

**CERTIFICATION
OF
NEW JERSEY TURNPIKE AUTHORITY**

I, John M. Keller, hereby certify that I am the Executive Director of the New Jersey Turnpike Authority and as such, certify that the attached copy of PROCEEDINGS OF THE NEW JERSEY TURNPIKE AUTHORITY is a true and correct copy of the Minutes of the May 21st, 2019 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 21st day of May, 2019.**

ATTEST:

Kim Schurman
Kim Schurman
Secretary to the Authority

John M. Keller
John M. Keller
Executive Director

Corporate Seal

Date: May 21, 2019

**Received in the Governor's Office May 21, 2019
(hand delivered)**

Received by:

Julian Connor
Print Name

Julian Connor
Signature

Veto Period Ends:

June 5, 2019
(Write in the date the veto period ends)

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

Tuesday, May 21, 2019

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Chair Diane Gutierrez-Scaccetti called the meeting of the Authority's Board of Commissioners (the Board) 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 (Absent), Commissioner Ulises Diaz, Commissioner John Minella and Commissioner Raphael Salerno. The meeting commenced at 9:06 A.M.

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ALSO PRESENT

Executive Director John Keller, Deputy Executive Director James Carone, Chief Financial Officer Donna Manuelli; Chief Engineer Robert Fischer, Chief Information Officer Jose Dios; Director of Law Robert Carroll; Director of Human Resources Mary-Elizabeth Garrity; Director of Internal Audit Donna Wilser, Director of Maintenance Ken McGoldrick, Director of Operations Kevin Dunn; Director of Procurement and Materials Management Andrea Ward; Director of Tolls John Pagliarulo; Director of Community and Government Relations Shawn Taylor; New Jersey State Police Major Ernie Giampietro, State Police Troop D; and Secretary to the Authority Kim Schurman.

Also present were: Outside Counsel Joseph Decotiis, Esq., of DeCotiis, FitzPatrick, Cole & Gibling, LLP, Governors' Authorities Unit Representative Lauren LaRusso, additional individuals consisting of other NJTA employees; interested organizations; and the general public. No media was present.

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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.

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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 (Absent)
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 (Diane B. Allen Act Status)

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 9:24 a.m. Chair Gutierrez-Scaccetti resumed the public portion of the meeting at 9:26 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 (Absent)
5. Commissioner Diaz
6. Commissioner Minella
7. Commissioner Salerno

The Secretary to the Authority reported that ten days, excluding Saturdays, Sundays and holidays, have elapsed since Governor Philip D. Murphy received the proceedings of the regular meeting of April 23, 2019; he did not exercise his power to veto any items in those minutes.

Upon motion made by Treasurer DuPont seconded by Commissioner Diaz the minutes of the meeting was unanimously approved.

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RECUSALS

The Secretary to the Authority reported recusals or abstentions submitted for the record:

- Commissioner Minella is recused on items 133 and 135

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PUBLIC COMMENT

None

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EXECUTIVE DIRECTOR COMMENTS

Executive Director Keller recognized Andrea Ward, Director of Procurement and Materials Management on her retirement after 27 remarkable years at the Turnpike Authority. Keller commented that Andrea has been a great ambassador of the Authority while dealing with contractors, suppliers and vendors. Keller wished Andrea well in her retirement and said she will be missed.

Executive Director Keller further recognized Larry Clarke, Assistant Director of Tolls-Operations on his retirement after 29 years. Keller stated Larry is the epitome of professionalism and a strong leader. Keller further stated Larry is a snappy dresser and a true gentleman who will be missed.

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CHAIR COMMENTS

Chair Gutierrez-Scaccetti wished Andrea and Larry well in their retirement and noted Public Service is a calling and noted she knew Andrea since she arrived and Larry has had a wonderful career on the Parkway and embraced consolidation. They will be losses to the Authority and we will hold them up as examples of what public service is and what it is to have the privilege of working for the public each and every day. We will miss you both and will continue to recognize employees as often as we can.

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COMMISSIONER COMMENTS

Treasurer DuPont thanked all who were involved in the Monmouth Service Area Project and recognized their hard work and noted they did a great job.

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HUMAN RESOURCES

Director of Human Resources Mary-Elizabeth Garrity requested approval of item number 131-05-2019. Moved is the item as follows:

131-05-2019

Human Resources Director Mary Elizabeth Garrity submitted the **Personnel Agenda**, dated May 21, 2019, 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,

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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	ABSENT	YES	YES	YES

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LAW

132-05-2019

Item withdrawn

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ENGINEERING

Chief Engineer Robert Fischer requested approval of item numbers 133-05-2019 and 135-05-2019. Moved are the items as follows:

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PUBLIC BID SOLICITATIONS-AWARD OF CONTRACTS

133-05-2019

In a document dated May 2, 2019, **Recommendation to Award Contract No. T100.344, New Jersey Turnpike, Union Paving & Construction Co., Inc., Jersey Avenue Bridge over Mill Creek, RM-149280, Budget Code: 080C18028, Funding Allocation: \$ 3,500,000.00 FY 2019, \$4,000,000.00 FY 2020, \$ 1,932,453.47 FY 2021, Amount: \$9,432,453.47**, was approved.

In accordance with a Memorandum of Agreement No. 100-14 with Jersey City, this contract will provide for the construction of a new single span bridge over Mill Creek and Tidewater Basin including approach roadways to connect Jersey Avenue and Mill Creek Lane in Jersey City.

This project will provide alternate access to downtown Jersey City from Interchange 14C with Jersey City. Jersey City will fund costs in excess of \$10 million.

13 bid proposals were received on April 30, 2019 for the above publicly advertised contract, as shown on the attached bid summary sheet. The bid proposal, in the amount of \$9,432,453.47, may be compared to the Engineer's Estimate in the amount of \$10,498,861.60. The low bidder Union Paving & Construction Co., Inc. has performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T100.344 be awarded to the low bidder, Union Paving & Construction Co., Inc. of Mountainside, New Jersey, in the amount of \$9,432,453.47 which is allocated as follows: \$3,500,000.00 for FY 2019, \$4,000,000.00 for FY

2020 and \$1,932,453.47 for FY 2021. 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

135-05-2019

In a document dated May 2, 2019, **Recommendation to Issue Order for Professional Services No. T3619, New Jersey Turnpike, Dewberry Engineers Inc., Supervision of Construction Services for Contract No. T100.344, Jersey Avenue Bridge over Mill Creek, RM-149303, Budget Code: 080C18028, Funding Allocation: \$250,000.00 FY2019, \$500,000.00, FY2020, \$ 500,000.00, FY 2021, \$ 90,000.00, FY 2022, Amount: \$1,340,000.00,** was approved.

This Order for Professional Services will provide supervision of construction services for Contract No. T100.344, Jersey Avenue Bridge over Mill Creek. 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 "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the cost not exceeding \$2,000,000.00. The solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and fifty-three (53) engineering firms were prequalified and eligible under Profile Code: B155, Bridge Construction Inspection. Nine firms submitted EOIs by the closing date of April 4, 2019.

Subsequent to the scoring of EOIs by the Review Committee, Fee Proposals were requested from the top three technically ranked firms. The firms in the order of ranking are: 1) Dewberry Engineers Inc.; 2) Greenman-Pedersen, Inc.; and 3) Jacobs Engineering Group Inc. The fee submitted by Dewberry Engineers Inc. has been reviewed, negotiated and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that Order for Professional Services No. T3619 be issued to the firm of Dewberry Engineers Inc. of Bloomfield, New Jersey, in an amount not to exceed \$1,340,000.00 which is allocated as follows: \$250,000.00 for FY 2019, \$500,000.00 for FY 2020, \$500,000.00 for FY 2021, and \$90,000.00 for FY 2022. This amount includes reimbursement of

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direct salaries times a maximum multiplier of 2.27 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).

On motion by Treasurer DuPont and seconded by Commissioner Diaz the Board unanimously approved item nos. 133-05-2019 and 135-05-2019; 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	ABSENT	YES	RECUSED	YES

Chief Engineer Robert Fischer requested approval of item numbers 134-05-2019, 136-05-2019 through 140-05-2019. Moved are the items as follows:

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PUBLIC BID SOLICITATIONS-AWARD OF CONTRACTS

134-05-2019

In a document dated May 2, 2019, **Recommendation to Award Contract No. T200.507, New Jersey Turnpike, Crisdel Group, Inc., Roadway Resurfacing, Milepost 0 to 83 (2019), RM-149287, Budget Code: 030C10002E, Funding Allocation: \$4,700,000.00 FY 2019, \$741,770.00 FY 2020, Amount: \$5,441,770.00**, was approved.

This contract involves pavement removal and resurfacing with Hot Mix Asphalt Surface Course pavement exhibiting moderate to severe distress along Turnpike mainline roadways, ramps, shoulders, toll plaza and other incidental work at various locations from Milepost 0 to 83 in Salem, Gloucester, Camden, Burlington, Mercer and Middlesex Counties. All work is expected to be substantially complete in 2019.

Five bid proposals were received on April 23, 2019 for the above publicly advertised contract, as shown on the attached bid summary sheet. The low bid proposal, in the amount of \$5,441,770.00 may be compared to the second low bid proposal in the amount of \$5,717,198.00. The bids were significantly lower than the Engineer's Estimate in the amount of \$6,781,750.00, however, the low bidder, Crisdel Group, Inc., has performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T200.507 be awarded to the low bidder,

Crisdel Group, Inc. of South Plainfield, New Jersey, in the amount of \$5,441,770.00 which is allocated as follows: \$4,700,000.00 for FY 2019 and \$741,770.00 for FY 2020. 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)

136-05-2019

In a document dated May 1, 2019, **Recommendation to Issue Order for Professional Services No. T3723, New Jersey Turnpike, Johnson, Mirmiran & Thompson, Inc., Supervision of Construction Services for Contract No. T200.507, Roadway Resurfacing, Milepost 0 to 83 (2019), RM-149313, Budget Code: 030C10002E, Funding Allocation: \$850,000.00 FY 2019, \$175,000.00 FY 2020, Amount: \$1,025,000.00**, was approved.

This Order for Professional Services will provide supervision of construction services for Contract No. T200.507, Roadway Resurfacing, Milepost 0 to 83 (2019). 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 "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the cost not exceeding \$2,000,000.00. The solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and forty-eight (48) engineering firms were prequalified and eligible under Profile Codes: B-153, Roadway Construction Inspection and B-154, Roadway Resurfacing Inspection. Three firms submitted EOIs by the closing date of April 8, 2019.

Subsequent to the scoring of EOIs by the Review Committee, Fee Proposals were requested from the three technically ranked firms. The firms in the order of ranking are: 1) Johnson, Mirmiran & Thompson, Inc.; 2) Greenman-Pedersen, Inc.; and 3) ATANE Engineers, Architects and Land Surveyors, P.C. The fee submitted by Johnson, Mirmiran & Thompson, Inc. has been reviewed and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that Order for Professional Services No. T3723 be issued to the firm of Johnson, Mirmiran & Thompson, Inc. of Trenton, New Jersey, in an amount not to exceed \$1,025,000.00 which is allocated as follows: \$850,000.00 for FY 2019 and \$175,000.00 for FY 2020. This amount includes reimbursement of direct salaries times a maximum multiplier

of 2.31 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).

137-05-2019

In a document dated May 2, 2019, **Recommendation to Issue Order for Professional Services No. P3734, Garden State Parkway, Boswell Engineering, Design Services for Contract No. P200.522, Rehabilitation of Concrete Median Barrier, Milepost 129 to 140, RM-149307, Budget Code: 39002017, Amount: \$2,965,000.00**, was approved.

This Order for Professional Services will provide for detailed inspections, final design and the preparation of contract documents to rehabilitate concrete median barrier along the Garden State Parkway Mainline from Milepost 129 to 140 in Middlesex and Union Counties. The work also includes an alternatives study, cost estimates, and other related incidental work.

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 \$2,000,000.00. The Solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and forty (40) engineering firms were prequalified and eligible under Profile Codes: A250 – Fully Controlled Access Highways, and A257 – Roadside Safety Features. Seven firms submitted EOIs by the closing date of February 12, 2019.

On March 27, 2019, Technical and sealed Fee Proposals were received from the top three firms. The Review Committee reviewed and scored the Technical Proposals. The firms in the order of ranking are: 1) Boswell Engineering; 2) Gannett Fleming, Inc.; and 3) Pickering, Corts & Summerson. The fee submitted by Boswell Engineering has been reviewed, negotiated and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that Order for Professional Services No. P3734 be issued to the firm of Boswell Engineering of South Hackensack, New Jersey, in an amount not to exceed \$2,965,000.00. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.70 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).

138-05-2019

In a document dated May 2, 2019, **Recommendation to Issue Order for Professional Services No. P3737, Garden State Parkway, Dewberry Engineers Inc., Design Services for Contract No. P200.524, Guide Rail Improvements, Milepost 0 to 172, RM-148143, Budget Code: 080C00041, Funding Allocation: \$1,315,000.00 FY 2019, \$ 65,000.00 FY 2020, \$80,000.00 FY 2021, Amount: \$1,460,000.00**, was approved.

This Order for Professional Services consists of a field assessment to determine the condition of existing weathering steel guide rail on the Garden State Parkway, excluding any guide rail constructed as part of the Authority's recent 10-year Capital Improvement Program. Additional services include the development of a prioritized location list of repairs based on the field assessment and comprehensive preliminary and final design engineering services for guide rail replacements at the priority locations, and other ancillary activities.

This assignment is classified as a "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the cost not exceeding \$2,000,000.00. The solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and forty-one (41) engineering firms were prequalified and eligible under Profile Code: A257 – Roadside Safety Features. Six firms submitted EOIs by the closing date of April 8, 2019.

Subsequent to the scoring of EOIs by the Review Committee, Fee Proposals were requested from the three highest technically ranked firms. The firms in the order of ranking are: 1) Dewberry Engineers Inc.; 2) AECOM Technical Services, Inc.; and 3) Arora and Associates, P.C. The fee submitted by Dewberry Engineers Inc. has been reviewed, negotiated and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that Order for Professional Services No. P3737 be issued to the firm of Dewberry Engineers Inc. of Bloomfield, New Jersey, in an amount not to exceed \$1,460,000.00 which is allocated as follows: \$1,315,000.00 for FY 2019; \$65,000.00 for FY 2020; and \$80,000.00 FY 2021. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.66 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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FINAL ACCEPTANCES

139-05-2019

In a document dated May 2, 2019, **All work performed on each of the construction contracts listed below have been completed in accordance with the contract documents and to the satisfaction of the Engineering Department. Accordingly, it is recommended that these contracts be deemed complete and approved for Final Acceptance. The table below lists each contract and includes pertinent Change Order and financial information including the final payment amount due the Contractor upon Final Acceptance,** was approved.

Contract No.	Contractor	Award Total Amount	No. of Change Orders	Additions/ Reductions	Final Total Contract Amount	Final Payment Amount
P300.271	Earle Asphalt Company	\$20,103,413.13	1	\$682,565.07	\$20,785,978.20	\$207,859.78
T200.458	South State, Inc.	\$3,896,279.70	1	(\$135,468.24)	\$3,760,811.46	\$37,608.11
Total						\$ 245,467.89

The Certification and Recommendation for Final Acceptance has been executed by the Engineers, the General Consultant and the Chief Engineer. All required contract documents including the Engineer's Final Certifications, Maintenance Bonds, Affidavit of Prevailing Wage and the Final Payment certificates have been submitted to the Law Department and approved as to correctness of form. Furthermore, the Contractors have certified that there are no liens outstanding against the Contractors. Accordingly, it is recommended that each contract listed above be accepted and final payment in the amounts shown above be made to the Contractors.

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**ACKNOWLEDGE REPORTS OF
ENGINEERING EXPENDITURES UNDER DELEGATED AUTHORITY**

140-05-2019

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

- Construction Contract Progress Summary
- Change Order Summary

On motion by Treasurer DuPont and seconded by Commissioner Diaz the Board

unanimously approved item nos. 134-05-2019, 136-05-2019 through 139-05-2019; 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 140-05-2019 and received same for file.

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ROLL CALL

GUTIERREZ- SCACETTI	GRAVINO	DuPONT	POCINO	DIAZ	MINELLA	SALERMO
YES	YES	YES	ABSENT	YES	YES	YES

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MAINTENANCE

Director of Maintenance Kenneth McGoldrick requested approval of item numbers 141-05-2019 and 142-05-2019. Moved are the items as follows:

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PUBLIC BID-AWARD OF CONTRACTS

141-05-2019

In a document dated May 3, 2019, Recommendation to Award Contract No. A200.528, New Jersey Turnpike & Garden State Parkway, Mount Construction Co., Inc., Immediate and Scheduled Repair of Drainage Structures and Underground Facilities on the New Jersey Turnpike from MP 0 to MP 122 and on the Garden State Parkway from MP 0 to MP 172, RM-148466, Budget Code: Various Funds, Amount: \$6,000,000.00, was approved.

The work performed under this contract consists of furnishing the required labor, equipment and materials necessary to provide immediate and scheduled drainage repairs to roadways and structures within the Authority right-of-way on the New Jersey Turnpike from MP 0 to MP 122, and on the Garden State Parkway from MP 0 to MP 172. The immediate and scheduled repairs will be as directed by the Engineer, by Work Orders, for a term of two (2) years with two (2), one (1) year options to renew and a total contract limit of \$6,000,000.00.

Three (3) bid proposals were received on 4/9/2019 for the above publicly advertised contract, as shown on the attached bid summary sheet. The low bid proposal from Mount Construction Co., Inc. ("Mount") of 1.73% is significantly lower than the Engineer's Estimate of 7.16%. These percentages represent a weighted average mark-up on the Contractor's time and materials cost of performing the work. The Maintenance Department has discussed the bid percentage with Mount and is satisfied that Mount can perform the contract with its percentage. The second lowest bid was 3.5% which is 3.66% lower than the Engineer's Estimate. Mount has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. A200.528 be awarded to the lowest

bidder, Mount Construction Co., Inc. of Berlin, New Jersey, in an amount not to exceed \$6,000,000.00. 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) 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**

142-05-2019

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

- Construction Contract Progress Report
- Change Order Summary

On motion by Commissioner Minella and seconded by Commissioner Diaz, the Board unanimously approved item number 141-05-2019; 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 142-05-2019 and received same for file.

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ROLL CALL

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

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PROCUREMENT ("PMM")

Director of Procurement and Materials Management Andrea Ward, requested approval of item numbers 143-05-2019 through 148-05-2019. Moved are the items as follows:

Andrea Ward addressed all in attendance and said it has been a privilege and an honor to serve the patrons and the New Jersey Turnpike Authority and it has been an excellent 27 years. Ward commented it has been a pleasure working with everyone and wanted to acknowledge and thank the staff of the PMM Department and noted she will bless each of them as she leaves.

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PUBLIC BIDS

143-05-2019

In a document dated May 2, 2019, **4-Wheel Drive Tractors with Mowing Flails (2), Farm Rite, Inc., R-148764 (Maintenance), Budget Code: 040 00 500 156555 040C00024, Amount: \$ 134,532.00,** was approved.

Under this contract, Farm Rite, Inc. will supply two (2) 4-wheel drive tractors with rear and right mowing flails for use by the Maintenance Department. The vehicles are replacing older models that have reached their life expectancy, and will be sold as surplus if feasible. The bid was fully advertised and the 14 vendors listed in the Authority's database for the referenced commodity were notified of the procurement. On May 1, 2019, six (6) bids were received as follows:

<u>Vendor</u>	<u>Unit Price</u>	<u>Total Bid Price</u>
Farm Rite, Inc., Bridgeton, NJ	\$67,266.00	\$134,532.00
Montage Enterprises, Inc., Blairstown, NJ	\$69,000.00	\$138,000.00
Central Jersey Equipment, Elmer, NJ	\$70,000.00	\$140,000.00
Peach Country Tractor, Mullica Hill, NJ	\$71,612.00	\$143,224.00
Cherry Valley Tractor Sales, Marlton, NJ	\$74,970.00	\$149,940.00
Storr Tractor Company, Branchburg, NJ	\$89,264.21	\$178,492.42
Departmental Estimate: \$180,000.00		

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 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 for two (2) 4-wheel drive tractors with flails to Farm Rite, Inc. for a total amount not to exceed \$134,532.00.

144-05-2019

In a document dated May 3, 2019, **4-Wheel Drive Tractors with Wing Mowers (2), Cherry Valley Tractor Sales, Inc., R-148709 (Maintenance), Budget Code: 040 00 500 156555, 040C00024, Amount: \$ 131,200.00,** was approved.

Under this contract, Vendor will supply two (2) 4-wheel drive tractors with 15 ft. tractor-drawn wing mowers for use by the Maintenance Department. The vehicles are replacing older models that have reached their life expectancy, and will be sold as surplus if feasible. The bid was fully advertised and the 14 vendors listed in the Authority's database for the referenced commodity were notified of the procurement. On May 2, 2019, four (4) responsive bids were received as follows:

<u>Vendor</u>	<u>Unit Price</u>	<u>Total Bid Price</u>
Cherry Valley Tractor Sales, Marlton, NJ	\$65,600.00	\$131,200.00
Peach Country Tractor, Mullica Hill, NJ	\$69,651.00	\$139,302.00
Smith Tractor and Equipment Inc., Washington, NJ	\$71,000.00	\$142,000.00
Farm Rite, Inc., Bridgeton, NJ	\$71,794.00	\$143,588.00
Departmental Estimate: \$144,000.00		

Non-Compliance:

An additional bid was received from Central Jersey Equipment LLC of Elmer, NJ (\$123,800.00). This bidder, however, took numerous significant exceptions to the specifications which include: 1) a maximum lifting capacity (to raise rear mower) of 3,213 lbs. versus the specified **minimum** capacity of 5,620 lbs., resulting in 43% less lifting capacity than specified; 2) deck and side frame thickness of .17" versus the .25" minimum thickness specified; 3) top deck sheets' thickness of .18" versus "**not less than .25**" required in the specification; and 4) the gearbox horsepower rating and the spindle gearbox horsepower ratings of 250 HP and 125 HP respectively were significantly below the specified **minimums** of 275 HP and 225 HP. Thus, it is recommended that the bid submitted by Central Jersey Equipment, LLC be rejected.

An additional bid was also received from Harter Equipment Inc. ("Harter") of Millstone Twp., NJ. (\$139,270.00). This bidder, however, failed to include three mandatory documents listed on Page 3, Section B, Paragraph 5: 1) Ownership Disclosure Statement (Exhibit C); 2) Vendor Disclosure Form (Exhibit G); and 3) Disclosure of Investment Activities in Iran (Exhibit G-1). Page 3, Section B, Paragraph 5 of the RFB states that "**failure to comply will result in bid rejection.**" Thus, it is recommended that the bid submitted by Harter Equipment 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 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 for two (2) 4-wheel drive tractors with wing mowers to Cherry Valley Tractor Sales for a total amount not to exceed \$131,200.00.

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STATE/GOVERNMENT CONTRACTS

145-05-2019

In a document dated May 10, 2019, **IBM Software Licensing, SHI International Corp., R-149564 (ITS), State Contract No. 89851 expiring 6/30/20, Budget Code: 010 00 830 121020, Amount: \$139,596.75,** was approved.

Under this contract, SHI International Corp. will provide the annual renewal of software

licenses for several IBM software products for the period of 7/1/2019 through 6/30/2020. These products include but are not limited to Netcool, WebSphere, C Compiler and Intelligent Operations Center products. These software products compose and support a variety of the Authority's software platforms such as the Intelligent Transportation Management System as well as toll collection and traffic statistics systems. This software licensing is available from NJ State Contract No. 89851, expiring 6/30/2020.

This procurement, under State Contract No. 89851, 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. Furthermore, the State Contract Index M-0003 provides access to several software providers and, therefore, requires agencies to seek multiple quotes to ensure the most competitive pricing. Quotes were solicited from five (5) authorized dealers authorized dealers and one (1) quote was received as follows:

<u>Vendor</u>	<u>Total Price</u>
SHI International Corp., Somerset, NJ	\$139,596.75

Accordingly, authorization is requested to award a contract for IBM software licenses to SHI International Corp. under State Contract No. 89851 for an amount not to exceed \$139,596.75, subject to funding availability at the time of ordering.

146-05-2019

In a document dated May 2, 2019, **Intelligent Traffic Management System Support Services, PCMG, Inc., R-149468 (ITS), Budget Code: 010 00 830 121020, State Contract No. 89854 expiring 6/30/20, Amount: \$363,960.00**, was approved.

Under this contract, the Authority will procure IBM's services through PCMG, Inc. to provide system support for the Intelligent Traffic Management System ("ITMS") for the period 6/1/2019 through 5/31/2020. ITMS is a customized software developed by IBM as part of the Advanced Traffic Management Program. The contract will cover Level 2 support for all ITMS components as well as IBM administration and reporting. This contract will also provide Level 3 support for ITMS component software repositories, development and test systems. The computer software and support is available from NJ State Contract No. 89854, expiring 6/30/2020.

This procurement, under State Contract No. 89854, 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. Furthermore, the State Contract Index M-0003 provides access to several software providers and, therefore, requires agencies to seek multiple quotes to ensure the most

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competitive pricing. Quotes were solicited from five (5) authorized dealers and one (1) quote was received as follows:

<u>Vendor</u>	<u>Total Price</u>
PCMG, Inc., Herndon, VA	\$363,960.00

Accordingly, authorization is requested to award a contract under State Contract No. 89854 for ITMS support services to PCMG, Inc. for an amount not to exceed \$363,960.00.

147-05-2019

In a document dated May 2, 2019, State Contract Modifications, At prior Board of Commissioners meetings, the Authority approved purchases (up to a maximum authorized dollar amount) from the vendors listed herein under the New Jersey State contracts referenced below. The terms of the referenced State contracts have since been extended and additional funds are needed to purchase these necessary goods and/or services through the extended terms of the State contracts: was approved.

Description/ Original Agenda Item	Vendor Name	Requisition Number	NJTA Cont. No.	NJ State Contra ct No. Expirati on	Current Authorized Amount	New Authorized Amount	Requested Increase Amount
Plumbing and Heating Supplies/Equipment	Atlantic Plumbing Supply Corp. Long Branch, NJ	RM-149473 (Maint.)	2247	89798 Expires 10/30/19	\$100,000.00	\$225,000.00	\$125,000.00
Parts for Mobile & Stationary Attenuators	Traffic Safety Service, LLC South Plainfield, NJ	RM-149180 (Maint.)	1944	5193 Expires 6/30/19	\$265,000.00	\$295,000.00	\$ 30,000.00
Total							\$155,000.00

The original procurements, under the State contracts, were 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, given that the period of time during which the Authority may make additional purchases under the referenced State contracts was extended through the new expiration dates of those contracts, approval is hereby requested to increase the Authority's current authorized amounts to the new authorized amounts stated above, subject to funding availability at the time of order or service.

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SOLE SOURCE CONTRACTS

148-05-2019

In a document dated May 3, 2019, Renewal of Oracle Software License and Technical Support Services Agreement, Oracle America, Inc., R-149414 (ITS), Budget Code: 010 00 830 121020, Amount: \$862,552.47, was approved.

Authorization is requested to award a sole source contract to Oracle America, Inc. ("Oracle") for the renewal of the Software Licenses and Technical Support Services Agreement (collectively, "Software Agreement") for all Oracle products. Under the Software Agreement, Oracle will continue to provide technical support and software updates to the Authority's Enterprise Resource Planning (ERP) software and various mission critical Oracle databases which store data for the ERP, tolls, and Geographic Information systems. Support and maintenance include patches and updates, as well as troubleshooting and error recovery assistance.

The Oracle software is proprietary to Oracle, which is the publisher and holder of all related copyrights. Oracle is thus the only vendor which has access to the source codes needed to debug, upgrade and support the Oracle software. Therefore, no other vendor is capable of providing the services required by the Authority. In addition, this is an exceptional circumstance as these software services are necessary for the operation the Authority's database management systems as well as the PeopleSoft Financials and HCM modules which serve the Authority's procurements, accounts payables, payroll, human resources and other vital functions.

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 Oracle America, Inc. for the annual renewal of the Software Agreement for an amount not to exceed \$862,552.47.

RESOLUTION FOR SOLE SOURCE PROCUREMENT

Software License and Technical Support Services Agreement with Oracle America, Inc.

WHEREAS, the New Jersey Turnpike Authority's Integrated Technology Services Department has requested the award of a sole source contract for renewal of the Software Licenses and Technical Support Services Agreement (collectively, "Software Agreement") with Oracle America, Inc. ("Oracle"); and

WHEREAS, the Oracle software is copyrighted and proprietary and, therefore, of a unique and confidential nature that will not allow for generic or standard specifications for procurement through competitive solicitation by public advertisement; and

WHEREAS, the Oracle software can only be procured from Oracle through direct

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negotiation of the Software Agreement; 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 the award of a contract for the renewal of the Authority's Software Licenses and Technical Support Services Agreement with Oracle America, Inc. for the period July 1, 2019 through June 30, 2020, for an amount not to exceed \$862,552.47 as a sole source exception to procurement by public advertisement as 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 143-05-2019 through 148-05-2019; 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	ABSENT	YES	YES	YES

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GENERAL BUSINESS

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OPERATIONS

Director of Operations Kevin Dunn requested acceptance of item number 149-05-2019.

Moved is the item as follows:

149-05-2019

Director of Operations Kevin Dunn requested acceptance of the **Resume of All Fatal Accidents for the Garden State Parkway and New Jersey Turnpike: Period 01/01/2019 through 4/30/2019; both with 2018-2019 Yearly Comparisons through April 2019.**

On motion by Treasurer DuPont and seconded by Commissioner Diaz, the Board unanimously accepted item number 149-05-2019; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

Director of Operations Kevin Dunn requested approval of item number 150-05-2019.

Moved is the item as follows:

150-05-2019

In a document dated May 21, 2019, Recommendation to issue Order for Professional Services A3758, On-Call Professional Traffic Engineering Consulting Services, Stantec Consulting Services, Inc., RM-149852, Budget Code: Various, Amount: \$2,000,000.00, was approved.

Through this single procurement process, the Authority has selected a consultant to provide on-call professional traffic engineering and transportation planning services on an as-needed basis to assist the Operations Department. General consulting services will be required to provide a variety of task-oriented work assignments of various lengths and scopes during the period of engagement. It is anticipated that work assignments related to traffic safety and roadway improvements, transportation planning and modeling, congestion management and intelligent transportation systems will be authorized.

These assignments are classified as a "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the fee not exceeding \$2,000,000.00. The Solicitation for Expressions of Interest (EOIs) was posted on the Authority's Website on March 29, 2019. Thirty-one engineering firms were prequalified and eligible under Profile Code A500-Traffic Control Systems, and D492-Traffic Engineering: Data Collection & Demand Modeling. Five firms submitted EOIs by the closing date of April 18, 2019.

The final scoring of the EOIs by the Review Committee resulted in the following order of ranking: 1). Stantec Consulting Services, Inc., 2). WSP USA, 3). Michael Baker International, Inc. 4). Arora and Associates, P.C., and 5). CME Associates. A fee proposal was not required to be submitted because the fee for each task will be negotiated independently in conjunction with the Work Request Authorization process.

It is therefore recommended that Order Professional Services No. A3758 be issued to the firm of Stantec Consulting Services, Inc. of Rochelle Park, New Jersey in the not to exceed amount of \$2,000,000.00 which includes reimbursement of direct salaries times a multiplier of 2.80, based on a 10% allowance for profit and an overhead rate of 154.5%, the individuals firms' overhead rate as determined by Federal Audit Regulations (FAR) procedure, plus authorized, direct non-salary expenses.

The issuance of this OPS 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 firms were 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).

On motion by Vice Chairman Gravino and seconded by Treasurer DuPont the Board unanimously approved item number 150-05-2019; 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	ABSENT	YES	YES	YES

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STATE POLICE

Major Ernie Giampietro requested acceptance of item number 151-05-2019. Moved is the item as follows:

151-05-2019

Major Ernie Giampietro requested acceptance of the New Jersey State Police Troop D Activity Reports, for April 2019, with 2018 – 2019 Yearly Comparisons.

On motion by Vice Chairman Gravino and seconded by Treasurer DuPont the Authority unanimously accepted the reports contained in item number 151-05-2019 and received same for file.

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FINANCE

Chief Financial Officer Donna Manuelli requested acceptance of item number 152-05-2019. Moved is the item as follows:

152-05-2019


Chief Financial Officer Donna Manuelli presented the Financial Summary for the Four (4) months ended April 30, 2019, was accepted.

On motion by Treasurer DuPont and seconded by Commissioner Diaz the Board unanimously accepted item number 152-05-2019; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

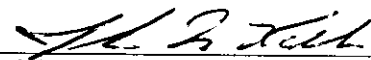
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The motion to adjourn was made by Treasurer DuPont and seconded by Vice Chairman Gravino, and, after the voice vote, the motion was duly adopted. The Board of Commissioners adjourned the meeting at 9:45 a.m., and advised that it will meet again on Tuesday, June 25, 2019 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 M. Keller
Executive Director

Date: May 21, 2019