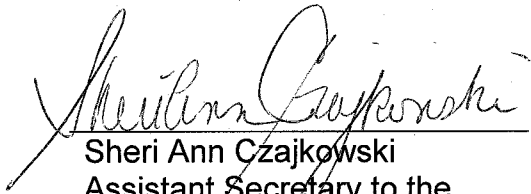


**CERTIFICATION  
OF  
NEW JERSEY TURNPIKE AUTHORITY**

I, Veronique Hakim, hereby certify that I am the Executive Director of the New Jersey Turnpike Authority and as such Deputy 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 **September 25, 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 25<sup>th</sup> day of September, 2012.**

ATTEST:

  
Sheri Ann Czajkowski  
Assistant Secretary to the  
Authority

  
Veronique Hakim,  
Executive Director


Corporate Seal

Date: September 25, 2012

**Received in the Governor's Office on September 25, 2012  
(hand delivered)**

Received by:

Lashena Kirk  
Print Name

  
Signature

**GAU STAMP:**

Veto Period Ends:

(Write in the date the veto period ends)

**PROCEEDINGS OF NEW JERSEY TURNPIKE AUTHORITY**

**BOARD MEETING**

**TUESDAY, September 25, 2012**

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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 (via telephone) and Commissioner Daniel Becht. The meeting commenced at 9:30 a.m.

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**ALSO PRESENT**

Executive Director Veronique Hakim; Chief Operating Officer John O'Hern; Chief Engineer Richard Raczynski; General Counsel Bruce Harris; 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; Ryan Feeney State Treasurer's Office; 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 meetings of July 31, 2012 and August 14, 2012; he did not exercise his power to veto any items

in those minutes.

Upon motion made by Vice Chairman Gravino and seconded by Commissioner Hodes 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:

Vice Chairman Gravino: 376-09-2012

Commissioner Hodes and Diaz: 361-09-2012

Commissioner Pocino: 349-09-2012 through 359-09-2012, and 362-09-2012 through 366-09-2012

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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. There were no public speakers.

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### **COMMISSIONER'S COMMENTS**

NO COMMENTS WERE MADE.

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### **EXECUTIVE DIRECTOR'S COMMENTS**

ED Hakim reported that the toll violation enforcement program is in place. The Authority has taken a four (4) step approach to the program: (1) in October of 2011, the Authority increased the Administrative Fee for E-ZPass violations from \$25 to \$50. The \$50 represents the true cost of processing E-ZPass violations; (2) the ETC Department and Xerox/ACS have taken steps to make better contact with violators, (3) in November of 2011, the Authority began using video enforcement in the Automatic Coin Machine lanes on the Garden State Parkway; and (4) earlier this year, the Authority began a pilot program whereby the NJ Motor Vehicle Commission ("MVC") suspends the vehicle registrations of significant toll violators. The video enforcement in the Automatic Coin Machine lanes on the Garden State Parkway has proven to be a success with the violation rate being reduced by more than half and collections being up by \$1.7 million than in the previous ten (10) months. As a result of all of these efforts, the Authority has collected almost \$4 million more in 2012 than 2011.

Regarding the registration suspension with MVC, ED Hakim stated that MVC has sent out more than 150 notices to violators and the Authority has received a response from approximately 35% of them. ED Hakim noted that MVC is sending notices to chronic violators, who have having outstanding toll violations totaling \$1,000 or more. These chronic violators have

(NJTA Board Meeting – 09/25/2012)

felt the impact of their registration being suspended as they come in contact with the system and are then coming back to the Authority to make good on their outstanding violations. ED Hakim commended this program as being a leader in this country. It also demonstrates to our toll payers that we will do everything we can to ensure that we will catch the motorists who attempt to avoid paying their tolls.

ED Hakim reported that the Authority's vegetation management and wildflower pilot program is in place. This program has not only allowed the Authority to manage its right-of-ways efficiently as possible but has also promoted environmentally friendly practices. The Authority's Maintenance Department created "no mow" areas as well as designated more wildflower planting areas. On the Parkway, from the Cheesequake Service Area to the Monmouth Service Area, the Authority is now mowing only the first sixteen (16) feet from the edge of the pavement. The result of these efforts is a 57% reduction in mowing which means a savings in manpower and a 62% savings in fuel. ED Hakim stated that this is the first time the Turnpike has ever had wildflowers planted on its roadway. Best of all, the Authority is receiving positive feedback from the motorists due to this beautification process. ED Hakim recognized Gary DeFelice who headed the Landscaping efforts on the Parkway and Chris Adam and Les Hergenrother who headed the efforts on the Turnpike.

Chairman Simpson jokingly noted that the flowers may be too beautiful because he received several calls complaining that motorists are slowing down to view the wildflowers.

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## HUMAN RESOURCES

Director of Human Resources Mary-Elizabeth Garrity requested approval of item 336-09-2012. Moved is the item as follows:

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### 336-09-2012

Human Resources Director Garrity submitted the **Personnel Agenda**, dated September 25, 2012, and requested confirmation of the personnel matters contained therein. The Executive Director certified the recommendations for consideration.

On motion by Commissioner Hodes and seconded by Commissioner Pocino 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

General Counsel Bruce Harris requested approval of items 337-09-2012 through 348-09-2012. Chairman Simpson stated that items 339 and 340 relate to a project that will improve the safety of the Parkway -- the removal of traffic signals at milepost 9, 10 and 11. Chairman

Simpson asked if the Authority is still on target to break ground by the end of the year. Chief Engineer Raczynski reported that the Authority has submitted all of the necessary documentation to FHWA for approvals. The Authority awaits their approval to move forward to apply for the proper permits and it plans to remain on target with its anticipated bid dates.

Moved as a group those items are as follows:

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**337-09-2012**

In a memorandum dated September 13, 2012, **a Recommendation for the Ratification of Action Taken and Authorization for the Acquisition of Property Interests and Payment of Related Expenses Required for the New Jersey Turnpike Authority Interchange 6-9 Widening Program – Acquisition of one (1) property, Reimbursement of Relocation Expenses and Payment for a Right-of-Entry, 2009 Capital Construction Program, in an amount of \$427,900.39 (\$434,718.10 was previously approved – total \$862,618.49),** 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 acquire certain property interests, reimbursement for relocation expenses, and payment for a right-of-entry, as well as ratify final action taken with regard to same as follows:

**I. Negotiated Acquisition of One Property, Reimbursement of Relocation Expenses and Payment for a Right-of-Entry.** The Authority previously determined that the properties listed below were 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 the property. 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 the parties were able to reach a settlement with respect to the outstanding issues. The following are descriptions of (1) the acquisition of one property through negotiated settlement, (2) settlement of a claim for reimbursement of relocation

expenses, and (3) the payment for a right-of-entry.

1. Turnpike Design Section 1, ROW Section 3D

Parcel No. C186C, Block 52, Lot 3.01

Mansfield Road West, Mansfield Township, Burlington County

Owner: Lawrence Durr and Carol Durr

**Amount:** \$355,244.00

The following interests in the "Property" are to be acquired (1) a fee simple interest in 7.381 acres of land to be designated as Parcel 186C; (2) a slope easement containing 0.037 acres of land to be designated as Parcel E186C; (3) a utility easement impacting 0.191 acres consisting of the right to install and maintain the Transcontinental Gas Pipeline to be designated as Parcel UE186C as well as a right of access to the utility easement impacting 0.157 acres to be designated as Parcel 2UE186C; (4) a temporary construction easement containing 2.010 acres of land to be designated as Parcel C186C; and (5) a drainage easement containing 0.014 of land to be designated as Parcel D186C.

2. Turnpike Design Section 2, Turnpike ROW Section 3E

Parcel Series 277, Block 203, Lot 2 (Entire Taking)

229 Bordentown-Crosswicks Road, Chesterfield Township, Burlington County

Owner: Jimmy R. Mitchell

**Amount:** \$502,374.49 (\$433,218.10 was previously approved; an additional \$69,156.39 is required for settlement of the reimbursement for relocation expenses)

The acquisition of the entire property was previously authorized under agenda item nos. 3-10 and 198-06-2011. Authorization for an additional \$33,218.10 was obtained for the reimbursement of relocation expenses after a final determination was made by the Authority. The property owner appealed the determination to the Office of Administrative Law, and thereafter the Authority met with the property owner and his attorney in an attempt to resolve the matter. After further submissions by the property owner and further negotiations the parties agreed to enter into a Stipulation of Settlement whereby the Authority agreed to pay the property owner an additional \$27,819.70 and his moving company Alustuzia Transport \$41,336.69.

3. Turnpike Design Section 2, Turnpike ROW Section 3E

Parcel Series C286, Block 104, Lot 5 (Partial Taking)

Ward Avenue, Chesterfield Township, Burlington County

Owner: Daniel Panfili and Iole Panfili

**Amount:** \$5,000.00 (\$1,500.00 was previously approved; an additional \$3,500.00 is required for payment for a right-of-entry)

The Authority's Commissioners previously approved the acquisition of the required property interests by condemnation under agenda item no. 003-01-2011. It should be

noted that in the original agenda item, the address incorrectly stated "3301 Route 206, Mansfield Township," and has been corrected in the heading of this agenda item. Once the actual construction began, it was determined that certain design changes were necessary in order to relocate the driveway tie-in to Ward Avenue. As such, this agenda item seeks authorization to acquire the necessary access in order to perform the above relocation and tie-in to Ward Avenue in the amount of \$3,500.00.

The acquisitions 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 and approved by the Law Department and General Counsel.

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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**338-09-2012**

In a memorandum dated September 13, 2012, **a Recommendation for the Ratification of Action Taken and Authorization for the Acquisition of Property Interests Necessary Interchange 88 and 89 Improvements Project on the Garden State Parkway, Township of Lakewood, County of Ocean, Project No. 39023029, in an amount of \$1,169,000.00**, 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 northbound roadway. 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. At the August 2012 Meeting, the Board of Commissioners awarded Contract P300.198 in the amount of \$70,059,913.13 to Earle Asphalt Company to perform the construction necessary for the Project. Construction is anticipated to begin in October 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.

#### **I. New Eminent Domain Proceedings**

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 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.

With respect to the below parcels, the Authority was not able to acquire the parcels through fair negotiation with the property owners, and eminent domain proceedings have been filed as a last resort. For four of the parcels, the Authority engaged in negotiations with the owners, but negotiations were unsuccessful. For the remaining parcels, the identity of the correct property owner could not be determined despite the Authority's best efforts, and therefore eminent domain proceedings were instituted.

The following is a description of properties for which eminent domain proceedings have been filed:

1. Parcel No. 4613A, B, C, D, C4613 & 2C4613

Owner: Parkway Lodging Realty, LLC

1885 Route 70

Block 1235, Lot 36

Lakewood Township, Ocean County

Amount: \$463,300

This property consists of approximately 15.1907 acres of land improved by a 88,000 square foot hotel and retail space. The Authority must acquire the following property interests: (1) a fee simple interest in three separate areas totaling 102,513 square feet; (2) two temporary construction easements containing approximately 5413 square feet. The Authority engaged in negotiations with the owner, which were not successful.

2. Parcel No. 4614

Owner: Anthony and Diane Iannarone

1650 Route 70

Block 1248, Lot 20

Lakewood Township, Ocean County

Amount: \$172,000

This property consists of approximately 2.225 acres of land improved by a free-standing gasoline and service station with a Dunkin Donuts. The Authority must acquire a fee simple interest in an area containing approximately 34,077 square feet. The Authority engaged in



negotiations with the owner, which were not successful.

- 3. Parcel No. 4615  
Owner: Seibel, Mr. JNO/G Siebel  
Block 1235, Lot 26  
Lakewood Township, Ocean County  
Amount: \$34,000

The property to be acquired consists of an area of 0.184 acres of vacant land in Lakewood Township. The property owner of record is deceased and the land is held in fee simple by the estate of the property owner. As such, negotiations could not be commenced and eminent domain proceedings were filed.

- 4. Parcel No. 4619A, B, C, UE4619 & C4619  
Owner: JSM at Brick, LLC  
465-515 Route 70 and Shorrock Street  
Block 1262, Lot 3 and Block 1252, Lot 1 (Lakewood Township)  
Ocean County  
Amount: \$311,000

This property consists of approximately 39.64 acres of land and a retail center. The Authority must acquire a fee simple interest in three separate portions of the property totaling 1.5784 acres, a utility easement and a temporary construction easement. The Authority engaged in negotiations with the owner, which were not successful.

- 5. Parcel No. 4624A&B  
Owner: White Elephant Enterprises LLC & Seventy GSP Associates LLC  
Route 70, Commerce Blvd. and Airport Rd.  
Block 1160.01, Lot 41.20, 219, & 219.01  
Block 11601.10, Lot 219  
Block 1160.11, Lots 1, 2, 3, & 4  
Lakewood Township, Ocean County  
Amount: \$54,000

This property consists of approximately 68.791 acres of vacant land. The Authority must acquire a fee simple interest in two separate areas totaling approximately 13,154 square feet. The Authority engaged in negotiations with the owner, which were not successful.

- 6. Parcel No. 4627A&B  
Owner: Unknown  
Block 1238, Lot 3  
Lakewood Township, Ocean County  
Amount: \$33,700

The property to be acquired consists of two separate areas totaling approximately 7817

square feet of vacant land. Ownership could not be conclusively determined and therefore eminent domain proceedings were filed.

7. Parcel No. 4628  
 Owner: Unknown  
 Block 1238, Lot 4  
 Lakewood Township, Ocean County  
 Amount: \$67,000

The property to be acquired consists of approximately 0.363 acres or 15,812 square feet of vacant land. Ownership could not be conclusively determined and therefore eminent domain proceedings were filed.

8. Parcel No. 4611P  
 Owner: Unknown  
 Block 1235, Lot 27  
 Lakewood Township, Ocean County  
 Amount: \$34,000

The property to be acquired consists of approximately 0.182 acres or 7,933 square feet of vacant land. Ownership could not be conclusively determined and therefore eminent domain proceedings were filed.

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. Based on the foregoing, it is requested that the Commissioners ratify the actions taken by the Executive Director as outlined herein for the acquisition of the property interests set forth above.

## **II. Property Exchange Agreement with New Jersey Department of Transportation**

Certain real property owned by the New Jersey Department of Transportation ("NJDOT") adjacent to State Route 70 is necessary for the Project. Much of this property is currently used as ramps/jug handle turn areas for State Route 70. As part of the construction of the Project, the Authority will relocate the State Route 70 ramps onto property the Authority is acquiring from both private owners and the Township of Lakewood and Lakewood Industrial Commission. Thus, the Authority and NJDOT have negotiated an agreement whereby (1) NJDOT will convey to the

Authority property comprised of a fee simple interest in approximately 7.920 acres and an aerial easement of approximately 2.005 acres as necessary for the Project construction and improvements to the Garden State Parkway, as well as any interest NJDOT may have in certain of the parcels listed above in which ownership could not be conclusively determined; and (2) the Authority will convey to NJDOT a fee simple interest in approximately 4.016 acres of property as needed for the improvements to State Route 70.

Pursuant to an agreement between the Authority and NJDOT dated May 21, 2008 (the "Master Agreement"), the Authority and the NJDOT have agreed that they may transfer real property amongst themselves at no cost, provided that the property is used for road and bridge purposes only and the property interests proposed for transfer have a value of less than Two Hundred Fifty Thousand Dollars (\$250,000.00).

Based on a valuation analysis performed by the Authority's Real Estate Manager/Consultant, the value of the property to be transferred from NJDOT to the Authority is \$885,000, and the value of the property to be transferred from the Authority to NJDOT is \$768,000. Thus, while the total value of the properties to be exchanged exceeds \$250,000.00, the net difference in value of the properties to be exchanged is only \$117,000. Given that this property transfer is within the spirit and intent of the Master Agreement, staff recommends that the Master Agreement be amended to clarify that the exchange of the parcels described above is permitted and that an Exchange Agreement be entered into with NJDOT to exchange the property described above at no cost, subject to the terms of the Master Agreement as amended.

Thus, authorization is requested for the Executive Director to enter into an Exchange Agreement with NJDOT for the property necessary for the Project pursuant to the terms set forth above. It is further requested that the Executive Director be authorized 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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**339-09-2012**

In a memorandum dated September 13, 2012, **a Recommendation for the Ratification of Action Taken and Authorization for the Acquisition of Property Interests Necessary for the New Jersey Turnpike Authority Interchange 9, 10 & 11 Improvements Project on the Garden State Parkway, County of Cape May, Project No. 39023022, in an amount of \$10,500.00**, was approved.

The New Jersey Turnpike Authority ("Authority"), in conjunction with the New Jersey Department of Transportation ("NJDOT"), the Federal Highway Administration ("FHWA") and Cape May County, is proceeding with its plans for the construction of the Interchange 9, 10 & 11 Improvements Project (the "Project") in the Township of Middle, Cape May County.

This Project includes improvements to Interchanges 9, 10 and 11, which are at-grade

signalized intersections that connect the Garden State Parkway with surface streets. The Project would eliminate the at-grade signalized intersections and upgrade this segment of the Parkway to a fully access controlled highway, giving preference to through traffic by providing ramp connections only at selected public roads and prohibiting at-grade intersections and direct private driveway connections with the Parkway. This will improve both pedestrian and motorist safety. The Authority estimates that the total cost of the Project will be \$125 million, and anticipated federal funding for this project is approximately \$37.5 million.

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. 129-04-2012, the Commissioners authorized the Executive Director to take all steps necessary to prepare for the acquisition of those property interests necessary for the Project, with the final purchase price being submitted to the Commissioners for approval.

#### **I. Negotiated Sales**

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 property for which the parties have negotiated terms of sale:

Parcel No. 4580

Owner: Patricia Stout

1102 New Jersey State Highway Route 9

Block 353, Lot 4

Middle Township, Cape May County

Amount: \$10,500

This property consists of approximately .780 acres of land improved with a two story residential dwelling and one story commercial building. The Authority must acquire a fee simple interest in approximately 0.02 acres along the eastern portion of the property.

The acquisition as proposed above does 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 has the above referenced 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.

The Law Department, in consultation with the Authority's Real Estate

Manager/Consultant and General Counsel, recommends that the Authority acquire this property 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 this property for the amount 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.

**II. Acquisition of Property from Cape May County Entities**

Certain real property owned by the County of Cape May ("County"), Cape May County Municipal Utilities Authority ("MUA") and the Cape May Technical School District ("School District") is necessary for the Project, which will include improvements not only to the Garden State Parkway, but to County roads as well. Authority staff have met with representatives from the County seeking to acquire this property on similar terms to the agreement entered into between the County and New Jersey Highway Authority ("NJHA") dated April 25, 1991, in which, inter alia, the County agreed to convey to NJHA any property owned by the County necessary for improvements to the Garden State Parkway for the sum of \$1.00, with the understanding that the work would commence within five years. Representatives from the County were agreeable to this request.

Staff recommends that the Authority enter into agreements with the County, MUA and School District, whereby those entities agree to convey their property necessary for the Project to the Authority for \$1.00, provided that the deeds of transfer include a right of reverter to the transferring agency in the event that construction activities for the Project do not commence within five (5) years of the effective date of the deed. Further, the property to be obtained from the MUA and the School District is necessary for improvements made to certain County roads as part of the Project. Thus, upon completion of the Project, the Authority will convey those parcels obtained from the MUA and the School District to the County for \$1.00.

Authorization is therefore requested for the Executive Director to enter into agreements with the County, MUA and School District to acquire property necessary for the Project pursuant to the terms set forth above. It is further requested that the Executive Director be authorized 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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340-09-2012

In a memorandum dated September 12, 2012, a Recommendation for the Authorization to Execute agreements relating to the Garden State Parkway Interchanges 9, 10 & 11 Improvement Project in the Township of Middle, Cape May County, Project No. 08020001, was approved.

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Approval is requested for two agreements involving the Garden State Parkway Interchanges 9, 10 & 11 Improvements Project (the "Project"): (1) Agreement No. 45-12 with NJDOT to provide funding to the Authority for the Project from the remaining dedicated federal funds; and (2) Memorandum of Agreement No. 44-12 with the New Jersey Department of Transportation ("NJDOT") and Cape May County (the "County") for Design/Construction Coordination of the Project.

The Project will eliminate the at-grade signalized intersections and upgrade the section of the Parkway containing Interchanges 9, 10, and 11 to a fully access-controlled highway, giving preference to through traffic by providing ramp connections only at selected public roads and prohibiting at-grade intersections and direct private driveway connections with the Parkway. The Project will improve both pedestrian and motorist safety.

The Authority estimates that the total cost of the Project will be \$125 million, of which approximately \$37.5 million will be funded through the Federal Highway Administration ("FHWA"). Under prior agreements with the Authority and its predecessor, the New Jersey Highway Authority, NJDOT has reimbursed the Authority \$7,035,855 in funds provided by FHWA for preliminary design and environmental work necessary for the Project. Agreement No. 45-12 is required for NJDOT to provide to the Authority the remaining approximately \$30 million in federal funding from the FHWA.

Agreement No. 44-12 is necessary to define the responsibilities for design and construction coordination of the Project, which encompasses improvements not only to the Parkway, but to State Route 9 and certain County roadways as well. Under Agreement No. 44-12 with NJDOT and the County, the Authority will pay for all costs associated with the Project, including design costs, construction costs, and construction management costs over and beyond the \$37.5 million in federal funds. Under Agreement No. 44-12, NJDOT will permit access to State Highway Route 9 and provide support in obtaining environmental permits. Cape May County will permit access to multiple County roads throughout Cape May County. All entities will cooperate with one another to facilitate the Project so that the Project may proceed as rapidly as possible.

Accordingly, it is requested that the Authority's Commissioners delegate to the Executive Director the authority to execute Agreement No. 44-12 with the New Jersey Department of Transportation and Cape May County and Agreement No. 45-12 with the New Jersey Department of Transportation pursuant to the terms outlined above for each agreement. 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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341-09-2012

(NJTA Board Meeting – 09/25/2012)

In a memorandum dated September 12, 2012, a Recommendation for the Authorization to enter into an Amendment to the Cooperative Agreement with Ocean County with respect to Garden State Parkway Interchange 91 to reduce the Authority's contribution to the Interchange improvements from \$9.5 million to \$3 million, was approved.

At its March 30, 2010 meeting, the Commissioners of the New Jersey Turnpike Authority (the "Authority") authorized the Executive Director to enter into a cooperative agreement with Ocean County with respect to design and construction in and around Interchange 91 on the Garden State Parkway. Authorization included design and construction of a new structure carrying Burnt Tavern Road over the Parkway. Memorialized by Agenda item 71-10, the construction cost, estimated to be \$45 million, would be borne by Ocean County as part of a federally-funded initiative, with Ocean County being responsible for all design and permitting for the Project, and the Authority agreeing to reimburse Ocean County for certain design fees and post design services in the amount of \$1,000,000, and construction costs in the amount of \$8.5 million. This agreement with respect to the improvements to Interchange 91 was memorialized in the Cooperative Agreement between the Authority and Ocean County dated June 24, 2010 (the "2010 Agreement").

Since execution of the 2010 Agreement, changes to the plans have permitted Ocean County to apply for and qualify for additional federal funds, thus permitting the Authority to decrease the amount it would contribute to the Project. The amendment to the 2010 Agreement would provide that Ocean County would maintain responsibility for the construction of the Project, but would decrease the Authority's reimbursable share from a total of \$9.5 million to a total of up to \$3 million. Of this \$3 million amount, up to \$1.7 million would be reimbursable to Ocean County for design and post-design fees and up to \$1.3 million would be reimbursable to Ocean County for construction fees. Other than the decrease in the Authority's monetary obligations, all other terms of the 2010 Agreement would remain in full force and effect.

Therefore, it is recommended that the Executive Director be authorized to enter into and execute an amendment to the 2010 Agreement, with the terms as substantially set forth above. It is further recommended that the Executive Director be authorized to take all such actions and do all such things necessary or advisable to effectuate the intent of this authorization.

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#### 342-09-2012

In a memorandum dated September 20, 2012, a Request for Qualifications – Insurance Brokerage Services and Recommendation to Award Contracts, Operating Account No. 10893-441040, was approved.

The New Jersey Turnpike Authority (the "Authority") issued a request for qualifications ("RFQ") for two (2) or more firms (the "Brokers") to provide insurance brokerage services to the

Authority. The Brokers will design, market, implement the lines of insurance for the Authority, and provide additional risk control, claims management, and other services, as set forth in the RFQ. The initial term of the contracts will be for two (2) years, with an option to extend each contract, under the same terms and conditions, for two (2) additional one-year terms, at the discretion of the Authority and concurrence of the Brokers.

The RFQ was advertised on August 8, 2012 in the Star Ledger and the Trenton Times, posted on the State's and Authority's websites and distributed to ten (10) firms. On August 28, 2012, the Authority received proposals from the following seven (7) firms:

1. Aon Risk Services, New York, New York
2. Conner, Strong and Buckelew, Philadelphia, Pennsylvania
3. Marsh and McLennan Agency, Mount Laurel, New Jersey
4. Massey Agency Insurance, Newark, New Jersey
5. Risk Strategies Company, New York, New York
6. Wells Fargo Insurance, Madison, New Jersey
7. Willis of New Jersey Inc., Morristown, New Jersey

The process for this professional services contract was conducted in accordance with N.J.S.A. 27:23-6.1 of the Authority's enabling legislation, N.J.A.C. 19:9-2.1(b) promulgated pursuant thereto, and Executive Order No. 37 (Corzine 2006). An evaluation committee (the "Committee"), which was approved by the Executive Director, consisted of personnel from the Authority's Human Resources, Finance and Law Departments. The Committee also had (2) non-voting members -- a representative of the Authority's Purchasing Department, and a representative from the Authority's risk management consulting firm, Hanover Stone Partners.

The Committee reviewed the proposals based on the criteria set forth in the RFQ. Based upon its initial review, the Committee invited five (5) firms to make oral presentations, which were held on September 13, 2012. After the oral presentations, each of the firms was asked to provide a Best and Final Offer ("BAFO") clarifying various provisions within its proposal. To further aid in the Committee's evaluation, each firm was asked to provide two (2) separate quotations: (1) one quotation for brokering and servicing the property coverage for the Authority, consisting of all property located on the Garden State Parkway and New Jersey Turnpike roadways; and (2) a separate quotation for brokering and servicing the casualty coverage for the Authority.

The Committee prepared an evaluation report that details the strengths and weaknesses of each submission and includes recommendations for awards. The two highest ranked firms, Willis of New Jersey ("Willis") and Marsh and McLennan Agency ("Marsh"), were considered for these two separate lines. Both firms exhibited teams with superior knowledge and experience. Additionally, both firms demonstrated a commitment to quality management that far surpassed what the other firms provided. In addition, Willis provided a thoughtful approach to the Authority's casualty program involving the formation of a captive insurance program, which the Committee



believed could be advantageous to the Authority and should be explored further.

The Committee decided, based on all the factors considered, including the submissions and the oral presentations, to recommend that Willis provide brokerage services regarding the casualty coverage, and Marsh provide brokerage services regarding the property coverage. In addition, the Committee negotiated fees that matched the lowest proposed BAFO quotation for the casualty line of coverage and the lowest, reasonable proposal of the property line of coverage, thereby assuring the Authority maximum cost savings.

Accordingly, it is recommended that a professional services contract for insurance brokerage services be awarded to Marsh and McLennan Agency to design, market, and implement the Authority's property insurance program, as described in the RFQ, in an annual amount of One Hundred Seventy Five Thousand Dollars (\$175,000) for a two (2) year term, with the option to renew for two (2) additional one-year terms at the same amount, subject to the availability of funding at the time of services.

It is further recommended that a professional services contract for insurance brokerage services be awarded to Willis of New Jersey Inc. to design, market, and implement the Authority's casualty insurance program, as described in the RFQ, in an annual amount of One Hundred Thirty Thousand Dollars (\$130,000) for a two (2) year term, with the option to renew for two (2) additional one-year terms at the same amount, subject to the availability of funding at the time of services.

Additionally, it is recommended that the Commissioners delegate to the Executive Director the authority to engage Willis to perform either or both of the captive feasibility analyses at the fixed rates quoted in its BAFO (\$20,000 and \$10,000), should she deem it to be in the best interest of the Authority, in her sole discretion.

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**343-09-2012 (ITEM NOT USED)**

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**344-09-2012**

In a memorandum dated September 13, 2012, **Authorization to Declare Property Surplus to the New Jersey Turnpike Authority's Needs: Parcel 4625X-6 (Area: 23 square feet), Lakewood Township, Ocean County, New Jersey**, was approved.

Certain property known as Parcel 4625X-6, located in Lakewood Township, Ocean County, New Jersey, consists of a 23 square foot parcel of vacant land located adjacent to, but outside of, the Authority's right of way. Said property is not being used by the Authority, but is adjacent to property owned by Lakewood Cogeneration, LLP ("Lakewood Cogen"). The Authority is in the process of acquiring a portion of the property owned by Lakewood Cogen as necessary for the Garden State Parkway Interchange 88/89 Improvement Project ("Project"), and Lakewood Cogen has agreed to accept Parcel 4625X-6 as partial consideration for the Authority's

acquisition of the Lakewood Cogen property necessary for the Project.

In accordance with the Authority's Surplus Property Policy, the Law Department has circulated information regarding the property to the Chief Engineer, the Acting Assistant Director of Maintenance, the Director of Operations and the Authority's Engineering Consultant, HNTB Corporation, for review. Each has reviewed the information regarding Parcel 4625X-6, and all have certified that the Authority no longer requires the property and does not see any future use of the property by the Authority. The transfer of this undersized parcel to Lakewood Cogen is in accordance with the Authority's Surplus Property Policy.

Accordingly, it is recommended that authorization be given to declare Parcel 4625X-6 as surplus to the Authority's needs. It is further recommended that the Executive Director be authorized to take any steps necessary to transfer Parcel 4625X-6 to Lakewood Cogen as part of the Authority's acquisition of the Lakewood Cogen property necessary for the Project.

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**345-09-2012**

In a memorandum dated September 13, 2012, **Authorization for the Executive Director to Enter into a Utility Reimbursement Agreement with the Port Authority of New York and New Jersey (PANYNJ) in Furtherance of the Port Authority's EMAS Installation and Brewster Road Relocation Project at Newark Liberty International Airport ("Newark Airport")**, was approved.

The PANYNJ is proceeding with its plans to design and construct an Engineered Material Arresting System (EMAS) for Runway 11 at Newark Airport in response to the Federal Aviation Administration's Runway Safety Program. As part of this project, the existing perimeter roadway at the airport adjacent to the Turnpike, Brewster Road, needs to be relocated onto the New Jersey Turnpike Authority's (NJTA) Turnpike right-of-way. The Authority's Commissioners authorized the conveyance of an easement to the PANYNJ for relocated Brewster Road relative to this project in agenda item no. 161-05-2011. Later it was determined that the PANYNJ only required a license for this purpose. It has also been determined that this roadway relocation requires the relocation of the NJTA's existing fiber optic facilities in the area. This fiber optic relocation would be performed under a NJTA Utility Order by the NJTA's contractor, G4S, who has submitted an estimate for the work in the amount of \$175,000. In furtherance of this request, a Reimbursement Agreement has been negotiated and reviewed by the Engineering and Law Departments whereby the PANYNJ agrees to reimburse the NJTA for its actual out-of-pocket costs related to the fiber optic relocation upon completion of the work in an amount not to exceed \$300,000.

Based on the foregoing, it is recommended that authorization be granted to the Executive Director by the Authority's Commissioners to enter into a Reimbursement Agreement that has been negotiated and approved by the Law Department. It is further recommended that the

Executive Director be authorized to execute any and all further documents in connection herewith that are considered necessary and advisable and agreed upon by the parties in their mutual interest after review and approval by the Law Department and General Counsel.

Additionally, this agenda item serves to clarify agenda item no.161-05-2011, in which the Authority's Commissioners authorized the exchange of easements between the PANYNJ and NJTA (one in favor of the PANYNJ for the EMAS and another in favor of the NJTA for a parking lot to serve the State Police Facility in Newark that the NJTA is constructing adjacent to Interchange 14). Instead, of exchanging easements the parties seek to exchange licenses. As such, this agenda item requests that the Authority's Commissioners authorize the Executive Director to execute any and all documents in furtherance of the exchange of the licenses in lieu of the easements.

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#### **346-09-2012**

In a memorandum dated September 14, 2012, **a Request for Approval of a form Master License Agreement (MLA) for location of communications equipment on Authority property and delegation of authority to the Executive Director to enter into separate master license agreements with public entities seeking to place equipment on Authority property, substantially in accordance with the terms of the MLA**, was approved.

From time to time, the Authority receives requests from various governmental entities to locate communication equipment on its communications towers and facilities from municipalities, counties, the State of New Jersey and other political subdivisions within the State. In order to accommodate such requests, it is proposed that all such entities enter into a Master License Agreement (MLA), substantially in the form as attached hereto.

The proposed MLA provides the general terms, conditions and requirements for location of towers, antennae and other equipment on Authority property and provides a term of thirty (30) years. Upon execution of an MLA, an Individual Site Agreement (ISA) is entered into with respect to each specific location, and provides a term of five (5) years, renewable for five (5) additional terms. Unlike license agreements with commercial entities, there is no requirement for payment of rental fees. Should the governmental entity decide to build a tower on Authority property, MLA provides the Authority with the right to locate Authority-owned communications equipment on such tower without charge. The Authority is authorized to negotiate directly both the MLA and anticipated ISAs pursuant to N.J.S.A. 27:23-9.

Based on the above, it is recommended that the Commissioners approve the form of MLA attached hereto for use by the Authority as set forth above. It is further recommended that the Commissioners authorize the Executive Director to execute, on behalf of the Authority, any MLA with a governmental entity containing terms substantially as set forth in the attached draft agreement, and attachments. In addition, it is recommended that the Executive Director be

authorized to execute such documents and take such actions in furtherance of the authority granted herein, after review and approval by the Law Department.

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**347-09-2012**

In a memorandum dated September 12, 2012, **a Recommendation for the Approval for the Authority's Share of \$63.3 Million Out-of-Court Settlement between 25 State Attorneys General and UBS AG**, was approved.

The New Jersey Turnpike Authority received a Notice Letter, dated August 30, 2012, from the Claims Administrator for the \$63.3 million out-of-court settlement between 25 State Attorneys General (including the State of New Jersey Attorney General) and UBS AG ("UBS"). This settlement is the result of an investigation by the State Attorneys General into alleged violations of state and federal antitrust and others laws by UBS in the marketing, sale and placement of Municipal Bond Derivatives by rigging bids and fixing prices and other terms and conditions with respect to specific Municipal Bond Derivatives transactions. The State Attorneys General alleged in the Settlement Agreement that certain UBS employees participated in an illegal scheme with brokers and providers with whom they had relationships to put their mutual pecuniary interest ahead of those of the Municipal Bond Derivative clients they represented. As a result, UBS and these brokers and providers received unjust profits.

The New Jersey Turnpike Authority entered into, with UBS, one or more of the derivative transactions affected by the aforementioned illegal conduct and is the subject of the settlement. The Authority's share, should it participate in the settlement, is \$2,474,424.88. The deadline for participation is submission of the: (1) Election to Participate form; and (2) Executed Release postmarked no later than October 15, 2012.

The New Jersey Turnpike Authority's participation in the out-of-court settlement between the 25 State Attorneys General and UBS would foreclose the Authority from its right to sue UBS from 2001-2006 for anticompetitive and/or unfair trade practice claims, including claims for damages brought in the pending civil class action in the U.S. District Court for the Southern District of New York: *In re Municipal Derivatives Antitrust Litigation*, MDL No. 1950, Master Civil Action No. 08-2516 (S.D.N.Y.).

The terms of the out-of-court settlement between the 25 State Attorneys General and UBS have been reviewed by the Law Department, together with the Finance Department, and the consensus is that the New Jersey Turnpike Authority should elect to participate in the settlement and accept its \$2,474,424.88 share in damages. In December 2011 and July 2012, the Commissioners approved the Authority's participation in similar settlements with Bank of America Corporation and J.P. Morgan Chase & Co., respectively, arising out of similar illegal conduct relating to Municipal Bond Derivatives. Similar to the justification for those settlements, the vast expenditure in cost, effort and time necessary to pursue independently any litigation against UBS

would be ill-advised and any favorable results could not be guaranteed.

Accordingly, authorization is recommended to permit the New Jersey Turnpike Authority to participate in the \$63.3 million out-of-court settlement between 25 State Attorneys General and UBS and to accept its damages share of \$2,474,424.88 by directing the Executive Director to execute the Election to Participate form and the Release. Further approval is requested to allow the Executive Director to take any other actions as are deemed necessary to effectuate the intent of the Board of Commissioners' authorization.

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**348-09-2012**

In a memorandum dated September 14, 2012, **a Recommendation for Authorization to enter into a Memorandum of Agreement with the New Jersey Department of Transportation ("NJDOT") Regarding Towing of State Vehicles off of Authority Roadways**, was approved.

Pursuant to the Authority's regulations, towing or other mechanical services on the New Jersey Turnpike or Garden State Parkway may be performed by only a service agency authorized by the Authority to furnish such services on the roadways. N.J.A.C. 19:9-1.14.

The New Jersey Department of Transportation ("NJDOT") has requested that the Authority allow its personnel and towing equipment to access the Authority's roadways to tow disabled State vehicles to NJDOT locations. Because this will not negatively impact the Authority's emergency services or towing operations, and will help keep the Authority's roadways clear of disabled vehicles, staff recommends that, pursuant to N.J.A.C. 19:9-1.14, NDOT be deemed a "service agency" authorized by the Authority to perform towing and other related mechanical services on the Authority's roadways. Such authorization will be limited to NJDOT personnel and tow trucks providing such services to disabled vehicles owned by the State of New Jersey. Any private towing vendors engaged by NJDOT will not be permitted to access the Authority's roadways for the provision of such services.

Staff further recommends that the Authority enter into a Memorandum of Agreement ("MOA") with NJDOT to address these issues, as well as any related issues such as liability, indemnity, and access to the roadways. Accordingly, it is respectfully requested that the Board of Commissioners delegate to the Executive Director the authority to execute a MOA with NJDOT 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.

On motion by Commissioner Becht and seconded by Commissioner Pocino, the Authority unanimously approved item numbers 337-09-2012 through 348-09-2012; 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 349-09-2012 through 366-09-2012. Raczynski discussed items 349-09-2012, 350-09-2012, and 352-09-2012. Referencing item 349-09-2012 Raczynski stated that this contract reflects 100% replacement of the bridge deck on the westbound section of the Hudson County Extension from Jersey Avenue to 14C. Item 350-09-2012 will reconstruct Interchange 9 on the Turnpike and improve access to and from the Turnpike from Route 18. Item 352-09-2012 is for the design of the new Interchange 14A. The current interchange dates back fifty (50) years and is inadequate to handle current traffic in Bayonne and the port areas. A traffic signal exists shortly after the toll plaza and traffic backs up on the mainline of the extension. The new interchange, which will be constructed under two (2) separate construction contracts, will cost approximately \$300 million.

ED Hakim stated that item 351-09-2012 seeks authorization to award a contract to replace the roof of the PNC Arts Center. ED Hakim noted that Live Nation, which operates the PNC Arts Center under a lease agreement with the Authority, will fund the replacement of the roof through rent offsets. Thus, the Authority will not have to divert monies from its capital program to make this roof repair.

Chairman Simpson stated that the Authority has been the beneficiary of competitive construction bids, which are the product of a weak economy. The low bids are allowing the Authority to do more capital projects than it anticipated it would be able to afford several years ago. Chairman Simpson noted that the second and third phases of the Parkway widening are moving forward because of the savings the Authority has experienced from the low bid environment. Treasurer DuPont indicated that the Authority's capital construction spending is creating several thousand new jobs which are bolstering the weak economy.

Moved are the items as follows:

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**PUBLIC BID SOLICITATIONS – AWARD OF CONTRACTS**

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**349-09-2012**

In a document dated September 14, 2012, **a Recommendation to Award Contract No. T100.125 for the New Jersey Turnpike to El Sol Contracting & Construction Corporation for Bridge Deck Reconstruction and Miscellaneous Improvements at Newark Bay-Hudson County Extension, Milepost N6.0 to N8.2, Ten Year Capital Program Fund No. 39001010, in an amount of \$68,217,000.00,** was approved.

Contract No. T100.125 provides for bridge deck reconstruction and miscellaneous improvements of six structures in Zone 3 of the New Jersey Turnpike's Newark Bay-Hudson County Extension (NB-HCE), between Interchange 14C and the eastern terminus approaching

the Holland Tunnel in Jersey City, Hudson County, New Jersey. This is the first phase of the NB-HCE Zone 3 bridge deck reconstruction program, focusing on the westbound roadway, which will involve bridge deck reconstruction, parapet and median barrier replacement, deck joint replacement, structural steel repairs, drainage, lighting and other related work.

Twelve bid proposals were received on September 12, 2012 for the above publicly advertised contract, as shown on the attached bid summary sheet. The low bid proposal, in the amount of \$68,217,000.00, may be compared to the second low bid proposal in the amount of \$69,128,845.09. The low bid proposal is about 1% below the second low bid proposal.

El Sol has not previously performed work for the Authority; however it is considered competent to complete this contract. It has satisfactorily performed similar work for other regional transportation agencies. Specifically, it is currently performing similar bridge deck replacement work for the New York State Department of Transportation (NYSDOT) Gowanus Expressway (I-278) Rehabilitation Program under two separate contracts, which comprise a total value of approximately \$360 million. Similar to the scope of Contract No. T100.125, these NYSDOT contracts involve bridge deck replacement using high early strength concrete on a high volume expressway facility within highly restricted work zones.

It is, therefore, recommended that Contract No. T100.125 be awarded to the low bidder, El Sol Contracting & Construction Corp. of Maspeth, New York, in the amount of \$68,217,000.00. 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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#### **350-09-2012**

In a document dated September 4, 2012, **a Recommendation to Award Contract No. T300.176 for the New Jersey Turnpike to Gardner M. Bishop, Inc. for Interchange 9 Improvements Grading, Paving, Drainage and Structures, Milepost 83.0, Ten Year Capital Program Fund No. 39003035, in an amount of \$27,683,283.90**, was approved.

This contract provides for improvements at Turnpike Interchange 9 located in East Brunswick, Middlesex County at Milepost 83.0. The work to be performed includes widening of the ramp from southbound Route 18 to the Turnpike, replacement of the Route 18 bridge over the Turnpike ramps, widening of the Naricon Place bridge over the ramp from the Turnpike to Route 18 North, and the realignment/reconstruction of Route 18 through the interchange.

Twelve bid proposals were received on August 30, 2012 for the above publicly advertised

contract, as shown on the attached bid summary sheet. The low bid proposal, in the amount of \$27,683,283.90, may be compared to the second low bid proposal in the amount of \$28,165,669.05. Gardner M. Bishop, Inc. has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T300.176 be awarded to the low bidder, Gardner M. Bishop, Inc. of White Plains, New York, in the amount of \$27,683,283.90. 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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**351-09-2012**

In a document dated September 13, 2012, **a Recommendation to Authorize Executive Director to Award Contract No. P500.285 and to Negotiate with Live Nation for Funding of Costs on the Garden State Parkway for the Replacement of PNC Bank Arts Center Amphitheater Roof at Milepost 116 NB, Funding: TBD, in an estimated amount of \$3,500,000.00**, was approved.

Due to the need for immediate repair work, it is requested that the Executive Director be authorized to award this contract, upon the recommendation of the Chief Engineer, after the September 2012 Commission Meeting. The repairs must start at the end of the concert season in late October 2012 and be completed by May 2013. Accordingly, this contract includes an incentive bonus for early completion and liquidated damages for failure to complete on time. The bid date will be scheduled for early October 2012. Authorization is also sought to delegate authority to the Executive Director to negotiate with GSAC Partners aka Live Nation, the operator of the Arts Center pursuant to an agreement dated May 1, 1996, as amended ("Arts Center Agreement"), to fund this project in exchange for rent concessions and other amendments to the Arts Center Agreement.

This contract will provide for replacement of the main amphitheater roof of the PNC Bank Arts Center at Parkway Milepost 116 northbound in the Township of Holmdel, Monmouth County. Work includes complete replacement of the roof system on the main amphitheater roof and the outer perimeter ribbed section of the roof compression ring. Electrical work for site lighting, audio and video is included. Also included is drainage work for the roof.

It is, therefore, recommended that the Executive Director be authorized to award Contract No. P500.285 to the low bidder, upon the recommendation of the Authority's Chief



Engineer. The award will be ratified at the October 30, 2012 Commission Meeting. This award will be 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 will be 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).

It is further recommended that the Board of Commissioners delegate to the Executive Director the authority to execute an amendment to the Arts Center Agreement for the funding of the repairs by a rent abatement and funding agreement with GSCA Partners 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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**ORDER FOR PROFESSIONAL SERVICES (OPS)**

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**352-09-2012**

In a document dated September 7, 2012 **a Recommendation to Issue Order for Professional Services No. T3371 for the New Jersey Turnpike to Gannett Fleming, Inc. for the Final Design Services for Turnpike Interchange 14A Improvements, Ten Year Capital Program Fund No. 39013027, in an amount of \$22,950,000.00**, was approved.

The work to be performed under the referenced Order for Professional Services will consist of professional services required for the final design to improve operations and safety at the existing New Jersey Turnpike Interchange 14A located in Hudson County and other related work defined in the RFEOL's Scope of Services.

This assignment is classified as a "Complex Project" since the scope of work is not clearly defined and likely to change during the course of the project, and the cost exceeds \$2,000,000.00. The Solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and 30 engineering firms were prequalified and eligible under Profile Codes: A252: Complex Interchanges and A256: Toll Plazas (site, islands, tunnels, canopy). Six firms submitted EOIs by the closing date of June 4, 2012.

The scoring of the EOIs by the Review Committee resulted in the following order of ranking: 1) Gannett Fleming, Inc.; 2) Michael Baker Jr., Inc.; and 3) The Louis Berger Group, Inc. These three firms were requested to submit Technical and sealed Fee Proposals. The Committee reviewed and evaluated each firm's Technical Proposal and it was recommended that the top two firms give an oral presentation. Final scoring resulted in Gannett Fleming, Inc. being the highest technically ranked firm. The fee submitted 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. T3371 be issued to the firm of Gannett Fleming, Inc. of South Plainfield, New Jersey not to exceed the amount of \$22,950,000.00. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.80, based on a 10% allowance for profit and an overhead rate of 1.80% 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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#### 353-09-2012

In a document dated September 10, 2012, a Recommendation to Issue Order for Professional Services No. A3445 to Michael Baker Jr., Inc. for Design Services for Safety Improvements at Traversable Medians along the New Jersey Turnpike and Garden State Parkway, Ten Year Capital Program Fund No. 39002016, in an amount of \$795,000.00, was approved.

The work to be performed under the referenced Order for Professional Services will provide supervision of construction services for the referenced contract to ensure that it is constructed in accordance with the Contract Plans and Specifications. The contract will provide for bridge deck reconstruction, miscellaneous structural repairs and other related work.

This assignment is classified as a "Complex Project" since the scope of work is not clearly defined and likely to change during the course of the project, and the cost exceeds \$2,000,000.00. The Solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and 68 engineering firms were prequalified and eligible under Profile Code B155 - Bridge Construction Inspection. Six firms submitted EOIs by the closing date of July 12, 2012.

The scoring of the EOIs by the Review Committee resulted in the following order of ranking: 1) Ammann & Whitney Consulting Engineers; 2) Stone & Webster, Inc.; and 3) HAKS Engineers, Architects and Land Surveyors, P.C. These three firms were requested to submit Technical and sealed Fee Proposals. The Committee reviewed and evaluated each firm's Technical Proposal and final scoring resulted in Stone & Webster, Inc. being the highest technically ranked firm. The fee submitted 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. T3446 be issued

to the firm of Stone & Webster, Inc. of Trenton, New Jersey not to exceed the amount of \$9,580,000.00. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.3 to cover the cost of fringe benefits, overhead and profit, 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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**354-09-2012**

In a document dated September 10, 2012, **a Recommendation to Issue Order for Professional Services No. T3446 for the New Jersey Turnpike to Stone & Webster, Inc. for the Supervision of Construction Services for Contract No. T100.125 for Bridge Deck Reconstruction and Miscellaneous Improvements at Newark Bay-Hudson County Extension, Milepost N6.0 to N8.2, Ten Year Capital Program Fund No. 39001010, in an amount of \$9,580,000.00,** was approved.

The work to be performed under the referenced Order for Professional Services will provide supervision of construction services for the referenced contract to ensure that it is constructed in accordance with the Contract Plans and Specifications. The contract will provide for bridge deck reconstruction, miscellaneous structural repairs and other related work.

This assignment is classified as a "Complex Project" since the scope of work is not clearly defined and likely to change during the course of the project, and the cost exceeds \$2,000,000.00. The Solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and 68 engineering firms were prequalified and eligible under Profile Code B155 - Bridge Construction Inspection. Six firms submitted EOIs by the closing date of July 12, 2012.

The scoring of the EOIs by the Review Committee resulted in the following order of ranking: 1) Ammann & Whitney Consulting Engineers; 2) Stone & Webster, Inc.; and 3) HAKS Engineers, Architects and Land Surveyors, P.C. These three firms were requested to submit Technical and sealed Fee Proposals. The Committee reviewed and evaluated each firm's Technical Proposal and final scoring resulted in Stone & Webster, Inc. being the highest technically ranked firm. The fee submitted 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. T3446 be issued to the firm of Stone & Webster, Inc. of Trenton, New Jersey not to exceed the amount of \$9,580,000.00. This amount includes reimbursement of direct salaries times a maximum

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multiplier of 2.3 to cover the cost of fringe benefits, overhead and profit, 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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**355-09-2012**

In a document dated August 31, 2012, **a Recommendation to Issue Order for Professional Services No.T3449 for the New Jersey Turnpike to Boswell Engineering for the Supervision of Construction Services for Contract No. T300.176, Interchange 9 Improvements, Grading, Paving, Drainage and Structures at Milepost 83.0, Ten Year Capital Program Fund No. 39003035, in an amount of \$3,290,000.00,** was approved.

The work to be performed under the referenced Order for Professional Services (OPS) will consist of providing supervision of construction services for the referenced contract to ensure that it is constructed in accordance with the Contract Plans and Specifications. Contract No. T300.176 will provide for improvements to Interchange 9 on the Turnpike and will include widening of Ramp WT to two lanes, replacement of the Route 18 Bridge over Ramps WT/TE, and widening of the Naricon Place Bridge over Ramp TW. Contract No. T300.176 will also consist of retaining wall construction, sign structure fabrication and erection, highway lighting, traffic signal replacement, pavement construction, signing, striping, landscaping and utility installations.

This assignment is classified as a "Complex Project" since the scope of work is not clearly defined and likely to change during the course of the project, and the cost exceeds \$2,000,000.00. The Solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and 56 engineering firms were prequalified and eligible under Profile Codes: B-153, Roadway Construction Inspection and B-155, Bridge Construction Inspection. Seven firms submitted EOIs by the closing date of July 20, 2012.

The scoring of the EOIs by the Review Committee resulted in the following order of ranking: 1) Boswell Engineering; 2) Greenman-Pedersen, Inc.; and 3) AECOM Technical Services. These three firms were requested to submit Technical and sealed Fee Proposals. The Committee reviewed and evaluated each firm's Technical Proposal and final scoring resulted in Boswell Engineering being the highest technically ranked firm. The fee submitted has been reviewed and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that Order for Professional Services No. T3449 be issued to the firm of Boswell Engineering of S. Hackensack, New Jersey not to exceed the amount of

\$3,290,000.00. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.35 to cover the cost of fringe benefits, overhead and profit, 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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**356-09-2012**

In a document dated September 5, 2012, **a Recommendation to Issue Order for Professional Services No. A3454 for the New Jersey Turnpike and Garden State Parkway to Greenman-Pedersen, Inc. for the Design Services for Contract Nos. T100.275 and P100.276 for Repainting Structural Steel and Miscellaneous Bridge Improvements on the New Jersey Turnpike and Garden State Parkway, Ten Year Capital Program Fund No. 39001034, in an amount of \$1,235,000.00,** was approved.

This OPS will provide for the design and development of contract documents for two bridge repainting contracts, one focusing on fracture critical steel bridge members on the Turnpike and the other primarily on local road bridges over the Parkway. The work will include complete coating removal and replacement for the Parkway painted steel bridges and zone painting of fracture critical weathering steel members on the Turnpike. It will also include related miscellaneous structural steel repairs and box girder drainage improvements.

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 ten engineering firms were prequalified and eligible under Profile Code: A094, Bridges: Painting/Repainting Systems. Two firms submitted EOIs by the closing date of August 1, 2012.

Based on language provided in the Authority's Regulation N.J.A.C. 19:9-2.8 which states: "For all projects, if fewer than three EOIs are deemed complete, the EOI solicitation may be rewritten and/or re-solicited, or the procurement may continue with fewer than three firms, as determined by the Executive Director, in consultation with the Director." Authorization was granted to continue with the evaluation of the two EOIs received. Subsequent to the scoring of EOIs by the Review Committee, Fee Proposals were requested from these two firms. The firms in the order of ranking are: 1) Greenman-Pedersen, Inc. and 2) URS Corporation. The fee submitted by Greenman-Pedersen, Inc. has been reviewed and is considered to be fair and

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reasonable for the services to be provided.

It is, therefore, recommended that Order for Professional Services No. A3454 be issued to the firm of Greenman-Pedersen, Inc. of Lebanon, New Jersey, not to exceed the amount of \$1,235,000.00. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.8, based on a 10% allowance for profit and an overhead rate of 154.5% 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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**357-09-2012**

In a document dated September 10, 2012, **a Recommendation to Issue Order for Professional Services No. T3456 for the New Jersey Turnpike to The RBA Group, Inc. for the Preliminary Engineering and Environmental Investigations for Improvements at Turnpike Interchange 13, City of Elizabeth, Union County, Ten Year Capital Program No. 39003035, in an amount of \$1,305,000.00,** was approved.

The Authority requires the professional services of an engineering consultant to undertake preliminary engineering and environmental investigations to determine the extent of improvements necessary at Interchange 13 to safely and efficiently accommodate existing and projected future traffic volumes. The traffic volume increases are the result of background traffic growth as well as the Port Authority of New York and New Jersey's construction of a replacement Goethals Bridge, which will include three lanes in each direction as compared to the existing two lane 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 30 engineering firms were prequalified and eligible under Profile Codes: A250, Fully Controlled Access; A252, Complex Interchange; C190, Preparation of EIS and EA's; and D491, Transportation Planning, Alternative Analyses. Six firms submitted EOIs by the closing date of August 14, 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) The RBA Group, Inc.; 2) Jacobs Engineering Group, Inc.; and 3) The Louis Berger Group, Inc. The fee submitted by The

RBA Group, Inc. has been reviewed and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that Order for Professional Services No. T3456 be issued to the firm of The RBA Group, Inc. of Parsippany, New Jersey, not to exceed the amount of \$1,305,000.00. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.60, based on a 10% allowance for profit and an overhead rate of 136% 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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#### 358-09-2012

In a document dated September 5, 2012, a Recommendation to Issue Supplement A to Order for Professional Services No. T3114 for the New Jersey Turnpike to The Louis Berger Group, Inc. for the Interchange 6 – 9 Widening Program, Design Engineers for Section No. 4, Ten Year Capital Program Fund No. 39018001, Original OPS Amount of \$16,350,000.00, the Amount of the Supplement \$900,000.00, Revised OPS Amount of \$17,250,000.00, was approved.

This Order for Professional Services was issued at the July 2007 Commission Meeting in the amount of \$16,350,000.00 to provide professional engineering services associated with final design and preparation of contract documents and other ancillary activities and services required for the Final Design of Section No. 4 of the Program. The limits of this Final Design Section are Milepost 59.7 to 62.0, which includes Interchange 7A.

Supplement A will compensate The Louis Berger Group, Inc. for additional design services required for various out-of-scope tasks. These tasks include correction of the existing substandard super elevation on Route I-195, revised alignment of Robbinsville-Allentown Road as requested by Mercer County, additional Right-of-Way mapping and survey associated with the Colonial Pipeline relocation, and traffic modeling services for the temporary merge/diverge in Section 8 to evaluate potential Maintenance and Protection of Traffic schemes.

The Louis Berger Group, Inc. submitted a proposal to provide the required additional services. The proposal has been reviewed, negotiated to the amount of \$900,000.00, and is considered fair and reasonable for the services to be provided.

It is, therefore, recommended that Supplement A to Order for Professional Services No.

T3114 be issued to The Louis Berger Group, Inc., not to exceed the amount of \$900,000.00, with compensation on the same basis as the original Order for Professional Services. The addition of this amount increases the total authorized fee from \$16,350,000.00 to \$17,250,000.00. 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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**359-09-2012**

In a document dated September 6, 2012, **a Recommendation to Issue Supplement A to Order for Professional Services No. P3265 for the Garden State Parkway to Greenman-Pedersen, Inc. for Design Services for Contract No. P300.165-Operational and Access Improvements at Interchanges 141 & 145; Contract No. P300.172 - Improvements at Interchange 150; Contract No. P300.202 - Roadway Improvements at Interchanges 154 and 155P; and Contract No. P300.213 - Roadway Improvements at Interchanges 157 and 161. Ten Year Capital Program Fund No. 39003035, Original OPS Amount of \$3,180,000.00, Amount of Supplement A \$150,000.00, for a Revised OPS Amount of \$3,330,000.00,** was approved.

This Order for Professional Services was issued at the December 2009 Commission Meeting in the amount of \$3,180,000.00 to provide design services associated with Interchange Improvements at congested interchange ramps along the Garden State Parkway between Interchanges 141 and 161.

Supplement A will compensate Greenman-Pedersen, Inc. for unanticipated additional post-design services provided in connection with Contract Nos. P300.165 and P300.202. The original manhours and fee for post design services were based on the conceptual schemes provided during the design consultant selection process. During final design the Authority directed changes that reduced impacts to adjacent roadway facilities by the inclusion of a new soil nail retaining wall, additional median barrier construction, sign structure modifications and other miscellaneous changes to the design. These changes increased the number of shop drawing to be reviewed and additional consultation was required of the Consultant during construction, which was not anticipated under the original scope of work.

Greenman-Pedersen, Inc. submitted a proposal in the amount of \$150,000.00 to provide the required additional 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 A to Order for Professional Services No. P3265 be issued to Greenman-Pedersen, Inc., not to exceed the amount of \$150,000.00, with compensation on the same basis as the original Order for Professional Services. The addition of this amount increases the total authorized fee from \$3,180,000.00 to \$3,330,000.00. 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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**NON-COMPETITIVE PROCUREMENTS**

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**360-09-2012**

In a document dated August 15, 2012, **a Recommendation to Execute Utility Order No. 1412-P for the Garden State Parkway to Jersey Central Power & Light/a First Energy Company for Contract No. P200.199 for Shoulder Restoration and Improvements at Milepost 83.5 to 88.5, Ten Year Capital Program Fund No. 39022023, in an amount of \$1,950,000.00**, was approved.

Existing facilities will be directly impacted by the construction of the referenced contract. The Utility Order will reimburse Jersey Central Power & Light/a First Energy Company for the cost of materials related to the relocation of electrical transmission and distribution facilities and inspection of work performed by the Authority's contractor. All work will be constructed by the Authority's contractor. The work will be done at the Pleasant Plains State Police Barracks (MP 83.8), Route 9/Route 166 (MP 84.1), Indian Head Road (MP 84.4), Old Freehold Road (MP 85.25), Church Road (MP 86.4), utility crossing at MP 87.0, and utility crossing at MP 87.5, in Township of Toms River, Ocean County.

The cost of this Utility Order was provided by Jersey Central Power & Light/a First Energy Co. and is based on the final improvements and known conditions at this time. The cost proposal was reviewed by the Engineering Department, is considered reasonable and approval is recommended.

It is, therefore, recommended that the Executive Director be authorized to execute Utility Order No. 1412-P, not to exceed the amount of \$1,950,000.00. The Authority is required by its enabling legislation, N.J.S.A. 27:23-6, to ascertain and pay the costs of relocation or removal of any public utility facilities that the Authority deems necessary to relocate or remove in furtherance of the Authority's highway projects.

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**361-09-2012**

In a document dated August 15, 2012, **a Recommendation to Execute Utility Order No. 1417-P for the Garden State Parkway to Verizon-NJ, Inc. for Contract No. P200.200 for Shoulder Restoration and Improvements, Milepost 90.5 to 93.5, Ten Year Capital Program Fund No. 39023030, in an amount of \$1,000,000.00**, was approved.

Existing facilities will be directly impacted by the construction of the referenced contract. The Utility Order will reimburse Verizon-NJ, Inc. for the cost of work and materials for the relocation of Verizon facilities in the vicinity of Burnt Tavern Road Bridge (Structure No. 92.6). The work will be done in the Township of Brick, Ocean County.

The cost of this Utility Order was provided by Verizon-NJ, Inc. and is based on the final improvements and known conditions at this time. The cost proposal was reviewed by the

Engineering Department, is considered reasonable and approval is recommended.

It is, therefore, recommended that the Executive Director be authorized to execute Utility Order No. 1417-P, not to exceed the amount of \$1,000,000.00. The Authority is required by its enabling legislation, N.J.S.A. 27:23-6, to ascertain and pay the costs of relocation or removal of any public utility facilities that the Authority deems necessary to relocate or remove in furtherance of the Authority's highway projects.

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**362-09-2012**

In a document dated September 5, 2012, **a Recommendation for Authorization to Purchase Wetlands Mitigation Bank Credits – Agreement #57-12 for the Garden State Parkway to Evergreen Environmental LLC for the Purchase Wetland Mitigation Bank Credits for Contract No. P300.264 - Improvements to Interchange 105 at Hope Road and NJ Route 36, and Contract No. P300.271 - Improvements to Interchange 105 – Wayside Road Connection, Ten Year Capital Program Fund No. 39003035, in an amount of \$1,320,000.00,** was approved.

The referenced construction contracts, presently under design for the GSP Interchange 105 improvements, will impact wetlands requiring mitigation. Permit documents currently under review by the New Jersey Department of Environmental Protection estimate that 3.3 acre wetland mitigation credits will be required to compensate for project impacts. This Agreement will provide for the purchase of wetland mitigation bank credits presently available (up to the 3.3 credits anticipated) to mitigate impacts to wetlands. The Freshwater Wetland Permit will require construction of a mitigation site or purchase of wetland credits from within the local watershed. Purchasing of wetland credits is found to be the most cost effective method of mitigation for this project. In consultation with the New Jersey Department of Environmental Protection, Evergreen Environmental LLC is the only firm in Watershed Management Area 12 with available credits approved by the regulatory agencies. Currently Evergreen Environmental LLC has 2.3 credits available, which will allow construction of Contract No. P300.264, Improvements to Interchange 105 at Hope Road and NJ Route 36, to proceed on schedule. Additional credits are anticipated to be released in 2013 for the balance of the wetland mitigation credits required for Contract No. P300.271, Improvements to Interchange 105 – Wayside Road Connection.

It is, therefore, recommended that approval be provided to satisfy the mitigation requirement for the referenced project by purchasing 3.3 acre wetland mitigation credits from Evergreen Environmental LLC. Further, it is recommended that the Executive Director be authorized to execute this Agreement as described above in the amount of \$1,320,000. This contract was procured under the sole source procurement authorization of N.J.A.C. 19:9-2.2(d)(1), promulgated under N.J.S.A. 27:23-1 et seq., the Authority's enabling legislation. A resolution, as required by N.J.A.C. 19:9-2.2(d)(1), is attached hereto.

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**FINAL ACCEPTANCE**

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**363-09-2012**

In a document dated September 10, 2012, **a Recommendation for Final Acceptance, Contract T100.126 to ISC Structures, Inc. for the New Jersey Turnpike - Structural Steel For Highway Bridge Construction, Ten Year Capital Program Fund No. 39011002, in an amount due to the contractor of \$22,403.31,** was approved.

This contract involved the fabrication and delivery of structural steel to be erected under a separate contract. The contract was awarded March 2009 to the low bidder, ISC Structures, Inc., 75 Sculptors Way, Trenton, New Jersey in the total amount of \$2,240,331.00.

During the course of the contract, there was one Change Order for a total increase of \$93,426.00 adjusting the final total amount of this contract to \$2,333,757.00.

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 (6F) 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 T100.126 be accepted, and that final payment in the amount of \$22,403.31 be made to the Contractor.

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**364-09-2012**

In a document dated September 10, 2012, **a Recommendation for Final Acceptance, Contract T500.039-1 to AC Construction Corp. for the New Jersey Turnpike - Interchange 15E Toll Utility Building Modifications, Ten Year Capital Program Fund No. 39005013, in an amount due to the contractor of \$105,546.80,** was approved.

This contract involved the utility building modifications and construction of a new addition which included mechanical, plumbing and electrical systems and site work at Interchange 15E, along the New Jersey Turnpike, Mile E106.9, Newark, Essex County, New Jersey. The contract was awarded to the low bidder A. C. Construction Corp., 1208 Rt. 34, Aberdeen, New Jersey in the total amount of \$1,219,650.00.

During the course of the contract, there were five Change Orders for a total increase of \$452,178.83, adjusting the final total amount of this contract to \$1,671,828.83.

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

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Bond Waiver Memo, 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 T500.039-1 be accepted, and that final payment in the amount of \$105,546.80 be made to the Contractor.

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**365-09-2012**

In a document dated September 10, 2012, **a Recommendation for Final Acceptance, Contract A600.157 to Lehigh Fabrication, LLC for the Garden State Parkway and New Jersey Turnpike - Advanced Sign Structure Fabrication-Overhead, Ten Year Capital Program Fund No. 39006019, in an amount due to the contractor of \$46,033.07,** was approved.

This contract involved the fabrication and delivery of fifty-five (55) Cantilever, Butterfly and Overhead Span VMS Support Structures as shown on the New Jersey Turnpike Authority Standard Drawings VM-1 to VM-22. The contractor was responsible for all loading, unloading, and associated transportation costs associated with delivering the structures to the Authority storage yard safely and without damage. The contract was awarded October 2010 to the low bidder, Lehigh Fabrication, LLC, 2405 Lincoln Highway, Edison, New Jersey in the total amount of \$3,689,393.00.

During the course of the contract, there were two Change Orders for a total increase of \$350,997.04, adjusting the final total amount of this contract to \$4,046,019.21.

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 (9F) 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 No. A600.157 be accepted, and that final payment in the amount of \$46,033.07 be made to the Contractor.

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

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**366-09-2012**

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 Treasurer DuPont and seconded by Commissioner Becht, the Authority unanimously approved items numbers 360-09-2012 and 361-09-2012; and authorized or ratified,

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

On motion by Commissioner Hodes and seconded by Vice Chairman Gravino, the Authority unanimously approved items numbers 349-09-2012 through 359-09-2012; and item numbers 362-09-2012 through 365-09-2012, 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 366-09-2012 and received same for file.

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PURCHASING

Director of Purchasing Andrea Ward requested approval of item numbers 367-09-2012 through 385-09-2012. Moved as a group those items are as follows:

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PUBLIC BIDS SOLICITATIONS

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367-09-2012

In a document dated September 13, 2012, a Recommendation for a Sweeper and Scrubbers to Lincoln Service and Equipment Co., R-93964, Budget Code: 00 080 540 156999 08007021, in an amount of \$54,990.00, was approved.

Authorization is requested to award a contract for one Sweeper/Scrubber. This equipment is used to clean toll lanes and vehicle storage facility floors on both Roadways. In addition, the equipment includes a water recovery recycling system making it eco-friendly. This is a replacement unit and the older model will be sold at surplus if feasible. Bidders were required to bid a unit price for the equipment. The bid was fully advertised and the four (4) vendors listed in the Authority’s database for the referenced commodity were notified of the procurement. On July 24, 2012, bids were received as follows:

<u>Vendor</u>	<u>Unit Price</u>
Lincoln Service and Equipment Co., Kenilworth, NJ (SBE)	\$54,990.00**
Tennant Sales and Service Co., Minneapolis MN	\$67,920.69

Department Estimate: \$55,000.00

\*\* The Maintenance Department reviewed the bids and found that the bid submitted by Lincoln Service and Equipment Co. (“Lincoln”) contained three exceptions to the specifications, with respect to the speedometer, dust filters for the vacuum and water resistant versus weatherproof gauges. Maintenance Staff deemed these exceptions minor, and determined that Lincoln’s proposed equipment is satisfactory.

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 Lincoln Service and Equipment Co. of Kenilworth, NJ at a cost not to exceed \$54,990.00.

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**368-09-2012**

In a document dated September 13, 2012, **a Recommendation for Underground Utility and Marking Services to Premier Utility Services, LLC, RM-92039, Budget Code: Various, in an amount of \$918,080.00,** was approved.

Authorization is requested to award a two-year service contract for underground utility locating and marking services ("Mark-Out Services") on both Roadways. These services are essential in marking and identifying all underground utilities in preparation for construction. (Utilities include but not limited to electric, water, gas, forced sewer mains and telephone/fiber optic lines of all sizes.) Bidders were required to quote "call" rates for six line items of mark-outs, based on specific linear feet as well as hourly rates for emergency locate requests and stand-by requests. The bid was fully advertised and the ten (10) vendors listed in the Authority's database for the referenced commodity were notified of the procurement. Unit prices can be obtained from the Procurement and Materials Management Department. On July 24, 2012, bids were received as follows:

<b><u>Vendor</u></b>	<b><u>Total Bid Price</u> (One Year)</b>
<b>Premier Utility Services, LLC, Hauppauge, NY</b>	<b>\$459,040.00 (\$918,080.00 - 2 years)</b>
<b>G4S Technology, Omaha, NE</b>	<b>\$463,412.00 (\$926,824.00 - 2 years)</b>
<b>Department Estimate: \$982,000.00 (2-years)</b>	

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 two-year contract to Premier Utility Services, LLC in an amount not to exceed \$918,080.00, subject to funding availability at the time of service.

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**369-09-2012**

In a document dated September 11, 2012, **a Recommendation for Traffic Sign Stands and Parts to Garden State Highway Products, Inc., RM-94045/95455, Budget Code: Various, in an amount of \$100,681.30,** was approved.

Authorization is requested to award a contract for Traffic Sign Stands and Parts for Inventory/Stock for both Roadways. The stands and parts are needed to repair or replace damaged stands that are used for traffic protection. Bidders were required to bid unit and total prices for the six line items, including but not limited to, aluminum stands, saddles, supports and seats. The bid was fully advertised, and the two vendors listed in the Authority’s database for the referenced commodity, were notified of the procurement. Unit prices can be obtained from the PMM Department. On August 9, 2012, bids were received as follows:

<u>Vendor</u>	<u>Total Bid Price</u>
<b>Garden State Highway Products, Inc., Vineland, NJ (S/WBE)</b>	<b>\$100,681.30</b>
Atlas Flasher and Supply Co., Inc., Mickleton, NJ	\$101,686.50

Department Estimate: \$90,000.00

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 Garden State Highway Products, Inc. in an amount not to exceed \$100,681.30, subject to funding availability at the time of ordering.

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**370-09-2012**

In a document dated September 13, 2012, **a Recommendation LED Luminaries for Turnpike Interchanges 13A and 15X to Billows Electrical Supply Co Inc., RM-94086, Budget Code: Various, in an amount of \$561,484.93,** was approved.

Authorization is requested to award a contract for light-emitting diode (LED) Roadway Luminaries for two lighting projects on the New Jersey Turnpike Interchanges 13A and 15X. LED lighting is an environmentally sound and easy to maintain way to reduce greenhouse gases. In addition, the lights last relatively longer than conventional lighting. Bidders were required to bid unit and total prices for six (6) types of lighting fixtures and 3 types of mounting adaptors. The bid was fully advertised, and the five vendors listed in the Authority's database for the referenced commodity were notified of the procurement. Unit prices can be obtained from the Procurement and Materials Management Department. On August 9, 2012, bids were received as follows:

<u>Vendor</u>	<u>Total Bid Price</u>
<b>Billows Electric Supply Co. Inc., Cherry Hill, NJ</b>	<b>\$ 561,484.93</b>
Graybar Electric Co. Inc., Teterboro, NJ	\$ 566,671.00
Cooper Friedman Electric Supply Co. Inc., Freehold, NJ	\$ 583,028.86
Jewel Electric Supply Company, Jersey City, NJ	\$ 590,849.40

Department Estimate: \$620,000.00

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). Billows Electric Supply Co., Inc. 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 Billows Electric Supply Co. Inc. for LED Roadway Luminaries at a cost not to exceed \$561,484.93.

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**371-09-2012**

In a document dated September 18, 2012, **a Recommendation for LED Luminaries for Turnpike 6-9 Widening Project to Graybar Electric Co., Inc., RM-92476, Budget Code: Various, in an amount of \$1,630,332.35,** was approved.

Authorization is requested to award a contract for light-emitting diode (LED) Roadway Luminaries for the New Jersey Turnpike 6-9 Widening Projects. The LED lighting will replace high intensity discharge lighting without changing existing pole layouts or infrastructure. In addition, LED lighting is beneficial in that provides more energy efficient lighting with less maintenance. The luminaries will be installed by construction contractor(s) at various Interchanges and Service Areas. Bidders were required to bid unit and total prices for seven (7) types of lighting fixtures and 5 types of mounting adaptors. The bid was fully advertised and the five vendors listed in the Authority's database for the referenced commodity were notified of the procurement. Unit prices can be obtained from the Procurement and Materials Management Department. On September 4, 2012, bids were received as follows:

<u>Vendor</u>	<u>Total Bid Price</u>
Graybar Electric Co. Inc., Teterboro, NJ	\$ 1,630,332.35
Billows Electric Supply Co. Inc., Cherry Hill, NJ	\$ 1,630,572.95
Jewel Electric Supply Company, Jersey City, NJ	\$ 1,719,217.00

Department Estimate: \$1,601,250.00

**Non-Compliance**

Traystar, Inc., Richardson, TX also submitted a bid for this contract in the amount of \$606,872.00. Given the significant discrepancy between this low bid and the Departmental Estimate as well as the other three competitive bids, the Engineering Departments conducted a "sanity" hearing. Upon review of the Traystar Inc.'s bid, Engineering Staff found that this bidder's LED product had not been pre-approved by the Authority contrary to the specifications. The specifications state in part "While only those fixtures which have been pre-qualified may be proposed under this procurement, those manufacturers who have not yet submitted for pre-approval may do so prior to bid by meeting the [technical] requirements posted on the Authority's website." Traystar Inc.'s LED lighting is based on a manufacturer's product that was not pre-



approved by the Authority, nor was any attempt made to obtain pre-approval as required. Given the importance of the LED lighting to the widening projects as well as the stated specifications for pre-approved LED luminaries, the Engineering Department recommends that the bid submitted by Traystar, Inc. be rejected and the contract be awarded to the second lowest responsible bidder, Graybar Electric Co., Inc. whose LED product is fully compliant with the specifications. Traystar's product may be submitted for approval for subsequent LED equipment purchases.

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 Graybar Electric Co. Inc., for LED Roadway Luminaries in an amount not to exceed \$1,630,332.35.

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#### **372-09-2012**

In a document dated September 13, 2012, **a Recommendation for Snow Plowing and Salting Services to Silvi Concrete Products, Inc., Joseph M. Sanzari, Inc., Aero Snow Removal Corp. and Tuckahoe Sand and Gravel, Inc., RM-94697/95484, Budget Code: Various, with an anticipated expenditure of \$1,020,340.00,** was approved.

Authorization is requested to award contracts for labor and equipment necessary to provide snow plowing and salt spreading services for four locations along the New Jersey Turnpike. The contracts will be for the period beginning November 1, 2012 through April 30, 2013. The original contract term may be extended for two additional one-year terms at the sole discretion of the Authority. The succeeding years of the contract will be adjusted yearly based on the Consumer Price Index ("CPI") as designated in the average CPI for combined New York/Northern New Jersey and Philadelphia/Southern New Jersey areas. However, the maximum increase permitted for any year shall be 5%.

The bid quotations are based on the "Regular" and "Stand-By" hourly rates for each location. The bid was fully advertised and the five (5) vendors listed in the Authority's database for the referenced service were notified of the procurement. On August 24, 2012, four bids (one per location) were received and the results are on the attached summary sheets.

Bids were procured, and authorization is being sought to awards these contracts 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 a contracts to the vendors referenced herein at a cost not to exceed \$1,020,340.00.

I. **Contract # SPN-01-12 (Turnpike MP 113.0 including 15X Plaza and Ramps, extending to Interchange 15E/15W) No Spreader Included**  
Sole Bidder: Joseph M. Sanzari Inc. Hackensack, NJ

	A	B	C	D	E
	Operating Hours	Amount of Vehicles and Description	Hours Per Vehicle	Hourly Rate Per Vehicle	Line Item Cost (COLUMN B X COLUMN C X COLUMN D = E)
1	Regular Time (M-F)	3 each- Plow Trucks per operating hour	100	\$ 350.00	\$ 105,000.00
2	Standby Time (M-F)	3 each- Plow Trucks per operating hour	45	\$ 125.00	\$ 16,875.00
3	Regular Time (M-F)	1 each- Supervisory Vehicle	100	\$ 200.00	\$ 20,000.00
4	Standby Time (M-F)	1 each- Supervisory Vehicle	45	\$ 125.00	\$5,625.00**
Total Bid Price for Area=					\$ 147,500.00**

\*\* Corrected Totals Departmental Estimate: \$150,000.00  
Authorization is requested to award Contract No. SPN-01-12 to **Joseph M. Sanzari, Inc.**

II. **Contract # SPC-02-12 (Turnpike MP 60 through MP 75 – District 4A – Hightstown)**  
Sole Bidder: Silvi Concrete of Brick, Inc. Fairless Hills PA

	A	B	C	D	E
Line #	Operating Hours	Amount of Vehicles and Description	Hours Per Vehicle	Hourly Rate Per Vehicle	Line Item Cost (COLUMN B X COLUMN C X COLUMN D = E)
1	Regular Time(M-F)	6 each- Plow Trucks per operating hour	100	\$ 395.00	\$ 237,000.00
2	Standby Time(M-F)	6 each- Plow Trucks operating hour	20	\$ 380.00	\$ 45,600.00
3	Regular Time(M-F)	1 each- Supervisory Vehicle	100	\$ 215.00	\$21,500.00
4	Standby Time(M-F)	1 each- Supervisory Vehicle	20	\$125.00	\$ 2,500.00
Total Bid Price for Area=					\$ 306,600.00**

\*\* Corrected Total Departmental Estimate: \$250,000.00

Authorization is requested to award Contract No. SPC-02-12 to **Silvi Concrete Products Inc.**

III. **Contract # SPC-03-12 (Turnpike MP 113 through MP 122 - District 8- Rutherford)**  
Sole Bidder: Aero Snow Removal Corp. Port Washington, NY

	A	B	C	D	E
Line #	Operating Hours	Amount of Vehicles and Description	Hours Per Vehicle	Hourly Rate Per Vehicle	Line Item Cost (COLUMN B X COLUMN C X COLUMN D = E)
1	Regular Time (M-F)	6 each- Plow Trucks operating hour	100	\$ 249.00	\$ 149,400.00**
2	Standby Time (M-F)	6 each- Plow Trucks per operating hour	20	\$ 145.00	\$ 17,400.00**
3	Regular Time (M-F)	1 each- Supervisory Vehicle	100	\$ 145.00	\$ 14,500.00
4	Standby Time(M-F)	1 each- Supervisory Vehicle	20	\$125.00	\$2,500.00
Total Bid Price for Area=					\$ 183,800.00**

**\*\* Corrected Totals** Departmental Estimate: \$250,000.00  
Authorization is requested to award Contract No. SPC-03-12 to **Aero Snow Removal Corp.**

**IV. Contract #SPC-04-12 (Turnpike MP 0.0 through 37.1 – District 2 – Moorestown)**  
Sole Bidder: Tuckahoe Sand and Gravel, Inc. Pleasantville, NJ

	A	B	C	D	E
Line #	Operating Hours	Amount of Vehicles and Description	Hours Worked	Hourly Rate Per Vehicle	Line Item Cost (COLUMN B X COLUMN C X COLUMN D)
1	Regular Time(M-F)	6 each- Plow Trucks per operating hour	100	\$ 547.00	\$ 328,200.00
2	Standby Time(M-F)	6 each- Plow Trucks per operating hour	20	\$ 327.00	\$ 39,240.00
3	Regular Time(M-F)	1 each- Supervisory Vehicle	100	\$ 125.00	\$ 12,500.00
4	Standby Time(M-F)	1 each- Supervisory Vehicle	20	\$125.00	\$ 2,500.00
Total Bid Price for Area=					\$382,440.00

Departmental Estimate: \$250,000.00  
Authorization is requested to award Contract No. SPC-04-12 to **Tuckahoe Sand and Gravel Inc.**

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**373-09-2012**

In a document dated September 13, 2012, **a Recommendation for Treated Rock Salt to International Salt Co., Inc. and Cargill Deicing Technology, RM-94872, Budget Code: Various, in an amount of \$8,394,256.00,** was approved.

Authorization is requested to award two contracts for the supply of approximately 100,200 tons of granular sodium chloride treated with liquid magnesium chloride and organic based performance enhancer ("Treated Rock Salt"). This product will be used to treat the Authority's Roadways and bridges for snow and ice deicing especially under extreme weather conditions. The contract was divided into six Zones:

- I. Turnpike Maintenance District ("MD") 1-3 (17,500 Tons);
- II. Turnpike MD 4A – 5 (20,000 tons);
- III. Turnpike MD 6-8; (17,500 tons)
- IV. Parkway MD 1-2U (17,500 tons), including Essex;
- V. Parkway MD 3 -4 including Chevalier Avenue, Asbury and Herbertsville (14,900 tons); and
- VI. Parkway MD 5-7 including, Pleasant Plains, Bass River and Great Egg (12,800 tons).

Bidders could quote on one or more Zones. The bid was fully advertised and the six vendors listed in the Authority's database for the referenced commodity were notified of the procurement. Unit prices can be obtained from the Procurement and Materials Management Department. On September 5, 2012, bids were received as follows:

Vendor	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5	Zone 6
International Salt Co., LLC Clarks Summit, PA	\$1,501,920	\$1,588,915	\$1,397,438	\$1,452,082	\$1,255,018	\$1,199,204
Cargill Deicing Technology Bridgeport, PA	\$1,501,599	\$1,714,670	\$1,539,195	No Bid	No Bid	No Bid

**Department Estimate: \$9,000,000.00**

Bids were procured, and authorization is being sought to award these contracts 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 for Treated Rock Salt to: 1) Cargill Deicing Technology for Zone 1 in an amount not to exceed \$1,501,599.00 and 2) International Salt Co. for Zones 2 – 6, in an amount not to exceed \$6,892,657.00 both subject to funding availability at the time of ordering.

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**374-09-2012**

In a document dated September 14, 2012, **a Recommendation for Coarse Paper Products, an SBE Set-Aside Contract, to Summit Paper Company, RM-94043, Budget Code: Various, in an amount of \$94,890.70,** was approved.

Authorization is requested to award a contract for coarse paper products for the Authority's Tolls, Maintenance, State Police and Administrative (STMC) facilities. Coarse paper products which will be stored in inventory, include, but are not limited to: toilet tissue, paper towels, wipes, and disposable cups. Bidders were required to bid unit and total prices for fourteen (14) line items of products. In addition, the contract was designated as a Small Business Enterprise ("SBE") Set-Aside contract in accordance with N.J.A.C. 52:32-17 et seq. and N.J.A.C. 17:14-1. The bid was fully advertised and the 16 SBE vendors listed in the Authority's database for the referenced commodity were notified of the procurement. Unit prices can be obtained from the Procurement and Materials Management Department. On August 30, 2012, two bids were received as follows:

<u>Vendor</u>	<u>Total Bid Price</u>
Summit Paper Company, Linden, NJ (S/MWBE)	\$94,890.70

\*\* Summit Paper Company proposed alternate paper products. The Maintenance Department reviewed the alternates and samples on a number of items and approved the submissions as approved equivalents.

Departmental Estimate: \$118,000.00

**Non-Compliance**

United Sales USA Corporation, Brooklyn, NY ("United Sales") also submitted a bid for this solicitation. This vendor, however, is not a New Jersey registered as required for this SBE Set-Aside Contract. The specifications state that **"bid proposals from businesses not designated as SBEs will be rejected."** Accordingly, the bid submitted by United Sales was rejected.

Bids were procured in accordance with N.J.S.A. 27:23-6.1 of the Authority's enabling

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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 Summit Paper Company for coarse paper products in an amount not to exceed \$94,890.70.

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**375-09-2012**

In a document dated September 18, 2012, **a Recommendation to Rejection of Bids and Re-Advertisement of Contract, Diesel Filter Cleaner, R-94327, Budget Code: 00 040 540 650080 04008033, Estimate: \$50,000.00**, was approved.

The Maintenance Department requisitioned a Diesel Particulate Filter Cleaning Machine. This equipment is used to clean vehicle filters on newer diesel engines. The bid was publicly advertised and procured 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 bid was fully advertised and the three vendors listed in the Authority's database for the referenced services were notified of the procurement.

On August 30, 2012, a sole bid was received from FSX Equipment, Inc., Granite Falls, WA for a Diesel Particulate Filter Cleaning Machine. FSX's bid contains several significant "exceptions", including the vendor's stated inability to install the machine or install parts as required in the Specifications. In addition, the bid price was more than 20% above the Departmental Estimate for the equipment. Given the significant exceptions by the sole bidder and the excessive bid price, the Maintenance Department recommends that the bid be rejected and the contract be re-advertised with revised specifications to foster competition.

Accordingly, authorization is requested to reject the bid received from FSX Equipment Inc. and re-bid the contract with revised specifications.

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**376-09-2012**

In a document dated September 13, 2012, **a Recommendation for Fence Materials to National Fence Systems, Inc., RM-93120, Budget Code: Various, in an amount of \$111,900.15**, was approved.

Authorization is requested to award a term contract for the supply of fence and fence components for maintaining the Authority's facilities. Items under this contract include, but are not limited to, posts, clamps, caps, chain link fencing and gates. Bidders were required to bid unit and total prices for 160 line items of fence materials and a discount off manufacturers' list prices for parts not listed. The bid was fully advertised and the two vendors listed in the Authority's

database for the referenced commodity were notified of the procurement. Unit prices can be obtained from the PMM Department. On August 29, 2012, bids were received as follows:

<u>Vendor</u>	<u>Total Bid Price</u>	<u>Discount</u>
National Fence Systems Inc., Avenel, NJ (SBE Vendor)	\$111,900.15	20%
Consolidated Steel and Aluminum Fence Co., Inc. Kenilworth, NJ	\$125,311.40	0

Department Estimate: \$150,000.00

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 National Fence Systems Inc., of Avenel, NJ at a cost not to exceed \$111,900.15.

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377-09-2012

In a document dated September 18, 2012, a Recommendation for Guiderail and Parts to Chemung Supply Corp., R-94568/94601, Budget Codes: 010 220020, in an amount of \$379,898.28, was approved.

Authorization is requested to award a contract for Guiderail and Parts for the New Jersey Turnpike. These end-treatment parts consist of replenishment of existing inventory stock items as well as new inventory items for the "ET Plus" Guiderail System recently installed during the Interchange 6-9 Widening Project. Bidders were required to bid unit and total prices for the 98 line items, including but not limited to, beams, rub rail, posts, bolts, washers and nuts. Bidders could quote on one or two geographic Areas: Northern and Southern. The bid was fully advertised and the five vendors listed in the Authority's database for the referenced commodity were notified of the procurement. On August 29, 2012, bids were received as follows:

<u>Vendor</u>	<u>Northern</u>	<u>Southern</u>	<u>Combined Price</u>
Chemung Supply Corp. Elmira, NY	\$277,181.00	\$102,717.28	\$379,898.28
Road Safety Systems, LLC, Vincentown, NJ	\$300,910.00	\$110,111.51**	\$414,021.51
Guardian Fence Co., Inc. Newark, NJ	\$345,096.18	No Bid	N/A

Department Estimate: \$370,000.00 (for both Divisions)

\*\* Corrected Total

Non-Compliance:

Garden State Highway Products, Inc. Vineland, NJ also submitted a bid for the contracts, however this vendor did not quote prices for numerous line items (at least 34/98) in both Areas, contrary to the specifications. Page 5 of the Specifications state "Bidders must supply a price for

every item listed per Area or their bid may be rejected" (emphasis added). Thus, Garden State Highway Products, Inc.'s bid is deemed incomplete and it is recommended that it be rejected.

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 Chemung Supply Corp. for Guiderail and Parts for both Northern and Southern Areas at a cost not to exceed \$379,898.28.

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**378-09-2012**

In a document dated September 18, 2012, **a Recommendation for Hands-Free Smart Phone App. to Information Logistics, RM-93832, Budget Code: Various, in an amount of \$330,000.00,** was approved.

Authorization is requested to award a contract to install and provide one year of hosting, maintenance and licensing of a "hands-free" and "eyes-free" smartphone application ("App") to be made available as a service to the Authority's patrons. This App will automatically extract active travel advisories from existing Authority and New Jersey Department of Transportation data feeds. The App will also issue appropriate audio advisories and provide this information to drivers who are in the vicinity of a reported travel advisory condition. The bid was fully advertised and the two vendors listed in the Authority's database for the referenced commodity were notified of the procurement. On September 4, 2012, one bid was received. The Technology and Administrative Services Department tested the App and found that it performed satisfactorily in compliance with the specifications. The sole bid result is as follows:

<u>Vendor</u>	<u>Total Bid Price</u>
Information Logistics, Philadelphia, PA	\$330,000.00
Department Estimate: \$350,000.00	

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 Information Logistics for the Hands-Free Smart Phone App at a cost not to exceed \$330,000.00.

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**379-09-2012**

In a document dated September 14, 2012, **a Recommendation for Hydraulic Spreader Parts (Modification) to Bristol Donald Co. Inc., Contract No. 1377-1, RM 95224, Budget Code: Various, Authorized Amount of \$50,000.00, Amount Requested of \$35,000.00, with a New Authorized Amount of \$85,000.00,** was approved.

At the July 7, 2010 Authority Meeting (Agenda Item 182B-10), the Board of Commissioners awarded a contract to Bristol Donald Co., Inc. to supply hydraulic spreader parts for the Authority's maintenance equipment used for snow plowing services. The Maintenance Department has expanded the use of hydraulic spreaders. This contract is due to expire November 1, 2012 and funds have been depleted. The PMM Department (Inventory Section) has requested this increase to purchase parts in order to have sufficient inventory for the upcoming 2012/2013 snow season.

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, approval is requested to Increase Contract No. 1377-1 with Bristol Donald Co. Inc. in the amount of \$35,000.00 bringing the total authorized amount to \$85,000.00.

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**385-09-2012**

In a document dated September 18, 2012, **a Recommendation for Network Diagnostic Tools to Graybar Electric Co., Inc., R-94303, Budget Code: 00 080 834 156555 08007036, in an amount of \$74,587.91,** was approved.

Authorization is requested to award a contract for network diagnostic tools which will be utilized by the Authority's networking personnel to identify complex system problems and recover from service outages. Specifically, these dedicated tools are necessary to perform the appropriate maintenance and troubleshooting of end user performance issues. The contract includes a "Fluke" Tablet with wireless capabilities, launch cables, 3-year warranty and on-site training for networking personnel. The bid was fully advertised and the five (5) vendors listed in the Authority's database for the referenced commodity were notified of the procurement. Unit prices can be obtained from the Procurement and Materials Management Department. On September, 18, 2012, bids were received as follows:

<u>Vendor</u>	<u>Total Bid Price</u>
Graybar Electric Co., Inc. Teterboro, NJ	\$74, 587.91
ePlus Technology Inc., Herndon, VA	\$80,267.00

Department Estimate: \$77,000.00

Bids were procured, and authorization is being sought to award this contract in



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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 Graybar Electric Co., Inc. in an amount not to exceed \$74,587.91.

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**STATE CONTRACTS AND MULTI-STATE CONTRACTS**

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380-09-2012

In a document September 13, 2012, **a Recommendation for Stalker Radar Units to Applied Concepts, Inc., R-94952, Budget Code: 040 00 720 650020 04010002, State Contract No.81323 expiring 4/30/15, in an amount of \$106,449.00,** was approved.

Authorization is requested to award a contract to Applied Concepts, Inc. to supply 40 "Stalker" radar units for the 2012 New Jersey State Police (Troop D) Vehicle Fleet. These units are used for monitoring speed on the Authority's Roadways. These radar units will replace the current systems that have become obsolete and no longer support the current State Police Division software. Useful parts or subsystems will be placed into a spare parts inventory for future use. The contract includes the radars, antenna equipment, dash mount and tuning fork pouches.

This contract will be procured under State Contract No. 81323 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) which permits the Authority, without advertising, to purchase goods and services directly from vendors who hold contracts with the State of New Jersey.

Accordingly, authorization is requested to award a contract to Applied Concepts Inc. for the radar units in a total amount not to exceed \$106,449.00.

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381-09-2012

In a document dated September 19, 2012, **a Recommendation for Paint and Related Supplies to Ricciardi Brothers Inc., Sherwin Williams Co. Inc., and Morton Paint Center, RM-95293, State Contracts: 82224/82236/82237 expiring 7/31/14, Budget Code: Various, with an Anticipated Amount: \$210,000.00 (2-year expenditure),** was approved.

Authorization is requested to award three contracts to 1) Sherwin Williams Co., Inc., 2) Morton Paint Center and 3) Ricciardi Brothers, Inc., respectively, to supply paint and related supplies, including but not limited to, paint brushes, rollers, aerosol paints, thinners, and, drop

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cloths. These supplies are essential to the maintenance and operation of the Authority's buildings and facilities, and will be stored in inventory.

These contracts will be procured under State Contract No. 82236, 82237, and 82224 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) which permits the Authority, without advertising, to purchase goods and services directly from vendors who hold contracts with the State of New Jersey.

Accordingly, authorization is requested to award three, 2-year contracts to: 1) Sherwin Williams Co., Inc., 2) Morton Paint Center and 3) Ricciardi Brothers Inc., each in an amount not to exceed \$ 70,000.00, for a total authorized amount of \$210,000.00.

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#### 382-09-2012

In a document dated September 14, 2012, a Recommendation for Attenuators Parts (Modification) to Atlas Flasher and Supply Co. Inc., RM-95452, Contract No. 1251 Modification, State Contract No:74613 expiring 7/31/13, Budget Code: Various, with an Authorized Amount of \$95,000.00, an Amount Requested of \$35,000.00, and a New Authorized Amount: \$130,000.00, was approved.

In November 2009, the Authority awarded a New Jersey State Contract to Atlas Flasher & Supply Co. to supply attenuator parts. These parts are used to repair and replace damaged mobile and stationary attenuator units, used for traffic safety and control on both roadways. The contract was procured under New Jersey State Contract 74613. Funds have been depleted and the Inventory Division is requesting that the authorized contract amount be increased by \$35,000.00 to purchase these parts as needed through the expiration of the State Contract.

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 increase the authorized amount of Contract No. 1251 by \$35,000.00 for a new total authorized amount of \$130,000.00.

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#### 383-09-2012

In a document dated September 14, 2012, a Recommendation for Tires, Tubes and Service to Edwards Tire Co. Inc. - RM-93027, Custom Bandag Inc. - RM-94863, and F&S Tire Corp., Inc.- RM-94859, Budget Code: Various, State Contract 82527 expiring 3/31/15, with an anticipated amount of \$745,000.00 (3-year expenditure), was approved.

The PMM (Inventory Section) and Maintenance Departments have requisitioned contracts for Tires, Tubes, and Service for use on Authority and New Jersey State Police vehicles and equipment. These contracts will supply tires and tubes as well as tire repairs to all Authority

off-road equipment, heavy and light duty trucks, State Police and Administrative vehicles. Under the State Contract with Goodyear Tire and Rubber Co., the Authority will be utilizing three authorized New Jersey distributors; Edwards Tire Co., Custom Bandag Inc. and F & S Tire Corp.

These contracts will be procured under State Contract (WSCA) No. 82527 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) which permits the Authority, without advertising, to purchase goods and services directly from vendors who hold contracts with the State of New Jersey.

Accordingly, authorization is requested to award three, 3-year contracts, respectively to 1) Edwards Tire Co., in an amount not to exceed \$550,000, 2) Custom Bandag, Inc. in an amount not to exceed \$105,000 and 3) F & S Tire Corp., in an amount not to exceed \$90,000.00 for a total authorized amount of \$745,000.00.

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#### 384-09-2012

In a document dated September 14, 2012, a Recommendation for Plaza Workstations Refresh to ePlus Technology, Budget Code: 040 00 833 653010 04008091 / 010 00 833 480030, R-95330/95338, State Contract No.70262 expiring 8/31/14, in an amount of \$229,465.50, was approved.

Under this contract, ePlus Technology, Inc. will provide enhanced thin-client computer workstations and accessories as part of the Authority's PC Refresh Program. The workstations will replace those installed at the Toll Plazas on both Roadways. The current computers installed in 2006 have reached their end-of-life and parts are no longer available to support these systems. The contract will include: 75 workstations and all-in-one printers; 125 thin-client computers, and 450 monitors.

This contract will be procured under State Contract No. 70262 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) which permits the Authority, without advertising, to purchase goods and services directly from vendors who hold contracts with the State of New Jersey.

Accordingly, authorization is requested to award the referenced State Contract to ePlus Technology, Inc. in an amount not to exceed \$229,465.50.

On motion by Commissioner Pocino and seconded by Commissioner Hodes, the Authority unanimously approved item numbers 367-09-2012 through 385-09-2012; 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 numbers 386-09-2012 and 387-09-2012. Moved is the item as follows:

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### 386-09-2012

Chief Financial Officer Donna Manuelli presented the Financial Summary for the seven (7) months ended July, 2012.

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### 387-09-2012

Chief Financial Officer Donna Manuelli presented the Financial Summary for the eight (8) months ended August, 2012.

On motion by Treasurer DuPont and seconded by Commissioner Becht the Authority unanimously approved item numbers 386-09-2012 and 387-09-2012; 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 388-09-2012. Hill stated that accidents are on a downward trend for the five (5) year analysis and fatalities are down on the Parkway and in line on the Turnpike.

Chairman Simpson reviewed the unaudited fatal accident reports. He noted that the fatalities appear to be young males between the ages of 19 and 29, and occur late at night on weekends. Chairman Simpson asked that the Authority look into what steps it can take to provide more safety messages to young, male drivers.

ED Hakim indicated that the Authority, along with State Police, continue to educate motorists, parents, and drivers on the importance of safety and will continue to do so as safety is a priority for the Authority.

Moved the item as follows:

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### 388-09-2012

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 09/12/2012; both with 2011-2012 Yearly Comparisons through August, 2012.

On motion by Commissioner Pocino and seconded by Commissioner Hodes, the Authority unanimously accepted the reports contained in item number 388-09-2012 and received same for file.

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**STATE POLICE**

Major Leonard Albine requested for approval of item numbers 389-09-2012 and 390-09-2012. Moved is the item as follows:

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**389-09-2012**

Major Albine requested acceptance of the **New Jersey State Police Troop D Activity Reports**, For July, 2012, with 2011 – 2012 Yearly Comparisons.

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**390-09-2012**

Major Albine requested acceptance of the **New Jersey State Police Troop D Activity Reports**, For August, 2012, with 2011 – 2012 Yearly Comparisons.

On motion by Commissioner Pocino and seconded by Commissioner Hodes, the Authority unanimously accepted the reports contained in item numbers 389-09-2012 and 390-09-2012 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.

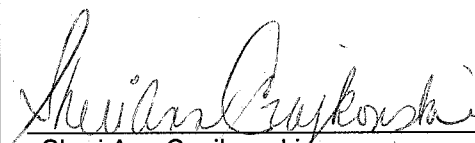
The motion was made by Vice Chairman Gravino and seconded by Commissioner Pocino, and, after the voice vote, the motion was duly adopted by the Board of Commissioners of the New Jersey Turnpike Authority.

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

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The motion to adjourn was made by Chairman Simpson, Treasurer DuPont and seconded by Commissioner Pocino and, after the voice vote, the motion was duly adopted. The Authority adjourned at 10:19 a.m., to meet on Tuesday, October 30, 2012, at 9:30 A.M.

**ATTEST:**

  
 Sheri Ann Czajkowski

Assistant Secretary to the Authority

  
 Veronique Hakim, Executive Director

Date: September 25, 2012