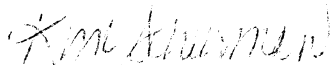


**CERTIFICATION
OF
NEW JERSEY TURNPIKE AUTHORITY**

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 October 26th, 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 26th day of October, 2021.**

ATTEST:



Kim Schurman
Secretary to the Authority



John M. Keller
Executive Director

Corporate Seal

Date: October 26, 2021

Received in the Governor's Office October 26, 2021

Received by:

Print Name

Signature

Veto Period Ends:

November 10, 2021
(Write in the date the veto period ends)



State of New Jersey

OFFICE OF THE GOVERNOR
P.O. BOX 001
TRENTON, NJ 08625-0001

PHILIP D. MURPHY
GOVERNOR

NOREEN M. GIBLIN, ESQ.
DEPUTY CHIEF COUNSEL

TO: Kim Schurman Schurman@njta.com
FROM: Kelley Trimble, Authorities Unit, Office of the Governor
DATE: October 27, 2021
RE: New Jersey Turnpike Authority Minutes

This email is confirmation that the Authorities Unit received the minutes from the October 26, 2021 board meeting on October 26, 2021. The calculated veto date is November 10, 2021.

Thank you.

Attachment

cc: Jeffry Nielsen

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

Tuesday, October 26, 2021

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Vice Chair 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 requested a moment of silence to pray for everyone's safety during the storm today.

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PRESENT by tele-conference

Present on the call were Chair Gutierrez-Scaccetti (Absent), Vice Chair Ulises Diaz, Treasurer Michael DuPont, Commissioner Ronald Gravino, Commissioner John Minella, Commissioner Raphael Salerno and NJDOT Deputy Commissioner Joseph Bertoni (designee for Chair Gutierrez-Scaccetti). The meeting commenced at 9:03 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 Michael Zimmerman, 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, Jeffry Nielsen.

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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 The Star Ledger and the Asbury Park Press, as well as numerous other newspapers, posted in the main lobby of the Authority's Administration Offices at 1 Turnpike Plaza, Woodbridge, prominently posted on the New Jersey Turnpike Authority's website at www.njta.com and on various social media platforms, including Facebook and Twitter, and notice has been forwarded to the Secretary of State, Trenton, New Jersey. Additionally, as a result of

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COVID-19, Authority public meetings continue to be held telephonically without in-person attendance. Information and instructions regarding telephonic access to the meetings by the public has been posted on the Authority's website.

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 Gravino
4. Commissioner Minella
5. Commissioner Salerno
6. Deputy DOT Commissioner Bertoni (designee for Chair Gutierrez-Scaccetti)

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EXECUTIVE SESSION

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

- Contract Negotiations
- Personnel

The motion was made by Treasurer DuPont and seconded by Commissioner Gravino 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 9:17 a.m. A motion was made by Treasurer DuPont and seconded by Commissioner Gravino to resume the public portion of the meeting at 9:19 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 Gravino
4. Commissioner Minella
5. Commissioner Salerno
6. Deputy DOT Commissioner Bertoni

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 September 28, 2021; he did not exercise his power to veto any items in those minutes.

Upon motion made by Treasurer DuPont seconded by Commissioner Gravino 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:

- Vice Chair Diaz is recused on Item 237

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PUBLIC COMMENT

None

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EXECUTIVE DIRECTOR COMMENTS

Executive Director Keller informed the public that on Saturday, November 13, 2021 from 9 a.m. to 1 p.m. the Transportation Industry will be holding a food drive, at the NJTA's HQ building at 1 Turnpike Plaza, Woodbridge. Mr. Keller further stated the Authority is joined by the New Jersey Department of Transportation, New Jersey State Police, South Jersey Transportation Authority, New Jersey Transit, Utility and Transportation Contractors Association, the American Council of Engineering Companies and the Alliance for Action. Mr. Keller noted additional information can be found on our website and added he hopes everyone will come out and support this meaningful event and together we hope to make a difference.

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COMMISSIONER COMMENTS

The Board expressed thanks to the Executive Director and staff for this food drive campaign.

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HUMAN RESOURCES

Director of Human Resources Mary-Elizabeth Garrity requested approval of item number 225-10-2021. Moved is the item as follows:

225-10-2021

Human Resources Director Mary Elizabeth Garrity submitted the Personnel Agenda, dated October 26, 2021, and requested confirmation of the personnel matters contained therein. The Executive Director certified the recommendations for consideration.

On motion by Treasurer DuPont and seconded by Commissioner Gravino 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.

Commissioner Minella became disconnected from conference call.

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ROLL CALL

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

Commissioner Minella called back into conference call.

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LAW

Acting Director of Law, Ann C. Monica, requested approval of item number 226-10-2021. Moved is the item as follows:

226-10-2021

In a memorandum dated October 5, 2021, **Authorization to Settle Litigation in the Matter of Rodriguez v. NJTA (Hudson County), R-167216, Budget Code: 10-822-441043, Amount: \$600,000.00**, was approved.

This matter is a personal injury claim arising from a motorcycle accident that occurred on August 7, 2018 at 12:15 a.m., at or near the section of Route 495, under NJTA jurisdiction pursuant to a jurisdictional agreement with the State, that runs between a Turnpike exit and the entrance ramp for Route 1 & 9. The plaintiff hit a large pothole (i.e., several feet long, 1-2' wide, 3" deep) that caused him to be ejected from his motorcycle sustaining serious injuries. There is no issue of liability. As a result of the accident, Plaintiff suffered facial/cranial fractures with associated intracranial bleeding (i.e., traumatic brain injury); lower back injury; right wrist pain and bilateral knee pain injury; and deteriorating cognitive function and related psychological injuries.

A mediation took place on July 29, 2021, before Retired Judge Dennis R. O'Brien, J.S.C., who served as mediator. Accordingly, Judge O'Brien successfully consummated a conditional settlement; subject to NJTA's board approval between the parties in the amount of \$600,000.

Prior to mediation, outside counsel reviewed this matter and other similar matters that were previously adjudicated and confirmed that this settlement value is reasonable given the facts of the case, Plaintiff's injuries, venue of the suit, and the predicted future cost of defense. The Law Department concurs with outside counsel's recommendation.

Therefore, it is recommended that the Authority's Commissioners approve the settlement of this matter in the amount of \$600,000. It is also recommended that the Authority's Commissioners authorize the Executive Director to execute any and all documents in furtherance of same.

On motion by Treasurer DuPont and seconded by Commissioner Gravino the Board unanimously approved item number 226-10-2021; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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ROLL CALL

DIAZ	DuPONT	GRAVINO	MINELLA	SALERMO	BERTONI
YES	YES	YES	YES	YES	YES

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ENGINEERING

Chief Engineer, Robert Fischer, requested approval of item numbers 227-10-2021 through 235-10-2021. Moved are the items as follows:

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PUBLIC BID SOLICITATIONS – AWARD OF CONTRACTS

227-10-2021

In a document dated October 6, 2021, **Recommendation to Award Contract No. T200.575, New Jersey Turnpike, Daidone Electric, Inc., Roadway Lighting Repairs, Interchanges 12 and 13, Mileposts 95.3 to 96.5 and 97.8 to 100.2, R-167413, Budget Code: 5000040001, Amount: \$8,988,000.00**, was approved.

This contract will provide roadway lighting and power distribution upgrades at New Jersey Turnpike Interchanges 12 and 13 in Middlesex and Union Counties, New Jersey. The work at these interchanges includes the replacement of existing Authority owned High Pressure Sodium (HPS) luminaires with Light Emitting Diode (LED) luminaires using existing light poles. The work also includes the installation of conduit, wiring and load centers. All work is expected to be substantially completed in 2023.

Three bid proposals were received on September 21, 2021 for the above publicly advertised contract, as shown on the attached bid summary sheet. The low bid proposal in the amount of \$8,988,000.00 may be compared to the second low bidder in the amount of \$9,661,577.00. The low bid was significantly lower than the Engineer's Estimate in the amount of \$11,833,420.00 likely due to a conservative Engineer's Estimate accounting for recent trends of increased costs due to limited material availability and proximity of the low bidder's office to the project area. Engineering Department representatives confirmed with the low bidder that they can perform the work at these bid prices. 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. T200.575 be awarded to the low bidder, Daidone Electric, Inc. of Newark, New Jersey in the amount of \$8,988,000.00. 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.

228-10-2021

In a document dated September 16, 2021, **Recommendation to Award Contract No. P500.451, Garden State Parkway, USA General Contractors Corp, Roof Replacement at Parkway East Orange Toll Plaza Milepost 147, R-167571, Budget Code: 0490014007, Funding Allocation: \$100,000.00 FY 2021, \$535,000.00 FY 2022, Amount: \$635,000.00**, was approved.

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This contract will provide for the replacement of the roof of the Toll Utility Office Building, Toll Plaza Canopy, and Storage Building at Garden State Parkway Interchange 145 all of which are severely leaking and require constant repair. All work is expected to be substantially completed by April 2022.

Three bid proposals were received on September 14, 2021 for the above publicly advertised contract, as shown on the attached bid summary sheet. The low bid proposal in the amount of \$635,000.00 may be compared to the second low bidder in the amount of \$656,214.00. The low bids were significantly lower than the Engineer's Estimate in the amount of \$869,703.00 likely due to market instability of materials, pricing, and availability due to the COVID-19 pandemic causing a higher than normal Engineer's Estimate. The low bidder, USA General Contractors Corp has performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. P500.451 be awarded to the low bidder, USA General Contractors Corp of Elizabeth, New Jersey in the amount of \$635,000.00 allocated as follows: \$100,000.00 in FY 2021 and \$535,000.00 in 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.

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ORDER FOR PROFESSIONAL SERVICES (OPS)

229-10-2021

In a document dated September 21, 2021, **Recommendation to Issue Order for Professional Services Nos. P3840 and P3841, Garden State Parkway, Van Cleef Engineering Associates, LLC - OPS No. P3840, Arora and Associates, P.C. - OPS No. P3841, Engineering Services for the 2022 New Jersey Turnpike Authority Bridge Inspection Program, Order for Professional Services No. P3840, Garden State Parkway - Group 2, Milepost 96 to 123, RM-167429, Budget Code: 010-850-445900, Funding Allocation: \$800,000.00 FY 2022, \$ 35,000.00 FY 2023, Amount: \$835,000.00, and Order for Professional Services No. P3841, Garden State Parkway - Group 4, Milepost 149 to 172, RM-167435, Budget Code: 010-850-445900, Funding Allocation: \$800,000.00 FY 2022, \$ 53,000.00 FY 2023, Amount: \$853,000.00**, was approved.

Through this single procurement process, the Authority will select two consultants to

furnish engineering services for bridge inspections on the Parkway. The engineering services associated with OPS No. P3840 will include inspection of 125 bridges located in the southern region of the Parkway and OPS No. P3841 will include inspection of 122 bridges located in the northern region of the Parkway. Both OPS' include FHWA Structure Inventory and Appraisal (SI&A) form updates, FHWA Element Level Inspection data collection, and preparation of bridge inspection reports.

These assignments are classified as "Simple Projects" since the scopes of work are clearly defined and not likely to change during the course of the project, and the cost of each is less than \$2,000,000.00. The Solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and thirty-three (33) engineering firms were prequalified and eligible under Profile Code: D280C – Bridges, NBIS Program, Complex. Nine firms submitted EOIs by the closing date of August 16, 2021.

The scoring of the EOIs by the Review Committee resulted in the following order of ranking of the top three firms: 1) Van Cleef Engineering Associates, LLC, 2) Arora and Associates, P.C., and 3) Michael Baker International, Inc. These three firms were requested to submit sealed Fee Proposals, which were received and have been reviewed. A review of the fee proposal of the highest technically ranked firm, Van Cleef Engineering Associates, LLC, for OPS No. P3840 (their preferred OPS) was negotiated, which resulted in a reduction in their fee proposal. Subsequently, a review of the fee proposal of the second highest technically ranked firm, Arora and Associates, P.C. for OPS No. P3841 was negotiated, which resulted in a reduction in their fee proposal. Both fees are considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that Order for Professional Services No. P3840 be issued to the firm of Van Cleef Engineering Associates, LLC, of Freehold, NJ, not to exceed the amount of \$835,000.00 allocated as follows: \$800,000.00 in FY 2022 and \$35,000.00 in FY 2023. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.58 to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses.

It is further recommended that Order for Professional Services No. P3841 be issued to the firm of Arora and Associates, P.C. of Lawrenceville, NJ, not to exceed the amount of \$853,000.00 allocated as follows: \$800,000.00 in FY 2022 and \$53,000.00 in FY 2023. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.80 to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses.

The issuance of these OPS' are contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardees, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These professional services were procured, and the recommended firms were selected, in accordance with N.J.S.A. 52:34-9.1, et seq., N.J.S.A.

27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.8, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006).

230-10-2021

In a document dated September 22, 2021, **Recommendation to Issue Order for Professional Services Nos. T3842 and T3843, New Jersey Turnpike, Greenman-Pedersen, Inc. - OPS No. T3842, Michael Baker International, Inc.- OPS No. T3843, Order for Professional Services No. T3842, Design Services for Contract No. T100.599, Bridge Repairs and Resurfacing, Milepost 92 to 122 and the Newark Bay-Hudson County Extension (2023), RM-167416, Budget Code: 0390000001, Funding allocation: \$1,476,000.00 FY 2022, \$ 223,000.00 FY 2023, Amount: \$1,699,000.00, and, Order for Professional Services No. T3843, Design Services for Contract No. T100.600, Bridge Repairs and Resurfacing, Milepost 0 to 92 and the Pearl Harbor Memorial Turnpike Extension (2023), RM-167436, Budget Code: 0390000002, Funding allocation: \$1,000,000.00 FY 2022, \$361,000.00 FY 2023, Amount:\$1,361,000.00**, was approved.

Through this single procurement process, the Authority will select two consultants to furnish design services and prepare construction contract documents for the annual bridge deck and miscellaneous structural repair contracts for 2023, which will address the northern and southern portions of the Turnpike.

The design services associated with OPS No. T3842 provides for bridge inspection, condition evaluation and preparation of contract documents for Bridge Deck Repairs, Resurfacing and Miscellaneous Structural Repairs on the northern portion of the Turnpike. The design services associated with OPS No. T3843 provides for bridge inspection, condition evaluation and preparation of contract documents for Bridge Deck Repairs, Resurfacing and Miscellaneous Structural Repairs on the southern portion of the Turnpike.

These assignments are classified as "Simple Projects" since the scopes of work are clearly defined and not likely to change during the course of the project, and the cost of each is less than \$2,000,000.00. The Solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and fifty-three (53) engineering firms were prequalified and eligible under Profile Codes: A092 – Bridges: Miscellaneous Repairs and A093 – Bridges: Deck Replacement and Rehabilitation. Seven firms submitted EOIs by the closing date of August 13, 2021.

The scoring of the EOIs by the Review Committee resulted in the following order of ranking of the top three firms: 1) Michael Baker International, Inc., 2) Greenman-Pedersen, Inc., and 3) Stantec Consulting Services, Inc. These three firms were requested to submit sealed Fee Proposals, which were received and have been reviewed. A review of the fee proposal of the highest technically ranked firm, Michael Baker International, Inc. for OPS No. T3843 (their preferred OPS) resulted in an increase of their fee to incorporate recently developed standards

(MASH) for improvements to roadside safety features within the vicinity of proposed construction areas and to assist the Authority with coordinating active Capital Improvement Program projects located within the project limits. Subsequently, a review of the fee proposal of the second highest technically ranked firm, Greenman-Pedersen, Inc. for OPS No. T3842 was negotiated, which resulted in a reduction in their fee proposal. Both fees are considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that Order for Professional Services No. T3842 be issued to the firm of Greenman-Pedersen, Inc., of Lebanon, NJ, not to exceed the amount of \$1,699,000.00 allocated as follows: \$1,476,000.00 in FY 2022 and \$223,000.00 in FY 2023. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.80 to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses.

It is further recommended that Order for Professional Services No. T3843 be issued to the firm of Michael Baker International, Inc. of Hamilton, NJ, not to exceed the amount of \$1,361,000.00 allocated as follows: \$1,000,000.00 in FY 2022 and \$361,000.00 in FY 2023. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.73 to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses.

The issuance of these OPS' are contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardees, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These professional services were procured, and the recommended firms were selected, in accordance with N.J.S.A. 52:34-9.1, et seq., N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.8, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006).

231-10-2021

In a document dated October 6, 2021, **Recommendation to Issue Order for Professional Services No. T3856, New Jersey Turnpike, Jacobs Engineering Group Inc., Supervision of Construction Services for Contract No. T200.575, Roadway Lighting Repairs, Interchanges 12 & 13, Mileposts 95.3 to 96.5 and 97.8 to 100.2, R-167437, Budget Code: 5000040001, Amount: \$2,315,000.00,** was approved.

This Order for Professional Services will provide supervision of construction services for Contract No. T200.575, Roadway Lighting Repairs, Interchanges 12 & 13, Mileposts 95.3 to 96.5 and 97.8 to 100.2. These services include construction inspection, material testing, record keeping, preparation of payment estimates, and other services required to ensure compliance with the contract documents.

This assignment is classified as a "Complex Project" since the scope of work is not clearly defined and likely to change during the course of the project, and the cost exceeds

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\$2,000,000.00. The Solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and sixty-two (62) engineering firms were prequalified and eligible under Profile Code: B-153, Roadway Construction Inspection. Nine (9) firms submitted EOIs by the closing date of August 18, 2021.

The scoring of the EOIs by the Review Committee resulted in the following order of ranking: 1) Jacobs Engineering Group Inc.; 2) IH Engineers, P.C.; and 3) Gannett Fleming, Inc. On September 14, 2021, Technical and sealed Fee Proposals were received from the top three firms. The Review Committee reviewed and evaluated each firm's Technical Proposal and it was determined that oral presentations would not be required. The final scoring resulted in Jacob Engineering Group Inc. being the highest technically ranked firm. The fee submitted by Jacob 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. T3856 be issued to the firm of Jacobs Engineering Group Inc. of Morristown, New Jersey, in an amount not to exceed \$2,315,000.00. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.42 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).

232-10-2021

In a document dated October 1, 2021, **Recommendation to Issue Order for Professional Services No. T3880, New Jersey Turnpike, Mott MacDonald LLC, Environmental Compliance Services at the Woodrow Wilson Service Area 6N and the Richard Stockton Service Area 6S, RM-167438, Budget Code: 010-00-850-446050, Funding Allocation: \$ 276,250.00 FY 2022, \$ 276,250.00 FY 2023, \$ 276,250.00 FY 2024, \$ 276,250.00 FY 2025, Amount: \$1,105,000.00,** was approved.

This Order for Professional Services provides for professional services of an environmental engineering Consultant to perform groundwater compliance monitoring, reporting and required remedial investigations/remedial actions at the above referenced service areas on the New Jersey Turnpike including those to be performed during Service Area improvements at the Woodrow Wilson Service Area 6N. All services will be performed in accordance with current New Jersey Department of Environmental Protection regulations. The term of the OPS is 4

years.

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 twenty (20) engineering firms were prequalified and eligible under Profile Codes: C195 – Soil and Groundwater Remedial Investigations, C196 – Soil and Groundwater Remediation Design, and C197 – Remediation Systems: Operation & Maintenance. Seven (7) firms submitted EOIs by the closing date of August 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) Mott MacDonald LLC; 2) TRC Environmental Corporation; and 3) CME Associates. The fee submitted by Mott MacDonald 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. T3880 be issued to the firm of Mott MacDonald LLC of Iselin, New Jersey, in an amount not to exceed \$1,105,000.00 allocated as follows: \$276,250.00 in FY 2022; \$276,250.00 in FY 2023; \$276,250.00 in FY 2024; and \$276,250.00 in FY 2025. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.80 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

233-10-2021

In a document dated October 15, 2021, **Authorization for Executive Director to Enter into a Memorandum of Understanding for Reimbursement associated with the Service Area Rehabilitation Program – Phase 3- Applegreen Ltd. And Sunoco, Amount: \$26,000,000.00** was approved.

On September 12, 2017, the Authority entered into an agreement with HMS Host to reconstruct eight service area buildings and remodel seven service area buildings on the New Jersey Turnpike (Turnpike) & Garden State Parkway (Parkway). That agreement was transferred to Applegreen Ltd. on July 23, 2021. A similar agreement was executed with Sunoco to

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reconstruct fuel facilities at 21 services areas including environmental remediation on the Turnpike and Parkway. Phase 3 improvements include the Woodrow Wilson, Molly Pitcher Service Areas and the Sunoco Fuel Station at the Grover Cleveland Service Area. Under the successor agreement to the 2017 HMS Host Agreement, the Authority is responsible for work outside the curb line, while Applegreen Ltd. is responsible for work within the curb line along the perimeter of the buildings. The current Sunoco Agreement provides that Sunoco is responsible for work that includes the fuel islands and fuel storage tanks. The Authority is responsible for soil remediation at the Turnpike locations.

Having Applegreen Ltd. and Sunoco contractors perform all the respective work associated with the Phase 3 Improvements will avoid conflicts and coordination issues with multiple contractors on site, including, but not limited to, parking area paving, curbing, utility relocations, security cameras and lighting, and environmental remediation. Therefore, it is within the Authority's interests to have this work performed by Applegreen Ltd. and Sunoco contractors and, subject to verification of costs, reimburse Applegreen Ltd. and Sunoco, respectively, for all costs incurred for work that is otherwise the Authority's responsibility under the existing Applegreen Ltd. and Sunoco Agreements.

This item will authorize the Executive Director to enter into a Memorandum of Understanding (MOU) memorializing the foregoing and permitting reimbursement to Applegreen Ltd. and Sunoco for completing that portion of the Phase 3 improvements that are the Authority's responsibility, in an amount not to exceed \$19,000,000.00 and \$7,000,000.00, respectively. The existing Applegreen Ltd. and Sunoco agreements will be subsequently amended to incorporate the MOU.

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FINAL ACCEPTANCES

234-10-2021

In a document dated October 7, 2021, **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
P100.472	Joseph M. Sanzari, Inc.	\$11,337,000.00	3	(\$1,291,255.78)	\$10,045,744.22	\$262,682.28
T100.466	Ferreira Construction Co., Inc.	\$10,777,269.00	2	\$346,527.26	\$11,123,796.26	\$111,237.96
Total						\$373,920.24

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.

ACKNOWLEDGE REPORTS OF
ENGINEERING EXPENDITURES UNDER DELEGATED AUTHORITY

235-10-2021

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

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

On motion Treasurer DuPont and seconded by Deputy DOT Commissioner Bertoni the Board unanimously approved item nos. 227-10-2021 through 234-10-2021; 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 235-10-2021 and received same for file.

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ROLL CALL

DIAZ	DuPONT	GRAVINO	MINELLA	SALERMO	BERTONI-
YES	YES	YES	YES	YES	YES

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PROCUREMENT AND MATERIALS MANAGEMENT ("PMM")

Director of Procurement and Materials Management Dale Barnfield, requested approval of item number 237-10-2021. Moved are the item as follows:

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PUBLIC BIDS

236-10-2021

Item Pulled

237-10-2021

In a document dated October 13, 2021, **Cleaning Services (Modification), Maverick Building Services, RM-167994 (Operations), Budget Code: Various, Current Authorized Amount: \$ 547,000.00 (Supplemental Funds), Requested Amount: \$150,000.00, New Authorized Amount: \$ 697,000.00,** was approved.

At its January 29, 2020 meeting (Agenda Item No. 019-01-2020), the Authority's Board of Commissioners authorized the award of a two-year contract to Maverick Building Services ("Maverick") to perform professional cleaning services at the Authority headquarters building in Woodbridge, NJ. On March 11, 2020, in response to the onset of the COVID-19 pandemic, the contract was modified to provide separate funding for weekly supplemental cleaning services at several Authority facilities which includes the headquarters building, the Traffic Management Center and the Central Services Facility. These supplemental services increased sanitizing efforts in high traffic and high touch areas as a pro-active part of the Authority's COVID-19 prevention plan. Due to the unknown duration these services would be +required, these supplemental emergency funds have been increased several times which is directly attributed the continuance of COVID-19 cases statewide. The current authorized funds now have been exhausted, and additional funds are required to continue this effort, as needed, through March 31, 2022.

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, approval is requested to increase the authorized amount of Contract No. 2892-SUPP with Maverick Building Services by \$150,000.00, for a new total authorized amount not to exceed \$697,000.00, through March 31, 2022, subject to funding availability at the time of service.

On motion by Treasurer DuPont and seconded by Commissioner Gravino the Board unanimously approved item numbers 237-10-2021; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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ROLL CALL**

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

Director of Procurement and Materials Management Dale Barnfield, requested approval of item numbers 238-10-2021 through 243-10-2021. Moved are the item as follows:

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STATE/GOVERNMENT CONTRACTS

238-10-2021

In a document dated October 5, 2021, **Electrical Equipment & Supplies (T-0167), Jewel Electrical Supply Co., State Contract No. 21-FOOD-01749 expiring 9/30/2024, Keer Electrical Supply Co. Inc., State Contract No. 21-FOOD-01748 expiring 9/30/2024, Pemberton Electrical Supply Co., State Contract No. 21-FOOD-01747 expiring 9/30/2024, RM-167745, Budget Code: Various, Amount: \$ 1,220,000.00**, was approved.

The Maintenance Section of the Operations Department has requisitioned contracts for electrical equipment and supplies used to maintain the Authority's buildings and facilities. These items include but are not limited to wire, switches, transformers, motors, light fixtures, and conduit. Authorization is requested to award separate contracts to Keer Electrical Supply Co., Inc., Jewel Electric Supply Co., and Pemberton Electrical Supply Co., LLC.

State Contract Nos. 21-FOOD-01748 (Keer Electric), 21-FOOD-01749 (Jewel Electric), and 21-FOOD-01747 (Pemberton Electric) will be procured 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 permit 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 contracts to: 1) Keer Electrical Supply Co., Inc. in the amount of \$170,000.00 under State Contract No. 21-FOOD-01748; 2) Jewel Electric Supply Co. in the amount of \$985,000.00 under State Contract No. 21-FOOD-01749; and 3) Pemberton Electrical Supply Co., LLC in the amount of \$65,000.00 under State Contract No. 21-FOOD-01747, each for a two-year term with an expiration date of 09/30/2024. The authorized amounts requested may be reallocated among the three vendors as required during the term of the contracts. The total authorized amount will not exceed \$1,220,000.00, based on funding availability at the time of the orders.

239-10-2021

In a document dated October 13, 2021, **Manual Reversing Snowplows, Trius, Inc. R-167548, Budget Code: 010 00 500 480060, State Contract 21-FLEET-01453 expiring 04/30/2024, Amount: \$529,560.00**, was approved.

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Under this contract, Trius, Inc. will provide 60 J-style manual reversible snowplows with blades. These plows will replace current end of life plows which are issued to snow removal contractors where specified in snow removal contracts. The snowplows were specified and bid for the Authority under NJ State Contract 21-FLEET-01453 at a unit price of \$8,826.00 which includes an optional plow blade.

This procurement, under State Contract No. 21-FLEET-01453, 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 to Trius, Inc., under State Contract No. 21-FLEET-01453, for a total amount not to exceed \$529,560.00.

240-10-2021

In a document dated October 8, 2021, **Replacement Mobile Radios and Accessories, Motorola Solutions, Inc., R-167906 (ITS), Budget Code: 049 00 830 156555 0490012014, State Contract No. 83909 expiring 4/30/2022, Amount: \$143,966.01,** was approved.

Under this contract, Motorola Solutions, Inc. ("Motorola") will supply 27 mobile radios and accessories for use in Authority maintenance vehicles. These radios and accessories will replace units damaged by flooding at Parkway Maintenance District 7 at Clifton as a result of Tropical Storm IDA in September 2021. This contract will also provide five years comprehensive hardware support service. The Motorola mobile radios are available from NJ State Contract No. 83909 expiring 4/30/2022.

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 27 Motorola mobile radios to Motorola Solutions, Inc. for a total amount not to exceed \$143,966.01.

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SOLE SOURCE

241-10-2021

In a document dated September 29, 2021, **Maintenance and Service Agreement for**

Uninterruptible Power Supply Systems, Eaton Corporation, RM-167358, Budget

Code: Various, Amount: \$914,024.00 (3-Year Contract), was approved.

Under this three-year contract, Eaton Corporation will supply maintenance, repair, and installation of all Uninterruptible Power Systems (UPS) and their associated components. Eaton is the manufacturer and vendor of this product and these UPS are installed at all toll plaza facilities on both Roadways, as well as State Police barracks, maintenance district buildings, HQ, and the Statewide Traffic Management Center. The UPS provide back-up power to all technology equipment at these locations and ensure constant functionality until the site generator provides power.

As the proprietary owner of the Powerware brand, Eaton Corporation is the sole supplier of 1) authorized Powerware service providers, 2) factory trained technicians, 3) certified replacement parts, and 4) latest software and diagnostic tools for the maintenance and repair of all Powerware UPS. No other vendor is capable of providing the required modifications. In addition, this is an exceptional circumstance because the Authority relies solely on the Powerware UPS to provide back-up power to all technology equipment associated with toll collection, and they are therefore critical to ensure constant functionality, which is essential for the Authority's revenue collection.

The award will be made under the sole source procurement authorization of *N.J.A.C. 19:9-2.2(d)1* as promulgated under *N.J.S.A. 27:23-6.1*. A resolution, as required by *N.J.A.C. 19:9-2.2(d)1*, is attached hereto.

Accordingly, authorization is requested to award a renewal contract for the support and maintenance of the Powerware UPS with Eaton Corporation for the period January 1, 2022 thru December 31, 2024 in an amount not to exceed \$914,024.00.

RESOLUTION FOR SOLE SOURCE PROCUREMENT

**MAINTENANCE AND SERVICE AGREEMENT FOR UNINTERRUPTIBLE POWER
SYSTEMS**

WHEREAS, the New Jersey Turnpike Authority's Information Technology Services Department has requested the award of a "sole source" contract to Eaton Corporation to supply the maintenance and repair of all Powerware Uninterruptible Power Systems ("Powerware UPS") and their associated parts; and

WHEREAS, Eaton Corporation is the proprietary owner of the Powerware brand and therefore the sole provider to supply the maintenance and repair of all Powerware UPS and their associated parts; and

WHEREAS, the UPS are installed at all toll plaza facilities, State Police barracks and maintenance district buildings on the Authority's roadways and provide backup power to all technology equipment associated with toll collection and are therefore critical to ensure constant functionality, which is essential for the Authority's revenue collection; and

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

NOW, THEREFORE, BE IT RESOLVED THAT the Authority's Commissioners hereby authorize and approve the award of a contract to Eaton Corporation to supply the maintenance and repair of all Powerware UPS and their associated parts for the period January 1, 2022 thru December 31, 2025 in an amount not to exceed \$914,024.00, as a sole source exception to procurement by public advertisement permitted by *N.J.A.C. 19:9-2.2(d)1* promulgated under the Authority's enabling legislation, *N.J.S.A. 27:23-6.1*.

242-10-2021

In a document dated September 29, 2021, **Video Transaction Data Multiplexing (VTDM) Maintenance and Support, Agilence, Inc., RM-167127, Budget Code: Various, Amount: \$165,667.00 (1-Year Contract)**, was approved.

Under this contract Agilence, Inc. will provide the necessary maintenance, support, and upgrades to the New Jersey Turnpike Authority's Video Transaction Data Multiplexing (VTDM) System. The VTDM is an auditing tool, consisting of video cameras, which record transactions at all Parkway plazas and Turnpike exit lanes. The VTDM is an invaluable tool used by the Finance, Internal Audit, and Law Departments to monitor live and recorded video of all transactions occurring in a toll lane. In addition, the VTDM is used for traffic surveillance by the Tolls Collection and Operations Departments, as well as lane troubleshooting by the ITS Department.

As the proprietary owner of this software, Agilence, Inc. is the sole software/hardware provider for all maintenance, support, and upgrades to our VTDM equipment. The estimated annual expenditure for Agilence, Inc.'s services will be \$165,667.00 per year.

The award will be made under the sole source procurement authorization of *N.J.A.C. 19:9-2.2(d)1* as promulgated under *N.J.S.A. 27:23-6.1*. A resolution, as required by *N.J.A.C. 19:9-2.2(d)1*, is attached hereto.

Accordingly, authorization is requested to award a sole source contract to Agilence, Inc. to provide necessary and proprietary maintenance, support, and upgrades to the VTDM System for the period January 1, 2022 thru December 31, 2022 in an amount not to exceed \$165,667.00.

RESOLUTION FOR SOLE SOURCE PROCUREMENT

**VIDEO TRANSACTION DATA MULTIPLEXING (VTDM) MAINTENANCE AND
SUPPORT**

WHEREAS, the New Jersey Turnpike Authority's Integrated Technology Services Department has requested the award of a "sole source" contract to Agilence Inc. to provide the necessary maintenance, support and upgrades to the Video Transaction Data Multiplexing (VTDM) System; and

WHEREAS, Agilence Inc. wrote the software program that is in use on the Authority's VTDM system; and

WHEREAS, as the proprietary owner of this software, Agilence, Inc. is the sole software/hardware provider for all maintenance, support and upgrades to our VTDM equipment; and

WHEREAS, the Authority's regulations pursuant to *N.J.A.C. 19:9-2.2(d)1* promulgated under *N.J.S.A. 27:23-6.1* permits 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 of a contract to Agilence, Inc. to provide the necessary maintenance, support and upgrades to the VTDM System for the period January 1, 2022 thru December 31, 2022, in an amount not to exceed \$165,667.00, as a sole source exception to procurement by public advertisement permitted by *N.J.A.C. 19:9-2.2(d)1* promulgated under the Authority's enabling legislation, *N.J.S.A. 27:23-6.1*.

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PROFESSIONAL SERVICES

243-10-2021

In a document dated October 18, 2021, **Employee Assistance Program Services, Quantum Health Solutions, RM-156654 (Human Resources), Budget Code: Various, Amount: \$ 124,740.00 (3-Year Contract)**, was approved.

The New Jersey Turnpike Authority ("Authority") issued a request for proposal ("RFP") to engage the services of an employee assistance program ("EAP") provider for all full-time Authority employees and eligible dependents. The EAP provides professional evaluation, counseling, and referral services as well as training on work life skills ("Services"). The RFP was advertised on August 19, 2021 and posted on the Authority's and the State's websites. In addition, it was distributed to 17 firms listed in the Authority's database for these Services. The contract will be for a term of three years, with the option to extend for two additional one-year terms at the Authority's discretion. On or before the closing date of September 22, 2021, the Authority received proposals from the following four vendors:

1. Deer Oaks EAP Services, LLC – San Antonio, TX
2. New Pathway Counseling Services, Inc. – Bayonne, NJ
3. Quantum Health Solutions – Palm Coast, FL
4. UPMC Benefit Management Services, Inc. dba Workpartners – Pittsburgh, PA

An Evaluation Committee (the "Committee"), which was approved by the Executive Director, consisted of personnel from the Authority's Human Resources and Internal Audit Departments. One non-voting member from the Procurement and Materials Management

033511 Department also served on the Committee. The Committee reviewed the proposals based on the criteria set forth in the RFP and detailed its recommendations in an evaluation report.

Based on the initial scoring the Committee determined that further consideration should be given to two (2) firms that submitted the proposals. Thus, two (2) firms were invited to make oral presentations and to provide clarifications to their written proposals. In addition, each firm was invited to submit a best and final offer ("BAFO") regarding its fee proposal. The Committee scored the firms based on the written proposals, oral presentations, responses to questions and BAFOs.

The Committee found that all the proposals were responsive to the RFP and the pricing was very competitive. However, the Committee was most impressed with Quantum Health Solutions ("Quantum"). Its proposal was fully responsive to the RFP and the firm presented a professional and comprehensive oral presentation. Quantum has almost 40 years of experience with employee assistance and behavioral health. Although they are based in Florida, they have staff located in New Jersey. Their proposal described that sixty (60) hours of health enhancement and educational services are included in their quoted price, with no additional charges outside the sixty hours for the customization of training classes. Another key component of Quantum's proposal is the guidance and counsel that will be provided by their team to Authority front line, mid-level and managerial employees on how to effectively deal with employee behavior proactively. In addition, Quantum offers a comprehensive coordination of the return to work ("RTW") process for commercial driver's license holders that have failed a random drug test. Quantum's per employee per month fee structure covers the costs for the substance abuse professional process which is mandatory for the RTW process.

This professional services procurement was conducted in accordance with *N.J.S.A. 27:23-6.1*, *N.J.A.C. 19:19-9-2.1(b)*, Executive Order 37 (Corzine 2006), and Executive Order No. 26 (Whitman 1994). This award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardees 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 three-year contract to Quantum Health Solutions for EAP services in an amount not to exceed \$124,740.00 for a three-year term. Authorization is further requested for the Executive Director to approve each of two, one-year extensions upon satisfactory performance by Quantum Health Solutions subject to funding availability at the time of service.

On motion by Treasurer DuPont and seconded by Deputy DOT Commissioner Bertoni the Board unanimously approved item numbers 237-10-2021 through 243-10-2021; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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ROLL CALL

DIAZ DuPONT GRAVINO MINELLA SALERMO BERTONI-
YES YES YES YES YES YES

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OPERATIONS

Director of Operations Kevin Dunn requested acceptance of item number 244-10-2021.
Moved is the item as follows:

244-10-2021

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 09/30/2021; with 2020-2021 Yearly Comparisons through September 2021, was approved.

On motion by Treasurer DuPont and seconded by Vice Chair Diaz the Board unanimously accepted item number 244-10-2021; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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FINAL ACCEPTANCE

245-10-2021

In a document dated October 14, 2021, All work performed on the construction contract listed below has been completed in accordance with the contract documents and to the satisfaction of the Operations 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	No. of Change Orders	Additions/ Reductions	Final Total Contract Amount	Final Payment Amount
T700.419	Mount Construction Co. Inc.	\$1,031,545.00	4	\$7,966.34	\$1,039,511.34	\$26,042.76
Total						\$26,042.76

The Certification and Recommendation for Final Acceptance has been executed by the Engineers, the General Consultant and the Director of Operations. 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, each 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 each Contractor

On motion by Treasurer DuPont and seconded by Commissioner Gravino the Board unanimously approved item number 245-10-2021; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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ROLL CALL

DIAZ	DuPONT	GRAVINO	MINELLA	SALERMO	BERTONI
YES	YES	YES	YES	YES	YES

Major Michael Zimmerman requested acceptance of item number 246-10-2021. Moved is the item as follows:

246-10-2021

Major Michael Zimmerman requested acceptance of the New Jersey State Police Troop D Activity Reports for September 2021, with 2020– 2021 Yearly Comparisons.

On motion by Treasurer DuPont and seconded by Commissioner Gravino the Authority unanimously accepted the reports contained in item number 246-10-2021 and received same for file.

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FINANCE

Chief Financial Officer Donna Manuelli requested acceptance of item number 247-10-2021. Moved is the item as follows:

247-10-2021

Chief Financial Officer Donna Manuelli presented the Financial Summary for the Nine (9) months ended September 30, 2021, was accepted.

On motion by Treasurer DuPont and seconded by Deputy DOT Commissioner Bertoni the Board unanimously accepted item number 247-10-2021; 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 248-10-2021. Moved is the item as follows:

248-10-2021

In a memorandum dated October 21, 2021, Authorization to Enter into a Memorandum of Agreement with IFPTE Local 193 and the New Jersey Turnpike Authority

for a Successor Collective Bargaining Agreement, was approved.

On October 21, 2021, IFPTE Local 193 and the New Jersey Turnpike Authority entered into a Memorandum of Agreement (“MOA”) relative to but not limited to; compensation, health benefits and other work rule revisions. The MOA has a term of October 1, 2019 through September 30, 2023.

This MOA provides for across the board salary increases for Local 193 employees subject to, certain salary ranges, as follows:

- Effective October 1, 2019 – 2%
- Effective October 1, 2021 – 2%
- Effective April 1, 2022 – 2%
- Effective October 1, 2022 – 2%

The fully executed MOA shall be made a part of this authorization and both parties recognize and agree that this MOA represents the entire understanding of parties.

Therefore, approval of this MOA is respectfully requested. It is also requested to authorize the Executive Director to authorize all documents relative to this MOA.

On motion by Treasurer DuPont and seconded by Commissioner Gravino the Board unanimously approved item number 248-10-2021; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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ROLL CALL

DIAZ	DuPONT	GRAVINO	MINELLA	SALERMO	BERTONI
YES	YES	YES	YES	YES	YES

Executive Director John Keller requested approval of item number 249-10-2021. Moved is the item as follows:

249-10-2021

In a memorandum dated October 25, 2021, **Authorization for Executive Director to enter into an amendment to the Operating, Agreement between the New Jersey Turnpike Authority and Iris Buyer, LLC, consortium of Applegreen Ltd. and Blackstone Infrastructure Partners to include Vauxhall and Brookdale South Service Areas to be operated by Iris Buyer, LLC pursuant to the Agreement**, was approved.

The Operating Agreement for New Jersey Turnpike and Garden State Parkway Restaurants, dated September 12, 2017 (the “Operating Agreement”) was assigned by the Authority from Host Tollroads, Inc. to Iris Buyer, LLC, a consortium of Applegreen Ltd. and Blackstone Infrastructure Partners (“Iris”) pursuant to an Amendment and Assignment dated July 23, 2021 (“the Assigned Operating Agreement”).

The Assigned Operating Agreement was authorized contingent upon, among other things, confirmation that Iris was amenable to negotiating with the Authority to include Vauxhall and Brookdale South in the Service Areas to be operated by Iris pursuant to the Assigned

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Operating Agreement.

The Authority and Iris have met and developed terms pursuant to which the parties are willing to include Vauxhall and Brookdale South facilities in the Assigned Operating Agreement:

1. Iris will demolish the existing amenity buildings at Vauxhall and Brookdale South facilities and rebuild new buildings;
2. The Curb-in Capex is estimated to be \$14.5 Million for demolition of the existing amenity buildings and construction of the new amenity buildings at the Vauxhall and Brookdale South facilities;
3. The Authority will contribute \$7 Million to Curb-in Capex costs and Iris shall be responsible for the remainder of the actual total of the Curb-in Capex for the demolition of the existing amenity buildings and the construction of new amenity buildings at the Vauxhall and Brookdale South facilities;
4. Iris shall bring premium brands to the new Vauxhall and Brookdale South facilities including Chick-fil-A and Shake Shack;
5. Iris shall provide the Authority annually with 13% of the food and beverage and convenience store sales revenue which amount shall increase by 0.25% every five (5) years;
6. The amendment shall have a term coterminous with the Assigned Operating Agreement.

In view of the foregoing, it is recommended that authorization be delegated to the Executive Director to execute a First Amendment to the Assigned Operating Agreement with Iris Buyer, LLC, substantially in a form that reflects the terms and conditions set forth above. Additionally, it is recommended that authorization be provided to the Executive Director to undertake any such other actions and execute such other documents as may be necessary to implement the foregoing.

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Vice Chair Comments

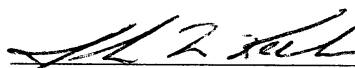
Vice Chair Diaz congratulated Chair Gutierrez-Scaccetti for her recent Transportation Industry appointment and recognition and remarked this proves her talent as a leader in the Transportation Industry is being recognized not only here in New Jersey but across the country as well.

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The motion to adjourn was made by Deputy DOT Commissioner Bertoni and seconded by Treasurer DuPont, and, after the voice vote, the motion was duly adopted. The Board of Commissioners adjourned the meeting at 9:54 a.m. and advised that it will be held again on Tuesday, November 23, 2021 at 9:00 a.m., telephonically or at the Authority's headquarters building located at 1 Turnpike Plaza in Woodbridge, New Jersey.



Kim Schurman
Secretary to the Authority



John M. Keller
Executive Director

Date: October 26, 2021