

**CERTIFICATION
OF
NEW JERSEY TURNPIKE AUTHORITY**

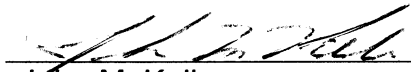
I, John M. Keller, hereby certify that I am the Executive Director of the New Jersey Turnpike Authority and as such, certify that the attached copy of PROCEEDINGS OF THE NEW JERSEY TURNPIKE AUTHORITY is a true and correct copy of the Minutes of the January 26th, 2021 Meeting of the Authority.

IN WITNESS THEREOF, I have hereunto set my hand and affixed the official seal of the New Jersey Turnpike Authority this 26th day of January 2021.

ATTEST:



Kim Schurman
Secretary to the Authority



John M. Keller
Executive Director

Corporate Seal

Date: January 26, 2021

Received in the Governor's Office January 26, 2021

Received by:

Print Name

Signature

Veto Period Ends:

February 9, 2021
(Write in the date the veto period ends)

TO: Kim Schurman Schurman@njta.com

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

DATE: January 26, 2021

RE: **New Jersey Turnpike Authority Minutes**

This email is confirmation that the Authorities Unit received the minutes from the January 26, 2021 board meeting on January 26, 2021. The calculated veto date is February 9, 2021.

Thank you.

Attachment

cc: Lauren LaRusso

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

Tuesday, January 26, 2021

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Chair Diane Gutierrez-Scaccetti (by tele-conference) called the meeting of the Authority's Board of Commissioners (the Board) into session in the Executive Boardroom of the Authority's Headquarters Building at 1 Turnpike Plaza in Woodbridge, New Jersey, at 9:00 A.M.

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Moment of Silence

Chair Gutierrez-Scaccetti asked for a moment of silence in honor of those who lost their life to Covid-19 and those families whose lives have been impacted, as well as a moment of silence and a prayer for peace in our country.

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PRESENT by tele-conference

Present on the call were Chair Diane Gutierrez-Scaccetti, Vice Chair Ulises Diaz (Absent), Treasurer Michael DuPont, Commissioner Raymond Pocino, Commissioner Ronald Gravino, Commissioner John Minella (called in from 9:17 a.m. until 9:30 a.m.) and Commissioner Raphael Salermo. The meeting commenced at 9:00 A.M.

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ALSO PRESENT by tele-conference (Except as indicated)

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

Also present by tele-conference were: Outside Counsel, Judy Verrone, Esq., of DeCotiis, FitzPatrick, Cole & Gibling, LLP, Governors' Authorities Unit Representative Lauren LaRusso.

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NOTICE OF MEETING

This is a regular meeting of the New Jersey Turnpike Authority. Adequate notice of this meeting has been provided in accordance with Chapter 231, P.L. 1975 in that notice has been given to at least two newspapers and notice has been forwarded to the Secretary of State, Trenton, New Jersey. In addition, notice of said meeting has been and is being displayed in the main lobby of the Authority's Administration Headquarters in Woodbridge.

033222

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

Present by tele-conference:

1. Vice Chair Diaz (Absent)
2. Treasurer DuPont
3. Commissioner Pocino
4. Commissioner Gravino
5. Commissioner Minella (called in from 9:17 a.m. until 9:30 a.m.)
6. Commissioner Salerno
7. Chair Gutierrez-Scaccetti

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EXECUTIVE SESSION

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

- Contract Negotiations
- Collective Bargaining Agreements

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

Executive Session was adjourned at 9:14 a.m. A motion was made by Treasurer Dupont and seconded by Commissioner Pocino to resume the public portion of the meeting at 9:15 a.m.

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

Present by teleconference:

1. Vice Chair Diaz (Absent)
2. Treasurer DuPont
3. Commissioner Pocino
4. Commissioner Gravino
5. Commissioner Minella (called in from 9:17 a.m. until 9:30 a.m.)
6. Commissioner Salerno
7. Chair Gutierrez-Scaccetti

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 December 22, 2020; he did not exercise his power to veto any items in those minutes.

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

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RECUSALS

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

- Commissioner Pocino is recused on Items 006 through 015
- Commissioner Gravino is recused on Item 023

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PUBLIC COMMENT

No public comments

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EXECUTIVE DIRECTOR COMMENTS

No comments

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CHAIR COMMENTS

No comments

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HUMAN RESOURCES

Director of Human Resources Mary-Elizabeth Garrity requested approval of item number 001-01-2021. Moved is the item as follows:

001-01-2021

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

On motion by Commissioner Pocino and seconded by Treasurer DuPont employment of those named to serve at the pleasure of the Authority and other recommended personnel actions, were approved, ratified and confirmed, to become effective as of the dates specified and at the salaries listed.

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ROLL CALL

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

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LAW

Acting Director of Law, Ann C. Monica, requested approval of item numbers 002-01-2021 through 005-01-2021. Moved are the items as follows:

002-01-2021

In a memorandum dated January 8, 2021, **Authorization to enter into an Agreement with the New Jersey Department of Transportation (NJDOT) to relocate fiber conduits located on State Route 42 bridge over Blackwood Trail, Township of Gloucester, Camden County**, was approved.

The NJDOT is currently in the design stages of a Federally funded construction project for the rehabilitation and replacement of State Route 42 bridge over Blackwood Trail. The

033224 Authority owns fiber conduits which run along State Route 42 bridge and needs to be relocated in coordination with such construction.

In connection with this project, the NJDOT has requested the Authority to execute a Utility Engineering and Construction Agreement, and a Utility Engineering and Construction Agreement Amendment to set forth the rights and responsibilities of the parties. As design progresses, the Authority will also be required to execute a Utility Agreement Modification Construction Authorization, which will memorialize the estimates, schedules, plans and other construction details, all of which are required by the FHWA in order for the NJDOT and the Authority to be reimbursed for their work on this project. It is proposed that various contractors, including Penta, will perform the relocation work.

Based on the foregoing, it is requested that the Authority's Commissioners authorize the Executive Director to negotiate and enter into agreements substantially as set forth above. It is further recommended that the Executive Director be authorized to take any other actions necessary to effectuate the intent of this authorization upon review and approval of such actions by the Law Department.

003-01-2021

In a memorandum dated January 8, 2021, **Authorization to enter into Jurisdictional Agreements with the New Jersey Department of Transportation (NJDOT) and various other counties and/or municipalities,** was approved.

Recent construction projects completed pursuant to the Authority's capital program have necessitated updates to various jurisdictional maps relating to certain state and county road crossings of the Turnpike and Parkway (the "Roadways"). The crossings at issue with relevant Authority agreement numbers are listed in Exhibit A, attached hereto.

Authority staff and NJDOT staff have devised and agreed upon a template Jurisdictional Agreement and Jurisdictional Limit Map, to be attached to the Jurisdictional Agreement and incorporated by reference, to set forth the respective rights and responsibilities of the Authority and NJDOT with respect to such improvements and Roadway crossings. A similar process is being employed for those agreements with counties and municipalities. Staff are in the process of finalizing Jurisdictional Agreements and Jurisdictional Limit Maps for all the Roadway crossings listed in Exhibit A.

Accordingly, it is requested that Board of Commissioners delegate to the Executive Director the authority to execute Jurisdictional Agreements with NJDOT and the various counties and municipalities for each of the Roadway crossings listed in Exhibit A. 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.

NJTA AGREEMENTS

Roadway Crossing	Agreement No.	County	Municipality	Mileposts
NJ Rte. 70 & Cty. Rte. 54	146-17	Ocean		89.3
Cty. Rtes. 89 & 528	158-19	Ocean		GSP Interchange 89B & C
Cty Rte. 520	160-19	Monmouth	Middletown	GSP Interchange 109
NJ Rtes. 40, 49, 130 7 I-295	171-20	Salem		0.0
NJDOT - State Highway 440, Pulaski Street, Port Jersey Blvd, et al	173-20	Hudson	City of Bayonne, Jersey City	Interchange 14A

004-01-2021

In a memorandum dated January 8, 2021, **Authorization to enter into a Revocable Access Agreement with the Mount Laurel Municipal Utility Authority (MLMUA) for a Ninety-Nine (99) year term to allow access for Emergency Response Vehicles only,** was approved.

The Authority's Service Area 4N (James Fenimore Cooper) in Mount Laurel Township, Burlington County (the "Service Area") is adjacent to property which is currently designated by Mount Laurel to achieve compliance with its affordable housing obligations. The proposed construction of townhomes involves a new water main and the relocation of an existing Authority sewer main to a proposed new pumping station. In addition, the Township officials have requested an emergency access connection to the rear of the Service Area, near the truck parking area. The MLMUA has agreed to assume maintenance responsibilities for such access area.

The proposed Revocable Access Agreement would grant a non-exclusive right of access across Authority property to the rear of the Service Area for emergency vehicles only, for a term of ninety-nine (99) years. The access would be revocable by the Authority upon thirty (30) days' notice. The proposed plans have been reviewed by the Authority's Engineering, Operations, and Law Departments, as well as outside counsel, and the proposed use of the access area as contemplated herein will not prevent or adversely affect the Authority's use of its property.

Based on the foregoing, it is requested that the Authority's Commissioners authorize the Executive Director to enter into an Agreement substantially as set forth above. It is further recommended that the Executive Director be authorized to take any other actions necessary to effectuate the intent of this authorization upon review and approval of such actions by the Law Department.

005-01-2021

In a memorandum dated January 19, 2021, **Authorization for the Executive Director to**

negotiate and enter into an Amendment to the Amended and Restated Lease Agreement with LiveNation Worldwide, Inc. ("LiveNation") dated as of December 7, 2017 (the "Lease") to defer Minimum Fixed Rental Amounts, was approved.

In April 2020, via Agenda item 122-04-2020, the Commissioners authorized the Executive Director to enter into an Amendment to the Lease to allow LiveNation's Minimum Fixed Rental Amount, as defined in the Lease, due March 2020, to be deferred and paid no later than December 31, 2020 with penalties for late payment waived. This action was taken in response to LiveNation's written request to defer Minimum Fixed Rental Amounts due to what it described as a 'temporary cash flow issue' created by the Covid-19 pandemic. At the time of LiveNation's initial request the duration of the Covid-19 impact on the 2020 concert season was unknown. The agenda item further authorized the Executive Director to defer June 2020 and September 2020 Minimum Fixed Rental Amounts, so long as all 2020 rental payments were fully paid by December 31, 2020. As a result of the pandemic's impact on LiveNation's ability to schedule any portion of their 2020 concert season, LiveNation could not make the June or September Minimum Fixed Rental Amount payments by December 31, 2020. The Authority, through an independent financial advisor, has confirmed LiveNation's continued serious financial condition. LiveNation remains committed to paying the Authority 2020 Fixed Rental Amounts and those in 2021. Therefore, a longer-term agreement to allow LiveNation to further defer the Minimum Fixed Rental Amount is warranted.

Further, due to the continuing constraints imposed by the Governor's declared health emergency regarding Covid-19, it appears uncertain whether LiveNation will be able to produce a full 2021 entertainment season; as a result, the viability of a full 2021 entertainment season cannot be currently predicted. For this reason, it is also necessary to come to an agreement with LiveNation as to the payment schedule for its 2021 Minimum Fixed Rental Amount. Accordingly, it is requested that the Executive Director be authorized to negotiate and execute an amendment to the Lease Agreement to defer all or a portion of LiveNation's 2021 Minimum Fixed Rental Amount depending upon the degree to which LiveNation can present a 2021 entertainment season. It is further recommended that the Executive Director be authorized to take such further actions and execute such additional ancillary documents as are anticipated under the Lease and/or consistent with the intent of the authorizations granted herein, including potential future deferral requests for remaining payment obligations.

On motion by Treasurer DuPont and seconded by Commissioner Pocino the Board unanimously approved item numbers 002-01-2021 through 005-01-2021; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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ROLL CALL

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

Commissioner Minella entered the teleconference.

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ENGINEERING

Chief Engineer, Robert Fischer, requested approval of item numbers 006-01-2021 through 015-01-2021. Moved are the items as follows:

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PUBLIC BIDS SOLICITATIONS

006-01-2021

In a document dated January 13, 2021, Recommendation to Award Contract No. T100.518, New Jersey Turnpike, Ferreira Construction Co., Inc., Bridge Repairs and Resurfacing, Milepost 0 to 92 and the Pearl Harbor Memorial Turnpike Extension (2021), R-162316, Budget Code: 0390000002, Funding Allocation: \$7,500,000.00 FY 2021, \$669,171.00 FY 2022, Amount: \$8,169,171.00, was approved.

This is the second of two Turnpike bridge repair contracts to be awarded for the 2021 construction season. The contract is concentrated in the southern portion of the Turnpike and will perform work on 18 structures. The work generally includes deck repairs, joint repairs, replacement of existing asphalt wearing surface, bearing replacement and miscellaneous substructure repairs.

Eight bid proposals were received on December 11, 2020 for the above publicly advertised contract, as shown on the attached bid summary sheet. The low bid proposal in the amount of \$8,169,171.00 may be compared to the second low bidder in the amount of \$9,184,406.00. The bids are lower than the Engineer's Estimate in the amount of \$10,615,534.50, which is likely due to their familiarity with the work and current mobilization status under existing contracts in the project corridor. The low bidder, Ferreira Construction Co., Inc. has performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T100.518 be awarded to the low bidder, Ferreira Construction Co., Inc. of Branchburg, New Jersey in the amount of \$8,169,171.00 which will be allocated as follows: \$7,500,000.00 for FY 2021 and \$669,171.00 for FY 2022. This award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. Bids for this work were procured, and the authorization being sought is to award this contract to the lowest responsible bidder, in accordance with N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2.2, and Executive Order No. 37 (Corzine 2006).

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The General Consultant, HNTB Corporation, concurs with this recommendation.

007-01-2021

In a document dated January 13, 2021, **Recommendation to Award Contract No. P100.519, Garden State Parkway, Joseph M. Sanzari, Inc., Bridge Repairs and Resurfacing, Milepost 0 to 126 (2021), R-162317, Budget Code: 030C20001E, Funding Allocation: \$6,000,000.00 FY 2021, \$ 974,000.00 FY 2022, Amount: \$6,974,000.00**, was approved.

This is the second of two Parkway bridge repair contracts to be awarded for the 2021 construction season. The contract is concentrated in the southern portion of the Parkway and will perform work on 19 structures. The work generally includes deck repairs, joint repairs, replacement of existing asphalt wearing surface, bearing replacement, and miscellaneous substructure repairs.

Four bid proposals were received on December 8, 2020 for the above publicly advertised contract, as shown on the attached bid summary sheet. The low bid proposal, in the amount of \$6,974,000.00, may be compared to the Engineer's Estimate in the amount of \$7,539,752.00. The low bidder, Joseph M. Sanzari, Inc. has performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. P100.519 be awarded to the low bidder, Joseph M. Sanzari, Inc. of Hackensack, New Jersey in the amount of \$6,974,000.00 which will be allocated as follows: \$6,000,000.00 for FY 2021 and \$974,000.00 for FY 2022. This award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. Bids for this work were procured, and the authorization being sought is to award this contract to the lowest responsible bidder, in accordance with N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2.2, and Executive Order No. 37 (Corzine 2006).

The General Consultant, HNTB Corporation, concurs with this recommendation.

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ORDER FOR PROFESSIONAL SERVICES

008-01-2021

In a document dated January 13, 2021, **Recommendation to Issue Order for Professional Services No. T3810, New Jersey Turnpike, ATANE Engineers, Architects and Land Surveyors, P.C., Supervision of Construction Services for Contract No. T100.518, Bridge Repairs and Resurfacing, Milepost 0 to 92, and the Pearl Harbor Memorial Turnpike Extension (2021), R-162319, Budget Code: 0390000002, Funding Allocation: \$1,155,000.00FY 2021, \$ 200,000.00 FY 2022, Amount: \$1,355,000.00**, was approved.

This Order for Professional Services will provide supervision of construction services for Contract No. T100.518, Bridge Repairs and Resurfacing, Milepost 0 to 92, and the Pearl Harbor Memorial Turnpike Extension. These services include construction inspection, material testing, record keeping, preparation of payment estimates and other services required to ensure compliance with the contract documents.

This assignment is classified as a "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the cost not exceeding \$2,000,000.00. The solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and fifty-three (53) engineering firms were prequalified and eligible under Profile Codes: B156, Bridge Repair Inspection and B157, Bridge Deck Repair/Replacement Inspection. Five firms submitted EOIs by the closing date of December 3, 2020.

Subsequent to the scoring of EOIs by the Review Committee, Fee Proposals were requested from the top three technically ranked firms. The firms in the order of ranking are: 1) ATANE Engineers, Architects and Land Surveyors, P.C., 2) Tectonic Engineering Consultants, Geologists and Land Surveyors, DPC, Inc. and 3) LiRo Engineers, Inc. The fee submitted by ATANE Engineers, Architects and Land Surveyors, P.C. has been reviewed and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that Order for Professional Services No. T3810 be issued to the firm of ATANE Engineers, Architects and Land Surveyors, P.C. of Iselin, New Jersey, in an amount not to exceed \$1,355,000.00, which is allocated as follows: \$1,155,000.00 for FY 2021 and \$200,000.00 for FY 2022. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.25 to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1, et seq., N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.8, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006).

009-01-2021

In a document dated January 13, 2021, **Recommendation to Issue Order for Professional Services No. P3811, Garden State Parkway, WSP USA Inc., Supervision of Construction Services for Contract No. P100.519, Bridge Repairs and Resurfacing, Milepost 0 to 126 (2021), R-162323, Budget Code: 0390002001, Funding Allocation: \$ 965,000.00 FY 2021, \$ 100,000.00 FY 2022, Amount: \$1,065,000.00**, was approved.

This Order for Professional Services will provide supervision of construction services for

633230 Contract No. P100.519, Bridge Repairs and Resurfacing, Milepost 0 to 126 (2021). These services include construction inspection, material testing, record keeping, preparation of payment estimates and other services required to ensure compliance with the contract documents.

This assignment is classified as a "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the cost not exceeding \$2,000,000.00. The solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and fifty-three (53) engineering firms were prequalified and eligible under Profile Codes: B156, Bridge Repair Inspection and B157, Bridge Deck Repair/Replacement Inspection. Five firms submitted EOIs by the closing date of December 4, 2020.

Subsequent to the scoring of EOIs by the Review Committee, Fee Proposals were requested from the top three technically ranked firms. The firms in the order of ranking are: 1) WSP USA Inc., 2) KS Engineers, P.C. and 3) Tectonic Engineering Consultants, Geologists and Land Surveyors, DPC, Inc. The fee submitted by WSP USA Inc. has been reviewed and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that Order for Professional Services No. P3811 be issued to the firm of WSP USA Inc. of Lawrenceville, New Jersey, in an amount not to exceed \$1,065,000.00, which is allocated as follows: \$965,000.00 for FY 2021 and \$100,000.00 for FY 2022. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.35 to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1, et seq., N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.8, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006).

010-01-2021

In a document dated January 7, 2021, **Recommendation to Issue Order for Professional Services No. P3815, Garden State Parkway, Dresdner Robin Environmental Management, Inc., Environmental Compliance Services at the Atlantic City, Forked River, Monmouth and Cheesequake Service Areas, R-162326, Budget Code: 010-00-850-446050, Funding Allocation:\$ 190,000.00 FY 2021, \$ 230,000.00 FY 2022, \$ 230,000.00 FY 2023, \$ 230,000.00 FY 2024, \$ 230,000.00 FY 2025, \$ 25,000.00 FY 2026, Amount: \$1,135,000.00,** was approved.

This Order for Professional Services will provide Environmental Compliance Services for groundwater compliance monitoring and reporting, and necessary remedial investigations/actions

at the referenced service areas on the Garden State Parkway. The term of this OPS is 5 years and all work will be performed in accordance with current New Jersey Department of Environmental Protection regulations.

This assignment is classified as a "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the cost not exceeding \$2,000,000.00. The solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and twenty (20) engineering firms were prequalified and eligible under Profile Codes: C-195, Soil and Groundwater Remediation Investigations; C-196, Soil and Groundwater Remediation Design and C-197, Remediation Systems: Operation and Maintenance. Six firms submitted EOIs by the closing date of November 18, 2020.

Subsequent to the scoring of EOIs by the Review Committee, Fee Proposals were requested from the top three technically ranked firms. The firms in the order of ranking are: 1) Dresdner Robin Environmental Management, Inc., 2) Equity Environmental Engineering, LLC and 3) TRC Environmental Corp. The fee submitted by Dresdner Robin Environmental Management, Inc. has been reviewed, negotiated and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that Order for Professional Services No. P3815 be issued to the firm of Dresdner Robin Environmental Management, Inc. of Jersey City, New Jersey, in an amount not to exceed \$1,135,000.00 which is allocated as follows: \$190,000.00 for FY 2021; \$230,000.00 for FY 2022; \$230,000.00 for FY 2023; \$230,000.00 for FY 2024; \$230,000.00 for FY 2025 and \$25,000.00 for FY 2026. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.80 to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1, et seq., N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.8, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006).

011-01-2021

In a document dated January 12, 2021, **Recommendation to Issue Order for Professional Services No. T3820, New Jersey Turnpike, Gannett Fleming, Inc., Preliminary Design and Environmental Services for Newark Bay-Hudson County Extension, R-162333, Budget Code: 5000056001, Amount: \$30,250,000.00,** was approved.

This Order for Professional Services will provide for preliminary design and environmental services for the widening and rehabilitation of the entire 8.1 mile Newark Bay-

633232 Hudson County Extension from Interchange 14 in Newark, exclusive of the interchange itself, to the eastern terminus of the Authority's jurisdiction at Jersey Avenue in Jersey City. This corridor has been determined to need operational and capacity improvements as well as structural improvements. These professional services include preparation of traffic studies, preparation and analyses of conceptual alternatives, and preliminary engineering services for the selected alternative. Significant structure type evaluation will be required for the proposed replacement of the existing bridge (Structure No. N2.01) over the Newark Bay, which will require review under the National Environmental Policy Act. The scope of work also includes advancing the selected alternative to regulatory agencies in order to secure the necessary environmental permitting which is anticipated to include federal, state and local approvals, and other ancillary items for the complete performance of the OPS.

This assignment is classified as a "Complex Project" since the scope of work is not clearly defined and likely to change during the course of the project, and the cost exceeds \$2,000,000.00. The Solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and twenty-four (24) engineering firms were prequalified and eligible under Profile Codes: A250 - Fully Controlled Access Highways; C190 – Preparation of EIS and EA's and D491 - Transportation Planning: Alternative Analysis. Four firms submitted EOIs by the closing date of October 6, 2020.

In accordance with the regulations, for Complex Projects, "If only three or four EOIs have been deemed complete by the Authority, these firms shall receive the RFP and the Review Committee will not conduct an evaluation of the EOIs..." [19:9-2.8.3]. The Review Committee recommended that we proceed directly to the RFP phase of the procurement and solicit Technical and Fee Proposals from the four firms which submitted complete EOIs: AECOM Technical Services, Inc.; Dewberry Engineers Inc.; Gannett Fleming, Inc.; and Parsons Transportation Group, Inc. The Review Committee reviewed and evaluated each firm's Technical Proposal and it was determined that oral presentations would be required by the top two technically ranked firms; Dewberry Engineers Inc. and Gannett Fleming, Inc. Final scoring resulted in Gannett Fleming, Inc. being the highest technically ranked firm. The fee submitted by Gannett Fleming, Inc. has been reviewed, negotiated and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that Order for Professional Services No. T3820 be issued to the firm of Gannett Fleming, Inc. of Piscataway, New Jersey, in an amount not to exceed \$30,250,000.00. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.80 to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008),

and having no objection to same. These professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1, et seq., N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.8, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006).

012-01-2021

In a document dated January 12, 2021, **Recommendation to Issue Order for Professional Services No. T3824, New Jersey Turnpike, T.Y. Lin International, Design Services for Contract No. T100.582, Deck Reconstruction, Milepost 98.4 To 98.7, R-162331, Budget Code: 5000000006, Amount: \$5,570,000.00,** was approved.

This Order for Professional Services will provide for preliminary engineering and final design services, preparation of construction contract documents and post design services in the field for the reconstruction of severely deteriorated high priority routine bridge decks of Structure Nos. 98.48 and 98.76 on the Turnpike. The services also include structure condition inspections, evaluation of conventional versus accelerated construction methods, traffic control and construction staging development. Additional improvements include substructure repairs, approach roadway paving, drainage pipe cleaning, guide rail upgrades and roadway lighting upgrades.

This assignment is classified as a "Complex Project" since the scope of work is not clearly defined and likely to change during the course of the project, and the cost exceeds \$2,000,000.00. The Solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and forty-seven (47) engineering firms were prequalified and eligible under Profile Codes: A092 – Bridges: Miscellaneous Repairs and A093 – Bridges: Deck Replacement and Rehabilitation. Five firms submitted EOIs by the closing date of October 1, 2020.

The scoring of the EOIs by the Review Committee resulted in the following order of ranking: 1) T.Y. Lin International 2) IH Engineers, P.C., and 3) Arora and Associates, P.C. On November 6, 2020, Technical and sealed Fee Proposals were received from the top three firms. The Review Committee reviewed and evaluated each firm's Technical Proposals and it was determined that oral presentations would not be required. The final scoring resulted in T.Y. Lin International being the highest technically ranked firm. The fee submitted by T.Y. Lin International has been reviewed, negotiated and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that Order for Professional Services No. T3824 be issued to the firm of T.Y. Lin International of Rockaway, New Jersey, in an amount not to exceed \$5,570,000.00. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.74 to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey

033234 completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1, et seq., N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.8, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006).

013-01-2021

In a document dated January 7, 2021, **Recommendation to Issue Supplement A to Order for Professional Services No. A3651, New Jersey Turnpike & Garden State Parkway, Mott MacDonald, Underground and Aboveground Storage Tank Compliance, Maintenance and Testing, R-162329, Budget Code: 010-00-85 0-446050, Original OPS Amount: \$685,000.00, Amount of Supplement A: \$180,000.00 FY 2021, Revised OPS Amount: \$865,000.00,** was approved.

This Order for Professional Services was issued at the September 26, 2017 Commission Meeting, in the amount of \$685,000.00. It provides for professional services of an Environmental Engineering Consultant to provide underground and aboveground storage tank compliance, maintenance and testing services. Varying levels of these services were to be completed at the Authority's Service Areas, Maintenance Districts, Toll Plazas and State Police facilities along the Parkway and Turnpike roadways in accordance with then current New Jersey Department of Environmental Protection (NJDEP) regulations. The original term of the Mott MacDonald Agreement was for a four (4) year period commencing on November 21, 2017 with an expiration date of November 21, 2021.

Supplement A will provide for unanticipated required annual storage tank testing at all Authority sites in accordance with NJDEP requirements as necessary to maintain compliance. Subsequent to award of OPS A3651 in November 2017, the Environmental Protection Agency (EPA) and NJDEP revised gasoline transfer operation rules as described in both NJAC 7:14B and 7:27-16.3, respectively, which has and will continue to significantly increase the efforts required as part of this OPS. In addition, unanticipated construction supervision and support of UST work at TMD-5 and PMD-5 is required to be performed in accordance with the NJDEP rules and regulations by a certified tank contractor and Licensed Site Remediation Professional (LSRP) for which, Mott MacDonald is currently providing direct oversight and LSRP services. This supplement will provide continuity and effective cost management of UST compliance testing/repairs and UST related tasks and delivery of in-progress services to address these additional tasks through the original agreement term.

It is, therefore, recommended that Supplement A to Order for Professional Services No. A3651 be issued to Mott MacDonald not to exceed the amount of \$180,000.00 with compensation

on the same basis as the original Order for Professional Services. The addition of this amount increases the total authorized fee from \$685,000.00 to \$865,000.00. The original contract was procured pursuant to N.J.S.A. 52:34-9.1, et seq., N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.8, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006).

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FINAL ACCEPTANCES

014-01-2021

In a document dated January 7, 2021, **All work performed on the construction contract listed below has been completed in accordance with the contract documents and to the satisfaction of the Engineering Department. Accordingly, it is recommended that this contract be deemed complete and approved for Final Acceptance. The table below includes pertinent Change Order and financial information including the final payment amount due the Contractor upon Final Acceptance,** was approved.

Contract No.	Contractor	Award Total Amount	No. of Change Orders	Additions/Reductions	Final Total Contract Amount	Final Payment Amount
A100.459	George Harms Construction Co., Inc.	\$6,658,750.00	1	\$279,241.82	\$6,937,991.82	\$69,379.92
Total						\$69,379.92

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

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ACKNOWLEDGE REPORTS OF

ENGINEERING EXPENDITURES UNDER DELEGATED AUTHORITY

015-01-2021

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

- Construction Contract Progress Summary

- 033236
- Change Order Summary
 - Utility Order Report

On motion Commissioner Salerno and seconded by Treasurer DuPont the Board unanimously approved item nos. 006-01-2021 through 014-01-2021; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda. The Authority unanimously accepted the reports contained in item number 015-01-2021 and received same for file.

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ROLL CALL

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

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PROCUREMENT AND MATERIALS MANAGEMENT (“PMM”)

Director of Procurement and Materials Management Dale Barnfield, requested approval of item number 023-01-2021. Moved is the item as follows:

023-01-2021

In a document dated January 19, 2021, Health Benefits Consulting Services, Fairview Insurance Agency Associates, RM-160877 (Human Resources), Budget Code: Various, Amount: \$ 180,000.00, 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 related to the procurement and placement of third party claims administration vendors (“TPAs”) for its Medical, Dental, Vision and Pharmacy Plans. The Authority’s COBRA, Flexible Spending and Health Spending Accounts will also be included in the TPA procurement. The Authority’s TPA’s must be implemented and effective as of January 1, 2022.

The RFP was publicly advertised on October 28, 2020, posted on the Authority’s and State of New Jersey websites and distributed to eight (8) firms. On November 30, 2020, proposals were received from the following five (5) firms:

1. Business and Government Insurance Agency - Woodbridge, NJ
2. Fairview Insurance Agency Associates – Verona, NJ
3. Lockton Companies – New York, NY
4. Mercer Health & Benefits, LLC – New York, NY
5. The Segal Company – New York, NY

An Evaluation Committee (the “Committee”), established by the Executive Director, consisted of personnel from the Authority’s Human Resources, Internal Audit and Finance 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 four top ranked firms to make oral presentations and provide best and final offers ("BAFO"s):

1. Fairview Insurance Agency Associates
2. Lockton Companies
3. Mercer Health & Benefits, LLC
4. The Segal Company

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.

Fairview Insurance Agency Associates ("Fairview") received the highest overall score. Fairview'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. Fairview's proposed project team have extensive and recognized experience in health care consulting services and claims audits. Fairview's proposed timeline is aggressive and considers all the Authority's needs. Fairview also guaranteed 20% of its fees for completion of the analysis by a certain date.

Fairview submitted a BAFO for competitively marketing all seven (7) lines of coverage for a total comprehensive fee of \$180,000.00.

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 one-year contract to Fairview Insurance Agency Associates for Health Benefits Consulting Services in an amount not to exceed \$180,000.00, subject to availability of funding 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 number 023-01-2021; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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ROLL CALL

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

Commissioner Minella left teleconference at this time.

Director of Procurement and Materials Management Dale Barnfield, requested approval of item numbers 016-01-2021 through 022-01-2021 and 024-01-2021. Moved are the item as follows:

016-01-2021

In a document dated January 7, 2021, IBM Software and Hardware Maintenance and Support, IBM Corporation, R-161765 (ITS), Budget Code: 010 00 830 121020, State Contract No. 40047 expiring 07/31/2021, Amount: \$ 260,718.04, was approved.

Under this contract, IBM Corporation ("IBM") will provide annual software and hardware support for a number of IBM products which are critical to the Authority's day-to-day financial, tolls, and traffic operations. This Master Services Agreement includes maintenance and support for all IBM hardware, as well as IBM's operating systems. Operating system maintenance includes security updates, patches, and issue resolution. This maintenance and support is available from NJ State Contract No. 40047 expiring 07/31/2021.

This procurement, under State Contract No. 40047 is in accordance with *N.J.A.C. 19:9-2.5(a)*, promulgated pursuant to *N.J.S.A. 27:23-1 et seq.*, the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006) which permits the Authority, without advertising, to purchase goods and services directly from vendors who hold contracts with the State of New Jersey.

Accordingly, authorization is requested to award a contract under State Contract No. 40047 for annual software and hardware maintenance and support to IBM Corporation for an amount not to exceed \$260,718.04.

017-01-2021

In a document dated January 8, 2021, 2021 Computer Hardware Refresh, Dell Marketing, LP, RM-162074 (ITS), Budget Code: 010 00 830 480030, State Contract No. 19-TELE-00656 expiring 07/31/2021, Amount: \$700,000.00, was approved.

Under this contract, Dell Marketing, LP ("Dell") will provide the Authority with Dell manufactured computer hardware. These items include computer workstations, laptops, monitors and various accessories that are required to support the Authority's end-user computing hardware refresh initiative. This project replaces an average 15% of the Authority's computer

hardware resources on an annual basis. This allows ITS to continually refresh equipment providing the latest technologies in a phased deployment model. This method has the least impact on end-users and allows adjustment to new technologies without adversely affecting productivity and hardware stability. This computer hardware is available from NJ State Contract No. 19-TELE-00656 expiring 07/31/2021.

This procurement, under State Contract No. 19-TELE-00656 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. 19-TELE-00656 for computer hardware to Dell Marketing, LP for an amount not to exceed \$700,000.00, subject to funding at the time of order.

018-01-2021

In a document dated January 8, 2021, **Airwatch Licensing and Support, Dell Marketing, LP, R-162020 (ITS), Budget Code: 010 00 830 427010, State Contract No. 89850 expiring 06/30/2021, Amount: \$166,990.07,** was approved.

Under this contract, Dell Marketing, LP ("Dell") will provide licensing and support for the Airwatch software tool. Airwatch is a smartphone management tool which enables IT administrators to centrally deploy, manage and secure employee smartphone use Authority-wide. This solution will allow access to the latest features of Airwatch which are only available in the cloud. The agreement includes 5 years of support for 700 licenses as well as professional services to assist with the migration of the current system to a cloud-based solution. The licensing, support and services are available from NJ State Contract No. 89850 expiring 06/30/2021.

This procurement, under State Contract No. 89851 is in accordance with *N.J.A.C. 19:9-2.5(a)*, promulgated pursuant to *N.J.S.A. 27:23-1 et seq.*, the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006) which permits the Authority, without advertising, to purchase goods and services directly from vendors who hold contracts with the State of New Jersey. Furthermore, the State Contract Index M-0003 provides access to several software providers and, therefore, requires agencies to seek multiple quotes to ensure the most competitive pricing. Quotes were solicited from five (5) authorized software re-sellers and one (1) quote was received as follows:

<u>Vendor</u>	<u>Total Price</u>
Dell Marketing, LP, Round Rock, TX	\$166,990.07

Accordingly, authorization is requested to award a contract under State Contract No.

633240 89850 for software licenses and support to Dell Marketing, LP for an amount not to exceed \$166,990.07.

019-01-2021

In a document dated January 12, 2021, **F5 Web Application Upgrade, Dell Marketing, LP, R-162458 (ITS), Budget Code: 049 00 830 650040 0490072004, State Contract No. 19-TELE-00656 expiring 07/31/2021, Amount: \$290,628.08,** was approved.

Under this contract, Dell Marketing, LP will provide F5 load balancer hardware upgrades for the Authority. The current load balancers are at end of life and will no longer be supported. The F5 load balancers are utilized by the Authority's internal and public facing web servers for, but not limited to, PeopleSoft, ITMS, EAM and the NJTA website. The load balancers also provide application layer of firewall protection. These servers are available from NJ State Contract No. 19-TELE-00656 expiring 07/31/2021.

This procurement, under State Contract No. 19-TELE-00656 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. 19-TELE-00656 for F5 load balancer hardware upgrades to Dell Marketing, LP for an amount not to exceed \$290,628.08.

020-01-2021

In a document dated January 8, 2021, **Cisco Firewall Upgrade, ePlus Technology, Inc., R-162341 (ITS), Budget Code: 010 00 830 466010, State Contract No. 87720 expiring 05/31/2021, Amount: \$154,924.87,** was approved.

Under this contract, ePlus Technology, Inc. will provide Cisco software and hardware to upgrade network firewalls at all New Jersey State Police Barracks. This agreement will also update the network switches and hardware at 2 of the locations. The network firewall appliances as well as the switches at the two locations have reached end of life and are no longer supported by the manufacturer. The network hardware and software is available from NJ State Contract No. 87720 expiring 05/31/2021.

This procurement, under State Contract No. 87720, is in accordance with *N.J.A.C. 19:9-2.5(a)*, promulgated pursuant to *N.J.S.A. 27:23-1 et seq.*, the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006) which permits the Authority, without advertising, to purchase goods and services directly from vendors who hold contracts with the State of New Jersey. Furthermore, State Contract No. 87720 provides access to several Fulfillment Partners

and, therefore, requires agencies to seek multiple quotes to ensure the most competitive pricing. Quotes were solicited from three (3) authorized Fulfillment Partners, and one (1) quote was received as follows:

<u>Vendor</u>	<u>Total Price</u>
ePlus Technology, Inc., Newtown, PA	\$154,924.87

Accordingly, authorization is requested to award a contract under State Contract No. 87720 for software and hardware to upgrade network firewalls to ePlus Technology, Inc. for an amount not to exceed \$154,924.87.

021-01-2021

In a document dated January 8, 2021, Video Display Wall System Hardware Refresh, Imtech Corporation dba Activu Corp., R-162292 (ITS), Budget Code: 049 00 830 651010 0490072008, U.S. General Services Administration (GSA) Schedule 70, GSA Contract No. GS-35F-0632N expiring 5/21/23, Amount: \$144,980.14, was approved.

Under this contract, Activu Corp. will supply and install hardware needed to update the video walls at NJTA Headquarters and the Traffic Management Center. This update will comply with the latest Activu video display platform. The displays provide the Authority, the NJDOT and NJ State Police with the ability to display real-time video from New Jersey roadways, creating situational and event awareness essential to daily operations. In addition, the video displays facilitate emergency management on the respective roadways. This video wall hardware refresh is available from Federal GSA Contract GS-35F-0632N expiring 5/21/23.

This procurement, under the General Services Administration ("GSA")/Federal IT Schedule 70, Contract No. GS-35F-0632N, is in accordance with N.J.A.C. 17:12-1A.5, promulgated pursuant to N.J.S.A. 52:34-6.3 which permits New Jersey state entities such as the Authority, without advertising, to purchase goods and services directly from vendors which hold GSA contracts under the Federal Supply Schedules.

Accordingly, authorization is requested to award a contract under GSA Contract No. GS-35F-0632N for three years of maintenance and support for two video display wall systems to Activu Corp. for an amount not to exceed \$144,980.14.

022-01-2021

In a document dated January 8, 2021, Chevrolet Tahoe 4-Wheel Drive Vehicles, Hertrich Fleet Services, Inc., R-162396 (Operations), Budget Code: 049 00 500 156555 0490016007, State Contract No. 88729 expiring 3/15/21, Amount: \$ 148,574.24 (\$37,143.56 each), was approved.

Under this contract, Hertrich Fleet Services, Inc. will supply four (4) 2021 Chevrolet Tahoe 4-wheel drive vehicles at a unit price of \$37,143.56. These vehicles are part of the

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Authority's Vehicle Program to replace older, high mileage vehicles which have become very expensive to maintain. The vehicles being replaced will be salvaged and sold at surplus auction if feasible. The 4-wheel drive vehicles are available from NJ State Contract No. 88729 expiring 3/15/2021.

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

Accordingly, authorization is requested to award a contract under State Contract No. 88729 for four (4) Chevrolet 4-wheel drive vehicles to Hertrich Fleet Services, Inc. for a total amount not to exceed \$148,574.24.

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PROFESSIONAL SERVICES

023-01-2021

Item called separately above.

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SOLE SOURCE

024-01-2021

In a document dated January 8, 2021, **Automatic Vehicle Classification- Interchange 18E, Neology, Inc., R-161066 (ITS), Budget Code: 392 00 850 156555 39200013, Amount: \$141,990.00,** was approved.

Authorization is requested to award a "sole source" contract to Neology, Inc. ("Neology") to support the Authority's efforts to implement the Automatic Vehicle Classification ("AVC") System in the Open Road Tolling ("ORT") lanes at Interchange 18E on the New Jersey Turnpike. Neology will supply the AVC loop detectors along with related software and firmware. Neology will also provide training and on-site support to assist Authority personnel in installation, configuration and commissioning of the new AVC systems at this location. Neology is the sole proprietor of this intellectual property which is used for automatic vehicle classification in all ORT lanes on both Roadways.

Thus, it is recommended that this award be made without public advertisement under the sole source procurement authorization of *N.J.A.C. 19:9-2.2(d)1* as promulgated under *N.J.S.A. 27:23-6.1* and consistent with Executive Order No. 37 (Corzine 2006). A resolution, as required by *N.J.A.C. 19:9-2.2(d)1*, is attached hereto.

Accordingly, authorization is requested to award a sole source contract to Neology, Inc. to provide the software as well as the support for the installation and implementation of the AVC

System at Interchange 18E, for an amount not to exceed \$141,990.00.

RESOLUTION FOR SOLE SOURCE PROCUREMENT

Automatic Vehicle Classification Replacement and Implementation Support

WHEREAS, the New Jersey Turnpike Authority's Information Technology Services Department has requested the award of a sole source contract to Neology, Inc. ("Neology") to provide hardware, software and firmware as well as installation and implementation support for the automatic vehicle classification ("AVC") system; and

WHEREAS, Neology is the proprietary owner of this software and is the sole provider for all maintenance, support and upgrades to the Authority's AVC system; and

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

NOW, THEREFORE, BE IT RESOLVED THAT the Authority's Board of Commissioners hereby authorizes and approves the award of a contract to Neology, Inc. to provide the necessary custom software, as well as the installation and implementation support for the AVC system, in an amount not to exceed \$141,990.00, as a sole source exception to procurement by public advertisement permitted by *N.J.A.C. 19:9-2.2(d)1* promulgated under the Authority's enabling legislation, *N.J.S.A. 27:23-6.1*.

On motion by Treasurer Dupont and seconded by Commissioner Pocino the Board unanimously approved item numbers 016-01-2021 through 022-01-2021 and 024-01-2021; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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ROLL CALL

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

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GENERAL BUSINESS

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OPERATIONS

Director of Operations Kevin Dunn requested acceptance of item number 025-01-2021.
Moved is the item as follows:

025-01-2021

Director of Operations Kevin Dunn requested acceptance of **Volumes and Crash Synopses for the Garden State Parkway and New Jersey Turnpike: Period 01/01/2020**

033244 through 12/31/2020; with 2019-2020 Yearly Comparisons through December 2020.

On motion by Treasurer DuPont and seconded by Commissioner Gravino the Board unanimously accepted item number 025-01-2021; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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STATE POLICE

Major Terence Carroll requested acceptance of item number 026-01-2021. Moved is the item as follows:

026-01-2021

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

On motion by Treasurer DuPont and seconded by Commissioner Gravino the Authority unanimously accepted the reports contained in item number 026-01-2021 and received same for file.

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FINANCE

Chief Financial Officer Donna Manuelli requested acceptance of item number 027-01-2021. Moved is the item as follows:

027-01-2021

Chief Financial Officer Donna Manuelli presented the Financial Summary for the Twelve (12) months ended December 31, 2020, was accepted.

On motion by Treasurer DuPont and seconded by Commissioner Pocino the Board unanimously accepted item number 027-01-2021; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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CFO COMMENTS

CFO Donna Manuelli reported last week the Authority had 2 important bond sales, on January 20th the Authority sold \$502.5 million of series 2021A Turnpike Revenue Bonds, tax exempt, new money bonds and raised over 593 million dollars of proceeds which will fund our Capital Investment Program. CFO Manuelli also reported that on January 21st the Authority sold \$995 million of series 2021B bonds these are taxable refunding bonds, refunded from existing bonds the Authority had for savings and generated almost 13% of net present value savings over the life of the bond. CFO Manuelli reported debt service for 2020 was \$659.2 million and the savings was \$183.5 million under our debt service budget as a result of a refunding that was done in June.

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Chair Comments

Chair Gutierrez-Scaccetti and Treasurer DuPont thanked and congratulated CFO Manuelli, Executive Director Keller and Deputy Executive Director Carone and their team for excellent work in addressing the financial demands of the Covid-19 pandemic.

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EXECUTIVE

Deputy Executive Director James Carone requested approval of item number 028-01-2021. Moved are the items as follows:

028-01-2021

In a memorandum dated January 25, 2021, Authorization to Enter into a Memorandum of Agreement with AFSCME Local 3914, and the New Jersey Turnpike Authority for a Successor Collective Bargaining Agreement, was approved.

On January 25, 2021, AFSCME Local 3914 and the New Jersey Turnpike Authority entered into a Memorandum of Agreement (“MOA”) relative to but not limited to; compensation, health benefits and other work rule revisions. The MOA has a term of July 1, 2019 through June 30, 2023.

This MOA provides for across the board salary increases for Local 3914 employees subject to, certain salary ranges, as follows:

- Effective July 1, 2019 – 2%
- Effective July 1, 2021 – 2%
- Effective January 1, 2022 – 2%
- Effective July 1, 2022 – 2%

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

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

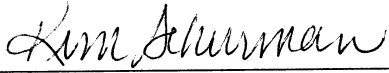
On motion by Treasurer Dupont and seconded by Commissioner Pocino the Board unanimously approved item numbers 028-01-2021; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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ROLL CALL

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

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The motion to adjourn was made by Treasurer DuPont and seconded by Commissioner Pocino, and, after the voice vote, the motion was duly adopted. The Board of Commissioners adjourned the meeting at 9:43 a.m., and advised that it will be held again on Tuesday, February 23, 2022 at 9:00 a.m., telephonically or at the Authority's headquarters building located at 1 Turnpike Plaza in Woodbridge, New Jersey.

ATTEST

Kim Schurman
Secretary to the Authority



John M. Keller
Executive Director

Date: January 26, 2021

MEMORANDUM OF AGREEMENT**AFSCME LOCAL 3914****-and-****New Jersey Turnpike Authority**

The New Jersey Turnpike Authority ("Authority") and AFSCME Local 3914 ("Local 3914" or the "Union"), having engaged in negotiations for an agreement to succeed the current Collective Bargaining Agreement ("CBA") between the Authority and the Union that expired on June 30, 2019, hereby agree to the following amendments to the CBA as set forth below.

This Memorandum of Agreement ("MOA") represents a complete package and no individual element of this MOA is acceptable to the parties absent an agreement to the complete package set forth herein. Therefore, the parties hereby agree to amend the Agreement as follows:

1. **Joint MOA**: The parties agree to all aspects of the Joint MOA, which is attached hereto as Exhibit A.
2. **Health Benefits**: There shall be an open enrollment held as soon as practicable following ratification of this MOA to allow employees the option of selecting the New Direct Access Plan. The open enrollment will occur through February 28, 2021. For those employees that enroll in the New Direct Access Plan on or before February 15, 2021, the New Direct Access Plan benefits and employee contributions shall be effective February 1, 2021. For those employees that enroll in the New Direct Access Plan between February 16, 2021 and February 28, 2021, the New Direct Access Plan benefits and employee contributions shall be effective March 1, 2021.
3. **Article 10, Annual Increment**: Effective July 1, 2021, revise the "Annual Increment" provision as follows:

In addition to the 2% across-the-board increases to be paid on July 1, 2019, July 1, 2021, January 1, 2022 and July 1, 2022, the Authority agrees to pay Association member on July 1st of every year, an increment to be applied to the annual base salary of Association members, as follows:

- a. Each newly hired or newly promoted employee who has served more than 3 months and up to six (6) months in the position shall have his/her annual based salary increased by \$250 on July 1st. If the employee does not pass the 6-month probationary period, however, and was paid the \$250 increment, the Authority shall reduce the affected employee's salary by \$250 upon the employee being returned to his/her prior job.
- b. Each newly hired or newly promoted employee who has served more than six (6) months in the position, and has successfully passed probation, shall have his/her annual salary be increased by \$500 on July 1st. Effective for the July 1, 2021 increment, this provision for a \$500 increment shall no longer apply to those employees that have completed 20 years of service with the Authority, as such employees will instead be covered by the increment set forth in subsection (c) below.
- c. Effective annually beginning with the July 1, 2021 increment, those members of the bargaining unit that have completed 20 years of service with the Authority prior to July 1st, shall be entitled to have his/her annual base salary increased by \$2,000 each July 1st. Notwithstanding, no employee shall receive an increment (or a salary increase) that brings the member's salary over the top of the Range (Maximum) for that member's salary grade. If the full increment or other salary increase would bring the unit member's salary over the maximum for the salary grade, the member shall only receive that portion of the increment or other increase that would bring him/her to the maximum salary for the grade.
- d. Effective July 1, 2019, the Maximum salary for each Grade within the bargaining unit shall be revised as follows for the duration of the Agreement and shall not increase along with the across-the-board salary increases, except as provided in subsection (e) below:
 - Grade 13: \$115,000
 - Grade 14: \$120,000
 - Grade 14A: \$120,000
 - Grade 15: \$125,000

It is understood that the July 1, 2019 across-the-board salary increase shall not be applied so as to bring a member's salary above the Maximum for the Grade as set forth above.

- e. Effective July 1, 2021, the Maximum salary for Grade 14 and Grade 15 shall be increased by 2.00%, and thus, the Maximum salary for each Grade within the bargaining unit shall be as follows:
 - Grade 13: \$115,000
 - Grade 14: \$122,400

- Grade 14A: \$122,400
- Grade 15: \$127,500

It is understood that neither the across-the-board salary increases, beginning with the increase on July 1, 2021, nor the annual increment provided each July 1 beginning on July 1, 2021, shall be applied so as to bring a member's salary above the Maximum for the Grade as set forth above

- f. Any employee that, as of June 30, 2019, has a salary that already exceeds the stated maximum for his/her salary grade, shall be red circled and permitted to remain at that salary, but they will not be entitled to any additional salary increases or salary increments for the duration of the Agreement except as provided in subsection (e) above. Any employee that by virtue of any of the across-the-board salary increases (including the increase effective for July 1, 2019) or salary increments provided pursuant to this Section, would exceed the maximum for his/her salary grade, shall be brought up to the maximum for the salary grade only, and shall not be entitled to additional salary increases or salary increments for the remainder of the Agreement except as provided in subsection (e) above.
4. Article 10, Meal Allowance: Effective July 1, 2021, increase meal allowance from \$13.50 to \$15.00 per meal allowance for those eligible.
5. Article 30, Non-Revenue EZ Pass (Counter to Union Proposal D1): Effective January 1, 2021, provide non-revenue EZ Pass to all employees in the bargaining unit to use for travel from: (a) home to the work location, and (b) from the work location to home.
6. Article 30, Separation Bonus (Counter to Union Proposal D2): Effective for employees that retire on or after January 1, 2021, reinstate separation bonus for those that retire with 10 or more years of service at an amount of \$600 for each full year of service. Delete bullet points 5 and 6 from Article 30.
7. Article 15, Holidays (Counter to Union Proposal F): Effective January 1, 2021, increase from 12 to 14 paid holidays by reinstituting the Day After Thanksgiving and by adding a Floating Holiday as holidays. The employee must make a written request for the Floating Holiday at least 30 days in advance and must be approved in writing before being permitted to take the Floating Holiday off.
8. Article 16, Sick Days for personal leave (Counter to Union Proposal G): Effective January 1, 2021, employees who have fifteen (15) or more of unused sick days may use up to a maximum of 5 sick days per year as personal days, so long as the employee gives at least 5 days advanced written notice.
9. Article 10, State of Emergency Bonus (Counter to Union Proposal H): Effective January 1, 2021, the State of Emergency Bonus shall be reinstated and the amount of the bonus increased from \$75 to \$100.

10. Article 24. Bereavement. (Counter to Union Proposal I): Effective January 1, 2021, the Authority agrees that the term "parent" shall be deemed to include "step-parent" and the term "child" shall be deemed to include "step-child" for purposes of bereavement leave.
11. WDEA and Janus (Counter to Union Proposal L): *See attached Exhibit B.*
12. Complete Agreement: The parties recognize and agree that this MOA represents the entire understanding of the parties. Any proposal or counter-proposal that was made by the parties during negotiations, but is not contained herein, is deemed waived. Any provisions of the parties' collective negotiations agreement currently in effect that have not been expressly modified by this MOA shall be incorporated into the parties' successor agreement.
13. Ratification Process: This MOA is subject to ratification by the membership of the Union and approval by the Authority's Board of Commissioners. The Union and its bargaining committee agree that it will recommend ratification of this MOA to the membership. The Union shall notify the Employer in writing of the result of the ratification vote within 24 hours of the conclusion of the voting. The Authority shall likewise notify the Union of the approval by the Authority.
14. Authorization: The undersigned represent that they are authorized to enter into this MOA on behalf of their respective constituencies. Upon ratification of the MOA by the Union, the Company will draft a new collective bargaining agreement and present it to the Union for review, approval, and execution.

IN WITNESS WHEREOF, the parties have caused this MOA to be signed by their duly authorized representatives on this 25th day of January 2021.

FOR THE AUTHORITY:


James Carone

FOR THE UNION:

 1-25-21
Charles Ortiz, AFSCME Local 3914

EXHIBIT B
WDEA AND JANUS

In light of the WDEA and Janus, the parties shall agree to make the following revisions to the Agreement:

ARTICLE 4 – CHECKOFF

Revise last two sentences of first paragraph to state:

This authorization shall remain in effect unless the employee files a written notice withdrawing the authorization. The filing of such Notice of Withdrawal to halt deduction of full membership dues shall be effective as of the July 1 next succeeding the date on which Notice of Withdrawal is filed. Such written notice shall be sent to the Human Resources Department of the Authority and to the Association.

Second Paragraph – delete in its entirety.

ARTICLE 9 – Retitle: ASSOCIATION RIGHTS AND RELEASE TIME

Add the following paragraphs:

Union representatives shall have the right to conduct worksite meetings during lunch and other non-work breaks, and before and after the workday, on the Turnpike's premises to discuss workplace issues, collective negotiations, the administration of the collective negotiations agreement, and other matters related to the duties of the Union, as well as internal union matters involving the governance or business of the Union.

Union representatives shall have the right to meet with individual employees on the premises of the Turnpike during the work day to investigate and discuss grievances, workplace-related complaints and other workplace issues.

Union representatives shall have the right to meet with newly hired employees, without charge to the pay or leave time of the employees, for a minimum of 30 minutes, within 30 calendar days from the date of hire, during new employee orientations, or if the employer does not conduct new employee orientations, at individual or group meetings.

Within 10 calendar days from the date of hire of negotiations unit employees, the Turnpike shall provide the following contact information to the Union in an Excel file format or other format agreed to by the Union name, job title, worksite location, home address, work telephone numbers, and any home and personal cellular telephone numbers on file with the public employer, date of hire, and work email address and any personal email address on file with the public employer.

