



REGULAR MEETING OF THE
CONNECTICUT PORT AUTHORITY
BOARD OF DIRECTORS

Tuesday April 20, 2021 (12:00 P.M.)

Location:

In response to concerns regarding the spread of coronavirus disease (COVID-19), and in the interest of the safety and well-being of participants, this meeting will be held remotely by conference call (as permitted by Executive Order 7B).*

**Please Note: In addition to the minutes below, an audio recording of this meeting can be found on the Authority's website at <https://ctportauthority.com/governance/>*

Board Attendance

- Chair David Kooris; Vice-Chair Don Frost (joined during Item #2); Jeff Beckham; Commissioner David Lehman; John Flores; Mark Rolfe; Brian Thompson; John Johnson; Thomas Patton; Dave Pohorylo; Gregg Scully; Judi Sheiffele; Grant Westerson; Parker Wise
- CPA Staff/Other: Veronica Calvert, John Henshaw; Andrew Lavigne; Joseph Salvatore; Office of Policy and Management (OPM) Deputy Secretary Konstantinos Diamantis, Melissa Ferrucci and Kaitlin Brown (Cohn Reznick)

Minutes

1. Call to Order

Chair Kooris called the meeting to order at 12:05pm.

2. Approval of Minutes of February 16, 2021 Regular Meeting and April 13, 2021 Special Meeting

Motion by John Johnson to approve minutes of February 16, 2021 Regular Meeting. Seconded by Grant Westerson. Abstentions by John Flores and Thomas Patton. So voted.

Motion by John Johnson to approve minutes of April 13, 2021 Special Meeting. Seconded by Grant Westerson. So voted.

3. Public Participation Relating to Agenda Items

4. Executive Director's Update

5. Audit, Compliance and Governance Committee Update

6. Consideration and approval of a resolution authorizing the adoption of the FY2020 Independent Audit

RESOLVED, that the Board of Directors accepts and approves the FY2020 audit performed by Cohn Reznick, as recommended by the Audit, Compliance and Governance Committee during its meeting on April 20, 2021 as described in the Exhibit to Agenda Item #6. Further, the Authority staff is hereby authorized to submit, in accordance with the provisions of Section 11-4a of the Connecticut General Statutes, to the joint standing committees of the General Assembly having cognizance of matters relating to appropriations, commerce, the environment and transportation a copy of each such audit. A copy shall also be submitted to the State Auditors of Public Accounts.

Motion by Commissioner Lehman, seconded by Don Frost and so voted.

7. Consideration and approval of a resolution authorizing the designation of a new Ethics Liaison

RESOLVED, that Andrew Lavigne is hereby appointed to serve as (i) ethics compliance officer of the Connecticut Port Authority (“the Authority”), pursuant to Section 1-101rr(a) of the General Statutes of Connecticut (“CGS”), in order to coordinate and monitor the development and implementation of, and compliance with, ethics policies and training programs for the Authority; and (ii) as liaison for the Authority to the Office of State Ethics, pursuant to Section 1-101rr(b) of the CGS, in order to coordinate the development of ethics policies for the Authority.

Motion by John Johnson, seconded by Grant Westerson and so voted. Dave Pohorylo opposed.

8. Finance Committee Update

9. State Pier Infrastructure Improvement Project Update

Office of Policy and Management Deputy Secretary Diamantis provided an update.

10. Consideration and approval of a resolution authorizing the Executive Director to negotiate and enter into agreements with various contractors in connection with construction activities at the State Pier, in an aggregate amount not-to-exceed \$2,639,129.30

RESOLVED, that the Executive Director be and hereby is authorized, empowered and directed, for and on behalf of the Connecticut Port Authority (the “Authority”), to negotiate and enter into agreements in connection with construction activities at the State Pier, in the not-to-exceed amounts, for the services, and with the contractors set forth below, all as further described in the Exhibits to Agenda Item #10:

State Pier Infrastructure Improvements

CMR Bid Package - Anticipated / Upcoming Subcontract Awards

For CPA Board Meeting - April 20, 2021

No.	Contract	Company	Location	CMR Amendment (Value \$)
1	Bridge Demolition	Stamford Wrecking Co.	Trumbull, CT	\$204,450.90
2	Building Demolition	Stamford Wrecking Co.	Trumbull, CT	\$326,570.00
3	Site Survey	RCL Thompson, LLC	Clinton, CT	\$29,380.00
4	Construction Photographs	GM2 Associates	Glastonbury, CT	\$17,797.40
5	Bull Gang	Kiewit Infrastructure Inc.	Woodcliff Lake, NJ	\$2,060,931.00
	Total			\$2,639,129.30

and be it further resolved that the Executive Director be and hereby is authorized, empowered and directed, for and on behalf of the Authority, to take such reasonable and necessary actions and negotiate, execute and deliver any and all other reasonable and necessary documents in furtherance thereof.

Motion by John Johnson, seconded by Judi Sheiffele and so voted.

11. Consideration and approval of a resolution accepting and approving the Executive Director's actions as outlined in the unusual conditions procurement Memorandum dated April 13, 2021 and further approving the Executive Director to execute that certain Security Services Agreement and Amendment.

RESOLVED, that the Board of Directors accepts and approves the Executive Director's actions as outlined in the unusual conditions procurement Memorandum dated April 13, 2020 and further approves the Executive Director be authorized, empowered and directed, for and on behalf of the Connecticut Port Authority (the "Authority"), to execute an agreement with Port Security Services for security services as described in the Exhibit to Agenda Item #11, and to execute and deliver any and all other reasonable and necessary documents in furtherance thereof.

Motion by Grant Westerson, seconded by Gregg Scully and so voted. Abstention by Dave Pohorylo.

12. Consideration and approval of a resolution authorizing the Executive Director to enter into a Fourth Amendment to that certain Consultant Services Agreement with AECOM.

RESOLVED, that the Executive Director be and hereby is authorized, empowered and directed, for and on behalf of the Connecticut Port Authority (the "Authority"), to enter into a Fourth Amendment to that certain Consulting Services Agreement by and between the Authority and AECOM Technical Services, Inc. dated May 15, 2019, as amended by that certain First Amendment to Consulting Services

Agreement dated November 18, 2019, that certain Second Amendment to Consulting Services Agreement dated June 12, 2020, and that certain Third Amendment to Consulting Services Agreement dated October 20, 2020 (collectively, the "Agreement"), for additional services related to permitting and engineering support services for State Pier infrastructure improvements in an amount not to exceed \$2,250,850.00, as described in the Exhibit to Agenda Item #12, and to take such reasonable and necessary actions and to execute and deliver any and all other reasonable and necessary documents in furtherance thereof.

Motion by John Johnson, seconded by Judi Sheiffele and so voted.

13. Consideration and approval of a resolution authorizing the Executive Director to enter into certain side letter agreements with Gateway New London LLC ("Gateway") with respect to (i) Gateway's operations in Eastern Connecticut and Insurance obligations pursuant to the Concession Agreement, and (ii) GT's operations at the State Pier subsequent to demobilization.

RESOLVED, that the Executive Director be and hereby is authorized, empowered and directed, for and on behalf of the Connecticut Port Authority (the "Authority"), to enter into certain side letter agreements with Gateway New London LLC ("Gateway") with respect to (i) Gateway's operations in Eastern Connecticut and insurance obligations pursuant to that certain Concession Agreement by and between the Authority and Gateway dated January 7, 2019, and (ii) Gateway's operations at the State Pier subsequent to demobilization, all as further described in the Exhibits to Agenda Item 13, and to take such reasonable and necessary actions and to execute and deliver any and all other reasonable and necessary documents in furtherance thereof.

Motion by John Johnson, seconded by Grant Westerson and so voted.

14. Consideration and approval of a resolution authorizing the Executive Director to execute and deliver a Fourth Amendment to that certain Memorandum of Understanding by and between the Authority and the Office of Policy and Management.

RESOLVED, that each of the Chairperson, Vice-Chairperson and the Executive Director are hereby individually authorized, empowered and directed, for and on behalf of the Authority, to execute and deliver a Fourth Amendment to that certain Memorandum of Understanding, with an effective date of September 6, 2019, by and between the Authority and the Office of Policy and Management, as amended, in substantially the form attached hereto as the Exhibit to Agenda Item #14, and any and all other reasonable and necessary documents in furtherance thereof, on such terms and provisions that the Executive Director shall deem to be in the best interests of the Authority, and to take such reasonable and necessary actions as are reasonably required in furtherance thereof.

Motion by Judi Sheiffele, seconded by Parker Wise and so voted.

15. Consideration and approval of a resolution authorizing the Executive Director to submit a revised Small Harbor Improvement Projects Program (SHIPP) Policy to the Connecticut Law Journal for public comment

RESOLVED, that the Authority staff is authorized, empowered and directed, to submit the revised Small Harbor Improvement Projects Program (SHIPP) Policy to the Connecticut Law Journal for public comment, as described in the Exhibit to Agenda Item #15, and to execute and deliver any and all other reasonable and necessary documents in furtherance thereof.

Motion by Grant Westerson, seconded by John Johnson and so voted.

16. Old Business

- (a) New Haven parcels
- (b) Office Lease

17. New Business

Motion made by John Johnson to entertain New Business for consideration and approval of a resolution authorizing the Executive Director to issue a public solicitation for apprenticeships in the Connecticut Apprentice Marine Pilot Training and Certification Program. Seconded by Gregg Scully. So voted.

RESOLVED, that the Executive Director be and hereby is authorized, empowered and directed, for and on behalf of the Connecticut Port Authority (the "Authority"), to issue a public solicitation for three (3) apprenticeship positions in the Connecticut Apprentice Marine Pilot Training and Certification Program, as further described in the Exhibit to Agenda Item #17, and to take such reasonable and necessary actions and execute and deliver any and all other reasonable and necessary documents in furtherance thereof.

Motion by Grant Westerson, seconded by John Johnson and so voted.

Motion made by Judi Sheiffele to to entertain New Business for consideration and approval of a resolution authorizing the submission of an amicus brief to the U.S. Court of Appeals for the Second Circuit. Seconded by Don Frost. So voted.

RESOLVED, that the Connecticut Port Authority's (the "Authority") submission of an amicus brief to the United States Court of Appeals for the Second Circuit in the case of Rosado et al v. Pruitt et al, Docket No. 20-3188, in an amount not to exceed \$10,000 is hereby approved, and that the Executive Director be and hereby is authorized, empowered and directed, for and on behalf of the Authority, to take such reasonable and necessary actions and to execute and deliver any and all other reasonable and necessary documents in furtherance thereof.

Motion by John Johnson, seconded by Gregg Scully and so voted.

18. Call to the Public

19. Adjournment

Motion to adjourn made by John Johnson and seconded by Parker Wise. Meeting adjourned at 1:37pm