

**NEW JERSEY SCHOOLS DEVELOPMENT AUTHORITY
BOARD MEETING
WEDNESDAY, FEBRUARY 3, 2021 AT 9:00 A.M.
32 E. FRONT STREET, TRENTON, NJ
BOARD ROOM**

- 1. NOTICE OF PUBLIC MEETING**
- 2. ROLL CALL**
- 3. APPROVAL OF MEETING MINUTES**
 - a. Board Open Session Meeting Minutes of December 2, 2020
 - b. 2021 Organizational Meeting Minutes of January 6, 2021
- 4. AUTHORITY MATTERS**
 - a. CEO Report
 - b. Chairman's Report
- 5. REPORT AND RECOMMENDATIONS OF THE AUDIT COMMITTEE (CHAIRMAN'S REPORT)**
- 6. REPORT AND RECOMMENDATIONS OF THE SCHOOL REVIEW COMMITTEE (CHAIRMAN'S REPORT) – TO BE PROVIDED IN EXECUTIVE SESSION**
- 7. MONTHLY REPORTS**
 - a. *For Informational Purposes*
 - i. Active Projects Report
 - ii. Project Close Out Status Report
 - iii. Project Status Reports
 - iv. Contracts Executed Report/Amendments & Change Orders Executed Report
 - v. Contract Terminations Report (*no activity*)
 - vi. Settlement Activities Report (*no activity*)
 - vii. Diversity and Workforce Participation Report
 - viii. Regular Operating District Grant Activity Report
 - ix. Notification of Amendments to Goods and Services Contracts Not Exceeding \$100,000 or 10% of the Contract Value (*no activity*)
 - x. Communications Report (*no report*)
 - xi. Monthly Financial Report (*no report*)
 - xii. Design Contract De-Obligations Report (*no activity*)
- 8. PUBLIC COMMENTS**
- 9. EXECUTIVE SESSION**
 - a. Recommendation for Settlement of Cost Recovery Litigation Relating to New Long Branch High School
 - b. Litigation/Contract Matter(s) – OPMA Exemption N.J.S.A. 10:4-12b (7)
CCD Report (*no activity*)
- 10. ADJOURNMENT**

APPROVAL OF MEETING MINUTES

DECEMBER 2, 2020 OPEN SESSION MINUTES

**NEW JERSEY SCHOOLS DEVELOPMENT AUTHORITY
BOARD OF DIRECTORS TELECONFERENCE MEETING
WEDNESDAY, DECEMBER 2, 2020**

A teleconference meeting of the Board of Directors of the New Jersey Schools Development Authority (SDA or the Authority) was held on Wednesday, December 2, 2020 at 9:00 A.M.

Participating by teleconference were:

Robert Nixon, Chairman
Michael Kanef (Treasury)
Bernard Piaia (DOE)
David Nuse (EDA)
Kevin Luckie (DCA)
Kevin Egan
Richard Elbert
Loren Lemelle
Michael Maloney
Mario Vargas

being a quorum of the Members of the Board.

At the Chairman's request, Manuel Da Silva, chief executive officer; Andrew Yosha, vice president; Jane F. Kelly, vice president and assistant secretary; Donald Guarriello, vice president and chief financial officer; and Albert Barnes, chief counsel, of the SDA, participated in the meeting by teleconference. Joy Johnson of the Governor's Authorities Unit (GAU) also participated in the meeting by teleconference.

The meeting was called to order by the Chairman of the Board, Mr. Nixon. The Chairman asked Ms. Kelly to read the requisite notice of the meeting. Ms. Kelly announced that the meeting notice had been sent to the *Trenton Times* and *Star-Ledger* at least 48 hours prior to the

meeting. She said that a call-in number was provided on the SDA Website so that members of the public could participate in the meeting by teleconference. She also advised the Members that the call-in number for the meeting was posted at the SDA offices earlier in the morning. Ms. Kelly then conducted a roll call and indicated that a quorum of the Board Members was present.

Approval of Meeting Minutes

The Chairman presented for consideration and approval the minutes of the Board's November 4, 2020 Open Session meeting. A copy of the meeting minutes and a resolution had been provided to the Members for review in advance of the meeting. Upon motion duly made by Mr. Vargas and seconded by Ms. Lemelle, the Open Session minutes of the November 4, 2020 SDA Board meeting were approved by the Board with the Members' unanimous vote in favor of the resolution attached hereto as ***Resolution 3a***.

Next, Mr. Nixon presented for consideration and approval the minutes of the Board's November 4, 2020 Executive Session meeting. A copy of the meeting minutes and a resolution had been provided to the Members for review in advance of the meeting. Upon motion duly made by Mr. Vargas and seconded by Ms. Lemelle, the Executive Session minutes of the November 4, 2020 SDA Board meeting were approved by the Board with the Members' unanimous vote in favor of the resolution attached hereto as ***Resolution 3b***.

Authority Matters

CEO Report

The Chairman then asked Mr. Da Silva for the Report of the CEO. Mr. Da Silva said that, now into the last month of 2020, we are wrapping up a year where the Authority delivered three (3) new schools and one (1) major addition while maneuvering through a pandemic and a shift in the way we do business. He added that, with these projects, the SDA has delivered over 2,600

new seats and more than 360,000 square feet of school facilities. He said that in this, his last report for 2020, he would emphasize that staff remains focused on SDA's next round of school deliveries and looks forward to the new year.

Next, Mr. Da Silva gave an update on design-build projects in the design phase. He said that temporary retaining wall work is complete and soil settlement monitoring is underway for the Perth Amboy HS project. He reported that Epic Management, Inc. (Epic), the design-builder on the Plainfield Woodland ES project, has completed design Package 1 and is preparing it for submission to Department of Community Affairs (DCA). He added that Epic has commenced work on the Package 2 design.

Turning to design-build projects in construction, Mr. Da Silva reported that all design packages have received DCA permits for the Paterson Union Avenue MS project. He said that exterior masonry work, interior work including mechanical, electrical and plumbing (MEP), and wall framing is ongoing. He added that the project's roofing work is complete other than sections located over the stair towers. For the Camden HS project, he advised the Board that exterior brick veneer work is complete and interior drywall partition work is underway. He reported that Phase III interior finish work is also underway for the Millville HS addition and renovations project.

With respect to design-bid-build projects in the construction stage, Mr. Da Silva reported that Niram, Inc., the construction contractor, has mobilized to the Keansburg Port Monmouth Road School project site and begun Phase 1 asbestos abatement activities. He said that these are nearly complete and demolition activities are scheduled to begin this month. For the Orange Cleveland Street ES project, Mr. Da Silva informed the Members that footings and foundations are complete and that underground utility and masonry work is ongoing. He also advised the Board that the first phase of structural steel work is complete, with the final phase scheduled for

completion next month. He also noted that interior structural renovations in the existing building are ongoing.

In continuing, Mr. Da Silva reported that roofing work on the existing building and on the addition has been completed on the Orange HS project. He added that exterior masonry veneer and exterior window installation work is ongoing. He noted that full building enclosure is on schedule to be completed this month.

Turning to projects in the programming stages, Mr. Da Silva advised the Members that for the Hoboken Demarest ES project, staff are currently reviewing the draft options report submitted by DRG, the design consultant on the project. For the Union City New Grade 7 to 9 School project, he said that in-house design development and programming refinement discussions are ongoing. He added that the project will be advanced through a design-build delivery method.

In continuing, Mr. Da Silva reported that on December 9 staff will be participating in the 2020 Virtual Marketplace Exchange Summit. He said that the NJ Office of Diversity and Inclusion has partnered with the NJ Economic Development Authority and NJ Supplier Diversity Development Council to provide the first-of-its-kind full-day Virtual Marketplace Exchange Summit for diverse business owners and entrepreneurs. He added that minority, women, veteran, and LGBTQ business owners and entrepreneurs interested in working with federal, state, county, and municipal government agencies will benefit from: opportunities to connect with government agencies, corporate buyers and prime contractors; procurement matchmaking sessions; and virtual exhibit booths (live networking and downloadable resources).

Next, Mr. Da Silva informed the Members that, concurrent with the purchase of OCIP II (March 31, 2009), the Authority was required to partially collateralize its estimated deductible obligations for Worker's Compensation and General Liability claims through the establishment

of a Loss Reimbursement Fund (LRF) to be held by the insurer, ACE Insurance Company. He said that the OCIP II LRF was funded entirely from available excess OCIP I LRF funds that were no longer required for that program. He explained that as of October 1, 2020, \$1.7 million remained in the OCIP II LRF; however, based on the Authority's favorable claims history and low incurred reserves on the remaining open claims, ACE issued SDA a reimbursement in the amount of \$215,656.00 in late October. He advised the Board that this reimbursement is in addition to the approximately \$12.6 million in OCIP II LRF funds already reimbursed to the Authority due to its favorable claims history.

Mr. Da Silva advised the Board that on November 24, management held an organization-wide teleconference meeting to celebrate the Authority's 2020 school deliveries. He said that Communications staff presented a video that had been created focusing on each project from groundbreaking to completion. He advised that the video was shared with staff and the SDA will share it with the Board in place of doing building walks-through. He said that the video will showcase the work of the SDA over this past year. He said that the video reflects the significant efforts of staff and the Board towards completing and delivering the Authority's projects to the districts.

Mr. Da Silva said that this year SDA had 5 staff retirements. He advised that, in May, management thought that the SDA would have been able to have everyone back to the office before the end of the year to celebrate these staff members' milestones. He said that, while this was not possible, he did not want to finish the year without honoring those that retired this year or are retiring shortly—all of whom have contributed to the Authority's mission. He thanked the SDA retirees from earlier this year as well as those who will be retiring at the beginning of next year. He advised the Board that the retirees were Catherine Lloyd, Mirna Quintana, Betti Mischronis, Sandra Vieser and Lin Leonhardt, adding that SDA will finish the year with another

4 retirements on January 1, 2021. He said that due to retire at year's end are John Barbato, Mary Shaw, Angela Levy and Martin Taylor.

In concluding his report, Mr. Da Silva thanked the staff and the Board, for their commitment and dedication to the Authority's mission.

Ms. Lemelle asked when the Camden HS and Perth Amboy HS will be complete. Mr. Da Silva said the Camden HS will be delivered in 2021 and the Perth Amboy HS will be delivered in 2024.

Mr. Nixon acknowledged and thanked the staff that has served the Authority. He said that when driving past one of the SDA schools, every staff member should know that they took part in making life better for children by improving their educational opportunities and their communities. He thanked the staff for their hard work and service at this critical time.

Audit Committee

2021 Proposed SDA Staffing Plan; 2021 Proposed SDA Operating Budget

Mr. Nixon, as Audit Committee Chairman, reported that the Audit Committee met on November 17, 2020 at which time management provided the Committee with the October 2020 New Funding Allocation and Capital Plan Update. He said that staff informed the Committee that there was a \$1.7 million decrease in the Unforeseen Events Reserve balance following Board approval of the revised final project charter for the Orange Cleveland Street ES addition and renovation project to provide additional funding to support added unforeseen renovation scope. He said that staff also reported a \$600,000 decrease in the 2011 Capital Plan Emergent Projects Reserve due to CEO approval of the release of funds for design services for the Newark Malcolm X. Shabazz HS emergent structural repair project. Mr. Nixon said that there were no changes in the remaining SDA District Reserve balances during the reporting period.

He then advised the Board that the reserve balance for the Regular Operating Districts (RODs) increased by \$1.7 million during the reporting period due to a reduction in state share for grant projects nearing completion.

Next, Mr. Nixon informed the Board that the Internal Audit Division (IA) provided the Committee with the results of two audits that were conducted to comply with the statutory requirement that capital portfolio projects with a state share over \$10 million be reviewed to assess whether state funds were expended in accordance with contractual terms, SDA practices and state regulations. He said that based on the detailed testing performed, the Audits provided management with findings and recommendations along with suggestions for improvement. He reported that the audits revealed that State funds utilized for the projects were expended prudently and consistent with legal requirements.

Next, Mr. Nixon said that IA also provided the Committee with an update on the status of open recommendations and suggestions for improvement from the various project audits that have been conducted over the past several months. He said that IA had previously identified 8 open audit recommendations and 9 open suggestions for improvement. He advised that 6 recommendations and 4 suggestions for improvement have been closed since the last report to the Committee. Mr. Nixon noted that, significantly, all recommendations open as of December 31, 2019 are now closed.

Next, Mr. Nixon said that Ernst & Young (E&Y) had provided the Committee with the 2020 SDA Audit Plan. He said that E&Y had outlined the audit services and deliverables and provided the Committee with an overview of the audit timetable along with their (E&Y's) processes and procedures. Mr. Nixon said that E&Y discussed the impact of Covid 19 on risk factors and audit considerations. He advised the Board that E&Y's presentation also discussed General Accounting Standards Board (GASB) pronouncements. He said that E&Y also had

discussed financial reporting in accordance with the requirements of the GASB rules and provided a summary of their required communications. Mr. Nixon advised the Board that, at the conclusion of the Committee's regular meeting, the Committee met privately with E&Y and also with the Authority's director of internal auditing in accordance with Executive Order 122. He said that management did not participate in these meetings.

Next, Mr. Nixon provided the October 2020 Monthly Financial Report. He advised the Members that the Authority's operating expenses (Actual vs. Budget) for the year-to-date period total \$11.8 million, \$3.1 million lower as compared to the budget for the corresponding period. He explained that this decrease is mainly attributable to lower personnel costs and lower expenses related to professional and other contracted services. He reported that year-to-date Authority operating expenses (Actual vs. Prior Year Actual) are \$2.2 million lower as compared to the operating budget for the corresponding prior year period. He explained that this decrease is mainly attributable to SDA having 30 fewer FTEs than the previous year. Mr. Nixon then reported that school facilities project expenditures (Actual vs. Forecast) for the year-to-date period total \$244.5 million, \$21.9 million lower as compared to the capital spending forecast for the corresponding period. He advised that this variance is the result of lower than forecasted expenditures in grants, construction activity and property acquisitions, offset by an increase in school furniture purchases. He reported that project expenditures (Actual vs. Prior Year Actual), at \$244.5 million, are \$17.6 million lower as compared to the corresponding prior year period. He explained that the variance is due to a decrease in grant activity and school furniture purchases and payroll expense allocation to project expenditures, offset by an increase in expenditures in design services, property acquisition and construction activity.

Mr. Nixon then advised that, in compliance with 2019 changes the Board made to the SDA Bylaws and Audit Committee Charter, the CEO had updated the Committee regarding Authority personnel matters and changes.

Next, Mr. Nixon advised that two matters were presented to the Committee by management that require Board action. He said that the first item for Board consideration is management's proposed 2021 Staffing Plan (Plan). He reminded the Members that in 2019, in an effort to strengthen the Board's oversight of personnel issues generally, the Board revised the SDA Bylaws to require that the CEO present a Staffing Plan for Board approval on an annual basis. He noted that the Bylaws require that the Plan represent "the resources required to satisfy the SDA's mission, goals, commitments and operating needs correlated to the volume and type of work activities to be advanced". He said that the Bylaws also require that the Plan be developed through a process that includes data-driven analytics. Mr. Nixon reported that, along with the 2021 Operating Budget, at the November 17 Audit Committee Meeting, management presented a detailed 2021 Staffing Plan that, consistent with the requirements of the Bylaws, was prepared using data-driven analytics. He said that management's development of the Plan began with a recognition of the body of SDA project and other work that is anticipated to occur in 2021, and a review of the needed activities and staffing to address that body of work on a monthly basis for the entirety of the next year. He reported that the analysis evaluated each staff member's activities related to those needs in that same detailed way in order to assess the resources needed to support the Authority's projects. He said that, essentially, the analysis reviewed each staff member's anticipated activities for each month tied to the overall work of the organization that would advance within that month. He said that this analysis resulted in a conclusion that 175 staff members, as broken down by functional area, is the number of staff needed to satisfy the SDA's mission, goals, commitments and operating needs correlated to the

volume and type of work activities that are ongoing and will be advanced throughout next year. He advised that this is an increase of one (1) staff position over the current headcount. Mr. Nixon said that the materials that have been provided to the Board for review include a 2021 forecasted staff utilization, depicting the results of the assessment as follows: (1) staff utilization by activity type for the SDA overall; (2) staff utilization by activity type by operating area; and (3) staff utilization dedicated to projects. He said that in reviewing activities within each SDA operating area, management recognized that the work of each employee can be categorized as either: school facilities project work; work that is required either by statute, regulation or other governance requirement; or, organizational needs. He said that the analysis concluded that more than 70.1% of SDA's staff activities are dedicated to school facilities projects; 7.3% are activities required to be performed in satisfaction of statutory, regulatory or other governance requirements; and 22.6% are activities related to required organizational operation and support. He advised that management performed an analysis of staff utilization by activity type and operating area, the results of which demonstrated that each operating area has staff time dedicated to each of the three categories to varying degrees. He noted that, fittingly, the analysis revealed that each operating area has significant staff time dedicated in support of school facilities projects. Mr. Nixon said that SDA executive management and the Audit Committee recommend that the Board approve the 2021 Staffing Plan as proposed. He noted that the Plan eliminates all vacant positions carried on the books. He said that only one position has been added and emphasized that the Committee is committed to ensuring that the SDA can deliver projects with this level of staff. Mr. Nixon asked if there were any comments. Mr. Vargas noted that the Plan presentation at the Committee level was extremely informative and the ensuing discussion was very productive, involving a good exchange of ideas. He said that in the midst of

the 2020 events, the SDA is still doing great work and forging ahead. Mr. Nixon echoed Mr. Vargas' comments and thanked the Executive Team for their work on the Staffing Plan.

A resolution pertaining to this matter was provided to the Board for review in advance of the meeting. Upon a motion duly made by Mr. Vargas and seconded by Mr. Kanef, the Board approved the 2021 SDA Staffing Plan as presented with its unanimous vote in favor of ***Resolution 5a.***

Mr. Nixon then presented the proposed 2021 Operating Budget (Budget) for Board consideration. He said that the Budget was discussed with the Audit Committee at its October and November meetings and that the Committee's input has been incorporated into the Budget that is before the Board today. He advised that the Budget, at \$16.3 million, represents a decrease of \$1.1 million as compared to the current year budget. He explained that, consistent with prior years, a portion of the Authority's employee salary and benefits costs will be appropriately charged to school facilities projects based upon weekly employee time sheets. He said that the estimated amount of \$13.1 million would be charged to school facilities projects for budget year 2021. Mr. Guarriello noted that the Budget's proposed headcount of 175 full time equivalents represents a reduction of 30 positions from the current year budget. He added that in the past two budget years, the SDA has reduced the overall headcount by a combined 82 positions representing a 47.3% decrease in staff over the last several years. Mr. Nixon thanked Mr. Guarriello and his entire team.

A resolution pertaining to this matter was provided to the Board for review in advance of the meeting. Upon a motion duly made by Ms. Lemelle and seconded by Mr. Vargas, the Board approved the 2021 SDA Operating Budget with its unanimous vote in favor of ***Resolution 5b.***

Public Comments

The Chairman then opened the Public Comments portion of the meeting. No member of the public indicated an interest in addressing the Board.

Adjournment

There being no further business to come before the Board, upon motion by the Chairman and with unanimous consent, the meeting was adjourned.

Certification: The foregoing represents a true and complete summary of the actions taken by the Board of the New Jersey Schools Development Authority at its December 2, 2020 meeting.

/s/ Jane F. Kelly
Assistant Secretary

Resolution—3a.

Approval of Minutes

WHEREAS, the By-Laws provide that the minutes of actions taken at meetings of the New Jersey Schools Development Authority be approved by the Authority's Board of Directors; and

WHEREAS, pursuant to Section 3(k) of P.L. 2007, Chapter 137, the minutes of the December 2, 2020 Board meeting of the New Jersey Schools Development Authority, for the Open Session were forwarded to the Governor on December 2, 2020.

NOW, THEREFORE, BE IT RESOLVED, that the minutes of the New Jersey Schools Development Authority's December 2, 2020 Open Session meeting is hereby approved.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately, but no action authorized herein shall have force and effect until 10 days, Saturdays, Sundays and public holidays excepted, after a copy of the minutes of the Authority meeting at which this resolution was adopted has been delivered to the Governor for his approval, unless during such 10 day period, the Governor shall approve same, in which case such action shall become effective upon such approval.

Dated: February 3, 2021

2021 SDA ORGANIZATIONAL MEETING MINUTES OF JANUARY 6, 2021

**NEW JERSEY SCHOOLS DEVELOPMENT AUTHORITY
2021 ORGANIZATIONAL BOARD OF DIRECTORS TELECONFERENCE MEETING
WEDNESDAY, JANUARY 6, 2021**

The Annual Organizational Teleconference meeting of the Board of Directors of the New Jersey Schools Development Authority (SDA or the Authority) was held on Wednesday, January 6, 2021 at 9:00 a.m.

Participating were:

Robert Nixon, Chairman

David Nuse (EDA)

Kevin Luckie (DCA)

Bernard Piaia (DOE)

Michael Kanef (Treasury)

Kevin Egan

Richard Elbert

Loren Lemelle

Michael Maloney

Lester Lewis-Powder

Mario Vargas

being all the Members of the Board

At the Chairman's request, Manuel Da Silva, chief executive officer, Andrew Yosha, vice president; Jane F. Kelly, vice president & assistant secretary; Donald Guarriello, vice president & chief financial officer; and Albert Barnes, chief counsel of the SDA participated in the meeting. Joy Johnson of the Governor's Authorities Unit also participated in the meeting.

The Chairman of the Board, Mr. Nixon, called the meeting to order. He wished everyone a Happy New Year and thanked the Board Members for their dedication and years of service to the SDA.

The Chairman then asked Ms. Kelly to read the requisite notice of the meeting. Ms. Kelly announced that the meeting notice had been sent to the *Trenton Times* and *Star-Ledger* at least 48

hours prior to the meeting. She said that a call-in number was provided on the SDA Website so that members of the public could participate in the meeting by teleconference. She also advised the Members that the call-in number for the meeting was posted at the SDA offices earlier in the morning. Ms. Kelly then conducted a roll call and indicated that a quorum of the Board Members was present.

Next, Mr. Nixon welcomed the Members, SDA staff and the public to the SDA's 2021 Annual Organizational meeting. He then presented the matters on the agenda for Board consideration. Referencing the Organizational Meeting materials that staff provided to the Board in advance of the meeting, Mr. Nixon announced that the first matter requiring Board approval is the election of Authority Officers for 2021. He then identified the individuals put forward for Board consideration to serve in the following positions: Vice Chairperson—Mario Vargas; Treasurer—Elizabeth Muoio, State Treasurer; Secretary—Michael Maloney; Chief Executive Officer—Manuel Da Silva; Assistant Treasurer—Donald Guarriello; and Assistant Secretary—Jane F. Kelly. As was noted in the materials provided to the Board, the position of Assistant Secretary also is responsible for all Authority corporate governance and compliance responsibilities.

Mr. Nixon requested a motion to elect as the officers of the Authority those individuals whose names were just announced. Upon a motion by Mr. Vargas and seconded by Mr. Lewis-Powder, the Board approved the slate of SDA Officers proposed for 2021 with its unanimous vote in favor of **Resolution 3a**.

Mr. Nixon then announced those Board Members that he is appointing to serve as Committee Chairs and Members for 2021. The individuals appointed by the Chairman to serve as Chairs and Members of the Authority's Audit, Real Estate and School Review Committees respectively are as follows:

Audit Committee

1. **Robert Nixon, Chairperson** (Public Member)
2. State Treasurer (or designee, as permitted by Section 2.7 of the By-Laws)
3. Loren Lemelle (Public Member)
4. Mario Vargas (Public Member)

Real Estate Committee

1. **Mario Vargas, Chairperson** (Public Member)
2. Commissioner of the New Jersey Department of Community Affairs (or designee, as permitted by Section 2.7 of the By-Laws)
3. Kevin Egan (Public Member)
4. Richard Elbert (Public Member)
5. Lester Lewis-Powder (Public Member)

School Review Committee

1. **Kevin Luckie** (New Jersey Department of Community Affairs designee, as permitted by Section 2.7 of the By-Laws)
2. Chief Executive Officer of the New Jersey Economic Development Authority (or designee as permitted by Section 2.7 of the By-Laws)
3. Commissioner of the New Jersey Department of Education (or designee, as permitted by Section 2.7 of the By-Laws)
4. Michael Maloney (Public Member)
5. Mario Vargas (Public Member)

The Chairman then reminded the Board that the Audit Committee Charter requires that at least one member of the Audit Committee be designated by the Board to serve as the Committee's financial expert. He said that his recommendation for Audit Committee financial expert is Loren Lemelle, Public Member. Mr. Nixon then requested a motion to approve the nomination of Ms. Lemelle to serve as the Audit Committee's financial expert in 2021. Upon motion duly made by Mr. Vargas and seconded by Mr. Lewis-Powder, the Board approved the nomination of Loren Lemelle to serve as the Audit Committee's financial expert upon its unanimous vote in favor of **Resolution 3bi**.

Mr. Nixon next stated that a proposed 2021 Board meeting schedule, to be operative until the Authority's next Annual Organizational meeting, was included in the meeting materials as **Exhibit E**. Mr. Nixon requested a motion to adopt the Board meeting schedule as proposed. Upon motion duly made by Ms. Lemelle and seconded by Mr. Vargas, the Board approved the Board meeting schedule for 2021 as presented with its unanimous vote in favor of **Resolution 3c**.

PUBLIC COMMENT

The Chairman then opened the Public Comments portion of the meeting. He asked Mr. Charles Kratovil of New Brunswick to address the Board. Mr. Kratovil said that he wished to

comment on matters related to the Authority's reorganization and certain Members' appointments. He referenced two Board Members with ties to New Brunswick and said that one Board Member, along with a former SDA Chief of Staff, had sat on the Board of a Robert Wood Johnson (RWJ) hospital system board. He noted that RWJ is the entity that has plans to tear down a school in New Brunswick and to warehouse the children. He said that nothing has been done to help these New Brunswick children by the SDA over the past several months despite the fact that he has been coming to Board meetings to advise the Members as to what is happening there.

Mr. Nixon said that he appreciated Mr. Kratovil's comments but would not take the time to disagree with them today. He said that he has explained to Mr. Kratovil many times that SDA lacks the authority to intervene in this situation in New Brunswick. He added that, when necessary, one Board Member referenced by Mr. Kratovil is diligent about recusing himself whenever issues involving New Brunswick are presented to the Board.

Mr. Kratovil then questioned SDA's continuing ability to build schools given its funding situation. Mr. Nixon responded that SDA staff does a great job in building excellent school facilities across the state and that funding decisions are currently under consideration at a different level.

Mr. Maloney expressed concerns with Mr. Kratovil's comments regarding the two Members of the Board and suggested that he owed each of them an apology. Mr. Kratovil indicated that he stood by the accuracy of his comments. Mr. Kanef said that in the three years that he has served on SDA's Board of Directors, the individual Board Members referenced by Mr. Kratovil have performed at a professional and exceptional level at all times.

There being no other members of the public who indicated an interest in addressing the Board, the Public Comment portion of the meeting was concluded.

ADJOURNMENT

There being no further business to come before the Board, upon motion by the Chairman and with unanimous consent, the Authority's 2021 Annual Organizational Teleconference meeting was adjourned.

Certification: The foregoing represents a true and complete summary of the actions taken by the Board of the New Jersey Schools Development Authority at its 2021 Annual Organizational meeting held January 6, 2021.

/s/ Jane F. Kelly
Assistant Secretary

RESOLUTION—3b.

Approval of Minutes

WHEREAS, the By-Laws provide that the minutes of actions taken at meetings of the New Jersey Schools Development Authority be approved by the Authority's Board of Directors; and

WHEREAS, pursuant to Section 3(k) of P.L. 2007, Chapter 137, the minutes of the January 6, 2021 Organizational Meeting of the New Jersey Schools Development Authority were forwarded to the Governor on January 6, 2021.

NOW, THEREFORE, BE IT RESOLVED, that the minutes of the New Jersey Schools Development Authority's January 6, 2021 Organizational Meeting are hereby approved.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately, but no action authorized herein shall have force and effect until 10 days, Saturdays, Sundays and public holidays excepted, after a copy of the minutes of the Authority meeting at which this resolution was adopted has been delivered to the Governor for his approval, unless during such 10 day period, the Governor shall approve same, in which case such action shall become effective upon such approval.

Dated: February 3, 2021

AUTHORITY MATTERS

CEO REPORT

CHAIRMAN'S REPORT

**REPORT AND RECOMMENDATIONS OF THE AUDIT COMMITTEE
(CHAIRMAN'S REPORT)**

**REPORT AND RECOMMENDATIONS OF THE SCHOOL REVIEW
COMMITTEE (CHAIRMAN'S REPORT) - TO BE PROVIDED IN EXECUTIVE
SESSION**

MONTHLY REPORTS
(For Informational Purposes)

ACTIVE PROJECTS STATUS REPORT



STATE OF NEW JERSEY

SCHOOLS DEVELOPMENT AUTHORITY

MEMORANDUM

TO: Members of the Authority

FROM: Gregory Voronov
Managing Director

DATE: February 3, 2021

SUBJECT: Active Project Status Report
(For Informational Purposes Only)

The 1st section of the report includes an Activities Summary of projects identified for advancement in the Authority's Capital Plans.

The 2nd part of the report displays project completion milestones for all other active major capital projects and emergent projects for which a contract for construction has been awarded.

2011 & 2012 Portfolio Projects Activities Summary

as of 1/20/21

2011 Portfolio Projects - sorted by District

1

District	Project	Grade Alignment	FES Capacity	Max. Capacity	Total Estimated Cost (millions)	Design Status	Advancement Status	Projected Construction Advertisement Date*
Bridgeton	Buckshutem ES	K-8	581	645	\$23.3	Kit of Parts/ Design-Build	School occupied Sep. 2016. (Bock)	5/31/13
Bridgeton	Quarter Mile Lane ES	PK-8	731	795	\$39.0	Kit of Parts/ Design-Build	School occupied Sep. 2017. (Bock)	5/31/13
Elizabeth	Frank J. Cicarell Academy (Academic HS)	9-12	1,091	1,284	\$64.1	Existing Design	School occupied Sep. 2016. (Patoek)	12/8/11 7/11/12
Jersey City	Patricia M. Noonan ES (ES 3)	PK-5	778	848	\$54.0	Kit of Parts/ Design-Build	School occupied Sep. 2017. (Dobco, Inc.)	6/25/12 2/25/13
Jersey City	Dr. Maya Angelou PS #20	K-5	628	698	\$49.3	Existing Design	School occupied Sep. 2016. (Dobco, Inc.)	4/17/12 3/6/13
Long Branch	Catrambone ES	PK-5	794	867	\$40.0	Existing Design	School occupied Sep. 2014. (Terminal Construction)	12/20/11
New Brunswick	Redshaw ES	PK-5	906	990	\$51.2	Kit of Parts/ Design-Build	School occupied Jan. 2015. (Hall Construction)	5/29/12
Newark	Oliver St. ES	PK-8	848	932	\$73.6	Kit of Parts/ Design-Build	School occupied May 2016. (Epic Management)	6/27/12 11/29/12
Paterson	Dr. Hani Awadallah ES (Marshall St. ES)	K-8	650	722	\$55.2	Existing Design	School occupied Sep. 2016. (Dobco, Inc.)	6/13/12 2/12/13
Paterson	PS 16	PK-8	641	705	\$62.4	Kit of Parts/ Design-Build	School occupied Sep. 2016. (Hall Construction)	3/27/12 8/28/13
West New York	Harry L. Bain PS 6	PK-6	736	814	\$16.8	Design-Bid-Build	School occupied Sep. 2017. (Paul Otto)	2/27/12 12/29/15

***PLEASE NOTE** - Dates in the Past are ACTUAL. Includes Advertisement dates for Early Site Preparation Construction & School Construction where applicable.

NOTE # 1 - Estimated Costs, Grade Alignment and Capacity are based upon approved Project Charters where applicable. For projects without an approved charter, Estimated Costs, Grade Alignment and Capacity are based upon Planning Assumptions. Recommendations of DOE/SDA/District Working Groups may impact this information in the future.

2011 & 2012 Portfolio Projects Activities Summary

as of 1/20/21

2012 Portfolio Projects - sorted by District

		1						
District	Project	Grade Alignment	FES Capacity	Max. Capacity	Total Estimated Cost (millions)	Design Status	Advancement Status	Projected Construction Advertisement Date*
Gloucester City	Elementary/Middle School	4-8	687	763	\$65.3	Kit of Parts/ Design-Build	School occupied Sep. 2017. (Terminal)	3/4/14
Keansburg	Caruso ES	K-4	758	842	\$50.9	Kit of Parts/ Design-Build	School occupied Sep. 2016. (Hall Construction)	10/20/11 6/27/13
Keansburg	Port Monmouth Road School	PK	318	318	\$28.4	Design-Bid-Build	Award for D-B approved Nov. 2019 Board. (Niram)	6/24/19
New Brunswick	Robeson ES	PK-5	823	893	\$48.5	Kit of Parts/ Design-Build	School occupied Sep. 2018. (Hall Construction)	4/22/15
Newark	Elliot Street ES	PK-8	848	932	\$46.7	Kit of Parts/ Design-Build	School occupied Jan. 2016. (Hall Construction)	12/27/12
Newark	South Street ES	PK-8	597	657	\$69.9	Kit of Parts/ Design-Build	School occupied Sep. 2018. (Bock)	6/28/13 6/29/15
Passaic	Dayton Ave. Campus	PK-8	2,760	3,020	\$240.9	Kit of Parts/ Design-Build	Award for D-B approved Nov. 2017 Board. (Terminal)	6/13/17
Phillipsburg	High School	9-12	1,846	2,172	\$127.5	Existing Design	School occupied Sep. 2016. (Epic Management)	9/27/12
West New York	Memorial HS	9-12	1,859	2,194	\$16.0	Alternative Delivery (acquisition) & Renovation	Acquisition of Existing St. Joseph's HS complete. Renovation work delegated to District via Grant.	n/a

***PLEASE NOTE** - Dates in the Past are ACTUAL. Includes Advertisement dates for Early Site Preparation Construction & School Construction where applicable.
NOTE # 1 - Estimated Costs, Grade Alignment and Capacity are based upon approved Project Charters where applicable. For projects without an approved charter, Estimated Costs, Grade Alignment and Capacity are based upon Planning Assumptions.
 Recommendations of DOE/SDA/District Working Groups may impact this information in the future.

2011 & 2012 Portfolio Projects Activities Summary

as of 1/20/21

2012 Portfolio Projects (Educational Priority that require further conversations with District & 2013 Amended Projects) - sorted by District

1								
District	Project	Grade Alignment	FES Capacity	Max. Capacity	Total Estimated Cost (millions)	Design Status	Advancement Status	Projected Construction Advertisement Date*
East Orange	Sheila Y. Oliver Academy (GW Carver ES)	PK-5	470	512	\$41.2	Kit of Parts/ Design-Build	School delivered Sep. 2020 (Dobco)	4/26/16 1/20/17
Elizabeth	New ES @ Halloran PS #22 ES Site	2-8	860	956	\$55.3	Kit of Parts/ Design-Build	School occupied Sep. 2017. (Torcon)	6/9/14
Garfield	James Madison ES	K-5	275	305	\$29.7	Existing Design	School occupied Sep. 2018. (Brockwell & Carrington)	2/19/14 6/30/15
Harrison	New ES	PK - 1	392	432	\$36.1	Kit of Parts/ Design-Build	School delivered Nov. 2020 (Dobco)	11/10/15 7/13/16
Irvington	Madison Avenue ES	PK-5	463	504	\$38.6	Kit of Parts/ Design-Build	School occupied Sep. 2019. (Bock)	11/19/15 8/16/16
Millville	Senior HS Addition/Renovation	HS	2,026	2,384	\$137.5	Design-Build	Award for D-B approved Apr. 2017 Board. (Hall Construction)	9/30/16
Passaic	Sonia Sotomayor ES (New ES @ Leonard Place)	K-5	628	698	\$55.9	Kit of Parts/ Design-Build	School occupied Sep. 2019. (Dobco, Inc.)	8/13/15
Paterson	New MS @ Union Ave.	6-8	996	1107	\$113.9	Design-Build	Award for D-B approved Sep. 2018 Board. (Epic Management)	3/2/17 4/26/18
Pemberton	Denbo-Crichton ES	PK-5	846	930	\$58.7	Design-Build	School delivered Sep. 2020. (Bock)	3/1/17 9/13/17
Perth Amboy	High School	HS	2,800	3,295	\$283.8	Design-Build	Award for D-B approved Nov. 2019 Board. (Terminal)	3/26/19
Perth Amboy	Rose M. Lopez ES (Seaman Avenue ES)	K-5	724	804	\$56.4	Kit of Parts/ Design-Build	School occupied Sep. 2019. (Epic Management).	2/3/16
Plainfield	New Woodland ES	K-5	756	840	\$59.4	Kit of Parts/ Design-Build	Award for D-B approved Feb. 2020 Board. (Epic Management)	5/23/18 8/29/19
Union City	New Grade 7 to 9 School	7-9	756	840	\$75.5	Kit of Parts/ Design-Build	Revised Preliminary Charter approved Dec. 2019 Board.	TBD
Vineland	Lincoln Ave. MS (New MS)	6-8	562	624	\$49.8	Kit of Parts/ Design-Build	School occupied Sep. 2018. (Bock).	9/24/15

***PLEASE NOTE** - Dates in the Past are ACTUAL. Includes Advertisement dates for Early Site Preparation Construction & School Construction where applicable.
NOTE # 1 - Estimated Costs, Grade Alignment and Capacity are based upon approved Project Charters where applicable. For projects without an approved charter, Estimated Costs, Grade Alignment and Capacity are based upon Planning Assumptions.
 Recommendations of DOE/SDA/District Working Groups may impact this information in the future.

2011 & 2012 Portfolio Projects Activities Summary

as of 1/20/21

2012 Portfolio Projects (Facilities Deficiencies) - sorted by District

1								
District	Project	Grade Alignment	FES Capacity	Max. Capacity	Total Estimated Cost (millions)	Design Status	Advancement Status	Projected Construction Advertisement Date*
Camden	High School	9-12	1,244	1,468	\$132.6	Design-Build	Award for D-B approved Aug. 2018 Board. (Bock)	6/9/17 3/23/18
Hoboken	Demarest ES	ES	TBD	TBD	TBD	Design-Bid-Build	Pre-Design Services ongoing.	TBD
Orange	Cleveland St. ES	PK-6	316	348	\$33.2	Design-Bid-Build	Award for GC approved Mar. 2019 Board. (Brockwell & Carrington)	9/10/18 11/14/18
Orange	High School	9-12	1,440	1,694	\$51.9	Design-Bid-Build	Award for GC approved Mar. 2019 Board. (Terminal)	10/12/18
Trenton	Central HS	10-12	1,850	2,176	\$155.4	Design-Build	School occupied Sep. 2019. (Terminal)	12/19/14 9/29/15

***PLEASE NOTE** - Dates in the Past are ACTUAL. Includes Advertisement dates for Early Site Preparation Construction & School Construction where applicable.

NOTE # 1 - Estimated Costs, Grade Alignment and Capacity are based upon approved Project Charters where applicable. For projects without an approved charter, Estimated Costs, Grade Alignment and Capacity are based upon Planning Assumptions. Recommendations of DOE/SDA/District Working Groups may impact this information in the future.

Active Project Status Report Status as of 1/1/2021

Major Capital Projects - With Contract for Building Construction Awarded

#	District	Project Name	Project Scope	Project Status	Substantial Completion	Status Substantial Completion	School Opening	Status of School Opening	Total Estimated Project Cost
1	Camden	New Camden High School	New Construction	Construction	3Q 2021	On-target	Sep-21	On-target	\$ 132,569,255
2	City of Orange	Cleveland Street ES	Addition/Renovation	Construction	3Q 2021	On-target	Sep-21	On-target	\$ 34,978,332
3	City of Orange	Orange High School	Addition/Renovation	Construction	2Q 2022	On-target	Phased	On-target	\$ 51,931,218
4	Harrison	New Elementary School	New Construction	Construction	1Q 2021	On-target	4Q 2020	Achieved	\$ 36,115,640
5	Keansburg	Port Monmouth Road School	Addition/Renovation	Construction	2Q 2022	On-target	Sep-22	On-target	\$ 28,440,130
6	Millville	Millville Senior High School	Addition/Renovation	Construction	3Q 2022	On-target	Phased	On-target	\$ 137,503,832
7	Passaic City	New Dayton Avenue Educational Campus	New Construction	Construction	2Q 2022	On-target	Sep-22	On-target	\$ 240,923,270
8	Paterson	New Union Ave MS	New Construction	Construction	2Q 2021	On-target	Sep-21	On-target	\$ 113,902,274
9	Pemberton	New Denbo ES	New Construction	Construction	1Q 2021	Achieved	Sep-20	Achieved	\$ 58,703,414
10	Perth Amboy	New High School	New Construction	Design-Build Design Phase	2Q 2024	On-target	Sep-24	On-target	\$ 283,830,000
11	Plainfield	New Woodland ES	New Construction	Design-Build Design Phase	3Q 2022	On-target	Sep-22	On-target	\$ 59,440,000

Active Project Status Report Status as of 1/1/2021

Emergent Projects - With Contract for Construction Awarded

#	District	Project Name	Project Scope	Project Phase	Substantial Completion	Status Substantial Completion	Final Completion	Status of Final Completion	Total Estimated Project Cost
1	Bridgeton	Bridgeton Senior HS	Roof Replacement & Masonry Repairs	Construction	3Q 2021	On Target	4Q 2021	On-Target	\$ 9,842,000
2	Newark	Lafayette Street School	Exterior Doors & Roofing	Substantial Completion	2Q 2020	Achieved	1Q 2021	On-Target	\$ 658,129

PROJECT CLOSEOUT STATUS REPORT



To: Members of the Authority

From: /s/ Ayisha Cooper, Vendor Services Analyst

Date: February 3, 2021

Subject: Project Close-Out Status Report

The attached report provides a status of the following:

- All SDA managed Capital Plan projects which have achieved school occupancy but have not yet been contractually and administratively closed
- All SDA managed Emergent projects which are either (1) currently active, or (2) complete yet have not been contractually and administratively closed
- Projects which have achieved project transfer to the district yet have outstanding open contracts
- A running total of all school facilities projects, health and safety contracts, and suspended design contracts which have been closed

Projects closed since the last report will appear highlighted.

PROJECT STATUS REPORT - As of January 1, 2020

Year of Occupancy	DOE #	School	Disposition	Project Transfer Date	Outstanding Issues Preventing Complete Close-out
Bridgeton					
2016	0540-050-13-0ACN	Buckshutem Road Elementary School			
2017	0540-100-13-0ACO	Quarter Mile Lane Elementary School			
Burlington City					
2007	0600-020-01-0957	New High School	Project Transferred	12/29/11	Open contract(s)
Camden					
2009	0680-350-01-0938	HB Wilson Elementary School	Project Transferred	04/14/10	Open contract(s)
East Orange					
2020	1210-060-02-0296	Sheila Y. Oliver Academy (aka GW Carver ES)			
Egg Harbor City					
2010	1300-X01-04-0ADY	New Middle School	Project Transferred	01/01/12	Open contract(s)
Egg Harbor Township					
2011	1310-005-04-0AEB	Egg Harbor Township High School			
Elizabeth					
2017	1320-N20-13-0AEG	Halloran Elementary School	Project Transferred	06/12/18	Open contract(s)
2016	1320-X07-01-0867	Frank J. Cicarell Academy (New Academic HS)	Project Transferred	07/18/19	Open contract(s)
2013	1320-240-03-0339	Victor Mravlag Elementary School # 21	Project Transferred	08/27/19	Open contract(s) - Legal matter pending
Garfield					
2018	1700-205-03-0315	James Madison Elementary School #10			
Gloucester City					
Legacy	1770-160-01-0245	Cold Springs Elementary School	Project Transferred	06/05/09	Open contract(s)
2017	1770-N01-03-0188	Gloucester City Middle School	Project Transferred	04/17/18	Open contract(s)
Harrison					
2020	2060-N03-15-0AEJ	Kennedy Elementary School (New Harrison ES)			
Irvington					
2019	2330-120-03-0755	Madison Avenue Elementary School			
Jersey City					
Legacy	2390-N01-99-0227	New Elementary School #3 (Frank R. Conwell ES #3)	Project Transferred	12/19/15	Open contract(s) - Legal matter pending
Legacy	2390-N02-99-0228	Jersey City Middle School # 4 (Frank R. Conwell MS #4)	Project Transferred	12/19/15	Open contract(s) - Legal matter pending
2016	2390-190-01-0581	New Public School #20	Project Transferred	08/11/17	Open contract(s)
2017	2390-X03-01-0587	Patricia M. Noonan ES (New PS #3)	Project Transferred	12/14/17	Open contract(s)
2007	2390-N03-99-0147	Heights Middle School #7			
Keansburg					
2016	2400-E01-02-0116	New Caruso Elementary School	Project Transferred	08/13/18	Open contract(s)

PROJECT STATUS REPORT - As of January 1, 2020

Year of Occupancy	DOE #	School	Disposition	Project Transfer Date	Outstanding Issues Preventing Complete Close-out
Millville					
2020	3230-050-13-0AEF	Millville High School			
Newark					
Legacy	3570-X01-01-0617	Science Park	Project Transferred	05/03/13	Open contract(s)
2010	3570-X07-01-0693	Speedway Elementary School	Project Transferred	10/21/15	Open contract(s)
2016	3570-590-02-0315	Oliver Street Elementary School	Project Transferred	05/18/17	Open contract(s)
2018	3570-640-02-0311	South Street ES			
Passaic					
2015	3970-X01-01-X760	New Henry Street Elementary School			
2019	3970-N11-07-0DAY	Leonard Place Elementary School			
Paterson					
2016	4010-N01-02-0169	Dr. Hami Awadallah School (New Marshall Street ES)	Project Transferred	03/15/18	Open Contract(s)
2008	4010 -S01-02-0101	International High School			
Pemberton					
2011	4050-E01-02-0082	Pemberton Early Childhood Education Center	Project Transferred	02/01/13	Open contract(s)
2020	4050-130-15-0AEL	Denbo-Crichton Elementary School			
Perth Amboy					
2019	4090-N01-98-0325	Seaman Avenue Elementary School			
Phillipsburg					
2016	4100-X01-99-0464	New High School	Project Transferred	06/07/18	Open contract(s)
Trenton					
2019	5210-050-13-0AEH	Trenton Central High School			
Vineland					
2018	5390-N02-02-0245	Lincoln Avenue Middle School			
West New York					
2009	5670-065-01-0559	Elementary School #2	Project Transferred	05/14/13	Open contract(s)
Capital and Demonstration Projects Totals					
Total Capital and Demonstration Projects			159		
Closed Capital and Demonstration Projects			122		
Capital and Demonstration Projects Not Closed			37		
Capital and Demonstration Projects Not Closed, Project Transferred			19		
			Legal Matter	3	
			Miscellaneous	16	

PROJECT STATUS REPORT - As of January 1, 2020

Year of Occupancy	DOE #	School	Disposition	Project Transfer Date	Outstanding Issues Preventing Complete Close-out
Emergent Projects					
Camden					
	0680-170-12-0ACF	Cramer Elementary School			
Newark					
	3570-301-17-0AES	Marin - HVAC			
	3570-415-17-0AER	Dr. E. Alma Flagg E.S. - Doors and Roofing			
	3570-460-17-0AEZ	Hawkins ES - Chimney Repairs			
	3570-480-17-0AET	Lafayette - Doors and Roofing			
	3570-750-17-0BBC	Wilson School Annex - Chimney			
Paterson					
	4010-N02-12-0ABX	Roberto Clemente ES			
Plainfield					
	4160-050-17-0BBD	Plainfield High School			
Vineland					
	5390-050-12-0ACK	Vineland High School South			
Emergent Project Totals					
Total Emergent Projects			79		
Emergent Projects Closed			70		
Emergent Projects Not Closed			9		
Emergent Projects Not Closed but Transferred			0		
Health and Safety Contract Totals					
Total Contracts			399		
# of Contracts Closed			394		
# of Open Contracts			5		
Open Design Contracts					
Total Contracts			109		
# of Contracts Closed			98		
# of Open Contracts			11		

PROJECT STATUS REPORT



MEMORANDUM

TO: Members of the Authority

FROM: Gregory Voronov
Managing Director – Program Operations

DATE: February 3, 2021

SUBJECT: Executive Summary – Monthly Project Status Reports

MONTHLY PROJECT STATUS REPORT

Projects that have Expended 75% or More of Board Approved Contingency:

No activity during the reporting period

Projects Greater than 90 Days Behind Schedule:

No activity during the reporting period

Revisions to Project Charters:

No activity during the reporting period

Projects that have Expended 75% or More of Board Approved Contingency

Reporting Period: January 2008 to January 2021

District	Project	Board Approved Project Charter Contingency	Contingency Expended/Committed	Contingency Remaining ¹	% of Contingency Expended/Committed	Project Completion %	Cause(s)	Current Status
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In Construction

NO DATA TO REPORT

Substantially Complete & Building Occupied

Please refer to the Project Close-Out Activity Report for status of close-out activities

Newark	Speedway Avenue E.S.	\$1,826,000	\$1,754,119	\$71,881	96.1%	99%	1. Removal of unforeseen impacted materials	Project complete and building occupied. Project close-out pending resolution of open contracts.
West New York	West New York P.S. #2	\$2,708,883	\$2,708,883	\$0	100.0%	99%	1. Unforeseen site foundation issues	Project complete and building occupied. Project close-out pending resolution of open contracts.

¹ Does not include expended contingency or contingency funds allocated for change orders, amendments

Projects Greater than 90 Days Behind Schedule or with Occupancy Date in Jeopardy

Reporting Period: January 2021

#	Event Date	District	Project	Board Approved Project Charter SubComp Date	Current Contract SubComp Date	Forecasted Contract SubComp Date	# of Days Behind Schedule	Cause(s)	Current Status
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No Activity During the Reporting Period

Revisions to Project Charters

Reporting Period: January 2021

#	District	Project	Financial & Schedule Impacts	Additional Funds Approved	Additional Funds as % of Total Project Budget	Operating Authority Approval Requirement	Description of Revision
No Activity During the Reporting Period							

CONTRACTS EXECUTED REPORT/AMENDMENTS & CHANGE ORDERS EXECUTED REPORT



MEMORANDUM

TO: Members of the Authority

FROM: Gregory Voronov
Managing Director, Program Operations

DATE: February 3, 2021

SUBJECT: Contracts Executed Report and Amendments & Change Orders Report
(For Informational Purposes Only)

Contracts Executed Report

This report contains the activity of Contracts executed during the period November 1 through December 31, 2020.

Noteworthy Items during the reporting period:

- No noteworthy items during the reporting period.

Amendments & Change Orders Report

This report contains the activity of Amendments and Change Orders executed during the period November 1 through December 31, 2020.

Noteworthy Items during the reporting period:

- 8 Professional Services Amendments were executed during the reporting period totaling a credit of \$204 thousand, of the 8 executed amendments none required Board Approval.
- 16 Construction Services Change Order were executed during the reporting period totaling a credit of \$235 thousand, of the 16 executed change orders 1 required Board Approval totaling a credit of \$173 thousand.

Report of change orders less than \$10,000 yet requiring Board Approval

In accordance with the Operating Authority adopted by the Members on December 1, 2010 as amended on March 7, 2012, the Members are to be provided a report of any change order which received delegated approval by the CEO due to the fact that they are valued at less than \$10,000 yet require Board approval due the total change orders exceeding 10% of the contract value.

- No Activity to Report

Amendments & Change Orders Report

Reporting Period: 11/1/2020 through: 12/31/2020

District	School Name(s)	Contract Number	Contract Execution Date	CO #	Vendor Name	CO Execution Date	Contract Award Amount	Prior CO's (cumulative)	Current CO Amount	Board Approval Required	Board Approval Date	Revised Contract Amount	Cumulative CO %
Professional Services													
Design Consultant													
City Of Orange Township	Orange H.S.	ES-0042-A01	5/5/2015	19	Kliment Halsband Architects LLP	12/21/2020	\$3,558,511	\$239,390	\$100,000			\$3,897,901	9.54%
Newark	Chancellor Avenue E.S.	EP-0104-A01	5/29/2018	1	RSC Architects	12/30/2020	\$183,880	\$0	(\$15,000)			\$168,880	-8.15%
Newark	Chancellor Avenue E.S.	EP-0104-A01	5/29/2018	2	RSC Architects	12/30/2020	\$183,880	(\$15,000)	(\$10,000)			\$158,880	-13.59%
Design Consultant													
Construction Management Services													
Gloucester City	New Elementary/Middle School	ST-0014-M01	12/15/2014	1	GREYHAWK North America LLC	12/28/2020	\$1,320,000	\$0	(\$86,000)			\$1,234,000	-6.51%
Gloucester City	New Elementary/Middle School	ST-0014-M01	12/15/2014	2	GREYHAWK North America LLC	12/30/2020	\$1,320,000	(\$86,000)	(\$24,452)			\$1,209,548	-8.36%
Passaic City	New ES at Leonard Place	NT-0050-M01	6/24/2016	1	Epic Management, Inc.	11/17/2020	\$1,403,310	\$0	(\$194,003)			\$1,209,307	-13.82%
Paterson	Union Avenue Middle School E.S.	PA-0011-M01	7/1/2019	1	Cambridge Construction Management, Inc.	11/10/2020	\$1,788,346	\$0	(\$65,000)			\$1,723,346	-3.63%
Paterson	Union Avenue Middle School E.S.	PA-0011-M01	7/1/2019	2	Cambridge Construction Management, Inc.	11/10/2020	\$1,788,346	(\$65,000)	\$89,960			\$1,813,306	1.39%
Construction Management Services													
Professional Services													
(\$204,495)													
Construction Services													
Contractor													
Camden City	Camden H.S.	CA-0022-B01	9/26/2018	9	Ernest Bock & Sons, Inc.	11/18/2020	\$99,585,000	\$376,211	\$331,489			\$100,292,700	0.71%
Camden City	Camden H.S.	CA-0022-B01	9/26/2018	10	Ernest Bock & Sons, Inc.	11/30/2020	\$99,585,000	\$707,700	\$12,793			\$100,305,493	0.72%
Camden City	Camden H.S.	CA-0022-B01	9/26/2018	11	Ernest Bock & Sons, Inc.	12/7/2020	\$99,585,000	\$720,493	\$182,195			\$100,487,688	0.90%
Camden City	Camden H.S.	CA-0022-B01	9/26/2018	12	Ernest Bock & Sons, Inc.	12/7/2020	\$99,585,000	\$902,688	\$72,178			\$100,559,866	0.97%
Elizabeth	New ES	EL-0042-B01	12/16/2014	18	Torcon, Inc.	11/19/2020	\$44,456,800	\$2,431,863	(\$515,386)			\$46,373,277	4.31%
Newark	South Street E.S.	NE-0003-B01	11/20/2015	8	Ernest Bock & Sons, Inc.	12/30/2020	\$36,885,000	(\$32,534)	(\$125,000)			\$36,727,466	-0.42%
Passaic City	New ES at Leonard Place	NT-0050-B01	1/14/2016	12	Dobco, Inc.	12/22/2020	\$32,750,000	(\$552,383)	\$6,450			\$32,204,067	-1.66%
Passaic City	Dayton Ave. Educational Campus	NT-0052-B01	1/2/2018	22	Terminal Construction Corp.	11/17/2020	\$163,560,000	\$21,990	(\$108,062)			\$163,473,928	-0.05%
Passaic City	Dayton Ave. Educational Campus	NT-0052-B01	1/2/2018	23	Terminal Construction Corp.	12/17/2020	\$163,560,000	(\$86,072)	(\$48,477)			\$163,425,451	-0.08%
Pemberton Township	Denbo Crichton E.S.	WT-0023-B01	2/14/2018	21	Ernest Bock & Sons, Inc.	11/30/2020	\$43,185,000	\$646,893	\$6,020			\$43,837,913	1.51%
Pemberton Township	Denbo Crichton E.S.	WT-0023-B01	2/14/2018	20	Ernest Bock & Sons, Inc.	12/22/2020	\$43,185,000	\$652,913	\$32,168			\$43,870,081	1.58%
Perth Amboy	New Perth Amboy High School	ET-0099-B01	1/6/2020	1	Terminal Construction Corp.	12/1/2020	\$247,950,000	\$0	\$35,000			\$247,985,000	0.01%
Camden City	Camden H.S.	CA-0022-C02	5/1/2020	1	Catcord Construction Co., Inc.	12/21/2020	\$480,049	\$0	(\$172,932)	Y	11/4/2020	\$307,117	-36.02%

Amendments & Change Orders Report

Reporting Period: 11/1/2020 through: 12/31/2020

District	School Name(s)	Contract Number	Contract Execution Date	CO #	Vendor Name	CO Execution Date	Contract Award Amount	Prior CO's (cumulative)	Current CO Amount	Board Approval Required	Board Approval Date	Revised Contract Amount	Cumulative CO %
City Of Orange Township	Cleveland Street E.S.	ES-0043-C01	5/2/2019	3	Brockwell & Carrington Contractors, Inc.	12/29/2020	\$18,400,000	\$2,018,297	\$1,015			\$20,419,312	10.97%
Keansburg Borough	Port Monmouth Road School	ET-0098-C01	12/19/2019	3	Niram Inc.	12/29/2020	\$18,645,000	\$234,193	\$58,099			\$18,937,293	1.56%
Newark	Chancellor Avenue E.S.	EP-0104-C01	7/22/2019	4	Catcord Construction Co., Inc.	11/10/2020	\$493,300	(\$54,511)	(\$2,900)			\$435,889	-11.63%

Contractor	
Construction Services	(\$235,350)

Total Change Order Summary	Total Change Orders
(\$439,845)	24

Grand Totals

Column Description Legend

CO Execution Date	Date the Change Order was entered into the SIMS system
Revised Contract Amount	Current value of the contract (excluding additional assignments) including current change order

CONTRACT TERMINATIONS REPORT *(no activity)*

SETTLEMENT CLAIMS *(no activity)*

DIVERSITY AND WORKFORCE PARTICIPATION REPORT



MEMORANDUM

TO: Members of the Authority

FROM: Karon L. Simmonds, Director, Risk Management

DATE: February 3, 2021

SUBJECT: Diversity and Workforce Participation Monthly Update for November 2020

The Risk Management staff continues to participate at mandatory pre-bid and pre-construction meetings to instruct and inform bidders regarding SDA’s Small Business Enterprise (SBE) and Workforce goals, policies and procedures, including:

- SBE subcontracting goal of 25% of all contracts
- County workforce goals for minorities and females
- Local county workforce goals for minorities and females
- Detailed process procedures to monitor and track the progress made toward these goals throughout the life cycle of each project

At these meetings, vendors are strongly encouraged to identify and hire minority-owned and women-owned firms, as well as locally-based enterprises, for diverse business participation on all school building projects. Additional outreach strategies are discussed and utilized.

SMALL BUSINESS ENTERPRISE ATTAINMENT

The SDA regularly exceeds the State-mandated 25% SBE goal. The total SDA contract dollars awarded through November 30, 2020 was \$29,367,128.00. The total contract dollars awarded to all SBE contractors was \$6,156,851 (including minorities, women and veterans). This represents an initial participation of 21% of all SDA contracts awarded in 2020. Participation will continue to increase as the Prime contractor continues to hire additional subcontractors/subconsultants through the lifecycle of the construction project.

Diversity Breakdown

Type of Business Enterprise	Contract Amount	% of Total SDA Contracts
Small Business Enterprises	\$ 5,596,193	19.06%
Small/ Minority Business Enterprises	\$ -0-	0.00%
Small/Women Business Enterprises	\$ 560,658	1.91%
Small/Veteran Owned Business Enterprises	\$ -0-	0.00%
Small/Minority/Women Business Enterprises	\$ -0-	0.00%
TOTAL DIVERSITY CONTRACTS	\$ 6,156,851	21.00%

WORKFORCE PARTICIPATION

For the month of November 2020, there was a contractor workforce of 874 on SDA projects. This represents a total of 68,069 contractor workforce hours as follows:

Contractor Workforce Breakdown (All Trades/Districts/Counties)			
Ethnicity	Total Workforce	Total Workforce Hours	Workforce Hours Percentage
Black	82	6,620	7.81%
Hispanic	145	11,451	13.50%
American Indian	4	247	0.29%
Asian	1	56	0.07%
Total Minority Participation	232	18,374	26.99%
Total Non-Minority Participation	642	49,695	73.01%
Total Contractor Workforce	874	68,069	100.00%

There was a contractor workforce of 883,351 total workforce hours and 16,210 total female workforce hours on SDA projects for the period of January 1, 2020 through November 30, 2020. The following table highlights the *Local County Contractor Workforce* participation for this period:

Local County Contractor Workforce Participation	Workforce Hours	Percentage
*Total Workforce Hours	883,351	100.00%
*Total Local County Workforce Hours	63,134	8.78%
Total Local County Non-Minority Workforce Hours	24,045	3.35%
Total Local County Female Workforce Hours	0	0.00%
Total Local County Minority Workforce Hours	39,089	5.44%
**Local County Workforce Hours by Ethnicity:		
Black	24,145	3.36%
Hispanic	14,944	2.08%
American Indian	0	0.00%
Asian	0	0.00%

*Total workforce and total local county workforce represent all laborers including females.
**Minority breakdown represents Black, Hispanic, American Indian, and Asian laborers. Minority female laborers are captured as female laborers only and are not included in the minority breakdown.

The following table represents contractor minority and female workforce for all SDA active Capital Projects and all active and completed Emergent Projects for the period of January 1, 2020 through November 30, 2020.

SDA Managed Project	Total Workforce Hours	Minority Workforce Hours & Percentage		Local County Workforce Hours & Percentage	
Camden HS	234,734	61,502	26.20%	16,612	7.08%
GW Carver ES	3,579	553	15.45%	146	4.08%
Harrison ES	50,144	13,069	26.06%	0	0.00%
Keansburg, Port Monmouth Road School	32	32	100%	0	0.00%
Millville HS	144,734	41,417	28.62%	19,807	13.69%
Dayton Ave Campus	242,440	79,618	32.84%	10,535	4.35%
Union Ave MS	75,776	19,601	25.87%	5,190	6.85%
Denbo-Crichton ES	43,878	6,337	14.44%	1,871	4.26%
Cleveland ES	9,949	2,821	28.35%	0	0.00%
Orange HS	70,257	26,290	37.42%	7,507	10.69%
Emergent Projects	552	190	34.42%	0	0.00%

Prepared by: Charlotte Brooks
Zaida Olszak

REGULAR OPERATING DISTRICTS (RODs) ACTIVITY REPORT



MEMORANDUM

TO: Members of the Authority

FROM: Gregory Voronov
Managing Director, Program Operations

DATE: February 3, 2021

SUBJECT: Regular Operating District Grant Activity Report
(For Informational Purposes Only)

This report summarizes the Regular Operating District Grant activity from inception to date and for the months of November and December 2020. Also included is a detailed list of grants executed and grants offered during the reporting period.

Monthly Update:

- No grants were offered during the reporting period.
- No grants were executed during the reporting period.
- 14 grants impacting 8 district were closed out during the reporting period representing \$5.9M in total project costs and state share of \$2.4M.
- Since inception, over \$2.9B has been disbursed to 524 regular operating districts through the grant program.
- Since inception over \$3.3B in funding has been approved by the Department of Education and offered to regular operating districts through the grant program.



ROD Grant Summary Since Program Inception				
	Offered ¹	Executed	Closed-Out	Active
Districts Impacted	-	524	517	75
Number of Grant Projects	-	5,405	5,137	268
Total Project Cost Estimate	\$ -	\$ 8,944,710,201	\$ 8,657,384,362	\$ 287,325,839
Grant Amount	\$ -	\$ 3,004,084,484	\$ 2,867,467,270	\$ 136,617,215
Amount Disbursed	N/A	\$ 2,936,827,595	\$ 2,867,467,270	\$ 69,360,325

Total Funding Offered to School Districts via Grant Program	\$ 3,342,209,450
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Total ROD Grant Funding remaining for new Grant Projects	\$ 80,799,257
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1. Includes grants that have been offered to District's but have not yet been executed.

Monthly Activity ROD Grant Summary (Nov and Dec 2020)		
	Executed	Closed-Out
Districts Impacted	-	8
Number of Grant Projects	-	14
Total Project Cost Estimate	\$ -	\$ 5,894,593
Grant Amount	\$ -	\$ 2,411,353
Amount Disbursed	NA	\$ 2,411,353

* Report is inclusive of all Regular Operating Districts grants (including vocational school districts).

** Total Project Cost Estimate and Grant Amount may be adjusted as the projects advance. Grant Amount is capped at the value approved in the DOE Final Eligible Cost Approval.

**NOTIFICATION OF AMENDMENTS TO GOODS AND SERVICES CONTRACTS NOT
EXCEEDING \$100,000 OR 10% OF THE CONTRACT VALUE (*no activity*)**

COMMUNICATIONS MONTHLY REPORT *(no report)*

MONTHLY FINANCIAL REPORT *(no report)*

DESIGN CONTRACT DE-OBLIGATIONS REPORT (*no activity*)

PUBLIC COMMENT STATEMENT

We will now begin the Public Comment Portion of the Meeting consistent with the New Jersey Open Public Meetings Act.

We would ask that any member of the public who wishes to address the Board limit their comments to 3 minutes. If there are multiple individuals from the same organization or district who wish to address the Board on the same matter, we would ask that you come up together to offer your remarks.

Please keep in mind that public comment is to afford citizens the opportunity to comment on matters pertinent to the Authority's business. Should you seek answers to questions on any topic, please contact the Authority at 609-943-4585 at your convenience.

RESOLUTION TO ADJOURN INTO EXECUTIVE SESSION

Resolution—9.

Resolution to Adjourn into Executive Session

Resolution

WHEREAS, the “Senator Byron M. Baer Open Public Meetings Act” (OPMA), N.J.S.A. 10:4-6, declares “the right of the public to be present at all meetings of public bodies” except as expressly provided in the Act; and

WHEREAS, N.J.S.A. 10:4-12 (b) provides that a public body may exclude the public from that portion of a meeting at which the public body discusses, among other things, any matter involving the lease... of real property with public funds...or any pending or anticipated litigation or contract negotiations in which the public body is or may become a party...falling within the attorney-client privilege, to the extent that confidentiality is required to preserve the attorney-client relationship; and

WHEREAS, the Members of the Authority have before them on this date one matter that, pursuant to N.J.S.A. 10:4-12, is appropriate for consideration in Executive Session consistent with the provisions of the OPMA; and

WHEREAS, the matter for consideration pertains to a proposed settlement of Cost Recovery Litigation relating to the Long Branch High school project; and

WHEREAS, the minutes of the Board’s February 3, 2021 Executive Session meeting will be available for release for public review upon the full and final conclusion of all negotiations, legal proceedings, and settlements, and the execution of all documentation, agreements and leases associated therewith.

NOW, THEREFORE, BE IT RESOLVED, that the Members of the Authority hereby resolve to adjourn into Executive Session to consider and deliberate with regard to the matter described herein and, thereafter, to vote on Agenda Item No. A1. upon the Board’s return to Open Session.

BE IT FURTHER RESOLVED, that the minutes of the Board’s February 3, 2021 Executive Session meeting will be available for release for public review upon the full and final conclusion of all negotiations, legal proceedings, settlements, and the execution of all documentation, agreements and leases associated therewith.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately, but no action authorized herein shall have force and effect until 10 days, Saturdays, Sundays and public holidays excepted, after a copy of the minutes of the Authority meeting at which this resolution was adopted has been delivered to the Governor for his approval, unless during such 10 day period, the Governor shall approve same, in which case such action shall become effective upon such approval.

Attached: Resolution to Adjourn into Executive Session, dated February 3, 2021

Dated: February 3, 2021