



AGENDA

Board Meeting

NEW JERSEY TURNPIKE AUTHORITY

November 19, 2013

James S. Simpson, Chairman

Veronique Hakim, Executive Director

AGENDA

NEW JERSEY TURNPIKE AUTHORITY

November 19, 2013

(Tuesday)

9:30 A.M.

<i>James S. Simpson</i>	<i>Chairman</i>
<i>Ronald Gravino</i>	<i>Vice Chairman</i>
<i>Michael R. DuPont</i>	<i>Treasurer</i>
<i>Harold L. Hodes</i>	<i>Commissioner</i>
<i>Raymond M. Pocino</i>	<i>Commissioner</i>
<i>Ulises E. Diaz</i>	<i>Commissioner</i>
<i>Daniel Becht</i>	<i>Commissioner</i>
<i>Jan Walden</i>	<i>Commissioner</i>
<i>Veronique Hakim</i>	<i>Executive Director</i>
<i>John O'Hern</i>	<i>Chief Operating Officer & Deputy Executive Director</i>

NEW JERSEY TURNPIKE AUTHORITY BOARD MEETING
NOVEMBER 19, 2013

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PUBLIC SESSION AGENDA MEETING CALLED TO ORDER

PUBLIC COMMENT

- 1. *HUMAN RESOURCES***
- 2. *LAW***
- 3. *ENGINEERING***
- 4. *PROCUREMENT AND MATERIALS MANAGEMENT (PMM)***
- 5. *GENERAL BUSINESS***

EXECUTIVE SESSION

ADJOURNMENT

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HUMAN RESOURCES

410-11-2013 **Roster/Confirmation of Personnel Matters**

LAW

411-11-2013 **Request for Authorization to Reincorporate Various Surplus Property Parcels into the New Jersey Turnpike Right-of-Way**

During a recent review of the Authority's surplus property inventory it was determined that various parcels previously deemed surplus are now needed for the New Jersey Turnpike right-of-way (ROW) as a result of various projects, including the Interchange 6 to 9 Widening Program. This agenda item seeks authorization to reincorporate the listed parcels into the Turnpike ROW.

412-11-2013 **Not Used**

413-11-2013 **Authorization to extend for two and one half (2-1/2) months the insurance agreement for the Authority's Public Officials and Employment Practices insurance**

Account No.: 10-893-441040

Amount: \$72,504.00

The Authority maintains Public Officials and Employment Practices Insurance, which is due to expire on December 31, 2013. The Authority's broker, Willis of New Jersey, has recommended that the Authority extend the current policy for two and one half months to expire on March 15, 2014.

414-11-2013 **Authorization to Settle Litigation in the Matter of Fiseha v. NJTA, et. als.**

Account No.: 010-893-441020

Amount: \$550,000.00

This litigation is a personal injury action in which a motor vehicle operated by a New Jersey State Trooper struck a pedestrian (the "Plaintiff) who was walking northbound on the Bloomfield Station Police Access Road on his way to work at a Lukoil gas station. Outside counsel, as well as the Authority's third party claims administrator Inservco, have reviewed this matter and recommend that the Authority seek a settlement. Outside counsel negotiated a settlement of \$550,000.00.

415-11-2013 **Not Used**

416-11-2013 **Authorization to Settle Litigation in the Matter of French v. Trooper J.T. Squire-Tibbs, et als.**

Account No.: 010-893-441020

Amount: \$85,000.00

The Plaintiff alleges that the New Jersey State Trooper is liable for the injuries he sustained when the Trooper was subduing him post-arrest. Outside counsel and the Law Department have reviewed this matter and recommend that the Authority seek a settlement. Outside counsel negotiated a settlement of \$85,000.

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417-11-2013 **Authorization to Settle Litigation in the Matter of Trejo, Stolarski v. NJTA, NJSP, et. als.**

Amount: \$92,500.00 (to be received by Authority)

This litigation involves multiple motorcycle accidents that resulted in one fatality and one seriously injured motorcyclist on a portion of the GSP which was under construction. Under the settlement, one of the defendant subcontractors involved in the construction will pay \$3.5 million to the plaintiffs to settle all claims. Neither the Authority nor State Police will pay any amount to plaintiffs. Two other contractors will reimburse the Authority a total of \$92,500 in attorneys' fees pursuant to indemnification clauses in their contracts with the Authority.

418-11-2013 **Authorization to Settle Formal Workers' Compensation Matter – Suzanne Dossantos v. New Jersey Turnpike Authority**

Account: 10-870-405070

Amount: \$158,604.00

419-11-2013 **Authorization to Settle Formal Workers' Compensation Matter - Teresa Blue v. NJTA**

Account: 10-870-405070

Amount: \$44,445.00

ENGINEERING

COMPETITIVE PROCUREMENTS

A. ORDER FOR PROFESSIONAL SERVICES (OPS)

420-11-2013 **Recommendation to Issue Order for Professional Services No. P3477**

Garden State Parkway

TransSystems Corporation

Design Services for Contract No. P100.317 - Bridge Repairs and Resurfacing, Milepost 126 to 172

Maintenance Reserve Fund No. 03020001

Funding allocation:

Funding Year 2014: \$ 800,000.00

Funding Year 2015: \$ 195,000.00

Amount: \$ 995,000.00

This OPS will provide for the inspection, condition evaluation and preparation of contract documents for the annual bridge repair contract for Bridge Repairs and Resurfacing on the northern sector of the Parkway.

421-11-2013 **Recommendation to Issue Order for Professional Services No. T3487**

BEM Systems, Inc.

Environmental Engineering Consultant

Order for Professional Services No. T3487

Environmental Compliance Activities at the Clara Barton Service Area 1S, John Fenwick Service Area 1N, Walt Whitman Service Area 3S, and James Fenimore Cooper Service Area 4N

Non-departmental Operating: 010-00-892-446050 (SBE Set-Aside)

Amount: \$617,318.00

The Authority requires the professional services of an environmental engineering Consultant to provide operation, maintenance and compliance monitoring of groundwater remediation activities, groundwater compliance monitoring and reporting, and necessary remedial investigations/actions at the above referenced service areas on the New Jersey Turnpike in accordance with current New Jersey Department of Environmental Protection regulations.

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The scope also includes remedial investigations and remedial actions as may be needed to further enhance and ensure the most effective remediation of the sites. The solicitation is for a two (2) year term.

NON-COMPETITIVE PROCUREMENTS

B. MISCELLANEOUS

422-11-2013 **Request for Authorization to Enter into Agreement No. 84-13**

Garden State Parkway
New Jersey Department of Transportation and Cape May County
Cost Reimbursement Agreement Associated with the Removal of the Beesley's Point Bridge's Navigation Channel Spans
Supplemental Capital Fund No. 08027025
Amount: \$3,000,000.00

Request for authorization for the Executive Director to enter into a cost reimbursement agreement with the New Jersey Department of Transportation (NJDOT) and Cape May County (County) in an amount not to exceed \$3 million to reimburse the Authority for certain costs to be incurred by the Authority for the demolition of the County's Beesley's Point Bridge's navigation spans. The agreement will provide a vehicle for NJDOT to provide funds for the demolition to the County and for the County to transfer the funds to the Authority. The demolition will be performed under the Authority's Contract No. P100.251, Replacement of Structure Nos. 28.0S and 28.5S, Milepost 27.0 to 28.8.

423-11-2013 **Request for Authorization to Enter into Agreement No. 86-13**

New Jersey Turnpike and the City of Linden
Maintenance and Jurisdictional Agreement of Wood Avenue and Grasselli Road
Amount: \$0

Request for Authorization for the Executive Director to enter into an agreement with the City of Linden relating to the maintenance and jurisdiction of prior improvements to Wood Avenue and Grasselli Road, which agreement shall include the transfer of parcels currently owned by the Authority to the City to be used as public right of way at no cost.

424-11-2013 **Recommendation to Execute Utility Order No. 1466-P**

Garden State Parkway
G4S Technology, LLC
Widening of the Garden State Parkway - Phase 3, Milepost 35 to 48
Ten Year Capital Program Fund No. 39028031
Amount: \$4,000,000.00

This Utility Order is necessary to authorize G4S Technology, LLC to undertake ETC duct relocation of fiber optic cables along the GSP associated with the Widening of the Garden State Parkway from MP 35 to 48 in order avoid conflicts with the proposed pavement, sign structure foundations, bridge abutments and guide rail. The Authority will reimburse G4S Technology, LLC for the design, materials and construction associated work.

425-11-2013 **Recommendation to Execute Utility Order No. 1494-P**

Garden State Parkway
PSE&G – Electric
Contract No. P300.236, Interchange 163 Improvements Milepost 162.7 and 163.7, Borough of Paramus, County of Bergen
Ten Year Capital Program Fund No. 39003035
Amount: \$2,000,000.00

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Existing facilities will be directly impacted by the construction of Contract No. P300.236, Garden State Parkway Interchange 163 Improvements. The Utility Order will reimburse PSE&G - Electric for the cost of work and materials related to the relocation of PSE&G facilities in advance of the construction contract. The work will be done under and adjacent to the Garden State Parkway Mainline/Ramps at Interchange 163, including Route 17 in Borough of Paramus, Bergen County.

C. REPORTS

- 426-11-2013 Acknowledge Reports of Engineering Expenditures Under Delegated Authority
- Construction Contract Progress Summary
 - Change Order Summary
 - Utility Order Report

PROCUREMENT AND MATERIALS MANAGEMENT (PMM)

COMPETITIVE PROCUREMENTS

A. PUBLIC BIDS

- 427-11-2013 Mark-Out Services
UtiliQuest, LLC
RM-102877
Budget Code: Various
Amount: \$433,740.00 (Two-Year base contract)

Under this contract, UtiliQuest, LLC, Alpharetta, GA shall furnish the necessary labor and equipment to provide underground utility locating and marking services (Mark-Out Services) along the entire length of the New Jersey Turnpike and the Garden State Parkway. Bidders were required to quote "per call" rates for five components of this contract, and hourly rates for additional services including standby and emergency requests. The bid was fully advertised and the ten vendors listed in the Authority database were notified of the procurement.

- 428-11-2013 Gledhill Snow Plow Parts
Tony Sanchez LTD
RM-102537
Budget Codes: Various
Amount: \$79,394.81

Under this contract, Tony Sanchez LTD will provide various snow plow parts to be maintained in inventory and used for both Roadways. Bidders were required to bid on 22 line items of specific parts as well as a discount off manufacturers list for other miscellaneous items. The bid was fully advertised and the three vendors listed in the Authority database were notified of the procurement.

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429-11-2013 **Coarse Paper Products (SBE Set-Aside)**
Spruce Industries, Inc.
RM-103054
Budget Codes: Various
Amount: \$93,782.30

Under this contract, Spruce Industries, Inc., will provide coarse paper products for inventory for both roadways. These items include disposable wipers, paper towels, toilet tissue, paper cups, and dispensers. Where applicable, "Green Seal Certified" products were specified, to comply with the Authority's environmental initiatives. Bidders were required to bid unit and total prices for 15 line items included in the bid. The bid was fully advertised and the 68 vendors listed in the Authority's database for the referenced commodity were notified of the procurement.

B. STATE CONTRACTS

430-11-2013 **Electrical Equipment and Supplies**
Modification
Keer Electric Supply Co., Inc.
RM-104304
Contract No.1232
State Contract No.75180 expiring 1/31/14
Budget Code: Various
Current Authorized Amount: \$415,000.00
Requested Amount: \$ 26,000.00
New Authorized Amount: \$441,000.00

Jewel Electric Supply Co., Inc.
RM-104306
Contract No. 1501
State Contract No. 75179, expiring 1/31/14
Budget Code: Various
Current Authorized Amount: \$851,500.00
Requested Amount: \$ 87,000.00
New Authorized Amount: \$938,500.00

The Maintenance Department has requested an increase to the above-referenced contracts for electrical equipment and supplies. The referenced State Contracts have been extended to 1/31/14 and additional funds are required to purchase necessary electrical supplies through the term of the contract.

C. PROFESSIONAL SERVICES

431-11-2013 **Arbitrage Compliance, Yield Restriction Compliance and Yield Monitoring Services**
Hawkins, Delafield & Wood, LLP
RM-102959
Fees: \$99,000.00

Under this professional services contract, the successful proposer will perform arbitrage compliance, yield restriction compliance and yield monitoring services in connection with the New Jersey Turnpike Revenue Bond Series 2000-2005, 2009, 2011, 2012 and 2013. The Services will also include any bonds or notes that the Authority issues during the term of this contract.

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432-11-2013 **NOT USED**

GENERAL BUSINESS

433-11-2013 **Authorization to Amend the Professional Services Agreement with Xerox State and Local Solutions, Inc. to include the Delaware River Joint Toll Bridge Commission in the New Jersey E-ZPass Customer Service Center Operations**

434-11-2013 **Authorization to Pay the Pennsylvania Turnpike Commission the Authority's 2014 Annual Membership Assessment in the E-ZPass Interagency Group**
Account No.: 890-445900
Amount: \$70,000.00

435-11-2013 **Authorization to Enter into a Successor Collective Negotiations Agreement with IFPTE Local 193 for the period October 1, 2011 through September 30, 2015**

436-11-2013 **Authorization to Adopt the 2014 Annual Budget**

437-11-2013 **Certificate required under Section 713, Turnpike Revenue Bond Resolution, Fiscal Year Ending December 31, 2014**

438-11-2013 **Financial Summary for the ten (10) months ended October 31, 2013**

439-11-2013 **Resume of All Fatal Accidents**
Garden State Parkway and New Jersey Turnpike: Period 01/01/2013 through 11/07/2013: both with 2012-2013 Yearly Comparisons through October, 2013.

440-11-2013 **New Jersey State Police Troop D Activity Reports**
For October 2013, with 2012-2013 Yearly Comparisons.