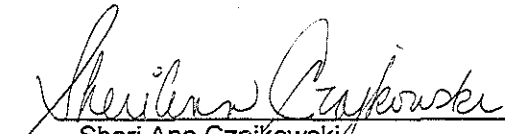


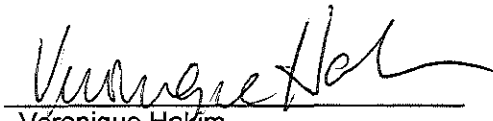
CERTIFICATION  
OF  
NEW JERSEY TURNPIKE AUTHORITY

I, Veronique Hakim, hereby certify that I am the Executive Director of the New Jersey Turnpike Authority and as such Executive Director certify that the attached copy of PROCEEDINGS OF THE NEW JERSEY TURNPIKE AUTHORITY is a true and correct copy of the Minutes of the September 27, 2011 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 28<sup>th</sup> day of September, 2011.

ATTEST:

  
Sheri Ann Czajkowski  
Assistant Secretary to the Authority

  
Veronique Hakim,  
Executive Director

Corporate Seal

Date: September 28, 2011

Received in the Governor's Office on September 28, 2011  
(hand delivered)

Received  
by:

  
Print Name

  
Signature

Time:

4:00 pm 9/28/11

Veto Period Ends:

October 13, 2011  
(Write in the date the veto period ends)

**PROCEEDINGS OF NEW JERSEY TURNPIKE AUTHORITY  
COMMISSION MEETING  
TUESDAY, SEPTEMBER 27, 2011**

ooo0ooo

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

ooo0ooo

**PRESENT**

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

ooo0ooo

**ALSO PRESENT**

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

Also present were: Governors' Authorities Unit Representative Brandon Minde; Ryan Feeney, Manager of Public Finance 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 and NJBIZ.

ooo0ooo

**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.

ooo0ooo

**ACTION ON MINUTES**

The Executive Director reported that ten days, excluding Saturdays, Sundays and holidays, have elapsed since Governor Chris Christie received the proceedings of the regular meeting of September 7, 2011; he did not exercise his power to veto any items in those minutes.

Upon motion made by Commissioner Hodes and seconded by Vice Chairman Gravino the minutes of the meeting was unanimously approved.

ooo0ooo

**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:

Chairman Simpson:	321-09-2011 and 331-09-2011
Treasurer DuPont:	312-09-2011
Commissioner Hodes:	324-09-2011, 325-09-2011 and 334-09-2011
Commissioner Pocino:	318-09-2011 through 328-09-2011

ooo0ooo

**PUBLIC COMMENT**

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

ooo0ooo

**MURRAY BODIN**

Mr. Bodin offered his thanks to the people in the room who have been helpful to him. He said he is technically correct on many issues but he cannot fix psychological matters. Bodin said the country is facing many changes yet people continue to hold on to the past and it is costing us jobs. The world is changing and there are enormous issues ahead of us. Bodin therefore is refocusing his efforts on other things and he thanked the Authority for listening to his issues.

ooo0ooo

**PETER NASTRI, East Brunswick Resident**

Mr. Nastri lives on Dutch Road in East Brunswick. Hurricane Irene, which hit New Jersey on August 27 and 28, 2011, flooded the culvert at Beaver Dam, which is near milepost 79.5 on the Turnpike and near Nastri's home. As a result of flooding, his three cars, tools, and personal items were destroyed. Nastri believes that the Authority did not prioritize removing debris from the culvert. Nastri said that had the Authority acted more quickly the water would have retreated sooner and less damage would have been inflicted upon his property. Nastri claimed residents will receive no restitution from the storm through their insurance companies. Nastri stated that he wants an explanation why it took five (5) days for the Turnpike to clear the culvert. Nastri further stated that the Turnpike was alerted two (2) weeks prior to the storm that there was an issue at the culvert and nothing was done.

Ooo0ooo

**RICHARD WIESEN**

Mr. Wiesen also lives in the area of Dutch Road in East Brunswick. He said the overflowing waters from the culvert caused property damage, flooded basements, and personal property loss for residents of the area. The culvert has been a problem for twenty-five (25) years and remains an issue today. On August 15, 2011 there was a heavy rain storm and the culvert backed up and water rose close to homes, but did no damage. Because of that storm the Authority was on notice that the culvert was a problem and the Authority should have rectified the problem. After Hurricane Irene, it took five (5) days to remove the debris from the culvert so the storm waters could retreat. The Turnpike website indicates that the Authority takes precautions before they expand the roadway. It does not appear, however, that the correct precautions were taken. The Authority continues to maintain a position that the flooding is not its responsibility because Hurricane Irene was an act of nature. Residents were not invited to the township meeting although they asked to attend. The Authority will not do anything for the residents of the

affected area. Wiesen repeatedly stated that there were many things that could have been done but nothing was done. The residents believe that the construction on the Turnpike appears to have created the problem with the culvert and innocent people need a solution. If the culvert is the Turnpike's responsibility please make corrective measures to ensure the residents that this will not happen again.

Ooo0ooo  
FRAN EHRET

Ehret indicated that she was disappointed with the amount of grievances that her union has had to be file within the past few weeks. Ehret stated that Local 194 used to have a good relationship with the Turnpike and whenever there was a problem the union and the Authority would be able to resolve it quickly. Ehret claimed that the Turnpike was flagrantly violating its contract. Local 194 wishes to discuss its concerns with ED Hakim and is hopeful that the cooperative nature that previously existed between the parties will return. The morale of the workers is down and the toll collectors do not understand why the Authority wanted to take so much from them and is now violating their contract. The workers deserve better.

Ooo0ooo  
ASHOK ANTALA

Mr. Antala has the same issues as the other residents in the area of Dutch Road in East Brunswick. Antala wants to know what the Turnpike is going to do for the safety of the residents' families and the well-being of their children. Antala suffered ten (10) feet of water in his backyard and five (5) feet of water in his basement for five (5) days. His daughter now becomes afraid when it rains because she fears the house will flood. Antala stated that the water was so deep in the culvert a diver would have had to descend twenty (20) feet to reach the drainage pipe. Residents want the NJTA to provide a permanent solution to the problem.

ooo0ooo

## EXECUTIVE SESSION

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

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

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

\*\*\*\*\*

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

ooo0ooo

## HUMAN RESOURCES

Director of Human Resources Mary-Elizabeth Garrity requested approval of item 310-09-2011. Moved is the item as follows:

\*\*\*\*\*

### 310-09-2011

Human Resources Director Garrity submitted the Personnel Agenda, dated September 27, 2011, and requested confirmation of the personnel matters contained therein. The Executive Director certified the recommendations for consideration.

On motion by Treasurer DuPont 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.

ooo0ooo

## LAW

Acting Director of Law Phillip Espinosa requested approval of items 311-09-2011 through 317-09-2011. Moved as a group those items are as follows:

\*\*\*\*\*

### 311-09-2011

In a memorandum dated September 15, 2011, a Recommendation for Ratification of Action taken for the Acquisition of Property Interests Required for the New Jersey Turnpike Authority Interchange 6-9 Widening Program , Acquisition of Five (5) Properties, 2009 Capital Construction Program, in an amount of \$35,290.00, 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 to begin construction of the Widening Program with final action being brought to the Commissioners for ratification under Agenda Items 142-07 and 148-09.

Since that time, the Authority has taken final action with respect to the following properties.

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

- 1) Turnpike Design Section 8, ROW Section 4L  
Parcel No. C1226, Block 55, Lot 4 (**Partial Taking**)  
Abeel Road, Monroe Township, Middlesex County  
Owner: South Middlesex Industrial Park Associates, LP  
Amount: \$3,500.00

The above described property currently consists of 6.654 acres of vacant land zoned light industrial. The NJTA must acquire the following interest in the property: (1) a temporary construction easement consisting of the right to access land and area with vehicles and equipment for use during the construction of final grading and replacement of ROW fencing, impacting 0.063 acres of the Property designated as Parcel C1226.

**II. New Eminent Domain Proceedings.** The Authority has determined that the three (3) properties listed herein are necessary for the Widening Program. To that end, the Authority had appraisals prepared by independent Appraisers and reviewed by Value Research Group, LLC, the Authority's Real Estate Manager/Consultant, which set a value for each. With respect to the below parcels, the Authority had contacted the respective property owners and entered into good faith negotiations with said owners and their respective counsel for the purchase of same based on the appraised value and in compliance with the laws governing its powers of eminent domain. Eminent Domain proceedings are being filed as the last resort. The following is a description of said properties:

- 1) Turnpike Design Section 7, ROW Section 4K  
Parcel No. C1158, Block 9, Lot 2 (**Partial Taking**)  
72 Station Road, Cranbury Township, Middlesex County  
Owners: Steven M. Buda and Sandra J. Buda  
Amount: \$500.00

The above described property currently consists of 0.668 acres of land improved with a single family dwelling. The NJTA must acquire the following interest in the property: (1) a temporary construction easement consisting of the right to access land and area with vehicles and equipment for use during the construction of re-grading a driveway, impacting 0.031 acres of the Property designated as Parcel C1158.

- 2) Turnpike Design Section 7, ROW Section 4K  
Parcel No. UE1169, Block 9, Lot 5 (**Partial Taking**)  
14 Hightstown-Cranbury Station Road, Cranbury Township, Middlesex County  
Owner: Robert DeBaun, Jr.  
Amount: \$500.00

The above-described property currently consists of a 0.45 acres of land improved with single family dwelling. The NJTA must acquire the following interest in the property: (1) a utility easement consisting of the right to construct, reconstruct, operate, inspect, renew, replace, improve, maintain, redesign, alter, relocate, extend and remove overhead and ground facilities impacting 0.002 acres designated as Parcel UE1169.

- 3) Turnpike Design Section 8, ROW Section 4L  
Parcel No. C1225, Block 55, Lot 2.9 (**Partial Taking**)  
10 Pleasant Hill Road, Monroe Township, Middlesex County  
Owner: APF WO 13, LP  
Amount: \$800.00

The above described property currently consists of 6.322 acres of land improved with a 44,874 square-foot multi-tenanted industrial building. The NJTA must acquire the following interest in the property: (1) a temporary construction easement consisting of the right to access land and area with vehicles and equipment for use during the construction of final grading and replacement of ROW fencing, impacting 0.068 acres of the Property to be designated as Parcel C1225.

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

### III. Settled State Agricultural Development Committee (SADC) Acquisitions

- 1) Turnpike Design Section 1, Turnpike ROW Section 3D  
Parcel Series 191, Block 5, Lot 2.01 (Partial Taking)  
Old York Road, Mansfield Township, Burlington County  
Owners: Marguerite S. Winzinger and John Winzinger, Jr.

Amount: \$252,860.00 (**additional \$29,990.00, \$222,870.00 previously approved for property interest required**)

The Authority has determined that the above referenced parcels portions of which have been designated as Preserve Farmland is necessary for the Widening Program. In Agenda Items Nos. 70-10 and 170-10, the Authority obtained authority to commence Eminent Domain proceedings and ultimately to settle through negotiations with the property owner, the acquisition of the parcel identified below for \$222,870.00. This amount included \$56,000.00 for damages that resulted to the owner for not preserving portions of his property at the Authority's request, which it was ultimately determined was not required for the Program. Although the Authority ultimately reached an agreement with the property owner, the SADC was not in agreement with the value. After lengthy negotiations, a settlement was reached with SADC for \$252,860.00 to which the property owner also agreed. It was determined that the property owner would receive \$143,527.00 and Burlington County and the SADC would split \$109,333.00.

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.

\*\*\*\*\*

**312-09-2011**

In a memorandum dated September 15, 2011, a Recommendation Authorization to renew various Contracts with Real Estate Consultants who provide the following services to the Authority: Title Insurance; Relocation Consulting; Professional Planning; Real Estate Consulting; and General Real Estate Appraising, was approved.

28969

By Resolution 228-2009 the Commissioners of the Authority authorized the award of various real estate related on-call professional services agreements with a number of firms, after a vigorous procurement process. The Agreements were for a two year term with two (2) one year options and commenced on November 1, 2009 and will expire on October 31, 2011 unless extended.

The Authority utilized the services of a number of firms which were awarded such contracts. The Authority currently has a number of ongoing projects and will commence new construction projects in the future which will require the services of these types of Real Estate professionals. Rather than commence a lengthy and time-intensive new procurement, the Authority has decided, based on staff's recommendations, to renew the contracts with the following firms for provision of the following services:

Company	Type of Services
All-Pro Title Group, LLC	Title Insurance
Ard Appraisal Company	General Real Estate Appraisal Services
Asset Title Real Estate	Title Insurance
Chicago Title Insurance Co.	Title Insurance
CME Associates, Inc.	Licensed Professional Planning Services
Cornerstone Group	Relocation Consultant Services Real Estate Consultant Services
Direct Title Agency	Title Insurance
First American Title Insurance Co.	Title Insurance
Gagliano & Co.	General Real Estate Appraisal Services
Integra Realty Resources	General Real Estate Appraisal Services
O.R. Colan Associates	Relocation Consultant Services Real Estate Consultant Services
Phillips Preiss Shapiro Associates	Relocation Consultant Services Licensed Professional Planning Services
Ronald A. Curini Appraisal Co., Inc.	General Real Estate Appraisal Services
Stack, Coolahan, & Stack, LLC	General Real Estate Appraisal Services
Sterling Disanto & Associates	General Real Estate Appraisal Services
Value Research Group	Real Estate Consultant Services

In accordance with the initial authorization, each contract renewal shall be in an annual amount not to exceed \$500,000 per year, subject to availability of funding at the time.

Therefore, it is requested that the Commissioners authorize the Executive Director to exercise the first renewal option in each of the above contracts, to renew each of the above contracts for one additional year. It is further recommended that the Executive Director be authorized to exercise, upon recommendation of staff, the second renewal option to renew the agreements for a second additional year. It is also recommended that the Executive Director be authorized to execute all such documents and take all such actions after consultation with the Law Department and outside counsel as are necessary to effectuate the intent of the foregoing authorizations.

\*\*\*\*\*

### **313-09-2011**

In a memorandum dated September 16, 2011, **a Recommendation for Authorization for the Executive Director to enter into three (3) Cost Sharing Agreements with Ocean County for the widening of the following overpasses, in connection with the Authority's Garden State Parkway Shoulder Restoration and Widening Program: (1) Old Freehold Road / Country Road 623 (two spans); (2) Chambers Bridge Road / County Road 549 (two spans); and (3) Church Road / County Road 620 (two spans), was approved.**

The Authority is currently in the design stage of its Shoulder Restoration and Widening Project for the Garden State Parkway between Mileposts 83 in Toms River Township, Ocean County and Milepost 100 in Wall Township, Monmouth County, (the "Project"). The Project requires that twenty-eight (28) existing bridges carrying the Garden State Parkway over local roads and waterways will either be totally replaced or widened to accommodate the proposed improvements.

As part of the Project the Authority has agreed, subject to Commissioner approval, to replace the three (3) sets of bridges indicated above, which carry the Garden State Parkway over

the respective county road. All six bridges were constructed in the 1950's as part of the original construction of the Garden State Parkway, and the originally proposed widening of these bridges would not have improved the substandard clearances for the local roadways below. In order to provide the proper clearances for future County Road improvements, the County of Ocean is willing to share in the increased construction cost for bridge replacement. The County's share is based upon the additional span length beyond the proposed Project need to accommodate the future widened cross-section of the County Road.

With respect to the two bridges over Old Freehold Road (County Road 623), the County's contribution is \$3 million; for Chambers Bridge Road (County Road 549), the County will contribute \$5 million; and for Church Road (County Road 620), the County's contribution is \$4 million. The Authority has agreed to design, obtain all necessary permits, perform construction supervision and construct the Project. All three agreements provide that the improvements be substantially completed by December 31, 2016.

Therefore, authorization is requested for the Executive Director to execute the three (3) cooperative agreements with Ocean County substantially as set forth above. It is also requested that the Executive Director be authorized to take such actions and execute such other documents as are necessary to effectuate this authorization.

\*\*\*\*\*

#### **314-09-2011**

In a memorandum dated September 15, 2011, **a Recommendation for Authorization to Pay Relocation Benefits to Burger Express of Carteret, Inc. in Relation to its Displacement as Result of the Interchange 12 Improvements Project, in an amount of \$115,498.81**, was approved.

On May 31, 2005 under Agenda Item 140-05, authorization was obtained from the Authority's Commissioners to acquire the necessary property interests for the Interchange 12 Improvements Project. One of the acquisitions was a fee acquisition from JLJ Associates of property located in Carteret, NJ, which resulted in the displacement of its tenant Burger Express of Carteret, Inc. Burger Express was served with a Notice to Vacate in accordance with applicable law on or about December 15, 2006 and vacated the premises by January 18, 2007. In accordance with the Relocation Assistance Act, N.J.S.A. 20:4-1, et seq., and applicable regulations, N.J.A.C. 5:11-1.1, et seq., Burger Express was advised of its rights to recover expenses in connection with this displacement. It is believed that sometime in the winter of 2008, Burger Express reopened its business in a building that it had constructed on property that it had purchased. On or about February 25, 2009, Burger Express, through its attorney, made a claim for reimbursement of expenses. At the request of the Authority's relocation consultant Michael Jovishoff, PP of Phillips Preiss Grygiel, LLC, Burger Express' claim was supplemented several times thereafter through September 2010.

The Authority's Law Department, in consultation with Mr. Jovishoff and its General Counsel (Wolff & Samson, PC), reviewed the expenses submitted for reimbursement by Burger Express along with proof of payment of same. The Authority has determined that pursuant to applicable relocation law and regulations, Burger Express is eligible to a relocation benefit of \$115,498.81.

Therefore, it is recommended that the Authority's Commissioners authorize the payment of \$115,498.81 to Burger Express, which amount represents the entire relocation benefit for which it is eligible.

\*\*\*\*\*

#### **315-09-2011**

In a memorandum dated September 15, 2011, **a Recommendation to Clarify the Delegation Authority Granted to the Executive Director for the Acquisition of Properties Required for the Completion of the Construction of the Interchange 6 to 9 Widening Program, 2009 Capital Construction Program**, was approved.

The New Jersey Turnpike Authority ("Authority") is in the process of constructing the New Jersey Turnpike Interchange 6 to Interchange 9 Widening Program ("Widening Program"). The Widening Program passes through eleven municipalities including, Mansfield Township, Bordentown Township, Chesterfield Township, Hamilton Township, Washington Township, East Windsor Township, Cranbury Township, Monroe Township, South Brunswick Township, Milltown Borough, and East Brunswick Township. The Widening Program consists of roadway widening (from a six lane roadway to a dual-dual 12 lane roadway) between Interchanges 6 and 8A, and the addition of a third lane to each of the outer roadways between Interchanges 8A and 9. The proposed Widening Program also includes improvements considered to be necessary to the interchanges within the Widening Program limits, specifically Interchanges 7, 7A, 8 and 8A.

Delegation Authority was previously obtained under Agenda Item 142-07 for the Executive Director, subject to final approval by the Authority's Commissioners, to take necessary steps for the acquisition of all property interests required for the Widening Program.



28971

Subsequently, under Agenda Item and 148-09 limited delegation authority was obtained for the Executive Director to take the necessary steps to acquire property interests for the Widening Program for the First Phase of construction and was limited to a one (1) year time frame starting in June of 2009.

The delegation authority was originally necessary in order to meet the right-of-way demands of the very aggressive construction schedule of the Widening Program, and is still required in order to finish construction of the Widening Program. As such, this agenda item seeks to clarify the authority previously obtained under the aforementioned Agenda Items to include all actions necessary through the completion of construction, including:

(1) authorizing the Executive Director, with the assistance of the Law Department, Engineering Department, General Counsel and other Authority consultants, to take all necessary steps to prepare for the acquisition of the remainder of the property interests required for the completion of the construction of the Widening Program;

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

(3) in the event the Executive Director determines that negotiations have reached an impasse, authorizing the Executive Director to commence eminent domain proceedings, including but not limited to, depositing the appraised value into the Superior Court of New Jersey and filing a Declaration of Taking; and

(4) authorizing the Executive Director to pay damages, relocation expenses and other costs authorized by law and necessary for the construction of the Program.

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

\*\*\*\*\*

#### **316-09-2011**

In a memorandum dated September 15, 2011, **an information item was presented, the Violation Enforcement Policy**, and was accepted.

In conjunction with the recently approved regulatory changes, the New Jersey Turnpike Authority ("Authority") is embarking upon a renewed enforcement program to collect toll revenue and administrative fees from those patrons who fail to pay the required tolls on the Authority's roadways.

As part of this enforcement program, staff have drafted the attached Violation Enforcement Policy, detailing the steps the Authority will take to collect the tolls and administrative fees owed. As stated in the Policy, the Authority will vigorously enforce the payment of tolls required for the use of the New Jersey Turnpike and Garden State Parkway, in compliance with all applicable laws. If drivers fail to resolve outstanding account balances or violations in a timely manner, the Authority may, in its discretion, pursue either civil remedies or criminal penalties or both. Authority actions may include, but are not limited to, reporting debts to consumer credit rating agencies, seeking suspension or revocation of vehicle registration through the New Jersey Motor Vehicle Commission, and, with the assistance of the State Police, the issuance of a summons, vehicle impoundment, and arrest of the violator for the crime of theft of services.

The Authority intends to place the attached Violation Enforcement Policy on its website, to keep the public informed of the steps the Authority will take to enforce toll collection on its roadways.

#### **New Jersey Turnpike Authority Violation Enforcement Policy**

It shall be the policy of the New Jersey Turnpike Authority ("Authority") to vigorously enforce the payment of tolls required for the use of the New Jersey Turnpike and Garden State Parkway, in compliance with all applicable laws. The Authority provides several convenient methods for patrons to pay their tolls and administrative fees\* owed, which include mail, internet, telephone, or in person at E-ZPass Customer Service and Walk-In Centers. However, if drivers fail to resolve outstanding account balances or violations in a timely manner, the Authority may, in its discretion, pursue either civil remedies or criminal penalties or both. Authority actions may include, but are not limited to, reporting debts to consumer credit rating agencies, seeking suspension or revocation of vehicle registration through the New Jersey Motor Vehicle Commission ("MVC"), and, with the assistance of the State Police, the issuance of a summons, vehicle impoundment, and arrest of the violator for the crime of theft of services.

Affiliated Computer Services State & Local Solutions, Inc. ("ACS") processes toll collections and violations on the Authority's behalf. Retrieval Masters Creditors Bureau, Inc. ("Collection Agency") is the collection agency that pursues outstanding tolls and administrative fees that ACS is unable to collect. The Authority and its agents follow a collection policy for outstanding tolls and violations, as well as administrative fees, as described below:

1. Violation notice(s) issued by ACS.
2. Letter from Authority is sent seeking to expedite resolution of debt and advising violator of impending civil and/or criminal enforcement if timely resolution is not achieved.
3. Violator account sent to Collection Agency.
  - (a) Collection Agency issues collection letter(s) to violator.
  - (b) 20 days after first collection letter, if debt remains unresolved, Collection Agency reports violator's total outstanding debt to consumer credit rating agencies.
4. If Collection Agency is unable to collect the debt, the violator account is transferred to Authority for enforcement through either civil remedies or criminal penalties or both.
5. The Authority may request that MVC revoke, suspend or refuse to renew the violator's vehicle registration until violator debt is collected in full.
6. If collection of toll and administrative fees remain unresolved, the matter may be referred to the New Jersey State Police for investigation, the issuance of a summons and/or arrest of the violator, and vehicle impoundment.
7. The Authority may collect tolls and administrative fees owed through a civil action in state or federal court.

Administrative fee will increase to \$50 effective October 17, 2011.

\*\*\*\*\*

**317-09-2011**

In a memorandum dated September 15, 2011, a Recommendation for the Authorization to Execute a Master License Agreement between the New Jersey Turnpike Authority (the "Authority") and New Jersey Transit ("Transit") dated September, 2011 to allow for the co-location of New Jersey Transit's equipment on Authority property, was approved.

New Jersey Transit ("Transit") is currently involved in a statewide microwave upgrade project (the "Project"), which will transport data for newly installed hand-radio system as well as carry data for Transit. Transit has requested to locate various equipment associated with the Project on cell towers on the Parkway owned by the Authority located in Holmdel at Telegraph Hill, and in Port Republic at Milepost 44.1. Transit currently has located a tower and associated equipment on Authority property on the Parkway at the Ocean /Barnegat, Maintenance Facility, at Milepost 67.7, pursuant to an agreement with the then New Jersey Highway Authority, dated August 13, 1987, which has been unamended since that date.

In order to accommodate Transit's need for location of equipment on our towers for their Project in a timely manner, the Authority prepared and forwarded to Transit a draft Master License Agreement incorporating many of the same terms and conditions as are imposed on commercial wireless companies. The Authority, however, has agreed to waive rental fees associated with Transit's use of the equipment and towers on its property that it would normally receive from commercial carriers.

As with all Master Agreements with the Authority, the term is for thirty (30) years from the date set forth therein, and allows Transit to use agreed upon locations as set forth above for the transmission of data. The Authority is authorized to negotiate directly both the Master Agreement and anticipated Individual Site License Agreements with Transit pursuant to N.J.S.A. 27:23-9.

Based on the above, it is recommended that the Commissioners authorize the Executive Director's to execute a Master Agreement with Transit, substantially as set forth above. In addition, it is recommended that the Executive Director be authorized to execute any and all Individual Site Agreements in connection therewith after review and approval by the Law Department and General Counsel.

On motion by Commissioner Pocino and seconded by Commissioner Singleton, the Authority unanimously approved items number 311-09-2011 through 317-09-2011; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

000000

## ENGINEERING

Chief Engineer Raczynski requested approval of item numbers 318-09-2011 through 325-09-2011, and acceptance of item 326-09-2011. Raczynski mentioned that the Authority has a contract for the bridge security program wherein the contractor will be bidding work orders out and supervising subcontractors. This is the first time the Authority has had a contract of this nature. In addition Raczynski indicated that an emergency contract was placed on this agenda due to failing slopes in the area of the Parkway and Route 440. Moved are the items as follows:

000000

### AWARD OF CONTRACTS

\*\*\*\*\*

#### 318-09-2011

In a document dated September 1, 2011, a Recommendation to Award Contract No. A100.196, Garden State Parkway and New Jersey Turnpike, to Tishman Construction Corporation of NJ for Construction Management/General Contracting Services for the New Jersey Turnpike Authority Security Program, in the amount of \$79,225,000.00, was approved.

This contract will provide for construction management/general contracting services to execute and manage work orders as required to perform security improvements to the highest priority Authority bridges, as determined through various prior security assessments. The two firms from which proposals were solicited for this contract have been prequalified through a special qualification process. This prequalification process is in compliance with the Authority's Title 19 procurement regulations.

Two bid proposals were received on August 25, 2011 for the above publicly advertised contract, as shown on the attached bid summary sheet. The low bid proposal, in the amount of \$79,225,000.00, may be compared to the Engineer's Estimate in the amount of \$79,075,000.00. Tishman Construction Corporation of NJ has not previously performed work for the Authority, but has performed similar security work for the Port Authority of New York and New Jersey, and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. A100.196 be awarded to the low bidder, Tishman Construction Corporation of NJ of Newark, New Jersey, in the amount of \$79,225,000.00. 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

\*\*\*\*\*

#### 319-09-2011

In a document dated September 1, 2011, a Recommendation to Authorize Executive Director to Award Contract No. T200.250 for the New Jersey Turnpike to (Contractor) for Left Shoulder Restoration from Milepost 0 to 28, Engineer's Estimate of \$4,000,000.00, 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 2011 Commission Meeting. The bid date is scheduled for October 5, 2011.

The left shoulders of the Turnpike mainline between Milepost 0 and 28 are showing signs of cracking that is indicative of sub-base failure and must be reconstructed. The preliminary estimate for this project is \$15 million and is scheduled as part of the Capital Improvement Program in early 2012. However, there are isolated sections within those limits that have completely broken up and require immediate attention for the safety of our patrons.

It is, therefore, recommended that the Executive Director be authorized to award Contract No. T200.250 to the low bidder, upon the recommendation of the Authority's Chief Engineer. The award will be ratified at the October 2011 Commission Meeting and 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).

ooo0ooo

28974

### FINAL ACCEPTANCES OF CONTRACTS

\*\*\*\*\*

320-09-2011

In a document dated September 1, 2011, a Recommendation for Final Acceptance, Contract T100.107 to D'Annunzio & Sons for Bridge Repairs and Resurfacing MP 0 to 122, Newark Bay-Hudson County Extension and the Pearl Harbor Memorial Turnpike Extension, in the amount of \$330,751.87, was approved.

This contract involved replacing deteriorated concrete bridge deck slabs; repairing deck spalls; repairing and reconstructing deck joints; repairing headers; removing asphalt surfacing; placing new membrane waterproofing; resurfacing approach roadways and bridge decks; repairing sidewalk, parapet and curb surfaces, pavement striping; emergency and routine repairs under cost plus compensation; maintenance and protection of traffic measures and other incidental work on various bridge structures of the New Jersey Turnpike from Milepost 0 to 83, and the Pearl Harbor Memorial Turnpike Extension. The work also includes miscellaneous structural repairs including spall repair, substructure waterproofing, bearing replacement and bearing area repair, navigational lighting upgrades, sign structure and steel repairs, maintenance and protection of traffic measures and other miscellaneous structural repairs on various bridges and sign structures on the New Jersey Turnpike from Milepost 0 to 122, the Pearl Harbor Memorial Turnpike Extension and Newark Bay - Hudson County Extension. This work occurs in Salem, Gloucester, Camden, Burlington, Mercer, Middlesex, Union, Essex, Hudson and Bergen Counties, New Jersey. The contract was awarded on February 17, 2010 to the low bidder, D'Annunzio & Sons, Inc., 136 Clark Ave., Clark, NJ 07066 in the total amount of \$7,618,700.00.

During the course of the contract, there was one Change Order for a total increase of \$78,232.12 adjusting the final total amount of this contract to \$7,696,932.12.

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 (14F) 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 T100.107 be accepted, and that final payment in the amount of \$330,751.87 be made to the Contractor.

\*\*\*\*\*

321-09-2011

In a document dated September 13, 2011, a Recommendation for Final Acceptance, Contract P200.149 to Stavola Contracting Co., Inc. for Central Pavement Restoration and Miscellaneous Improvements Milepost 75 to 143, in the amount of \$93,952.17, was approved.

This contract involved pavement restoration and miscellaneous improvements between Milepost 75 and 143 along the northbound and southbound roadways of the Garden State Parkway in Ocean, Monmouth, Middlesex, Union and Essex Counties, New Jersey. The contract was awarded on May 5, 2010 to the low bidder, Stavola Contracting Co., Inc., 175 Drift Road, Tinton Falls, NJ 07724 in the total amount of \$6,368,810.00.

During the course of the contract, there were two Change Orders for a total decrease of \$538,819.10, adjusting the final total amount of this contract to \$5,829,990.90.

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

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

We concur and recommend that Contract P200.149 be accepted, and that final payment in the amount of \$93,952.17 be made to the Contractor.

ooo0ooo

### PROFESSIONAL SERVICES (OPSS)

\*\*\*\*\*

322-09-2011

In a document dated September 1, 2011, a Recommendation to Issue Supplement A to Order for Professional Services No. T3365 for the New Jersey Turnpike to McCormick Taylor, Inc. for Final Design and Environmental Permitting for Improvements at Interchange 2, in an amount of \$42,500.00, was approved.

This Order for Professional Services was issued at the August 2010 Commission Meeting in the amount of \$419,000.00 to provide preliminary and final engineering services to

28975 undertake improvements at Interchange No. 2 located in Woolwich Township, Gloucester County. The project involves the installation of a new traffic signal, the addition of turning lanes at the intersection of the Turnpike interchange access road with US Route 322, the relocation of a commuter parking lot and modifications to a gas station access located adjacent to the intersection, all of which are necessary to improve traffic safety and accommodate projected future traffic volumes.

Supplement A will compensate McCormick Taylor for unanticipated efforts involving the gas station access modifications as necessary to appease the business owner and provisions for the illumination of the relocated commuter parking lot. In addition, the consultant was required to spend a considerable amount of effort to address a local developer's contention that the improvements should be designed to accommodate his proposed future development. The Authority also requested that McCormick Taylor provide for the replacement of the ramp lighting infrastructure within a portion of the project limits, the effort for which was not anticipated.

McCormick Taylor, Inc. submitted a proposal in the amount of \$42,500.00 to provide the required services. The proposal has been reviewed, negotiated, and is considered fair and reasonable for the services to be provided.

It is, therefore, recommended that Supplement A to Order for Professional Services No. T3365 be issued to McCormick Taylor, Inc., not to exceed the amount of \$42,500.00 with compensation on the same basis as the original Order for Professional Services. The addition of this amount increases the total authorized fee from \$419,000.00 to \$461,500.00. 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.

ooo0ooo

#### MISCELLANEOUS

\*\*\*\*\*

#### 323-09-2011

In a document dated September 8, 2011, a Recommendation to Issue Supplement No. 1 to Utility Order No. 1193-T for the New Jersey Turnpike to Transcontinental Gas Pipe Line Company, LLC for the Interchange 6 to 9 Widening Program, Township of Mansfield, Burlington County, in an amount of \$515,000.00, was approved.

A Utility Order was required to perform utility relocations of existing Transcontinental Gas Pipe Line Company, LLC {formerly Transcontinental Gas Pipe Line Corporation} ("Transco") facilities that were directly impacted by the construction of the New Jersey Turnpike Interchange 6 to 9 Widening Program ("Program") between Milepost 48.7 and 56.5 on the New Jersey Turnpike. The Authority reimbursed Transco for the installation of new natural gas pipelines, filling and abandoning the existing pipeline, and associated activities.

Supplement No. 1 will provide compensation for additional costs associated with the treatment and special handling of acid producing soils encountered during the pipeline relocation. Costs associated with additional Transco inspection services to monitor the safety of their facilities as Program construction in the vicinity of their pipeline continues through the summer of 2014 are also included in this Supplement.

The cost of this Supplement, in the amount of \$515,000.00, was provided by Transco 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 Supplement No. 1 to Utility Order No. 1193-T, not to exceed the amount of \$515,000.00, increasing the utility order from \$6,100,000.00 to \$6,615,000.00. 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.

\*\*\*\*\*

#### 324-09-2011

In a document dated September 1, 2011, a Recommendation to Enter Into Lease Agreement No. 22-11 for the New Jersey Turnpike to Norfolk-Southern Corporation for Contract No. T100.137, Bridge Deck Reconstruction, Miscellaneous Structural and Roadway Improvements, and Repainting of Structural Steel, Structure No. E109.83, in an amount of \$240,000.00, was approved.

This agreement with Norfolk-Southern Corporation is required for the contractor to gain access below Structure No. E109.83. The contractor requires access below Str. No. E109.83 to construct an access road directly below the structure, perform substructure spall repairs, install jacking frames for bearing replacements and to establish his field office and yards. Access to the underside of the structure is difficult and only limited access is available from within NJTA right-of-way. The use of the Norfolk-Southern right-of-way is required to gain access under the bridge

on both the north and south sides of the Hackensack River. The leasing fee is \$5,000.00 per month and the estimated duration for construction of Contract No. T100.137 is 44 months.

It is therefore recommended that Agreement No. 22-11 be issued to Norfolk-Southern Corporation of Norfolk, Virginia, not to exceed the amount of \$240,000.00 for a four year period to account for mobilization, construction and demobilization. This contract procurement is authorized under N.J.A.C. 27:19-9-2.2(d)(3), promulgated under N.J.S.A. 27:23-1, et seq., the Authority's enabling legislation, and Executive Order No. 37 (Corzine), which exempt contracts with the Federal or any state government or any agency or political subdivision thereof from public bid requirements.

\*\*\*\*\*

**325-09-2011**

In a document dated September 15, 2011, **a Recommendation to Ratify Contract No. P200.258 for the Garden State Parkway to George Harms Construction Company, Inc., for Emergency Repair Contract, Slope Stabilization and Shoulder Restoration along GSP SB Ramp from NJ Route 440 and Smith Street, in an estimated amount of \$1,000,000.00,** was approved.

Several months ago settlement of the ramp from NJ Route 440 southbound to the Parkway southbound was discovered and reported to the Engineering Department. Upon inspection, it was determined that the slope, which is approximately 40 feet in height, was beginning to fail as evidenced by cracks in the shoulder pavement and settlement of the guide rail alignment. In response, our on call consultant, Hatch Mott MacDonald was contacted to develop a solution to stabilize the slope. Phase C plans were submitted and were under review during the last two weeks of August.

This region experienced excessive rainfall during the last week of August, combined with Hurricane Irene on August 27<sup>th</sup>. The slope was reinspected on September 13<sup>th</sup> and it was discovered the shoulder had displaced approximately one foot along the shoulder and the guide rail was completely collapsed in several locations. Discussions with Hatch Mott MacDonald indicated that the repairs should begin as soon as possible in order to alleviate concerns of a total slope failure and loss of the ramp. The earliest a contract could be awarded would be at the October meeting, which would provide a construction start in mid to late November, at a time when the weather conditions are not conducive and the possibility of further slope failure is likely. This work will be done on a time and material basis and the estimated cost is approximately \$1,000,000.00.

George Harms Construction Co., Inc. was contacted. They are prequalified with the Turnpike Authority, have previously performed similar work for the Authority and were immediately available to provide construction services to assist the Authority in expediting this repair.

It is, therefore, recommended that Contract No. P200.258 be ratified to George Harms Construction Company, Inc. of Howell, New Jersey, in the estimated amount of \$1,000,000.00. Based on the emergency nature of this work and the need to restore a vital local traffic network, approval was received by the Executive Director to issue an emergency contract as deemed necessary by the Chief Engineer, in accordance with N.J.S.A. 27:23-6.1 and Executive Order No. 37 (Corzine).

On motion by Treasurer DuPont and seconded by Commissioner Becht, the Authority unanimously approved items number 318-09-2011 through 325-09-2011; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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

\*\*\*\*\*

**326-09-2011**

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 Vice Chairman Gravino and seconded by Commissioner Singleton, the Authority unanimously accepted the reports contained in item 326-09-2011 and received same for file.

28977

ooo0ooo

## MAINTENANCE

Acting Director of Maintenance Joseph Lentini requested approval of item numbers 327-09-2011 through 328-09-2011. Moved as a group are the items as follows:

\*\*\*\*\*

### 327-09-2011

In a document dated September 7, 2011, a Recommendation to Award Contract A500.234 for the New Jersey Turnpike & Garden State Parkway to USA General Contractors Corp. for Immediate Roofing Repairs for the New Jersey Turnpike MP 88.3 to MP 122.0 and Garden State Parkway MP 110.0 to MP 172.0, Bergen, Essex, Hudson, Middlesex, Monmouth, Passaic and Union Counties, with an Engineer's Estimate 12.75% Weighted Average Fee, Contractor's Bid Price 15.00% Weighted Average Fee, with a cost not to exceed \$150,000 per year for two (2) years, was approved.

This contract includes immediate repairs and/or replacement of roof systems at all Authority facilities, including but not limited to Toll Plazas, Maintenance Districts and Service Areas on the Turnpike from MP 88.3 (Int. 10) to MP 122 which contains approximately 82 buildings totaling approximately 455,000 sq. feet of roofs and the Parkway from MP 110.0 (Int. 109) to MP 172 which contains approximately 135 buildings totaling approximately 700,000 sq. feet of roofs. The immediate repairs will be as directed by the Engineer by work orders for a period of two (2) years with two (2), one (1) year options to renew at a cost not to exceed \$150,000 per year.

Six bid proposals were received on August 24, 2011 for the above publicly advertised contract, as shown on the attached bid summary sheet. The lowest bidder, Interstate Home Roofing, failed to submit the required NJDPMC Rating of \$500,000. The decision of the Law Department was to reject the bid. The lowest responsible bid proposal of 15.00% may be compared to the second lowest responsible bid proposal of 16.67%. These percentages represent a weighted average mark-up on the Contractor's time and materials cost of performing the work. USA General Contractors Corp. has not previously performed similar work for the Authority but is considered competent to complete this contract.

It is, therefore, recommended that Contract No. A500.234 be awarded to the lowest responsible bidder, USA General Contractors Corp. of Elizabeth, New Jersey, in an amount not to exceed \$150,000.00 per year. 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.

\*\*\*\*\*

### 328-09-2011

In a document dated September 7, 2011, a Recommendation to Award Contract No. A500.235 for the New Jersey Turnpike & Garden State Parkway to USA General Contractors Corp. for Immediate Roofing Repairs for the New Jersey Turnpike MP 0.0 to MP 83.4 and Garden State Parkway MP 0.0 to MP 107.0, Atlantic, Burlington, Camden, Cape May, Gloucester, Mercer, Monmouth, Ocean and Salem Counties, with an Engineer's Estimate 12.75% Weighted Average Fee, Contractor's Bid Price 15.00% Weighted Average Fee, with a cost not to exceed \$150,000 per year for two (2) years, was approved.

This contract involves immediate repairs and/or replacement of roof systems at all Authority facilities, including but not limited to Toll Plazas, Maintenance Districts and Service Areas on the Turnpike from MP 0.0 to MP 83.4 (Int. 9) which contains approximately 73 buildings totaling approximately 485,000 sq. feet of roofs and the Parkway from MP 0.0 to MP 107.0 (Int. 105) which contains approximately 135 buildings totaling approximately 500,000 sq. feet of roofs. These areas are inclusive in Atlantic, Burlington, Camden, Cape May, Gloucester, Mercer, Monmouth, Ocean and Salem Counties, New Jersey. The immediate repairs will be as directed by the Engineer by work orders for a period of two (2) years with two (2), one (1) year options to renew at a cost not to exceed \$150,000 per year.

On motion by Treasurer DuPont and seconded by Commissioner Hodes, the Authority unanimously approved items number 327-09-2011 through 328-09-2011; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.



ooo0ooo

28978

## PURCHASING

Director of Purchasing Andrea Ward requested approval of item numbers 329-09-2011 through 342-09-2011. Moved as a group those items are as follows:

ooo0ooo

### PUBLIC BID SOLICITATIONS

\*\*\*\*\*

#### 329-09-2011

In a document dated September 15, 2011, a Recommendation for Automotive Oils and Lubricants to David Weber Oil Co., RM-1039, with an anticipated annual expenditure of \$204,085.20, was approved.

Authorization is requested to award a one-year contract for Automotive Oils and Lubricants to David Weber Oil Co. These items are required for the maintenance of the Authority's vehicle fleet. Bidders were required to quote a total of 15 line items of various quantities and brands of Automotive Oils and Lubricants. Requests for bid were distributed to 11 interested bidders. On September 12, 2011 three bids were received. Actual unit prices can be obtained in the Purchasing Department. Bid results are as follows:

#### Total Price

David Weber Oil Co., Carlstadt, NJ (SBE)	\$204,085.20
Craft Oil Corporation, Avoca, PA	\$250,452.30

Department Estimate: \$350,000.00

#### NON-COMPLIANT

A third bid was submitted by Bi-Lo Industries, Deer Park, NY. This bidder, however, failed to submit a valid proposal guarantee which was a mandatory requirement of the specifications at the time of bid submission. (Bi-Lo Industries submitted the Authority's forms of proposal bond and letter of surety, where the bidder itself executed the documents as the Surety, and there is no evidence that the documents are backed by an independent insurance guarantor.) No. 7 of the Bidder Guidelines/Checklist states that the proposal bond and/or letter of surety "must accompany the bid or the bid will be rejected." Thus, it is recommended that the bid submitted by Bi-Lo Industries be rejected.

The low bid amount (\$204,085.20) is significantly below the Departmental Estimate of \$350,000.00. According to the Inventory Buyer, the Departmental Estimate was based on the existing State Contract pricing for the said items. Staff reviewed the bids and concluded that the bid submitted by David Weber Oil Co. is acceptable.

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 one-year contract to David Weber Oil Co. for a total amount not to exceed \$204,085.20.

\*\*\*\*\*

#### 330-09-2011

In a document dated September 16, 2011, a Recommendation for Snow Plow Parts from Henderson Products, Inc. and H.A. DeHart & Son, Inc., RM-1035/1036/1040, with an anticipated annual expenditure of \$235,930.01, was approved.

Authorization is requested to award two contracts for plow parts to be stored in inventory for use on the Authority's snow equipment. The Inventory Division requisitioned three contracts for replacement parts or approved equivalents to repair Gledhill, Henderson and Good Roads snow plows. Bidders were required to quote several line items of plow parts, including but not limited to, bolt assembly, bumper curb, push frame and connecting links, as well as the percentage off of Manufacturers' List Price for miscellaneous items. The bid quotation was divided into three Sections: A) 23 Line Items for Gledhill plows; B) 35 Line Items for Henderson plows; and C) 20 Line Items for Good Roads plows. Bidders could quote on any or all Sections. Awards are based on the lowest total price per Section. The bid was fully advertised and the 16 vendors listed in the Authority's data base for the referenced commodity were notified of the procurement. Actual unit prices can be obtained in the Purchasing Department. On September



12, 2011 five bids were received. Bid results are as follows:

No bids were received for Section A (Gledhill). This contract is being re-advertised.

#### Section B (Henderson)

<u>Bidder</u>	<u>Total Price/Discount</u>
Henderson Products, Inc., Flanders, NJ	\$188,989.69/10%**
<b>d/b/a Henderson Truck Equipment</b>	

Departmental Estimate: \$100,000

\*\* The low bid amount from the sole bidder for Henderson snow plow parts is significantly above the Departmental Estimate. (This is the first time that the Authority is soliciting a contract for these parts which are required to repair the newest tandem "Henderson" trucks.) Thus, the Estimate was derived from the Manufacturer's Jobbers List prices. The Inventory Buyer reviewed the bids and concluded that given the necessity of supplying essential snow season equipment and in the absence of competition, the unit prices are acceptable. Moreover, the bid specifications state that the Authority is not bound by the quantities used in the bid, thus these parts will only be ordered as needed.

#### Section C (Good Roads)

<u>Bidder</u>	<u>Total Price/Discount</u>
H.A. DeHart & Son, Inc., Thorofare, NJ	46,940.32/5%***
Cliffside Body Corporation, Fairview, NJ	65,876.00/0%
Bristol-Donald, Co., Inc., Newark, NJ	72,013.44/5%
Trius Inc., Bohemia, NY	75,974.40/0%

Departmental Estimate: \$100,000

\*\*\* The low bid amount from H.A. DeHart & Son, Inc. for Good Roads snow plow parts is significantly below the Departmental Estimate. The Estimate was based on the unit prices for the most recent public bid contract for the said items. H.A. DeHart & Son, Inc. has performed this contract for the Authority in a satisfactory manner.

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

Accordingly, authorization is requested to award two contracts to Henderson Products, Inc. in a total amount not to exceed \$188,989.69 (for Section B) and to H. A. Dehart & Son, Inc. in an amount not to exceed \$46,940.32 (for Section C).

\*\*\*\*\*

#### 331-09-2011

In a document dated September 20, 2011, a Recommendation for Snow Plow Removal Services to Stavola, Inc., South State, Inc., Bridgeton, NJ, DeFino Contracting Co., Cliffwood Beach, NJ and AMC Industries LLC, Cliffwood Beach, NJ, RM-1029 (Re-bid), with an anticipated annual expenditure of \$282,200.00, was approved.

Authorization is requested to award multiple contracts for snow plowing and salting services for six Areas of the Garden State Parkway for three snow seasons beginning November 1, 2011 through April 30, 2014. The bid quotations are based on the hourly rates for the number and type of vehicles, and awards are based on total prices. No bids were received when these contracts were bid in June 2011. In accordance with the Authority's enabling statute, the contracts were rebid. N.J.S.A. 27:23-6.0. The re-bid was fully advertised and the 12 vendors listed in the Authority's data base for the referenced services were notified of the procurement. On August 25, 2011 and September 14, 2011, respectively, bids were received from four bidders for four Areas. As no bids were received for two areas, staff negotiated contracts with three bidders for those Areas. Bid results for 6 Areas are as follows (Unit prices are attached):

<u>Contracts</u>	<u>Contractors</u>	<u>Anticipated Annual Expenditures</u>
Area SPC-3E-11	Stavola Contracting Co., Inc. Tinton Fall, NJ	\$ 96,000.00
Area SPC-DRIS-BR-11	Stavola Contracting Co.	\$ 65,400.00
Area SPN-3-11	Stavola Contracting Co.	\$ 87,200.00
Area LS-12-11	South State, Inc., Bridgeton, NJ	\$ 32,400.00
Area SPNO-1-11	AMC Industries LLC, Cliffwood Beach, NJ	\$130,800.00
Area SPNO 2-11	DeFino Contracting Co., Cliffwood Beach, NJ	\$152,600.00

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:

- 1) Areas SPC-3E-11; SPC-DRIS-BR-11 and Area SPN-3-11 to Stavola Contracting Co., Inc. in the amount not to exceed \$248,600.00;
- 2) Areas SPNO-1-11 and SPNO-2-11 to DeFino Contracting Co., in the amount not to exceed \$283,400.00; and
- 3) Area LS-12-11 to South State, Inc. in a total amount not to exceed \$32,400.00.

The Maintenance Department staff reviewed all the bids and concluded that the re-bids are competitive and compare favorably to the recent bid contracts for snow plow removal services. The hourly rates for the negotiated contracts are higher than the bid prices, but are deemed acceptable given the necessity of the services at this time, and lack of bids received despite two bid solicitations. The prices for 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. The maximum annual increase permitted shall be 5%. Unit Prices for the contracts are set forth below:

**CONTRACT AREA SPC-3E-11 (MP 124 TO UNION TOLL PLAZA MP 142.6)**

Anticipated Contract Expenditure: \$ 96,000.00 (1 Bid)

Stavola Contracting Co., Inc. Tinton Falls, NJ			
Monday to Friday Regular Time	<u>Bid Hours</u>	<u>Hourly</u>	<u>Total</u>
1. Plow trucks with <b>Authority supplied plows(6)</b>	6	\$ 394.00	\$ 14,184.00
2. Supervisory Vehicle (1)	6	\$ 150.00	\$ 900.00
Monday to Friday Standby Time			
1. Plow trucks with <b>Authority supplied plows (6)</b>	2	\$ 144.00	\$ 1,728.00
2. Supervisory Vehicle (1)	2	\$ 125.00	\$ 250.00
<b>Total</b>			<b>\$ 17,062.00</b>

**CONTRACT AREA SPC-DRIS-BR-11 DRISCOLL BRIDGE MP 127-129**

Anticipated Contract Expenditure: \$ 65,400.00 (2 Bids)

Stavola Contracting Co., Inc. Tinton Falls, NJ				AMC Industries LLC. Cliffwood Beach, NJ	
Monday to Friday Regular Time	<u>Bid Hours</u>	<u>Hourly</u>	<u>Total</u>	<u>Hourly</u>	<u>Total</u>
1. Plow trucks with Authority supplied plows (3)	6	\$ 374.00	\$ 6,732.00	\$ 750.00	\$ 13,550.00
2. Supervisory Vehicle (1)	6	\$ 150.00	\$ 900.00	\$ 200.00	\$ 1,200.00
Monday to Friday Standby Time					
1. Plow trucks with Authority supplied plows (3)	2	\$ 144.00	\$ 864.00	\$ 175.00	\$ 1,050.00
2. Supervisory Vehicle (1)	2	\$ 125.00	\$ 250.00	\$ 125.00	\$ 250.00
			<u>Total</u>	\$ 8,764.00	\$ 16,050.00

28981

**CONTRACT AREA SPN 3-11 (ROUTE 78 RAMPS, & MAINLINE UNION TOLLS TO ESSEX TOLLS)**

Anticipated Contract Expenditure: \$ 87,200.00 (2 Bids)

		Stavola Contracting Co., Inc. Tinton Falls, NJ		AMC Industries LLC. Cliffwood Beach, NJ	
Monday to Friday Regular Time	<u>Bid Hours</u>	<u>Hourly</u>	<u>Total</u>	<u>Hourly</u>	<u>Total</u>
1. Plow trucks with Authority supplied plows(2)	6	\$ 394.00	\$ 4,728.00	\$ 500.00	\$ 6,000.00
2. Supervisory Vehicle (1)	6	\$ 150.00	\$ 900.00	\$ 200.00	\$ 1,200.00
Monday to Friday Standby Time					
1. Plow trucks with Authority supplied plows (2)	2	\$ 144.00	\$ 576.00	\$ 175.00	\$ 700.00
2. Supervisory Vehicle (1)	2	\$ 125.00	\$ 250.00	\$ 125.00	\$ 250.00
		<u>Total</u>	<u>\$ 6,454.00</u>		<u>\$ 8,150.00</u>

**CONTRACT AREA SPNO-1-11 (EXIT 159 TO NEW YORK STATE LINE)**

Anticipated Contract Expenditure: \$ 130,800.00 – NEGOTIATED (2 Bids)

		AMC Industries LLC. Cliffwood Beach, NJ		Joseph M. Sanzari, Inc. Hackensack, NJ	
Monday to Friday Regular Time	<u>Bid Hours</u>	<u>Hourly</u>	<u>Total</u>	<u>Hourly</u>	<u>Total</u>
1. Plow trucks with Contractor supplied plows(6)	6	\$ 425.00	\$ 7,650.00	\$ 375.00	\$ 4,500.00
2. Supervisory Vehicle (1)	6	\$ 200.00	\$ 1,200.00	\$ 175.00	\$ 700.00
Monday to Friday Standby Time					
1. Plow trucks with Contractor supplied plows (6)	2	\$ 95.00	\$ 570.00	\$ 175.00	\$ 1,075.00
2. Supervisory Vehicle (1)	2	\$ 125.00	\$ 250.00	\$ 125.00	\$ 250.00
		<u>*Total</u>	<u>\$ 9,670.00</u>	<u>Total</u>	\$ 6,525.00

\* The contractor could quote with or without equipment. AMC Industries LLC can supply 3 plow trucks vs. Joseph M. Sanzari, Inc. which could only supply 2 plow trucks. (Neither can supply spreaders.)

**CONTRACT AREA SPNO-2-11 ROUTE 80 RAMPS, ROUTE 3 RAMPS & MAINLINE MP 147 BERGEN TOLL PLAZA – NEGOTIATED**

Anticipated Contract Expenditure: \$152,600.00 (2 Bids)

		DeFino Contracting Co. Cliffwood Beach, NJ		Joseph M. Sanzari, Inc. Hackensack, NJ	
Monday to Friday Regular Time		<u>Hourly</u>	<u>Total</u>	<u>Hourly</u>	<u>Total</u>
1. Plow trucks with Contractor supplied plows(7)		\$ 485.00	\$ 20,370.00	\$ 375.00	\$ 15,750.00
2. Supervisory Vehicle (1)		\$ 165.00	\$ 990.00	\$ 175.00	\$ 2,450.00
Monday to Friday Standby Time					
1. Plow trucks with Contractor supplied plows (7)		\$ 275.00	\$ 3,850.00	\$ 175.00	\$ 1,050.00
2. Supervisory Vehicle (1)		\$ 125.00	\$ 250.00	\$ 125.00	\$ 250.00
		<u>Total</u>	<u>\$ 25,460.00</u>		<u>\$ 19,250.00 **</u>

\*\* The contractor could quote with or without equipment. Joseph M. Sanzari, Inc. quoted trucks with lesser (32,000 GVW) vehicle weight than specified (55.000GVW) and no spreaders. DeFino is supplying all equipment.

**CONTRACT AREA LS-12-11 CAPE MAY TOLL PLAZA**

Anticipated Contract Expenditure: \$ 32,400.00 (3 Bids)

28982

	South State, Inc. Bridgeton, NJ		A.E. Stone, Inc. Egg Harbor, NJ		Tuckahoe Sand & Gravel Inc. Pleasantville, NJ	
Monday to Friday Regular Time	Hourly	Total	Hourly	Total	Hourly	Total
1. Loader (1)	\$ 198.00	\$ 198.00	\$ 343.00	\$ 343.00	\$ 350.00	\$ 350.00
2. Backup Vehicle with arrow board (1)	\$ 79.00	\$ 79.00	\$ 95.00	\$ 95.00	\$ 400.00	\$ 400.00

\*\*\*\*\*

**332-09-2011**

In a document dated September 19, 2011, a Recommendation for Stainless Steel Diesel-Powered Box Spreaders to the (Lowest Responsible Bidder), R-87491, with a cost not to exceed \$600,000.00, was approved.

Authorization is requested to grant delegated authority to the Executive Director to award a contract to the lowest responsible bidder for the referenced box spreaders.

Earlier this year, one of the contractors which had been awarded five contracts for performing snow removal services on the Garden State Parkway ("Parkway") filed bankruptcy and notified the Authority that they would be unable to perform those contracts. As a result, the Authority had to publicly bid contracts for replacement contractors with specified equipment (plows and spreaders). The solicitations were successful in finding replacement contractors for all the Areas. Maintenance staff, however, had to revise the technical specifications by deleting the equipment requirements for two Areas due to the contractors' inability to supply them.

The Authority does not have any spares of the requisite box spreaders required for these contracts. The Maintenance Department determined that 19 additional box spreaders are essential to meeting the Authority's needs for clearing snow on the Parkway this winter. Given the November 15, 2011 official commencement date of winter season along with the 60-day delivery schedule, Maintenance Staff recommends promptly bidding the replacement equipment and awarding the contract to the lowest responsible bidder. Thus, the Maintenance Department has requisitioned 19 V-box stainless-steel, diesel-powered spreaders. Bidders will quote on the unit and total cost for the spreaders. The bid opening date is scheduled for October 6, 2011.

Due to the time constraints and the need to award the contract prior to the Authority's October 25, 2011 Meeting, authorization is requested to grant delegated authority to the Executive Director to award a contract to the lowest responsible bidder as soon as the bids are received. The Maintenance Department estimates that this contract will not exceed \$600,000.00.

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). 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.

\*\*\*\*\*

**333-09-2011**

In a document dated September 19, 2011, a Recommendation for Traffic Monitoring System to Halifax Security, Inc., R-86531, in an amount of \$78,535.00, was approved.

Authorization is requested to award a contract to Halifax Security, Inc., d/b/a North American Video for traffic monitoring equipment. Specifically, the TAS Department requisitioned various brands of cameras, videos and their accessories ("Equipment"). This Equipment will be integrated with existing video infrastructure providing the Authority with expanded traffic monitoring on its roadways. In addition, the Equipment will replace existing cameras and/or components which are no longer functional. Bidders were required to quote on 39 line items, including but not limited to, cameras, video encoders, surge protectors and closed circuit television encoders. Award is based on the lowest total price for 33 like items. The bid was fully advertised and the 10 vendors listed in the Authority's data base for the referenced commodities were notified of the procurement. On September 12, 2011 four bids were received. Actual prices can be obtained in the Purchasing Department. Bid results are as follows:

	<b><u>Total Price</u></b>
Halifax Security, Inc., d/b/a North American Video, Brick, NJ	<b>\$78,535.00**</b>
Graybar Electric Co., Inc., Teterboro, NJ	<b>\$92,582.87***</b>
Eastec, Inc., Wall Township, NJ	<b>\$115,732.48****</b>
Department Estimate: \$99,998.40	

28983

- \*\* Halifax Security Inc. bid on 38/39 items. This bidder stated that Item No. 32 was discontinued.
- \*\*\* Graybar Electric Co., Inc. bid on all 39 items. This total price reflects this bidder's quote minus Item No. 32.
- \*\*\*\* Eastec, Inc. bid on 34/39 Items.

#### Non-Compliance

Troxell Communications, Inc. Wayne, NJ also submitted a bid for this procurement. This bidder, however, only bid on 21/39 items, rendering the submission incomplete. Page 4 of the specifications state that: "... the Authority will accept bids for at least 33 of the 39 items. Bids for less than 33 of the 39 requested items may be rejected." Therefore, it is recommended that the bid submitted by Troxell Communications, Inc. 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 Halifax Security, Inc. DBA North American Video for Traffic Monitoring Equipment in an amount not to exceed \$78,535.00.

\*\*\*\*\*

#### 334-09-2011

In a document, a Recommendation for Armored Car, Money Counting and Banking Services, R-85618, to Garda CL Atlantis, Inc. and Wells Fargo Bank, NA, in an amount of \$8,500,000.00 (3 years), was approved.

Authorization is requested to award two contracts to Garda CL Atlantic, Inc. Pasadena, CA ("Garda") for Armored Car and Money Counting Services and to Wells Fargo Bank, Summit, NJ ("Wells Fargo") for Banking Services. These services are essential to the collection of the Authority's toll revenue from the Garden State Parkway and New Jersey Turnpike ("Roadways"). The bid was divided into three service areas: 1) Armored Car Services: Bidders were required to provide unit and total prices for a) the daily collection of tolls at 51 sites on the Roadways; b) 160,000 money bags; c) 1,000,000 rolls of coin and d) 77,000 straps of 50 small bills, based on current annual estimates; 2) Money Counting Services: Bidders were required to provide unit prices for counting a) \$1,000.00 of collector cash and b) \$1,000.00 of vault coins, and total prices based on the Authority's current annual estimates of cash and coin counted; and 3) Banking Services: Bidders were required to provide unit and total prices for : a) maintenance fees for two bank accounts; b) electronic interface fees for two bank accounts; c) 1500 deposits; d) 40 wire transfers; e) \$1,000,000 rolls of coin; and e) 77,000 straps of 50 small bills, based on current annual estimates. Bidders were permitted to submit bids for one or more Service. In addition, bidders could team with others and submit a joint bid. Furthermore, bidders were required to quote prices for handling rolled coins and small bills under both the Armored Car Services and the Banking Services, giving the Authority the option to choose the most cost advantage option. Awards are based on the lowest total bid for a single service or the lowest total combined services bid.

The bid was fully advertised and the 10 vendors listed in the Authority's data base for the referenced services were notified of the procurement. On August 31, 2011, three bids were received. Actual unit prices can be obtained from the Purchasing Department. Bid results are as follows:

#### 1. ARMORED CAR SERVICES

<u>Bidder</u>	<u>Total Annual Amount</u>
<b>Garda CL Atlantic, Inc.</b>	<b>\$1,140,725.00</b>
Wells Fargo Bank**	\$1,140,725.00

\*\* Wells Fargo Bank submitted a bid for the Armored Car and Money Counting Services naming Garda CL Atlantic, Inc. as its subcontractor. The Finance Department thoroughly reviewed all the bids. Given that there is a tie bid for the Armored Car Services, the Department recommends awarding this contract to Garda CL Atlantic, Inc. as it is in the best interests of the Authority to maintain a direct relationship with this vendor rather than the previous subcontracting arrangement.

2. MONEY COUNTING SERVICES

<u>Bidder</u>	<u>Total Annual Amount</u>
Garda CL Atlantic, Inc.	\$ 936,323.90
Wells Fargo Bank**	\$1,021,994.83
JP Morgan Chase, New York, NY	\$1,065,492.00

3. BANKING SERVICES\*\*\*

<u>Bidder</u>	<u>Total Annual Amount</u>
Wells Fargo Bank	\$ 80,143.00
JP Morgan Chase Bank	\$ 124,100.00

\*\*\* It was most cost effective to include the handling of the rolled coins and small bills with the Banking Services contract, thus those items are included in this section rather than the Armored Car Services.

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 to 1) Garda CL Atlantic, Inc. for Armored Car and Money Counting Services and 2) Wells Fargo Bank for Banking Services based on the unit prices bid. As the need for the services provided under these contracts will increase in the event that the Authority's cash toll revenue increases during the term of the contract, which may occur as a result of the toll increases scheduled for January 1, 2012, authorization is also requested to increase the authorized annual amounts to take into account the potential increased need for these services. Thus, authorization is requested to award contracts to 1) Garda CL Atlantic, Inc. for Armored Car and Money Counting Services in an amount not to exceed \$8.2 million for the 3-year term and 2) Wells Fargo Bank for Banking Services in an amount not to exceed \$300,000.00 for the 3-year term. Even with the anticipated increases, the total annual bid amount compares favorably to the current annual combined contract amount of approximately \$3 million.

\*\*\*\*\*

335-09-2011

In a document dated September 15, 2011, a Recommendation for Temporary Trailers from Hale Trailer Brake and Wheel, Inc., RM-1010, in an amount of \$38,753.00, was approved.

Authorization is requested to award a contract for the rental of 13 temporary trailers. These temporary trailers will be used by Authority employees working extensively (after hours) during the 2011-2012 snow season. The specifications were divided by mile posts into regional Areas on the Garden State Parkway (Northern, Central and Southern). Bidders were requested to quote monthly rates for 13 varying sized trailers. The rates also include delivery, set up, anchoring, blocking, leveling, steps, unit teardown and removal upon termination of contract. Award is based on the lowest total price bid. The bid was fully advertised and the four vendors listed in the Authority's data base for the referenced commodity were notified of the procurement. On May 25, 2011 one bid was received. Actual unit prices can be obtained in the Purchasing Department. Bid results are as follows:

<u>Bidder</u>	<u>Total Price</u>
Hale Trailer Inc., Voorhees, NJ	\$38,753.00

Department Estimate: \$38,500.00

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 Hale Trailer, Inc. for the rental of 13 trailers, in an amount not to exceed \$38,753.00, subject to funding availability at the time of services.

28985

ooo0ooo

**NEW JERSEY STATE CONTRACTS**

\*\*\*\*\*

**336-09-2011**

In a document dated September 16, 2011, a Recommendation for Industrial/Maintenance, Repair and Operations (MRO) Supplies and Equipment, RM-1041, New Jersey State Contract to W.W. Grainger Inc., Cranford NJ, Fastenal Company, Winona, MN, and MSC Industrial Supply Co., Inc., Edison, NJ, New Jersey State Contract Nos. 79875/4/3 Expiring 2/28/14, for an anticipated 3-year expenditure of \$750,000.00, was approved.

Authorization is requested to award three contracts for Maintenance, Repair and Operations ("MRO") supplies and equipment. These contracts will be used primarily by the Maintenance Department to order various hand tools, hardware and industrial supplies used daily throughout the Authority. The Authority will utilize NJ State Contract 79875 (W. W. Grainger, Inc.); NJ State Contract 79874 (Fastenal Company); and NJ State Contract 79873 (MSC Industrial Supply, Inc.), which expire 2/28/14. These vendors provide discounts from their catalogs which include thousands of MRO items.

These contracts were procured in accordance with N.J.A.C. 19:9-2.5(a), promulgated pursuant to N.J.S.A. 27:23-1 et seq., the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006). Accordingly, authorization is requested to award three contracts in the amount of \$250,000.00 each to W. W. Grainger Inc., Fastenal Company and MC Industrial Supply Inc., in total amount not to exceed \$750,000.00 for the three-year period, subject to funding availability at the time of ordering.

\*\*\*\*\*

**337-09-2011**

In a document dated September 20, 2011, a Recommendation for Multi-Directional Sensing Radar Units from Applied Concepts, Inc., New Jersey State Contract 76316 Expiring 4/30/12, R-86646, in an amount of \$50,650.00, was approved.

Troop D of the New Jersey State Police requisitioned 20 "Stalker" fixed-mount radar units with accessories for traffic enforcement on the Authority's roadways. These units will monitor vehicle speeds at greater distances, which results in superior tracking history and better target identification. The equipment is being replaced to comply with current New Jersey State Police requirements. In addition, the old units will be sold at surplus if available buyers are found. Under this contract, Applied Concepts, Inc. will provide the referenced Stalker radar units. The Authority will utilize NJ State Contract No. 76316, which expires April 30, 2012.

This contract was procured in accordance with N.J.A.C. 19:9-2.5(a), promulgated pursuant to N.J.S.A. 27:23-1 et seq., the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006). Accordingly, authorization is requested to award the referenced State Contract to Laser Technology, Inc., in the amount not to exceed \$50,650.00.

\*\*\*\*\*

**338-09-2011**

In a document dated September 16, 2011, a Recommendation for Hand-Held Laser Radar Units from Laser Technology, Inc., New Jersey State Contract 74030 Expiring 4/30/12, R-86650, in an amount of \$36,400.00, was approved.

Troop D of the New Jersey State Police requisitioned 20 "Truspeed" hand-held laser radar units with magnifying scopes for traffic enforcement on the Authority's roadways. These radar units automatically verify the measurement of vehicle speed before it is displayed. They also contain a weather mode which increases performance in inclement weather and detects vehicles that use radar jamming devices. The units are being replaced to comply with current New Jersey State Police requirements. In addition, the units being replaced may be sold at surplus if available buyers are found. Under this contract, Laser Technology, Inc. will provide the referenced radar units. The Authority will utilize NJ State Contract No. 74030, which expires April 30, 2012.

This contract was procured in accordance with N.J.A.C. 19:9-2.5(a), promulgated pursuant to N.J.S.A. 27:23-1 et seq., the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006). Accordingly, authorization is requested to award the referenced State Contract to Laser Technology, Inc., in the amount not to exceed \$36,400.00.

\*\*\*\*\*

**339-09-2011**

In a document dated September 19, 2011, a Recommendation for Hydraulic Fittings and Associated Accessories from American Hose & Hydraulics, New Jersey State Contract 69730 Expiring 6/30/12, RM-1043, with an anticipated annual expenditure of \$100,000.00, was approved.

The Inventory Division has requisitioned a contract for hydraulic fittings and accessories used by the Maintenance Department for repair and maintenance of vehicles, air compressors and roadway equipment. Under this contract, American Hose & Hydraulics will supply a catalog of approximately 15,000 items which include various brands of hydraulic pumps, motors, fittings, and hoses for both inventory and non-inventory use. The Authority will utilize NJ State Contract No. 69730, which expires June 30, 2012.

This contract was procured in accordance with N.J.A.C. 19:9-2.5(a), promulgated pursuant to N.J.S.A. 27:23-1 et seq., the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006). Accordingly, authorization is requested to award the referenced State Contract to American Hose & Hydraulics Co for hydraulic fittings and associated accessories in the amount not to exceed \$100,000.00.

\*\*\*\*\*

**340-09-2011**

In a document dated September 15, 2011, **a Recommendation for Mobile Data Computers to Chas A Winner, New Jersey State Contract 74939 Expiring, R-87285, in an amount of \$215,295.20**, was approved.

Troop D of the New Jersey State Police requisitioned 40 mobile data computers and accessories. These computers will enable the State Police to verify licenses, registrations and warrants and are required for the 2011 vehicle fleet. Under this contract Chas S Winner, Inc. will provide 40 mobile data computers and accessories, including but not limited to, light sensors, keyboards, cable and software. The equipment is being replaced to comply with current New Jersey State Police requirements. In addition, the old equipment will be sold at surplus if available buyers are found. The Authority will utilize NJ State Contract No. 74939, which expires August 20, 2012

This contract was procured in accordance with N.J.A.C. 19:9-2.5(a), promulgated pursuant to N.J.S.A. 27:23-1 et seq., the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006). Accordingly, authorization is requested to award the referenced State Contract to Chas S. Winner, Inc. in the amount not to exceed \$215,295.20.

\*\*\*\*\*

**341-09-2011**

In a document dated September 16, 2011, **a Recommendation for Printers, Scanners and Mounting Accessories to Dell Marketing LP, New Jersey State Contract 70256 Expiring 8/31/14, R-87219, in an amount of \$93,950.75**, was approved.

Troop D of the New Jersey State Police requisitioned 40 scanners, printers and computer accessories. Under this contract Dell Marketing LP will provide 40 scanners, printers and mounting hardware required for the mobile data computers for the 2011 vehicle fleet. The equipment is being replaced to comply with current New Jersey State Police requirements. In addition, the equipment will be sold at surplus if available buyers are found. The Authority will utilize NJ State Contract No. 70256, which expires August 31, 2014.

This contract was procured in accordance with N.J.A.C. 19:9-2.5(a), promulgated pursuant to N.J.S.A. 27:23-1 et seq., the Authority's enabling legislation, and Executive Order No. 37 (Corzine 2006). Accordingly, authorization is requested to award the referenced State Contract to Dell Marketing LP, in the amount not to exceed \$93,950.75.

ooo0ooo

**PROFESSIONAL SERVICES**

\*\*\*\*\*

**342-09-2011**

In a document dated September 15, 2011, **a Recommendation for Weather Forecasting Services to Telvent DTN Inc., Contract No. 1025, in an amount of \$9,012.00**, was approved.

At the October 3, 2008 Board of Commissioners Meeting (Agenda Item #186-08), the Authority awarded a contract to DTN Meteorlogix Inc. (name changed to Telvent DTN, Inc.) to provide weather forecasting services on the Authority's roadways. Weather forecasting services are crucial to the operations of the Authority's roadways especially during the winter season and inclement weather conditions. The contract was for a term of three years, scheduled to expire in October 2011. The New Jersey Department of Transportation also utilizes weather forecasting services on the State's other roadways. Staff at the two sister agencies determined that, given the similar scope of services, it would be more efficient to conduct a joint procurement for the new contract. The State's procurement process has commenced and it is anticipated that a new contract will be awarded in early 2012.

In order to allow sufficient time to conduct a joint procurement for a new contract, the Operations Department recommends extending Contract No. 1025 with Telvent DTN, Inc. for an



28987 additional six months. The vendor has agreed to the extension. The cost will remain at \$1,502.00 per month. All other terms, and conditions remain in effect.

Accordingly, authorization is requested to extend the term of Contract No. 1025 with Telvent DTN, Inc. through April 24, 2012 and increase the authorized amount by \$9,012.00. This will bring the total authorized amount to \$61,542.00, subject to funding availability at the time of service.

On motion by Vice Chairman Gravino and seconded by Commissioner Becht, the Authority unanimously approved items 329-09-2011 through 342-09-2011; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

ooo0ooo

## GENERAL BUSINESS

ooo0ooo

## FINANCE

Chief Financial Officer Donna Manuelli requested approval of item number 343-09-2011. Moved is the items as follows:

\*\*\*\*\*

### 343-09-2011

Chief Financial Officer Donna Manuelli presented the Financial Summary for the eight (8) months ended August 31, 2011.

On motion by Treasurer DuPont and seconded by Commissioner Singleton the Authority unanimously approved item 343-09-2011; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

ooo0ooo

## OPERATIONS

ooo0ooo

Director of Operations Sean Hill requested approval of item number 344-09-2011. Moved is the item as follows:

\*\*\*\*\*

### 344-09-2011

Director of Operations Sean Hill requested acceptance of the Resume of All Fatal Accidents for the Garden State Parkway and New Jersey Turnpike: Period 1/1/11 through 09/10/11; both with 2010-2011 Yearly Comparisons through August, 2011.

On motion by Treasurer DuPont and seconded by Commissioner Singleton, the Authority unanimously accepted the reports and received for file.

ooo0ooo

## STATE POLICE

ooo0ooo

Major Pamela Elliott requested approval of item number 345-09-2011. Major Elliott indicated that the new Herbertsville Commercial Vehicle Inspection Facility on the Parkway is invaluable with the inspection of trucks and buses on the Parkway. Elliott stated that the return on investment for this facility will be felt for years to come by all of the good work that is being done, namely taking unsafe trucks and buses off of the Parkway. Moved is the item as follows:

\*\*\*\*\*

**345-09-2011**

Major Elliott requested acceptance of the New Jersey State Police Troop D Activity Reports, For August, 2011, with 2010 – 2011 Yearly Comparisons.

On motion by Vice Chairman Gravino and seconded by Commissioner Pocino, the Authority unanimously accepted the reports and received for file.

ooo0ooo

**FINANCE**

Chief Financial Officer Donna Manuelli requested approval of item number 346-09-2011. Moved is the items as follows:

\*\*\*\*\*

**346-09-2011**

In a memorandum dated September 22, 2011, a Recommendation for Authorization to Amend the Series 2011 Bond Resolution to clarify the definition of Initial Interest Rate as it applies a Direct Bond Purchase, was approved.

On June 28, 2011, the Authority adopted its Series 2011 Turnpike Revenue Bond Resolution (the "Series 2011 Resolution") which authorizes, among other things, the solicitation of proposals from financial institutions to provide a substitute liquidity facility for the Series 2003 C-2 and C-3 Bonds in replacement of the current liquidity facility provided by Dexia Credit Local. As an alternative to utilizing a substitute liquidity facility, the Series 2011 Resolution also authorizes the issuance of Series 2011 Bonds to refund all or a portion of the Series 2003 C-2 and C-3 Bonds and authorizes such Bonds to be sold in a public offering or on a private, direct purchase sale basis. The Series 2011 Resolution currently provides that the initial interest rate to be borne by any Series 2011 Bonds bearing interest at a variable rate shall not exceed one percent (1.00%) per annum. Such limitation on the initial interest rate for any variable interest rate Series 2011 Bonds does not recognize the fact that if such Series 2011 Bonds are sold on a private, direct purchase basis to a financial institution, the interest rate to be borne by such Series 2011 Bonds will include a component that is analogous to the fee that the Authority would otherwise separately pay to the provider of a liquidity facility (and not as part of the interest on the Series 2011 Bonds) if such Series 2011 Bonds were offered and sold in a public offering.

Accordingly, authorization is being requested to adopt the Resolution amending the provisions of Section 201(c) of the Series 2011 Resolution to provide that the initial interest rate to be borne by (i) any Series 2011 Bonds issued as variable interest rate tax-exempt or taxable Series 2011 Bonds and sold in a public offering as provided in Section 501(a) of the Series 2011 Resolution shall not exceed one percent (1.00%) per annum, and (ii) any Series 2011 Bonds issued as variable interest rate tax-exempt or taxable Series 2011 Bonds and sold in a private, direct purchase sale as provided in Section 501(a) of the Series 2011 Resolution shall not exceed two percent (2.00%) per annum.

On motion by Treasurer DuPont and seconded by Commissioner Singleton the Authority unanimously approved item 346-09-2011; and authorized or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

28989

ooo0ooo

## REMARKS

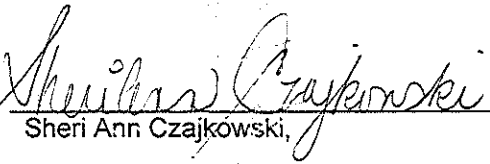
Chairman Simpson thanked the workers of all of the agencies that worked to keep the roadways open and safe during and after Hurricane Irene, which occurred on the last weekend of August of 2011.

Simpson stated that John Cifelli, the former Director of Maintenance who was a true public servant, will be honored today with naming the STMTC building after Cifelli. Cifelli's hard work through the blizzard of 2010 was recognized. Cifelli took care of his own roadways – the Parkway and Turnpike – and then the state roads were turned over to him. Cifelli brought the transportation personnel together and this is emblematic of why STMTC functions so well today. Cifelli is the kind of person that people should aspire to become. He is a great public servant, real leader, and it is an honor and privilege to name the STMTC after him.

ooo0ooo

The motion to adjourn was made by Chairman Simpson, Treasurer DuPont and seconded by Vice Chairman Gravino and, after the voice vote, the motion was duly adopted. The Authority adjourned at 10:36 a.m., to meet on Tuesday, October 25, 2011, at 9:30 A.M.

ATTEST:

  
Sheri Ann Czajkowski,  
Assistant Secretary to the Authority

  
Veronique Hakim, Executive Director

Corporate Seal

Date: September 27, 2011