

## **NEW JERSEY TRANSPORTATION TRUST FUND AUTHORITY**

Minutes of the meeting of the New Jersey Transportation Trust Fund Authority (“Authority” or “NJTTFA”) held via GoToMeeting from the Office of the Commissioner in the Main Office Building of the New Jersey Department of Transportation (“NJDOT”), 1035 Parkway Avenue, Trenton, New Jersey on February 23, 2023, at 11:00 AM (ET).

The following Authority Board members were present:

- Diane Gutierrez-Scaccetti, NJTTFA Chairperson / NJDOT Commissioner
- David Moore, NJTTFA Treasurer / Director, Office of Public Finance, NJ Department of the Treasury (Designee for the Honorable Elizabeth Maher Muoio, New Jersey State Treasurer)
- Khalid Anjum, NJTTFA Public Member
- Robert Briant, Jr., NJTTFA Public Member
- Nelson Ferreira, NJTTFA Public Member
- Jack Kocsis, NJTTFA Public Member
- Gregory Lalevee, NJTTFA Public Member,

Constituting a quorum of the Members of the Authority.

There were also present:

- Samuel Braun, NJTTFA Comptroller, NJDOT
- Naileen Rodriguez, NJTTFA Secretary, NJDOT
- Kimberly Minter, NJTTFA Assistant Secretary, NJDOT
- Anthony Longo, NJTTFA Assistant Treasurer, NJ Department of the Treasury
- Victoria Nilsson, Deputy Attorney General, NJ Attorney General’s Office
- Thomas Holl, NJ Governor’s Authorities Unit
- Joseph Bertoni, Deputy Commissioner, NJDOT
- Justin Braz, Assistant Commissioner / Chief of Staff, NJDOT

- Parth Oza, Assistant Commissioner, Capital Program Management, NJDOT
- Charles Maciejunes, Acting Chief Financial Officer, NJDOT
- Laine Rankin, Director, Division of Local Aid, NJDOT
- Raquel Rangel, Division of Budget, NJDOT
- Dennis Fitzgerald, Division of Information Technology, NJDOT
- Yims Ngoy, Division of Information Technology, NJDOT
- Tineen Howard, Member of the Public – Joined at 11:06 AM
- Etienne LeBeau, Member of the Public

Chairperson Diane Gutierrez-Scaccetti presided at the meeting and Naileen Rodriguez, NJTTFA Secretary, kept the minutes.

Chairperson Diane Gutierrez-Scaccetti convened the meeting at 11:00 AM. She introduced herself and made the following statement:

*“I wish to announce that adequate notice of today’s meeting of the New Jersey Transportation Trust Fund Authority has been provided in accordance with the Open Public Meetings Act. Notice was filed with the Secretary of State. This notice was e-mailed and mailed to five newspapers of general distribution (The Trentonian, Trenton Times, Courier Post, Star Ledger, and the Atlantic City Press); posted on the Authority’s website and posted in the main entrance of the New Jersey Department of Transportation’s Headquarters in Ewing, New Jersey.”*

Secretary Naileen Rodriguez called the roll. The following Board members acknowledged their presence: Diane Gutierrez-Scaccetti, Khalid Anjum, Robert Briant, Jr., Nelson Ferreira, Jack Kocsis, Gregory Lalevee, and David Moore. Secretary Naileen Rodriguez confirmed that a quorum was present.

Chairperson Diane Gutierrez-Scaccetti listed other expected attendees of the meeting and reminded Board members to identify themselves before making or seconding a motion in order to

be appropriately recorded in the meeting minutes. She also requested for everyone to remain muted when not speaking in order to avoid interference.

Chairperson Diane Gutierrez-Scaccetti opened the floor for public comment and requested that members of the public identify themselves before expressing their comments or questions. There were no public comments.

Chairperson Diane Gutierrez-Scaccetti called the first order of business by requesting a motion to adopt the resolution approving the minutes of the actions taken at the December 15, 2022, Board meeting of the Authority.

Jack Kocsis moved to approve the following resolution:

***WHEREAS**, Article II, Section 2 of the By-laws of the New Jersey Transportation Trust Fund Authority (the “Authority”) provides that the minutes of actions taken at the meetings of the Authority be approved by the Authority.*

***NOW, THEREFORE, BE IT RESOLVED**, that the minutes taken at the meeting of December 15, 2022, of the New Jersey Transportation Trust Fund Authority are hereby approved.*

The motion was seconded by Gregory Lalevee and adopted on a call of roll as follows:

AYE: 6

NAY: 0

ABSTAIN: 1 (Robert Briant, Jr.)

ABSENT: 0

Chairperson Diane Gutierrez-Scaccetti moved on to the next order of business: a resolution designating an Executive Director for the Authority. She called upon Deputy Attorney General Victoria Nilsson to lead a discussion regarding the designation of an Executive Director as stated in the Authority’s by-laws.

Deputy Attorney General Victoria Nilsson stated that the Transportation Trust Fund Act authorizes the Authority to appoint and employ an Executive Director. The by-laws of the Authority provide that the Executive Director shall not be a member of the Board and shall be

designated at any special or annual meeting. The by-laws also provide that the Executive Director serve for a term and at a salary designated by the Authority. The Executive Director has the powers that are given to that office in the Transportation Trust Fund Act, in the Authority's by-laws, and by Board action. There were no questions for Deputy Attorney General Victoria Nilsson.

Chairperson Diane Gutierrez-Scaccetti recommended Charles Maciejunes for the position of Executive Director as he was serving at a senior level for the NJDOT and would be an outstanding candidate for the position. There were no questions or further discussion and there were no additional nominations.

Chairperson Diane Gutierrez-Scaccetti requested a motion to approve the resolution designating Charles Maciejunes to serve as Executive Director of the Authority.

Khalid Anjum moved to approve the following resolution:

***WHEREAS**, the Transportation Trust Fund Authority (the "Authority") has been created and exists pursuant to the provisions of the "New Jersey Transportation Trust Fund Authority Act," P.L. 1984, c. 73, N.J.S.A. 27:1B-1 et seq., as amended (the "Act"); and*

***WHEREAS**, the Authority is empowered and authorized pursuant to Section 6 of the Act to appoint and employ an executive director and such additional officers and such other personnel and staff as it may require; and*

***WHEREAS**, Article IV, Sections 1 and 2 of the Authority's By-laws provide that the Executive Director shall not be a member of the Authority and shall be designated at any annual or special meeting and shall hold office for such term or period of time and at such salary as the Authority shall determine; and*

***WHEREAS**, pursuant to the Authority's By-laws, the Executive Director shall exercise such powers and perform such duties as the Authority determines and as stated in Article V, Section 7 of the By-laws; and*

***WHEREAS**, a vacancy has occurred in the office of the Executive Director, and the Authority desires to fill that vacancy; and*

***WHEREAS**, the Authority has determined that Charles Maciejunes is duly qualified to serve as Executive Director of the Authority and desires to designate him as Executive Director.*

***NOW THEREFORE BE IT RESOLVED**, that:*

*Section 1. The recitals are incorporated herein by reference as if set forth at length herein.*

*Section 2. Charles Maciejunes is hereby designated to serve as Executive Director of the Authority. Mr. Maciejunes will serve in such position at the pleasure of the Authority. He will not receive compensation for serving as Executive Director.*

*Section 3. This resolution will take effect as provided in the Act.*

The motion was seconded by Robert Briant, Jr., and adopted on a call of roll as follows:

AYE: 7  
NAY: 0  
ABSTAIN: 0  
ABSENT: 0

Chairperson Diane Gutierrez-Scaccetti moved on the next order of business: an update on the NJDOT Capital Program. She explained that it was important to be provided status updates periodically to describe the process of delivering the capital plan as it was proposed and adopted in July 2022 as part of the Fiscal Year 2023 Budget. She called upon Assistant Commissioner Parth Oza to provide the update.

Assistant Commissioner Parth Oza provided a presentation detailing the status of the State Fiscal Year 2023 Transportation Capital Program. The total value of \$4.7 billion included \$3.1 billion for NJDOT and \$1.6 billion for NJ Transit. He illustrated the initial baseline plan showing the number and value of projects to be delivered month-by-month. He provided a breakdown of the project awards by categories such as “Bridge” and “Pavement.” As of February 17, 2023, 74 out of 112 planned projects, or 66%, had been advertised, bid, or awarded. He highlighted several high-value projects along with their status. Finally, he noted that 94 out of 140 planned awards for professional services, or 67%, had been selected through January 2023.

Board Member Khalid Anjum commended NJDOT for their performance and efficiency in achieving objectives. Chairperson Diane Gutierrez-Scaccetti expressed that NJDOT staff

deserved the recognition for their continuous hard work to meet demanding goals, including their recent effort to program all Federal funding available through the Bipartisan Infrastructure Law.

There being no further discussion, Chairperson Diane Gutierrez-Scaccetti moved on to open the floor for public comment again, in order to allow any late arrivals an opportunity to speak. There were no public comments.

Chairperson Diane Gutierrez-Scaccetti provided an update to the Board that the Joint Budget Oversight Committee had approved the report submitted in connection with the refunding bonds approved at the December Board meeting for which transactions were expected to occur in April of this year.

There being no further business or discussion, Chairperson Diane Gutierrez-Scaccetti asked for a motion to adjourn the meeting. Robert Briant, Jr. moved that the February 23, 2023, meeting of the Authority be adjourned. The motion was seconded by Nelson Ferreira and carried by unanimous vote.

The February 23, 2023, meeting of the New Jersey Transportation Trust Fund Authority ended at approximately 11:16 AM.

Respectfully Submitted,

*Naileen Rodriguez*

Naileen Rodriguez  
NJTTFA Secretary