


**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 23rd, 2021 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 23rd day of March 2021.**

ATTEST:



Kim Schurman
Secretary to the Authority



John M. Keller
Executive Director

Corporate Seal

Date: March 23, 2021

Received in the Governor's Office March 23rd, 2021

Received by:

Print Name

Signature

Veto Period Ends:

April 7, 2021
(Write in the date the veto period ends)

TO: Kim Schurman Schurman@njta.com

FROM: Kelley Trimble, Authorities Unit, Office of the Governor

DATE: March 23, 2021

RE: **New Jersey Turnpike Authority Minutes**

This email is confirmation that the Authorities Unit received the minutes from the March 23, 2021 board meeting on March 23, 2021. The calculated veto date is April 7, 2021.

Thank you.

Attachment

cc: Lauren LaRusso

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

Tuesday, March 23, 2021

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Vice Chair Ulises Diaz (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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Moment of Silence

Vice Chair Diaz asked for a moment of silence to honor the victims of the recent terror attack in Colorado.

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PRESENT by tele-conference

Present on the call were Vice Chair Ulises Diaz, Treasurer Michael DuPont, Commissioner Raymond Pocino, Commissioner Ronald Gravino, Commissioner John Minella, Commissioner Raphael Salerno (Absent) and Deputy DOT Commissioner Joseph Bertoni (designee for Chair Gutierrez-Scaccetti). 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, Chief Financial Officer Donna Manuelli; Chief Engineer Robert Fischer, Chief Information Officer Jose Dios (in person); Acting Director of Law Ann Christine Monica; Director of Human Resources Mary-Elizabeth Garrity; Director of Internal Audit Donna Wilser, Director of Operations Kevin Dunn; Director of Procurement and Materials Management Dale Barnfield, Director of Tolls John Pagliarulo; Director of Community and Government Relations Shawn Taylor; New Jersey State Police Major Terence 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 Lauren LaRusso.

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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. Vice Chair Diaz
2. Treasurer DuPont
3. Commissioner Pocino
4. Commissioner Gravino
5. Commissioner Minella
6. Commissioner Salerno (Absent)
7. Deputy DOT Commissioner Bertoni (designee for Chair)

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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:

- Pending Litigation

The motion was made by Treasurer DuPont and seconded by Commissioner Pocino 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 9:15 a.m. A motion was made by Treasurer Dupont and seconded by Commissioner Pocino to resume the public portion of the meeting at 9:18 a.m.

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

Present by teleconference:

1. Vice Chair Diaz
2. Treasurer DuPont
3. Commissioner Pocino
4. Commissioner Gravino
5. Commissioner Minella
6. Commissioner Salerno (Absent)
7. Deputy DOT Commissioner Bertoni (designee for Chair)

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 23, 2021; he did not exercise his power to veto any items in those minutes.

Upon motion made by Treasurer DuPont seconded by Commissioner Pocino 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 072

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PUBLIC COMMENT

No speakers

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EXECUTIVE DIRECTOR COMMENTS

Executive Director Keller congratulated Chief Information Officer Jose Dios and the entire ITS Department because on May 10th the Newark Regional Business Partnership will be recognizing Jose for his and his department's tremendous efforts over this past pandemic year of efficiently and securely transitioning the Authority to a virtual work environment. Executive Director Keller thanked Jose and the entire ITS Department.

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VICE CHAIR COMMENTS

Vice Chair Diaz echoed Executive Director Keller and said it shows the dedication of the employees of this organization as well as its leadership.

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HUMAN RESOURCES

Director of Human Resources Mary-Elizabeth Garrity requested approval of item number 062-03-2021. Moved is the item as follows:

062-03-2021

Human Resources Director Mary Elizabeth Garrity submitted the Personnel Agenda, dated March 23, 2021, 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

DIAZ	DuPONT	POCINO	GRAVINO	MINELLA	SALERMO	BERTONI
YES	YES	YES	YES	YES	ABSENT	YES

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LAW

Acting Director of Law, Ann C. Monica, requested approval of item numbers 063-03-2021 and 064-03-2021. Moved are the items as follows:

063-03-2021

In a memorandum dated March 15, 2021, Authorization to Renew the Public Officials and Employment Practices Liability Insurance for one (1) Additional Year, (April 15, 2021 to April 15, 2022), R-163666, Budget Code: 10-822-441010, Amount: not to exceed \$477,881.00, was approved.

The Authority maintains Public Officials and Employment Practices Liability insurance with National Union Fire Insurance Company of Pittsburgh, PA ("AIG") with a limit of \$20 million,

along with an excess policy with Ironshore Indemnity Inc. (“Ironshore”) that provides an additional \$10 million aggregate and limit, both of which were extended for one month via Agenda item 030-02-2021 and will now expire on April 15, 2021.

Willis was tasked with marketing the coverage to at least three (3) underwriters, securing renewal quotations on the same terms and conditions as the current policies, and providing the Authority with a recommendation for renewal, taking price and quality of coverage into account. After years of slight increases, averaging approximately 2.7% annually over the last six (6) years, this year’s premium has increased significantly, due to a general hard market and the growing trend of underwriters to decrease the limits they are willing to provide, without a commensurate decrease in premium. In this very difficult market, Willis was able to provide quotations for the full \$30 million limits as follows:

<u>Underwriter</u>	<u>Limit(s)</u>	<u>Premium</u>
AIG (National Union)	\$10 million excess SIR	\$ 243,252
Atri Insurance Services Inc.	\$10 million excess \$10 million	\$ 145,951
Ironshore Ins. Services, LLC	\$10 million excess \$20 million	\$ 85,827
Total:		\$ 475,030

The premium amounts above, along with the mandatory New Jersey Property Liability Insurance Guaranty Association (“PLIGA”) surcharge not to exceed \$ 2,851.00, results in a total premium amount of \$477,881, an increase of 32.6% from the current year’s premium. It is therefore requested that the Commissioners authorize the Executive Director to renew the insurance policies and coverages as outlined above. It is further requested that the Commissioners authorize the Executive Director to take all such actions and to execute all such documents, after review by and with the recommendation of the Law Department, to effectuate the authority set forth above.

064-03-2021

In a memorandum dated March 3, 2021, **Authorization to Settle Formal Workers’ Compensation Matter – Michael Musto v. New Jersey Turnpike Authority, Budget Code: 10-870-405070, Amount: \$100,000.00 via Section 20,** was approved.

Petitioner Michael Musto is a Parkway Division Mechanic 1, hired September 2010. This recommended settlement will resolve a formal Claim Petition filed in 2019.

The petitioner is represented by Law Offices of Nelson, Fromer, Crocco & Jordan, located in Tinton Falls, NJ. The Authority is defended by Special Counsel Chasan Lamparello Mallon & Cappuzzo, PC, located in Secaucus, NJ. The matter is venued in the district office of Toms River Workers’ Compensation Court before the Honorable Judge R. Cherkos.

The total settlement award is \$100,000.00 via section 20.

The Law Department has reviewed this matter and agrees with the recommendation of the Special Counsel, the Authority's third-party workers' compensation administrator and the Authority's Senior Benefits Manager. Authorization is, therefore, requested to allow Special Counsel to settle this matter for the sum of **\$100,000.00**

This settlement will be payable under Account No. 10-870-405070.

On motion by Treasurer DuPont and seconded by Commissioner Gravino the Board unanimously approved item numbers 063-03-2021 and 064-03-2021; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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ROLL CALL

DIAZ	DuPONT	POCINO	GRAVINO	MINELLA	SALERMO	BERTONI
YES	YES	YES	YES	YES	ABSENT	YES

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ENGINEERING

Chief Engineer, Robert Fischer, requested approval of item numbers 065-03-2021 through 072-03-2021. Moved are the items as follows:

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PUBLIC BIDS SOLICITATIONS

065-03-2021

In a document dated February 24, 2021, **Recommendation to Award Contract No. P200.566, Garden State Parkway, Daidone Electric, Inc., Lighting Improvements at Interchange 102 & Interchange 105, R-163033, Budget Code: 5000042003, Amount: \$2,268,000.00,** was approved.

This contract will provide for the removal of Utility owned lighting and installing new Authority owned lighting at Interchanges 102 and 105, Garden State Parkway, Tinton Falls, New Jersey. The completion date for this contract is May 2022.

Three bid proposals were received on February 23, 2021 for the above publicly advertised contract, as shown on the attached bid summary sheet. The low bid proposal, in the amount of \$2,268,000.00, may be compared to the Engineer's Estimate in the amount of \$2,198,612.00. The low bidder, Daidone Electric, Inc. has performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. P200.566 be awarded to the low bidder, Daidone Electric, Inc. of Newark, New Jersey in the amount of \$2,268,000.00. This award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents

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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.

066-03-2021

In a document dated March 2, 2021, **Recommendation to Award Contract No. T200.573, New Jersey Turnpike, Crisdel Group, Inc., Roadway Resurfacing, Milepost 83 to 122, Section 19 and 20 (2021), R-162978, Budget Code: 0390036002, Funding Allocation: \$9,000,000.00 FY 2021, \$1,062,000.00 FY 2022, Amount: \$10,062,000.00**, was approved.

This contract will provide for the removal and resurfacing of asphalt concrete surface course pavement along Northbound and Southbound Turnpike Easterly Alignment roadways (Milepost E108.0 to E111.0 and E113.0 to E117.0) which includes shoulders, select interchange ramps, toll plazas, maintenance U-turns, Z-turns, and other incidental work at various locations. Work is between Milepost 83 and 122 in Middlesex, Union, Essex, Hudson and Bergen Counties. All work is expected to be substantially complete in 2021.

Four bid proposals were received on February 25, 2021 for the above publicly advertised contract, as shown on the attached bid summary sheet. The low bid proposal in the amount of \$10,062,000.00 may be compared to the second low bidder in the amount of \$11,057,719.50. The low bid is significantly lower than the Engineer's Estimate in the amount of \$11,884,250.00 likely due to the Contractor's continued presence on the Turnpike roadway and current workload. 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. T200.573 be awarded to the low bidder, Crisdel Group, Inc. of South Plainfield, New Jersey in the amount of \$10,062,000.00 which is allocated as follows: \$9,000,000.00 for FY 2021 and \$1,062,000.00 for FY 2022. 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.

067-03-2021

In a document dated March 4, 2021, **Recommendation to Award Contract No. P200.610, Garden State Parkway, HBC Company, Inc., Interchange 120 Lighting Improvements, R-163034, Budget Code: 5000042001, Amount: \$2,035,939.50**, was approved.

This contract consists of removing Utility owned lighting and installing new Authority owned lighting at Interchange 120, Garden State Parkway, Old Bridge, New Jersey. The completion date for this contract is May 2022.

Four bid proposals were received on February 25, 2021 for the above publicly advertised contract, as shown on the attached bid summary sheet. The low bid proposal in the amount of \$2,035,939.50 may be compared to the second low bidder in the amount of \$2,222,000.00. The low bid was significantly lower than the Engineer's Estimate in the amount of \$2,444,603.85. HBC Company, Inc. is very familiar with the Authority's processes and procedures, has knowledge of equipment needed to perform the work, and has gained valuable experience regarding installation methods due to their experience on Authority projects. The low bidder, HBC Company, Inc. has performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. P200.610 be awarded to the low bidder, HBC Company, Inc. of Lodi, New Jersey in the amount of \$2,035,939.50. 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) 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

068-03-2021

In a document dated February 25, 2021, **Recommendation to Issue Order for Professional Services No. T3835, New Jersey Turnpike, ATANE Engineers, Architects and Land Surveyors, P.C., Engineering Services for the New Jersey Turnpike Authority Major Bridge Inspection Program, Major Bridge Group 3 (2021 – 2024), R-162979, Budget Code: 010-850-445900, Funding Allocation: \$ 350,000.00 FY 2021, \$ 500,000.00 FY 2022, \$ 400,000.00 FY 2023, \$500,000.00 FY 2024, \$100,000.00 FY 2025, Amount: \$ 1,850,000.00**, was approved.

This Order for Professional Services will provide engineering services for biennial inspection of 17 major bridges on the New Jersey Turnpike, for a 4-year term from 2021 through

2024. These 17 bridges comprising new Major Group 3 were recently reclassified from routine to major status. They are located in the northern region of the New Jersey Turnpike, with most located on the Newark Bay-Hudson County Extension (NB-HCE) and in the Northern and Southern Mixing Bowls. This OPS includes condition inspection and evaluation; report preparation; FHWA National Bridge Element (NBE) Level Inspection updates; FHWA Structure Inventory and Appraisal (SI&A) Form updates; load rating updates; and other related work as required to comply with the National Bridge Inspection Standards (NBIS). The 4-year term of this OPS will cover two consecutive biennial inspection cycles for each major bridge.

This assignment is classified as a "Simple Project" based on the scope of work is clearly defined and not likely to change during the course of the project, and the cost is less than \$2,000,000.00. The solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and thirty-four (34) engineering firms were prequalified and eligible under Profile Code: D280C – Bridges, NBIS Program, Complex. Seven (7) firms submitted EOIs by the closing date of January 13, 2021.

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) ATANE Engineers, Architects and Land Surveyors, P.C., 2) Arora and Associates, P.C. and 3) WSP USA, Inc. The fee submitted by ATANE Engineers, Architects and Land Surveyors, P.C. 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. T3835 be issued to the firm of ATANE Engineers, Architects and Land Surveyors, P.C. of Iselin, New Jersey, in an amount not to exceed \$1,850,000.00 which is allocated as follows: \$350,000.00 for FY 2021; \$500,000.00 for FY 2022; \$400,000.00 for FY 2023; \$500,000.00 for FY 2024; and \$100,000.00 for FY 2025. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.77 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).

069-03-2021

In a document dated March 4, 2021, **Recommendation to Issue Order for Professional Services No. T3839, New Jersey Turnpike, AECOM, Program Manager and Environmental**

Services for New Jersey Turnpike Interchange 1 to 4 Widening Program, R-162977, Budget**Code: 5000056003, Amount: \$47,875,000.00**, was approved.

This Order for Professional Services will provide for program management, preparation of preliminary design documents and comprehensive environmental services for the one lane widening in each direction of the existing four-lane New Jersey Turnpike from the southern terminus of Interchange 1 (Route 49) to just north of Interchange 4, connecting to the existing six-lane roadway. Additionally, geometric and operational needs for all interchanges, ramps, toll plazas and service areas within the Program limits will be considered. The proposed Turnpike mainline widening is approximately 36.5 miles through 16 municipalities, in four (4) counties within southern New Jersey. Environmental studies and environmental permit applications will be prepared and submitted to obtain required agency approvals.

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. Due to the unique scope of work there are no specific prequalification codes for this assignment. Accordingly, a Request for Letters of Qualification (LOQ) was posted on the Authority's website on November 24, 2020.

By the closing date of December 10, 2020, LOQs were received from four firms. Upon review of the LOQs, all four firms, AECOM, HNTB Corporation, Atkins North America, Inc. and Urban Engineers, Inc., met the qualifications stipulated and were requested to submit Technical and Fee Proposals. The Review Committee reviewed and evaluated each firm's Technical Proposal and then an Oral Presentation was held virtually with each firm due to the COVID-19 pandemic situation. Subsequent to these activities the final scoring resulted in AECOM being the highest technically ranked firm. The fee submitted by AECOM 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. T3839 be issued to the firm of AECOM of Piscataway, New Jersey, in an amount not to exceed \$47,875,000.00. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.55 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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MISCELLANEOUS

070-03-2021

In a document dated March 5, 2021, Authorization to Purchase Riparian Mitigation Credits – Agreement No. 174-21, Garden State Parkway, Evergreen Environmental, LLC, Purchase Riparian Mitigation Credits for Contract No. P200.546, Culvert Repairs Milepost 115 to 116, R-163401, Budget Code: 5000010003, Amount: \$150,000.00, was approved.

This Agreement will provide for the purchase of riparian mitigation credits to mitigate for 0.164 acres of riparian zone impacted by improvements proposed as part Construction Contract No. P200.546. The Flood Hazard Area Permit issued for the project requires compensation in the form of creation, enhancement, restoration, preservation, riparian credit purchase from an approved mitigation bank, or combination thereof. The purchase of riparian credits was found to be the most cost-effective method of riparian zone mitigation for this project. The Marsh Bog Brook I or II Mitigation Bank owned and operated by Evergreen Environmental, LLC was verified by the New Jersey Department of Environmental Protection to be the only bank within the project's watershed that offers riparian credits.

It is, therefore, recommended that the Executive Director be authorized to execute Agreement No. 174-21 with Evergreen Environmental, LLC to purchase riparian mitigation credits at a cost not to exceed \$150,000.00, pursuant to the terms outlined above. It is further recommended that the Commissioners authorize the Executive Director to execute any such other documents and take any such other actions as are deemed necessary to effectuate the intent of this authorization.

This Agreement was procured under the sole source procurement authorization of N.J.A.C. 19:9-2.2(d)1, promulgated under N.J.S.A. 27:23-1 et seq., the Authority's enabling legislation. A resolution, as required by N.J.A.C. 19:9-2.2(d)1, is attached hereto.

RESOLUTION FOR SOLE SOURCE PROCUREMENT

RIPARIAN ZONE MITIGATION CREDITS

WHEREAS, Construction Contract No. P200.546 – Culvert Repairs Milepost 115 to 116 ("Project") will impact vegetated riparian zone in Watershed Management Area 12 and;

WHEREAS, the New Jersey Department of Environmental Protection Flood Hazard Area Individual Permit (NJDEP Permit #1318-20-0008.1 LUP200001) issued for the Improvements will require construction of a mitigation site, site preservation, or the purchase of mitigation credits from a riparian zone mitigation bank within the local watershed to mitigate impacts to the vegetated riparian zone by the Project and;

WHEREAS, such aforementioned Permit will allow the Authority to purchase riparian zone mitigation credits from Marsh Bog Brook I or II Mitigation Bank;

WHEREAS, as of February 12, 2021, the Marsh Bog Brook I or II Mitigation Bank

operated by Evergreen Environmental LLC located in Howell Township, Monmouth County is the only riparian zone mitigation bank with available riparian mitigation credits approved by the New Jersey Department of Environmental Protection servicing Watershed Management Area 12; and

WHEREAS, the Engineering Department has determined that the purchasing of mitigation credits is found to be the most cost effective method of mitigation and will allow for the Project to proceed on schedule; and

WHEREAS, the Authority's regulations, pursuant to N.J.A.C. 19:9-2.2(d)1 promulgated under N.J.S.A. 27:23-1, permit sole source procurement when only one source for the required product exists.

NOW, THEREFORE, BE IT RESOLVED THAT the Authority's Commissioners hereby authorize and approve the award to Evergreen Environmental LLC for riparian zone mitigation credits in an amount not to exceed \$150,000, as a sole source exception to procurement by public advertisement permitted by N.J.A.C. 19:9-2.2(d)1 promulgated under the Authority's enabling legislation, N.J.S.A. 27:23-1.

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FINAL ACCEPTANCES

071-03-2021

In a document dated March 4, 2021, **All work performed on each of the construction contracts listed below has 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
P200.478	Crisdel Group, Inc.	\$17,777,000.00	4	\$6,107,964.06	\$23,884,964.06	\$382,229.38
T200.506	Crisdel Group, Inc.	\$16,762,712.00	1	(\$216,609.38)	\$16,546,102.62	\$165,461.03
P200.427	South State, Inc.	\$6,433,239.62	3	\$248,117.67	\$6,681,357.29	\$66,813.57
T200.502	Stavola Contracting Co., Inc.	\$17,659,156.15	1	(\$1,340,432.39)	\$16,318,723.76	\$282,871.65
T500.496	Dobco, Inc.	\$3,707,251.50	3	\$313,036.80	\$4,020,288.30	\$199,833.19
P200.440	J. Fletcher Creamer & Son., Inc	\$6,641,444.00	11	\$639,969.16	\$7,281,413.16	\$145,628.33
T200.441	J. Fletcher Creamer & Son., Inc	\$6,827,666.00	10	\$194,025.08	\$7,021,691.08	\$140,433.82
A500.425	USA General Contractors Corp.	\$1,000,000.00	2	(\$4,010.32)	\$995,989.68	\$0.00
A500.426	USA General Contractors Corp.	\$1,000,000.00	2	(\$8,617.77)	\$991,382.23	\$0.00
Total						\$1,383,270.97

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 Contractor have certified that there are no liens outstanding against the Contractor. Accordingly, it is recommended that each contract listed above be accepted and final payment in the amount shown above be made to the Contractors.

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ACKNOWLEDGE REPORTS OF
ENGINEERING EXPENDITURES UNDER DELEGATED AUTHORITY

072-03-2021

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

- Construction Contract Progress Summary
- Change Order Summary

On motion Treasurer DuPont and seconded by Vice Chair Diaz the Board unanimously approved item nos. 065-03-2021 through 071-03-2021; 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 072-03-2021 and received same for file.

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ROLL CALL

DIAZ	DuPONT	POCINO	GRAVINO	MINELLA	SALERMO	BERTONI
YES	YES	RECUSED	YES	YES	ABSENT	YES

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PROCUREMENT AND MATERIALS MANAGEMENT (“PMM”)

Director of Procurement and Materials Management Dale Barnfield, requested approval of item numbers 073-03-2021 through 079-03-2021. Moved are the item as follows:

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STATE/GOVERNMENT CONTRACTS

073-03-2021

In a document dated March 17, 2021, **Solarwinds Support 2021-2024, Dell Marketing, LP, R-162984 (ITS), Budget Code: 010 00 830 121020, State Contract No. 89850 expiring 06/30/2021, Amount: \$ 175,805.40,** was approved.

Under this contract, Dell Marketing, LP will provide license renewal and support for

Solarwinds Virtualization manager and IP Address Manager software tools. Solarwinds is used to monitor health and up/down status of network switches, firewalls, Kronos clocks and servers. The term of this contract is for a period of three (3) years and eight (8) months which takes advantage of discounts offered for a multi-year term. The licensing and support are available from NJ State Contract No. 89850 expiring 06/30/2021.

This procurement, under State Contract No. 89850, 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 software re-sellers and two (2) quotes were received as follows:

<u>Vendor</u>	<u>Total Price</u>
Dell Marketing, LP, Round Rock, TX	\$ 175,805.40
SHI International Corp., Somerset, NJ	\$ 179,286.68

Accordingly, authorization is requested to award a contract under State Contract No. 89850 for license renewal and support for Solarwinds to Dell Marketing, LP for a total amount not to exceed \$175,805.40, subject to funding availability at the time of ordering.

074-03-2021

In a document dated March 8, 2021, **Genetec Licensing and Support 2021-2025, SHI International Corp., R-162990 (ITS), Budget Code: 010 00 830 427010, State Contract No. 89851 expiring 06/30/2021, Amount: \$ 439,546.29**, was approved.

Under this contract, SHI International Corp. will provide licensing and support for Genetec Software for the approximate 2,200 cameras across both Roadways through 2025. Genetec currently manages images and provides access control to the Authority's 2,500 cameras across both Roadways. The term of this contract is for a period of five (5) years and eight (8) months which takes advantage of discounts offered for a multi-year term. The licensing and support are available from NJ State Contract No. 89851 expiring 06/30/2021.

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 software re-sellers and one (1) quote was received as follows:

<u>Vendor</u>	<u>Total Price</u>
SHI International Corp., Somerset, NJ	\$439,546.29

Accordingly, authorization is requested to award a contract under State Contract No. 89851 for licensing and support for Genetec Software to SHI International Corp. for a total amount not to exceed \$439,546.29.

075-03-2021

In a document dated March 15, 2021, Dodge Charger 4-Door Sedan Patrol Vehicles (20), Hertrich Fleet Services, Inc., R-163067 (State Police), Budget Code: 010 00 720 480010, State Contract No. 88729 expiring 03/15/2021, Amount: \$504,412.00 (\$25,220.60 each), was approved.

Under this contract, Hertrich Fleet Services, Inc. will provide twenty (20) 2021 Dodge Charger 4-door sedan patrol vehicles at a unit price of \$25,220.60 each. These vehicles are part of the Authority's State Police Vehicle Program to replace older, high mileage vehicles which have become very expensive to maintain. The vehicles being replaced will be salvaged and sold at surplus auction if feasible. The new vehicles are available from NJ State Contract No. 88729, expiring 03/15/2021.

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

Accordingly, authorization is requested to award a contract under State Contract No. 88729 for (20) 2021 Dodge Charger patrol vehicles to Hertrich Fleet Services, Inc. for a total amount not to exceed \$504,412.00.

076-03-2021

In a document dated March 15, 2021, Dodge Durango AWD Patrol Vehicles (30), Beyer of Morristown, LLC, R-163070 (State Police), Budget Code: 049 00 720156555 0490016006, State Contract No. (T-2776) 20-FLEET-01188 expiring 06/17/2022, Amount: \$994,380.00 (\$33,146.00 each), was approved.

Under this contract, Beyer of Morristown, LLC will provide thirty (30) 2021 Dodge Durango AWD patrol vehicles at a unit price of \$33,146.00 each. These vehicles are part of the Authority's State Police Vehicle Program to replace old, high mileage vehicles which have become very expensive to maintain. The vehicles being replaced will be salvaged and sold at surplus auction if feasible. These vehicles are available under NJ State Contract No. 20-FLEET-01188, expiring 06/17/2022.

This procurement, under State Contract No. 19-FLEET-00842, 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. 20-FLEET-01188 for thirty 2021 Dodge Durango patrol vehicles to Beyer of Morristown, LLC for a total amount not to exceed \$994,380.00.

077-03-2021

In a document dated March 15, 2021, **C-Cure Security System Upgrades, Johnson Controls Security Solutions, LLC, RM-163328, Budget Code: Various, U.S. General Services Administration (GSA) Schedule 84, GSA Contract No. GS-07F-225CA expiring 09/03/26, Amount: \$ 944,782.68**, was approved.

Under this contract Johnson Controls Security Solutions, LLC will provide all hardware and installation services to upgrade and enhance the existing C-Cure security infrastructure at various Maintenance Yards and Interchanges on both Roadways. C-Cure is the Authority's facilities access control and security management software platform. These enhancements are priority security projects slated for completion in 2021 which will upgrade existing hardware that is no longer supported by the manufacturer and will also include additional security cameras at certain locations. The upgrades will standardize the security hardware and software at locations which include, but are not limited to: Turnpike Maintenance District 10 (Rutherford), Northern Division Garage, Northern Division Office and Turnpike Interchange 14.

This procurement, under GSA/Federal IT Schedule, Contract No. GS-07F-225CA, is in accordance with *N.J.A.C. 17:12-1A5* promulgated pursuant to *N.J.S.A. 52:34-6.1* which permits New Jersey State Entities such as the Authority, without advertising, to purchase goods and services directly from vendors who hold GSA contracts. Only certain GSA contracts are available to the Authority, including the Federal 84 Schedule (Total Solutions for Law Enforcement, Security, Facilities Management, Fire, Rescue, Clothing, Marine Craft and Emergency/Disaster Response).

Accordingly, authorization is requested to award the referenced contract to Johnson Controls Security Solutions, LLC. for the above-referenced services for an amount not to exceed \$844,782.68. In addition, authorization is requested for an additional \$100,000.00 for any out-of-scope services that may arise during these projects for a total authorized amount not to exceed \$944,782.68, subject to funding availability at the time of service.

078-03-2021

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In a document dated March 18, 2021, Image Review Software, Kyra Solutions, Inc., R-163760, (ITS), Budget Code: 010 00 830 427010, GSA Contract No. GS-35F-103GA, Amount: \$ 224,000.00, was approved.

Under this contract, Kyra Solutions, Inc. will supply the Authority with software, licensing and support for the MIRA imaging review software. This software system will be used for use in toll lanes on both Roadways to view rejected images sent back from the NJ EZPASS back office. Currently, all lane images are sent to the NJ EZPASS back office for processing. A small percentage of these images are rejected for various reasons. The software solution provided will enhance the identification of these locations where these images are taken and provide a second level of review to ensure valid images are not being discarded. This software, licensing and support is available from Federal GSA Contract #GS-35F-103GA expiring 11/30/2021.

This procurement, under GSA/Federal IT Schedule, Contract No. GS-35F-103GA, is in accordance with *N.J.A.C. 17:12-1A5* promulgated pursuant to *N.J.S.A.52:34-6.1* which permits New Jersey State Entities such as the Authority, without advertising, to purchase goods and services directly from vendors who hold GSA contracts. Only certain GSA contracts are available to the Authority, including the Federal 70IT Schedule (Information Technology).

Accordingly, authorization is requested to award a contract to Kyra Solutions, Inc. for the imaging review software solution for an amount not to exceed \$224,000.00.

079-03-2021

In a document dated March 8, 2021, 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 Contract No.	NJ State Contract No. Expiration	Current Authorized Amount	New Authorized Amount	Requested Increase Amount
(T-0076) Roadway Safety Flares Award: 02/09/2015	Standard Fusee Corporation.	RM-162838 (inventory)	2101	88448 Expires 10/31/2021	\$190,000.00	\$230,000.00	\$40,000.00
Total							\$40,000.00

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.

On motion by Commissioner Pocino and seconded by Treasurer DuPont the Board unanimously approved item numbers 073-03-2021 through 079-03-2021; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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ROLL CALL

DIAZ	DuPONT	POCINO	GRAVINO	MINELLA	SALERMO	BERTONI
YES	YES	YES	YES	YES	ABSENT	YES

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GENERAL BUSINESS

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OPERATIONS

Director of Operations Kevin Dunn requested acceptance of item number 080-03-2021.
Moved is the item as follows:

080-03-2021

Director of Operations Kevin Dunn requested acceptance of Volumes and Crash Synopses for the Garden State Parkway and New Jersey Turnpike: Period 01/01/2021 through 02/28/2021; with 2020-2021 Yearly Comparisons through February 2021.

On motion by Treasurer DuPont and seconded by Commissioner Pocino the Board unanimously accepted item number 080-03-2021; 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 081-03-2021. Moved is the item as follows:

081-03-2021

Major Terence Carroll requested acceptance of the New Jersey State Police Troop D Activity Reports for February 2021, with 2020– 2021 Yearly Comparisons.

On motion by Treasurer DuPont and seconded by Commissioner Pocino the Authority unanimously accepted the reports contained in item number 081-03-2021 and received same for file.

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FINANCE

Chief Financial Officer Donna Manuelli requested acceptance of item number 082-03-2021. Moved is the item as follows:

082-03-2021

Chief Financial Officer Donna Manuelli presented the **Financial Summary for the Two (2) months ended February 28, 2021**, was accepted.

On motion by Treasurer DuPont and seconded by Commissioner Pocino the Board unanimously accepted item number 082-03-2021; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

Chief Financial Officer Donna Manuelli requested acceptance of item number 083-03-2021. Moved is the item as follows:

083-03-2021

In a document dated March 19, 2021, **Financial Advisory Services, NW Financial Services, LLP, RM-159267 (Finance), Budget Code: Various, \$ 762,000.00 Base Services (3-Year Contract), \$ 900,000.00 Bond Issue Services, Investment Bidding, and Swap Transaction Services, Amount: \$1,662,000.00**, was approved.

The New Jersey Turnpike Authority ("Authority") issued a Request for Proposal ("RFP") to secure the services of a firm ("Financial Advisor") to provide financial advisory services. Specifically, the Financial Advisor will provide general financial advisory services ("Services") in connection with the Authority's outstanding bonds, investments and swaps ("Base Services"). In addition, the Financial Advisor will provide advice on specific bond issuance(s) that may occur during the term of the contract, as well as advice on investment agreements and swap agreements ("Transaction Services"). The Financial Advisor is expected to review, analyze, and recommend appropriate strategies that meet the Authority's financial goals, budgetary objectives and debt management standards. The term of the contract is for a period of three (3) years with an option to extend the contract under the same terms and conditions, for two (2) additional one-year terms at the discretion of the Authority and concurrence of the Financial Advisor. On February 17, 2021, the Authority received proposals from the following six (6) firms:

1. Hilltop Securities – Dallas, TX
2. Masterson Advisors LLC – Houston, TX
3. NW Financial Group, LLC – Hoboken, NJ
 - a. Blue Rose Capital Advisors (Swap and derivative transactions)
4. PFM Financial Advisors LLC – Ewing, NJ
5. Rockfleet Financial Services, Inc. – New York, NY
6. RW Baird - Red Bank, NJ

- a. Estrada Hinojosa – New York, NY (Subcontractor)
- b. Mohanty Gargiulo – New York, NY (Subcontractor)

The Executive Director established an evaluation committee (the "Committee") comprised of the Authority's Deputy Executive Director; Chief Financial Officer and Director of Internal Audit as voting members. The Director of Procurement and Materials Management, and Judy Verrone, Partner of DeCotiis, FitzPatrick, Cole & Giblin, LLP served as non-voting members. The Committee reviewed the proposals and invited all four (4) firms for oral presentations. The presentations were conducted on March 15th and March 16th and each of the firms was invited to submit a best and final offer ("BAFO").

The Committee documented their findings in an Evaluation Report. The Committee recommends NW Financial Group, LLC ("NW") be awarded the contract for Financial Advisory Services as outlined in the RFP. The Committee found NW's response to be fully responsive to the scope of services and felt they conducted a very thorough oral presentation. NW's fees were also very competitive for all services.

NW has been in the financial advisory business for over 25 years, serving numerous governmental and transportation agencies. NW has served as the Authority's financial advisor in the past for over 10 years and is also a NJ Certified Small business. NW proposed a strong project team with 200 years combined experience. NW submitted their proposal with Blue Rose Securities, a firm that specializes in swaps, derivatives and investment products. The Committee felt that NW exhibited a strong understanding of the current municipal markets and the short and long-term financial challenges facing the Authority.

The RFP also required the Financial Advisor to be qualified as: (1) an independent registered municipal advisor ("IRMA") registered with the Securities and Exchange Commission and Municipal Securities Rulemaking Board; and (2) a qualified independent representative ("QIR") pursuant to Title VI Section 731 of the Dodd-Frank Wall Street reform, and Consumer Protection Act.

This professional services procurement was conducted in accordance with *N.J.S.A. 27:23-6.1* of the Authority's enabling legislation, *N.J.A.C. 19:9-2.1(b)* promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006). The 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 2006), and having no objection to same.

Accordingly, authorization is requested to issue a three-year professional services contract to NW Financial Group, LLC as the Financial Advisor and designated IRMA and QIR. The total authorized amount of \$762,000 (\$254,000/year) will include the Base Services as outlined in the RFP, including the fee for the Hedgestar Platform for swap valuations and one new money bond issuance per year, at a fixed fee payable monthly. In addition, an overall three-year

cap of \$900,000 will be authorized for WRAFs to be issued on a per transaction basis to cover any bond issuances, investment bidding or swap transaction services that will be required, each subject to an hourly rate of \$240/hour up to a per transaction cap of \$32,500 for bond issuances, \$42,500 for swap transactions and \$32,500 for investment transactions. for a total authorized amount for the Services (Base Services and Bond Issuances combined) not to exceed \$1,662,000 for the three (3)-year term. All future expenditures are subject to the funding availability at the time of service.

It is also requested that the Board of Commissioners authorize the Executive Director to exercise the two 1-year options to extend such agreements on behalf of the Authority if the Executive Director deems the exercise of such option(s) is in the Authority's best interests. If the options are exercised, the contract(s) for the option period(s) will be on the same terms and conditions as those for the initial three (3)-year contract. Finally, it is requested that the Executive Director be authorized to take such actions and execute any documents as may be deemed necessary and appropriate to further the intent and purpose of the within authorizations.

On motion by Commissioner Pocino and seconded by Treasurer DuPont the Board unanimously approved item number 083-03-2021; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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ROLL CALL

DIAZ	DuPONT	POCINO	GRAVINO	MINELLA	SALERMO	BERTONI
YES	YES	YES	YES	YES	ABSENT	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 9:43 a.m., and advised that it will be held again on Tuesday, April 27, 2021 at 9:00 a.m., telephonically or 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: March 23, 2021