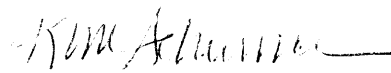


**CERTIFICATION  
OF  
NEW JERSEY TURNPIKE AUTHORITY**

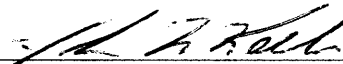
I, John M. Keller, hereby certify that I am the Executive Director of the New Jersey Turnpike Authority and as such, certify that the attached copy of PROCEEDINGS OF THE NEW JERSEY TURNPIKE AUTHORITY is a true and correct copy of the Minutes of the August 23, 2022 Meeting of the Authority.

IN WITNESS THEREOF, I have hereunto set my hand and affixed the official seal of the New Jersey Turnpike Authority this 23<sup>rd</sup> day of August, 2022.

ATTEST:



Kim Schurman  
Secretary to the Authority



John M. Keller  
Executive Director

Corporate Seal

Date: August 23, 2022

**Received in the Governor's Office August 23, 2022**

Received by:

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Signature

Veto Period Ends:

September 1, 2022

(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](mailto:Schurman@njta.com)  
**FROM:** Kelley Trimble, Authorities Unit, Office of the Governor  
**DATE:** August 23, 2022  
**RE:** New Jersey Turnpike Authority Minutes

This email is confirmation that the Authorities Unit received the minutes from the August 23, 2022 board meeting on August 23, 2022. The calculated veto date is September 7, 2022.

Thank you.

Attachment

cc: Jeffry Nielsen



**PROCEEDINGS OF MEETING OF NEW JERSEY TURNPIKE AUTHORITY**  
**BOARD OF COMMISSIONERS**  
**Tuesday, August 23, 2022**  
**ooo0ooo**

Vice Chair Diaz 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.

**ooo0ooo**  
**Pledge of Allegiance**  
**ooo0ooo**

**PRESENT**

Present were Chair Gutierrez-Scaccetti (by tele-conference), Vice Chair Ulises Diaz, Treasurer Michael DuPont (by tele-conference), Commissioner Ronald Gravino (by tele-conference), Commissioner John Minella (by tele-conference) and Commissioner Raphael Salermo. The meeting commenced at 9:00 a.m.

**ooo0ooo**  
**ALSO PRESENT**

Executive Director John Keller, Deputy Executive Director James Carone, Chief Financial Officer Donna Manuelli; Chief Engineer Michael Garofalo, Chief Information Officer Jose Dios; 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 Sheila McKaig-Devlin, State Police Troop D; and Secretary to the Authority Kim Schurman.

Also present were: Outside Counsel, Judy Verrone, Esq., of DeCotiis, FitzPatrick, Cole & Gibling, LLP, Governors' Authorities Unit Representative, Dorian Smith and Deputy DOT Commissioner Joseph Bertoni (by tele-conference).

**ooo0ooo**  
**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](http://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, Authority public meetings will be held in-person and telephonically commencing with the April 26, 2022 Board Meeting. Information and instructions regarding telephonic access to the meetings by the public has been posted on the Authority's website.

033903

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

1. Vice Chair Diaz
2. Treasurer DuPont (by-teleconference)
3. Commissioner Gravino (by-teleconference)
4. Commissioner Minella (by-teleconference)
5. Commissioner Salerno
6. Chair Gutierrez-Scaccetti (by-teleconference)

ooo0ooo

**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
- Collective Bargaining
- Personnel

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

ooo0ooo

**ACTION ON MINUTES**

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 July 26, 2022; he did not exercise his power to veto any items in those minutes.

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

ooo0ooo

**RECUSALS**

The Secretary to the Authority reported recusals or abstentions submitted for the record:  
No recusals noted

ooo0ooo

**PUBLIC COMMENT (in Person)**

ooo0ooo

None

ooo0ooo

**PUBLIC COMMENT (remote by tele-conference)**

ooo0ooo

Angie Haines, Haines Towing and Garden State Towing Assoc.

Ms. Haines thanked the Authority for the increase they just received in the towing rates. Ms. Haines said she has concerns about the pricing not being in line with the State Police rates. Ms. Haines advised State Police will be raising its rates in the next month. Ms. Haines asked for continuity throughout the State.

ooo0ooo

**David Pringle, Clean Water Action**

Mr. Pringle wanted to enter into the record an excerpt from the Star Ledger's editorial "Murphy endorses plan (\*cough\*) to keep Hudson County gasping. Bad plan".

ooo0ooo

**William Healy, New Jersey Alliance for Action**

Mr. Healy said his organization is in support of the Turnpike Authority's development plans of the Turnpike Extension. Mr. Healy asked that we look at all the development that has already been approved along the corridor leading to the Jersey City waterfront. Mr. Healy advised these projects were all to be supported by infrastructure that is nearly 70 years old. Mr. Healy further stated the plan that has been put forth by the Turnpike Authority is a wise one and he wanted to be on the record saying this is a responsible plan.

ooo0ooo

**Barry Kushnir, President Local 194, Maintenance Person**

Mr. Kushnir wanted to go on the record as a Bayonne resident as backing Governor Murphy and Congressmen Sires of the Transportation Committee in favor of the Hudson County extension expansion and rebuild. Mr. Kushnir said the 20<sup>th</sup> century bridge can't handle 21<sup>st</sup> century traffic. Mr. Kushnir also wanted to thank the Commissioners and Deputy Executive Director Carone for working with the Turnpike Unions to execute a Chapter 78 Sunset MOA and said he appreciated all the effort from everyone involved.

ooo0ooo

**EXECUTIVE DIRECTOR COMMENTS**

Executive Director Keller asked the patrons to drive safely and put down your cell phones and please buckle up. Mr. Keller said we are continuously working with the New Jersey State Police Troop D to bring the speeds down and make the roads as safe as possible.

ooo0ooo

**CHAIR COMMENTS**

None

ooo0ooo

**COMMISSIONER COMMENTS**

None

ooo0ooo

**HUMAN RESOURCES**

Director of Human Resources, Mary-Elizabeth Garrity requested approval of item number 157-08-2022. Moved is the item as follows:

\*\*\*\*\*

157-08-2022

033911

Director of Human Resources, Mary-Elizabeth Garrity submitted the Personnel Agenda, dated August 23, 2022, 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 Salerno 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.

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

ooo0ooo

LAW

Acting Director of Law, Ann C. Monica, requested approval of item numbers 158-08-2022. Through 160-08-2022. Moved are the items as follows:

\*\*\*\*\*

158-08-2022

In a document dated August 18, 2022, Request to Authorize Additional Amendments to the Authority's Regulations for Towing and Road Service Fees set forth in N.J.A.C. 19:9-3.1 and 3.2, was approved.

Pursuant to the Authority's enabling legislation, N.J.S.A. 27:23-5(s), the Authority's Board of Commissioners approved modest adjustments, which became effective August 1, 2022, to rules governing certain towing and road service rates under N.J.A.C. 19:9-3.1 and 3.2. As a result of substantive comments received by the Authority during this recent rulemaking process, additional adjustments are: (i) warranted in these uncertain economic times, (ii) appropriate to bring routine towing and road service fees more in line with other regional toll roads, and (iii) necessary to ensure that a qualified pool of service providers remains available to perform these critical services on the Authority's toll roads, the Garden State Parkway and New Jersey Turnpike.

Additionally, concerns were raised by the insurance industry that some rate increases that became effective on August 1, 2022, exceeded New Jersey State Police ("NJSP") authorized rates. As the Authority does not desire to exceed an established State maximum, the applicable rates are proposed to be reduced to the NJSP maximum threshold.

As recommended by Authority staff, the proposed amendments to N.J.A.C. 19:9-3.1 and 3.2, *inter alia*, will increase the maximum service charge for routine towing services on the Roadways for Class 1 vehicles (under 7,000 pounds Gross Vehicle Weight Rating (GVWR), generally "Passenger Vehicles") from \$108.00 to \$116.50 and increase the maximum per mile charge for Class 1 vehicles from \$4.00 per mile to \$4.25, up to a total 10-mile permitted maximum service and per mile charge of \$159.00.

Service charges for Class 2 Vehicles (between 7,000 and 15,000 pounds GVWR; i.e. straight truck or passenger vehicle with trailer) would increase from \$198.00 to \$214.00 and a per mile



charge from \$4.50 to \$4.75 resulting in a total 10-mile permitted maximum service and per mile charge of \$261.50.

Service charges for Class 3 vehicles (generally, over 15,000 pounds GVWR) would increase from \$375.00 to \$405.00 with the per mile charge of \$5.75 increasing to \$6.00 resulting in a total 10-mile permitted maximum service and per mile charge of \$465.00.

For the reasons set forth above, staff further recommends the following increases:

Services to Class 2 or Class 3 vehicles of \$38.00 for connecting air lines and \$38.00 for connecting lights; \$68.00 for disconnecting drive shaft on all trucks; \$60.00 per axle for removing an axle; and \$68.00 for removing an air scoop. Fees for services to Class 2 or Class 3 vehicles would increase from \$38.00 to \$41.00 for connecting air lines and from \$38.00 to \$41.00 for connecting lights; from \$68.00 to \$73.50 for disconnecting drive shaft on all trucks; from \$60.00 to \$65.00 per axle for removing an axle; and from \$68.00 to \$73.50 for removing an air scoop.

The current rates for winching and wrecking fees are \$140.00 per hour for a light wrecker, and \$228.00 per hour for a heavy wrecker. Fees for winching and wrecking would increase from \$140.00 to \$151.00 per hour for a light wrecker and from \$228.00 to \$246.00 per hour for a heavy wrecker.

Hourly rates covering equipment listed for extra heavy duty towing and recovery services, include (i) \$438.00 per hour for heavy duty wreckers, (ii) \$438.00 per hour for Landoll w/tractor, (iii) \$438.00 per hour for relief box trailer, (iv) \$788.00 per hour for 60-ton rotator, (v) \$788.00 per hour for 50-ton construction crane, (vi) \$105.00 per hour for light duty flatbed, (vii) \$105.00 per hour for light duty tow truck with wheel lift, (viii) \$525.00 per hour for relief refrigerator tractor trailer, (ix) \$350.00 per hour for tractor only, (x) \$438.00 per hour for heavy duty flatbed, (xi) \$438.00 per hour for service truck, (xii) \$438.00 per hour for front end loader (two-yard minimum bucket), (xiii) \$438.00 per hour for bob cat/skid steer, (xiv) \$438.00 per hour for fork lift (5,000 pounds minimum capacity), (xv) \$438.00 per hour for backhoe, (xvi) \$438.00 per hour for dump truck, (xvii) \$438.00 per hour for dump truck w/tractor, (xviii) \$438.00 per hour for roll off container (40-yard) + disposal fee, (xix) \$263.00 per hour for light tower (two-light minimum), (xx) \$350.00 flat fee for pallet jacks, and (xxi) \$350.00 flat fee for rollers (off load). Staff has determined that an increase is warranted for certain extra heavy-duty equipment, except where rates exceed analogous New Jersey State Police rates and are proposed herein for reduction, all for the reasons set forth above. Therefore, the current rates covering certain equipment listed for extra heavy duty towing and recovery services would increase as follows: (i) from \$438.00 to \$450.00 per hour for Landoll with tractor (ii) from \$105.00 to \$113 per hour for light duty flatbed (iii) from \$105.00 to \$113.00 per hour for light duty tow truck with wheel lift (iv) from \$438.00 to \$450.00 per hour for heavy duty flatbed and (v) from \$438.00 to \$450.00 per hour for service truck. Additionally, Supervisor (Wreck Master) would increase from \$150.00 to \$162.00 per hour, Tech Labor (Driver, Rigger) would increase from \$100.00 to \$108.00 per hour, and Manual Labor would increase from \$75.00 to \$81.00 per hour. However, the following rates for certain heavy duty equipment would be reduced as follows: (i) from \$525.00 to \$450.00 per hour for relief refrigerated tractor trailer (ii) from \$350.00 per hour to \$250.00 per hour for tractor only

(iii) from \$438.00 to \$300 per hour for front end loader (two-yard minimum bucket) (iv) from \$438.00 to \$300.00 per hour for bob cat/skid steer (v) from \$438.00 to \$300.00 per hour for fork lift (5,000 pounds minimum capacity), (vi) from \$438.00 to \$300.00 per hour for backhoe (vii) from \$438.00 to \$350.00 per hour for dump truck (viii) from \$438.00 to \$350.00 per hour for dump truck w/ trailer (ix) from \$438.00 to \$350.00 per hour for roll off container (40-yard) + disposal fee (x) from \$263.00 to \$250.00 per hour for light tower (two-light minimum) (xi) from \$350.00 to \$200.00 flat fee for pallet jacks and (xii) from \$350.00 to \$200.00 flat fee for rollers (off load).

Current rates establish free storage of 12 hours for all vehicles, and storage rates (i) for passenger vehicles of \$40.00 per calendar day thereafter (ii) for vehicles up to 15,000 pounds GVWR of \$75.00 per calendar day thereafter (iii) vehicles over 15,000 GVWR: (a) all except buses: first 12 hours free; \$75.00 per unit per calendar day thereafter and (b) buses: first 12 hours free; \$150.00 per calendar day thereafter. Storage rates after the first 12 hours free would increase (i) from \$40.00 to \$43.00 per calendar day for passenger vehicles, (ii) from \$75.00 to \$81.00 per calendar day for vehicles up to 15,000 pounds GVWR, and (iii) from \$75.00 to \$81.00 per unit per calendar day for all vehicles over 15,000 GVWR, except buses. No increases are proposed for storage of buses.

Road service rates governing Class 1 vehicles on the New Jersey Turnpike, set forth a service charge of \$75.00. The current rates for tire repair/replacement services for trucks and buses on the New Jersey Turnpike, set forth a maximum service charge of \$156.00, and maximum labor rate of \$94.00 per hour. The charge for an additional tire change on the New Jersey Turnpike is \$31.00 for each tire change beyond the first tire change. Road service rates governing Class 1 vehicles on the New Jersey Turnpike would increase from \$75.00 to \$81.00. The maximum service charge for tire repair/replacement services for trucks and buses on the New Jersey Turnpike would increase from \$156.00 to \$168.00, and the maximum labor rate would increase from \$94.00 per hour to \$101.00 per hour. The charge for an additional tire change on the New Jersey Turnpike would increase from \$31.00 to \$33.50 for each tire change beyond the first tire change.

Road service rates governing Class 1 vehicles on the Garden State Parkway, set forth a service charge of \$75.00, and the current rates: tire repair/replacement services for trucks and buses on the Garden State Parkway, provide for a maximum service charge of \$156.00, maximum labor rate of \$94.00 per hour, and a charge for an additional tire change on the Garden State Parkway of \$31.00 for each tire change beyond the first tire change. Road service rates governing the service charge for Class 1 vehicles on the Garden State Parkway would increase from \$75.00 to \$81.00; the maximum service charge for tire repair/replacement services for trucks and buses on the Garden State Parkway, would increase from \$156.00 to \$168.00, and the maximum labor rate would increase from \$94.00 per hour to \$101.00 per hour. The charge for an additional tire change on the Garden State Parkway would increase from \$31.00 to \$33.50 for each tire change beyond the first tire change.

Accordingly, it is requested that the Board of Commissioners, approve the attached amendments to N.J.A.C. 19:9-3.1 and 3.2, as summarized above, for submission to the Office of Administrative Law

and publication in the *New Jersey Register* for notice and comment. Further, it is requested that the Executive Director be authorized to execute any documents and take any other actions as are deemed necessary to effectuate the intent of this authorization, including the review of public comments, if any, and the preparation of a report to the Commissioners addressing same. It is further recommended that, if no substantive public comments to the proposed amendments to N.J.A.C. 19:9-3.1 and 3.2 are received during the comment period, that the Executive Director be authorized to publish the proposed amendments in the *New Jersey Register* for final adoption without further action of the Board.

#### OTHER AGENCIES

##### NEW JERSEY TURNPIKE AUTHORITY

**Proposed Amendments:** N.J.A.C. 19:9-3.1 and 3.2

**Authorized By:** New Jersey Turnpike Authority

**Authority:** N.J.S.A. 27:23-5(s)

**Calendar Reference:** See Summary below for explanation of exception to calendar requirement.

**Proposal Number:** [to be completed by OAL]

Submit Written Comments by December 2, 2022 to:

Ann Christine Monica, Acting Director of Law

New Jersey Turnpike Authority

P. O. Box 5042

Woodbridge, New Jersey 07095-5042

The Agency proposal follows:

#### Summary

The New Jersey Turnpike Authority (the "Authority") proposes to amend its rules at N.J.A.C. 19:9-3.1 and 3.2 in response to substantive comments received by the Authority during its recent rulemaking process that culminated in modest adjustments, effective August 1, 2022, to the fees that may be charged by service providers for towing services and road services on the New Jersey Turnpike and Garden State Parkway (the "Roadways"). Pursuant to the Authority's enabling legislation, N.J.S.A. 27:23-5(s), the Authority has the power to adopt regulations to "fix maximum towing and storage fees" for towing and storage services on the Roadways. Prior to the recent changes, the Authority adjusted rates five (5) years ago after rates had remained unchanged for almost 13 years.

After surveying other regional toll roads, it is apparent that the Authority's towing and road services fees remain significantly lower, even considering the recent modest increases. Further, after careful consideration of the substantive comments received from the towing industry during the recent rulemaking process, it is apparent that additional adjustments (i) are warranted in these uncertain economic times, (ii) are appropriate to bring routine towing and road service fees more in line with other regional toll roads, and (iii) are necessary to ensure that a qualified pool of service providers remains available to perform these critical services on the Authority's Roadways.

Additionally, concerns were raised by the insurance industry that some rate increases that became effective on August 1, 2022 exceeded New Jersey State Police ("NJSP") authorized rates. As the Authority does not desire to exceed an established State maximum, the applicable rates are herein proposed to be reduced to the NJSP maximum threshold.

A 60-day comment period is provided; therefore, pursuant to N.J.A.C. 1:30-3.3(a)5, the proposal is not subject to the provisions of N.J.A.C. 1:30-3.1 and 3.2 governing rulemaking calendars.

A summary of the proposed amendments follows:

The current rates at N.J.A.C. 19:9-3.1(a)(1) provide for a maximum service charge of \$108.00 for towing services for Class 1 vehicles (under 7,000 pounds Gross Vehicle Weight Rating (G.V.W.R.), generally, "Passenger Vehicles") and a per mile charge of \$4.00, with the total maximum fee for Class 1 vehicles, including the service charge, being \$148.00. The Authority has determined that an increase to these rates is warranted for the reasons set forth above. Therefore, the maximum service charge for towing services for Class 1 vehicles shall be increased from \$108.00 to \$116.50, and the per mile charge shall be increased from \$4.00 to \$4.25, resulting in an increase in the total maximum fee for Class 1 vehicles, including the service charge, from \$148.00 to \$159.00.

The current rates at N.J.A.C. 19:9-3.1(a)(2) set forth a maximum service charge for towing services for Class 2 vehicles (7,000 pounds and over G.V.W.R.; for example, straight truck, or passenger vehicle with trailer) of \$198.00, and a per-mile charge of \$4.50, resulting in a total maximum fee for Class 2 vehicles, including the service charge, of \$243.00. The Authority has determined that an increase to these rates is warranted for the reasons set forth above. Therefore, the maximum service charge for towing services for Class 2 vehicles (7,000 pounds and over G.V.W.R.; for example, straight truck, or passenger vehicle with trailer) shall be increased from \$198.00 to \$214.00, and the per-mile charge increased from \$4.50 to \$4.75, resulting in an increase in the total maximum fee for Class 2 vehicles, including the service charge, from \$243.00 to \$261.50.

The current rates at N.J.A.C. 19:9-3.1(a)(2)(ii) set forth a maximum service charge for towing services for Class 3 vehicles (generally, over 15,000 pounds G.V.W.R.) of \$375.00, and a per mile charge of \$5.75, resulting in a total maximum fee for Class 3 vehicles, including the service charge, of \$432.50. The Authority has determined that an increase to these rates is warranted for the reasons set forth above. Therefore, the maximum service charge for towing services for Class 3 vehicles (generally, over 15,000 pounds G.V.W.R.) shall be increased from \$375.00 to \$405.00, and the per-mile charge increased from \$5.75 to \$6.00, resulting in an increase in the total maximum fee for Class 3 vehicles, including the service charge, from \$432.50 to \$465.00.

The current rates at N.J.A.C. 19:9-3.1(a)(2)(iii) set forth fees for services to Class 2 or Class 3 vehicles of \$38.00 for connecting air lines and \$38.00 for connecting lights; \$68.00 for disconnecting drive shaft on all trucks; \$60.00 per axle for removing an axle; and \$68.00 for removing an air scoop. The Authority has determined that an

increase is warranted for the reasons set forth above. Therefore, fees for services to Class 2 or Class 3 vehicles shall be increased from \$38.00 to \$41.00 for connecting air lines and from \$38.00 to \$41.00 for connecting lights; from \$68.00 to \$73.50 for disconnecting drive shaft on all trucks; from \$60.00 to \$65.00 per axle for removing an axle; and from \$68.00 to \$73.50 for removing an air scoop.

The current rates at N.J.A.C. 19:9-3.1(a)(3) set forth winching and wrecking fees of \$140.00 per hour for a light wrecker, and \$228.00 per hour for a heavy wrecker. The Authority has determined that an increase is warranted for the reasons set forth above. Therefore, fees for winching and wrecking at N.J.A.C. 19:9-3.1(a)(3) will be increased from \$140.00 to \$151.00 per hour for a light wrecker and from \$228.00 to \$246.00 per hour for a heavy wrecker.

The current rates at N.J.A.C. 19:9-3.1(a)(5) set forth hourly rates covering equipment listed for extra heavy duty towing and recovery services, including (i) \$438.00 per hour for heavy duty wreckers, (ii) \$438.00 per hour for Landoll w/tractor, (iii) \$438.00 per hour for relief box trailer, (iv) \$788.00 per hour for 60-ton rotator, (v) \$788.00 per hour for 50-ton construction crane, (vi) \$105.00 per hour for light duty flatbed, (vii) \$105.00 per hour for light duty tow truck with wheel lift, (viii) \$525.00 per hour for relief refrigerator tractor trailer, (ix) \$350.00 per hour for tractor only, (x) \$438.00 per hour for heavy duty flatbed, (xi) \$438.00 per hour for service truck, (xii) \$438.00 per hour for front end loader (two-yard minimum bucket), (xiii) \$438.00 per hour for bob cat/skid steer, (xiv) \$438.00 per hour for fork lift (5,000 pounds minimum capacity), (xv) \$438.00 per hour for backhoe, (xvi) \$438.00 per hour for dump truck, (xvii) \$438.00 per hour for dump truck w/tractor, (xviii) \$438.00 per hour for roll off container (40-yard) + disposal fee, (xix) \$263.00 per hour for light tower (two-light minimum), (xx) \$350.00 flat fee for pallet jacks, and (xxi) \$350.00 flat fee for rollers (off load). The Authority has determined that an increase is warranted for certain extra heavy duty equipment, except where rates exceed analogous New Jersey State Police rates and are proposed herein for reduction, all for the reasons set forth above. Therefore, the current rates covering certain equipment listed for extra heavy duty towing and recovery services at N.J.A.C. 19:9-3.1(a)(5) shall be increased as follows: (i) from \$438.00 to \$450.00 per hour for Landoll with tractor (ii) from \$105.00 to \$113 per hour for light duty flatbed (iii) from \$105.00 to \$113.00 per hour for light duty tow truck with wheel lift (iv) from \$438.00 to \$450.00 per hour for heavy duty flatbed and (v) from \$438.00 to \$450.00 per hour for service truck. Additionally, Supervisor (Wreck Master) shall be increased from \$150.00 to \$162.00 per hour, Tech Labor (Driver, Rigger) shall be increased from \$100.00 to \$108.00 per hour, and Manual Labor shall be increased from \$75.00 to \$81.00 per hour. The following rates for certain heavy duty equipment shall be reduced as follows: (i) from \$525.00 to \$450.00 per hour for relief refrigerated tractor trailer (ii) from \$350.00 per hour to \$250.00 per hour for tractor only (iii) from \$438.00 to \$300 per hour for front end loader (two-yard minimum bucket) (iv) from \$438.00 to \$300.00 per hour for bob cat/skid steer (v) from \$438.00 to \$300.00 per hour for fork lift (5,000 pounds minimum capacity), (vi) from \$438.00 to \$300.00 per hour for backhoe (vii) from \$438.00 to \$350.00 per hour for dump truck (viii) from \$438.00 to \$350.00 per hour for dump truck w/ trailer (ix) from \$438.00 to \$350.00 per hour for roll off container (40-yard) + disposal fee (x) from \$263.00 to \$250.00 per hour for light tower (two-light minimum) (xi) from \$350.00 to \$200.00 flat fee for pallet jacks and (xii) from \$350.00 to \$200.00 flat fee for rollers (off load).

The current rates at N.J.A.C. 19:9-3.1(b) set forth free storage of 12 hours for all vehicles, and storage rates (i) for passenger vehicles of \$40.00 per calendar day thereafter (ii) for vehicles up to 15,000 pounds G.V.W.R. of \$75.00 per calendar day thereafter (iii) vehicles over 15,000 G.V.W.R.: (a) all except buses: first 12 hours free; \$75.00 per unit per calendar day thereafter and (b) buses: first 12 hours free; \$150.00 per calendar day thereafter. The Authority has determined that an increase in storage rates is warranted for the reasons set forth above. Therefore, storage rates after the first 12 hours free shall be increased (i) from \$40.00 to \$43.00 per calendar day for passenger vehicles, (ii) from \$75.00 to \$81.00 per calendar day for vehicles up to 15,000 pounds G.V.W.R., and (iii) from \$75.00 to \$81.00 per unit per calendar day for all vehicles over 15,000 G.V.W.R., except buses. No increases are proposed for storage of buses.

The current rates at N.J.A.C. 19:9-3.2(a)(1), road service rates governing Class 1 vehicles on the New Jersey Turnpike, set forth a service charge of \$75.00. The current rates at N.J.A.C. 19:9-3.2(a)(7) for tire repair/replacement services for trucks and buses on the New Jersey Turnpike, set forth a maximum service charge of \$156.00, and maximum labor rate of \$94.00 per hour. The charge for an additional tire change on the New Jersey Turnpike is \$31.00 for each tire change beyond the first tire change. The Authority has determined that an increase to these rates is warranted for the reasons set forth above. Therefore, road service rates at N.J.A.C. 19:9-3.2(a)(1) governing Class 1 vehicles on the New Jersey Turnpike will increase from \$75.00 to \$81.00. The maximum service charge at N.J.A.C. 19:9-3.2(a)(7) for tire repair/replacement services for trucks and buses on the New Jersey Turnpike will increase from \$156.00 to \$168.00, and the maximum labor rate will increase from \$94.00 per hour to \$101.00 per hour. The charge for an additional tire change on the New Jersey Turnpike will increase from \$31.00 to \$33.50 for each tire change beyond the first tire change.

The current rates at N.J.A.C. 19:9-3.2(b)(1), road service rates governing Class 1 vehicles on the Garden State Parkway, set forth a service charge of \$75.00, and the current rates at N.J.A.C. 19:9-3.2(b)(7), tire repair/replacement services for trucks and buses on the Garden State Parkway, provide for a maximum service charge of \$156.00, maximum labor rate of \$94.00 per hour, and a charge for an additional tire change on the Garden State Parkway of \$31.00 for each tire change beyond the first tire change. The Authority has determined that an increase to these rates is warranted for the reasons set forth above. Therefore, road service rates at N.J.A.C. 19:9-3.2(b)(1) governing the service charge for Class 1 vehicles on the Garden State Parkway shall increase from \$75.00 to \$81.00; the maximum service charge for tire repair/replacement services at N.J.A.C. 19:9-3.2(b)(7), for trucks and buses on the Garden State Parkway, will increase from \$156.00 to \$168.00, and the maximum labor rate will increase from \$94.00 per hour to \$101.00 per hour. The charge for an additional tire change on the Garden State Parkway will increase from \$31.00 to \$33.50 for each tire change beyond the first tire change.

### **Social Impact**

The proposed amendments will enhance the competitive process for procuring towing services on the Roadways by increasing the pool of qualified towers and ensuring that there are sufficient qualified service providers available to provide safe, efficient and reliable services to Authority patrons. The proposed amendments are anticipated to encourage small business operators to continue to participate in the Authority's procurement of qualified towing contractors.

### **Economic Impact**

The Authority does not anticipate that the amendments will have a significant economic impact on the Authority patrons who may be in need of the services while on the Roadways. Many patrons may be insulated from any economic impact of the amendments as a result of insurance coverage for emergency towing or through their membership in automobile clubs from whom they may be reimbursed. Moreover, all service providers who are awarded contracts to provide towing services on the Roadways are required to honor valid AAA membership in payment of services. Further, the Authority believes that any economic impact is offset by the assurance that, should a patron be in need of assistance on an Authority Roadway, their need will be addressed by a qualified, competent service provider in a timely manner to ensure their safety and that of the traveling public. Further, the proposed amendments reduce certain heavy duty service rates, in response to insurance industry concerns, to bring them in line with New Jersey State Police rates.

#### Federal Standards Statement

The proposed amendments to the regulations do not contain any standards or requirements that exceed the standards or requirements imposed by federal law because no federal standards or requirements apply to the proposed amended regulations.

#### Jobs Impact

The Authority believes that the proposed amendments to the regulations may result in the addition of, or ability to maintain, employees at service provider businesses, particularly small businesses.

#### Agriculture Industry Impact

The Authority does not believe that the proposed amendments will have any impact on the agriculture industry in New Jersey.

#### Regulatory Flexibility Analysis

The proposed amendments impose minimal compliance requirements on small business as defined by the Regulatory Flexibility Act, N.J.S.A. 52:14B-16 et seq., to the extent that such small businesses intend to participate in future procurements for towing services on the Authority's Roadways. These proposed amendments will be applied uniformly to all segments of the business community, including small businesses, and are in no way unduly burdensome.

#### Housing Affordability Impact

The proposed amendments will have no impact on affordable housing in New Jersey, and there is no likelihood that the rules would evoke a change in the average costs associated with housing because the regulations proposed for amendment concern towing services on the Authority's Roadways.

#### Smart Growth Impact

The proposed amendments will have an insignificant impact on smart growth, if any, and there is no likelihood that the rules proposed for amendment would evoke a change in housing production in Planning Areas 1 or 2 or within designated centers under the State Development and Redevelopment Plan because the rules proposed for amendment concern routine towing services on the Authority's Roadways.

Full text of the rule proposal follows (additions indicated in boldface **thus**; deletions indicated in brackets [thus]):

#### SUBCHAPTER 3 FEES

##### 19:9-3.1 Towing rates on the Turnpike and Parkway

(a) Towing rates charged by Authority-authorized companies on the Roadway shall not exceed the following rates or such rates as may be approved and amended by the Board from time to time in accordance with the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., and the rules on agency rulemaking, N.J.A.C. 1:30:

1. Class 1 Vehicles (under 7,000 pounds G.V.W.R. (generally, "Passenger Vehicles,") for the purpose of towing rates only):

i. Service charge of \$[108.00] **116.50** plus:

(1) \$[4.00] **4.25** per mile on the Roadway, up to a maximum fee to tow the Vehicle to the Authority-authorized garage facility, including the service charge, of \$[148.00] **159.00**; or

2. Other classes of vehicles (7,000 pounds and over G.V.W.R.):

i. Class 2 Vehicles (for the purpose of towing rates only, straight truck (up to 15,000 pounds G.V.W.R.), Passenger Vehicle with trailer, or trailer without Passenger Vehicle):

(1) Service charge of \$[198.00] **214.00** plus:

(A) \$[4.50] **4.75** per mile on the Roadway, up to a maximum, including the service charge, of \$[243.00] **261.50**; or

ii. Class 3 Vehicles (for the purpose of towing rates only, tractor trailer, bus (over 15,000 pounds G.V.W.R.), or any Vehicle requiring the use of a Landoll tractor trailer:

(1) Service charge of \$[375.00]405.00 plus \$[5.75]6.00 per mile on the Roadway, up to a maximum, including the service charge, of \$[432.50]465.00.

iii. Where applicable, the following additional fees may be charged for services to Class 2 or Class 3 Vehicles:

- (1) \$[38.00]41.00 for connecting air lines and \$[38.00]41.00 for connecting lights;
- (2) \$[68.00]73.50 for disconnecting drive shaft on all trucks;
- (3) \$[60.00]65.00 per axle for removing an axle; and
- (4) \$[68.00]73.50 for removing an air scoop.

3. Winching and wrecking (all classes of vehicles):

- i. \$[140.00]151.00 per hour for a light wrecker;
- ii. \$[228.00]246.00 per hour for a heavy wrecker; and

iii. Winching fees set forth pursuant to this section shall only be charged for winching activities that occur when a Vehicle has left the Roadway, overturned, or become embedded, attached, or hitched to a tree, pole, guardrail, or other fixed object. Winching for purposes of this paragraph shall not include the act of pulling a Vehicle onto a tilt bed or carrier or lifting a Vehicle with a conventional tow sling.

4. Specialized equipment for routine towing services:

- i. \$438.00 per hour for specialized equipment, including, but not limited to, Oshkosh box trailer with tractor; and
- ii. \$788.00 per hour for Rotator 60-ton capacity and up, and for 50-ton construction crane.

5. Extra heavy duty towing and recovery services, which shall mean when used in this section, the immediate, coordinated, professional response by authorized extra heavy duty towing and recovery service contractors to incidents that have occurred on the Roadway, causing or having the potential to cause serious and lengthy disruption to Roadway operations, specifically, the normal flow of traffic, as determined in the sole discretion of the Authority. These incidents include, but are not limited to, large overturned commercial vehicles such as trucks, buses or spillage of products that require the use of special heavy duty recovery equipment and expertise to resolve. Extra heavy duty towing and recovery service contractors must provide service under critical time restraints and work under severe pressure in an effort to return the Roadway to normal operating conditions. Recovery equipment must be operated in a team response and coordinated effort, providing the utmost safety and care in the actual operation, which will include, but not be limited to, winching, uprighting of overturned commercial vehicles, towing and expeditious removal of all Vehicles, as well as the expeditious removal of cargo and debris from the affected Roadway. The Authority-authorized extra heavy duty towing and recovery services contractor shall be solely responsible for the removal of all such Vehicles, cargo and debris.

i. Rates for the following extra heavy duty towing and recovery services, chargeable in one-half hour increments by Authority-authorized extra heavy duty towing and recovery services contractors, shall not exceed the following amounts:

Equipment:

Heavy duty wreckers	\$438.00 per hour
Landoll w/tractor	\$[438.00]450.00 per hour
Relief box trailer	\$438.00 per hour
60-ton rotator	\$788.00 per hour
50-ton construction crane	\$788.00 per hour
Light duty flatbed	\$[105.00]113.00 per hour
Light duty tow truck with wheel lift	\$[105.00]113.00 per hour
Relief refrigerated tractor trailer	\$[525.00]450.00 per hour
Tractor only	\$[350.00]250.00 per hour
Heavy duty flatbed	\$[438.00]450.00 per hour
Service truck	\$[438.00]450.00 per hour
Front end loader (two-yard minimum bucket)	\$[438.00]300.00 per hour
Bob cat/skid steer	\$[438.00]300.00 per hour

Fork lift (5,000 pounds minimum capacity)	\$[438.00]300.00 per hour
Backhoe	\$[438.00]300.00 per hour
Dump truck	\$[438.00]350.00 per hour
Dump trailer w/tractor	\$[438.00]350.00 per hour
Roll off container (40-yard) + disposal fee	\$[438.00]350.00 per hour
Light tower (two-light minimum)	\$[263.00]250.00 per hour
Pallet jacks	\$[350.00]200.00 flat fee
Rollers (Off Load)	\$[350.00]200.00 flat fee
Labor:	
Supervisor (Wreck Master)	\$[150.00]162.00 per hour
Tech Labor (Driver, Rigger)	\$[100.00]108.00 per hour
Manual Labor	\$[75.00]81.00 per hour

(b) Storage rates charged by Authority-authorized companies shall not exceed the following rates or such rates as may be approved and amended by the Board from time to time in accordance with the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., and the rules on agency rulemaking, N.J.A.C. 1:30:

- 1. Passenger Vehicles: First 12 hours free; \$[40.00]43.00 per calendar day thereafter.
- 2. Vehicles up to 15,000 pounds G.V.W.R.: First 12 hours free; \$[75.00] 81.00 per calendar day thereafter.
- 3. Vehicles over 15,000 pounds G.V.W.R.:
  - i. All except buses: First 12 hours free; \$[75.00]81.00 per unit per calendar day thereafter;
  - ii. Buses: First 12 hours free; \$ 150.00 per calendar day thereafter.

19:9-3.2 Road services rates on the Roadway

(a) Road service rates on the Turnpike for Class 1 Vehicles charged by Authority-authorized service companies shall conform with the following rates or such rates as may be approved and amended by the Board from time to time in accordance with the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., and the rules on agency rulemaking, N.J.A.C. 1:30:

- 1. Road service charge: \$[75.00]81.00;
- 2. through 6. No change.

7. Tire repair/replacement services for trucks and buses: The service charge to be charged by a contractor shall not exceed \$[156.00]168.00. The maximum hourly labor rate shall not exceed \$[94.00]101.00 per hour. The only charges that a contractor may charge a patron are: the service charge bid by the contractor; if applicable, the hourly labor rate bid by the contractor multiplied by the actual time spent by the contractor at the scene, beyond the initial one-half hour, in repairing/replacing tires and/or rims; if applicable, an additional tire service charge of \$[31.00]33.50 for each additional tire change beyond the first tire change; and the retail price of any supplied tires or rims and any other related equipment supplied. No other charges are permitted. The terms "contractor," "service charge," "hourly labor rate" and "additional tire service charge" are defined terms that shall have the meanings set forth in the procurement documents issued by the Authority from time to time for tire repair/replacement services for trucks and buses.

(b) Road service rates on the Parkway for Class 1 Vehicles charged by Authority-authorized towing and emergency service providers shall conform with the following rates or such rates as may be approved and amended by the Board from time to time in accordance with the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., and the rules on agency rulemaking, N.J.A.C. 1:30:

- 1. Road service charge: \$[75.00]81.00;
- 2. through 6. No change.

7. Tire repair/replacement services for trucks and buses: The service charge to be charged by a contractor shall not exceed \$[156.00]168.00. The maximum hourly labor rate shall not exceed \$[94.00]101.00 per hour. The only charges that a contractor may charge a patron are: the service charge bid by the contractor; if applicable, the hourly labor rate bid by the contractor multiplied by the actual time spent by the contractor at the scene, beyond the initial one-half hour, in repairing/replacing tires and/or rims; if applicable, an additional tire service charge of \$[31.00]33.50 for each additional tire change beyond the first tire change; and the retail price of any supplied tires or rims and any other related equipment supplied. No other charges are permitted. The terms "contractor," "service charge," "hourly labor rate" and "additional tire service charge" are defined terms that shall have the meanings set forth in the procurement documents issued by the Authority from time to time for tire repair/replacement services for trucks and buses.

033919

\*\*\*\*\*

**159-08-2022**

In a document dated August 15, 2022, **Authorization for the Authority to Renew its Cyber Liability Insurance Program for One (1) Additional Year. September 29, 2022 - September 29, 2023 RM-173782, Budget Code: 010-00-822-121010, Amount: not to exceed \$1,655,500.00**, was approved.

In order to protect itself from a myriad of cyber risks, the Authority has maintained comprehensive cyber liability insurance, which coverage expires September 29, 2022. This insurance, currently with a \$2,000,000 retention, provides the Authority with protection from theft and ransom of its electronic data and other cyber-related risks, including the following: (1) Media Wrongful Acts; (2) Privacy and Cyber Security; (3) Privacy Regulatory Defense, Awards and Fines; (4) Data Recovery Expenses; (5) Data Breach Response and Crisis Management Costs; (6) Cyber Extortion and Ransomware; and (7) Business Interruption and Dependent Business Interruption coverage (the "Program").

Due to numerous cyber breaches and resulting losses which the cyber market has experienced and is still experiencing, Willis of New Jersey, Inc. ("Willis"), the Authority's broker of record, advised of another extremely difficult renewal market. The Authority provided the underwriters with an update regarding the upgrades to its security protocols and cyber protections made during the past year, which were favorably received. Willis continues to market the Program and will provide firm quotations with the incumbent carriers and any new carriers that provide enhanced coverage at a more favorable price than incumbent carriers.

The total not-to-exceed premium for coverage as outlined above will not exceed \$1,655,500, including all New Jersey mandatory taxes.

It is therefore recommended that the Commissioners authorize the Executive Director to renew the Program at an amount not to exceed the amount set forth above. It is also requested that the Executive Director be authorized to execute all documents and to take all further actions to effectuate the renewal of the Program consistent with the intent of the recommendation.

\*\*\*\*\*

**160-08-2022**

In a document dated July 20, 2022, **Authorization to Settle Formal Workers' Compensation Matter – Kevin Foder Sr. v. New Jersey Turnpike Authority, Budget Code: 10-870-405070, Amount: \$125,580.00**, was approved.

Petitioner Kevin Foder Sr. was a Parkway Division Temporary Maintenance Roadway, hired March 2018 and terminated effective November 2, 2018. This recommended settlement will resolve a formal Claim Petition filed in 2018.

The petitioner is represented by Shebell & Shebell, LLC, located in Shrewsbury, NJ. The Authority is defended by Special Counsel John Pszwaro of Capehart & Scatchard, P.A, located in Mt.



Laurel Township, NJ. The matter is venued in the district office of Toms River Workers' Compensation Court before the Honorable Judge Carmine Tagliatella. The total settlement award is \$125,580.00.

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 **\$125,580.00**.

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

On motion by Treasurer DuPont and seconded by Commissioner Salerno the Board unanimously approved item numbers 158-08-2022 through 160-08-2022; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

ooo0ooo

**ROLL CALL**

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

Chief Engineer Michael Garofalo requested approval of item numbers 161-08-2022 through 163-08-2022. Moved are the items as follows:

ooo0ooo

**PUBLIC BID SOLICITATIONS – AWARD OF CONTRACTS**

\*\*\*\*\*

**161-08-2022**

In a document dated August 4, 2022, **Recommendation to Award Contract No. T200.666, New Jersey Turnpike, Mount Construction Co., Inc., Turnpike Drainage Video Inspection and Cleaning, Milepost 0.0 to 36.5, R-173179, Budget Code: 5000056003, Amount: \$2,899,431.00**, was approved.

This contract will provide for video inspection and cleaning of 122,000 linear feet of drainage pipe on the New Jersey Turnpike between Milepost 0.0 and 36.5. The video output collected as part of this contract will be utilized for future drainage repair designs under the New Jersey Turnpike Interchanges 1 to 4 Capacity Enhancements Program.

Two bid proposals were received on July 26, 2022 for the above publicly advertised contract, as shown on the attached bid summary sheet. The low bid proposal in the amount of \$2,899,431.00 may be compared to the second low bidder in the amount of \$3,681,630.00. The bids were significantly lower than the Engineer's Estimate in the amount of \$4,970,681.00 which is likely due to the contractors current and past involvement with similar work for the Authority and their ability to take advantage of fully mobilized staff and other resources. The low bidder, Mount Construction Co., Inc. has performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T200.666 be awarded to the low bidder, Mount Construction Co., Inc. of Berlin, New Jersey in the amount of \$2,899,431.00. This award is contingent

033921

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.

**FINAL ACCEPTANCES**

\*\*\*\*\*

**162-08-2022**

In a document dated August 4, 2022, **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
T100.436	Cornell & Company, Inc.	\$27,986,153.00	3	\$570,110.72	\$28,556,263.72	\$64,000.00
T500.554	Dandrea Construction Co., Inc.	\$2,076,534.14	1	\$1.05	\$2,076,535.19	\$24,222.02
Total						\$88,222.02

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**

\*\*\*\*\*

**163-08-2022**

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

- Construction Contract Progress Summary
- Change Order Summary

On motion by Treasurer DuPont and seconded by Commissioner Salerno the Board unanimously approved item nos. 161-08-2022 through 162-08-2022; 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 163-08-2022 and received same for file.

ooo0ooo

**ROLL CALL**

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

ooo0ooo

**PROCUREMENT AND MATERIALS MANAGEMENT ("PMM")**

Director of Procurement and Materials Management Dale Barnfield, requested approval of item numbers 164-08-2022 through 171-08-2022 and 176-08-2022 through 178-08-2022. Moved are the items as follows:

ooo0ooo

**PUBLIC BIDS**

\*\*\*\*\*

**164-08-2022**

In a document dated August 17, 2022, **2022-2025 Snow Removal and Salting Services at various locations on both Roadways, Multiple Vendors, RM-172792 (Operations), Budget Code: Various, Amount: \$7,902,600.00,** was approved.

Under these contracts, multiple vendors will provide snow removal and salting services for various locations on both Roadways. The contracts will be for three (3) years with the option to extend for two (2) additional one-year terms. Contracts bid for this term consisted of 19 plow and/or spreader contracts for various locations on both roadways as well as 11 loader contracts at various service areas, commuter lots, toll plazas, and Authority facilities. Bidders were required to bid all-inclusive "Regular" operating hourly rates for specific equipment required for each location. The maximum allowable hourly bid rate for loaders was capped at \$375.00 with a set Stand-By rate of \$187.50 per hour. Stand-by rates for trucks with plows were set at 50% of the hourly operating rate as bid. The bid also established fixed rates for supervisory and/or back-up vehicles at \$200.00 per hour (for both Regular and Stand-By hours). The bid was fully advertised and the 34 vendors listed in the Authority's database for the referenced services were notified of the procurement. On July 26, 2022, compliant bids were received from 8 contractors for 19 of the 30 locations solicited. No compliant bids were received for 11 locations and these contracts will be promptly re-advertised and rebid. The Operations and Procurement and Materials Management ("PMM") Departments' staffs thoroughly reviewed all bids (including inspection of the required equipment listed with the bids), and make the following recommendations:

**1. Non-Compliance**

633923

a. An additional bid was received from Seashore Asphalt Corp. (“Seashore”) of Woodbine, NJ for contract LPP-20-22. This bidder, however, bid an Hourly Operating Rate of \$574.00 which is in excess of the maximum allowable Hourly Operating Rate of \$375.00 for Loader equipment, as stated in Section 2.18.1 (Operating Time) of the RFB. Thus, it is recommended that the bid submitted by Seashore be rejected.

b. Additional bids were submitted by Canyon Trucking, Inc, Brick, NJ (“Canyon”), Central Jersey Landscaping, Inc., Chesterfield, NJ (“Central Jersey”), L & Y Enterprises, LLC., Paterson, NJ (“L&Y”), Shorty Trucking, LLC., Hazlet, NJ (“Shorty”) and Suffolk Recycling Corp., South Toms River, NJ (“Suffolk”). These bidders, however, failed to provide a valid form of Bid Security at the time of bid submittal, as required in the specifications. Section 1.3 (Bidder Guidelines/Checklist), 1.3.1 of the RFB states that a “Bid Bond, Letter of Surety or Cashier’s Check for 10% of the amount Bid” is a mandatory requirement, and failure to submit one will result in bid rejection. In addition, Shorty failed to include Notification of Intent to Subcontract, also a mandatory requirement as stated in 1.3.1. Thus, it is recommended that the bid submitted by Shorty Trucking, LLC. be rejected.

**2. Staff recommends that contracts for snow removal and salting services be awarded to the lowest responsible bidders (highlighted in bold in the attached bid results).**

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

Accordingly, authorization is requested to award contracts to 8 vendors for snow removal and salting services as outlined herein, for a total amount not to exceed \$7,902,600.00 for the three (3) snow seasons, subject to funding availability at the time of service. Authorization is further requested for the Executive Director to approve each of the two, one-year extensions upon satisfactory performance by the vendors. The prices for the succeeding years of the contract will be adjusted yearly based on a Consumer Price Index (“CPI”) factor consisting of the average of 1) the New York/ Northern New Jersey CPI and 2) the Philadelphia/Southern New Jersey CPI. The maximum annual increase permitted however shall be five percent.

Contract PPS-2B-22 Location / Area Limits MM46 to MM 65 – PMD2 Estimated Annual Contract Value \$158,200			
Contractor	All-Inclusive Hourly Operating Rate (1) Plow & Spreader Truck:	All-Inclusive Hourly Operating Rate (1) Plow Truck Only:	All-Inclusive Hourly Rates Combined:
Sil-Kemp Concrete, Inc. T/A Silvi of Englishtown Fairless Hills, PA	\$799.25	\$758.42	\$1,557.67

Contract SPP-38-22 Location / Area Limits AC Expressway Ramps – Int. 38A/B MM 37 – PMD2 Estimated Annual Contract Value \$108,600			
Contractor	All-Inclusive Hourly Operating Rate (1) Plow & Spreader Truck:	All-Inclusive Hourly Operating Rate (1) Plow Truck Only:	All-Inclusive Hourly Rates Combined:

Seashore Asphalt Corp. Woodbine, NJ	\$474.00		\$475.00
Sil-Kemp Concrete, Inc. T/A Silvi of Englishtown Fairless Hills, PA	\$799.25		\$799.25

Contract PPN-6E-22 Location / Area Limits Interchanges 135 to 142 - PMD6 Estimated Annual Contract Value \$235,600			
Contractor	All-Inclusive Hourly Operating Rate (1) Plow & Spreader Truck:	All-Inclusive Hourly Operating Rate (1) Plow Truck Only:	All-Inclusive Hourly Rates Combined:
DeFino Contracting Co. Cliffwood Beach, NJ	\$720.00	\$612.00	\$1,332.00
NSG Group LLC. Hazlet, NJ	\$925.00	\$925.00	\$1,850.00

Contract PPN-7A-22 Location / Area Limits MM 146 to MM 155 – PMD7 Estimated Annual Contract Value \$178,000			
Contractor	All-Inclusive Hourly Operating Rate (1) Plow & Spreader Truck:	All-Inclusive Hourly Operating Rate (1) Plow Truck Only:	All-Inclusive Hourly Rates Combined:
DeFino Contracting Co. Cliffwood Beach, NJ	\$660.00	\$605.00	\$1,255.00
Sil-Kemp Concrete, Inc. T/A Silvi of Englishtown Fairless Hills, PA	\$799.00	\$758.42	\$1,557.67

Contract PPN-FL4-22 Location / Area Limits GSP Northern Division – Stage MM 116N – PMD5 (PNC Arts Center) Estimated Annual Contract Value \$178,000			
Contractor	All-Inclusive Hourly Operating Rate (1) Plow & Spreader Truck:	All-Inclusive Hourly Operating Rate (1) Plow Truck Only:	All-Inclusive Hourly Rates Combined:
DeFino Contracting Co. Cliffwood Beach, NJ	\$685.00	\$647.00	\$1,332.00
Stavola Contracting Co., Inc. Tinton Falls, NJ	\$750.00	\$700.00	\$1,450.00
Sil-Kemp Concrete, Inc. T/A Silvi of Englishtown Fairless Hills, PA	\$799.00	\$758.42	\$1,557.67

Contract SPN-FL6-22 Location / Area Limits GSP Northern Division – Stage MM 156NB – PMD7 (Clifton) Estimated Annual Contract Value \$108,600			
Contractor	All-Inclusive Hourly Operating Rate (1) Plow & Spreader Truck:	All-Inclusive Hourly Operating Rate (1) Plow Truck Only:	All-Inclusive Hourly Rates Combined:
Harbor Trucking LLC Milltown, NJ	\$508.00		\$508.00
DeFino Contracting Co. Cliffwood Beach, NJ	\$590.00		\$590.00
Sil-Kemp Concrete, Inc. T/A Silvi of Englishtown Fairless Hills, PA	\$799.25		\$799.25

**NEW JERSEY TURNPIKE LOCATIONS**

Contract PTS-1A-22 Location / Area Limits MM 1.0 interchange 1 to MM 13.2 – TMD1 Estimated Annual Contract Value \$178,000			
Contractor	All-Inclusive Hourly Operating Rate (1) Plow & Spreader Truck:	All-Inclusive Hourly Operating Rate (1) Plow Truck Only:	All-Inclusive Hourly Rates Combined:
Tuckahoe Sand and Gravel Company Pleasantville, NJ	\$700.00	\$700.00	\$1,400.00
Sil-Kemp Concrete, Inc. T/A Silvi of Englishtown Fairless Hills, PA	\$799.25	\$758.42	\$1,557.67

Contract PTS-1B-22 Location / Area Limits MM 12.9 Interchange 2 to MM 34.5 Interchange 4 – TMD1 Estimated Annual Contract Value \$178,000			
Contractor	All-Inclusive Hourly Operating Rate (1) Plow & Spreader Truck:	All-Inclusive Hourly Operating Rate (1) Plow Truck Only:	All-Inclusive Hourly Rates Combined:
Tuckahoe Sand and Gravel Company Pleasantville, NJ	\$700.00	\$700.00	\$1,400.00
Sil-Kemp Concrete, Inc. T/A Silvi of Englishtown Fairless Hills, PA	\$799.25	\$758.42	\$1,557.67

Contract PTS-2B-22 Location / Area Limits MM 26.0 to MM 37.0 – TMD2 Estimated Annual Contract Value \$192,400			
	<u>All-Inclusive Hourly Operating Rate (1) Plow &amp; Spreader Truck:</u>	<u>All-Inclusive Hourly Operating Rate (1) Plow Truck Only:</u>	<u>All-Inclusive Hourly Rates Combined:</u>
<b>Contractor</b> Tuckahoe Sand and Gravel Company Pleasantville, NJ	\$700.00	\$700.00	\$1,400.00
Sil-Kemp Concrete, Inc. T/A Silvi of Englishtown Fairless Hills, PA	\$799.25	\$758.42	\$1,557.67

Contract STS-3SA-22 Location / Area Limits MM 44.5 to MM 53.3 – TMD3 Estimated Annual Contract Value \$108,600			
	<u>All-Inclusive Hourly Operating Rate (1) Plow &amp; Spreader Truck:</u>	<u>All-Inclusive Hourly Operating Rate (1) Plow Truck Only:</u>	<u>All-Inclusive Hourly Rates Combined:</u>
<b>Contractor</b> Harbor Trucking LLC Milltown, NJ	\$475.00		\$475.00
Tuckahoe Sand and Gravel Company Pleasantville, NJ	\$700.00		\$700.00
Sil-Kemp Concrete, Inc. T/A Silvi of Englishtown Fairless Hills, PA	\$799.25		\$799.25

Contract PTS-4A-22 Location / Area Limits MM 60.05 to MM 73.3 Outer – TMD4 Estimated Annual Contract Value \$192,400			
	<u>All-Inclusive Hourly Operating Rate (1) Plow &amp; Spreader Truck:</u>	<u>All-Inclusive Hourly Operating Rate (1) Plow Truck Only:</u>	<u>All-Inclusive Hourly Rates Combined:</u>
<b>Contractor</b> Meco, Inc. Clarksburg, NJ	\$600.00	\$475.00	\$1,075.00
Tuckahoe Sand and Gravel Company Pleasantville, NJ	\$700.00	\$700.00	\$1,400.00
Sil-Kemp Concrete, Inc. T/A Silvi of Englishtown Fairless Hills, PA	\$799.25	\$758.42	\$1,557.67

Contract PTS-4B-22 Location / Area Limits MM 60.05 to MM 73.3 Inner – TMD4 Estimated Annual Contract Value \$192,400			
	<u>All-Inclusive Hourly Operating Rate (1) Plow &amp; Spreader Truck:</u>	<u>All-Inclusive Hourly Operating Rate (1) Plow Truck Only:</u>	<u>All-Inclusive Hourly Rates Combined:</u>
<b>Contractor</b> Anatolia Transport LLC Jackson, NJ	\$598.00	\$598.00	\$1,196.00
Sil-Kemp Concrete, Inc. T/A Silvi of Englishtown Fairless Hills, PA	\$799.25	\$758.42	\$1,557.67

Contract STS-4SA-22 Location / Area Limits MM 56.0 to MM 62.0 Interchange 7A & Service Areas 6N/6S – TMD4 Estimated Annual Contract Value \$108,600			
	<u>All-Inclusive Hourly Operating Rate (1) Plow &amp; Spreader Truck:</u>	<u>All-Inclusive Hourly Operating Rate (1) Plow Truck Only:</u>	<u>All-Inclusive Hourly Rates Combined:</u>
<b>Contractor</b> Harbor Trucking LLC Milltown, NJ	\$475.00		\$475.00
Sil-Kemp Concrete, Inc. T/A Silvi of Englishtown Fairless Hills, PA	\$799.25		\$799.25
Tuckahoe Sand and Gravel Company Pleasantville, NJ	\$800.00		\$800.00

Contract PTS-4D-22 Location / Area Limits MM 60.05 to MM 73.3 Interchange 8A – TMD4 Estimated Annual Contract Value \$187,000			
	<u>All-Inclusive Hourly Operating Rate (1) Plow &amp; Spreader Truck:</u>	<u>All-Inclusive Hourly Operating Rate (1) Plow Truck Only:</u>	<u>All-Inclusive Hourly Rates Combined:</u>
<b>Contractor</b> Anatolia Transport LLC Jackson, NJ	\$598.00	\$598.00	\$1,196.00
Sil-Kemp Concrete, Inc. T/A Silvi of Englishtown Fairless Hills, PA	\$799.25	\$758.42	\$1,557.67

Contract PTN-108-21
---------------------

Location / Area Limits MM 113.0 to MM 122.0 – TMD10 Estimated Annual Contract Value \$187,000			
	All-Inclusive Hourly Operating Rate (1) Plow & Spreader Truck:	All-Inclusive Hourly Operating Rate (1) Plow Truck Only:	All-Inclusive Hourly Rates Combined:
Contractor Sil-Kemp Concrete, Inc. T/A Silvi of Englishtown Fairless Hills, PA	\$799.25	\$758.42	\$1,557.67

**LOADER SERVICES - COMMUTER PARK & RIDE LOTS, SERVICE AREAS, STM  
AND NJSP FACILITIES**

Contract LPCL-116-22 Location / 116 COMMUTER PARK & RIDE LOTS MM 115.8S - HOLMDEL - PMD5 Loader Only Estimated Annual Contract Value \$24,000			
		ALL-INCLUSIVE HOURLY OPERATING RATE (1) LOADER ONLY	
Contractor Joseph M. Sanzari, Inc., Hackensack, NJ		\$375.00	

Contract LPSP-116-22 Location / HOLMDEL STATION GSP MM 115.8S - PMD5 Loader Only Estimated Annual Contract Value \$12,000			
		ALL-INCLUSIVE HOURLY OPERATING RATE (1) LOADER ONLY	
Contractor Joseph M. Sanzari, Inc., Hackensack, NJ		\$375.00	

Contract LPP-98-22 Location / TOLL PLAZA INTERCHANGE 98 – BELMAR TOLLS – PMD4 Loader Only Estimated Annual Contract Value \$33,200			
		ALL-INCLUSIVE HOURLY OPERATING RATE (1) LOADER ONLY	
Contractor Joseph M. Sanzari, Inc., Hackensack, NJ		\$375.00	

Contract LPP-103-22 Location / TOLL PLAZA ASBURY TOLL PLAZA MM 103.6N – PMD4 Loader Only Estimated Annual Contract Value \$73,600			
		ALL-INCLUSIVE HOURLY OPERATING RATE (1) LOADER ONLY	
Contractor Joseph M. Sanzari, Inc., Hackensack, NJ		\$375.00	

\*\*\*\*\*

165-08-2022

In a document dated August 8, 2022, **Removal of Trash, Wood, Concrete, and Asphalt from Both Roadways, Freehold Cartage, Inc. Interstate Waste Services of NJ, RM-171989 (Operations), Budget Code: Various, Amount: \$ 348,800.00,** was approved.

Under this contract, Freehold Cartage, Inc. and Interstate Waste Services of NJ will provide for the removal of trash, wood, concrete, and asphalt from various locations on both Roadways. The bid was divided into five (5) geographic Areas: Garden State Parkway (“GSP”) 1) Northern Area; 2) Central Area; 3) Southern Area and New Jersey Turnpike (“TPK”) 4) Northern Area and 5) Southern Area. Bidders were required to quote unit and total prices for transportation costs for pickup and delivery (per container) at various locations within an Area (100 pickups per Area), as well as the per ton cost for the disposal

033927

and/or recycling of various materials (630 tons of materials per Area). The bid was fully advertised and the twelve (12) vendors listed in the Authority's database for the referenced services were notified of the procurement. On July 6, 2022, seven (7) bids were received as follows (lowest bid per Area **bolded**, unit prices are available from the PMM Department):

<u>Vendor</u>	<u>Area 1</u> GSP North	<u>Area 2</u> GSP Central	<u>Area 3</u> GSP South	<u>Area 4</u> TPK North	<u>Area 5</u> TPK South
Freehold Cartage, Inc., Freehold,Trenton,NJ	<b>\$68,550.00</b>	<b>\$63,800.00</b>	<b>\$75,950.00</b>	<b>\$68,800.00</b>	\$72,825.00
Interstate Waste Services of NJ Teaneck,NJ	\$87,104.00	\$90,354.00	No Bid	\$89,357.00	<b>\$71,700.00</b>
Century Waste Services, LLC Elizabeth, NJ	\$121,860.00	No Bid	No Bid	\$121,860.00	No Bid
Frank Galbraith & Son Excavation and Demolition, LLC Scotch Plains, NJ	No Bid	\$91,150.00	No Bid	No Bid	No Bid
Giordano Company, Inc. Newark, NJ	\$107,650.00	No Bid	No Bid	\$106,275.00	No Bid
<u>Vendor</u>	<u>Area 1</u> GSP North	<u>Area 2</u> GSP Central	<u>Area 3</u> GSP South	<u>Area 4</u> TPK North	<u>Area 5</u> TPK South
Stilo Disposal, LLC South Plainfield, NJ	No Bid	\$73,400.00	No Bid	No Bid	No Bid
Waste Management of New Jersey, Inc. Newark, NJ	\$79,362.50	\$82,562.50	\$84,100.00	\$82,187.50	\$76,350.00

Departmental Estimate: \$325,000.00

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

Accordingly, authorization is requested to award contracts for removal of trash, wood, concrete and asphalt to Freehold Cartage, Inc. in an amount not to exceed \$277,100.00 for Areas 1,2,3 and 4, and to Interstate Waste Services of NJ in an amount not to exceed \$71,700.00 for Area 5, for a total authorized amount of \$348,800.00, all subject to availability of funding at the time of service. Authorization is further requested for the Executive Director to approve each of the two, one-year extensions upon satisfactory performance by the vendor.

\*\*\*\*\*

166-08-2022

In a document dated August 8, 2022, Roadway Sweeping Services – Garden State Parkway Reilly Sweeping, LLC, RM-171991 (Operations), Budget Code: Various, Amount: \$480,000.00 (2-Year Contract), was approved.

Under this contract, Reilly Sweeping, LLC will provide roadway sweeping services on the mainline, ramps, interchanges, toll plazas, and parking lots of the Garden State Parkway for a period of two years. The bid was divided into two (2) regions: Parkway Northern Region (MP 106.4 to 172.3. and the Parkway Southern Region (MP 0.0 to 106.4). Bidders could bid on one or both Regions. Bidders were required to supply an hourly rate for Routine Services (1400 hours for each Region) and Emergency Services (100 hours for each Region). The bid was fully advertised and the ten (10) vendors listed in the



Authority’s database for this service were notified of the procurement. On July 7, 2022, a sole bid was received for both Regions. (lowest bid per Area **bolded**, unit prices are available from the PMM Department):

<u>Vendor</u>	<u>Parkway Northern Region</u> <u>MP 106.4 to 172.3</u>	<u>Parkway Southern Region</u> <u>MP 0.0 to 106.4</u>
Reilly Sweeping, LLC Jackson, NJ	<b>\$217,500.00</b>	<b>\$262,500.00</b>

Departmental Estimate: \$450,000.00

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

Accordingly, authorization is requested to award a contract for roadway sweeping services to Reilly Sweeping, LLC for a total amount not to exceed \$480,000.00, subject to funding availability at the time of order. Authorization is further requested for the Executive Director to approve each of the two, one-year extensions upon satisfactory performance by the vendor.

\*\*\*\*\*

167-08-2022

In a document dated August 8, 2022, **Armored Car Services (Modification), Rapid Armored Corp., RM-173627 (Finance), Budget Code: Various, Current Authorized Amount: \$ 1,544,654.25, Requested Amount: \$ 550,000.00, New Authorized Amount: \$ 2,094,654.25**, was approved.

At its February 28, 2017 meeting (Agenda Item No. 060-02-2017), the Authority’s Board of Commissioners authorized the award of a three-year contract to Rapid Armored Corporation (“Rapid”) to provide armored car services (“Services”) essential to the daily collection of Authority toll and other revenue from both Roadways. Services consist of pick-up of Authority revenue at 11 toll plazas on the Garden State Parkway as well as 28 toll plazas and 12 Service Areas on the New Jersey Turnpike. The contract had provision to extend for two (2) additional 1-year terms and the second extension (PA 2500-2) expired on July 1, 2022 which was extended with mutual concurrence for an additional three month period, expiring October 1, 2022. This extended term allows Rapid to continue servicing the Authority’s revenue transportation needs while the Authority concludes the extensive procurement process for a new Services contract. The current authorized funds for this contract have been exhausted and now requires additional funds to continue these essential Services through the extended term.

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 Contract No. 2500-2 with Rapid Armored Corporation by \$550,000.00, for a new total authorized amount not to exceed \$2,094,654.25 through October 1, 2022, subject to funding availability at the time of service.

\*\*\*\*\*

176-08-2022

In a document dated August 19, 2022, At a prior Board of Commissioners Meeting, the Authority awarded contracts to the vendors listed herein for the referenced equipment. The contracts included a 3-year option to purchase additional equipment which conform to the original specifications for two additional model years. For the final two years of the options, the vendor is permitted to request a price increase from the Authority if there had been an overall price increase of the equipment in the later model years, provided that the vendor justified the price increase in writing to the Authority. The Operations and Procurement Departments have reviewed the following options exercised and have determined that any requested price increases were reasonable, was approved.

Original Award Meeting Date and Item No.	Description	Vendor Name	Requisition/ Budget Code	Quantity/ Unit Price		Total Amount	% Model Year Increase
March 24, 2020 080-03-2020	4-WD ½-Ton Pick-Up Trucks	Gentilini Chevrolet.	R-173674 (Operations) 049 00 500 156555 0490016007	12	\$51,485.00	\$617,820.00	41.7% (2021)
July 26, 2022 141-07-2022	Single Axle Dump Trucks	Gabrielli Truck Sales	R-173436 (Operations) 049 00 500 156555 0490016011	12	\$274,196.00	\$3,290,352.00	0% (2023)
July 26, 2022 141-07-2022	Single Axle Dump Trucks w/Wing Plows	Gabrielli Truck Sales	R-173436 (Operations) 049 00 500 156555 0490016011	11	\$297,957.00	\$3,277,527.00	0% (2023)

These contracts were originally bid and awarded in accordance with N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.2, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006). The contracts are in compliance with Public Law 2005, Chapter 51 and Executive Order No. 117 (Corzine 2008).

Accordingly, authorization is requested to exercise the contract options of each of these contracts in order to purchase the equipment listed herein, for a total amount not to exceed \$7,185,699.00.

ooo0ooo

STATE/GOVERNMENT CONTRACTS

\*\*\*\*\*

168-08-2022

In a document dated August 15, 2022, Chevrolet Tahoe 4-Wheel Drive Patrol Vehicles, Gentilini Chevrolet, LLC, R-173055 (State Police), Budget Code: 049 00 720 156555 0490016006, State Contract No. (T-2776) 21-FLEET-01485 expiring 4/29/2023, Amount: \$117,920.31 (\$39,306.77 each), was approved.

Under this contract, Gentilini Chevrolet, LLC will provide three (3) 2022 Chevrolet Tahoe 4-wheel drive patrol/pursuit vehicles at a per vehicle cost of \$39,306.77. These vehicles are part of the Authority's State Police Vehicle Program to replace old, high mileage or damaged vehicles. The vehicles being replaced were deemed damaged beyond repair. These vehicles available from NJ State Contract No. 21-FLEET-01485 expiring 4/29/2023 and are currently in stock at the vendor's location.

This procurement, under State Contract No. 21-FLEET-01485, 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. 21-FLEET-01485 for three (3) Chevrolet 4-wheel drive patrol vehicles to Gentilini Chevrolet, LLC for a total amount not to exceed \$117,920.31.

\*\*\*\*\*

**177-08-2022**

In a document dated August 19, 2022, **C-Style Power Reversible Snowplows, Trius, Inc., R-173707/R-173711/R-173712/R-173714, Budget Code: 049 00 500 0490016011/0490016001/0490016002/0490016012, State Contract No. 21-FLEET-01453 expiring 4/30/2024, Amount: \$1,410,869.00 (\$13,969.00 each),** was approved.

Under this contract, Trius, Inc. will provide 101 C-style power 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 \$13,969.00 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 under NJ State Contract No. 21-FLEET-01453 for 101 C-style power reversible snowplows to Trius, Inc. in the amount not to exceed \$1,410,869.00.

\*\*\*\*\*

**178-08-2022**

In a document dated August 19, 2022, **Tandem Dump Truck Accessories, Beyer Bros Corp., R-173725/R-173727, Budget Code: 049 00 500 156555 0490016002/0490016012, State Contract No. 83470 expiring 1/29/2023, Amount: \$407,454.00,** was approved.

Under this contract, Beyer Bros Corp. will provide options and accessories required to upfit sixteen (16) 2022 model and eight (8) 2023 model Volvo tandem axle cab and chassis dump trucks. Accessories and options include strobe lights, flood lights, and laser guides for wing plows; rear camera

033931

systems; and extended warranties for the chassis, engine, and exhaust systems. The dump truck options and accessories are available from NJ State Contract No. 83470 expiring 01/29/2023.

This procurement, under State Contract No. 83470, 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. 83470 for dump truck options and accessories to Beyer Bros Corp. for a total amount not to exceed \$407,454.00.

\*\*\*\*\*

**169-08-2022**

In a document dated August 16, 2022, **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 contract referenced below. The terms of the referenced State contract has since been extended and additional funds are needed to purchase these necessary goods and/or services through the extended terms of the State contract,** was approved.

Description / Original Agenda Item – Award Date	Vendor Name	Requisition Number	NJTA Contract No.	NJ State Contract No. Expiration	Current Authorized Amount	New Authorized Amount	Requested Increase Amount
Electrical Equipment and Supplies / 238-10-2021	Jewel Electric Supply Co., Inc.	RM-173102 (Inventory/ Operations)	3037	21-FOOD-01749 expiring 09/30/2024	\$885,000.00	\$1,785,000.00	\$900,000.00
Electrical Equipment and Supplies / 238-10-2021	Keer Electrical Supply Co., Inc.	RM-173102 (Inventory/ Operations)	3038	21-FOOD-01748 expiring 09/30/2024	\$270,000.00	\$590,000.00	\$320,000.00
Electrical Equipment and Supplies / 238-10-2021	Pemberton Electrical Supply Co., LLC	RM-173102 (Inventory/ Operations)	3039	21-FOOD-01747 expiring 09/30/2024	\$65,000.00	\$120,000.00	\$55,000.00
Microsoft Software Licensing / 019-01-2022	Dell Marketing, LP	RM-173231 (ITS)	3072	20-TELE-01510 expiring 5/24/2026	\$2,783,370.46	\$3,148,370.46	\$365,000.00
Capital Project Management System / 163-06-2020	Aurigo Software Technologies, Inc	RM-173770 (ITS)	2923	(Federal GSA) GS-35F-206BA expiring 02/05/2024	\$4,398,933.00	\$4,548,933.00	\$150,000.00
Total							\$1,790,000.00

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

Accordingly, given that the period of time during which the Authority may make additional purchases under the referenced State Contract was extended through the new expiration dates of these contracts, approval is hereby requested to increase the Authority’s current authorized amounts to the new authorized amounts stated above, subject to funding availability at the time of order.

ooo0ooo

**PROFESSIONAL SERVICES**

\*\*\*\*\*

170-08-2022

In a document dated August 17, 2022, Health Benefits Consulting Services, Buck Global LLC, RM-170771 (Human Resources), Budget Code: Various, Amount: \$1,000,500.00 (3-Year Contract), was approved.

The New Jersey Turnpike Authority ("Authority") issued a request for proposal ("RFP") to engage the services of a firm to provide health benefits consulting services for the Authority's self-funded health and welfare benefits program. Specifically, the selected proposer will provide the Authority with, but not limited to, annual rate setting, claims processing analysis, actuarial and legislative analysis, stop loss placement and other health related tasks.

The RFP was publicly advertised on June 8, 2022, posted on the Authority's and State of New Jersey websites and distributed to twelve (12) firms. On July 7, 2022, proposals were received from the following seven (7) firms:

1. Buck Global LLC – New York, NY
2. Conner Strong & Buckelew Companies, LLC – Camden, NJ
3. Gallagher Benefit Services, Inc. – Mt. Laurel, NJ
4. Lockton Company – New York, NY
5. Meeker Sharkey Hurley Risk Strategies – Cranford, NJ
6. Segal Company – New York, NY
7. Willis Towers Watson Northeast, Inc. – New York, NY

An Evaluation Committee (the "Committee"), established by the Executive Director, consisted of personnel from the Authority's Human Resources and Internal Audit Departments. In addition, staff from the Internal Audit and Procurement and Materials Management Departments served as non-voting members of the Committee. The Committee reviewed the written proposals based on the criteria set forth in the RFP and scored each firm individually. Based on the Committee's review of the proposals, the Committee invited representatives from the following five top ranked firms to make oral presentations and provide best and final offers ("BAFO"s):

1. Buck Global LLC
2. Conner Strong & Buckelew Companies, LLC
3. Gallagher Benefit Services, Inc.
4. Lockton Company
5. Segal Company

All five firms provided a professional and comprehensive proposal and oral presentation. The Committee's findings were presented in an Evaluation Report. The Committee scored the firms based on the written proposals, oral presentations, responses to questions and BAFOs.

033933

Buck Global LLC ("Buck") received the highest overall score. Buck's written proposal was fully responsive to the Scope of Services in the RFP and the firm presented a professional and comprehensive oral presentation by their senior management. Buck's proposed project team has extensive experience in benefits consulting, claims audit, actuarial services, Employer Group Waiver Plan ("EGWP") analysis and labor negotiations, and is recognized as one of the leading benefits consulting companies in the industry. Buck's proposal considers all the Authority's needs. They also included a performance guarantee of 50% of its fees for core services, as well as a \$25,000 one-time credit towards core services in year 3. Buck's oral presentation was impressive and showed a clear understanding of the challenges facing the Authority, including timeline and negotiations for Stop Loss marketing, as well as numerous and complex employee and retiree health plans.

Buck proposed annual fees of \$192,500 for year 1, \$200,000 for year 2, \$208,000 for year 3, a one-time charge of \$20,000 for an EGWP analysis, a one-time charge of \$30,000 for a Compliance Audit, and after applying the \$25,000 credit the initial three-year contract fee would not exceed \$625,500. Buck also quoted fees for the extension years 4 and 5 should the Authority exercise these options. The proposed fees for year 4 are \$214,000 and \$220,000 for year 5.

The procurement process for this professional services contract was conducted in accordance with *N.J.S.A. 27:23-6.1* of the Authority's enabling legislation, *N.J.A.C. 19:9-2.1(b)* promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006). This award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee pursuant to Public Law 2005, Chapter 51 and Executive Order No. 117 (Corzine 2006), and having no objection to same.

Accordingly, authorization is requested to award a three-year contract to Buck Global LLC for Health Benefits Consulting Services in an amount not to exceed \$625,500 for a three-year term. It is also requested that additional funds be made available for on-call services in an amount not to exceed \$125,000.00 per year - \$375,000 for three (3) years. This total three-year contract value will be an amount not to exceed \$1,000,500. Authorization is further requested for the Executive Director to approve each of the two (2), optional one-year extensions at fees not to exceed \$214,000 and \$220,000 respectively upon satisfactory performance, subject to funding availability at the time of service. It is also requested that the Executive Director be authorized to take such actions and to execute any and all documents as may be deemed necessary and appropriate to further the intent and purpose of the authorizations stated herein.

\*\*\*\*\*

171-08-2022

In a document dated August 15, 2022, **Self-Funded Vision Health Benefits Program Services, EyeMed Vision Care, LLC, RM-170705 (Human Resources), Budget Code: Various, Amount: \$19,800.00,** was approved.

The New Jersey Turnpike Authority ("Authority") issued a Request for Proposals ("RFP") to secure the services of a qualified healthcare firm or firms to administer the Authority's self-funded vision health benefits program. The scope of services included but was not limited to the accurate processing and payment of the Authority's health claims. The successful proposers will also provide: 1) their own provider networks; 2) account management and administrative services; 3) performance guarantees; and 4) accurate and auditable claims reporting and invoicing.

On May 19, 2022, the RFP was advertised and posted on the websites of the Authority and the State of New Jersey. The RFP was also distributed to 14 firms. On June 7, 2022, a pre-proposal meeting was held. On or before the closing date of June 23, 2022, the Authority received proposals from the following three (3) firms:

1. EyeMed Vision Care, LLC – Mason, OH
2. National Vision Administrators, LLC – Clifton NJ
3. Vision Benefits of America – Carnegie, PA

The Evaluation Committee ("Committee"), which was approved by the Executive Director, consisted of voting members from the Authority's Human Resources, Internal Audit and Finance Departments. Non-voting members from the Authority's Internal Audit and Procurement and Materials Management ("PMM") Departments. In addition, the Segal Company ("Segal"), the Authority's health benefits consultant, served as a non-voting member of the Committee to assist and advise the Authority throughout the procurement process.

The Committee ranked all proposals numerically based upon technical and cost criteria and determined that further consideration be given to all three firms. The three firms were invited for oral presentations, and each firm was given the opportunity to submit a best and final offer ("BAFO") regarding its fee proposal. After oral presentations and receipt of BAFOs, the Committee recommends that the Authority award a contract for Vision Benefits Administration Services to EyeMed. EyeMed presented the most favorable proposal for the Authority employees and offered the lowest administration cost at \$0.30 per employee per month ("PEPM").

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, Executive Order No. 37 (Corzine 2006), and Executive Order No. 26 (Whitman 1994). These awards 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 and Executive Order No. 117 (Corzine 2008), and having no objection to same.

033935

Accordingly, authorization is requested to award a contract for a term commencing on January 1, 2023 and terminating on December 31, 2024 to EyeMed Vision Care, LLC for Self-Funded Vision Health Benefits Administration Services in an amount not to exceed \$19,800.00, subject to funding availability at the time of service.

Authorization is further requested for the Executive Director to approve each of two, optional one-year extensions upon satisfactory performance (and upon recommendation of the Human Resources Department), subject to funding availability at the time of service. It is also requested that the Executive Director be authorized to take such actions and to execute any and all documents as may be deemed necessary and appropriate to further the intent and purpose of the authorizations stated herein.

On motion by Treasurer DuPont and seconded by Commissioner Salerno the Board unanimously approved item numbers 164-08-2022 through 171-08-2022 and 176-08-2022 through 178-08-2022 and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

ooo0ooo

ROLL CALL

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

ooo0ooo

OPERATIONS

Director of Operations Kevin Dunn requested acceptance of item number 172-08-2022. Moved is the item as follows:

\*\*\*\*\*

172-08-2022

Director of Operations Kevin Dunn requested acceptance of Volumes and Crash Synopses for the Garden State Parkway and New Jersey Turnpike: Period 01/01/2022 through 07/31/2022; with 2021-2022 Yearly Comparisons through July 2022, was approved.

On motion by Treasure DuPont and seconded by Commissioner Salerno the Board unanimously accepted item number 172-08-2022; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

ooo0ooo

STATE POLICE

Major Sheila McKaig-Devlin requested acceptance of item number 173-08-2022. Moved is the item as follows:



\*\*\*\*\*

173-08-2022

Major Sheila McKaig-Devlin requested acceptance of the New Jersey State Police Troop D Activity Reports for July 2022, with 2021– 2022 Yearly Comparisons.

On motion by Commissioner Salerno and seconded by Treasurer DuPont the Board unanimously accepted the reports contained in item number 173-08-2022 and received same for file.

ooo0ooo

**FINANCE**

Chief Financial Officer Donna Manuelli requested acceptance of item number 174-08-2022. Moved is the item as follows:

\*\*\*\*\*

174-08-2022

Chief Financial Officer Donna Manuelli presented the Financial Summary for the Seven (7) months ended July 31, 2022, was accepted.

On motion by Treasurer DuPont and seconded by Commissioner Salerno the Board unanimously accepted item number 174-08-2022; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

Chief Financial Officer Donna Manuelli requested approval of item number 175-08-2022. Moved is the item as follows:

\*\*\*\*\*

175-08-2022

In a document dated August 23, 2022, Recommendation to Approve 2021 Comprehensive Annual Financial Report (Annual Report) and the Audited Financial Statements for the Year Ended December 31, 2021, was approved.

Executive Orders 122 (McGreevey 2004) and 37 (Corzine 2006) require, among other things, an annual audit of the financial statements of the New Jersey Turnpike Authority ("Authority") by an independent auditor. For purposes of these Executive Orders, the audit is an examination of the Authority's financial statements by a certified public accounting firm in compliance with generally accepted government auditing standards ("GAGAS"), issued by the Comptroller General of the United States, and in accordance with all applicable rules, regulations, and circulars. The Executive Orders require the audit to be accompanied by a written certification from both the Executive Director and the Chief Financial Officer that the financial information provided to the auditor in connection with the audit is, to the best of their knowledge, accurate and that such information fairly represents, in all material respects, the financial condition and operational results of the Authority for the year. Executive Order 37 (Corzine 2006) also requires a comprehensive annual report concerning the Authority's operations to be completed each year. This annual report is to include, among other things, the audited financial

statements. Finally, the Executive Orders require the annual report and audited financial statements to be submitted to the Board of Commissioners for its review and, if accepted, approval.

The Authority's 2021 Annual Report and the audited financial statements for the year ended December 31, 2021 are respectfully submitted to the Board of Commissioners for its approval. An Annual Report is a thorough and detailed presentation of the Authority's financial condition. It reports the Authority's activities and balances for each fiscal year. The Annual Report complies with the accounting requirements promulgated by the Government Accounting Standards Board (GASB).

The Annual Report is presented in three (3) sections:

- (1) Introductory Section – includes transmittal letter;
- (2) Financial Section – includes the independent auditor's report and contains management's discussion and analysis, Authority financial statements, fund financial statements, notes to the financial statements, required supplementary information, and schedules; and
- (3) Statistical Section – includes additional financial, economic, and demographic information.

The Authority's external auditor, KPMG LLP has completed its examination of the Authority's financial statements for the year ended December 31, 2021 in compliance with the requirements of the Executive Orders. The auditors have concluded that in their opinion, the financial statements present fairly, in all material respects, the financial position of the Authority as of December 31, 2021, and the changes in its financial position and its cash flows for the year then ended in conformity with U.S. generally accepted accounting principles. The auditor did not note any significant deficiency or material weakness in internal control over financial reporting. In addition, the required Bond Resolution statements, included as supplementary schedules to the financial statements and prepared in accordance with the U.S. generally accepted accounting principles, have been audited in relation to the basic financial statements. KPMG LLP, as required by the Authority's Bond Resolution, has also issued a report which indicates that the Authority has complied with the contractual provisions of its Bond Resolution.

The Authority received The Government Finance Officers Association (GFOA) Certificate of Achievement for Excellence in Financial Reporting for its 2020 Annual Report. The Authority will submit its 2021 Annual Report to the GFOA and staff is confident that the 2021 Annual Report meets the requirements of the GFOA program.

Therefore, in compliance with the Executive Orders 122 (McGreevey 2004) and 37 (Corzine 2006), it is respectfully recommended that the Board of Commissioners accept and approve the Authority's 2021 Annual Report and the audited financial statements for the year ended December 31, 2021. The Audit Committee has reviewed and accepted these reports.

On motion by Commissioner Salerno and seconded by Commissioner Minella the Board unanimously approved item number 175-08-2022; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

ooo0ooo

ROLL CALL

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

ooo0ooo

GENERAL BUSINESS

Executive Director Keller requested approval of item number 179-08-2022. Moved is the item as follows:

\*\*\*\*\*

179-08-2022

In a memorandum dated August 22, 2022, Recommendation to Enter into a First Amendment to the Gasoline Operator Agreement, dated September 12, 2017, by and between the New Jersey Turnpike Authority and Sunoco Retail, LLC, to Provide Fuel Services at Authority Service Areas, was approved.

The New Jersey Turnpike Authority ("Authority") is party to a Gasoline Operator Agreement, dated September 12, 2017, by and between the Authority and Sunoco Retail, LLC ("Sunoco"), to provide fuel services at Authority Service Areas along the Garden State Parkway and the New Jersey Turnpike (the "Agreement").

The Authority and Sunoco desire to amend the Agreement to (1) update the list of off-roadway gas stations that are surveyed by Sunoco to determine the price to be charged for gasoline at the Authority-owned Service Areas; (2) to establish a process for pricing of Plus, Ultra and Ultra 94 grade gasoline; (3) to establish a pilot test of limiting truck self-service diesel island staffing to one employee; (4) to amend the types of motor fuels to be offered by Sunoco; and (5) to increase the Road Service Charge that Sunoco is entitled to charge patrons in need of assistance from \$60 to \$80 (collectively, the "First Amendment to Agreement").

The proposed First Amendment to Agreement is necessary to address changing circumstances (closure of multiple off-roadway gas stations utilized for pricing surveys, development of new gasoline grades, increased costs experienced by the operator for roadway assistance services), and the mutual desire of the parties to conduct a limited test of self-service at certain truck service islands.

Thus, Authority staff and outside Authority Counsel recommend that the proposed First Amendment to the Agreement with Sunoco be approved. Authorization is respectfully requested to delegate to the Executive Director the authority to enter into the First Amendment to the Agreement with Sunoco based on the terms set forth 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.

On motion by Treasurer DuPont and seconded by Commissioner Salerno the Board unanimously approved item number 179-08-2022 and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

033939


ooo0ooo

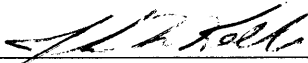
ROLL CALL

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

ooo0ooo

The motion to adjourn was made by Treasurer DuPont and seconded by Commissioner Salerno, and, after the voice vote, the motion was duly adopted. The Board of Commissioners adjourned the meeting at 10:02 a.m. and advised that the next meeting will be held on Tuesday, September 27, 2022, at 9:00 a.m., in person, with optional telephonic public call in (check the website NJTA.com to get call-in information), 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: August 23, 2022