

**PORT AUTHORITY TRANS-HUDSON
CORPORATION**

**MINUTES
Thursday, June 27, 2024**

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MINUTES of the Meeting of Port Authority Trans-Hudson Corporation held Thursday, June 27, 2024 at 2 Montgomery Street, Jersey City, Hudson County, State of New Jersey and via videoconference.

PRESENT:

NEW JERSEY

Hon. Kevin J. O’Toole, Chairman
 Hon. J. Christian Bollwage
 Hon. George Helmy
 Hon. Joseph Kelley
 Hon. Kevin P. McCabe*
 Hon. Michelle E. Richardson

NEW YORK

Hon. Jeffrey H. Lynford
 Hon. Leecia R. Eve
 Hon. Elizabeth R. Fine
 Hon. Winston C. Fisher
 Hon. Gary LaBarbera

Richard Cotton, President
 Amy H. Fisher, Counsel

Richard J. Abbato
 James K. Allen Jr.
 M. Rizwan Baig
 Christopher J. Beacham
 Christina Callahan
 Ana M. Carvajalino
 Ramon Cedeno
 Tania Choudhury
 Edward T. Cetnar
 Clarelle D. DeGraffe
 Alfred P. Doblin
 Alexander Drahos
 Courtney Eddington
 Gregory W. Ehrie
 Benjamin Feldman
 Kristen L. Figaro
 Robert E. Galvin*
 Shannon E. Gates
 John Gay
 Michelle Graham
 Jessica S. Gummerman
 Mary Lee Hannell
 James D. Heitmann
 Kirsten Hernandez*
 Benjamin Hunter*
 Natasha G. Jean Philipp-Cumberbatch
 Sherien N. Khella
 Annesa H. Lau

* Remote participants via teleconference.

Kirsten Law
 Stephen Marinko
 Elizabeth M. McCarthy
 James E. McCoy
 Zachary McCue
 Edmund Mendrala
 Matthew F. Murray
 Kathryn W. Parneros*
 Steven P. Plate
 Nathan D. Reilly
 Wendy Rodriguez-Figueroa
 Bethann Rooney
 Jessica Russ*
 Chad M. Serpa
 Vinay Sharma
 Peter D. Simon
 Debra M. Torres
 Derek H. Utter
 Lillian D. Valenti
 Joseph Vuolo
 Michael S. Wojnar*

Guests:

Steven M. Cohen, Former PATH Director
 Jessica S. O'Connor, Associate Counsel, Authorities Unit, Office of the Governor of
 New Jersey*
 David Ullman, Assistant Secretary for Transportation, Office of the Governor of New
 York*
 Michael A. Waldman

Public Commenters:

Murray Bodin
 Matthew Buchys-Hyland (Video Statement)
 Noyoltizin De Jesus
 Douglas Freeman
 Argentina Gallagher
 Jacquelin Guity
 Ken Jacobs (Video Statement)
 Patrick Jean
 Robert Morgan
 Miriam Neptune
 Tisha Taylor
 Karla Walter (Video Statement)

Topic:

Safety
 Welcoming New Commissioner
 Airport Workers Wages and Benefits
 Newark South Ward
 Airport Workers Wages and Benefits
 Airport Issues and Minimum Wages
 Airport Workers Wages and Benefits
 Airport Issues and Minimum Wages
 Capital Improvements/Safety
 Airport Workers Wages and Benefits
 Airport Workers Wages and Benefits
 Airport Workers Wages and Benefits

* Remote participants via teleconference.

Report on Prior Meeting's Minutes

Copies of the Minutes of the meeting of April 25, 2024 were delivered in electronic form to the Governors of New York and New Jersey on April 26, 2024. The time for action by the Governors of New York and New Jersey expired at midnight on May 10, 2024.

Chairman's Report

The Chairman advised that as part of the Port Authority's public speakers' program, three video statements were received. These video statements were shown as part of the public Board Meeting.

PATH – REPLACEMENT OF SUBSTATION NO. 14 - PROJECT REAUTHORIZATION AND INCREASE TO CONTRACT PAT-774.217

It was recommended that the Board: (1) reauthorize a project to replace and upgrade Substation No. 14 of the Port Authority Trans-Hudson Corporation (PATH) rail system, at an estimated total project cost of \$111.5 million, an increase of \$24 million over the previously authorized amount; and (2) authorize the President of PATH to increase the amount of Contract PAT-774.216, with Yonkers Contracting Company (Yonkers), by approximately \$4.9 million, the cost of which is within the proposed reauthorization amount, to complete construction of the project.

The existing Substation No. 14 is located at the Harrison Yard in Harrison, New Jersey and provides critical electrical power to the Harrison Car Maintenance Facility and traction power to the Harrison Yard and main line tracks G and H. The 30-year-old substation incurred extensive damage, including water infiltration and latent damage, to all equipment located on the substation's first floor, as a result of Superstorm Sandy.

At its December 2017 meeting, the Board authorized this project to construct a new two-story extension to the existing two-story substation building and replace PATH's Substation No. 14, at an estimated total project cost of \$70.6 million.

Subsequently, at its June 2019 meeting, the Board reauthorized the project, at a total project cost of \$87.5 million, and awarded Contract PAT-774.217 to Yonkers, the lowest bidder, at an amount of \$54.4 million, to construct the project. The increase at that time was primarily due to the lowest bid received exceeding the internal estimate.

Project reauthorization is now required to accommodate additional construction costs, engineering support, contingency, and agency allocations resulting from a 24-month extension of the schedule to complete construction. The delay, and resulting additional project cost, is attributable to several factors, including: (1) unforeseen underground obstructions that required removal prior to commencement of construction of new building foundations; (2) supply chain delays for major electrical components; and (3) design changes and contractor delays.

Of the incremental \$24 million in costs, 90 percent is anticipated to be funded by existing Federal Transit Administration (FTA) grants, subject to FTA approval, with the remaining \$2.4 million to be covered by PATH.

Pursuant to the foregoing report, the following resolution was adopted, with Directors Bollwage, Eve, Fine, Fisher, Helmy, Kelley, LaBarbera, Lynford, McCabe, and Richardson in favor. Director O'Toole did not participate in the consideration of, or vote on this matter. Counsel confirmed that sufficient affirmative votes were cast for the action to be taken, a quorum of the Board being present.

RESOLVED, that a project to replace and upgrade Substation No. 14 of the Port Authority Trans-Hudson Corporation (PATH) rail system, at an estimated total project cost of \$111.5 million, an increase of \$24 million over the previously authorized amount of \$87.5 million, be and it hereby is reauthorized; and it is further

RESOLVED that an increase of approximately \$4.9 million in the amount of Contract PAT-774.216 with Yonkers Contracting Company for construction of the project be and it hereby is authorized; and it is further

RESOLVED, that the President be and he hereby is authorized, for and on behalf of PATH, to take action with respect to other construction contracts, contracts for professional and advisory services and such other contracts and agreements as may be necessary to effectuate the foregoing project, pursuant to authority granted in the By-Laws or other resolution adopted by the Board; and it is further

RESOLVED, that the form of all contracts, agreements and other documents in connection with the foregoing project shall be subject to the approval of Counsel or her authorized representative, and the terms of such contracts, agreements and other documents shall be subject to review by Counsel or her authorized representative.

Whereupon, the meeting was adjourned.

Counsel