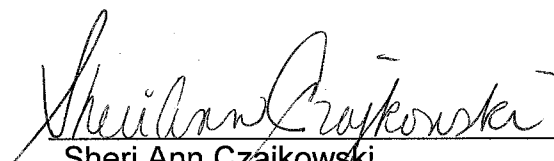



**CERTIFICATION  
OF  
NEW JERSEY TURNPIKE AUTHORITY**

I, Veronique Hakim, hereby certify that I am the Executive Director of the New Jersey Turnpike Authority and as such Executive Director certify that the attached copy of PROCEEDINGS OF THE NEW JERSEY TURNPIKE AUTHORITY is a true and correct copy of the Minutes of the **June 26, 2012** Regular Meeting of the Authority.

IN WITNESS THEREOF, I have hereunto set my hand and affixed the official seal of the New Jersey Turnpike Authority **this 27<sup>th</sup> day of June, 2012.**

ATTEST:

  
\_\_\_\_\_  
Sheri Ann Czajkowski  
Assistant Secretary to the Authority

  
\_\_\_\_\_  
Veronique Hakim,  
Executive Director

Corporate Seal

Date: June 27, 2012

**Received in the Governor's Office on June 27, 2012  
(hand delivered)**

Received by:

Lashana Kirk  
\_\_\_\_\_  
Print Name

  
\_\_\_\_\_  
Signature

Veto Period Ends:

July 16, 2012  
\_\_\_\_\_  
(Write in the date the veto period ends)



**PROCEEDINGS OF NEW JERSEY TURNPIKE AUTHORITY**

**COMMISSION MEETING**

**TUESDAY, June 26, 2012**

**ooo0ooo**

Chairman James S. Simpson called the Authority into session in the Executive Boardroom of the Authority's Administration Offices, Woodbridge, New Jersey, at 9:30 A.M.

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**PRESENT**

Present were Chairman James S. Simpson, Vice Chairman Ronald Gravino, Treasurer Michael DuPont, Commissioner Harold Hodes, Commissioner Raymond Pocino, Commissioner Ulises Diaz and Commissioner Daniel Becht. The meeting commenced at 9:30 a.m.

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**ALSO PRESENT**

Executive Director Veronique Hakim; Deputy Executive Director John O'Hern; Chief Engineer Richard Raczynski; Acting Director of Law Phillip Espinosa; Electronic Toll Collection Director Dennis Switaj; Chief Financial Officer Donna Manuelli; Human Resources Director Mary-Elizabeth Garrity; Director of Internal Audit James Carone; Assistant Director of Maintenance Joseph Lentini; Director of Operations Sean Hill; Purchasing Director Andrea Ward; Chief Information Officer Barry Pelletteri; Director of Tolls Robert Quirk; Major Leonard Albine, State Police Troop D; and Assistant Secretary to the Authority Sheri Ann Czajkowski.

Also present were: Governors' Authorities Unit Representative Brett Tanzman; additional individuals consisting of other NJTA employees; interested organizations; the general public; and from the media: The Star Ledger, The Asbury Park Press, The Atlantic City Press and The Bergen Record.

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**NOTICE OF MEETING**

This is a regular meeting of the New Jersey Turnpike Authority. Adequate notice of this meeting has been provided in accordance with Chapter 231, P.L. 1975 in that notice has been given to two newspapers and notice has been forwarded to the Secretary of State, Trenton, New Jersey. In addition, notice of said meeting has been and is being displayed in the main lobby of the Authority's Administration Headquarters in Woodbridge.

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**ACTION ON MINUTES**

The Executive Director reported that ten days, excluding Saturdays, Sundays and holidays, have elapsed since Governor Chris Christie received the proceedings of the regular meeting of May 30, 2012; he did not exercise his power to veto any items in those minutes.

Upon motion made by Treasurer DuPont and seconded by Commissioner Pocino the minutes of the meeting was unanimously approved.

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**RECUSALS**

The Executive Director reported that advisements of recusal had been submitted and asked for any further recusals or abstentions to be placed on record for this meeting. Those results are regarding the following items:

Commissioner Pocino: 220-06-2012 through 234-06-2012

Commissioner Hodes: 249-06-2012

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**PUBLIC COMMENT**

Chairman Simpson opened the floor to public comment on matters relating to the current agenda and all other matters.

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**MURRAY BODIN**

Mr. Bodin joyously discussed his son's recent wedding. He advised that this would be the last Authority Board meeting that he will attend. Mr. Bodin further indicated that he recently attended a traffic engineering seminar in Florida where changes to the Manual for Uniform Traffic Control Devices were discussed. Mr. Bodin believes the traffic manual should be easier to understand. Finally, Mr. Bodin thanked the Board of Commissioners and Authority staff for working with him over the years.

Chairman Simpson noted that as a result of serving on different public boards he has known Mr. Bodin for seventeen (17) years. Chairman Simpson said he was sorry to see Mr. Bodin go and he would be welcomed back at any time.

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**FRANK FORST, LOCAL 194**

Mr. Forst indicated that the members of Local 194 have not received a pay increase in two (2) years. The Local 194 collective negotiations agreement expired on June 30, 2011 and the most recent successor bargaining agreement negotiation session was in February of 2012. Mr. Forst asked that the Authority move forward with additional negotiation sessions. Toll collectors are taking another salary decrease on July 1<sup>st</sup> and this pay cut creates a very difficult time in their lives. Mr. Forst suggested that because the Authority is receiving bids on its construction contracts lower than it had estimated that the Authority can find some money in the budget to give back to the employees.

ED Hakim indicated that the Authority has been negotiating with several of its unions and will reach out to Local 194 to set a date for a negotiation session.

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### COMMISSIONER'S COMMENTS

Vice Chairman Gravino toured the TAS Department and indicated that there are amazing new things coming from TAS and he hopes that at a future Board meeting TAS can show some of the technological innovations that will be forthcoming.

CIO Pelletteri stated that TAS welcomes the opportunity to share information about the new technology projects with everyone and will be prepared to do so at future meetings.

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### EXECUTIVE DIRECTOR'S COMMENTS

ED Hakim welcomed Major Leonard Albine to the Authority as the Major of Troop D. She said she looks forward to continuing the Authority's long history of a close partnership with the State Police. Major Albine stated that he was a State Trooper on the Turnpike from 1998-2004 and is very excited about working with everyone at the Authority. ED Hakim also welcomed Captain Neil Brosnan as the new Parkway Regional Manager.

Treasurer DuPont thanked the now retired Major Pam Elliott for her professional and social skills and he wished her the best of luck in her future endeavors.

ED Hakim indicated that the Authority has begun a pilot program regarding its patron fare displays ("PFD") in the coin machine lane on the Garden State Parkway. At five (5) locations on the Parkway, the Authority will post a new message on the PFD -- "Pay Toll Go". This message is designed to reduce confusion in the coin machine lanes that arose following 'the make it as easy as possible for the motorists' campaign in an on-going effort to communicate as quickly as possible.

Chairman Simpson stated that he was surprised E-ZPass usage on the Turnpike was so high -- 80% -- in light of all of the commercial traffic. ED Hakim indicated that commercial vehicles have the highest E-ZPass usage rate, about 88%. With respect to expanding E-ZPass usage further, the Authority now has implemented the "E-ZPass On the Go" at all service areas. "E-ZPass On the Go" allows customers to buy E-ZPass transponders. Director of ETC Switaj indicated that the "E-ZPass On the Go" program has been a big success and the Authority is currently negotiating with Motor Vehicle and AAA to have "E-ZPass on the Go" at their locations as well.

ED Hakim further stated that the Authority has an agreement with the South Jersey Economic District to open the Jersey Fresh Market at Oceanview Service Area on the Parkway now through September 15<sup>th</sup>.

Treasurer DuPont thanked ED Hakim and DED O'Hern for their quick responses to questions raised by county and local officials in Galloway Township regarding Jimmie Leeds Road at the Atlantic City Service Area. The customer service that the Authority provides is outstanding.

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TURNPIKE WIDENING UPDATE

Chief Engineer Raczynski stated that the Turnpike Widening is progressed and motorists are already using eighteen (18) new bridges and ramps. In the Northbound direction, the Authority opened a third lane between Interchanges 8A and 9, making this a full outer roadway. Another ramp is being opened today from the Pennsylvania Extension through the inner roadway on the Turnpike at Interchange 6. The public works facility for East Windsor has been completed. In addition, Raczynski stated around Thanksgiving the new Interchange 8 Toll Plaza will be opened. All these improvements benefit the public.

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HUMAN RESOURCES

Director of Human Resources Mary-Elizabeth Garrity requested approval of item 213-06-2012. Moved is the item as follows:

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213-06-2012

Human Resources Director Garrity submitted the Personnel Agenda, dated June 26, 2012, and requested confirmation of the personnel matters contained therein. The Executive Director certified the recommendations for consideration.

On motion by Commissioner Pocino and seconded by Vice Chairman Gravino employment of those named to serve at the pleasure of the Authority and other recommended personnel actions, were approved, ratified and confirmed, to become effective as of the dates specified and at the salaries listed.

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LAW

Acting Director of Law Philip Espinosa requested approval of items 214-06-2012 through 219-06-2012 and 253-06-2012. Moved as a group those items are as follows:

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214-06-2012

In a memorandum dated June 13, 2012, a Recommendation for the Ratification of Action Taken and Authorization for the Acquisition of Property Interests Required for the New Jersey Turnpike Authority for the Interchange 6-9 Widening Program, Payment of Damages Related to the Acquisition of One (1) Property, 2009 Capital Construction Program, in an amount \$843,647.50 (\$840,000.00 was previously approved, an additional \$3,647.50 is required), was approved.

The New Jersey Turnpike Authority (the "Authority") is proceeding with its plans to widen the Turnpike between Interchange 6 in Mansfield Township, Burlington County and Interchange 9

in East Brunswick Township, Middlesex County (the "Widening Program"). The roadway will be widened to 12 lanes with major modifications constructed at four interchanges. Final design is currently underway and construction is proceeding.

The acquisition of the necessary property interests is critical to the success of the Widening Program. In light of same, the Commissioners of the New Jersey Turnpike Authority authorized the Executive Director to take all steps necessary to prepare for the acquisition of property rights needed through final construction of the Widening Program with final action being brought to the Commissioners for ratification under Agenda Item No. 315-09-2011.

This Agenda Item seeks Authorization to pay damages related to the acquisition of necessary property interests:

**I. Payment of Damages:** The Authority has determined that the property listed below was necessary for the Widening Program. To that end, the Authority had an appraisal prepared by independent Appraisers and reviewed by Value Research Group, LLC, the Authority's Real Estate Manager/Consultant, which set a value for each. The Authority then entered into good faith negotiations with the owner and its respective counsel as appropriate for the purchase of same or the settlement of any claims related to the acquisition based on this appraised value and in compliance with the laws governing its powers of eminent domain. Negotiations continued and a settlement of all terms was agreed upon. The following is a description of a property for which the parties had previously negotiated the acquisition of the required property interests and for which the Authority has agreed to pay damages.

1) Turnpike Design Section 8, Turnpike ROW Section 4L

Parcel Series 1217, Block 2, Lots 4.01 (Partial Taking)

1244 South River Road, Township of Cranbury, Middlesex County

Owner: Keystone New Jersey, LP

Amount: \$843,647.50 (\$840,000.00 was previously approved for settlement of the acquisition, an additional \$3,647.50 is required for payment of damages)

The Authority's Commissioners previously approved the acquisition of the required property interests by negotiated settlement under agenda item no. 93-10. The parties also entered into a right-of-entry agreement prior to the settlement of this matter whereby the Authority agreed to pay for any costs or damages incurred by the property owner related to the Authority's entry that was required for construction purposes prior to settlement of this matter. This agenda item seeks authorization for payment of \$3,647.50 for those costs.

The acquisitions in Sections I and II above do not involve property designated as "Preserved Farmland" pursuant to and as regulated by the *Agriculture Development and Retention Act*, N.J.S.A. 4:1C-11, et seq., and *State Agricultural Development Committee Rules*, N.J.A.C. 2:76-1.1, the Act's implementing regulations, Nor has this property been designated or encumbered as Green Acres properties pursuant to N.J.S.A. 13:1D-52, et seq. and N.J.A.C.

7:35-26.1, *et seq.*

All actions taken by the Executive Director have been necessary for the purchase of the properties listed above including the satisfaction of certain other costs required by law to be paid at closing. All actions taken by the Executive Director have been reviewed by outside counsel and reviewed and approved by the Law Department.

Based on the foregoing, it is requested that the Authority Commissioners ratify any and all actions taken by the Executive Director as outlined herein for the acquisition of the properties set forth above.

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**215-06-2012**

In a memorandum dated June 13, 2012, **a Request for Authorization to appoint a new Plan Administrator for the New Jersey Turnpike Authority Employees' Deferred Compensation Plan (the "Plan"); to appoint an additional person to the Administrative Committee; to appoint a person or persons to act for the Plan Administrator in her absence; and to delegate to the Administrative Committee the authority to appoint a Deputy Plan Administrator**, was approved.

By Agenda Item 350-10-2011, the Commissioners of the Authority authorized the adoption of a Restated Employees' Deferred Compensation Plan (the "Restated Plan"). The Restated Plan provides that the Board appoint a Plan Administrator and an Administrative Committee consisting of five (5) members.

Due to various personnel transfers, it is necessary for the Commissioners to appoint a new Plan Administrator. The Authority Executive staff has recommended that Mary Elizabeth Garrity be appointed Plan Administrator, and that Harris Galary, Assistant Director, Human Resources, Safety and Benefits, be appointed to the Administrative Committee. Staff has further recommended that authority be delegated to the Administrative Committee to appoint a Deputy Plan Administrator.

Therefore, it is requested that authorization be granted to take steps as set forth above. It is further recommended that the Administrative Committee be authorized to take any actions and execute any documents that are necessary to effectuate the purpose of the above authorizations.

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**216-06-2012**

In a memorandum dated June 8, 2012, **a Request for Authorization to Settle Formal Workers' Compensation Matter of Kirk Del Russo v. N.J. Turnpike Authority in the amount of \$41,238, Account No. 10-870-405070**, was approved.

Kirk Del Russo is a Parkway Division Mechanic 1 hired in January 2005. This recommended settlement will resolve a formal Claim Petition filed in 2010 resulting from a work

related injury which occurred on or about February 16, 2010.

The petitioner is represented by Marriot, Callahan, Blair & Greer, P.C. located in Spring Lake Heights, NJ. The Authority is defended by Special Counsel Curt Cox of Kamensky, Cohen & Associates located in Pennington, NJ. The matter is venued in the district office of Hackensack before Judge Philip Tornetta.

Permanency evaluations were performed on behalf of both the petitioner and the respondent. The petitioner's attorney requested a settlement of 40% of permanent partial total or \$101,760.00. After reviewing the proofs, the Judge of Compensation placed a value on the case of 27.5% of permanent partial total or \$41,238.00.

The Law Department has reviewed this matter and agrees with the recommendation of the Special Counsel, the Authority's third party workers' compensation administrator and the Assistant Director, HR, Safety & Benefits. Authorization is, therefore, requested to allow Special Counsel to settle this matter for the sum of \$41,238.00.

This settlement will be payable under Account No. 10-870-405070.

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**217-06-2012**

In a memorandum dated June 8, 2012, **a Request for Authorization to Settle Formal Workers' Compensation Matter of Jacob Peluso v. New Jersey Turnpike Authority, Account: 10-870-405070, in an amount of \$37,944.62,** was approved.

Jacob Peluso is a Parkway Division Equipment Trainer in the Maintenance Department hired in May 1987. This recommended settlement will resolve a formal Claim Petition filed in 2008 resulting from a work related injury which occurred on or about May 7, 2008.

The petitioner is represented by Drazin & Warshaw, PC located in Red Bank, NJ. The Authority is defended by Special Counsel Michael J. Greenwood of McElroy, Deutsch, Mulvaney & Carpenter located in Newark, NJ. The matter is venued in the district office of Toms River before Judge Ronald Allen.

The petitioner's injuries were the result of a motor vehicle accident. The petitioner's Authority vehicle was hit from behind by a patron. The Authority reserves its Section 40 lien rights in this matter. Permanency evaluation on behalf of the petitioner was performed by Dr. Martin Riss who opined 85% permanent partial total orthopedic disability. Permanency evaluation on behalf of the respondent was performed by Dr. Malcolm Coblenz who opined 12.5% permanent partial total orthopedic disability. Judge Blake made a recommendation of 42.5% or \$113,475.00. The petitioner has settled his third party claim. Under Section 40, the Authority is entitled to pay only one-third of all medical and temporary disability payments, as well as one-third of the worker's compensation permanency award. Thus far, the Authority has successfully recovered \$85,612.78 in medical and temporary disability payments by way of its Section 40 lien, with a remaining credit of approximately \$75,500.00. This leaves a balance of \$37,944.62 to be paid to

the petitioner.

The Law Department has reviewed this matter and agrees with the recommendation of the Special Counsel, the Authority's third party workers' compensation administrator and the Assistant Director, HR, Safety & Benefits. Authorization is, therefore, requested to allow Special Counsel to settle this matter for the sum of \$37,944.62.

This settlement will be payable under Account No. 10-870-405070.

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218-06-2012

In a memorandum dated June 8, 2012, a Request for Authorization to Settle Formal Workers' Compensation Matter of Carl Paglione v. New Jersey Turnpike Authority, Account: 10-870-405070, in an amount of \$43,977.00, was approved.

Carl Paglione was a Turnpike Division Toll Collector hired in May 1990 and transferred to the position of Turnpike Division Maintenance Person effective June 13, 2011. This recommended settlement will resolve a "re-opener" of a formal Claim Petition filed in 2001 resulting from a work related injury which occurred on or about July 18, 2001.

The petitioner is represented by George T. Kotch, PC located in Mt. Holly, NJ. The Authority is defended by Special Counsel Curt Cox of Kamensky, Cohen & Associates located in Pennington, NJ. The matter is venued in the district office of Mt. Holly before Judge George Geist.

Permanency evaluations were performed on behalf of both the petitioner and the respondent. The petitioner's attorney made an initial demand of 40% of permanent partial total with an Abdullah Credit of 25% for the petitioner's prior award equating to \$48,702.00. After reviewing the case, the Judge of Compensation made a recommendation of 37.5% of permanent partial total with an Abdullah Credit of 25% equating to an award of \$43,977.00.

The Law Department has reviewed this matter and agrees with the recommendation of the Special Counsel, the Authority's third party workers' compensation administrator and the Assistant Director, HR, Safety & Benefits. Authorization is, therefore, requested to allow Special Counsel to settle this matter for the sum of \$43,977.00.

This settlement will be payable under Account No. 10-870-405070.

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219-06-2012

In a memorandum dated June 8, 2012, a Request for Authorization to Settle Formal Workers' Compensation Matter of Larry Skolkin v. New Jersey Turnpike Authority, Account: 10-870-405070, in an amount of \$109,260.00, was approved.

Larry Skolkin was a Parkway Division Maintenance Crew Supervisor hired in September 1981 and retired effective June 1, 2011. This recommended "hybrid" settlement will resolve a formal Claim Petition filed in 2011 resulting from a work related injury which occurred on or about

April 19, 2010.

The petitioner is represented by Gill & Chamas located in Woodbridge, NJ. The Authority is defended by Special Counsel Curt Cox of Kamensky, Cohen & Associates located in Pennington, NJ. The matter is venued in the district office of New Brunswick before Judge Watson Berich.

Permanency evaluations were performed on behalf of both the petitioner, and the respondent. The petitioner's attorney made an initial demand of 65% of partial total with an Abdullah Credit of 22.5%. After reviewing the case, the Judge of Compensation made a recommendation of 40% of partial total with an Abdullah Credit of 22.5% equating to \$101,760.00. In addition, there would be a separate compensation award for a different body part involved in the injury of \$7,500.00 pursuant to Section 20, for a grand total award of \$109,260.00.

The Law Department has reviewed this matter and agrees with the recommendation of the Special Counsel, the Authority's third party workers' compensation administrator and the Assistant Director, HR, Safety & Benefits. Authorization is, therefore, requested to allow Special Counsel to settle this matter for the sum of \$109,260.00.

This settlement will be payable under Account No. 10-870-405070.

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**253-06-2012**

In a memorandum dated June 14, 2012, **a Request for the Ratification of Action Taken and Authorization for the Acquisition of Property Interests Necessary for the Interchange 88/89 Improvements Project, Garden State Parkway, Township of Lakewood, County of Ocean, Project No. 39023029, in an amount of \$264,500.00**, was approved.

The New Jersey Turnpike Authority ("Authority") is in the process of construction of the Interchange 88/89 Improvements Project (the "Project") in the Township of Lakewood, Ocean County. This Project includes improvements to Interchange 88, which is currently only accessible by traffic to and from the north. The Project will complete the interchange to allow for full access to Route 70 and will consolidate Interchanges 88 and 89 through the construction of service roads along northbound and southbound roadways. The estimated cost of this project is \$72 million. The Engineering Department has advertised for bids for Contract P300.198 to perform the construction necessary for the Project, and anticipates a contract award in August 2012.

The acquisition of property interests necessary for the Project in a timely manner is critical to the success of the Project. In light of this, under Agenda Item No. 052-02-2012, the Commissioners deemed various property interests necessary for the Project and authorized the Executive Director to take all steps necessary to prepare for the acquisition of those interests, with the final purchase price being submitted to the Commissioners for approval.

To that end, the Authority had appraisals prepared by independent appraisers and

reviewed by Value Research Group, LLC, the Authority's Real Estate Manager/Consultant, which set a value for each necessary property interest. The Authority has entered into good faith negotiations with the owners or their respective counsel as appropriate for the purchase of same or the settlement of any claims related to the acquisition based on this appraised value and in compliance with the laws governing its powers of eminent domain.

The following is a description of properties for which the parties have negotiated terms of sale:

Parcel No. 4622  
 Owner: NAEA Ocean Peaking Power LLC  
 122 Energy Way  
 Block 1160.01, Lot 385.01  
 Lakewood Township, Ocean County  
 Amount: \$72,000

This property consists of approximately 15.228 acres of land and a 350 megawatt gas-fired electric generation plant with two combustion turbines. The Authority must acquire a fee simple interest in an approximately 19,032 square foot, 0.4369 acre area along the portion of the Property adjacent to the existing Garden State Parkway Exit Ramp.

Parcel No. 4620A&B  
 Owner: Lakewood Cogeneration, LP  
 123 Energy Way  
 Block 1160.01, Lot 384  
 Lakewood Township, Ocean County  
 Amount: \$163,000

This property consists of approximately 26.717 acres of land and a 256 megawatt energy facility with two combustion turbines and one steam turbine. The Authority must acquire a fee simple interest in two separate portions of the property, one area of approximately 48,280 square feet and one area of approximately 10,967 square feet.

Parcel No. 4616, UE4616, 2UE4616, C4616 and 2C4616  
 Owner: 150 Airport Associates, LLC  
 150 Airport Road  
 Block 1160.01, Lot 2  
 Lakewood Township, Ocean County  
 Amount: \$27,500

This property consists of approximately 5.775 acres of land improved by a 29,000 square foot office building. The Authority must acquire the following property interests necessary for the Project: (1) a fee simple interest in a strip of land of approximately 4371 square feet; (2) a utility easement containing approximately 2632 square feet; (3) a utility easement containing approximately 125 square feet; (4) a temporary construction easement containing approximately 4134 square feet; and (5) a temporary construction easement containing approximately 1286 square feet.

Parcel No. UE4626, C4626, 2C4626, 3C4626  
 1900 Route 70 Associates, LLC  
 1900 Route 70

Block 1249, Lot 1  
 Lakewood Township, Ocean County  
 Amount: \$2,000

This property consists of approximately 37.891 acres of land improved by a 282,816 square foot shopping center. The Authority must acquire the following property interests necessary for the Project: (1) a permanent utility easement in a strip of land approximately 44 square feet; and (2) three separate temporary construction easements totaling 2844 square feet.

The acquisitions as proposed above do not involve property designated as "Preserved Farmland" pursuant to and as required by the Agriculture Development and Retention Act N.J.S.A. 4:1C-11 et seq., and State Agricultural Development Committee Rules N.J.A.C. 2:76-1.1, the Act's implementing regulations. Nor have the above referenced properties been designated or encumbered as Green Acres Properties pursuant to N.J.S.A. 13:1D-52 et seq. and N.J.A.C. 7:35-26.1 et seq.

The Law Department, in consultation with the Authority's Real Estate Manager/Consultant and General Counsel, recommends that the Authority acquire these properties upon the terms and conditions as set forth above.

Accordingly, it is requested that the Authority's Commissioners authorize the Executive Director, with the assistance of the Law Department, Engineering Department, General Counsel and other Authority consultants, to take all steps necessary to purchase these properties for the amounts set forth herein and to satisfy those other costs required to be paid at closing, said costs not to exceed Ten Thousand Dollars (\$10,000) per transaction.

Time being of the essence for the Project, and given the Project's very aggressive construction schedule, it is further requested that the authority delegated to the Executive Director under Agenda Item No. 052-02-2012 to take all steps necessary to prepare for the property transfers necessary for the Project be amended to include all actions necessary through the completion of construction, including:

(1) authorizing the Executive Director to enter into negotiations, to contract to acquire, and to acquire any and all property interests deemed necessary for the Project for such consideration as is reasonably determined in consultation with staff, the Authority's outside consultants and subject to applicable law; and

(2) authorizing the Executive Director to pay damages, relocation expenses, costs required to be paid at closing and any other costs authorized by law and necessary for the construction of the Project.

Final action with respect to the acquisition of each property interest(s) acquired or any costs incurred will be submitted to the Commissioners for ratification in a separate agenda item.

On motion by Treasurer DuPont and seconded by Commissioner Pocino, the Authority unanimously approved item number 214-06-2012 through 219-06-2012 and 253-06-2012; and

authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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## ENGINEERING

Chief Engineer Richard Raczynski requested approval of item numbers 220-06-2012 through 229-06-2012. Moved are the items as follows:

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### PUBLIC BID SOLICITATIONS – AWARD OF CONTRACTS

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#### 220-06-2012

In a document dated June 7, 2012, a Recommendation to Award Contract No. T200.248 for the New Jersey Turnpike to A.E. Stone, Inc. for Resurfacing at Milepost 0 to 74, Maintenance Reserve Fund No. 03010002, in an amount of \$3,592,532.50, was approved.

This contract involves pavement removal and resurfacing with Superpave Hot Mix Asphalt Surface Course Pavement along Turnpike mainline roadways, ramps, shoulders and toll plazas along with other incidental work at various locations from Milepost 0 to 74 in Salem, Gloucester, Camden, Burlington, Mercer and Middlesex Counties, New Jersey. All work is expected to be completed in 2012.

Six bid proposals were received on June 5, 2012 for the above publicly advertised contract, as shown on the attached bid summary sheet. The low bid proposal, in the amount of \$3,592,532.50, may be compared to the second low bid proposal in the amount of \$3,595,566.00. A.E. Stone, Inc. has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T200.248 be awarded to the low bidder, A.E. Stone, Inc. of Egg Harbor Township, New Jersey, New Jersey, in the amount of \$3,592,532.50. This award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. Bids were procured and authorization is being sought to award this contract in accordance with N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.2, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006).

The General Consultant, HNTB Corporation, concurs with this recommendation.

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### ORDER FOR PROFESSIONAL SERVICES (OPS)

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#### 221-06-2012

In a document dated June 12, 2012, a Recommendation to Issue Order for

**Professional Services No. T3417 for the New Jersey Turnpike to Arora & Associates, P.C. for Engineering Services for the Fracture Critical Member Phase 2 Risk Assessment, Fatigue Investigation of the Laderman Memorial Passaic River Bridge, Structure No. W107.87, Ten Year Capital Program Fund No. 39011028, in an amount of \$1,800,000.00,** was approved.

This assignment represents Phase 2 of a multi-phased fracture critical member risk assessment of the Turnpike and Parkway major bridge inventory. The Phase 2 scope of work is based on recommendations provided in the Phase 1 prioritization and risk assessment report, and involves a comprehensive fatigue investigation of the Laderman Memorial Passaic River Bridge, Structure No. W107.87. The main goal of Phase 2 is to investigate continuing fatigue related cracking and vibration in the primary structural members and connections of Structure No. W107.87, and make recommendations for appropriate future measures such as structural retrofits/repairs and monitoring. The preliminary design scope of services will include the development of a detailed finite element bridge model, installation of a structural health monitoring system on the superstructure which will track fatigue-inducing stresses, together with a weigh-in-motion system which will identify and quantify truck traffic configurations and weights carried by this bridge.

This assignment is classified as a "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the cost not exceeding \$2,000,000.00. The Solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and 62 engineering firms were prequalified and eligible under Profile Codes A090 – Bridges: New, and A091 – Bridges: Widening and Modifications. Eight firms submitted EOIs by the closing date of May 2, 2012.

Subsequent to the scoring of EOIs by the Review Committee, Fee Proposals were requested from the top three firms. The firms in the order of ranking are: 1) Arora and Associates, P.C.; 2) Weidlinger Associates, Inc.; and 3) Ammann & Whitney. The fee submitted by Arora and Associates, P.C. has been reviewed, negotiated, and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that Order for Professional Services No. T3417 be issued to the firm of Arora and Associates, P.C. of Lawrenceville, New Jersey, not to exceed the amount of \$1,800,000.00. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.72, based on a 10% allowance for profit and an overhead rate of 147.5% or, the firm's overhead rate as determined by Federal Audit Regulation (FAR) procedure, whichever is less, plus authorized, direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These professional services were

procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1, et seq., N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.8, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006).

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222-06-2012

In a document dated June 5, 2012, a Recommendation to Issue Supplement B to Order for Professional Services No. T3252 for the New Jersey Turnpike to AECOM for the Design and Environmental Permitting for Improvements at Interchange 10, Ten Year Capital Program Fund No. 39003035, in an amount of \$76,000.00, was approved.

This Order for Professional Services was issued at the July 2009 Commission Meeting in the amount of \$1,648,000.00 to provide preliminary and final design services for interchange improvements including the preparation of complete construction contract documents. Supplement A, in the amount of \$876,000.00 was authorized in June 2011 to provide for additional design services required for various out-of-scope tasks. These tasks included the design of improvements along Route I-287 southbound to provide the needed capacity to address the anticipated increase in traffic volumes that will be accessing the Turnpike at Interchange 10.

Supplement B will compensate AECOM for additional design services that have been determined to be necessary. The tasks include the incorporation of a new hybrid changeable message sign on an overhead sign structure into the contract documents as opposed to the originally proposed cantilever sign structure. The sign structure and changeable message sign will be acquired utilizing other fabrication contracts in order to minimize the effort required of AECOM. In addition, the Supplement will compensate the consultant for a drainage analysis, the result of which will allow the existing trough drains on the north side of the toll plaza approach to be removed, eliminating a significant maintenance problem that has plagued the Authority.

AECOM submitted a proposal in the amount of \$76,000.00 to provide the required services. The proposal has been reviewed, negotiated, and is considered fair and reasonable for the services to be provided.

It is, therefore, recommended that Supplement B to Order for Professional Services No. T3252 be issued to AECOM, not to exceed the amount of \$76,000.00. The addition of this amount increases the total authorized fee from \$2,524,000.00 to \$2,600,000.00. The original contract was procured pursuant to N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8.

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MISCELLANEOUS

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223-06-2012

In a document dated June 14, 2012, a Recommendation to Enter Into Agreement No. 46-12 for the City of Jersey City under Contract No. T100.125 for Bridge Deck

**Reconstruction and Miscellaneous Improvements at Newark Bay – Hudson County Extension, Milepost N6.00 to N8.20, Ten Year Capital Program Fund No. 39001010, in an amount of \$1,000,000.00,** was approved.

This Cost Reimbursement Agreement provides for reimbursement to the City of Jersey City for furnishing local traffic control services during the construction of Contract No. T100.125. Jersey City will be reimbursed for providing Uniformed Police Traffic Directors, who will perform local traffic control at specified Jersey City local street locations throughout the construction duration. Contract No. T100.125 is scheduled to be advertised in July 2012 and awarded in September 2012, with construction commencing in November 2012 and spanning a three year period. Under the Agreement, the Authority will reimburse Jersey City for Uniformed Police Traffic Directors on an hourly basis for labor and vehicles via Contract No. T100.125, in an amount not to exceed \$1,000,000 over the duration of construction. This not-to-exceed amount includes dedicated and on-call contingency services.

It is, therefore, recommended that the Board of Commissioners delegate to the Executive Director the authority to execute Agreement No. 46-12 with the City of Jersey City, New Jersey pursuant to the terms set forth above. It is further recommended that the Commissioners authorize the Executive Director to execute any such other documents and take any such other actions as are deemed necessary to effectuate the intent of this authorization. This contract procurement is authorized under N.J.A.C. 27:19-9-2.2(d)(3), promulgated under N.J.S.A. 27:23-1, et seq., the Authority's enabling legislation, and Executive Order No. 37 (Corzine), which exempt contracts with the Federal or any state government or any agency or political subdivision thereof from public bid requirements.

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**224-06-2012**

In a document dated June 7, 2012, **a Recommendation to Enter Into Right of Entry Agreement No. 47-12 for the The Port Authority of New York and New Jersey (PANYNJ) under Contract No. T100.125 for Bridge Deck Reconstruction and Miscellaneous Improvements at Newark Bay – Hudson County Extension, Milepost N6.00 to N8.20, Ten Year Capital Program Fund No. 39001010, with no fee,** was approved.

This Right-of-Entry Agreement provides for the Authority's right-of-entry (ROE) to PANYNJ-owned property along the 14<sup>th</sup> Street Corridor in Jersey City, New Jersey, from the westbound exit of the Holland Tunnel to the intersection of 14<sup>th</sup> Street and Jersey Avenue. The ROE Agreement will be required to permit the installation, maintenance and removal of traffic control devices and traffic camera monitoring systems along the 14<sup>th</sup> Street Corridor during construction of Contract No. T100.125. Contract No. T100.125 is scheduled to be advertised in July 2012 and awarded in September 2012, with construction commencing in November 2012 and spanning a three year period. It is anticipated that PANYNJ will not be pursuing

reimbursement for the costs associated with the preparation and execution of this agreement.

It is, therefore, recommended that Agreement No. 47-12 be issued to The Port Authority of New York and New Jersey for the services outlined above. This contract procurement is authorized under N.J.A.C. 27:19-9-2.2(d)(3), promulgated under N.J.S.A. 27:23-1, et seq., the Authority's enabling legislation, and Executive Order No. 37 (Corzine), which exempt contracts with the Federal or any state government or any agency or political subdivision thereof from public bid requirements.

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**225-06-2012**

In a document dated June 15, 2012, **a Recommendation to Enter Into Right of Entry Agreement No. 48-12 for the Port Authority Trans-Hudson Corporation (PATH) under Contract No. T100.125 for Bridge Deck Reconstruction and Miscellaneous Improvements at the Newark Bay – Hudson County Extension, Milepost N6.00 to N8.20, Ten Year Capital Program Fund No. 39001010 and TBD, with a fee TBD**, was approved.

This Right-of-Entry Agreement provides for the Authority's right-of-entry (ROE) to PATH-owned property in the vicinity of Structure Nos. N7.13 and N7.52 on the Turnpike's Newark Bay-Hudson County Extension in Jersey City, New Jersey. The ROE Agreement is required to access these two structures for deck reconstruction and miscellaneous repairs being performed under Contract No. T100.125, which is scheduled to be advertised in July 2012 and awarded in September 2012, with construction commencing in November 2012 and spanning a three year period. It is also required to access two other NJTA structures, namely, Structure Nos. E107.88 and W107.87 for the purposes of future maintenance, repair, and capital improvements. The existing five-year ROE Agreement was executed on July 19, 1999 and ultimately expired in July 19, 2009, after the Authority exercised an option of extending it for an additional five years. Under the proposed ROE, PATH will be directly reimbursed by the Authority for engineering and field support services that may be required for Authority planned maintenance, repair, or capital improvements. The need and cost for reimbursement will be determined by PATH on a project-by-project basis and depending on the scope of PATH involvement. This ROE Agreement will include general language for cost reimbursement to PATH on an as-needed basis and will be funded by the appropriate capital project funding source.

It is, therefore, recommended that the Board of Commissioners delegate to the Executive Director the authority to execute Agreement No. 48-12 with Port Authority Trans-Hudson Corporation pursuant to the terms set forth above. It is further recommended that the Commissioners authorize the Executive Director to execute any such other documents and take any such other actions as are deemed necessary to effectuate the intent of this authorization.

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**FINAL ACCEPTANCE**

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**226-06-2012**

In a document dated June 1, 2012, **a Recommendation for Final Acceptance, Contract P300.172 to New Prince Concrete Construction Company, Inc. for Improvements at Interchange 150 of Paving, Lighting, and Traffic Signal, Bloomfield Township, Essex County, Ten Year Capital Program Fund No. 39003035, in an amount due to the contractor of \$6,730.64,** was approved.

This contract involves widening the existing Garden State Parkway northbound exit ramp (Ramp NBX) at Interchange 150. The existing ramp is a single lane ramp and the widening will provide a two-lane exit ramp to facilitate dedicated right and left turn lanes onto Hoover Avenue (CR 651). The existing ramp lighting and underdeck lighting will be upgraded and the existing traffic signal at the "T" intersection will be replaced. The improvements extend from Milepost 150.7 to 151.1 Bloomfield Township, Essex County, New Jersey. The contract was awarded on July 28, 2010 to the low bidder, New Prince Concrete Construction Co., Inc., 215 Ellen Terrace, Hackensack, New Jersey in the total amount of \$648,406.84.

During the course of the contract, there was one Change Order for a total increase of \$24,656.99, adjusting the final total amount of this contract to \$673,063.83.

The Certification and Recommendation for Final Acceptance has been executed by the Engineers, the General Consultants and the Chief Engineer.

All required contract documents including the Engineer's Final Certification, Maintenance Bond, Affidavit of Prevailing Wage and the Final Payment Certificate (7F) have been submitted to the Law Department and approved as to correctness of form. Furthermore, the Law Department advises that there are no liens outstanding against the Contractor.

We concur and recommend that Contract P300.172 be accepted, and that final payment in the amount of \$6,730.64 be made to the Contractor.

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**227-06-2012**

In a document dated June 1, 2012, **a Recommendation for Final Acceptance, Contract P500.109 to Hall Building Corporation for the Herbertsville Bus and Truck Inspection Facility, Ten Year Capital Program Fund No. 39005013, in an amount due to the contractor of \$5,000.00,** was approved.

This contract involved grading, paving and inspection facility at Milepost 94.6. The purpose of this project is to provide a permanent bus and truck inspection facility at the existing Herbertsville Maintenance Yard at Milepost 94.6 southbound on a 4+ acre site in Wall, New Jersey. The contract was awarded October 2009 to the low bidder, Hall Building Corporation, 33 Main Street, Farmingdale, New Jersey in the total amount of \$6,909,503.30.

During the course of the contract, there were three Change Orders for a total increase of

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\$67,645.70, adjusting the final total amount of this contract to \$6,977,149.00.

The Certification and Recommendation for Final Acceptance has been executed by the Engineers, the General Consultants and the Chief Engineer.

All required contract documents including the Engineer's Final Certification, Maintenance Bond, Affidavit of Prevailing Wage and the Final Payment Certificate (22F) have been submitted to the Law Department and approved as to correctness of form. Furthermore, the Law Department advises that there are no liens outstanding against the Contractor.

We concur and recommend that Contract P500.109 be accepted, and that final payment in the amount of \$5,000.00 be made to the Contractor.

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**228-06-2012**

In a document dated June 1, 2012, **a Recommendation for Final Acceptance, Contract T869.120.001 to A. Servidone, Inc. /B. Anthony Construction Corp., A Joint Venture for the Interchange 6 to 9 Widening Program of Freshwater Wetland Mitigation Milepost 50.7 to 74.1, Townships of Mansfield, Robbinsville and South Brunswick, Burlington, Mercer and Middlesex Counties, Ten Year Capital Program Fund No. 39018001, in an amount due to the contractor of \$154,058.27,** was approved.

This contract involved the construction of four freshwater wetland mitigation sites. Construction of wetland mitigation sites involves earthwork, grading, seeding, herbaceous wetland planting, reforestation, and other incidental work in connection with the Interchange 6 to 9 Widening Program. The contract was awarded April 2010 to the low bidder, A. Servidone, Inc. /B. Anthony Construction Corp., a Joint Venture, 3170 Bordentown Ave., Old Bridge, New Jersey in the total amount of \$4,757,151.30,

During the course of the contract, there were two Change Orders for a total decrease of \$70,161.43, adjusting the final total amount of this contract to \$4,686,989.87.

The Certification and Recommendation for Final Acceptance has been executed by the Engineers, the General Consultants and the Chief Engineer.

All required contract documents including the Engineer's Final Certification, Maintenance Bond, Affidavit of Prevailing Wage and the Final Payment Certificate (12F) have been submitted to the Law Department and approved as to correctness of form. Furthermore, the Law Department advises that there are no liens outstanding against the Contractor.

We concur and recommend that Contract T869.120.001 be accepted, and that final payment in the amount of \$154,058.27 be made to the Contractor.

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**ACKNOWLEDGE REPORTS OF**  
**ENGINEERING EXPENDITURES UNDER DELEGATED AUTHORITY**

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**229-06-2012**

The Board acknowledges the reports of Engineering Expenditures Under Delegated Authority as indicated below:

- Construction Progress Report
- Change Order Summary
- Utility Order Report

On motion by Commissioner Hodes and seconded by Commissioner Becht, the Authority unanimously approved items numbered 220-06-2012 through 228-06-2012; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda. The Authority unanimously accepted the reports contained in item 229-06-2012 and received same for file.

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**MAINTENANCE**

Assistant Director of Maintenance Joseph Lentini requested approval of item numbers 230-06-2012 and 234-06-2012. Moved is the items as follows:

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**FINAL ACCEPTANCE**

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**230-06-2012**

In a document dated June 7 2012, **a Recommendation for Final Acceptance, Contract No. P500.101 to Mount Construction Co., Inc. for the Chevalier Avenue Salt Storage Structure, 2009 Capital Construction Program Fund No. 30365166, in an amount due to the contractor of \$96,836.40**, was approved.

This contract involved the construction of a Salt Storage Structure and related site work at approximate Milepost 126.3, Borough of Sayreville, Middlesex County, New Jersey. The contract was awarded September 2009 to the low bidder, Mount Construction Co., Inc., 427 S. White Horse Pike, Berlin, NJ in the total amount of \$1,345,622.20.

During the course of the contract, there were 4 Change Orders for a total increase of \$568,606.62 adjusting the final total amount of this contract to \$1,914,228.82.

The Certification and Recommendation for Final Acceptance has been executed by the Engineers, the General Consultants and the Chief Engineer.

All required contract documents including the Engineer's Final Certification, Maintenance Bond, Affidavit of Prevailing Wage and the Final Payment Certificate (7F) have been submitted to the Law Department and approved as to correctness of form. Furthermore, the Law Department advises that there are no liens outstanding against the Contractor.

We concur and recommend that Contract P500.101 be accepted, and that final payment in the amount of \$96,836.40 be made to the Contractor.

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**231-06-2012**

In a document dated June 7 2012, **a Recommendation for Final Acceptance, Contract No. P500.138 to Hall Building Corp. for the Garden State Parkway Salt Storage Building Clark Maintenance Yard, General Reserve Fund No. 08007022, in an amount due to the contractor of \$11,071.30,** was approved.

This contract involved demolition of the existing storage building; furnishing and installing a new salt storage building, site work and electrical work at Clark Maintenance Yard, District 3, Milepost 136.7 Southbound in, Union County, New Jersey. The contract was awarded July 2010 to the low bidder, Hall Building Corp., 33 Main Street, Farmingdale, NJ in the total amount of \$530,800.00.

During the course of the contract, there were 2 Change Orders for a total increase of \$22,764.89 adjusting the final total amount of this contract to \$553,564.89.

The Certification and Recommendation for Final Acceptance has been executed by the Engineers, the General Consultants and the Chief Engineer.

All required contract documents including the Engineer's Final Certification, Maintenance Bond, Affidavit of Prevailing Wage and the Final Payment Certificate (4F) have been submitted to the Law Department and approved as to correctness of form. Furthermore, the Law Department advises that there are no liens outstanding against the Contractor.

We concur and recommend that Contract P500.138 be accepted, and that final payment in the amount of \$11,071.30 be made to the Contractor.

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**232-06-2012**

In a document dated June 7 2012, **a Recommendation for Final Acceptance, Contract No. P700.119 to A & J Construction Company for the Underground Storage Tank Upgrades at Various Garden State Parkway Facilities, Capital Construction Program No. 30365106, in an amount due to the contractor of \$83,569.52,** was approved.

This contract involved the removal, installation, and upgrade of underground and aboveground storage tanks at various sites along the Garden State Parkway from Mile 14 to Mile 166 in New Jersey. The contract was awarded March 2009 to the low bidder, A & J Construction Company, 5026 Industrial Rd., Farmingdale, NJ 07727 in the total amount of \$1,689,170.00.

During the course of the contract, there were 6 Change Orders for a total decrease of \$17,779.52 adjusting the final total amount of this contract to \$1,671,390.48.

The Certification and Recommendation for Final Acceptance has been executed by the Engineers, the General Consultants and the Chief Engineer.

All required contract documents including the Engineer's Final Certification, Maintenance Bond, Affidavit of Prevailing Wage and the Final Payment Certificate (11F) have been submitted to

the Law Department and approved as to correctness of form. Furthermore, the Law Department advises that there are no liens outstanding against the Contractor.

We concur and recommend that Contract P700.119 be accepted, and that final payment in the amount of \$83,569.52 be made to the Contractor.

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**233-06-2012**

In a document dated June 7 2012, **a Recommendation for Final Acceptance, Contract No. A500.211 to Arch-Concept Construction, Inc. for the Roof Replacement at Various Locations, 2011 Supplemental Capital Fund No. 08007019, in an amount due to the contractor of \$20,505.10,** was approved.

This contract involved roof removal and replacement at Turnpike Maintenance District #1 (MP 13.2 N), Turnpike Maintenance District #2 (MP 37.1 N), Parkway Telegraph Hill Sign Shop (MP 116.0) and Parkway Raritan Toll South Office (MP 125.8 S) in Burlington, Gloucester, Middlesex and Monmouth Counties, New Jersey. The contract was awarded September 10, 2010 to the low bidder Arch-Concept Construction Services, Inc., 33 Squaw Brook Rd., North Haledon, NJ in the total amount of \$344,000.00.

During the course of the contract, there were 2 Change Orders for a total decrease of \$5,000.00 adjusting the final total amount of this contract to \$339,000.00.

The Certification and Recommendation for Final Acceptance has been executed by the Engineers, the General Consultants and the Chief Engineer.

All required contract documents including the Engineer's Final Certification, Maintenance Bond, Affidavit of Prevailing Wage and the Final Payment Certificate (2F) have been submitted to the Law Department and approved as to correctness of form. Furthermore, the Law Department advises that there are no liens outstanding against the Contractor.

We concur and recommend that Contract A500.211 be accepted, and that final payment in the amount of \$20,505.10 be made to the Contractor.

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**234-06-2012**

In a document dated June 7 2012, **a Recommendation for Final Acceptance, Contract No. A500.212 to G & M Eastern Contracting, Inc. for Roofing Upgrades, 2011 Supplemental Capital Fund No. 08007019, in an amount due to the contractor of \$11,156.50,** was approved.

This contract involved roof removal and replacement at Parkway Bloomfield State Police (MP 153.3), Turnpike Maintenance District #5A Salt Dome (MP 90.6 N), Turnpike Maintenance District #5 Large Salt Dome (MP 101.4 N), Turnpike Maintenance District #5 Small Salt Dome (MP 101.4 N) and Turnpike Maintenance District #7 Salt Dome (MP 5.4 HCEW) in Essex, Hudson, Middlesex and Union Counties, New Jersey. The contract was awarded September 10, 2010 to the low bidder G & M Eastern Contracting, Inc., 100 Steiner Ave., Neptune City, NJ in the total amount

of \$266,625.00.

During the course of the contract, there were 2 Change Orders for a total increase of \$5,824.00 adjusting the final total amount of this contract to \$272,449.00.

The Certification and Recommendation for Final Acceptance has been executed by the Engineers, the General Consultants and the Chief Engineer.

All required contract documents including the Engineer's Final Certification, Maintenance Bond, Affidavit of Prevailing Wage and the Final Payment Certificate (3F) have been submitted to the Law Department and approved as to correctness of form. Furthermore, the Law Department advises that there are no liens outstanding against the Contractor.

We concur and recommend that Contract A500.212 be accepted, and that final payment in the amount of \$11,156.50 be made to the Contractor.

On motion by Commissioner Hodes and seconded by Treasurer DuPont, the Authority unanimously approved item number 230-06-2012 and 234-06-2012; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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PURCHASING

Director of Purchasing Andrea Ward requested approval of item numbers 235-06-2012 through 249-06-2012. Moved as a group those items are as follows:

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PUBLIC BIDS SOLICITATIONS

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235-06-2012

In a document dated June 15, 2012, a Recommendation for Janitorial Supplies to All Clean Janitorial Supply Co., Inc., RM-91747 –Set-Aside Contract, Budget Code: 00 010 220020, in an amount of \$51,692.99, was approved.

Authorization is requested to award a contract to All Clean Janitorial Supply Co., Inc. for Janitorial Supplies for inventory for both Roadways. Bidders were required to quote unit and total prices for 54 line items, including but not limited to, cleaning supplies, garbage bags, mops and brooms. The bid was fully advertised and the 6 vendors listed in the Authority's database for the referenced commodity were notified of the procurement. On May 31, 2012, bids were received as follows:

<u>Vendor</u>	<u>Total Price</u>
All Clean Janitorial Supply Co., Inc. Lawrenceville, NJ	\$ 51,692.99
Circle Janitorial Supplies Inc. Paterson, NJ	\$ 53,836.27
Spruce Industries, Rahway, NJ	\$ 57,652.95
Camden Bag and Paper Co. LLC Mt. Laurel, NJ	\$ 59,629.04
Departmental Estimate: \$78,800.00	

Bids were procured, and authorization is being sought to award this contract in accordance with N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.2, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006). Furthermore, the Authority designated this contract as an SBE Set-Aside Contract as defined by the New Jersey Department of the Treasury in accordance with N.J.S.A. 52:32-17 et seq. and N.J.A.C. 17:14-1.1. This award is also contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee pursuant to Public Law 2005, Chapter 51 and Executive Order No. 117 (Corzine 2008), and having no objection to same.

Accordingly, authorization is requested to award a contract to All Clean Janitorial Supply Co., Inc. of Lawrenceville, NJ at a total amount not to exceed \$51,692.99.

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**236-06-2012**

In a document dated June 15, 2012, **a Recommendation for Miscellaneous Construction Materials to Environmental Infrastructure Solutions LLC., RM-92705, Budget Code: 01 010 520 428900, in an amount of \$82,627.48**, was approved.

Authorization is requested to award a contract to Environmental Infrastructure Solutions LLC. Of Bay Head, NJ for construction materials including but not limited to lumber, cement, re-bar and caulk for inventory for both Roadways. Bidders were required to quote unit and total prices on 45 line items for any or all of four (4) locations (Turnpike North, Turnpike South, Parkway North and/or Parkway South), and a discount off list prices for miscellaneous items not listed. The bid was fully advertised and the four vendors listed in the Authority's database for the referenced commodity were notified of the procurement. On May 31, 2012 bids were opened and three bids were received as follows:

<b><u>Vendor</u></b>	<b><u>Price per Location*</u></b>	<b><u>Total Price</u></b>
Environmental Infrastructure Solutions LLC, Bay Head, NJ	\$ 20,656.87	<b>\$ 82,627.48</b>
Bayway Lumber Inc., Linden, NJ	\$ 21,614.15	\$ 86,457.80
US Lumber Inc., Woodbury, NJ	\$ 27,800.27	\$ 55,600.54**

\*All bidders quoted the same unit prices for each of the locations they submitted bids. Bid unit prices are available for review in the Procurement and Materials Management Department.

\*\*US Lumber Inc. only quoted on two of the four Locations.

Department Estimate: \$100,000.00

Bids were procured, and authorization is being sought to award this contract in accordance with N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.2, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006). This award is also contingent upon the Treasurer of the State of New Jersey completing the review of all documents

submitted by the selected awardee pursuant to Public Law 2005, Chapter 51 and Executive Order No. 117 (Corzine 2008), and having no objection to same.

Accordingly, authorization is requested to award a contract to Environmental Infrastructure Solutions LLC of Bay Head, NJ at a total amount not to exceed \$82,627.48.

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**237-06-2012**

In a document dated June 12, 2012, **a Recommendation to Auto Body Repairs for Authority Vehicles (Rebid) to Pro Line Collision, Inc.; Colormycar, Inc.; Lusamer Auto Body Corp., and A. Lembo Car and Truck Collision, RM-89099/89135/89456/89464, Budget Code: 00 010 720 460010 / 02 010 542 460010, in an amount of \$70,000.00,** was approved.

Authorization is requested to award four contracts to the vendors stated above for providing auto body repairs for Authority vehicles. In a previous solicitation for the said services, no bids were received for six out of 20 Locations specified. This re-bid covers an additional five Locations, and Staff decided to discontinue services at one Location. Bidders were required to quote hourly rates for labor and a discount off of the Manufacturers' List Prices for parts. In addition, the vendors' facilities are required to be within 20 miles from the Maintenance Districts. The bid was fully advertised and the 14 vendors listed in the Authority's database for the referenced service were notified of the procurement. On June 5, 2012 six bids were received as follows:

**Location 1: GSP MP 61.6-91.1 (Under 18,000 GVW) Contract Value \$6,000.00**

<u>Bidder</u>	<u>Hourly Rate</u>	<u>Discount</u>
Pro Line Collision, Inc., Runnemede, NJ	\$34.00	5%
GJ Auto Repair and Service LLC, Weymouth, NJ	\$35.00	0
Maaco Auto Painting, S. Toms River, NJ	\$42.00	5%

**Location 2: GSP MP 153.4-172.2 (Under 18,000 GVW) Contract Value \$48,000.00**

<u>Bidder</u>	<u>Hourly Rate</u>	<u>Discount</u>
Colormycar, Inc., Newark, NJ	\$18.00	20%*
A.Lembo Car and Truck Collision, Newark, NJ	\$18.00	20%*
Pro Line Collision, Inc., Runnemede, NJ	\$34.00	5%
Lusamer Auto Body Corp., Newark, NJ	\$35.00	5%

\*Tie bids were received from Colormycar, Inc. and A.Lembo Car and Truck Collision. In accordance with the Authority's Regulations, the tie bid was resolved by a coin toss. N.J.A.C. 19:9-2.2(c) 6. (The two bidders were invited to view the coin toss and the process was witnessed by staff from the Internal Audit Department.) Colormycar Inc. won the coin toss.

**Location 3: GSP MP61.6 – 90.1 (Over 18,000 GVW) Contract Value \$6,000.00**

No bids were received for Location 3. In accordance with the Authority's enabling

statute, staff may negotiate a contract with a vendor when no bids were received on two occasions. N.J.S.A. 27:23-6.1(a). Thus, it is recommended that Maintenance and Procurement and Materials Management Departments' staff negotiate an acceptable contract with an available and willing vendor for this Location.

**Location 4: GSP MP 117.1-140.0 (Over 18,000 GVW) Contract Value \$8,000.00**

<u>Bidder</u>	<u>Hourly Rate</u>	<u>Discount</u>
Lusamer Auto Body Corp., Newark, NJ	\$45.00	5%

**Location 5: GSP MP 153.4-172.2 (Over 18,000 GVW) Contract Value \$8,000.00**

<u>Bidder</u>	<u>Hourly Rate</u>	<u>Discount</u>
A.Lembo Car and Truck Collision, Newark, NJ	\$35.00	15%
Lusamer Auto Body Corp., Newark, NJ	\$45.00	5%

Bids were procured, and authorization is being sought to award this contract in accordance with N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.2, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006). These awards are also contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee pursuant to Public Law 2005, Chapter 51 and Executive Order No. 117 (Corzine 2008), and having no objection to same.

Accordingly, authorization is requested to award contracts to the following four vendors at the locations and for the amounts stated below, all subject to funding availability at the time of service:

**Location 1: Pro Line Collision, Inc. in an amount not to exceed \$ 6,000.00**

**Location 2: Colormycar, Inc. in an amount not to exceed \$48,000.00**

**Location 4: Lusamer Auto Body Corp., in an amount not to exceed \$ 8,000.00**

**Location 5: A.Lembo Car and Truck Collision in an amount not to exceed \$ 8,000.00**

The total authorized amount will not exceed \$70,000.00. Given that the contract amounts for the locations are estimates based on prior contracts, and given the uncertain nature of auto body repairs, authorization is also requested to adjust the individual contracts amounts, if needed, within the total authorized amount for these Locations. This would reduce the efforts required to maintain the contracts and enable vendors to be paid on a timely basis.

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**238-06-2012**

In a document dated June 18, 2012, **a Recommendation for Roadway Sweeping Services to Reilly Sweeping Inc., RM-92483, Budget Code: 01 010 520 461010 / 02 010 520 461010, in an amount of \$111,400.00,** was approved.

Authorization is requested to award a contract to Reilly Sweeping Inc. to perform roadway sweeping services on the Authority's Main Line, Ramps, Interchanges, Toll Plazas and Parking Lots at various locations on both Roadways. Bidders are required to supply an hourly

rate for Routine Services (400 hours for each Roadway) and Emergency Services (100 hours on each Roadway). The specifications required that the vendor provide the operators and necessary equipment to perform the Services. The bid was fully advertised and the six vendors listed in the Authority’s database for the referenced commodity were notified of the procurement. On June 5, 2012, bids were received as follows:

<u>Bidder</u>	<u>Routine Hourly Rate (800 Hours)</u>	<u>Emergency Hourly Rate (200 Hours)</u>	<u>Total Price</u>
Reilly Sweeping, Inc. Middlesex, NJ	\$108.00	\$125.00	\$ 111,400.00
Total Center Maintenance, Inc. aka TCM Sweeping & Disposal, Burlington, NJ	\$195.00	\$195.00	\$ 195,000.00
Department Estimate: \$125,000.00			

Non-Compliance:

DeJana Industries, Inc. of Port Washington, NY (“Dejana”) and Shauger Property Services, Inc. of East Orange, NJ (“Shauger”) also submitted bids for the referenced contract. Dejana submitted the lowest bid in the amount of \$111,324.00, and Shauger’s bid is \$190,000. Both bidders did not acknowledge Addendum No. 1 which revised the specifications and which reduced the scope of services for bidding. More specifically, Addendum No 1 revised the Quotation Sheet deleting three of the six roadway locations from the contract and revising the quantities (number of hours) for Item No. 1 of the revised Areas. Dejana’s and Shauger’s bids were on the original Quotation Sheets, whereas the other two bidders utilized the revised Quotation Sheets. Given these discrepancies the Law Department reviewed the bids and concluded that Addendum No. 1 represented a material change in the original specifications. The Addendum changed not only the identity and number of roadway locations, but it reduced the degree of effort required for the services. Therefore, Addendum No. 1 could have affected a bidder’s costs and labor analysis for purposes of quotation. The apparent low bidder’s proposal is fatally flawed; its quotation is unreliable because its proposal was based on key factors that were markedly altered in Addendum No. 1. Consequently, the Law Department recommends that the bids submitted by Dejana and Shauger be rejected and the award be made to the second lowest responsible bidder, Reilly Sweepings, Inc. whose bid is fully compliant.

Bids were procured, and authorization is being sought to award this contract in accordance with N.J.S.A. 27:23-6.1 of the Authority’s enabling legislation, N.J.A.C. 19:9-2.2, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006). This award is also contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee pursuant to Public Law 2005, Chapter 51 and Executive Order No. 117 (Corzine 2008), and having no objection to same.

Accordingly, authorization is requested to award a contract to Reilly Sweeping Inc. for Street Sweeping Services in an amount not to exceed \$111,400.00, subject to availability of funding at the time of service.

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239-06-2012

In a document dated June 15, 2012, a Recommendation for Pressure Treated Lumber to Bay Lumber and US Lumber, R-92472, Budget Code: 01 010 520 428900 / 02 010 520 428900, in an amount of \$78,810.50, was approved.

Authorization is requested to award contracts to Bayway Lumber and US Lumber to provide various sizes of Pressure Treated Lumber, Poles, and Plywood for two Areas on the Authority's Roadways. Bidders were required to quote unit and total prices on 34 line items of lumber. In addition, the vendor facilities must be located with the Area bid. Given significant fluctuations in unit prices for lumber, the contract is for a shortened term of six months, with the option to extend for two additional six-month terms. If the Authority opts to extend, the successful vendor can request to increase its unit prices up to 10 percent of the bid prices per six month extension, so long as the vendor justifies the requested price increases. The bid was fully advertised and the six vendors listed in the Authority's database for the referenced commodities were notified of the procurement. On June 5, 2012, bids were received as follows:

<u>Vendor</u>	<u>Total Prices</u>	
	<u>Northern Areas</u>	<u>Southern Areas</u>
Bayway Lumber, Linden, NJ	\$36,513.00	\$34,113.60*
US Lumber, Woodbury, NJ,	No Bid	\$42,297.50
Tulnoy Lumber Inc., Bronx NY	\$39,085.50	No Bid

Non-Compliance

Bayway Lumber submitted a bid for the Southern Area, however this bidder does not have a facility within any of the counties specified in the Southern Areas. Therefore, Bayway Lumber's bid for the Southern Area is rejected.

Department Estimate: \$100,000.00

Bids were procured, and authorization is being sought to award this contract in accordance with N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.2, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006). This award is also contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee pursuant to Public Law 2005, Chapter 51 and Executive Order No. 117 (Corzine 2008), and having no objection to same.

Accordingly, authorization is requested to award contracts to 1) Bayway Lumber for the Northern Areas in an amount not to exceed \$36,513.00, and 2) US Lumber for the Southern Areas in an amount not to exceed \$42,297.00, subject to funding availability at the time of ordering.

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240-06-2012

(NJTA Commission Meeting – 05/30/2012)

In a document dated June 12, 2012, a Recommendation for Diesel Fueled Crack Sealing Melters, 3-Year Option, to Cimline Inc., R-93500, Budget Code: 040 00 540 650080 04008033, in an amount of \$164,132.00 (\$41,033.00 each), was approved.

At the May 24, 2011 Board of Commissioners Meeting (Agenda Item #178-05-2011), the Authority awarded a contract to Cimline Inc. for the purchase of six (6) diesel-fueled crack sealing melters used for roadway and facilities maintenance. The contract included a 3-year option to purchase additional melters which conform to the original specifications for three additional model years. For the final two years of the option, the vendor was permitted to request a price increase from the Authority if there had been an overall price increase of the melters in those later model years, provided that the vendor justified the price increase in writing to the Director of Purchasing.

Authorization is requested to purchase an additional four (4) diesel-fueled crack sealing melters to replace older models which are beyond their useful lives. Pursuant to the contract, the vendor has requested a unit price increase of 5% primarily due to increased costs resulting from new engine compliance emission regulations. The new cost per melter is \$41,033.00. Both the Procurement and Maintenance Departments have deemed the increase acceptable, and in line with current industry pricing. These are replacements for older model equipment that have outlived their useful life. In addition, the replaced models will be sold at public surplus sale if available buyers are found.

Bids were procured, and authorization is being sought to award this contract in accordance with N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.2, promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006). This contract is in compliance with Public Law 2005, Chapter 51 and Executive Order No. 117 (Corzine 2008).

Accordingly, authorization is requested to award a contract to Cimline Inc. in a total amount not to exceed \$164,132.00.

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241-06-2012

In a document dated June 14, 2012, a Recommendation for Mobile Data Computers, to Dell Marketing LP, R-93587, Budget Code: 040 00 720 650020 04010002, State Contract No. 70256 expiring 8/31/14, in an amount of \$349,481.12, was approved.

New Jersey State Police (Troop D) has requisitioned 64 Mobile Data Computers ("MDCs") for its 2012 Vehicle Fleet. These MDCs will replace the current systems that have become obsolete and no longer support the State Police Division Software. Useful parts or subsystems will be placed into a spare part inventory for future use. The remaining equipment will be consolidated and stored for removal by a licensed recycling contractor

This contract will be procured under State Contract No. 70256 with Dell Marketing LP in accordance with N.J.A.C. 19:9-2.5(a), promulgated pursuant to N.J.S.A. 27:23-1 et seq., the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006). This State Contract

expires 08/31/2014.

Accordingly, authorization is requested to award the referenced State Contract to Dell Marketing LP in an amount not to exceed \$349,481.12, subject to funding availability at the time of ordering.

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**242-06-2012**

In a document dated June 14, 2012, **a Recommendation for Chevy Tahoe (2013) 2-Wheel Drive Vehicles to Chas Winner/TJH Chevrolet (Joint Venture), R-93030, Budget Code: 040 00 720 650020 04010002, State Contract No. 79008 expiring 11/09/12, in an amount of \$1,281,264.50,** was approved.

New Jersey State Police (Troop D) has requisitioned fifty (50) 2013 "Chevrolet Tahoe" 2-Wheel Drive (Marked Patrol) Vehicles. These vehicles are part of the Authority's State Police Vehicle Program to replace old, high mileage vehicles which have become very expensive to maintain. These high mileage vehicles have greater than average maintenance or repair costs, and thus, replacement becomes more cost effective. The vehicles being replaced will be salvaged and sold at surplus auction if feasible.

These vehicles are available to be purchased from Chas S. Winner TJH Chevrolet at a unit price of \$25,624.29 under New Jersey State Contract No. 79008 which expires 11/9/12. This contract will be procured in accordance with N.J.A.C. 19:9-2.5(a), promulgated pursuant to N.J.S.A. 27:23-1 et seq., the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006).

Accordingly, authorization is requested to award the referenced State Contract to Chas S. Winner TJH Chevrolet in the amount not to exceed \$1,281,264.50.

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**243-06-2012**

In a document dated June 12, 2012, **a Recommendation for Ford OEM Parts to Downs Ford Inc. and Route 23 Auto Mall, RM-93035, RM- 93047, Budget Codes: 01 010 540 428020 /02 010 540 428020, State Contract Nos. 79163, 79167 expiring 6/ 25/14, in an amount of \$530,000.00,** was approved.

Authorization is requested to award two contracts to: 1) Downs Ford Inc. and 2) Route 23 Auto Mall for the supplies of Ford OEM parts to repair, replace, and maintain the Authority's Ford vehicles on both roadways. Both vendors will supply items that include, but are not limited to, filters, brake parts, electrical and cooling system parts and fan belts.

The Authority will utilize State Contract No. 79163 (Downs Ford) and State Contract No. 79167 (Route 23 Auto Mall) which expire on 6/25/14. These contracts were procured in accordance with N.J.S.A. 27:23:6-1 and N.J.A.C. 19:9-2.5(a), promulgated pursuant to N.J.S.A. 27:23-1 et seq., the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006).

Accordingly, authorization is requested to award the referenced State Contracts to Downs Ford Inc. for the Southern Region in an amount not to exceed \$80,000 and to Route 23 Auto Mall for the Northern and Central Regions in an amount not to exceed \$450,000, both subject to funding availability at the time of ordering.

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**244-06-2012**

In a document dated June 14, 2012, **a Recommendation Chevy Tahoe (2013) 4-Wheel Drive Vehicles to Day Chevrolet, Inc., R-93031, Budget code: 040 00 720 650020 04010002, State Contract No. 79010 expiring 11/09/12, in amount of \$154,032.95**, was approved.

New Jersey State Police (Troop D) has requisitioned four (5) 2013 "Chevy Tahoe" 4-Wheel Drive Vehicles. These vehicles are part of the Authority's State Police Vehicle Program to replace old, high mileage vehicles which have become very expensive to maintain. These high mileage vehicles have greater than average maintenance or repair costs, and thus, replacement becomes more cost effective. The vehicles being replaced will be salvaged and sold at surplus auction if feasible.

These vehicles are available to be purchased from Day Chevrolet at a unit price of \$30,806.59 under New Jersey State Contract No. 79010 which expires 11/9/12. This contract will be procured in accordance with N.J.A.C. 19:9-2.5(a), promulgated pursuant to N.J.S.A. 27:23-1 et seq., the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006).

Accordingly, authorization is requested to award the referenced State Contract to Day Chevrolet Inc. in the amount not to exceed \$154,032.95.

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**245-06-2012**

In a document dated June 12, 2012, **a Recommendation for Gasboy Fuel Tank Service and Repair to R J Walsh Associates Inc., RM-93119, Budget Code: 01 010 540 466010 / 02 010 540 466010, State Contract No. 80375 expiring 12/31/13, Anticipated Annual Expenditure: \$40,000.00**, was approved.

Authorization is requested to award a contract to RJ Walsh Associates Inc. for the maintenance and repair of the Authority's Gasboy and Fuel Tank equipment on both roadways. Specifically, the vendor will supply parts and repairs for all Authority Gasboy and fuel dispensing units.

The Authority will utilize New Jersey State Contract No. 80375 which expires 12/31/13. This contract was procured in accordance with N.J.A.C. 19:9-2.5(a), promulgated pursuant to N.J.S.A. 27:23-1 et seq., the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006).

Accordingly, authorization is requested to award the referenced State Contract to RJ

Walsh Associates Inc. in an amount not to exceed \$40,000.00, subject to funding availability at the time of ordering.

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**246-06-2012**

In a document dated June 13, 2012, **a Recommendation for Chevy Caprice (2013 )- Unmarked Vehicles to Chas S. Winner Inc./TJH Chevrolet Joint Venture, R-93039, Budget Code: 040 00 720 650020 04010002, State Contract No. 79008 expiring 11/09/12, in an amount of \$105,978.76,** was approved.

New Jersey State Police (Troop D) have requisitioned four (4) 2013 "Chevy Caprice" Unmarked Vehicles. These vehicles are part of the Authority's State Police Vehicle Program to replace old, high mileage vehicles which have become very expensive to maintain. These high mileage vehicles have greater than average maintenance or repair costs, and thus, replacement becomes more cost effective. The vehicles being replaced will be salvaged and sold at surplus auction if feasible.

These vehicles are available to be purchased from Chas S. Winner/TJH Chevrolet at a unit price of \$26,494.69 under New Jersey State Contract No. 79008 which expires 11/9/12. This contract will be procured in accordance with N.J.A.C. 19:9-2.5(a), promulgated pursuant to N.J.S.A. 27:23-1 et seq., the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006).

Accordingly, authorization is requested to award the referenced State Contract to Chas S. Winner/TJH Chevrolet in the amount not to exceed \$105,978.76.

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**247-06-2012**

In a document dated June 18, 2012, **a Recommendation for Whelen Warning Lights and Accessories to East Coast Emergency Lighting Inc., RM-93069 and RM 93816, Budget Code: 01 010 540 428020 / 02 010 540 428020 / 00 040 720 650020 04008033, State Contract No. 81336 expiring 4/30/15, in an amount not to exceed \$1,005,000.00 (\$335,000.00 per year),** was approved.

Authorization is requested to award a contract to East Coast Emergency Lighting Inc. for the supply of Whelen Warning Lights and Accessories to repair, replace, and maintain the lights and accessories on the Authority's Maintenance Vehicles and New Jersey State Police (Troop D) Vehicles on both roadways. The vendor will supply items that include, but are not limited to, strobe lights, lens, light bars, bulbs, switches, and wire harnesses

This contract will be procured under State Contract No. 81336 which expires 4/30/2015 in accordance with N.J.A.C. 19:9-2.5(a), promulgated pursuant to N.J.S.A. 27:23-1 et seq., the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006).

Accordingly, authorization is requested to award the referenced State Contract to East

(NJTA Commission Meeting – 05/30/2012)

Coast Emergency Lighting Inc. in a total amount not to exceed \$1,005,000.00 (\$335,000.00 per year) subject to funding availability at the time of ordering.

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**248-06-2012**

In a document dated June 13, 2012, **a Recommendation for Dodge Charger (2013) Pursuit Vehicles to Chas S. Winner Inc./ Carman Dodge Joint Venture, R-93034, Budget Code: 040 00 720 650020 04010002, State Contract No. 79009 expiring 11/09/12, in an amount of \$117,508.45,** was approved.

New Jersey State Police (Troop D) has requisitioned five (5) 2013 "Dodge Charger" (Un-Marked) Vehicles. These vehicles are part of the Authority's State Police Vehicle Program to replace old, high mileage vehicles which have become very expensive to maintain. These high mileage vehicles have greater than average maintenance or repair costs, and thus, replacement becomes more cost effective. The vehicles being replaced will be salvaged and sold at surplus auction if feasible.

These vehicles are available to be purchased from Chas S. Winner/Carmen Dodge at a unit price of \$23,501.69 under New Jersey State Contract No. 79009 which expires 11/9/12. This contract will be procured in accordance with N.J.A.C. 19:9-2.5(a), promulgated pursuant to N.J.S.A. 27:23-1 et seq., the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006).

Accordingly, authorization is requested to award the referenced State Contract to Chas S. Winner/Carmen Dodge in the amount not to exceed \$117,508.45.

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**SOLE SOURCE**

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**249-06-2012**

In a document dated June 7, 2012, **a Recommendation for Oracle and PeopleSoft Maintenance Contracts for TAS and ETC to Oracle Corporation, R-93558, Budget Code: 00 010 833 427010, in an amount of \$631,922.86,** was approved.

Authorization is requested to award a sole source contract to Oracle for the renewal of two Software License and Service Agreements ("Software Agreements"). Under the Software Agreements, Oracle will continue to provide technical support and software upgrades to the Authority's database management systems and electronic toll collection system that use the Oracle Software. The maintenance also includes patches to the software as well as troubleshooting and error recovery assistance.

The Oracle Software is proprietary to Oracle, which is the publisher and holder of all copyrights. Oracle is the only vendor which has access to the source codes needed to debug, upgrade and support the Oracle Software. Thus, no other vendor is capable of providing the

services required under the Service Agreement. In addition, this is an exceptional circumstance, as the client support and maintenance services are necessary for the operation of the Authority's database management systems. Thus, the annual Software Agreements will be procured without public advertisement as a sole source exception to the public bidding laws and consistent with Executive Order No. 37.

Accordingly, authorization is requested to award a contract for the renewal of the Software License and Service Agreements with Oracle Corporation for the period July 1, 2012 through June 30, 2013 in an amount not to exceed \$631,922.86. The award will be made under the sole source procurement authorization of N.J.A.C. 19:9-2.2(d)1 as promulgated under N.J.S.A. 27:23-6.1. A resolution, as required by N.J.A.C. 19:9-2.2(d)1 is attached hereto. The award is also contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the awardee pursuant to Public Law 2005, Chapter 51 and Executive Order No. 117 (Corzine 2008), and having no objection to the same.

### **RESOLUTION FOR SOLE SOURCE PROCUREMENT**

Software License and Service Agreement with Oracle Corporation

**WHEREAS**, the New Jersey Turnpike Authority Technology and Administrative Services Department requisitioned a renewal of the Software License and Service Agreement with Oracle Corporation, Redwood Shore, California ("Software Agreement"); and

**WHEREAS**, under the Software Agreement, the Oracle Corporation will provide technical support and software upgrades, including PeopleSoft requirements, for the Authority's Database Management Systems and storage of toll collection data by the ETC Department; and

**WHEREAS**, Oracle Software is copyrighted and proprietary in nature, and therefore, of a unique and confidential nature that will not admit generic or standard specifications for procurement through competitive solicitation by public advertisement; and

**WHEREAS**, Oracle Software can only be procured from Oracle Corporation through direct negotiation of the Software Agreement and, for the period July 1, 2012 through June 30, 2013, the cost of the renewal of technical support and software upgrades will not exceed \$631,922.86; and

**WHEREAS**, the Authority's regulations pursuant to N.J.A.C. 19:9-2.2(d) 1 promulgated under N.J.S.A. 27:23-6.1 permit sole source procurements when only one source of the required service exists.

**NOW, THEREFORE, BE IT RESOLVED** that the New Jersey Turnpike Authority's Commissioners hereby authorize and approve the award of a contract for the renewal of the Authority's Software License and Service Agreement with Oracle Corporation for the period through July 1, 2012 through June 30, 2013, in an amount not to exceed \$631,922.86 as a sole source exception to procurement by public advertisement as permitted by N.J.A.C. 19:9-2.2(d)1 promulgated under the Authority's enabling legislation, N.J.S.A. 27:23-6.1.

On motion by Commissioner Pocino and seconded by Commissioner Diaz, the Authority unanimously approved items numbered 235-06-2012 through 249-06-2012; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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**GENERAL BUSINESS**

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**FINANCE**

Chief Financial Officer Donna Manuelli requested approval of item number 250-06-2012.  
Moved is the item as follows:

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**250-06-2012**

Chief Financial Officer Donna Manuelli presented the **Financial Summary** for the five (5) month ended May, 2012.

On motion by Commissioner Becht and seconded by Vice Chairman Gravino the Authority unanimously approved item number 250-06-2012; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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**OPERATIONS**

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Director of Operations Sean Hill requested approval of item number 251-06-2012.  
Moved the item as follows:

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**251-06-2012**

Director of Operations Sean Hill requested acceptance of the **Resume of All Fatal Accidents** for the Garden State Parkway and New Jersey Turnpike: Period 01/01/2012 through 05/30/2012; both with 2011-2012 Yearly Comparisons through May, 2012.

On motion by Commissioner Becht and seconded by Vice Chairman Gravino, the Authority unanimously accepted the reports contained in item number 251-06-2012 and received same for file.

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**STATE POLICE**

Major Leonard Albine requested for approval is item number 252-06-2012. Moved is the item as follows:

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**252-06-2012**

Executive Director Hakim requested acceptance of the New Jersey State Police Troop D Activity Reports, For May, 2012, with 2011 – 2012 Yearly Comparisons.

On motion by Commissioner Pocino and seconded by Treasurer DuPont, the Authority unanimously accepted the reports contained in item number 252-06-2012 and received same for file.

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**EXECUTIVE**

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**254-06-2012**

Executive Director Hakim requested for approval item number 254-06-2012. Retired Major Pam Elliott thanked the Board and the Authority's staff for the honor and privilege to have worked with all of the Authority employees in the partnership with the State Police. Elliott appreciated everyone allowing her to become a part of the team with people who care, work hard, and take pride in what they do. Elliott thanked State Police Troopers, including Deputy Troop Commander Joe Shanahan, Neil Brosnan, Lenny Albine, and Bobby Bikefi from their shared 107<sup>th</sup> class. Their support and the support of everyone at the Authority make the roadways safe. I am truly humbled and honored by this resolution. Moved is the item as follows:

**Resolution of the  
New Jersey Turnpike Authority  
Major Pamela L. Elliott, Badge #4521  
June 26, 2012**

**WHEREAS**, Major Pamela L. Elliott graduated on May 7, 1987, as a member of the 107th Class of the New Jersey State Police; and

**WHEREAS**, Major Elliott served the New Jersey State Police honorably and with great distinction for more than 25 years; and

**WHEREAS**, during the course of her distinguished career, Major Elliott helped protect the public and preserve the social order in New Jersey first as a road trooper assigned to Troop A and later as a detective assigned to the Special Operations Unit and to the Executive Protection Unit; and

**WHEREAS**, Major Elliott served as class coordinator for three State Police recruit classes and held various management roles with the NJSP Training Bureau and thus dedicated many years of her career to assuring that the next generation of Troopers would be able to live up to the high professional standards of the New Jersey Police; and

**WHEREAS**, Major Elliott's ascent into the leadership of the State Police led to her assignment as Commander of Troop D, a post from which she impacted the lives of more than a million drivers a day on the New Jersey Turnpike and Garden State Parkway; and

**WHEREAS**, the time has come for Major Elliott to reflect on an honorable career spent in service to her fellow citizens as she joins the ranks of the retired;

**NOW, THEREFORE, BE IT RESOLVED**, that the Commissioners of the New Jersey Turnpike

Authority do hereby recognize and acknowledge the contributions of Major Pamela L. Elliott, express their thanks and appreciation for her dedicated service to the New Jersey Turnpike Authority, and wish her a long and fruitful retirement.

BE IT FURTHER RESOLVED that this Resolution shall be recorded in the minutes of the New Jersey Turnpike Authority and a copy shall be presented to Major Elliott.

On motion by Vice Chairman Gravino and seconded by Treasurer DuPont, the Authority unanimously accepted the reports contained in item number 254-06-2012 and received same for file.

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### EXECUTIVE SESSION

A motion to enter into Executive Session, not open to the public in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-12(b), to discuss matters pertaining to:

- A. Personnel;
- B. Purchase, Lease or Acquisition of Real Property;
- C. Pending or Anticipated Litigation; and/or
- D. Contract Negotiations.

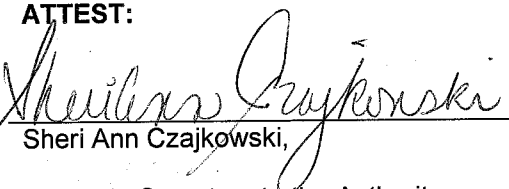
The motion was made by Commissioner Hodes and seconded by Commissioner Pocino, and, after the voice vote, the motion was duly adopted by the Board of Commissioners of the New Jersey Turnpike Authority.

Executive Session was adjourned at 10:20 a.m.; Chairman Simpson resumed the public portion of the meeting.


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The motion to adjourn was made by Chairman Simpson, Commissioner Diaz and seconded by Treasurer DuPont and, after the voice vote, the motion was duly adopted. The Authority adjourned at 10:25 a.m., to meet on Tuesday, July 31, 2012, at 9:30 A.M.

ATTEST:

  
Sheri Ann Czajkowski,

Assistant Secretary to the Authority

  
Veronique Hakim, Executive Director

Corporate Seal

Date: June 27, 2012