

**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 March 24, 2020 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 24<sup>th</sup> day of March 2020.**

ATTEST:



Kim Schurman  
Secretary to the Authority



John M. Keller  
Executive Director

Corporate Seal

Date: March 24th, 2020

**Received in the Governor's Office March 24th, 2020  
(hand delivered)**

Received by:

<u>Jesse Kiricham</u>	<u>email attached.</u>
Print Name	Signature

Veto Period Ends:

April 7, 2020  
(Write in the date the veto period ends)



**TO:** Kim Schurman [Schurman@njta.com](mailto:Schurman@njta.com)

**FROM:** Jesse Kirkham

**DATE:** March 30, 2020

**RE:** **New Jersey Turnpike Authority Minutes**

This email is confirmation that the Authorities Unit received the minutes from the March 24, 2020 board meeting on March 24, 2020. The calculated veto date is April 7, 2020.

Thank you.

Attachment

cc: Rudy Rodas



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

**Tuesday, March 24, 2020**

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Chair Diane Gutierrez-Scaccetti (by tele-conference) 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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**PRESENT by tele-conference**

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

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**ALSO PRESENT by tele-conference (Except as indicated)**

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

Also present by tele-conference were: Outside Counsel, Judy Verrone, Esq., of DeCotiis, FitzPatrick, Cole & Giblin, LLP, Governors' Authorities Unit Representative Rudy Rodas. Greg Lefrois of HNTB, Inc. 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.

**Secretary to the Authority Schurman takes Roll Call and the Following Were Present by tele-conference:**

1. Chair Gutierrez-Scaccetti
2. Vice Chair Diaz
3. Treasurer DuPont
4. Commissioner Pocino
5. Commissioner Gravino

- 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:

- Collective Bargaining Agreements
- Pending Litigation
- Personnel
- Contract Negotiations

The motion was made by Vice Chair Diaz 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 9:18 a.m. Chair Gutierrez-Scaccetti resumed the public portion of the meeting at 09:23 a.m.

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

- 1. Chair Gutierrez-Scaccetti
- 2. Vice Chair Diaz
- 3. Treasurer DuPont
- 4. Commissioner Pocino
- 5. Commissioner Gravino
- 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 February 25, 2020; he did not exercise his power to veto any items in those minutes.

Upon motion made by Commissioner Pocino seconded by Vice Chair 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 Pocino is recused on Items 065 through 079

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**PUBLIC COMMENT**

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No one from public was present.

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**EXECUTIVE DIRECTOR COMMENTS**

Executive Director Keller thanked the members of the Authority family, our patrons, consultants, contractors and New Jersey State Police for their extraordinary efforts in adjusting to our new and hopefully brief, normal way of life. Executive Director Keller asked that everyone follow the directives from the Governor, follow the social distancing guidelines, check in on the elderly and provide assistance to those in need. Executive Director Keller further reminded employees if they are finding it difficult to cope in these trying times, to take advantage of the Authority's Employee Assistance Program resources.

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HUMAN RESOURCES

Director of Human Resources Mary-Elizabeth Garrity requested approval of item number 063-03-2020. Moved is the item as follows:

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063-03-2020

Human Resources Director Mary Elizabeth Garrity submitted the Personnel Agenda, dated March 24, 2020, and requested confirmation of the personnel matters contained therein. The Executive Director certified the recommendations for consideration.

On motion by Commissioner Pocino and seconded by Treasurer DuPont 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	DIAZ	DuPONT	POCINO	GRAVINO	MINELLA	SALERMO
YES	YES	YES	YES	YES	YES	YES

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LAW

Director of Law, Robert Carroll, requested approval of item numbers 064-03-2020. Moved is the item as follows:

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064-03-2020

In a memorandum dated March 11, 2020, Authorization to Settle Litigation in the Matter of APS Contracting, Inc. v. New Jersey Turnpike Authority, Oldcastle Precast, Inc., Pelel Consulting, Inc. and Liberty Mutual Insurance Company, Amount: \$1,190,000.00, was approved.

Authorization is being recommended to settle litigation with APS Contracting, Inc. (APS) in the amount of \$1,190,000.00 under Contract No. T500.192 involving the Replacement of a Maintenance Building at Turnpike District 6 (subsequently renumbered as Turnpike District 8) in

the town of Secaucus, Hudson County. As part of the 2013 Facilities Improvement Program, the New Jersey Turnpike Authority awarded Contract No. T500.192 to APS on August 20, 2013 to construct a maintenance building in Secaucus. As a result of delays that were the responsibility of APS's subcontractors, Oldcastle Precaste, Inc., ("Oldcastle") and Pelel Consulting, Inc. ("Pelel"), in connection with the installation of precast structural panels and electrical work, respectively, the project could not be contractually completed on time. Rather than submit a claim for additional compensation as required by the contractual specifications to allow the Authority the opportunity to resolve outstanding issues and keep the project on track, APS decided instead to initiate a lawsuit against the Authority. APS's complaint claimed design errors and mismanagement by the Authority caused the delays. APS ultimately alleged over \$3,000,000.00 in damages. The Authority counterclaimed for, inter alia, breach of contract and liquidated damages.

The parties participated in two mediations and several settlement conferences which ultimately resulted in the recommended settlement of \$1,191,000.00 as full and final satisfaction of all claims by the parties. APS will pay Oldcastle \$650,000.00 from the settlement amount in full and final satisfaction of all claims that Oldcastle may have against APS and the Authority. APS had reached an earlier separate settlement with Pelel. The settlement will be funded by \$810,294.89 remaining in Contract No. T500.192 and \$379,705.11 available in the Facilities Improvement Program Fund. The settlement amount also includes \$391,898.96 of monies owed APS in retainage being held on work it performed.

The Law Department recommends approval of the settlement set forth herein to curtail likely future case longevity and costs of defense. The Engineering Department and Special Counsel, GluckWalrath LLP, concur.

Accordingly, it is recommended that the Board of Commissioners approve the settlement of APS Contracting, Inc. v. New Jersey Turnpike Authority, Oldcastle Precast, Inc., Pelel Consulting, Inc. and Liberty Insurance Company pursuant to the terms set forth above. It is also recommended that the Commissioners authorize the Executive Director to execute all documents and to take such actions as necessary to effectuate the authority set forth herein.

On motion by Commissioner Minella and seconded by Vice Chair Diaz the Board unanimously approved item number 064-03-2020; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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ROLL CALL

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

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ENGINEERING



Chief Engineer, Robert Fischer, requested approval of item numbers 065-03-2020 through 076-03-2020. Moved are the items as follows:

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#### CHAIR COMMENTS

Chair Gutierrez-Scaccetti confirmed that the items that were being presented by Engineering were vetted by the Commissioners at the earlier Committee Meeting. Chief Engineer Fischer responded in the affirmative.

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#### PUBLIC BID-AWARD OF CONTRACTS

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#### 065-03-2020

In a document dated March 4, 2020, Recommendation to Award Contract No. T100.510, New Jersey Turnpike, Mount Construction Co., Inc., Fender System Repairs and Pier E6, E7 & E8 Improvements, Str. No. N2.01, Newark Bay Bridge, R-156052, Budget Code: 39200007, Amount: \$ 7,999,667.67, was approved

This contract involves the in-water repair or replacement of deteriorated or damaged navigational channel fender system components, which include timber: walers, horizontal and diagonal bracing, sheeting and walkway planks. Aluminum access ladders are also being installed. The work also includes pier column strengthening which requires the installation of temporary cofferdams.

Eleven bid proposals were received on February 25, 2020 for the above publicly advertised contract, as shown on the attached bid summary sheet. The low bid proposal in the amount of \$7,999,667.67 may be compared to the second low bidder in the amount of \$8,698,832.00. The bids were lower than the Engineer's Estimate in the amount of \$9,940,175.00 likely due to the contractor's available equipment, barges and divers and their familiarity with in-water work. The low bidder, Mount Construction Co., Inc. has performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T100.510 be awarded to the low bidder, Mount Construction Co., Inc. of Berlin, New Jersey in the amount of \$7,999,667.67. 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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066-03-2020

In a document dated February 26, 2020, Recommendation to Award Contract No. T100.512, New Jersey Turnpike, Joseph M. Sanzari, Inc., Rehabilitation of Structure Nos. E106.68 and E106.92B, Milepost E106.0 to E107.0, R-156054, Budget Code: 39200005, Amount: \$ 17,940,145.05, was approved.

This contract will provide for the deck reconstruction of Turnpike Str. Nos. E106.68 and E106.92B. The work generally includes reconstruction of the concrete bridge deck and joints, repairs to structural steel members, bearing replacement, and miscellaneous substructure repairs.

Five bid proposals were received on January 30, 2020 for the above publicly advertised contract, as shown on the attached bid summary sheet. The low bid proposal in the amount of \$17,940,145.05 may be compared to the second low bidder in the amount of \$18,657,000.00. The bids were lower than the Engineer's Estimate in the amount of \$20,848,038.50 due to the contractor's current involvement in the region, ability to take advantage of being fully mobilized and availability of traffic control devices in the area. The low bidder, Joseph M. Sanzari, Inc. has performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T100.512 be awarded to the low bidder, Joseph M. Sanzari, Inc. of Hackensack, New Jersey in the amount of \$17,940,145.05. 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 Corp. concurs with this recommendation.

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067-03-2020

In a document dated February 26, 2020, Recommendation to Award Contract No. T100.514, New Jersey Turnpike, Driscoll Construction Co., Inc., Bridge Deck Reconstruction and Lengthening, Structure No. 30.75R, R-156055, Budget Code: 39200008, Amount: \$ 17,363,209.35, was approved.

This contract will provide for the reconstruction and lengthening of the Kresson Road bridge (Structure No. 30.75R) over the New Jersey Turnpike. The work also includes replacement/strengthening of the abutments and center median pier; removal of the slope piers; installation of a new lengthened superstructure; utility relocation; approach roadway work and other ancillary improvements.

Eleven bid proposals were received on February 4, 2020 for the above publicly

advertised contract, as shown on the attached bid summary sheet. The low bid proposal, in the amount of \$17,363,209.35, may be compared to the Engineer's Estimate in the amount of \$19,066,640.00. The low bidder, Driscoll Construction Co., Inc. has performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T100.514 be awarded to the low bidder, Driscoll Construction Co., Inc. of Blue Bell, Pennsylvania in the amount of \$17,363,209.35. 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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**068-03-2020**

In a document dated March 10, 2020, **Recommendation to Award Contract No. T200.509, New Jersey Turnpike, PKF-Mark III, Inc., Roadway Lighting Repairs, New Jersey Turnpike, Interchanges 2, 3, 4, & 5, Mileposts 12.9, 26.1, 34.5 & 44.4, R-156058, Budget Code: 030C00003E, Funding Allocation: \$ 5,000,000.00 FY 2020, \$ 4,170,407.00 FY 2021, Amount: \$ 9,170,407.00**, was approved.

This contract involves roadway lighting and power distribution upgrades at New Jersey Turnpike Interchanges 2, 3, 4, & 5 in Gloucester, Camden and Burlington Counties, New Jersey. The work at these interchanges and connecting roadways includes the removal of existing Authority owned series roadway lighting systems and installation of a multiple phase Light Emitting Diode (LED) lighting system. The work includes the installation of new light poles, luminaires, conduit, wiring, load centers and other miscellaneous items of work. All work is expected to be completed in the fall of 2021.

Four bid proposals were received on February 25, 2020 for the above publicly advertised contract, as shown on the attached bid summary sheet. The Law Department recommends rejection of the low bid submitted by Berenato-Diehl, JV due to a material non-waivable deviation from the bid documents for failure to submit a proper Bid Bond and Consent of Surety binding each partner in the joint venture at the time of bid. Further, based on the bid item unit prices submitted, a post-bid meeting was conducted with Berenato-Diehl, JV. It was determined that ten (10) of the seventy-two (72) bid items were deemed unbalanced and unreasonable as to price. In accordance with the contract documents as per Standard Specification Section 102.11 Cause for Rejection, Subsection 102.11 (e) and 102.11 (p), Proposals may be rejected if the unit prices are unbalanced or if the Proposal is unreasonable as to price, both as to Total Price and prices

for individual line items. Berenato-Diehl, JV submitted the low bid of \$7,091,792.33, which is approximately \$2.1 million below the second low bid of \$9,170,407.00 and nearly \$5.0 million below the Engineer's Estimate of \$12,050,570.00. The Engineering and Law Departments have reviewed the circumstances of the low bid submitted by Berenato-Diehl, JV and recommend that the Proposal be rejected.

PKF-Mark III, Inc. submitted the second low bid in the amount of \$9,170,407.00, which is approximately \$2.9 million lower than the Engineer's Estimate of \$12,050,570.00 and \$1.4 million lower than the third low bid of \$10,580,000.00. The second low bid was lower than the Engineer's Estimate which may be due to the contractor's field office location in proximity to the interchanges and their knowledge of performing recent similar work for the Authority on multiple projects. The second low bid submitted by PKF-Mark III, Inc. has been reviewed by the Engineering Department and the Design Engineer of Record and found to be reasonable and in accordance with the contract documents for the work to be performed.

It is therefore recommended that Contract No T200.509 be awarded to the lowest responsible bidder, PKF-Mark III, Inc. of Newtown, Pennsylvania in the amount of \$9,170,407.00 which is allocated as follows: \$5,000,000.00 for FY 2020 and \$4,170,407.00 for FY 2021. PFK-Mark III, Inc. has performed work for the Authority and is considered competent to complete this contract. 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 in accordance with N.J.S.A. 27:23-1, 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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**069-03-2020**

In a document dated February 27, 2020, **Recommendation to Award Contract No. T200.548, New Jersey Turnpike, Crisdel Group, Inc., Roadway Resurfacing, Milepost 83 to 122, Section 14 and 17 (2020), R-156067, Budget Code: 030C10002E, Amount: \$ 27,785,000.00**, was approved.

This contract will provide for the resurfacing of asphalt surface course pavement along Northbound and Southbound Turnpike mainline roadways, ramps, shoulders, maintenance U-turns, Z-turns, toll plazas and other incidental work at various locations between Milepost 83 to 122 in Middlesex, Union, Essex, Hudson and Bergen Counties. All work is anticipated to be completed in 2020.

Three bid proposals were received on February 27, 2020 for the above publicly advertised contract, as shown on the attached bid summary sheet. The low bid proposal in the

amount of \$27,785,000.00 may be compared to the second low bidder in the amount of \$29,586,169.69. The bids were lower than the Engineer's Estimate in the amount of \$32,261,750.00 likely due to a continuing moderation in the price of asphalt and fuel. 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. T200.548 be awarded to the low bidder, Crisdel Group, Inc. of South Plainfield, New Jersey in the amount of \$27,785,000.00. 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 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**

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**070-03-2020**

In a document dated March 3, 2020, **Recommendation to Issue Order for Professional Services No. T3739, New Jersey Turnpike, Hardesty & Hanover Construction Services, LLC, Supervision of Construction Services for Contract No. T100.510, Fender System Repairs and Pier E6, E7 & E8 Improvements, Str. No. N2.01, Newark Bay Bridge, R-156070, Budget Code: 39200007, Amount: \$1,430,000.00,** was approved.

This Order for Professional Services will provide supervision of construction services for Contract No. T100.510, Fender System Repairs and Pier E6, E7 & E8 Improvements, Str. No. N2.01, Newark Bay Bridge. These services will 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-four (44) engineering firms were prequalified and eligible under Profile Codes: B155, Bridge Construction Inspection and B156, Bridge Repair Inspection. Three firms submitted EOIs by the closing date of December 20, 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) Hardesty & Hanover Construction Services, LLC; 2) KS Engineers, P.C.; and 3) Omsum

Engineering, LLC. The fee submitted by Hardesty & Hanover Construction Services, LLC 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. T3739 be issued to the firm of Hardesty & Hanover Construction Services, LLC of Hoboken, New Jersey, in an amount not to exceed \$1,430,000.00. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.30 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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**071-03-2020**

In a document dated March 3, 2020, **Recommendation to Issue Order for Professional, Services No. T3750, New Jersey Turnpike, AECOM Technical Services, Inc., Supervision of Construction Services for Contract No. T200.509, Roadway Lighting Repairs, New Jersey Turnpike Interchanges 2, 3, 4 & 5, MP 12.9, 26.1, 34.5, & 44.4, R-156071, Budget Code: 030C00003E, Funding Allocation: \$ 720,000.00 FY 2020, \$1,075,000.00, FY 2021, Amount: \$1,795,000.00,** was approved.

This Order for Professional Services will provide supervision of construction services for Contract No. T200.509, Roadway Lighting Repairs, New Jersey Turnpike Interchanges 2, 3, 4 & 5, Mileposts 12.9, 26.1, 34.5, & 44.4. These services will 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-two (52) engineering firms were prequalified and eligible under Profile Code: B-153, Roadway Construction Inspection. Eight firms submitted EOIs by the closing date of February 6, 2020.

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) AECOM Technical Services, Inc.; 2) Gannett Fleming, Inc.; and 3) KS Engineers, P.C. The fee submitted by AECOM Technical Services, 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. T3750 be issued to the firm of AECOM Technical Services, Inc. of Piscataway, New Jersey, in an amount not to exceed \$1,795,000.00 which is allocated as follows: \$720,000.00 for FY 2020 and \$1,075,000.00 for FY 2021. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.30 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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**072-03-2020**

In a document dated March 4, 2020, **Recommendation to Issue Order for Professional Services No. T3761, New Jersey Turnpike, Jacobs Engineering Group Inc., Supervision of Construction Services for Contract No. T100.512, Rehabilitation of Structure Nos. E106.68 and E106.92B, Milepost E106.0 to E107.0, R-156072, Budget Code: 39200005, Amount: \$3,790,000.00**, was approved.

This Order for Professional Services will provide supervision of construction services for Contract No. T100.512, Rehabilitation of Structure Nos. E106.68 and E106.02B, Milepost E106.0 to E107.0. These services will 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 \$2,000,000.00. The Solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and forty-four (44) engineering firms were prequalified and eligible under Profile Codes: B155, Bridge Construction Inspection and B156, Bridge Repair Inspection. Four firms submitted EOIs by the closing date of January 17, 2020.

In accordance with the regulations, for Complex Projects, "If only three or four EOIs have been deemed complete by the Authority, these firms shall receive the RFP and the Review Committee will not conduct an evaluation of the EOIs..." [19:9-2.8.3]. The Review Committee recommended that we proceed directly to the RFP phase of the procurement and solicit Technical and Fee Proposals from the four firms which submitted complete EOIs: Gannett Fleming, Inc., Jacobs Engineering Group Inc., KSE/Tectonic – JV and WSP USA Inc. The Review Committee reviewed and evaluated each firm's Technical Proposal and it was determined

that oral presentations would not be required. Final scoring resulted in Jacobs Engineering Group Inc. being the highest technically ranked firm. The fee submitted by Jacobs Engineering Group 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. T3761 be issued to the firm of Jacobs Engineering Group Inc. of Morristown, New Jersey, in an amount not to exceed \$3,790,000.00. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.35 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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**073-03-2020**

In a document dated March 3, 2020, **Recommendation to Issue Order for Professional Services No. T3763, New Jersey Turnpike, STV Incorporated, Supervision of Construction Services for Contract No. T100.514, Bridge Deck Reconstruction and Lengthening, Structure No. 30.75R, R-156073, Budget Code: 39200008, Amount: \$3,630,000.00**, was approved.

This Order for Professional Services will provide supervision of construction services for Contract No. T100.514, Bridge Deck Reconstruction and Lengthening, Structure No. 30.75R. These services will 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 \$2,000,000.00. The Solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and forty-four (44) engineering firms were prequalified and eligible under Profile Codes: B155, Bridge Construction Inspection and B157, Bridge Deck Repairs/Replacement Inspection. Eight firms submitted EOIs by the closing date of January 10, 2020.

The scoring of the EOIs by the Review Committee resulted in the following order of ranking: 1) STV Incorporated; 2) ATANE Engineers, Architects and Land Surveyors, P.C. and 3) Urban Engineers, Inc. On February 12, 2020, Technical and sealed Fee Proposals were received from the top three firms. The Review Committee reviewed and evaluated each firm's



Technical Proposals and it was determined that oral presentations would not be required. The final scoring resulted in STV Incorporated being the highest technically ranked firm. The fee submitted by STV Incorporated 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. T3763 be issued to the firm of STV Incorporated of Lawrenceville, New Jersey, in an amount not to exceed \$3,630,000.00. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.50 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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**074-03-2020**

In a document dated February 24, 2020, **Recommendation to Issue Utility Order No. 1662-T, New Jersey Turnpike, Public Service Electric & Gas, Gas Distribution, Vince Lombardi Service Area - Gas Service, Borough of Ridgefield, Bergen County, Budget Code: 080C00047, Amount: \$1,500,000.00 (Not to exceed)**, was approved.

The Vince Lombardi Service Area on the New Jersey Turnpike (Milepost 116.0) is one of the most utilized Service Areas owned by the Authority. This Service Area is currently being rebuilt as part of the Service Area Improvement Program. As a result, the condition of the existing utility services to this Service Area were evaluated. The existing water main, attached to Authority Structure No. E116.42, was found to have repeated repairs above the CXS Transportation, Inc. (CSX) Railroad tracks due to the vibration of the structure. Additionally, in order to modernize and upgrade essential gas service it was recommended that the existing propane gas service be replaced with a natural gas service.

This Utility Order will reimburse Public Service Electric and Gas, Gas Distribution for the cost of the work and materials to install 5,705 linear feet of 6" gas main from the existing main on Victoria Terrace to the Service Area. This proposed main includes two trenchless installations, one under Martlings Ditch for approximately 270 linear feet, and the other under CSX Railroad for approximately 940 linear feet within a proposed 12" steel casing per CSX requirements. PSE&G, working with the Authority, has obtained approval from CSX for this gas main to cross their property and under their tracks.

It is anticipated that a future Authority construction contract will install a new water main

under the CSX Railroad tracks, as well as remove the existing propane tank.

It is, therefore, recommended that the Executive Director be authorized to execute Utility Order No. 1662-T, not to exceed the amount of \$1,500,000.00. The Authority is required by its enabling legislation, N.J.S.A. 27:23-6, to ascertain and pay the costs of relocation or removal of any public utility facilities that the Authority deems necessary to relocate or remove in furtherance of the Authority’s highway projects.

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**FINAL ACCEPTANCES**

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**075-03-2020**

In a document dated March 5, 2020, 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
A900.422	Joseph M. Sanzari, Inc.	\$3,000,000.00	Work Orders	\$471,641.39	\$3,471,641.39	\$0
T200.457	Stavola Contracting Co., Inc.	\$8,817,293.75		\$578,261.83	\$9,395,555.58	\$845,090.87
Total						\$845,090.87

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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**076-03-2020**

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

- Construction Contract Progress Summary
- Change Order Summary

➤ Utility Order

On motion by Treasurer DuPont and seconded by Vice Chair Diaz the Board unanimously approved item nos. 065-03-2020 through 075-03-2020; 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 076-03-2020 and received same for file.

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ROLL CALL

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

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MAINTENANCE

Director of Maintenance Kenneth McGoldrick requested approval of item numbers 077-03-2020 through 079-03-2020. Moved are the items as follows:

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CHAIR COMMENTS

Chair Gutierrez-Scaccetti confirmed that the items that were being presented by Maintenance were vetted by the Commissioners at the earlier Committee Meeting. Director of Maintenance McGoldrick responded in the affirmative.

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PUBLIC BID-AWARD OF CONTRACTS

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077-03-2020

In document dated March 6, 2020, Recommendation to Award Contract No. T200.504, New Jersey Turnpike, M.L. Ruberton Construction Co., Inc., NS95L Non-Vegetative Areas on the New Jersey Turnpike in Bergen County, RM-155648, Budget Code: 080C17034, Amount: \$490,659.50, was approved.

This contract consists of furnishing the required labor, equipment and materials necessary to install non-vegetative ground surfacing on the New Jersey Turnpike from Milepost 120.6 to Milepost 121.3. On this section of roadway, non-vegetative polyester matting, incidental guide rail along the shoulder and chain-link fence will be installed. This contract has a completion deadline of August 28, 2020.

Two (2) bid proposals were received on February 27, 2020 for the above publicly advertised contract, as shown on the attached bid summary sheet. The low bid proposal, submitted by ML Ruberton Construction Co., Inc., in the amount of \$490,659.50 may be compared to the Engineer’s Estimate in the amount of \$857,225.00 which is approximately 43% lower than the Engineer’s Estimate. After conducting a review of the low bid with the low bidder, Maintenance staff was sufficiently assured that the low bidder could perform in full compliance

with the contract. M.L. Ruberton Construction Co., Inc., has previously performed work for the Authority, confirmed their commitment and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T200.504 be awarded to the low bidder, ML Ruberton Construction Co., Inc., Hammonton, New Jersey in the amount of \$490,659.50. 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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**FINAL ACCEPTANCE**

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078-03-2020

In a document dated March 6, 2020, **All work performed on the construction contract listed below has been completed in accordance with the contract documents and to the satisfaction of the Maintenance Department. Accordingly, it is recommended that this contract be deemed complete and approved for Final Acceptance. The table below 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	Number of Change Orders	Additions/ Reductions	Final Total Contract Amount	Final Payment Amount
A200.408	Mount Construction Co., Inc.	\$5,147,250.00	20	(\$10,343.97)	\$5,136,906.03	\$102,738.12
Total						\$102,738.12

The Certification and Recommendation for Final Acceptance has been executed by the Engineers, the General Consultant and the Director of Maintenance. 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 Contractor has certified that there are no liens outstanding against the Contractor. Accordingly, it is recommended that the contract listed above be accepted and final payment in the amounts shown above be made to the Contractor.

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**ACKNOWLEDGE REPORTS OF**

**MAINTENANCE EXPENDITURES UNDER DELEGATED AUTHORITY**

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079-03-2020

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 Vice Chair Diaz the Board unanimously approved item nos. 077-03-2020 through 078-03-2020; 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 079-03-2020 and received same for file.

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**ROLL CALL**

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

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**PROCUREMENT AND MATERIALS MANAGEMENT (“PMM”)**

Director of Procurement and Materials Management Dale Barnfield, requested approval of item numbers 080-03-2020 through 096-03-2020. Moved are the items as follows:

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**CHAIR COMMENTS**

Chair Gutierrez-Scaccetti confirmed that the items that were being presented by Procurement and Materials Management were vetted by the Commissioners at the earlier Committee Meeting. Director of Procurement and Materials Management Barnfield responded in the affirmative.

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**PUBLIC BIDS**  
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080-03-2020

In a document date March 5, 2020, **1/2-Ton Short-Bed Extended Cab Pick-Up Trucks, Gentilini Chevrolet, LLC, R-155181 (Maintenance), Budget Code: 010 00 500 480060, Amount: \$1,106,762.00 (\$35,702.00 each)**, was approved.

Under this contract, Gentilini Chevrolet, LLC will provide (31) 1/2-ton short-bed extended cab pick-up trucks for use by the Maintenance Department. These vehicles are replacing existing older models that have reached their life expectancy and will be sold as surplus if feasible. The bid was fully advertised and the 18 vendors listed in the Authority’s database for the referenced commodity were notified of the procurement. On February 5, 2020, bids were received as follows:

<u>Vendor</u>	<u>Unit Price</u>	<u>Total Bid Price</u>
Gentilini Chevrolet, LLC, Woodbine, NJ	\$35,702.00	\$1,106,762.00
Mall Chevrolet, Cherry Hill, NJ	\$36,000.00	\$1,116,000.00
Beyer Ford, LLC, Morristown, NJ	\$36,346.00	\$1,126,726.00
Departmental Estimate: \$992,000.00		

**Non-Compliance:**

An additional bid was received from Winner Ford (“Winner”) of Cherry Hill, NJ (\$1,036,237.00). This bidder, however, took several significant exceptions to the Specifications. For example, Winner bid a vehicle with: 1) a 5.0-liter engine versus the specified minimum 5.3-liter engine; 2) a battery with 610 Cold Cranking Amps (“CCA”) versus the specified 720 CCA resulting in 15.2% less starting engine capacity; and 3) an electrical alternator of 200 amps versus the specified 220 amps resulting in 9% less capacity in recharging battery. Thus, it is recommended that the bid submitted by Winner Ford be rejected.

An additional bid was also received from Pine Belt Chevrolet of Lakewood, NJ in the amount of \$1,044,018.00. This bidder, however, failed to include a bid security as required by the specifications. Page 3, Paragraph 5(a) of the RFB states that a “Bid Bond or Cashier’s Check for 10% of the amount Bid or a “Letter of Surety” is a mandatory requirement, and failure to submit one will result in bid rejection.” Thus, it is recommended that the bid submitted by Pine Belt Chevrolet also 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 (31) 1/2-ton short-bed extended cab pick-up trucks to Gentilini Chevrolet, LLC for a total amount not to exceed \$1,106,762.00.

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**081-03-2020**

In a document dated March 4, 2020, **1/2-Ton 4-WD Extended Cab Pick-Up Trucks (18), Mall Chevrolet, R-155323 (Maintenance), Budget Code: 010 00 500 480060, Amount: \$ 618,642.00 (\$34,369.00 each)**, was approved.

Under this contract, Mall Chevrolet will provide (18) 1/2-ton 4-wheel drive extended cab pick-up trucks for use by the Maintenance Department. These trucks will replace existing older models that have exhausted their life expectancy and will be sold as surplus if feasible. The bid was fully advertised and the 19 vendors listed in the Authority’s database for the referenced commodity were notified of the procurement. On February 25, 2020, four (4) bids were received as follows:

<u>Vendor</u>	<u>Unit Price</u>	<u>Total Bid Price</u>
<b>Mall Chevrolet, Cherry Hill, NJ</b>	<b>\$34,369.00</b>	<b>\$618,642.00</b>
Hertrich Fleet Services, Inc., Milford, DE	\$35,842.00	\$645,156.00
Route 23 Automall, LLC, Butler, NJ	\$36,862.00	\$663,516.00
Beyer Ford, LLC, Morristown, NJ	\$37,079.00	\$667,422.00

Departmental Estimate: \$711,000.00

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 (18) 1/2-ton 4-wheel drive extended cab pick-up trucks to Mall Chevrolet for a total amount not to exceed \$618,642.00.

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**082-03-2020**

In a document dated March 4, 2020, **1/2-Ton 2-WD Regular Cab Pick-Up Trucks (13), Mall Chevrolet, R-155328 (Maintenance), Budget Code: 010 00 500 480060, Amount: \$ 367,770.00 (\$28,290.00 each)**, was approved.

Under this contract, Mall Chevrolet will provide (13) 1/2-ton 2-wheel drive regular cab pick-up trucks for use by the Maintenance Department. These vehicles are replacing existing older models that have reached their life expectancy and will be sold as surplus if feasible. The bid was fully advertised and the 18 vendors listed in the Authority's database for the referenced commodity were notified of the procurement. On February 20, 2020, four (4) bids were received as follows:

<u>Vendor</u>	<u>Unit Price</u>	<u>Total Bid Price</u>
<b>Mall Chevrolet, Cherry Hill, NJ</b>	<b>\$28,290.00</b>	<b>\$367,770.00</b>
Route 23 Automall, LLC, Butler, NJ	\$31,627.00	\$411,151.00
Beyer Ford, LLC, Morristown, NJ	\$32,132.00	\$417,716.00
Winner Ford, Cherry Hill, NJ	\$32,997.00	\$428,961.00

Departmental Estimate: \$403,000.00

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.

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Accordingly, authorization is requested to award a contract for (13) 1/2-ton regular cab pick-up trucks to Mall Chevrolet, Cherry Hill, NJ for a total amount not to exceed \$367,770.00.

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083-03-2020

In a document dated March 4, 2020, 3/4-Ton 4-WD Regular Cab Pick-Up Trucks with Plows, Beyer Ford, LLC, R-155331 (Maintenance), Budget Code: 010 00 500 480060, Amount: \$ 304,360.00 (\$38,045.00 each, was approved.

Under this contract, Beyer Ford, LLC will provide eight (8) 3/4-ton 4-wheel drive regular cab pick-up trucks with plows for use by the Maintenance Department. These vehicles are replacing existing older models that have reached their life expectancy and will be sold as surplus if feasible. The bid was fully advertised and the 18 vendors listed in the Authority's database for the referenced commodity were notified of the procurement. On February 25, 2020, four (4) bids were received as follows:

<u>Vendor</u>	<u>Unit Price</u>	<u>Total Bid Price</u>
Beyer Ford, LLC, Morristown, NJ	\$38,045.00	\$304,360.00
Mall Chevrolet, Cherry Hill, NJ	\$39,739.00	\$317,912.00
Winner Ford, Cherry Hill, NJ	\$40,567.00	\$324,536.00
Route 23 Automall, LLC, Butler, NJ	\$40,627.10	\$325,016.80

Departmental Estimate: \$364,000.00

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 eight (8) 3/4-ton 4-wheel drive regular cab pick-up trucks with plows to Beyer Ford LLC for a total amount not to exceed \$304,360.00.

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084-03-2020

In a document dated March 4, 2020, 3/4-Ton 4-WD Crew Cab Pick-Up Trucks, Mall Chevrolet, R-155342 (Maintenance), Budget Code: 010 00 500 480060, Amount: \$ 326,250.00 (\$36,250.00 each), was approved.

Under this contract, Mall Chevrolet will provide nine (9) 3/4-ton 4-wheel drive crew cab pick-up trucks for use by the Maintenance Department. These vehicles are replacing existing older models that have reached their life expectancy and will be sold as surplus if feasible. The bid was fully advertised and the 18 vendors listed in the Authority's database for the referenced



commodity were notified of the procurement. On February 20, 2020, bids were received as follows:

<u>Vendor</u>	<u>Unit Price</u>	<u>Total Bid Price</u>
<b>Mall Chevrolet, Cherry Hill, NJ</b>	<b>\$36,250.00</b>	<b>\$326,250.00</b>
Winner Ford, Cherry Hill, NJ	\$37,897.00	\$341,073.00
Route 23 Automall, LLC, Butler, NJ	\$38,627.00	\$347,643.00
Beyer Ford, LLC, Morristown, NJ	\$39,121.00	\$352,089.00

Departmental Estimate: \$369,000.00

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 nine (9) 3/4-ton 4-wheel drive crew cab pick-up trucks to Mall Chevrolet for a total amount not to exceed \$326,250.00.

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**085-03-2020**

In a document dated March 4, 2020, **1-Ton Cargo Vans, Mall Chevrolet, R-155190, (Maintenance), Budget Code: 010 00 500 480060, Amount: \$ 571,500.00 (\$31,750.00 each),** was approved.

Under this contract, Mall Chevrolet will supply (18) 1-ton cargo vans for use by the Maintenance Department. The vans are replacing existing older models that that have reached their life expectancy, and will be sold as surplus if feasible. The bid was fully advertised and the 18 vendors listed in the Authority's database for the referenced commodity were notified of the procurement. On February 25, 2020, two (2) bids were received as follows:

<u>Vendor</u>	<u>Unit Price</u>	<u>Total Bid Price</u>
<b>Mall Chevrolet, Cherry Hill, NJ</b>	<b>\$31,750.00</b>	<b>\$571,500.00</b>
Beyer Bros. Corp., Fairview, NJ	\$34,514.00	\$621,252.00

Departmental Estimate: \$621,000.00

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 (18) 1-ton cargo vans to

Mall Chevrolet for a total amount not to exceed \$571,500.00.

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**086-03-2020**

In a document dated March 11, 2020, **2-Cubic Yard Mason Dump Trucks (2), Route 23 Automall, LLC, R-155297 (Maintenance), Budget Code: 049 00 500 156555 040C07021**  
**Amount: \$ 125,776.00 (\$62,888.00 each)**, was approved.

Under this contract, Route 23 Automall, LLC will provide two (2) 2-cubic yard mason dump trucks for use by the Maintenance Department. These vehicles are replacing existing older models that have exhausted their life expectancy, and will be sold as surplus if feasible. The bid was fully advertised and the 18 vendors listed in the Authority's database for the referenced commodity were notified of the procurement. On February 20, 2020 bids were received as follows:

<u>Vendor</u>	<u>Unit Price</u>	<u>Total Bid Price</u>
Route 23 Automall, LLC, Butler, NJ	\$62,888.00	\$125,776.00
Beyer Bros. Corp., Fairview, NJ	\$66,784.00	\$133,568.00

Departmental Estimate: \$150,000.00

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 for two (2) 2-cubic yard mason dump trucks to Route 23 Automall, LLC for a total amount not to exceed \$125,776.00.

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**087-03-2020**

In a document dated March 11, 2020, **Lift Body Platform Trucks and Accessories (2), Hunter Truck Sales & Services, R-155300 (Maintenance), Budget Code: 049 00 500 156555, 040C07021U, Amount: \$633,666.00 (\$316,833.00 each)**, was approved.

Under this contract, Hunter Truck Sales & Services will supply two (2) lift body platform trucks and accessories for use by the Maintenance Department primarily in sign maintenance and bridge inspection operations. The bid was fully advertised and the 12 vendors listed in the Authority's database for this equipment were notified of the procurement. On February 20, 2020, one (1) bid was received as follows:

<u>Vendor</u>	<u>Unit Price</u>	<u>Total Bid Price</u>
Hunter Truck Sales & Services	\$316,833.00	\$633,666.00

Departmental Estimate \$645,000.00

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) lift body platform trucks and accessories to Hunter Truck Sales & Services for a total amount not to exceed \$633,666.00.

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**088-03-2020**

In a document dated March 11, 2020, **Rubber Tire Backhoe, Jesco, Inc., R-155302, (Maintenance), Budget Code: 049 00 500 156555 040C07021, Amount: \$134,998.00**, was approved.

Under this contract, Jesco, Inc. will provide one (1) rubber tire backhoe for use by the Maintenance Department on the Parkway. The bid was fully advertised and the 11 vendors listed in the Authority's database for the referenced commodity were notified of the procurement. On February 26, 2020, a sole compliant bid was received as follows:

<b><u>Vendor</u></b>	<b><u>Total Bid Price</u></b>
<b>Jesco, Inc., South Plainfield, NJ</b>	<b>\$134,998.00</b>

Departmental Estimate: \$135,000.00

**Non-Compliance:**

An additional bid was received from Hoffman International, Inc. ("Hoffman") of Piscataway, NJ (\$118,948.76.) This bidder however took several significant exceptions to the Specifications. For examples, Hoffman bid a vehicle with 1) a 4.4-liter engine versus the specified minimum 4.5-liter engine; 2) a battery with 1,000 Cold Cranking Amps ("CCA") versus the specified 1,900 CCA resulting in a 47% less starting power; 3) the backhoe dipper boom and lift capacity did not meet any of the specified minimum requirements. Thus, it is recommended that the bid submitted by Hoffman International, Inc. be rejected.

An additional bid was received from Foley, Inc. ("Foley") of Piscataway, NJ (\$129,757.00). This bidder, however, also took significant exceptions to the Specifications. Foley also bid a unit with a 4.4-liter engine versus the specified minimum 4.5-liter engine, as well as an engine displacement of 268, below the specified minimum of 275. In addition, several required components of the Operator Station such as a low brake warning system and automatic shutdown capability are not available on Foley's unit. The digging depth and lift capacity were also well below the specified requirement. Thus, it is recommended that the bid submitted by Foley, 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 one (1) rubber tire backhoe to Jesco, Inc. for a total amount not to exceed \$134,998.00, subject to funding availability at the time of ordering.

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**089-03-2020**

In a document dated March 11, 2020, **4-Wheel Rotary Boom Mowers (2), Farm-Rite, Inc., R-155304 (Maintenance), Budget Code: 049 00 500 156555 040C07021, Amount: \$ 379,790.00 (\$189,895.00 each)**, was approved.

Under this contract, Farm-Rite, Inc. will supply two (2) 4-wheel rotary boom mowers for use by the Maintenance Department. These units will be used in special mowing operations on both roadways. The bid was fully advertised and the 17 vendors listed in the Authority’s database for the referenced commodity were notified of the procurement. On February 26, 2020, bids were received as follows:

<b><u>Vendor</u></b>	<b><u>Unit Price</u></b>	<b><u>Total Bid Price</u></b>
Farm-Rite, Inc, Hammonton, NJ	\$189,895.00	\$379,790.00
Cherry Valley Tractor Sales, Marlton, NJ	\$215,900.00	\$431,800.00
Departmental Estimate: \$374,000.00		

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 rotary boom mowers to Farm-Rite, Inc. for a total amount not to exceed \$379,790.00.

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**090-03-2020**

In a document dated March 11, 2020, **At prior Board of Commissioners Meetings, the Authority awarded a contract to the vendor listed herein for the referenced equipment. The contract included a 3-year option to purchase additional equipment which conforms to the original specifications for two additional model years. For the final two years of the option, the vendor was permitted to request price increases from the Authority if there had**

been an overall price increase of the equipment in the later model years, provided that the vendor justified the price increases in writing to the Authority. The Maintenance and Procurement Departments have reviewed the following option exercise and have determined that any requested price increases are reasonable, was approved.

Original Award Meeting Date and Item No.	Description	Vendor Name	Requisition/ Budget Code	Quantity/ Unit Price		Total Amount	% Model Year Incr.
March 18, 2018	Rough Terrain Forklift	GT Mid Atlantic, LLC Freehold, NJ	R-156561 (Maintenance) 049 00 500 156555 040C07021	2	\$73,502.71	\$147,005.42	0.9%

This contract was originally bid and awarded 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 contract is in compliance with Public Law 2005, Chapter 51 and Executive Order No. 117 (Corzine 2008).

Accordingly, authorization is requested to exercise the contract option of this contract in order to purchase the stated equipment not to exceed the stated total amount for the contract.

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**STATE/GOVERNMENT CONTRACTS**

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**091-03-2020**

In a document dated March 11, 2020, **Single Axle Hook-Lift Truck and Accessories (2), Route 23 Automall, LLC, R-155307 (Maintenance), Budget Code: 049 00 500 156555 040C07021, State Contract No. 17-FLEET-00241 Expires 4/30/2020, Amount: \$224,008.00,** was approved.

Under this contract, Route 23 Automall, LLC will provide two (2) single axle hook-lift trucks and accessories. These multi-use vehicles will be used by the Maintenance Department for various roadway activities. The single axle hook-lift trucks are available from NJ State Contract No. 17-FLEET-00241 expiring 4/30/2020.

This procurement, under State Contract No. 17-FLEET-00241 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. 17-FLEET-00241 for single axle hook-lift trucks and accessories to Route 23 Automall, LLC for an amount not to exceed \$224,008.00.

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**092-03-2020**

In a document dated March 6, 2020, **Truck-Mounted Attenuators and Fast-Trak Brackets, Atlas Flasher & Supply Co., Inc., R-156823 (Maintenance), State Contract No. 84104 expiring 03/30/2020, Budget Code: 010 00 500 480060, Amount: \$449,940.00**, was approved.

Under this contract, Atlas Flasher and Supply Co., Inc. will supply ten (10) truck-mounted attenuators with arrow boards, and 20 fast-trak brackets to be mounted on existing Authority equipment. These attenuators are used for traffic safety and control on both Roadways. The truck-mounted attenuators are available from NJ State Contract No. 84104 expiring 03/30/2020.

This procurement, under State Contract No. 84104, 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. 84104 for the supply of truck-mounted attenuators and fast-trak brackets to Atlas Flasher and Supply Co., Inc. for a total amount not to exceed \$449,940.00.

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**093-03-2020**

In a document dated March 17, 2020, **IBM AIX Server License and Upgrade, IBM Corporation, R-156230 (ITS), Budget Code: 049 00 830 156555 040C00020, State Contract No. 40047, expiring 03/31/2020, Amount: \$274,000.00**, was approved.

Under this contract, IBM Corporation ("IBM") will convert the Authority's current production servers unused Linux operating system, CPU and memory space licenses to AIX licenses. This conversion will allow the Authority to increase the existing number of servers required to run AIX for ongoing projects. This license conversion and upgrade is available from NJ State Contract No. 40047 expiring 3/31/2020.

This procurement, under State Contract No. 40047 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. 40047 for license conversion and upgrade to IBM Corporation for an amount not to exceed \$274,000.00.

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**094-03-2020**

In a document dated March 11, 2020, **State Police Radio Hardware Upgrade, Motorola**

**Solutions, Inc., R-156233 (ITS), Budget Code: 400 00 830 650040 080E00021, State Contract No. 83909 expiring 04/30/2020, Amount: \$117,840.00,** was approved.

Under this contract, Motorola Solutions, Inc. will supply add-on components to the existing radio hardware at New Jersey State Police (Troop D) Barracks on both Roadways. These components will allow the radios located at the barracks the ability to communicate during a network outage. These Motorola upgrades are available from NJ State Contract No. 83909 expiring 04/30/2020.

This procurement, under State Contract No. 83909, 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. 83909 for radio hardware upgrades to Motorola Solutions, Inc. for a total amount not to exceed \$117,840.00, subject to funding availability at the time of ordering.

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**095-03-2020**

In a document dated March 4, 2020, **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	Req. No.	NJTA Contract No.	NJ State Contract No. Exp.	Current Authorized Amount	New Authorized Amount	Requested Increase Amount
(T-0085) Snow Plow Parts 035-01-2015	Greelco, Inc.	RM-156277 (Maint.)	2098	88263 Expires 01/19/21	\$3,710,000.00	\$4,410,000.00	\$700,000.00
(T-2187) Parts and Repairs for Lawn and Grounds Equipment Awarded 03/16/2017	Contractor Service, Inc. dba WDDS Ent., Inc.	RM-156537 (Maint.)	2466	43024 Expires 02/16/21	\$ 85,000.00	\$125,000.00	\$ 40,000.00
(T-0106) Emergency Warning Lights, Parts and Accessories 206-08-2019	East Coast Emergency Lighting, Inc.	RM-156580 (Maint.)	2825	17-FLEET-00761 Expires 05/14/23	\$270,000.00	\$770,000.00	\$500,000.00
Total							\$1,240,000.00

The original procurement, under the State contract, was 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 Contract was extended through the new expiration date of this contract, approval is hereby requested to increase the Authority’s current authorized amount to the new authorized amount stated above, subject to funding availability at the time of order.

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**PROFESSIONAL SERVICES**

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**096-03-2020**

In a document dated March 4, 2020, **Occupational Healthcare and Physician Services, Modification, Preventive Medicine of New Jersey, Inc., RM-155798, Budget Code: Various, Current Authorized Amount: \$455,547.50, Requested Amount: \$ 133,770.00, New Authorized Amount: \$589,317.50**, was approved.

At its May 28, 2014 meeting (Agenda Item No. 204-05-2014), the Authority’s Board of Commissioners authorized the award of a contract to Preventive Medicine of New Jersey, Inc. (“Preventive”) of Edison, NJ to provide occupational healthcare and physician medical services as requested by the Authority. Services include, but are not limited to: pre-employment services, emergency examination and treatment, on-call medical services and overall medical case management of workers’ compensation claims, temporary disability and employee sick benefits programs. The original contract was for three years with two (2) optional one-year extensions and the final extension of this contract expires on March 31, 2020. In response to the expiring contract the PMM Department conducted a Request for Proposals (“RFP”) in May 2019 which was subsequently terminated in order to revise and enhance the RFP’s Scope of Services. Due to the expiration date of the contract, however, the Human Resources Department requests that the contract with Preventive be extended for a period not to exceed six (6) months in order to allow for the re-solicitation of the RFP. The cost for this contract extension will be \$22,295.00 per month in an amount not to exceed \$133,770.00 for the six-month period through September 30, 2020.

The original procurement for this contract was conducted in accordance with *N.J.S.A. 27:23-6.1* of the Authority’s enabling legislation, *N.J.A.C. 19:19-9-2.1(b)* promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006) and Executive Order No. 26 (Whitman 1994). This contract is in compliance with Public Law 2005, Chapter 51 and Executive Order No. 117 (Corzine 2008).

Accordingly, authorization is requested to extend the term of the above-referenced contract through September 30, 2020 and increase the authorized amount by \$133,770.00. This will bring the total authorized amount to an amount not to exceed \$589,317.50, subject to funding



availability at the time of service.

On motion by Vice Chair Diaz and seconded by Treasurer DuPont the Board unanimously approved item numbers 080-03-2020 through 096-03-2020; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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ROLL CALL

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

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GENERAL BUSINESS

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OPERATIONS

Director of Operations Kevin Dunn requested acceptance of item number 097-03-2020.  
Moved is the item as follows:

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097-03-2020

Director of Operations Kevin Dunn requested acceptance of Volumes and Crash Synopses for the Garden State Parkway and New Jersey Turnpike: Period 01/01/2020 through 02/29/2020; with 2019-2020 Yearly Comparisons through February 2020.

On motion by Treasurer DuPont and seconded by Vice Chair Diaz the Board unanimously accepted item number 097-03-2020; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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STATE POLICE

Major Terence Carroll requested acceptance of item number 098-03-2020. Moved is the item as follows:

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098-03-2020

Major Terence Carroll requested acceptance of the New Jersey State Police Troop D Activity Reports, for February 2020, with 2019 – 2020 Yearly Comparisons.

On motion by Vice Chair Diaz and seconded by Treasurer DuPont the Authority unanimously accepted the reports contained in item number 098-03-2020 and received same for file.

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FINANCE

Chief Financial Officer Donna Manuelli requested acceptance of item number 099-03-2020. Moved is the item as follows:

032883

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099-03-2020

Chief Financial Officer Donna Manuelli presented the Financial Summary for the Two (2) months ended February 29, 2020, was accepted.

On motion by Treasurer DuPont and seconded by Commissioner Pocino the Board unanimously accepted item number 099-03-2020; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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**EXECUTIVE**

Deputy Executive Director James Carone, requested approval of item number 100-03-2020. Moved is the items as follows:

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100-03-2020

In a memorandum dated March 23, 2020, Authorization for Executive Director to Enter into a Memorandum of Understanding with HMS Tollroads, Inc. to Provide Direct Payment to HMS Host’s Contractor on an Interim Basis, subject to Reimbursement by HMS Host, to Ensure Continuance of Certain Phase 2 Improvements at Services Areas on the Turnpike and Parkway as HMS Host Works to Address Temporary Cash Flow Issues Created by the Covid 19 Pandemic, Amount: \$40,000,000.00 was approved.

On September 12, 2017, the Authority entered into an agreement (the “2017 Agreement”) with HMS Host Tollroads, Inc. (“HMS Host”) to operate Service Area restaurants on the New Jersey Turnpike (“Turnpike”) and Garden State Parkway (Parkway) (collectively, the “Roadways”). Part of HMS Host’s obligations under the 2017 Agreement includes the obligation to reconstruct and remodel several service area buildings on both Roadways. Phase 2 capital improvements (the “Phase 2 Improvements”) include the Vince Lombardi and Richard Stockton Service Areas on the Turnpike and the Forked River Service Area on the Parkway.

Under the Agreement, HMS Host is responsible for the costs of construction for work within the curb line along the perimeter of the buildings. In this regard, HMS Host engaged the services of Vericon Construction Company, to perform the improvements, which are currently underway. As you will recall, the Authority previously entered into an Memorandum of Understanding with HMS Host whereby HMS Host agreed to engage and pay its contractor, Vericon, to complete curb-out work at the Service Areas that is otherwise the Authority’s responsibility, subject to reimbursement for that curb-out work by the Authority, to avoid conflicts and coordination issues involving multiple contracts on one site. As well, Sunoco entered into a similar agreement with HMS Host to have Vericon complete work that is otherwise Sunoco’s responsibility, subject to Sunoco’s reimbursement of HMS Host.

However, HMS Host has just notified the Authority, in writing, that due to the

unprecedented COVID-19 Pandemic, HMS Host is not currently in a position to continue paying Vericon to perform Phase 2 Improvements at the Service Areas, including the Authority's curb-out work and Sunoco's work for which it agreed to pay Vericon subject to reimbursement from the Authority and Sunoco, respectively.

Further, of course, if payments to Vericon cease, work on the Phase 2 Improvements would cease as well, leaving the affected Service Areas closed to Turnpike patrons indefinitely. Therefore, HMS Host is requesting that the Authority agree to temporarily fund construction of the Phase 2 improvements by making direct payments to Vericon as it continues its work, up to a maximum of \$40 million, under the following terms:

- HMS Host will continue to manage the design, construction and supervision of the Phase 2 Improvements
- HMS Host will continue to prepare invoices for payment to Vericon consistent with the current approval process that has been in place for Phase 1 and Phase 2; this process includes, of course, oversight and approval by the Authority's Engineering Department
- The Authority will process payments directly to Vericon following approval of payment submittals
- In recognition that the Authority, and not HMS Host, will be making direct payments to Vericon for the time being, Sunoco shall reimburse the Authority directly for costs associated with Sunoco's share of the Phase 2 Improvements.
- In recognition that the Authority is taking on the temporary funding of the Phase 2 Improvements to permit Vericon to complete construction of select concepts at each of the Phase 2 sites to enable the Service Areas to reopen as soon as possible, the following brands will be completed to construction as follows:
  - o Vince Lombardi – Popeyes, ZMarket, and Starbucks
  - o Richard Stockton – Burger King and ZMarket
  - o Forked River – Burger King and ZMarket
- The work to complete the remaining restaurant concepts at each Service Area will commence as soon as the crisis has passed and the Service Areas are fully operational, thus permitting HMS Host to fund the remaining Phase 2 Improvements and make timely payments to Vericon so that all concepts will open upon completion of construction and training
- HMS Host will provide monthly updates to the Authority regarding the status of their financial position relative to restored operation
- HMS Host will continue to perform operating services otherwise required under the Agreement, albeit to a limited degree (e.g., grab and go food/beverages and restroom maintenance, etc.), at all Service Areas on the Turnpike and Parkway that remain open
- HMS Host shall reimburse the Authority for all payments made by the Authority to Vericon on behalf of HMS Host for HMS Host's share of the Phase 2 Improvements. The schedule

and mechanism for reimbursement to the Authority shall be mutually agreed upon by the parties, recognizing that HMS Host will work in good faith with the Authority to reimburse the Authority as soon as reasonably possible after the immediate crisis has abated.

In light of the fact that any suspension in Phase 2 Improvement work by Vericon at the affected Service Areas will detrimentally affect the ability of those Service Areas to re-open in a timely fashion, impacting the Authority’s ability to service its patrons at the Service Areas, it is recommended that the Authority authorize the Executive Director to enter into a Memorandum of Understanding (MOU) memorializing the foregoing and permitting the Authority to make direct payments, not to exceed \$40 million, to HMS Host’s contractor, Vericon, for the Phase 2 work currently underway so that the affected Service Areas do not remain shuttered indefinitely and unavailable to Turnpike patrons. As well, it is requested that the Executive Director be given the authority to undertake any other necessary and reasonable actions to effectuate the purposes of this agenda item.

On motion by Commissioner Pocino and seconded by Treasurer DuPont the Board unanimously approved item number 100-03-2020; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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**ROLL CALL**

GUTIERREZ- SCACCETTI	DIAZ	DuPONT	POCINO	GRAVINO	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 Pocino, and, after the voice vote, the motion was duly adopted. The Board of Commissioners adjourned the meeting at 9:38 a.m., and advised that it will meet again on Tuesday, April 28, 2020 at 9:00 a.m., at the Authority’s headquarters building located at 1 Turnpike Plaza in Woodbridge, New Jersey.

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**CHAIR COMMENTS**

Chair Gutierrez Scaccetti said she hopes that at our next meeting we will be able to do in person, and not over the phone, it is not the best way to conduct a meeting, but it is certainly the best way to continue to run business.

**ATTEST:**

  
Kim Schurman  
Secretary to the Authority

  
John M. Keller  
Executive Director

Date: March 24, 2020