

RESOLUTION 23-53 – AUTHORIZING AN AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND PENNONI ASSOCIATES, INC. TO PROVIDE AUTHORITY-WIDE ENVIRONMENTAL, HEALTH & SAFETY CONSULTING SERVICES

WHEREAS, The Delaware River and Bay Authority (the “Authority”) is a bi-state Authority of the State of Delaware and the State of New Jersey, created by compact, that operates and maintains the Delaware Memorial Bridge, Cape May-Lewes Ferry, Forts Ferry Operation and five regional airports; and

WHEREAS, the Authority desires to engage a qualified professional environmental consultant to provide Authority-wide environmental, health and safety planning, policy development, environmental testing, non-FAA environmental assessments, environmental project management, remediation oversight, third party auditing, regulatory permitting and liaison services, and response support services (hereinafter, the “Services”); and

WHEREAS, the Authority publicly advertised a Request for Proposals (“RFP”) for the Services in compliance with Resolution 98-31, as amended, which governs the Authority’s procedures for the procurement of professional services; and

WHEREAS, the Authority received a total of three (3) proposals in response to the RFP and performed a preliminary evaluation of all proposals received and conducted interviews with each proposer; and

WHEREAS, following interviews and final evaluation, Pennoni Associates, Inc. (“Pennoni”) was designated as the highest-ranked firm; and

WHEREAS, the Authority conducted an analysis of Pennoni’s proposed maximum fees for federally funded tasks and determined them to be fair and reasonable; and

WHEREAS, with the consent of the Chairman and Vice-Chairman of the Board of Commissioners, the Authority desires to enter into a Master Service Agreement (“Agreement”) with Pennoni; and

WHEREAS, such Agreement has a base term of four (4) years, with the Authority having the option to extend the Agreement for one (1) additional year following the expiration of said base term, if such option term is subsequently authorized by the originating committee and receives the consent of the Chairman and Vice-Chairman of the Board of Commissioners; and

WHEREAS, the Projects Committee has reviewed this recommendation and concurs; and

THEREFORE BE IT RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of a Master Services Agreement with Pennoni to provide the Services to the Authority, and with the advice and consent of Counsel, to have such Agreement executed by the Chairman, Vice-Chairman and Executive Director.

Resolution 23-53 Executive Summary Sheet

Resolution: Authorizes an agreement between the Authority and Pennoni Associates, Inc. to provide Authority-wide environmental, health and safety consulting services.

Committee: Projects Committee

**Committee/
Board Date:** September 19, 2023

Purpose of Resolution:

To authorize the Authority to enter into an agreement with Pennoni Associates, Inc. for Authority-wide environmental, health and safety consulting services.

Background for Resolution:

The procedures leading to this Resolution followed the requirements of Resolution 98-31, as amended, which establishes the Authority's public competitive purchasing thresholds.

The Authority received and evaluated proposals submitted by the following three firms:

Arcadis U.S., Inc
Pennoni Associates, Inc.
Verdantas LLC

A Consultant Selection Committee conducted interviews with each proposer and utilized final evaluation criteria to establish a final ranked list. The Authority conducted an analysis of the market to analyze the costs for the Services and negotiated with the highest ranked firm to provide the Services at compensation determined to be fair and reasonable.