaz
6. Commissioner Minella
7. Commissioner Salerno

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EXECUTIVE SESSION

A motion to enter into Executive Session, not open to the public in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-12(b), to discuss matters pertaining to:

- Contract Negotiations
- Personnel

The motion was made by Vice Chairman Gravino and seconded by Treasurer DuPont, and, after the voice vote, the motion was duly adopted by the Board of Commissioners of the New Jersey Turnpike Authority.

Executive Session was adjourned at 9:40 a.m. Chair Gutierrez-Scaccetti resumed the public portion of the meeting at 9:42 a.m.

Secretary to the Authority Schurman takes Roll Call and the Following Were Present:

1. Chair Gutierrez-Scaccetti
2. Vice Chairman Gravino
3. Treasurer DuPont
4. Commissioner Pocino
5. Commissioner Diaz
6. Commissioner Minella
7. Commissioner Salerno

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ACTION ON MINUTES

The Acting Executive Director reported that ten days, excluding Saturdays, Sundays and holidays, have elapsed since Governor Philip Murphy received the proceedings of the regular meeting of February 27, 2018; he did not exercise his power to veto any items in those minutes.

Upon motion made by Commissioner Diaz seconded by Vice Chairman Gravino the minutes of the meeting was unanimously approved.

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RECUSALS

The Acting Executive Director reported recusals or abstentions submitted for the record:

- Commissioner Pocino is recused on items 063 through 070

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PUBLIC COMMENT

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Murray Bodin, Concerned Grandparents

Bodin stated that the March 16, 2018 collapse of a pedestrian bridge near Florida

International University shows why we must change how we think. Bodin stated engineers ignored reports that the bridge was cracking.

Bodin stated he has been coming to the Authority for years to advise that the line striping on the Turnpike and Parkway is incorrect but the Authority does not change its lines. He said Authority staff has been great to him and he has learned much from them. But they are bound to follow the rules and need direction from the Board of Commissioners to change. He said that he and two others developed dotted line striping for auxiliary ramps. He also said line striping needs to change to accommodate senior drivers.

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HUMAN RESOURCES

Director of Human Resources Mary-Elizabeth Garrity requested approval of item number 061-03-2018. Moved is the item as follows:

061-03-2018

Human Resources Director Mary Elizabeth Garrity submitted the **Personnel Agenda**, dated March 27, 2018, and requested confirmation of the personnel matters contained therein. The Executive Director certified the recommendations for consideration.

On motion by Treasurer DuPont and seconded by Commissioner Diaz employment of those named to serve at the pleasure of the Authority and other recommended personnel actions, were approved, ratified and confirmed, to become effective as of the dates specified and at the salaries listed.

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ROLL CALL

GUTIERREZ- SCACCETTI	GRAVINO	DuPONT	POCINO	DIAZ	MINELLA	SALERMO
YES	YES	YES	YES	YES	YES	YES

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LAW

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Acting General Counsel Ann Christine Monica requested approval of item number 062-03-2018. Moved is the item as follows:

062-03-2018

In a memorandum dated March 12, 2018, **Authorization to Settle Litigation in the Matter of Jermaine and Louise Rudd v. New Jersey State Police ("NJSP"), Trooper Patel, Trooper Mota, Trooper Gamaro, Trooper Villa, Trooper Vega and Detective Oczkos, R-139173, Budget Code: 441043-893-00-010, Amount: \$500,000.00,** was approved.

This matter is a civil rights/excessive force claim by Jermaine Rudd arising out of a DWI

motor vehicle stop on the Garden State Parkway on December 24, 2014. Plaintiff alleges troopers used excessive force when he was in the back of a trooper patrol vehicle. He also fell in his cell at the old Bloomfield Barracks and then outside after he was released. Plaintiff suffered a fractured left patella and torn ACL, PCL and MCL. Although the video from the vehicles was preserved, video from the Barracks was not, which could lead to a spoliation charge. Louise Rudd has a *per quod* claim.

The NJSP and Troopers Gamaro, Villa and Vega were dismissed via summary judgment, but plaintiffs' claims are still pending as to Troopers Patel and Mota and Detective Oczkos. As a result of settlement negotiations prior to the now adjourned trial date, outside counsel recommends settlement in the amount of \$500,000. Plaintiffs have agreed to this settlement amount with the NJSP and will voluntarily dismiss with prejudice their claims against the remaining defendants. Outside counsel reviewed this matter and other similar matters that were previously adjudicated and confirms that this settlement value is reasonable given the facts of the case and the predicted future cost of defense. Further, civil rights fee shifting rules add significant exposure to the Authority since they are triggered by *de minimis* violations and this matter also has potential exposure for punitive damages. The Law Department concurs with outside counsel's recommendation.

Therefore, it is recommended that the Authority's Commissioners approve the settlement of this matter pursuant to the terms set forth above. It is also recommended that the Authority's Commissioners authorize the Acting Executive Director to execute any and all documents in furtherance of same.

On motion by Treasurer DuPont and seconded by Commissioner Diaz, the Board unanimously approved item number 062-03-2018; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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ROLL CALL

GUTIERREZ- SCACCETTI	GRAVINO	DuPONT	POCINO	DIAZ	MINELLA	SALERMO
YES	YES	YES	YES	YES	YES	YES

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ENGINEERING

Chief Engineer Robert Fischer requested approval of item numbers 063-03-2018 through 066-03-2018 Moved are the items as follows:

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PUBLIC BID SOLICITATIONS-AWARD OF CONTRACTS

063-03-2018

In a document dated March 8, 2018, **Recommendation to Award Contract No.**

P200.469, Garden State Parkway, Rencor, Inc., Concrete Median Barrier Replacement, Milepost 80 to 84, Ocean County, RM-138020, Budget Code: 030C00002, Funding Allocation: \$4,235,000.00, FY2018, \$2,281,778.50 FY2019, Amount: \$6,516,778.50, RM-138022, Budget Code: 080C00025, Amount: \$330,000.00 FY2018, Total Amount: \$6,846,778.50, was approved.

This contract will provide for the removal and replacement of precast concrete median barrier exhibiting moderate to severe deterioration along the Garden State Parkway roadway from Milepost 80 to 84. The contract also provides for insurance reimbursable repairs to structural steel damaged by a vehicle impact at Garden State Parkway Bridge Structure No. 82.3N.

Seven bid proposals were received on February 21, 2018 for the above publicly advertised contract, as shown on the attached bid summary sheet. Earle Asphalt Company submitted the low bid of \$5,565,913.13, however, their prequalification was expired at the time of the bid. C.J. Hesse submitted the second low bid of \$5,696,960.00, however, they were not prequalified in Classification 8, Heavy Highway, which is required for this contract. Pursuant to N.J.A.C. 19:9-2.7(e), Earle Asphalt Company and C.J. Hesse, Inc. bids were rejected as each failed to comply with the provisions of N.J.A.C. 19:9-2.7, which require prequalification in the classification and rating necessary for this project scope. It is recommended that the Authority award Contract P200.469 to the lowest responsible bidder, Rencor, Inc. in the amount of \$6,846,778.50. This proposal may be compared to the Engineer's Estimate in the amount of \$7,568,100.00. Rencor, Inc. has performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. P200.469 be awarded to the low bidder, Rencor, Inc. of Somerville, New Jersey, in the amount of \$6,846,778.50 allocated as follows: \$4,235,000.00 for FY 2018 and \$ 2,281,778.50 for FY 2019 for Fund No. 030C00002 and \$330,000.00 for FY 2018 for Fund No. 080C00025. This award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. Bids for this work were procured, and the authorization being sought is to award this contract to the lowest responsible bidder, in accordance with N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2.2, and Executive Order No. 37 (Corzine 2006).

The General Consultant, HNTB Corporation, concurs with this recommendation.

064-03-2018

In a document dated March 9, 2018, **Recommendation to Award Contract No. P300.433, Garden State Parkway, George Harms Construction Co., Inc., Replacement of the Central Avenue Overpass at Interchange 145 and Bridge Deck Reconstruction,**

Mileposts 144 to 152, RM-138577, Budget Code: 39003035, Amount: \$63,186,106.75, was approved.

This contract includes the replacement of the Central Avenue overpass over the Garden State Parkway and improvements to Interchange 145 in Essex County. Improvements include the implementation of one-way tolls, widening of the Garden State Parkway southbound entrance ramp from the Interchange 145 Toll Plaza to provide a two-lane entrance ramp and the widening of the northbound Garden State Parkway to provide a two-lane exit ramp to the Interchange 145 Toll Plaza. The contract also includes bridge deck reconstruction at five bridges between Milepost 144.7 and 151.6. All work is expected to be completed in 2022.

Five bid proposals were received on March 8, 2018 for the above publicly advertised contract, as shown on the attached bid summary sheet. The low bid proposal in the amount of \$63,186,106.75 may be compared to the second low bidder in the amount of \$66,796,881.12, which was within 6% of the low bid; and to the third low bidder in the amount of \$68,158,504.19, which was within 8% of the low bid. These bids are higher than the Engineer's Estimate in the amount of \$55,693,974.30 due to higher unit costs for hot mix asphalt pavement and concrete items received from all bidders. The higher unit costs can be attributed to the upward trend in fuel, asphalt cement and concrete prices as well as the highly urbanized location which requires significant preparatory effort to perform this work. The low bidder, George Harms Construction Co., Inc. has performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. P300.433 be awarded to the low bidder, George Harms Construction Co., Inc. of Farmingdale, New Jersey, in the amount of \$63,186,106.75. This award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. Bids for this work were procured, and the authorization being sought is to award this contract to the lowest responsible bidder, in accordance with N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2.2, and Executive Order No. 37 (Corzine 2006).

The General Consultant, HNTB Corporation, concurs with this recommendation.

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ORDER FOR PROFESSIONAL SERVICES (OPS)

065-03-2018

In a document dated March 9, 2018, **Recommendation to Issue Order for Professional Services No. P3645, Garden State Parkway, AECOM, Supervision of Construction Services for Contract No. P300.433, Replacement of Central Avenue Overpass at Interchange 145 & Bridge Deck Reconstruction, Milepost 144 to 152, RM-**

138562, Budget Code: 39003035, Amount: \$12,595,000.00, was approved.

This Order for Professional Services will provide supervision of construction services for Contract No. P300.433. These services include construction inspection, material testing, record keeping, preparation of payment estimates and other services required to ensure compliance with the contract documents.

This assignment is classified as a "Complex Project" since the scope of work is not clearly defined and likely to change during the course of the project, and the cost exceeds \$2,000,000. The Solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and 31 engineering firms were prequalified and eligible under Profile Codes: B151, Construction Management, B153, Roadway Construction Inspection, B155, Bridges Construction Inspection and B157, Bridge Deck Repair/Replacement. Six firms submitted EOIs by the closing date of January 5, 2018.

Subsequent to the scoring of EOIs by the Review Committee, Fee Proposals were requested from the top four technically ranked firms. The firms in the order of ranking are: 1) AECOM; 2) HNTB Corporation; 3) Jacobs Engineering Group, Inc. and 4) HAKS. The original fee submitted by AECOM in the amount of \$13,660,000.00 has been negotiated to \$12,595,000.00, which is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that Order for Professional Services No. P3645 be issued to the firm of AECOM of Piscataway, New Jersey, in an amount not to exceed \$12,595,000.00. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.3 to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1, et seq., N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.8, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006).

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ACKNOWLEDGE REPORTS OF

ENGINEERING EXPENDITURES UNDER DELEGATED AUTHORITY

066-03-2018

Acknowledge Reports of Engineering Expenditures Under Delegated Authority

- Construction Contract Progress Summary
- Change Order Summary
- Utility Order Report

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On motion by Treasurer DuPont and seconded by Commissioner Diaz, the Board unanimously approved item nos. 063-03-2018 through 065-03-2018; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda. The Authority unanimously accepted the reports contained in item number 066-03-2018 and received same for file.

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ROLL CALL

GUTIERREZ- SCACCETTI	GRAVINO	DuPONT	POCINO	DIAZ	MINELLA	SALERMO
YES	YES	YES	RECUSED	YES	YES	YES

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MAINTENANCE

Director of Maintenance, Kenneth McGoldrick requested approval of item number 067-03-2018 through 070-03-2018. Moved are the items as follows:

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PUBLIC BID SOLICITATIONS-AWARD OF CONTRACTS

067-03-2018

In a document dated March 9, 2018, **Recommendation to Award Contract No. A200.447-1, New Jersey Turnpike & Garden State Parkway, Jen Electric, Inc., Maintenance and Repair of Traffic Signals on the New Jersey Turnpike and Garden State Parkway in Hudson, Middlesex and Union Counties, RM-139316, Budget Code: 010-00-500-461010, Amount: \$267,585.00,** was approved.

This contract involves the maintenance and repair of traffic signals, on an **as needed basis**, on the New Jersey Turnpike and Garden State Parkway in Hudson, Middlesex and Union Counties, New Jersey. The repairs will be as directed by the Director of Maintenance at a cost not to exceed \$267,585.00. The contract has a completion date of July 31, 2020.

Two (2) bid proposals were received on February 21, 2018 for the above publicly advertised contract, as shown on the attached bid summary sheet (from Dougherty). The low bid, submitted by Jen Electric, Inc., in the amount of \$267,585.00, meets all the terms and conditions. The low bid of \$267,585.00 is approximately 23% lower than the Engineer's Estimate of \$348,240.00. Jen Electric, Inc. has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. A200.447-1 be awarded to the low bidder, Jen Electric, Inc. of Springfield, New Jersey, in an amount not to exceed \$267,585.00. This award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134 – McGreevey 2004) and Executive Order 117 (Corzine 2008), and

having no objection to same. Bids were procured and authorization is being sought to award this contract in accordance with N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.2, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006).

The General Consultant, HNTB Corporation, concurs with this recommendation.

068-03-2018

In a document dated March 9, 2018, Recommendation to Award Contract T500.444, New Jersey Turnpike, Pravco, Inc., Roof Replacement at Turnpike Cranbury State Police Barracks in Middlesex County, RM-139311, Budget Code: 080C07019, Amount: \$415,180.00, was approved.

This contract involves the roof removal and replacement at Turnpike Cranbury State Police Barracks in Cranbury, New Jersey. The contract has a completion date of December 15, 2018.

10 bid proposals were received on February 15, 2018 for the above publicly advertised contract, as shown on the attached bid summary sheet. The lowest bid proposal, submitted by Pravco, Inc., in the amount of \$415,180.00 meets all the terms and conditions and may be compared to the Engineer's Estimate in the amount of \$500,000.00. Pravco has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T500.444 be awarded to the low bidder, Pravco, Rahway, New Jersey, in the amount of \$415,180.00. This award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134 – McGreevey 2004) and Executive Order 117 (Corzine 2008), and having no objection to same. Bids were procured and authorization is being sought to award this contract in accordance with N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.2, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006).

The General Consultant, HNTB Corporation, concurs with this recommendation.

069-03-2018

In a document dated March 9, 2018, Recommendation to Award Contract T500.471, New Jersey Turnpike, D.A. Nolt, Inc., Roof Replacement at Turnpike Maintenance District 10 (MP 112E) in Bergen County, RM-139307, Budget Code: 080C07019, Amount: \$412,806.00, was approved.

This contract involves the roof removal and replacement at Turnpike Maintenance District 10 (MP 112 E) in Bergen County, New Jersey. The contract has a completion date of December 15, 2018.

6 bid proposals were received on February 15, 2018 for the above publicly advertised

contract, as shown on the attached bid summary sheet. The lowest bid proposal, submitted by Pravco, Inc, in the amount of \$268,615.00, was rejected after investigation and confirmation that Pravco, Inc. will be unable to meet all of the project management, performance and contractual deadlines required by this contract with the bid submitted. The second lowest bid proposal, submitted by D.A. Nolt, Inc., in the amount of \$412,806.00, meets all the terms and conditions and may be compared to the Engineer's Estimate in the amount of \$528,428.00. D.A. Nolt, Inc. has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T500.471 be awarded to the second low bidder, D.A. Nolt, Inc. Berlin, New Jersey, in the amount of \$412,806.00. This award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134 – McGreevey 2004) and Executive Order 117 (Corzine 2008), and having no objection to same. Bids were procured and authorization is being sought to award this contract in accordance with N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.2, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006).

The General Consultant, HNTB Corporation, concurs with this recommendation.

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ACKNOWLEDGE REPORTS OF

MAINTENANCE EXPENDITURES UNDER DELEGATED AUTHORITY

070-03-2018

The Board acknowledges the reports of Maintenance Expenditures Under Delegated Authority as indicated below:

- Construction Contract Progress Report

On motion by Treasurer DuPont and seconded by Commissioner Diaz, the Board unanimously approved item numbers 067-03-2018 through 069-03-2018; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda. The Authority unanimously accepted the reports contained in item number 070-03-2018 and received same for file.

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ROLL CALL

GUTIERREZ- SCACCETTI	GRAVINO	DuPONT	POCINO	DIAZ	MINELLA	SALERMO
YES	YES	YES	RECUSED	YES	YES	YES

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PROCUREMENT ("PMM")

Director of Procurement and Materials Management Andrea Ward, requested approval of item numbers 071-03-2018 through 081-03-2018. Moved are the items as follows:

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PUBLIC BIDS

071-03-2018

In a document dated March 16, 2018, **Salt Conveyors, Commonwealth Equipment Corp., R-137627 (Maintenance), Budget Code: 040 00 500 156555 040C07021, Amount: \$ 274,000.00 (\$137,000.00 each)**, was approved.

Under this contract, Commonwealth Equipment Corp. will provide two (2) portable salt conveyors and hoppers for use on both Roadways. The equipment will be used to effectively load salt into domes more safely and evenly. Bidders were required to bid unit and total prices for the equipment. The bid was fully advertised and the 11 vendors listed in the Authority's database for this equipment were notified of the procurement. On February 21, 2018, a sole bid was received as follows:

<u>Vendor</u>	<u>Unit Price</u>	<u>Total Bid Price</u>
Commonwealth Equipment Corp., Ashley, PA	\$ 137,000.00	\$274,000.00

Departmental Estimate: \$276,000.00

Bids were procured, and authorization is being sought to award this contract in accordance with *N.J.S.A. 27:23-1 et seq.*, the Authority's enabling legislation, *N.J.A.C. 19:9-2.2*, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006). This award is also contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee pursuant to Public Law 2005, Chapter 51 and Executive Order No. 117 (Corzine 2008), and having no objection to same.

Accordingly, authorization is requested to award a contract to Commonwealth Equipment Corp. for two (2) portable salt conveyors and hoppers for a total amount not to exceed \$274,000.00.

072-03-2018

In a document dated March 5, 2018, **Telescopic Boom Truck Crane, Hunter Truck Sales and Service, Inc., R-137857 (Maintenance), Budget Code: 040 00 500 156555 040C07021, Amount: \$242,633.00**, was approved.

Under this contract, Hunter Truck Sales and Service, Inc. will provide one (1) telescopic boom truck crane for use on both Roadways. The boom crane will be used primarily by the Building Maintenance in the movement and handling of heavy objects such as lifting HVAC mechanical equipment onto roof tops, movement of larger generators and handling a variety of heavy building materials as needed. The truck will also assist in erecting overhead roadway

signs. The bid was fully advertised and the ten (10) vendors listed in the Authority's database for the referenced commodity were notified of the procurement. On February 22, 2018, two (2) bids were received as follows

<u>Vendor</u>	<u>Total Bid Price</u>
Hunter Truck Sales and Service, Inc., Swedesboro, NJ	\$242,633.00
Mid-Atlantic Truck Centre, Inc., Linden, NJ	\$244,870.00
Departmental Estimate: \$250,000.00	

Bids were procured, and authorization is being sought to award this contract in accordance with N.J.S.A. 27:23-1 et seq., the Authority's enabling legislation, N.J.A.C. 19:9-2.2, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006). This award is also contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee pursuant to Public Law 2005, Chapter 51 and Executive Order No. 117 (Corzine 2008), and having no objection to same.

Accordingly, authorization is requested to award a contract to Hunter Truck Sales and Service, Inc. for one (1) telescopic boom truck crane for a total amount not to exceed \$242,633.00.

073-03-2018

In a document dated March 9, 2018, **Diesel-Powered V-Box Spreaders, Bristol Donald Co., Inc., R-138422 (Maintenance), Budget Codes: 010 00 500 270099, Amount:\$ 764,864.00 (\$23,902.00 each)**, was approved.

Under this contract, Bristol Donald Co., Inc. will provide thirty-two (32) diesel-powered v-box spreaders required for use in snow removal and salting operations on both Roadways. The bid was fully advertised and the seven (7) vendors listed in the Authority's database for the referenced commodity were notified of the procurement. On February 26, 2018, three (3) compliant bids were received as follows:

<u>Vendor</u>	<u>Unit Price</u>	<u>Total Bid Price</u>
Bristol Donald Co., Inc., Newark, NJ	\$23,902.00	\$764,864.00
Cliffside Body Corporation, Fairview, NJ	\$28,008.00	\$896,256.00
U.S. Municipal Supply, Inc., Huntington, PA	\$39,771.29	\$1,272,681.28
Departmental Estimate: \$1,440,000.00		

Non-Compliance:

An additional bid was submitted by Trius, Inc. ("Trius") of Farmingdale, NJ in the amount of \$733,344.00. This bidder, however, failed to provide sufficient bid security of 10% of its bid price as required by the Specifications. Section IV, Paragraph B of the "Instructions to Bidders" states that a "Bidder shall submit with its bid proposal, fully executed by its bonding company and itself, either: (1) the standard form Authority Letter of Surety or (2) the standard form Authority Proposal Bond, in the amount of 10% of its bid price". Trius submitted a non-Authority form which placed a financial limitation to the security of "Not to exceed \$20,000.00". Thus, it is

recommended that the bid submitted by Trius, Inc. be rejected.

Bids were procured and authorization is being sought to award this contract in accordance with *N.J.S.A. 27:23-1 et seq.*, the Authority's enabling legislation, *N.J.A.C. 19:9-2.2*, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006). This award is also contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee pursuant to Public Law 2005, Chapter 51 and Executive Order No. 117 (Corzine 2008), and having no objection to same.

Accordingly, authorization is requested to award a contract to Bristol Donald Co., Inc. for thirty-two (32) diesel-powered v-box spreaders for a total amount not to exceed \$764,864.00.

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STATE/GOVERNMENT CONTRACTS

074-03-2018

In a document dated March 8, 2018, **Diesel-Powered Generators, Warshauer Generator, LLC, R-138703, R-138704, R-138709, R-138712, R-138714 (Maintenance), Budget Code: 010 00 500 480060, State Contract No. 40273 expiring 11/30/18, Amount: \$230,250.00,** was approved.

Under this contract, Warshauer Generator, LLC will provide five (5) 60KW, one (1) 100KW and one (1) 150KW diesel-powered standby generators with accessories. The generators will be used by the Maintenance Department to provide supplemental electrical service in the Authority's Toll Plazas and Service Areas in the event of a power outage. The diesel-powered, standby generators are available from NJ State Contract No. 40273 expiring 11/30/18.

This procurement, under State Contract No. 40273, is in accordance with *N.J.A.C. 19:9-2.5(a)*, promulgated pursuant to *N.J.S.A. 27:23-1 et seq.*, the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006) which permits the Authority, without advertising, to purchase goods and services directly from vendors who hold contracts with the State of New Jersey.

Accordingly, authorization is requested to award a contract under State Contract No. 40273 for seven (7) diesel-powered generators with accessories to Warshauer Generator, LLC for a total amount not to exceed \$230,250.00.

075-03-2018

In a document dated March 15, 2018, **TMC Data Center Upgrade, ePlus Technology, Inc., R-138932 (ITS), Budget Code: 040 00 830 156555 040C00062, State Contract No. 87720 expiring 5/31/2019, Amount: \$138,381.90,** was approved.

Under this contract, ePlus Technology, Inc. will supply additional hardware needed to make the equipment in the Statewide Traffic Management Center's data center compatible with the data center in the Authority's HQ building. This hardware will provide the necessary

bandwidth for data replication between the 2 data centers. The hardware will also include a server for management of the Authority's internet firewall and network switches for server communications. This network hardware is available from NJ State Contract No. 87720 expiring 5/31/2019.

This procurement, under State Contract No. 87720, is in accordance with *N.J.A.C. 19:9-2.5(a)*, promulgated pursuant to *N.J.S.A. 27:23-1 et seq.*, the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006) which permits the Authority, without advertising, to purchase goods and services directly from vendors who hold contracts with the State of New Jersey.

Accordingly, authorization is requested to award a contract under State Contract No. 87720 for data center hardware, to ePlus Technology, Inc. for a total amount not to exceed \$138,381.90.

076-03-2018

In a document dated March 9, 2018, **Annual Computer Hardware Refresh, SHI International Corp., R-138885 (ITS), Budget Code: 010 00 830 480030, State Contract No. 89974 expiring 03/31/20, Amount: \$528,580.87**, was approved.

Under this contract, SHI International Corp. ("SHI") will supply 100 computer workstations, 100 laptop computers and 56 printers. SHI will also provide miscellaneous computer hardware items required to support the Authority's end-user computing hardware infrastructure. This project replaces on average 15% of the Authority's computer hardware resources on an annual basis. This allows the ITS Department to continually refresh equipment providing the latest technologies with the least impact on end-users and allows adjustment to new technologies without adversely effecting productivity and hardware stability. This computer hardware is available from NJ State Contract No. 89974, expiring 3/31/2020.

This procurement, under State Contract No. 89974, is in accordance with *N.J.A.C. 19:9-2.5(a)*, promulgated pursuant to *N.J.S.A. 27:23-1 et seq.*, the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006) which permits the Authority, without advertising, to purchase goods and services directly from vendors who hold contracts with the State of New Jersey.

Accordingly, authorization is requested to award a contract under State Contract No. 89974 for computer hardware to SHI International Corp. for an amount not to exceed \$528,580.87.

077-03-2018

In a document dated March 8, 2018, **Dodge Charger 4-Door Sedan Patrol Vehicles, Hertrich Fleet Services, Inc., R-139174 (State Police), Budget Code: 010 00 720 480010, State Contract No. 88729 expiring 3/15/19, Amount: \$975,384.00 (\$24,384.60 each)**, was

approved.

Under this contract, Hertrich Fleet Services, Inc. will provide forty (40) 2018 Dodge Charger (marked) patrol vehicles at a unit price of \$24,384.60. These vehicles are part of the Authority's State Police Vehicle Program to replace older, high mileage vehicles which have become very expensive to maintain. The vehicles being replaced will be salvaged and sold at surplus auction if feasible. The new vehicles are available from NJ State Contract No. 88729, expiring 3/15/2019.

This procurement, under State Contract No. 88729, is in accordance with *N.J.A.C. 19:9-2.5(a)*, promulgated pursuant to *N.J.S.A. 27:23-1 et seq.*, the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006) which permits the Authority, without advertising, to purchase goods and services directly from vendors who hold contracts with the State of New Jersey.

Accordingly, authorization is requested to award a contract under State Contract No. 88729 for forty (40) 2018 Dodge Charger patrol vehicles to Hertrich Fleet Services, Inc. for a total amount not to exceed \$975,384.00.

078-03-2018

In a document dated March 9, 2018, **Chevrolet Impala 4-Door Sedan Patrol Vehicles, Hertrich Fleet Services, Inc., R-139175 (State Police), Budget Code: 010 00 720 480010, State Contract No. 86922 expiring 6/8/18, Amount: \$124,104.00 (\$20,684.00 each)**, was approved.

Under this contract, Hertrich Fleet Services, Inc. will provide six (6) 2018 Chevrolet Impala 4-door sedan (un-marked) patrol vehicles at a unit price of \$20,684.00. These vehicles are part of the Authority's State Police Vehicle Program to replace older, high mileage vehicles which have become very expensive to maintain. The vehicles being replaced will be salvaged and sold at surplus auction if feasible. The new vehicles are available from NJ State Contract No. 86922, expiring 6/08/2018.

This procurement, under State Contract No. 86922, is in accordance with *N.J.A.C. 19:9-2.5(a)*, promulgated pursuant to *N.J.S.A. 27:23-1 et seq.*, the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006) which permits the Authority, without advertising, to purchase goods and services directly from vendors who hold contracts with the State of New Jersey.

Accordingly, authorization is requested to award a contract under State Contract No. 86922 for six (6) 2018 Chevrolet Impala patrol vehicles to Hertrich Fleet Services, Inc. for a total amount not to exceed \$124,104.00.

079-03-2018

In a document dated March 9, 2018, **Dodge Journey 4-Door Patrol Vehicles, Hertrich**

Fleet Services, Inc., R-139176 (State Police), Budget Code: 010 00 720 480010, State Contract No. 86922 expiring 6/8/18, Amount: \$111,054.00 (\$18,509.00 each), was approved.

Under this contract, Hertrich Fleet Services, Inc. will provide six (6) 2018 Dodge Journey (un-marked) patrol vehicles at a unit price of \$18,509.00. These vehicles are part of the Authority's State Police Vehicle Program to replace older, high mileage vehicles which have become very expensive to maintain. The vehicles being replaced will be salvaged and sold at surplus auction if feasible. The new vehicles are available from NJ State Contract No. 86922, expiring 6/08/2018.

This procurement, under State Contract No. 86922, is in accordance with *N.J.A.C. 19:9-2.5(a)*, promulgated pursuant to *N.J.S.A. 27:23-1 et seq.*, the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006) which permits the Authority, without advertising, to purchase goods and services directly from vendors who hold contracts with the State of New Jersey.

Accordingly, authorization is requested to award a contract under State Contract No. 86922 for six (6) 2018 Dodge Journey patrol vehicles to Hertrich Fleet Services, Inc. for a total amount not to exceed \$111,054.00.

080-03-2018

In a document dated March 9, 2018, **Chevrolet Tahoe 4-Wheel Drive Patrol Vehicles, Day Chevrolet, Inc., R-139177 R-139178 R-139179 (State Police), Budget Code: 010 00 720 480010, State Contract No. 89938 expiring 9/14/18, Amount: \$1,491,135.66 (\$35,503.23 each)**, was approved.

Under this contract, Day Chevrolet, Inc. will provide forty-two (42) 2018 Chevrolet Tahoe 4-wheel drive (marked and un-marked) patrol vehicles at a unit price of \$35,503.23. These vehicles are part of the Authority's State Police Vehicle Program to replace old, high mileage vehicles which have become very expensive to maintain. The vehicles being replaced will be salvaged and sold at surplus auction if feasible. These vehicles are available under NJ State Contract No. 89938, expiring 9/14/2018.

This procurement, under State Contract No. 89938, is in accordance with *N.J.A.C. 19:9-2.5(a)*, promulgated pursuant to *N.J.S.A. 27:23-1 et seq.*, the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006) which permits the Authority, without advertising, to purchase goods and services directly from vendors who hold contracts with the State of New Jersey.

Accordingly, authorization is requested to award a contract under State Contract No. 89938 for (42) Chevrolet Tahoe patrol vehicles to Day Chevrolet, Inc. for a total amount not to exceed \$1,491,135.66.

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SOLE SOURCE

081-03-2018

In a document dated March 16, 2018, Automatic Vehicle Classification Replacement and Implementation Support, Neology, Inc., R-138517 (ITS), Budget Code: 080 00 830 156555 080C00013, Amount: \$764,852.00, was approved.

Authorization is requested to award a "sole source" contract to Neology, Inc. ("Neology") to support the Authority's efforts to replace its Automatic Vehicle Classification ("AVC System"). The AVC System is a part of the existing Open Road Tolling ("ORT"). In 2015, the Authority began replacing the end-of-life AVC System in the ORT lanes on the New Jersey Turnpike at Interchanges 1/Entry, 6/Exit and 18W/Entry. The replacement hardware, software, and support was provided by 3M Company ("3M"), the sole proprietor of this intellectual property. In 2017, 3M sold its toll division to Neology, which is now the current legal owner of the technology. Under this contract, Neology will support the Authority's efforts to replace the AVC system on entry and/or exit lanes at the nine remaining ORT locations on both Roadways. Neology will supply the replacement AVC loop detectors along with related software and firmware (the "Software") and provide two complete spare systems, along with various spare parts. Neology will also provide training and on-site support to assist Authority personnel in installation, configuration and commissioning of the new AVC systems at these locations.

As the proprietary owner of this Software, Neology is the only vendor which has access to the source codes needed to debug, upgrade and support the existing AVC System used in conjunction with the loop array system embedded in the high speed toll lanes. Thus, no other vendor is capable of providing the services required under this Agreement without removing and replacing the current loop array. In addition, the need for the AVC System represents an exceptional circumstance as the Authority's toll audit and collection operations, with respect to the ORT, cannot function without this Software.

Thus, it is recommended that this award be made without public advertisement under the sole source procurement authorization of *N.J.A.C. 19:9-2.2(d)1* as promulgated under *N.J.S.A. 27:23-6.1* and consistent with Executive Order No. 37 (Corzine 2006). A resolution, as required by *N.J.A.C. 19:9-2.2(d)1*, is attached hereto.

Accordingly, authorization is requested to award a sole source contract to Neology, Inc. to provide the Software as well as the support for the installation and implementation of the AVC System at nine ORT locations, for an amount not to exceed \$764,852.00.

RESOLUTION FOR SOLE SOURCE PROCUREMENT

Automatic Vehicle Classification Replacement and Implementation Support

WHEREAS, the New Jersey Turnpike Authority's Information Technology Services Department has requested the award of a sole source contract to Neology, Inc. ("Neology") to provide hardware, software and firmware as well as installation and implementation support for the automatic vehicle classification ("AVC") system; and

WHEREAS, Neology is the proprietary owner of this software and is the sole provider for all maintenance, support and upgrades to the Authority's AVC system; and

WHEREAS, N.J.A.C. 19:9-2.2(d)1 of the New Jersey Turnpike Authority's regulations, promulgated under N.J.S.A. 27:23-6.1, permits sole source procurement when only one source of the required goods or service exists;

NOW, THEREFORE, BE IT RESOLVED THAT the Authority's Board of Commissioners hereby authorizes and approves the award of a contract to Neology, Inc. to provide the necessary custom software, as well as the installation and implementation support for the AVC system, in an amount not to exceed \$764,852.00, as a sole source exception to procurement by public advertisement permitted by N.J.A.C. 19:9-2.2(d)1 promulgated under the Authority's enabling legislation, N.J.S.A. 27:23-6.1.

On motion by Treasurer DuPont and seconded by Commissioner Diaz, the Board unanimously approved item numbers 071-03-2018 through 081-03-2018; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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ROLL CALL

GUTIERREZ- SCACCETTI	GRAVINO	DuPONT	POCINO	DIAZ	MINELLA	SALERMO
YES	YES	YES	YES	YES	YES	YES

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GENERAL BUSINESS

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OPERATIONS

Director of Operations Henry Eibel requested approval of item number 082-03-2018. Moved is the item as follows:

082-03-2018

Director of Operations Henry Eibel requested acceptance of the **Resume of All Fatal Accidents** for the Garden State Parkway and New Jersey Turnpike: Period 01/01/2018 through 2/28/2018; both with 2017-2018 Yearly Comparisons through February 2018.

On motion by Treasurer DuPont and seconded by Commissioner Salerno, the Board unanimously approved item numbers 082-03-2018; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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ROLL CALL

GUTIERREZ- SCACCETTI	GRAVINO	DuPONT	POCINO	DIAZ	MINELLA	SALERMO
YES	YES	YES	YES	YES	YES	YES

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STATE POLICE

083-03-2018

Major Ernie Giampietro requested acceptance of the New Jersey State Police Troop D Activity Reports, for February 2018, with 2017 – 2018 Yearly Comparisons.

On motion by Treasurer DuPont and seconded by Commissioner Diaz, the Authority unanimously accepted the reports contained in item number 083-03-2018 and received same for file.

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ROLL CALL

GUTIERREZ- SCACCETTI	GRAVINO	DuPONT	POCINO	DIAZ	MINELLA	SALERMO
YES	YES	YES	YES	YES	YES	YES

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FINANCE

Chief Financial Officer Donna Manuelli requested approval of item number 084-03-2018. Moved is the item as follows:

084-03-2018

Chief Financial Officer Donna Manuelli presented the Financial Summary for the Two (2) months ended February 28, 2018.

On motion by Commissioner Pocino and seconded by Commissioner Minella the Board unanimously approved item number 084-03-2018; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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ROLL CALL

GUTIERREZ- SCACCETTI	GRAVINO	DuPONT	POCINO	DIAZ	MINELLA	SALERMO
YES	YES	YES	YES	YES	YES	YES

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CHAIR COMMENTS

Chair Gutierrez-Scaccetti stated, one of the items that was important to the administration was the integration of the transportation agencies in New Jersey. As such, she has the opportunity to use the best talent she has across the state and she has asked John O'Hern, a very talented individual, to move to NJ Transit and serve with her there. Gutierrez-Scaccetti commented that Transit needs to serve its customers better. Gutierrez-Scaccetti stated she is counting on O'Hern to work with her at NJ Transit as she continues to move forward to make Transit the great agency it once was.

Chair Gutierrez-Scaccetti also stated, it is her privilege to present John Keller, the Authority's Deputy Chief Engineer, to become the next Executive Director of the New Jersey Turnpike Authority. This will become effective April 9, 2018. That same day, James Carone, the Authority's Director of Internal Audit, who will become Deputy Executive Director. This will be memorialized on the April 2018 personnel agenda. Chair Gutierrez-Scaccetti noted the hardest part of this job is to make changes, and I suggest to all of you these changes will benefit New

Jersey's transportation system.

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COMMISSIONERS COMMENTS

Treasurer Dupont commented that John Keller and Jim Carone have big shoes to fill, but he knows that they have the integrity and competence to run the Authority. Acting Executive Director O'Hern filled both of those roles with integrity. Treasurer Dupont stated he lives in Red Bank and O'Hern's family is from Red Bank. The O'Hern family has a statewide legacy and John's father would be very proud of the accomplishments he has had at the Turnpike. I want to humbly wish John god speed.

Commissioner Pocino commented that Chair Gutierrez-Scaccetti made a wise choice and wished good luck to Acting Executive Director O'Hern and Chair Gutierrez-Scaccetti.

Chair Gutierrez-Scaccetti commented she has been in her role for 62 days and she spends a great deal of time at NJ Transit and that she is one person with two hands and the more hands she has that she can trust is important to accomplish her mission and the success of transportation. Chair stated she is very pleased that Acting Executive Director O'Hern agreed to take this assignment.

Commissioner Diaz wished Acting Executive Director O'Hern good luck.

On motion by Commissioner Minella and seconded by Treasurer Dupont the board unanimously approved the personnel changes of John Keller to Executive Director and James Carone to Deputy Executive Director effective April 9, 2018 or consistent with the expiration of the veto period.

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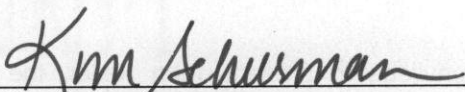
ROLL CALL

GUTIERREZ- SCACCETTI	GRAVINO	DuPONT	POCINO	DIAZ	MINELLA	SALERMO
YES	YES	YES	YES	YES	YES	YES

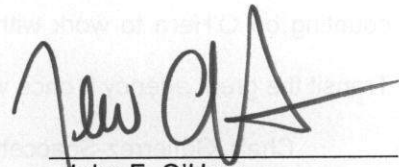
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The motion to adjourn was made by Treasurer DuPont and seconded by Commissioner Diaz, and, after the voice vote, the motion was duly adopted. The Board of Commissioners adjourned the meeting at 9:52 a.m., and advised that it will meet again on Tuesday, April 24, 2018, at 9:00 a.m., at the Authority's headquarters building located at 1 Turnpike Plaza in Woodbridge, New Jersey.

ATTEST:



Kim Schurman,
Secretary to the Authority



John F. O'Hern
Acting Executive Director

Date: March 27, 2018