

**PROCEEDINGS OF NEW JERSEY TURNPIKE AUTHORITY
TUESDAY, JUNE 29, 2010**

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

PRESENT

Chairman James Simpson; Commissioner/Treasurer Michael DuPont; Commissioner Harold Hodes; Commissioner David Evans (attending via telephone conference); Commissioner Raymond Pocino; Commissioner Troy Singleton (joined the meeting at 9:40AM); and Commissioner Ulises Diaz.

ALSO PRESENT

Executive Director Diane Gutierrez-Scaccetti; Deputy Executive Director John O'Hern; Chief Engineer Richard Raczynski; Finance Comptrollers Donna Manuelli, Pamela Varga and Tracey Walters; Human Resources Director Mary-Elizabeth Garrity; Internal Audit Director James Carone; Law Director George Caceres; Deputy Law Director Linda Cavanaugh; Maintenance Director John Cifelli; Assistant Operations Director Henry ("Chip") Eibel; Purchasing Director Andrea Ward; Technology and Administrative Services Director Brian Gorman; Tolls Director Robert Quirk; Chief of Staff Joe Orlando; NJ State Police Commander Major Kevin Burke, Troop E; and Secretary Rose Stanko.

Also present were: General Counsel Michael Cole; General Consultants James Beattie and Jack Finn; Governors' Authorities Unit Representative Maura Tully; Local 194 IFPTE Consultant President, Frank Forst; additional individuals consisting of other NJTA employees; interested organizations; the general public; and from the media: the Asbury Park Press; and the Star Ledger.

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.

ACTION ON MINUTES

The Secretary reported that ten days, excluding Saturdays, Sundays and holidays, have elapsed since Governor Chris Christie received the proceedings of the special meeting of May 5, 2010; and the regular meeting of May 26, 2010; he did not exercise his power to veto any items in those minutes.

In addition, a correction to the record was made to remedy a typing error found in Law Item 123-10 of the May 26, 2010 Meeting. Confirmed and verified with Law, with regard to property identification enumerated as numbers 5 and 6, the amount shown as \$99,000 was revised to read as \$99,900; and the amount shown as \$350,000 was revised to read as \$350,600, respectively. All other dollar amounts identified in that item were correct as presented.

Upon motion made by Commissioner DuPont, seconded by Commissioner Diaz, the minutes of the May 5, 2010 meeting and minutes of the May 26, 2010 meeting, were unanimously approved.

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RECUSALS

The Secretary 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 items: 146-10, 148-10 and 155-10 for Commissioner Hodes; 149-10, 151-10, 152-10, 153-10, 162A-10, 162B-10, 163C-10 for Commissioner Pocino; and 151-10, 152-10 for Commissioner Singleton (also refer to 140-10 for a partial abstention).

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, seconded by Commissioner Pocino, and, after the voice vote, the motion was duly adopted by the Board of Commissioners of the New Jersey Turnpike Authority. Minutes of the deliberations conducted in closed Executive Session will be disclosed to the public once the Commissioners determine that the public interest will no longer be served by keeping these deliberations confidential.

When Executive Session was adjourned at 10:20 AM, the Chairman resumed the public portion of the meeting and opened the floor for comment pertaining to the public items being presented for Board approval. There was no response.

The Members of the Authority then moved on the following agenda matters presented for consideration:

PERSONNEL

140-10

Human Resources Director Garrity submitted the **Personnel Agenda**, dated June 29, 2010, and requested confirmation of the personnel matters contained therein, with the addition of an addendum which announced the departure of Executive Director Diane Gutierrez-Scaccetti and the hiring of Veronique Hakim as her replacement.

The Executive Director certified the recommendations for consideration.

Before continuing, Commissioner DuPont said he wanted to say thank you to Diane for the privilege of knowing her. He said she is extremely knowledgeable and more importantly

passionate about her job. Referring to himself as a transportation rookie when he joined the Authority's Board, he called her a true professional, as someone who has persevered through troubling times and good times and that it has been a blessing to have been taught by her. He stated that the roadways are much safer with Diane at the helm and that she will be sorely missed by the employees. He concluded by saying he will miss her and that she is "a friend, an Authority treasure, and I love her".

Commissioner Pocino said he goes back many years and terms of service with Diane and he has seen her put into this Authority total dedication of her heart and soul. He continued by saying that as a Commissioner, she has been a tremendous and invaluable resource to him and wished her all the best in her future endeavors. He concluded by stating that she will be missed here, but he is sure that she will be a great asset wherever she goes as she has been here at the Turnpike Authority.

Commissioner Singleton said that it has been a real opportunity to have been able to learn from Diane in the relatively short time he has been here. He added that this place will not be as bright nor as cheerful without her running it. He expressed hope that the future will look bright for her as well as for "us". He concluded by saying that he is honored to have had her in his life, that he would miss her and thanked her.

Commissioner Diaz thanked Diane for teaching him a lot in just a couple of years and imparted that he will be forever appreciative for that. He said he knew that whatever she does in the future she will be as successful there as she has been here and wished her the best.

Commissioner Evans noted that everything he knows about the Turnpike, Diane taught him. He said that he has watched her navigate this agency through its more challenging times, continuing to place the Authority in a position of profitability, while having in mind the needs of the residents of New Jersey as well as the thousands and thousands of people that pass through our state on these toll roads. He opined that her value is almost incalculable and that we really won't know how great a job she was doing until she is gone. He said that she has been a good friend and supporter and will be sorry when she is not around. He concluded by saying that "I love you, God has His hand on you and everything you endeavor to do shall be blessed".

Commissioner Hodes stated that he really didn't know Diane until coming here but that he would put her on a pedestal with the top 5 women he has known in government for decision making, is above board on everything she does and is an absolute pleasure to work with. He said that he hopes that she doesn't go too far and that there will be another spot for her somewhere so she is able to maintain the integrity of the Turnpike. Further, he identified the Widening Program, and all the work that Chief Engineer Rich Raczynski and others have put into it, as Diane's Program. He concluded by saying that he would not say good-bye because he knew he would see her in one place or another.

Chairman Simpson explained that Diane will be staying until August 31 to maintain good continuity until the new Executive Director comes aboard and maybe even after that to help

during the transition period. He stated that he was not aware of anyone who has truly started from the bottom of such a tremendously huge, complex, technical and political organization and worked their way to the top. He continued by saying that Diane has been a devoted, loyal professional in her 21 years with the Turnpike; recapped her rise through the ranks of the Authority and acknowledged her as a fast learner with the ability to get to the heart of a matter. He advised that she has worked on most of the critical Turnpike projects since her date of hire and earned the respect and confidence of fellow employees.

In addition, he stated that, despite all of her professional accomplishments, she is most proud of the charitable work done by Turnpike employees but that it is she who has been the force behind the various activities from clothing and food drives to sending necessities to the troops overseas. He said that Diane views the Turnpike as one, big family and although she may be retiring from the Authority she will always remain part of the Turnpike family. He concluded his remarks by complimenting her on an outstanding job, said that she is leaving a big footprint on this organization and the State and expressed confidence in that whatever endeavor she follows she will leave a big a footprint there as well. He thanked her for her support both personally and on behalf of the Governor and his Administration.

Before taking the vote, the Chairman spoke of new Executive Director Veronique “Ronnie” Hakim. He said that she is now and has been a New Jersey resident for most of her life and is currently the Senior Vice-president and General Counsel of New York’s Metropolitan Transportation Authority (MTA) capital construction company, Deputy to the President and responsible for legal and procurement issues in connection with the multi-billion dollar MTA expansion and security program. He voiced many other notable qualifications throughout her career with the MTA and said that she looks forward to help carry on in the fine tradition of Diane.

Commissioner Singleton explained that he will abstain from the vote on the addendum because he has not had the pleasure of sitting down with “Ronnie” as yet, but said he was sure that once he does it will be fine.

On motion by Commissioner Pocino, seconded by Commissioner Diaz, with one abstention pertaining to the addendum, employment of those named to serve at the pleasure of the Authority and other recommended personnel actions, were approved, ratified and confirmed, as amended, to become effective as of the dates specified and at the salaries listed.

LAW

Law Director Caceres requested approval of items 141-10 through 143-10; moved together, those items are as follows:

141-10

In a memorandum dated June 21, 2010, concerning a recommendation to **Approve Settlement in the Matter of Estate of Devorah Jurkanski et al. v. American Honda Motor Co., Inc. et al.**, Superior Court of New Jersey, Law Division, Ocean County, Docket No. OCN-L-2373-05, Account No. 01000890441020.

On July 30, 2003, Devorah Jurkanski, a 37 year-old mother of four, lost control of her Honda Pilot, near milepost 117.8 southbound of the Garden State Parkway. Jurkanski's vehicle drove off the edge of the roadway, traveled down an embankment, struck trees and overturned, causing Ms. Jurkanski's death and injury to her passenger daughter Chaya Jurkanski. Both the Estate of Devorah Jurkanski, and Chaya Jurkanski brought claims in two separate lawsuits, one against American Honda Motor Company, Inc. and its affiliates (Honda), based on the plaintiff's alleged loss of control over her vehicle's steering (products liability claim) and the second lawsuit against the vehicle's insurance carrier for uninsured motorist coverage (UM), based on the fact that plaintiff was tailgated by an unknown vehicle which left the scene after causing Jurkanski to lose control of her vehicle. The two lawsuits were consolidated into the one action captioned above. Honda subsequently named the New Jersey Turnpike Authority as a third party defendant, alleging that a dissimilarity in height between the pavement and shoulder, as well as the lack of a guardrail and proximity of the tree line, were dangerous conditions of the roadway, contributing to the accident. The plaintiff(s) did not name the New Jersey Turnpike Authority as a direct defendant.

A portion of the accident was captured by a dashboard-mounted camera in a limousine that was directly behind the plaintiffs when the accident occurred. The entire sequence of the tailgating at high speed followed by the Jurkanski vehicle's loss of control and drive down the embankment was captured. The unknown driver was never located.

The full and global settlement of this matter is a \$1,000,000.00 lump sum payment from all parties, itemized as follows:

Defendant New Jersey Manufacturers Insurance Company: \$575,000.00
Defendant American Honda Motor Company, Inc. and affiliates: \$262,500.00
Third Party Defendant New Jersey Turnpike Authority: \$162,500.00

The New Jersey Turnpike Authority's \$162,500.00 settlement contribution is reasonable and recommended in light of several factors. The New Jersey Turnpike Authority's motion for summary judgment was denied. Jurkanski's economics expert reported her loss of services, as a wife and mother of four, as a \$2 million claim, and the Estate's claim of pain and suffering prior to death could result in significant damages at trial. Further, a 2-3 week costly trial is not advisable in light of the reasonable contribution damages of \$162,500.00 agreed upon by Honda and the New Jersey Turnpike Authority's General Counsel, DeCotiis, Fitzpatrick, Cole & Wisler, in consultation with the Law Department.

Accordingly, the Law Department recommends that the Commissioners authorize full

and final settlement of the matter, Estate of Devorah Jurkanski et al. v. American Honda Motor Co. Inc. et al. in an amount not to exceed \$162,500.00 as the New Jersey Turnpike Authority's contribution to the global \$1,000,000.00 settlement of this litigation. This settlement will conclude all claims by Honda against the New Jersey Turnpike Authority and the Estate of Devorah Jurkanski and her daughter, Chaya Jurkanski, as well. Authorization is also recommended to allow the Executive Director to execute any and all documentation upon review and approval by the Law Department and General Counsel, necessary to conclude this litigation.

142-10

In a memorandum dated June 17, 2010, concerning a recommendation to **Approve Agreement between the Township of South Brunswick and the New Jersey Turnpike Authority Resolving Certain Outstanding Issues Related to Property Acquisition for the Interchange 8A Project**, Turnpike Section 92, Parcel 92-110, Portion of Block 9.01, Lots 3 and 3Q, Project No. 31013005.

As part of the New Jersey Turnpike Authority's Interchange 8A Improvement Project (the "Project"), it was determined that the Authority required a portion of property known as Block 9.01, Lots 3 and 3Q (the "Property Interest") in the Township of South Brunswick (the "Township"). Upon the failure of good faith negotiations, the Authority acquired the Property by way of condemnation on March 24, 2004 in the matter of New Jersey Turnpike Authority v. Forsgate Industrial Complex et al. At the time of the Authority's acquisition of the Property Interest, the Property Interest totaled approximately 10.8 acres of unimproved, vacant land adjacent to Interchange 8A on the New Jersey Turnpike. Prior to the Authority's action in condemnation, the Property Interest was part of a larger 32.2 acre tract of unimproved, vacant land (the "Property") owned by Forsgate Industrial Complex ("Forsgate") which had qualified and received a Farmland Assessment. This Assessment allowed the Property in its entirety to be assessed as a farm and taxed at that rate, not at the rate of the highest and best use thereby resulting in much lower real estate tax liability. After acquisition by the Authority, the Property became, and will remain, tax exempt. Pursuant to applicable law, shortly after the Authority's acquisition, the Township imposed a Farmland Rollback Assessment on Lot 3Q in 2005. The resulting assessments were as follows: \$38,369.68 for tax year 2004; \$38,023.83 for tax year 2003 and \$37,860.30 for tax year 2002. The Authority immediately initiated legal action to challenge this determination or, in the alternative, lessen the potential liability while continuing with the condemnation proceedings. After extensive litigation, the parties have attempted to settle this matter at minimal cost to both the Authority and the Township.

In light of the award in the condemnation action, and the risks associated with the Tax Court litigation, it has been recommended by the Director of Law, along with the advice and consent of General Counsel, that the Authority withdraw the tax court appeal and pay the outstanding balance based on the rate of the equalized value set by the Township, resulting in a

settlement amount not to exceed Two Hundred Forty Three Thousand Five Hundred Dollars and No Cents (\$243,500.00) which amount includes tax, penalties and interest to be calculated through the date of payment. Based on the foregoing, it is further requested that the Authority's Commissioners authorize and direct the Executive Director and the Director of Law, along with the advice and consent of General Counsel, to execute any and all documents necessary to effectuate the payment in this matter in an amount not exceeding that listed herein.

143-10

In a memorandum dated June 4, 2010, concerning **Ratification of Action Taken for Acquisition of Property Interests Required for the New Jersey Turnpike Authority Interchange 6-9 Widening Program**, Acquisition of Eight (8) Properties and Settlement of Damage Claims, 2009 Capital Construction Program.

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 easements or other property rights needed to begin Phase 1 construction of the Widening Program with final action being brought to the Commissioners for ratification.

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

I. New Acquisitions: The Authority has determined that the four (4) properties listed below 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. The Authority then entered into good faith negotiations with the owners and their respective counsel as appropriate for the purchase of same 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 each property for which the parties have finalized negotiated terms of sale:

- 1) Turnpike Design Section 3, Right-of-Way (ROW) Section 3F
Parcel Series 304, Block 2726, Lot 5 (Partial Taking)
5735 South Broad Street, Hamilton Township, Mercer County
Owner: Maximilian Zasowski
Amount: \$ 62,100.00

The property currently consists of 5.42 acres of land improved with a 1,747 square foot, single-family residence (the "Property"). The New Jersey Turnpike Authority must acquire the following interest in the Property which will hereafter be referred to as the "Property Interest": (1) a slope easement consisting of the right to form and maintain slopes for grading, drainage and support of South Broad Street, impacting 0.046 acres of the Property to be designated as Parcel E304; (2) a temporary construction easement consisting of the right to access land and area with vehicles

and equipment for use during the construction of the driveways and the proposed slope, impacting 0.052 acres of the Property to be designated as Parcel C304; and (3) a temporary construction easement consisting of the right to access land and area with vehicles and equipment for use during the construction of the driveways and the proposed slope, impacting 0.006 acres of the Property to be designated as Parcel 2C304.

- 2) Turnpike Design Section 8, ROW Section 4L
Parcel No. 1204, Block 8, Lots 1.04 and 2.01 (Partial Taking)
320 Half Acre Road, Cranbury Township, Middlesex County
Owner: Granite Half Acre II, LLC
Amount: \$ 7,500.00

The property currently consists of a total of 37.664 acres of land (36.820 acres of land on Lot 1.04 and 0.844 acres of land on Lot 2.01) with development rights for a 132,152 square foot industrial building (the "Property"). The New Jersey Turnpike Authority must acquire the following interests in the Property which will hereafter be referred to as the "Property Interest": (1) a fee simple interest in 0.071 acres of the Property to be designated as Parcel 1204.

- 3) Turnpike Design Section 7, ROW Section 4K
Parcel Series 1160, Block 8, Lot 5.01 (Partial Taking)
73 Station Road, Cranbury Township, County of Middlesex
Owner: Glenway Holdings, Inc.
Amount: \$25,000.00 (additional is \$6,900, \$18,100 was previously approved for condemnation)

The property currently consists of 35.371 acres of land improved with a 427,000 square foot warehouse and distribution facility (the "Property"). The New Jersey Turnpike Authority must acquire the following interest in the Property which will hereafter be referred to as the "Property Interest": (1) a fee simple interest in 0.046 acres of the Property to be designated as Parcel 1160; (2) a utility easement consisting of the right to install and maintain a pipeline for Colonial Pipeline, impacting 0.162 acres of the Property to be designated as Parcel UE1160; and (3) a temporary construction easement consisting of the right to access land and area with vehicles and equipment for use during the construction of subsurface pipelines and appurtenances, impacting 0.487 acres of the Property to be designated as Parcel C1160.

- 4) Turnpike Design Section 1, ROW Section 3D
Parcel Series 196, Block 43, Lot 1 (Partial Taking)
22750 Columbus Road, Mansfield Township, Burlington County
Owner: Russell Miller and Mildred Miller
Tenant: Mansfield Service
Amount: \$ 37,450.00 (Payable to Tenant for Temporary Relocation Benefit)

The property currently consists of 33.222 acres of land improved with a horse boarding farm which includes a main house, barns, fencing and a large rear pond (the "Property"). The New Jersey Turnpike Authority has acquired the following interest in the Property which will hereafter be referred to as the "Property Interest": (1) a slope easement consisting of the right to form and maintain slopes for grading, drainage and support of Columbus Road, impacting 0.072 acres of the Property to be designated as Parcel E196; (2) a slope easement consisting of the right to form and maintain slopes for grading, drainage and support of Columbus Road, impacting 0.005 acres of the Property to be designated as Parcel 2E196; and (3) a utility easement consisting of the right to install and maintain a gas pipeline for Sunoco Incorporated, impacting 0.370 acres of the Property to be designated as Parcel UE196; (4) a utility easement consisting of the right to install and maintain a gas pipeline for colonial Gas Company, impacting 0.426 acres of the Property to be designated as Parcel 2UE196; (5) a temporary construction easement consisting of the right to perform construction related activity for use during the construction of the proposed pipelines and construction of driveway entrance, impacting 0.932 acres of the property to be designated as Parcel C196; and (6) a temporary construction easement consisting of the right to perform construction related activity for use during the construction of a driveway, impacting 0.045 acres of the Property to be designated as Parcel 2C196.

Mansfield Service (the "Tenant") operates a riding school and summer camp program for children on the Property. The Tenant boards eleven horses on the Property for use in his business. These horses must be relocated for a period of five months during which the pipelines installation work will be conducted on the Property in the areas adjacent to the barn and riding ring utilized by the Tenant. The work schedule requires that the horses vacate immediately for a period to extend through October 31, 2010. The Tenant must suspend its business, including riding instruction and the summer camp program, during this period. The Authority has agreed to reimburse the Tenant for the cost of relocation and boarding of the horses off-site during the displacement period only.

II. New Eminent Domain Proceedings. The Authority has determined that the four (4) 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 parcels listed below, the Authority has attempted to contact the respective property owners or has

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. In each instance, attempts at communication or negotiation have reached an impasse. Eminent Domain proceedings are being filed as a last resort. The following is a description of each property:

- 1) Turnpike Design Section 5, ROW Section 4H
Parcel Series 1047, Block 44, Lot 34.02 (Partial Taking)
286 Sharon Road, Robbinsville Township, Mercer County
Owner: Matthew and Rossette Adera
Amount: \$ 1,000.00

The property currently consists of 2.86 acres of land improved with a 2,890 square foot, single family residence (the "Property"). The New Jersey Turnpike Authority must acquire the following interests in the Property which will hereafter be referred to as the "Property Interest": (1) a fee simple interest in 0.005 acres of the Property to be designated as Parcel 1047; (2) a slope easement consisting of the right to form and maintain slopes for grading and draining Sharon Road, impacting 0.002 acres of the Property to be designated as Parcel E1047; and (3) a temporary construction easement consisting of the right to access land and area for the construction of a driveway, impacting 0.007 acres of the Property to be designated as Parcel C1047.

- 2) Turnpike Design Section 7, ROW Section 4K
Parcel Series 1155, Block 13, Lot 20 (Partial Taking)
33 Brickyard Road, Cranbury Township, Middlesex County
Owner: Cathedral International
Amount: \$580,000.00

The property currently consists of 101,449 acres of vacant land encumbered with freshwater wetland (the "Property"). The New Jersey Turnpike Authority must acquire the following interests in the Property which will hereafter be referred to as the "Property Interest": (1) a fee simple interest in 0.204 acres of the Property to be designated as Parcel 1155A; (2) a fee simple interest in 0.864 acres of the Property to be designated as Parcel 1155B; (3) a fee simple interest in 2.696 acres of the Property to be designated as Parcel 1155C; (4) a utility easement consisting of the right to install and maintain a pipeline for Colonial Pipeline, impacting 0.299 acres of the Property to be designated as Parcel UE1155A; (5) a utility easement consisting of the right to install and maintain a pipeline for Colonial Pipeline, impacting 1.314 acres of the Property to be designated as Parcel UE1155B; (6) a temporary construction easement consisting of the right to access land and area with vehicles and equipment for use during the construction of subsurface pipelines and appurtenances, impacting 0.309 acres of the Property to be designated as Parcel C1155A; and (7) a temporary construction easement consisting of the right to access land and area with vehicles and equipment for use during the construction of subsurface pipelines and appurtenances, impacting 1.524 acres of the Property to be designated as Parcel C1155B.

- 3) Turnpike Design Section 3, ROW Section 3F
Parcel Series 344, Block 2733, Lot 4.02 (Partial Taking)
165 Merrick Road, Hamilton Township, Mercer County
Owners: Jose M. Ortiz and Lizbeth Gonzalez
Amount: \$ 600.00

The property currently consists of 1.846 acres of land that is improved with a 2,908 square foot single family house (the "Property"). The New Jersey Turnpike Authority must acquire the following interest in the Property which will hereafter be referred to as the "Property Interest": (1) a drainage easement consisting of the right to construct and maintain drainage facilities containing subsurface drains and appurtenances, impacting 0.012 acres of the Property to be designated as Parcel D344; and (2) a temporary construction easement consisting of the right to access land and area with vehicles and equipment for use during the construction of a roadway and driveway, impacting 0.065 acres of the Property to be designated as Parcel C344.

- 4) Turnpike Design Section 6, ROW Section 4J
Parcel Series 1104, Block 22, Lot 37.01 (Partial Taking)
460 Route 33 East, East Windsor Township, Mercer County
Owners: Exit 8, Inc.
Amount: \$108,000.00

The property currently consists of 4.497 acres of land improved with a 40,524 square-foot Days Inn Hotel (the "Property"). The New Jersey Turnpike Authority must acquire the following interest in the Property which will hereafter be referred to as the "Property Interest": (1) a fee simple interest in 0.226 acres of the Property to be designated as Parcel 1104; (2) a slope easement consisting of the right to form and maintain slopes for grading, drainage and support of New Jersey State Highway Route 33, impacting 0.074 acres of the Property to be designated as Parcel E1104; (3) a temporary construction easement consisting of the right to store construction equipment and materials for use during the construction of an access driveway, impacting 0.077 acres of the Property to be designated as Parcel C1104; and (4) a temporary construction

easement consisting of the right to store construction equipment, materials and stockpile excavated material for use during the construction of the Colonial Pipeline, impacting 0.095 acres of the Property to be designated as Parcel 2C1104.

The acquisitions as proposed above do not involve properties 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 have the above referenced properties been designated or encumbered as Green Acres properties pursuant to N.J.S.A. 13:1D-52 et seq. and N.J.A.C. 7:35-26.1 et seq.

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.

Available funds certified by the Comptroller; the Executive Director certified the recommendations for consideration.

On motion by Commissioner DuPont, seconded by Commissioner Pocino, the Authority unanimously approved the three (3) Law items; and authorized and/or ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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The following matters constitute the Public Session agenda:

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ENGINEERING

Chairman Simpson divided the Engineering matters into segments, requesting the Chief Engineer to highlight certain items; those matters were moved as follows:

144-10

In a memorandum dated June 16, 2010, concerning **Authorization to Pay the New Jersey Department of Environmental Protection (NJDEP) \$16.6 Million for New Jersey Turnpike Authority Obligations Under the “No Net Loss Reforestation Act” (N.J.S.A. 13:1L-14.2 et seq.) for Forest Impacts Associated with Certain Projects**, New Jersey Turnpike Interchange 6 to 9 Widening Program, 2009 Capital Construction Program No. 31018001; Garden State Parkway Milepost 30 to Milepost 80 Widening Program, 2009 Capital Construction Program No. 31028031; and Garden State Parkway Interchange 67 Improvements, 2008A Note Construction Fund No. 30000002.

The New Jersey Turnpike Authority (the “Authority”) has undertaken three substantial projects on the New Jersey Turnpike and the Garden State Parkway (the “Projects”) that have resulted in certain unavoidable impacts to natural resources, including forested area. The New

Jersey No Net Loss Reforestation Act (the “Reforestation Act”) , applicable to departments, agencies, or offices of State government, including Authorities created by the State of New Jersey, requires State entities to follow certain procedures relative to deforestation activities. More specifically, State entities must provide compensatory reforestation for all areas at least one-half acre in size that are owned or maintained by the State entity, and are scheduled for deforestation. The Reforestation Act is administered by the New Jersey Department of Environmental Protection, Division of Parks and Forestry (the “NJDEP”).

The ongoing Projects that fall under the jurisdiction of the Reforestation Act include: (1) the Authority’s Interchange 6-9 Widening Program which provides for the widening of the roadway between Interchange 6 in Mansfield Township, Burlington County and Interchange 9 in East Brunswick Township, Middlesex County with major modifications constructed at four interchanges (the “Turnpike Widening Program”); (2) the Authority’s Garden State Parkway 30 to 80 Widening Program which will provide one additional lane and full shoulders northbound and southbound along the Garden State Parkway from Milepost 30 to 80, including the construction of new bridges spanning the Bass River and the Mullica River, as well as the rehabilitation of the existing bridge spans over the Bass River and Mullica River (the “Parkway Widening Program”); and (3) the Interchange 67 Improvement Project which is providing improvements at the Garden State Parkway, Interchange 67 along with the alteration of portions of West Bay Avenue (County Route 554), Barnegat Township, Ocean County, said project being done in conjunction with Ocean County (the “Interchange 67 Project”).

The Reforestation Act requires that reforestation take place adjacent to the deforested area. However, if it is determined that planting in the impacted area or at alternative locations is not feasible, the NJDEP can request that the State entities provide a monetary payment. Said amount is based on the NJDEP current formula which calculates an amount per acre of deforested area equal to the costs of reforesting and maintaining for two years, an acre of land with 204 trees per acres. After substantial review and analysis, both the Authority and the NJDEP agree that the above referenced Projects will result in forest impacts that the Authority can not mitigate on site or at alternative locations. As a result the Authority and the NJDEP have agreed to settle the Authority’s Reforestation Act obligations for the impacts of these Projects as follows: (1) Turnpike Widening Program – Fee: \$15,000,000; (2) Parkway Widening Program – Fee: \$1,000,000; and Interchange 67 Project – Fee: \$600,000. The total reforestation compensation amount to be paid to the DEP would be \$16,600,000. Said amount shall fulfill the Authority’s entire outstanding reforestation obligations associated with the above referenced Projects required under the Reforestation Act, including the payment of certain administrative fees to the NJDEP.

Based on the foregoing, it is requested that the Authority Commissioners authorize the Executive Director, upon the advice and consent of the Director of Law and General Counsel, to execute any and all documents necessary to effectuate and to issue payment to the NJDEP in the amount of \$16,600,000 for the purposes set forth above.

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145-10

In a memorandum dated June 18, 2010, concerning the recommendation to **Rescind Award to Centurion Systems, N.A. LLC** – for the FAST Anti-Icing System, Newark Bay-Hudson County Extension, Milepost N0.2 to N3.0, 2009 Capital Construction Program No. 31005013 and Future Bond Issue.

At the Commission meeting of April 27, 2010, authorization was granted to the Executive Director to enter into an Agreement with Centurion Systems, N.A. LLC (“Centurion”) for a state-of-the-art, turnkey installation, anti-icing system for the Newark Bay-Hudson County Extension (“NBHCE”) between Milepost N0.2 and N3.0. This award was based on a determination that the Boschung FAST Anti-Icing System (the “System”) was the only system capable of meeting the project size and complexity requirements. Centurion is the exclusive provider and systems integrator for the Boschung FAST Anti-Icing System, including service, maintenance and support in the State of New Jersey.

Pursuant to this authorization, an agreement was to be entered into by the parties for the procurement, delivery, installation of the System in two separate phases with maintenance responsibilities for a period not to exceed ten years, including both routine maintenance and a set-aside amount for necessary on-call response and parts to be paid on a force-account basis. The agreement was authorized in an amount not to exceed \$17,200,300. The terms of this agreement have not been finalized and no agreement has been executed by the parties.

After review and consideration of budgetary concerns and existing obligations, a decision has been made to reprioritize the Authority’s resources and direct funding to other more pressing needs of the Authority resulting in the Authority’s need to abandon this project at the present time. In light of this decision, it is therefore recommended that the previous authorization and award to Centurion be rescinded. The General Consultant, HNTB Corporation, and General Counsel, DeCotiis, Fitzpatrick & Cole, concur with this recommendation.

Reviewed by the Law Director; available funds certified by the Comptroller as appropriate; the Executive Director certified the recommendations for consideration.

On motion by Commissioner Hodes, seconded by Commissioner DuPont, the Authority unanimously approved items 144-10 and 145-10; and authorized, as presented, the recommendations contained therein; and received and filed the memoranda.

With regard to item 145-10, the Chairman made a statement to specifically emphasize that rescinding the award of this contract to Centurion Systems has absolutely nothing to do with the company or the product itself. Asserting that with the huge capital program and needs of the Authority being so great, a reassessment determined that, although this item would be nice to have, the de-icing system is not a necessity.

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146-10

In a memorandum dated June 11, 2010, concerning the recommendation to **Execute Utility Order No. 1293-T – Public Service Electric & Gas (PSE&G) Electric Distribution** – New Jersey Turnpike, Interchange 6 - 9 Widening Program, Contract No. T869.120.102, NSO/SNO Roadways Grading, Drainage, Paving, Structures & Lighting, Milepost 48.7 to 50.5, 2009 Capital Construction Program No. 31018001 and Future Bond Issue.

A Utility Order is required to perform utility relocations of existing PSE&G Electric facilities that will be directly impacted by the construction of Contract No. T869.120.102 of the New Jersey Turnpike Interchange 6 to 9 Widening Program. The Authority will reimburse PSE&G Electric for the relocation of approximately 2,650 feet of existing underground/aerial facilities to 1,400 feet of new underground facilities and 2,750 feet of new aerial facilities, including cost of materials, engineering, inspection and associated activities. No temporary electric relocation work is anticipated as the construction staging and sequencing has taken into consideration utility relocations. This work is along Columbus-Florence Road and Jacksonville-Hedding Road.

The cost of this Utility Order was provided by PSE&G Electric and is based on the final improvements and known conditions at this time. The cost proposal was reviewed by the Engineering Department and is considered reasonable and approval is recommended.

It is, therefore, recommended that the Executive Director be authorized to execute Utility Order No. 1293-T, not to exceed the amount of \$590,000.

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147-10

In a memorandum dated June 15, 2010, concerning the recommendation to **Execute Utility Order No. 1307-P – Adesta, LLC** – Garden State Parkway, Milepost Interchange 30 to Milepost Interchange 80 Widening, for Contract No. P100.132 - Widening and Rehabilitation of the Patcong Creek Bridge, MP 31.0; Contract No. P200.140 - Grading and Drainage Improvements, MP 30.2 to 47.5; Contract No. P200.134 - Widening, MP47.7 to 51.3; Contract No. P200.135 - Widening, MP 52.3 to 57.8; and Contract No. P200.136 - Widening, MP 57.8 to 64.5, City of Somers Point, Township of Egg Harbor, Township of Galloway, City of Port Republic, Township of Bass River, Township of Little Egg Harbor, Township of Eagleswood and Township of Stafford, Atlantic, Burlington and Ocean Counties, 2009 Bond Issue Fund No. 31028031 and Future Bond Issue.

This Utility Order is necessary to authorize Adesta, LLC to undertake ETC fiber optic cable duct relocation along the Parkway associated with the widening of the Parkway from Milepost 47.5 to 64.5, the widening and rehabilitation of the Patcong Creek Bridge, and at various locations between Milepost 30 and 48 in order to avoid conflicts with the proposed pavement, sign structure foundations, bridge abutments, culvert extensions, and guide rail. The Authority will reimburse

Adesta, LLC for the design and construction work associated with each of the five construction contracts referenced.

The cost proposal of this Utility Order was provided by Adesta, LLC and is based on the final improvements and known conditions at this time. The cost proposal was reviewed by the Engineering Department and is considered reasonable and approval is recommended.

It is, therefore, recommended that the Executive Director be authorized to execute Utility Order No. 1307-P, not to exceed the amount of \$4,000,000.

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148-10

In a memorandum dated June 2, 2010, concerning the recommendation to **Issue Supplement No. 1 to Utility Order No. 1214-T – Public Service Electric & Gas (PSEG) Electric Distribution** – New Jersey Turnpike, Interchange 6 to 9 Widening Program, Contract Nos. T869.120.201, T869.120.202 and T869.120.203, Townships of Bordentown and Chesterfield, Burlington County, 2009 Capital Construction Program No. 31018001.

Utility Order No. 1214-T was approved at the April 28, 2009 Commission Meeting, in the amount of \$1,645,000, authorizing Public Service Electric & Gas, Electric (PSE&G) to perform utility relocations to accommodate construction of the New Jersey Turnpike Interchange 6 to 9 Widening Program, Design Section No. 2.

Supplement No. 1 will provide temporary aerial relocation required for pile driving at County Route 528 (Bordentown-Chesterfield Road) in Chesterfield Township.

The cost of this Utility Order was provided by PSE&G Electric and is based on the final improvements and known conditions at this time. The cost proposal was reviewed by the Engineering Department and 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. 1214-T, not to exceed the amount of \$245,000. The addition of this amount increases the total authorized fee from \$1,645,000 to \$1,890,000.

Reviewed by the Law Director; available funds certified by the Comptroller; the Executive Director certified the recommendations for consideration.

On motion by Commissioner DuPont, seconded by Commissioner Singleton, the Authority approved engineering items 146-10 through 148-10; and authorized, as presented, the recommendations contained therein; and received and filed the memoranda.

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149-10

In a memorandum dated June 11, 2010, concerning the recommendation to **Award Contract P300.172 – New Prince Concrete Construction Co. Inc.** – Garden State Parkway, Interchange 150 Improvements, Paving, Lighting, and Traffic Signal, Bloomfield Township, Essex County, 2009 Capital Construction Program No 31003035.

This contract will provide for the widening of the Parkway Northbound Exit Ramp (Ramp NBX) at Interchange 150 to increase vehicular capacity off of the Parkway mainline and properly accommodate two exit lanes for exclusive left and right turn movements onto Hoover Avenue. This contract will also provide traffic signal improvements at the Ramp NBX and Hoover Avenue intersection; installation of an Authority owned lighting system on Ramp NBX; underdeck lighting improvements at Structure No. 151.1; and other incidental work. All work is expected to be completed by November 2010.

Four bid proposals were received on June 9, 2010 for the above publicly advertised contract. The low bid proposal, in the amount of \$648,406.84, may be compared to the second low bid proposal in the amount of \$683,333.33. The low bidder, New Prince Concrete Construction Co., Inc., has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. P300.172 be awarded to the low bidder, New Prince Concrete Construction Co., Inc. of Hackensack, New Jersey, in the amount of \$648,406.84. 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 for this work were procured, and the authorization being sought is to award this contract to the lowest responsible bidder, in accordance with N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2.2, and Executive Order No. 37 (Corzine 2006). The General Consultant, HNTB Corporation, concurs with this recommendation.

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150-10

In a memorandum dated June 10, 2010, concerning the recommendation to **Issue Order for Professional Services No. A3337 – Dewberry-Goodkind Inc.** – Garden State Parkway and New Jersey Turnpike, Supervision of Construction Services, for Contract No. A200.180, Turnpike and Parkway Right-of-Way and Security Fencing, 2009 Capital Construction Program No. 31002016 and Future Bond Issue; and Contract No. P300.172, Operational Improvements at Parkway Interchange 150, Paving, Lighting and Traffic Signal, 2009 Capital Construction Program No. 31003035 and Future Bond Issue.

This Order for Professional Services (OPS) will provide supervision of construction services for the two referenced contracts. Contract No. A200.180 will provide for installation, repair and replacement of right-of-way and security fencing along the Parkway from Milepost 142 to 153 in Essex County, as well as at the following locations: at Bond Street under the Turnpike in Elizabeth; and along Ramp X off Exit 15E of the Turnpike in Newark. Contract No. P300.172 will provide for the widening of the Parkway Northbound Exit Ramp (Ramp NBX) at Interchange 150 to increase vehicular capacity off of the Parkway mainline and properly accommodate two exit lanes for exclusive left and right turn movements onto Hoover Avenue. This contract will also

provide traffic signal improvements at the Ramp NBX and Hoover Avenue intersection; installation of an Authority owned lighting system on Ramp NBX; underdeck lighting improvements at Structure No. 151.1; and other incidental work.

This assignment is classified as a "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the cost not exceeding \$1,000,000. Solicitations for Expressions of Interest (EOIs) were sent to 58 engineering firms prequalified and eligible under Profile Code B153 – Roadway Construction Inspection. Three firms submitted EOIs by the closing date of May 20, 2010.

Subsequent to the scoring of EOIs, Fee Proposals were requested from all three firms. The firms in the order of ranking are: 1) Dewberry-Goodkind, Inc.; 2) KS Engineers, P.C.; and 3) The RBA Group, Inc. The fee submitted by Dewberry-Goodkind, Inc. has been reviewed, negotiated, and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. A3337 be issued to the firm of Dewberry-Goodkind, Inc. of Bloomfield, New Jersey, not to exceed the amount of \$519,600. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.0 to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. 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. These professional services were procured, and the recommended firms were selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8 and Executive Order No. 37 (Corzine 2006).

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151-10

In a memorandum dated June 10, 2010, concerning the recommendation to **Award Contract No. T869.120.503 – Ferreira Construction Co. Inc. and Crisdel Group Inc., a Joint Venture**

– New Jersey Turnpike, Interchange 6 - 9 Widening Program, Grading, Drainage, Paving, & Structures, NSO/SNO Roadways, Milepost 63.4 to 65.6, Townships of Robbinsville and East Windsor, Mercer County, 2009 Capital Construction Program No. 31018001 and Future Bond Issue.

This contract involves the construction of the mainline outer roadways from Milepost 63.4 to 65.6 including the replacement of three local road structures over the Turnpike, namely, Windsor Road, Perrineville Road and Old York Road, as well as the expansion of the existing Bear Brook culvert. Also included is the construction of 1750 linear feet of noise barrier, sign structures, retaining walls, and stormwater management facilities. Additionally, the signing and striping of the outer roadways for all of Design Section 5 will be performed under this contract. Construction is anticipated to commence in the third quarter of 2010 and be completed in the first quarter of 2014.

Seven bid proposals were received on June 8, 2010 for the above publicly advertised contract. The low bid proposal, in the amount of \$45,740,341.00, may be compared to the second

low bid proposal in the amount of \$45,953,376.49. The low bidder, Ferreira Construction Co., Inc. and Crisdel Group, Inc., a Joint Venture, has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T869.120.503 be awarded to the low bidder, Ferreira Construction Co., Inc. and Crisdel Group, Inc., a Joint Venture of Branchburg, New Jersey, in the amount of \$45,740,341.00. 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 for this work were procured, and the authorization being sought is to award this contract to the lowest responsible bidder, in accordance with N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2.2, and Executive Order No. 37 (Corzine 2006). The General Consultant, HNTB Corporation, concurs with this recommendation.

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152-10

In a memorandum dated June 17, 2010, concerning the recommendation to **Award Contract No. T869.120.603 – Ferreira Construction Co. Inc. and Crisdel Group Inc., a Joint Venture** – New Jersey Turnpike, Interchange 6 - 9 Widening Program, Grading, Paving, Structures, Lighting & Traffic Signals, Interchange 8 - SPUI / Route 33 / Route 133, Milepost 67.5, Township of East Windsor, Mercer County, 2009 Capital Construction Program No. 31018001 and Future Bond Issue.

This contract constructs the roadway network outside the Interchange 8 relocated toll plaza and includes Ramp WT/TW, relocated Milford Road, Single Point Urban Interchange (“SPUI”) structure, and improvements to Routes 33 and 133. A portion of this contract is within the New Jersey Department of Transportation’s jurisdiction. Construction is anticipated to commence in the third quarter of 2010 and be completed in the third quarter of 2012.

Six bid proposals were received on June 17, 2010 for the above publicly advertised contract. The low bid proposal, in the amount of \$35,247,350.00, may be compared to the second low bid proposal in the amount of \$35,521,150.75. The low bidder, Ferreira Construction Co., Inc. and Crisdel Group, Inc., a Joint Venture, has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T869.120.603 be awarded to the low bidder, Ferreira Construction Co., Inc. and Crisdel Group, Inc., a Joint Venture of Branchburg, New Jersey, in the amount of \$35,247,350.00. 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 for this work were procured, and the

authorization being sought is to award this contract to the lowest responsible bidder, in accordance with N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2.2, and Executive Order No. 37 (Corzine 2006). The General Consultant, HNTB Corporation, concurs with this recommendation.

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153-10

In a memorandum dated May 27, 2010, concerning the recommendation to **Award Contract No. T869.120.604 – Crisdel Group Inc.** – New Jersey Turnpike, Interchange 6 to 9 Widening Program, Grading, Drainage, Paving & Structures, Interchange 8 Toll Plaza Milepost 67.5, Township of East Windsor, Mercer County, 2009 Capital Construction Program No. 31018001 and Future Bond Issue.

This contract includes the construction of the Interchange 8 Toll Plaza, islands, booths, canopy, tunnel and utility building. Construction is anticipated to commence in the summer of 2010 with completion in March of 2012.

Ten bid proposals were received on May 25, 2010 for the above publicly advertised contract. The low bid proposal, in the amount of \$9,896,022.80, may be compared to the second low bid proposal in the amount of \$10,684,671.20. The low bidder, Crisdel Group, Inc., has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T869.120.604 be awarded to the low bidder, Crisdel Group, Inc. of South Plainfield, New Jersey, in the amount of \$9,896,022.80. 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 for this work were procured, and the authorization being sought is to award this contract to the lowest responsible bidder, in accordance with N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2.2, and Executive Order No. 37 (Corzine 2006). The General Consultant, HNTB Corporation, concurs with this recommendation.

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154-10

In a memorandum dated June 7, 2010, concerning the recommendation to **Issue Order for Professional Services No. T3281 – Hatch Mott MacDonald** – New Jersey Turnpike, Environmental Engineering Consultant Operation, Maintenance and Compliance Monitoring of Remediation Systems and Remedial Investigation and Remedial Action at Molly Pitcher Service Area 7S and Joyce Kilmer Service Area 8N, Special Project Reserve Fund No. 04010019.

The Authority requires an Order for Professional Services (OPS) of an environmental engineering consultant for the operation, maintenance and compliance monitoring of remediation systems along with groundwater compliance monitoring and reporting at the above referenced service areas in accordance with current New Jersey Department of Environmental Protection regulations. The scope also includes remedial investigations and remedial actions as may be

needed to further enhance and ensure the most effective remediation at the sites. The assignment is for a three year term commencing on or about August 1, 2010.

This assignment is classified as a "Simple Project" based on the scope of work being clearly defined and not likely to change during the term of the assignment, and the cost not exceeding \$1,000,000. Solicitations for Expressions of Interest (EOIs) were sent to 28 environmental engineering firms prequalified and eligible under Profile Codes: C195 – Soil and Groundwater Remedial Investigation; C196 – Soil and Groundwater Remediation Design; and C197 – Remediation Systems: Operation and Maintenance. Ten firms submitted EOIs by the closing date of May 3, 2010.

Subsequent to the scoring of the EOIs, Fee Proposals were requested from the top three firms. The firms in order of ranking are: 1) Hatch Mott MacDonald; 2) Handex Consulting & Remediation-NE, LLC; and 3) Yu & Associates, Inc. The fee submitted by Hatch Mott MacDonald has been reviewed, negotiated and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. T3281 be issued to the firm of Hatch Mott MacDonald of Millburn, New Jersey, not to exceed the amount of \$805,000, allocated as follows: \$202,500 in 2010 and \$602,500 from 2011 to 2013. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.8, based on a 10% allowance for profit and an overhead rate of 154.5% or, the firm's overhead rate as determined by Federal Audit Regulation procedure, whichever is less, plus authorized, direct non-salary expenses. 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. These professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8 and Executive Order No. 37 (Corzine 2006).

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155-10

In a memorandum dated June 16, 2010, concerning the recommendation to **Issue Order for Professional Services No. P3294 – HNTB Corporation** – Garden State Parkway, Design Services, Interchange 88 Improvements, Milepost 88.5 to 90.5, 2009 Capital Construction Program No. 31023029 and Future Bond Issue.

This Order for Professional Services (OPS) will provide final engineering design, preparation of construction documents and construction support services for interchange improvements along the Garden State Parkway at Interchange 88 (New Jersey Route 70) and Interchange 89 (Cedar Bridge Road) in Lakewood Township, Ocean County. The improvements consist of the expansion of both partial interchange ramp networks at Interchange 88 and Interchange 89 to full interchange status. New service roads will interconnect these fully

reconfigured interchanges and relocation of toll collection from Interchange 88 will facilitate the new entrance and exit ramps.

This assignment is classified as a "Complex Project" since the scope of work is not clearly defined and likely to change during the course of the project, and the cost exceeds \$1,000,000. The Solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and 20 engineering firms were prequalified and eligible under Profile Codes: A250 - Fully Controlled Access Highways; A252 - Complex Interchanges; and A256 – Toll Plazas. Twelve firms submitted EOIs by the closing date of March 31, 2010.

Subsequent to the scoring of EOIs by the Review Committee, the top three firms were requested to submit Technical and sealed Fee Proposals. The firms in order of ranking are: 1) HNTB Corporation; 2) The RBA Group; and 3) URS Corporation. The Review Committee reviewed and evaluated each firm's Technical Proposal and final scoring resulted in HNTB Corporation being the highest technically ranked firm. The fee submitted by HNTB Corporation has been reviewed, negotiated, and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. P3294 be issued to the firm of HNTB Corporation of Wayne, New Jersey, not to exceed the amount of \$5,190,000. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.6, based on a 10% allowance for profit and an overhead rate of 136.4% or, the firm's overhead rate as determined by Federal Audit Regulation (FAR) procedure, whichever is less, plus authorized, direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8, and Executive Order No. 37 (Corzine 2006).

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156-10

In a memorandum dated June 15, 2010, concerning the recommendation to **Issue Order for Professional Services No. P3326 – Michael Baker Jr. Inc.** – Garden State Parkway, Engineering Services, for Preliminary Design and Permit Preparation, Replacement of Bridge Structure Nos. 28.0S and 28.5S, 2009 Capital Construction Program No. 31009036 and Future Bond Issue.

This Order for Professional Services (OPS) will provide for the preliminary design and permit preparation for the replacement of the existing Parkway bridges which carry southbound traffic over the Great Egg Harbor and Drag Channel. The scope of services will include study of roadway alignments and bridge types with consideration of cost and environmental impacts, recommendation of a preferred alternative, and preparation of all required environmental

documents and permits. With the completion of these services, the Authority will be in a position to advance the project to construction using the conventional design-bid-build process or, if available the design-build process, with the earliest start for construction anticipated in 2013, pending funding. The preliminary engineering and permit preparation is being advanced based on the current condition of the bridges, priority need for replacement in the near future, and the importance of this section of the Parkway, which also serves as State Route 9, to the region for hurricane evacuation.

This assignment is classified as a "Complex Project" since the scope of work is not clearly defined and likely to change during the course of the project, and the cost exceeds \$1,000,000. The Solicitation for Expressions of Interest (EOIs) was posted on the Authority's website and 58 engineering firms were prequalified and eligible under Profile Code A090 – Bridges: New. Twelve firms submitted EOIs by the closing date of April 12, 2010.

Subsequent to the scoring of EOIs by the Review Committee, the top three firms were requested to submit Technical and sealed Fee Proposals. The firms in the order of ranking are: 1) Michael Baker Jr., Inc.; 2) Jacobs Engineering Group, Inc.; and 3) Arora and Associates, P.C. The Review Committee reviewed and evaluated each firm's Technical Proposal and held interviews with the top two firms on June 7, 2010. Final scoring resulted in Michael Baker Jr., Inc. being the highest technically ranked firm. The fee submitted by Michael Baker Jr., Inc. has been reviewed and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. P3326 be issued to the firm of Michael Baker Jr., Inc. of Hamilton, New Jersey not to exceed the amount of \$2,810,000. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.8, based on a 10% allowance for profit and an overhead rate of 154.5% or, the firm's overhead rate as determined by Federal Audit Regulation (FAR) procedure, whichever is less, plus authorized, direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8, and Executive Order No. 37 (Corzine 2006).

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157-10

In a memorandum dated May 27, 2010, concerning the recommendation to **Issue Order for Professional Services No. A3343 – Hatch Mott MacDonald**; and **Order for Professional Services No. A3344 – Handex Consulting & Remediation-NE LLC** – Turnpike and Parkway, On-Call Environmental Remediation and Compliance Services, Various Locations, Special Project Reserve Fund No. 04010019.

The Authority requires Order for Professional Services (OPS) of two environmental engineering consultants to perform on-call environmental remediation and compliance services at various locations along the Turnpike and Parkway roadways. The consultants will provide the services for specific tasks only after receiving written authorization through the Work Request Authorization Form (WRAF) process. The projects will be funded on a task-by-task basis under various project budgets, pending availability of funds. The Orders for Professional Services are for a three year term commencing on or about August 1, 2010.

These assignments are classified as "Simple Projects" based on the scope of work being clearly defined and not likely to change during the course of the projects, and the cost not exceeding \$1,000,000. Solicitations for Expressions of Interest (EOI) were sent to 28 environmental engineering firms prequalified and eligible under Profile Codes: C195 – Soil and Groundwater Remedial Investigation; C196 – Soil and Groundwater Remediation Design; and C197 – Remediation Systems: Operation and Maintenance and Compliance Monitoring. Thirteen firms submitted EOIs by the closing date of April 30, 2010.

Based on the scoring of the EOIs, the top four firms in order of ranking are: 1) Hatch Mott MacDonald; 2) Handex Consulting & Remediation-NE, LLC; 3) Birdsall Services Group; and 4) Dresdner Robin Environmental Management, Inc. Fee Proposals were not required to be submitted based on the fact that the scopes of work and associated fees will be negotiated with the consultants on a task-by-task basis due to the on-call nature of the services. As a result of a detailed review of the EOIs, Hatch Mott MacDonald and Handex Consulting & Remediation-NE, LLC were determined to be the most technically qualified firms to provide the necessary services.

Each OPS will be issued in the maximum amount of \$950,000 for the three year period. Funding for each assignment will be provided via individual project budgets for which the environmental services are required, utilizing the Authority's Work Request Authorization Form (WRAF) process.

It is, therefore, recommended that OPS No. A3343 be issued to the firm of Hatch Mott MacDonald of Millburn, New Jersey, not to exceed the amount of \$950,000. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.8 to cover the cost of fringe benefits, overhead and profit, and authorized direct non-salary expenses.

It is also recommended that OPS No. A3344 be issued to the firm of Handex Consulting & Remediation-NE, LLC of Monroe, New Jersey, not to exceed the amount of \$950,000. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.8 to cover the cost of fringe benefits, overhead and profit, and authorized direct non-salary expenses.

These awards are contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardees, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These professional services were procured, and the recommended firms

were selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8 and Executive Order No. 37 (Corzine 2006).

Reviewed by the Law Director; available funds certified by the Comptroller; the Executive Director certified the recommendations for consideration.

On motion by Commissioner Diaz, seconded by Commissioner DuPont, the Authority approved engineering items 149-10 through 157-10; and authorized, as presented, the recommendations contained therein; and received and filed the memorandum.

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158-10

In a memorandum dated June 10, 2010, concerning the recommendation to **Issue Supplement A to TPK Order for Professional Services No. 2063 – Urban Engineers Inc.** – New Jersey Turnpike, Supervision of Construction Services, Interchange 12 Improvement Project, 2009 Capital Construction Program No. 31078106.

Order for Professional Services No. 2063 (OPS) was issued at the November 30, 2004 Commission Meeting to provide construction management and inspection services for the Interchange 12 Improvements Project (Project). This Project is comprised of three roadway/bridge contracts, namely: Contract No. R-1486 Interchange 12 Local Road Interim Improvements; Contract No. R-1487 Interchange 12 Final Improvements and Contract No. R-1488 Tremley Point Connector Road. The Authority's desire to accelerate this Project resulted in the procurement of this OPS being undertaken using the preliminary design as the basis to develop the scope of work and schedule. At the time the OPS was issued, these contracts had an overall completion date of April 2009. As final design evolved, significant modification to scope and schedule emerged, which had a direct effect on the services and costs to be provided by Urban Engineers as more fully described below.

Of the three construction contracts encompassing this Project, only Contract No. R-1486 was bid and completed per the Authority's solicitation documentation for this OPS. Accordingly, this contract was supervised by Urban Engineers as set forth in their original proposal.

Contract documents for Contract No. R-1488 were to be finished and under construction from February 2007 to February 2009. This contract, however, cannot be finalized until issues regarding the environmental permits are resolved with the Regulatory Agencies. These matters are on-going. Due to this unexpected and extensive delay, the construction management services to be provided by Urban Engineers for Contract No. R-1488, were eliminated from their scope of work and the associated fee was used for other unanticipated services for this Project.

The construction management services for Contract No. R-1487 were developed based on the preliminary design at the time the Authority issued the Request for Proposal. It was estimated that the construction duration would be 16 months. As final design progressed, significant changes to the preliminary design were needed. Ultimately, this contract became much more complex and was significantly different than what was anticipated during the OPS

solicitation. When bid, this contracted provided for the construction of a 17 lane toll plaza and larger utility building, significant increase in bridge structures, retaining walls, sign structures, more extensive ramp and roadway improvements, additional utility relocations, an increase in local business impacts, and other miscellaneous items. These changes increased the contract complexity and doubled its duration to 32 months.

Furthermore, immediately after the award of Contract No. R-1487, the Authority experienced a significant delay in receiving the Army Corps of Engineers Freshwater Wetlands Individual Permit. This further impacted construction by an additional eight months resulting in a total contact duration of 40 months. This contract was awarded June 2006 and beneficial use by the motoring public of the constructed improvements occurred December 2009. The contractor has since completed the remaining construction activities and punch list items. Currently, Engineering Department staff and Urban Engineers are evaluating the contractor's requests for additional compensation for a number of items resulting from the environmental permit delays, which had a direct impact on the contractor's ability to construct the project as originally bid. Final negotiations of the contractor's request for additional compensation and contract close-out remain.

Subsequent to the issuance of OPS 2063, the Regulatory Agencies determined that the Authority would be required to construct wetland mitigation as opposed to purchasing mitigation credits from a wetland mitigation bank as was originally planned. Contract No. T700.069 New Jersey Turnpike Interchange 12 Compensatory Wetlands Mitigation was designed, bid and awarded and Urban Engineers was directed by the Authority to provide construction management services for this ten month, \$3.0 million construction contract. This work was not included in their original proposal and is considered to be beyond their scope of services.

Engineering Department staff has continuously worked with Urban Engineers during the term of this OPS to address the extensive changes that have occurred in order to revise the scope of work to adjust to the ever changing Project needs. This effort has minimized expenditures while maintaining appropriate construction management staffing levels with required expertise to ensure proper construction has been achieved on each of the construction contracts.

Supplement A, in an amount of \$575,000, is required at this time to reimburse Urban Engineers for the out of scope services they provided for the unanticipated work described above and for reimbursement of direct expenses for unanticipated laboratory testing services and reimbursables required as a result of the additional construction activities and more complex construction.

Urban Engineers, Inc. submitted a proposal incorporating the negotiated amount of \$575,000 to provide the required services. The proposal has been reviewed and is considered reasonable.

It is, therefore, recommended that Supplemental TPK OPS No. 2063A be issued to Urban Engineers, Inc. not to exceed the amount of \$575,000, with compensation on the same

basis as the original OPS. The addition of this amount increases the total authorized fee from \$7,800,000 to \$8,375,000. 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.

The Chief Engineer highlighted that the original award of TPK OPS 2063 was for supervision of only three contracts and that a fourth contract was added later. Further, delays with regulatory agencies regarding permit issues and significant changes to preliminary design greatly extended contract duration which added to the costs of construction supervision thereby requiring this supplement.

Reviewed by the Law Director; available funds certified by the Comptroller; the Executive Director certified the recommendations for consideration.

On motion by Commissioner DuPont, seconded by Commissioner Singleton, the Authority unanimously approved engineering item 158-10; and authorized, as presented, the recommendation contained therein; and received and filed the memorandum.

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159-10

In a memorandum dated June 18, 2010, concerning the recommendation to **Issue Supplement A to Order for Professional Services No. T3112 – AECOM USA Inc.** – New Jersey Turnpike, Interchange 6 – 9 Widening Program, Design Engineer, Design Section 2, Milepost 52.3 to 56.5, Burlington County, 2009 Capital Construction Program No. 31018001 and Future Bond Issue.

This Order for Professional Services (OPS) was issued at the November 2007 Commission Meeting, in the amount of \$17,350,000 and provided professional engineering services associated with the final design and preparation of contract documents, and other ancillary activities and services required for Design Section 2.

This Supplement will compensate AECOM USA Inc. for additional design services required for various out of scope tasks. In order to obtain the environmental permits, a bridge structure was added to the scope of work to span the environmentally sensitive Laurel Run, retaining walls were added to reduce environmental impacts and supplemental environmental efforts were required to resolve NJDEP and Soil Conservation District permit concerns. During final design it was determined that long viaducts were a more efficient design than the separate mainline structures over Interchange 7 ramps as proposed in Preliminary Design. This design revision will result in an estimated \$9,000,000 reduction to the cost of the contract construction. Further, this supplement also includes compensation for additional coordination with Colonial, Transco and Sunoco Pipeline companies with regard to pipeline relocation.

AECOM USA, Inc. submitted a proposal incorporating the negotiated amount of \$4,600,000 to provide the required services. The proposal has been reviewed and considered reasonable.

It is, therefore, recommended that Supplemental OPS No. T3112A be issued to AECOM USA, Inc., not to exceed the amount of \$4,600,000, with compensation on the same basis as the original OPS. The addition of this amount increases the total authorized fee from \$17,350,000 to \$21,950,000. 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.

The Chief Engineer highlighted that the revision between preliminary and final design involved in OPS T3112 will result in a \$9 Million savings in construction costs. This OPS supplement is for redesigning a ramp structure from an embankment type system to a viaduct system and to meet environmental permitting requirements.

The Chairman offered that the consulting firm is not being compensated because they are saving \$9 million; asked if it could it be said that going to final design is typically all about finding savings; noted a change in the scope of work for the ramp structure and asked the Chief Engineer to rationalize how this multimillion dollar supplement was arrived at and to comment for those who are uninitiated in such engineering matters.

Chief Engineer Raczynski explained that the firm is compensated for additional costs they incur for the redesign of the ramp structure that was 4 embankments and will now be 25 piers with a foundation for each pier; it is a more extensive design but one that makes the project easier to build. He advised that preliminary design is a quick cut at what a project could look like by making assumptions, estimating soil and foundation conditions and it doesn't get into detail about alignment. Final design has those details, and more, and determines what will work best. In many cases, a cheaper way will be found. Regarding the change in scope of work, the firm made a proposal based on the preliminary design but as the design progressed they came across ideas to change it. We could have refused the ideas, he said, but it made sense to incorporate them. There is no way that a preliminary design could have determined the extent of the environmental impact issues of Laurel Run and therefore the final design incurred additional costs. Regarding the fee, he explained that staff decides on a design and supplies it to the consultant; the consultant then provides a proposal and an estimate; staff evaluates that estimate and determines whether to approve it.

Reviewed by the Law Director; available funds certified by the Comptroller; the Executive Director certified the recommendations for consideration.

On motion by Commissioner DuPont, seconded by Commissioner Singleton, the Authority unanimously approved engineering item 159-10; and authorized, as presented, the recommendation contained therein; and received and filed the memoranda.

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160-10

Chief Engineer Raczynski presented the recommendation contained in his memorandum dated June 10, 2010, concerning the **Issue of Supplement A to Order for Professional Services No. T3167 – The RBA Group, Inc.** – New Jersey Turnpike, Supervision of Construction Services for Contract No. T300.064, Ramp NWC Improvements at Interchange 18W, Roadway Widening, Grading, Paving & Structures, 2008A Note Construction Fund No. 30000029.

This Order for Professional Services (OPS) was issued at the July 22, 2008 Commission Meeting in the amount of \$1,042,600 to provide construction supervision services for the referenced contract. This contract provides for the construction of two deceleration lanes, with shoulders, surcharge placement and removal, drainage improvements, highway lighting, power and communication conduits, new sign structures, electronic toll collection gantries and a concrete culvert extension at Interchange 18W.

Supplement A will compensate The RBA Group, Inc. for unanticipated additional services to provide construction inspection services required for the extended contract duration. The additional time required by the contractor to construct scheduled improvements was the result of delays caused by unforeseen conditions during construction, which included the need for testing, handling and removal of contaminated non-hazardous soils, removal of underground obstructions that delayed construction of the culvert extension, redesign of temporary area lighting for the Interchange roadways/ramps, delays with implementation of the electric cutover due to operational requirements for Express E-ZPass signing, and the requirement for the redesign of sign structure footings, trusses, and lighting based on the need to increase the sign panel dimensions to accommodate messaging requested by the Meadowlands Xanadu facility.

The RBA Group, Inc. submitted a proposal incorporating the negotiated amount of \$299,000 to provide the required services. The proposal has been reviewed and considered reasonable.

It is, therefore, recommended that Supplemental OPS No. T316A be issued to The RBA Group, Inc. not to exceed the amount of \$299,000, with compensation on the same basis as the original OPS. The addition of this amount increases the total authorized fee from \$1,042,600 to \$1,341,600. The original contract was procured pursuant to N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8.

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161-10

Chief Engineer Raczynski presented the recommendation contained in his memorandum dated June 11, 2010, concerning the **Issue of Supplement A to Order for Professional Services No. P3240 – LS Engineering Associates Corporation** – Garden State Parkway, Design Services for Contract No. P100.132, Widening and Rehabilitation of Patcong Creek Bridge, Milepost 31.0, 2009 Capital Construction Program No. 31028031.

This Order for Professional Services (OPS) was issued at the June 2009 Commission

Meeting in the amount of \$1,453,000 to provide design services for Contract No. P100.132 for the widening and rehabilitation of the Patcong Creek Bridge located on the Garden State Parkway at Milepost 31.0.

The original scope of work for superstructure rehabilitation included only the reconstruction of the bridge deck on the existing bridge and anticipated use of the existing substructure elements. The Phase A report identified concerns with the overall condition of the structural steel and related fatigue issues, which would require repairs and repainting at a significant cost. Subsequent to the Phase A report submission, the existing pier evaluation and foundation recommendation was completed and identified load carrying capacity and scour deficiencies for the existing piles. The Authority requested that two additional alternative studies be performed for comparison of initial and life-cycle costs to the alternatives studied under the original scope. The additional studies included evaluation of 1) complete existing superstructure replacement with existing pier strengthening and 2) complete bridge replacement. Ultimately the Authority selected the superstructure replacement and pier strengthening alternative for final design based on cost and compliance with the current environmental permit. This alternative will result in significant cost savings associated with the future maintenance of the bridge. Supplement A will provide reimbursement for additional design services which were not anticipated as described above, were outside the scope of the original OPS, and include the preliminary engineering for the additional alternative studies and additional design and development of contract documents for complete superstructure replacement and pier strengthening with micropiles.

LS Engineering Associates Corporation submitted a fee proposal incorporating the negotiated amount of \$207,000 to provide the required services. The proposal has been reviewed and is considered reasonable for the additional services to be provided.

It is, therefore, recommended that Supplemental OPS No. P3240A be issued to LS Engineering Associates Corporation not to exceed the amount of \$207,000, with compensation on the same basis as the original OPS. The addition of this amount increases the total authorized fee from \$1,453,000 to \$1,660,000. 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.

Reviewed by the Law Director; available funds certified by the Comptroller; the Executive Director certified the recommendations for consideration.

On motion by Commissioner Singleton, seconded by Commissioner DuPont, the Authority unanimously approved items 160-10 and 161-10; and authorized, as presented, the recommendations contained therein; and received and filed the memoranda.

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162A through 162C-10

Respectively, the following are **Contracts for Formal Acceptance and Final Payment:**

<u>CONTRACT NO.</u>	<u>CONTRACTOR</u>	<u>AMOUNT</u>
<u>TPK Contract R-1393B</u>	Perini Corporation New Jersey Turnpike Bridge Deck Reconstruction and Miscellaneous Structural and Roadway Improvements Structure Nos. E107.88 and E109.02 Milepost 107 to Milepost 109 Essex and Hudson Counties 2009 Capital Construction Program No. 31011028	\$50,000.00
<u>Contract T100.010</u>	Gardner M. Bishop, Inc. New Jersey Turnpike Bridge Deck Repairs and Resurfacing Milepost 83 to Milepost 122 and the Newark Bay-Hudson County Extension Middlesex, Union, Essex, Hudson and Bergen Counties Maintenance Reserve Fund No. 03010001	\$85,259.77
<u>Contract T200.114</u>	Joseph DeFino Trucking Co.Inc. d/b/a DeFino Contracting Co. New Jersey Turnpike Median Inlet Repairs Milepost 0 to 83 Salem, Gloucester, Camden, Burlington, Mercer and Middlesex Counties 2009 Capital Construction Program No. 31002003	\$88,770.00

The Authority accepted the certifications of the Engineers, General Consultant and Chief Engineer as to inspection and completion of the foregoing contracts; the certification of the Authority's Law Department as to liens, claims, surety bonds and Final Payment Certificates, in the amounts shown, due to the contractors for completion of the above contracts.

Reviewed by the Law Director; available funds certified by the Comptroller; the Executive Director certified the recommendations for consideration.

On motion by Commissioner Diaz, seconded by Commissioner DuPont, the Authority approved engineering items 162A-10 through 162C-10; and authorized, as presented, the recommendations contained therein; and received and filed the memoranda.

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PURCHASING

Purchasing Director Ward identified the items as routine goods and services and requested approval. Moved as a group, purchasing items 163A-10 through 163I-10 and General Business item 164-10 are as follows:

Results of Bidding: These items are in response to public advertisement for the commodity requisitioned. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee pursuant to Public Law 2005, Chapter 51 and Executive Order 117 and having no objection to same. Bids for these items were procured and authorization is sought to award contracts to the lowest responsible bidder, pursuant to N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2.2 and Executive Order 37.

Bid prices are on file in the Purchasing Department. Recommendation of contract award to the low bidder meeting Authority specifications is as follows:

163A-10

<u>BIDDERS</u>	<u>BIDS</u>	<u>COMMODITY</u>	<u>VENDOR</u>	<u>AMOUNT</u>
<u>INVITED</u>	<u>REC'D</u>			
9	5	Chevrolet and General Motors OEM Parts	Beyer Bros Corp., Fairview, NJ	\$150,000 (Area A)
			Malouf Chevrolet Cadillac Inc. North Brunswick, NJ	\$100,000 (Area B)
			Mall Chevrolet Cherry Hill, NJ	\$137,000 (Area C)

Requisition Memorandum (RM) 866; Bids Received: May 19, 2010.

In a memorandum dated June 14, 2010, this requisition, made by the Maintenance Department, is one-year Price Agreement for the supply of General Motors and Chevrolet original equipment manufacturer (“OEM”) Parts. Bidders were required to quote on two items: 1) discount off the Manufacturers’ List Price on \$10,000 of miscellaneous parts; and 2) discount off of Manufacturers’ List Price on \$15,000 of miscellaneous remanufactured major assemblies (such as engines and drive trains). In addition, bidders were required to have facilities within designated counties: Area A) Bergen, Passaic, Essex, Hudson or Union; Area B) Burlington, Camden, Gloucester or Salem; Area C) Middlesex or Mercer; Area D) Cape May or Atlantic; and Area E) Monmouth or Ocean. The basis of award is the lowest total bid amount per Area.

Non Compliance: No compliant bid proposals were received for Areas D and E. It is recommended that contracts for these two areas be re-advertised with revised specifications based on the following non-compliant bids:

Four bidders submitted proposals which did not meet the specifications: Mall Chevrolet submitted a bid proposal for Area D. This bidder’s location in Cherry Hill, NJ is not within the counties listed for Area D as required on Page 12 of the specifications. Malouf Chevrolet Cadillac Inc. submitted a bid proposal for Area E. This bidder’s location in North Brunswick, NJ, is not within the counties listed for Area E as required. Frank’s Truck Center Inc. also submitted bid proposals for Areas C and E. This bidders’ location in Lyndhurst, NJ, is not within the counties listed for those Areas as required. Therefore, it is recommended that Mall Chevrolet’s proposal for Area D, Malouf Chevrolet Cadillac for Area E, and Frank’s Truck Center Inc’s proposal for Areas C and E be rejected. In addition, Fred Beans Parts Inc., Doylestown, PA, submitted a bid proposal for Area B. This bidder, however, did not quote one discount for miscellaneous major assemblies as required, but quoted multiple/different discounts. Thus, staff could not ascertain the discount to determine the total dollar value for bid comparative purposes. Therefore, it is recommended that Fred Beans Parts Inc.’s bid proposal be rejected.

Recommend award be made to the lowest responsible bidders of: Beyer Bros Corp. for Area A; Malouf Chevrolet Cadillac Inc. for Area B; and Mall Chevrolet for Area C, in amounts not to exceed those given, for a total anticipated annual expenditure not to exceed \$387,000, subject to funding availability at the time of ordering. The Authority has the sole discretion of extending the price agreements, under the same terms and conditions, for two additional one-year terms.

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163B-10

In a memorandum dated June 14, 2010, concerning the recommendation to **Award** **through New Jersey State Contract No. 70265 – IBM Corporation** – Consulting Services for PeopleSoft Software, PR No. 71729, Budget Code: 00 040 833 156529 Project 04000004.

The Technology and Administrative Services Department requisitioned approximately 520 hours of technology consulting services with respect to PeopleSoft Software operating on IBM servers. The Authority uses the PeopleSoft Software as its integrated financial accounting software. These consulting services can be procured through New Jersey Contract system for an award made between IBM Corporation and the Western States Contracting Alliances. State Contract No. 70265 is valid until August 31, 2014. In accordance with the State Contract pricing, IBM Corporation has submitted a price proposal to perform the consulting services in an amount not to exceed \$114,400.

IBM Corporation has previously provided consulting services to the Authority in a satisfactory manner. This contract will be procured in accordance with N.J.S.A. 27:23-6.1 and N.J.A.C. 19:9-2.5, which regulation permits the Authority to purchase goods and services directly, without advertising, from vendors who hold contracts with the State of New Jersey.

Accordingly, authorization is requested to award a contract to IBM Corporation, Piscataway, NJ in an amount not to exceed \$114,400 as outlined herein.

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163C-10

In a memorandum dated June 16, 2010, concerning the recommendation **to Award through New Jersey State Contract No. 76547 – American Asphalt Co. Inc.** – Asphaltic Concrete, RM 847.

This is a recommended price agreement is for the supply of the above-referenced goods. The Maintenance Department requisitioned the supply of Asphaltic Concrete roadway repairs in the Southern Districts of the Turnpike. These items can be procured through New Jersey State Contract No. 76547. This State Contract is valid until April 21, 2011. The annual anticipated expenditure will be in an amount not to exceed \$50,000.00.

American Asphalt Co. Inc. has performed similar contracts for the Authority in the past in a satisfactory manner. This contract will be procured in accordance with N.J.S.A. 27:23-6.1 and N.J.A.C. 19:9-2.5, which permits the Authority, without advertising, to directly purchase goods and services from vendors which hold contracts with the State of New Jersey.

Accordingly, authorization is requested to enter into a price agreement with American Asphalt Co. Inc., West Collingswood Heights, NJ, in an amount not to exceed \$50,000.00 as outlined herein, subject to funding availability at the time of ordering.

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163D-10

In a memorandum dated June 14, 2010, concerning the recommendation to **Award through New Jersey State Contract No. 76455 – Garden State Highway Products** – Aluminum Sign Blanks, RM 867.

Authorization is requested to award a contract for the above-referenced goods. The Maintenance Department requisitioned Aluminum Sign Blanks for roadway signage on both roadways. These Items can be procured through New Jersey State Contract No. 76455. This State Contract is valid until April 30, 2012. The annual anticipated expenditure will be in an amount not to exceed \$300,000.00.

Garden State Highway Products, Inc. has performed similar contracts for the Authority in the past in a satisfactory manner. In addition, this vendor is registered with

the New Jersey Division of Minority and Women Business Development as a Small Business Enterprise. This contract will be procured in accordance with N.J.S.A. 27:23-6.1 and N.J.A.C. 19:9-2.5, which permits the Authority, without advertising, to directly purchase goods and services from vendors which hold contracts with the State of New Jersey.

Accordingly, authorization is requested to award a contract to Garden State Highway Products Inc., Vineland, NJ, in an amount not to exceed \$300,000.00 as outlined herein, subject to funding availability at the time of ordering.

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163E-10

In a memorandum dated June 16, 2010, concerning the recommendation to **Increase Authorized Amounts of Contract No. 1202 – All American Ford Inc.; and Contract No. 1204 – Freehold Ford Inc.** – Ford OEM Replacement Auto Parts.

Authorization is requested to increase the authorized amounts of Contract No. 1202 for the Northern and Central Areas of both roadways and Contract No. 1204 for the Southern Areas of both roadways.

On March 31, 2009, pursuant to Agenda Item 79F-09, the Authority's Board of Commissioners granted authorization to award contracts for the supply of Ford Original Equipment Manufacturer (OEM) Replacement Auto Parts to: 1) All American Ford, Inc., in an amount not to exceed \$150,000; and 2) Freehold Ford, Inc., in an amount not to exceed \$125,000. Both contracts are due to expire in August 2010. The contracts were awarded to the lowest responsible bidders, in accordance with N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2.2 and Executive Order No. 37 (Corzine 2006).

Both Contracts are utilized heavily to accommodate an aging vehicle fleet and consequently the original authorized funds have been expended. Therefore, staff is requesting that each contract be increased by \$75,000.

Accordingly, authorization is requested to increase Contract No. 1202 with All American Ford Inc., Hackensack, NJ by \$75,000 for a new authorized amount not to exceed \$225,000 for the period through August 23, 2010; and with All American Ford Inc., Freehold, NJ by \$75,000 for a new authorized amount not to exceed \$200,000 for the period through August 24, 2010.

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163F-10

In a memorandum dated June 21, 2010, concerning the recommendation to **Increase Authorized Amount of Emergency Contract No. 66396 – Godwin Pumps** – Temporary Storm Water Pumps at the Woodbridge Storm Water Pump Station, Budget Code: 01-040-580-653010 Project 04010027.

In April 2010, two of three permanent storm drain pumps at the Woodbridge Pump Station, which is located along the Turnpike, malfunctioned. The failed storm pumps create the

potential for roadway flooding and traffic disruption on the Turnpike. To remedy the failure of the existing pumps, the Board of Commissioners, at the April 2010 Commission Meeting, awarded a contract to a vendor to remove, refurbish, and re-install the existing pumps. At the same time, given the continued threat of roadway flooding, the Authority awarded a contract to Godwin Pumps for the rental of two 18-inch diameter diesel powered storm water pumps as a temporary solution at the Pump Station. The rental contract was for a one-month period in an amount not to exceed \$33,036 (including set-up costs). At that time, Maintenance Department staff believed that the permanent pumps could be restored in a few weeks. The contract to Godwin Pumps was procured under the emergency exception to the public bid laws in accordance with N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2.2(d)2 and Executive Order 37 (Corzine 2006).

The completion of the refurbishing contract will take longer than anticipated because the condition of the permanent pumps was worse than expected. The Authority, therefore, must retain the temporary storm water pumps until the re-installation of the permanent ones. Consequently, the Maintenance Department has requested that Contract No. 66396 be extended for an additional five (5) months. This will allow for adequate time to complete the repairs of the permanent pumps and disassembly and removal of the rental pumps. Godwin Pumps submitted a new price proposal for an additional \$98,120 which is a 5-month rental fee plus disassembly and removal. Consistent with rules for emergency procurement, staff attempted to obtain comparative rental quotations. There are a few vendors that rent large sized pumps. Staff was able to contact only three vendors, none of which had the required pumps available. Staff also obtained a quotation with respect to purchasing the rental pumps. The combined cost of purchasing the two pumps is \$285,840, plus \$50,000 for the hoses and accessories needed to operate both pumps. Thus, the cost to rent is significantly less than \$335,840 cost of buying the two pumps currently in use.

Accordingly, authorization is requested to increase Contract No. 66396 with Godwin Pumps, Bridgeport, NJ, by \$98,120 for the rental of two storm water pumps for an additional five month term. This would bring the total authorized amount of the Contract to \$131,156.

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163G-10

In a memorandum dated June 14, 2010, concerning the recommendation to **Increase Authorized Amount of Sole Source Contract (PO 67399) – Sulzer Pumps (US) Inc.** – Pump Repairs at the Woodbridge Storm Water Pump Station, Budget Code: 01-040-580-653010 Project 04010027.

At the April 15, 2010 Commission Meeting (Agenda Item 103C-10), the Board ratified the award of a contract to Sulzer Pumps to rebuild two (2) inoperable Johnson/Sulzer Vertical Storm Drain Pumps (“Pumps”) for the Woodbridge Storm Water Pump Station, which is located along the Turnpike. The contract was in an amount not to exceed \$200,000. (Sulzer Pumps had stated that this was an approximate sum.) The contract was procured under the emergency exception

to the public bid laws in accordance with N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2.2(d)2 and Executive Order 37 (Corzine 2006). Sulzer Pumps removed and transported the Pumps from the Woodbridge Storm Water Pump Station to its facility. Sulzer Pumps' staff took apart the Pumps and found that they were in more severe states of erosion than anticipated. Consequently, the repair work is more extensive and will take more time to complete than expected. Sulzer Pumps submitted a final quotation of \$83,224 for the additional work on the Pumps. The Maintenance Department requested that the Contract be increased because: 1) rebuilding the Pumps is more cost effective and timely than procuring new pumps; 2) the continued rental of the temporary pumps is expensive (about \$20,000 per month); and 3) the threat of flooding on the Turnpike still exists.

Accordingly, authorization is requested to increase Contract (PO 67399) with Sulzer Pumps (US) Inc. Bridgeport, NJ by \$83,224 to complete the rebuilding of the two storm water pumps. This would bring the total authorized amount of the Contract to \$283,224.

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163H-10

In a memorandum dated June 14, 2010, concerning the recommendation to **Increase Authorized Amount Awarded through New Jersey State Contract No. 71188 – AutoZone Northeast Inc.** – Automotive Parts and Accessories, Contract No. 916 – Automotive Parts and Accessories.

Commencing in April 2008 the Maintenance Department requisitioned Original Equipment Manufacturer (OEM) and non-OEM Automotive Parts and Accessories for light duty vehicles for both roadways. The initial contract amount of \$100,000 has been increased on several occasions. The most recent increase occurred in August of 2009 and it brought the authorized total to \$500,000. Contract No. 916 is utilized heavily to accommodate an aging vehicle fleet and consequently the funds have been expended. Thus, the Maintenance Department has requested an increase of \$250,000 to continue the supply of automotive parts from Autozone. These Items can continue to be procured through New Jersey State Contract No. 71188. This State Contract is valid until April 30, 2012. The anticipated expenditure on this contract through June 30, 2011 will be in an amount not to exceed \$250,000.00, subject to funding availability at the time of order. The total authorized amount will be \$750,000.

AutoZone Northeast Inc. has performed similar contracts for the Authority in the past in a satisfactory manner. This contract was procured in accordance with N.J.S.A. 27:23-6.1 and N.J.A.C. 19:9-2.5(a), which regulation permits the Authority to purchase goods and services directly, without advertising, from vendors which hold contracts with the State of New Jersey.

Accordingly, approval is requested to increase the authorized amount of Contract No. 916 with AutoZone Northeast Inc., Elizabeth, NJ by \$250,000 to a new authorized total of \$750,000, subject to availability of funding at the time of order.

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163I-10

In a memorandum dated June 18, 2010, concerning the recommendation to **Increase Authorized Amount Awarded through New Jersey State Contract No. 69732 – Progressive Hydraulics Inc.**- Hoses and Fittings for Hydraulic Equipment, Contract No. 1126.

In April 2009, the Authority issued a contract to Progressive Hydraulics, Inc., for the supply of hoses and fittings (Parker Brand) used for the maintenance of vehicles and other hydraulic equipment. In February of 2010, the initial \$20,000 contract was increased to the current authorized total of \$35,000. The funds have been expended, and the Maintenance Department has requested an increase of \$7,500 to continue the supply of hydraulic hoses and fittings through the expiration of the State Contract No. 69732, which is valid until August 31, 2010.

This contract was procured in accordance with N.J.S.A. 27:23-6.1 and N.J.A.C. 19:9-2.5(a), which regulation permits the Authority to purchase goods and services directly without advertising from vendors who hold contracts with the State of New Jersey.

Accordingly, approval is requested to increase the authorized amount of Contract No. 1126 with Progressive Hydraulics Inc., Saddle Brook, NJ by \$7,500 to a new authorized total of \$42,500, subject to availability of funding at the time of order.

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GENERAL BUSINESS

164-10

In a memorandum dated June 18, 2010, concerning the recommendation to **Increase Authorized Amount of Contract No. 1171 – Hawkins Delafield & Wood LLP** – Arbitrage Rebate and Yield Restriction Compliance Services.

At its May 27, 2009 meeting, the Authority's Board of Commissioners granted authorization to award a contract to Hawkins Delafield for arbitrage rebate and yield restriction compliance services (Item 135J-09). The contract is for a two-year period from June 1, 2009 through May 31, 2011, in an amount not to exceed \$48,000. In addition, the Authority has the option to extend the contract for two additional one-year terms. The professional services process was conducted in accordance with N.J.S.A. 23:26-6.1, N.J.A.C. 19:9-2.1(b), and Executive Order No. 37 (Corzine 2006).

Since commencement of the contract, the Authority has been required to have arbitrage rebate calculations performed for several bond issues which were not expressly enumerated in the original scope of services. Specifically, Hawkins Delafield will provide arbitrage rebate and yield restriction compliance reports for two years of calculations for the Authority's 2009F, 2009G, 2009H, and 2009I bonds, all of which were issued after the contract was awarded. In 2009, the 2005D bond was converted from taxable to tax-exempt and thus, for the first time, requires two years of arbitrage calculations to be performed. Also, the 1991A bond requires an interim five year

report and a final computation report in addition to the reports already included in the authorized amount. Furthermore, the Authority needs an arbitrage report for one year for any new bonds that may be issued in 2010. Because these matters were not expressly set forth in the original scope of services, the costs related to them were not included in the contract amount authorized by the Board. Thus, the Finance Department requests that Contract No. 1171 be increased by \$29, 550 to pay for these additional reports through the end of the two-year term. This amount is consistent with the proposed pricing for new reports provided in Hawkins Delafield's proposal.

Accordingly, authorization is requested to increase Contract No. 1171 with Hawkins Delafield & Wood LLP, New York, NY by \$29, 550, for the period through May 31, 2011, subject to availability of funding at time of services. This will bring the total authorized amount of the contract to \$77, 550.

Reviewed by the Law Director; available funds certified by the Comptroller as appropriate; the Executive Director certified the recommendations for consideration.

On motion by Commissioner Pocino, seconded by Commissioner Singleton, the Authority unanimously approved items 163A-10 through 163I -10, and 164-10; and authorized, as presented, the recommendations contained therein; and received and filed the memoranda.

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165-10

Finance Comptroller Manuelli presented the **Financial Summary** of the New Jersey Turnpike Authority for the five months ended May 31, 2010.

On motion by Commissioner Hodes, seconded by Commissioner DuPont, the Authority's financial report was unanimously accepted and received for file.

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166-10

Resume of All Fatal Accidents – Garden State Parkway and New Jersey Turnpike. Submitted by Assistant Operations Director Eibel, they contain a descriptive summary for the Period 1/1/10 to 6/14/10, together with 2009 – 2010 Yearly Comparisons for the five months through May 2010.

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

The Assistant Director advised that the year-to-date accident statistics show that actual fatalities are down but accidents are up; Parkway has 8 fatalities compared to 12 last year; Turnpike has 6 fatalities compared to 10 last year. The Chairman asked that Operations investigate the correlation between weather and accidents with fatalities.

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167-10

New Jersey State Police Troops D and E - Reports of Activities, submitted for the five months through May, 2010, including 2009 – 2010 Yearly Comparisons, were presented by Major Burke, New Jersey State Police Troop E Commander.

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

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OTHER BUSINESS

Toll Collections Director Quirk provided an update on the status of the Customer Service Program to address patron complaints regarding toll collectors. He advised that a year-to-date comparison shows 2010 as having a 28% decrease in customer complaints, adding that even one complaint is still too much. He said that the aggressive training includes an update on rules, and all shifts, all full-time and all part-time, are being trained. The Turnpike training began on May 12; with the seasonal hiring season, training has been managed without any impediment to customers; and the Parkway training began on June 21st. In addition to toll collectors, each supervisor, manager, toll technician, office staff and any other member of the Toll Collection Department who may come into contact with patrons, is being brought in for training. Each and every complaint is investigated to the patron's satisfaction although sometimes, due to the patron's schedule, it may take some time. Recent complaints that have gone through the process have resulted in 3 suspensions and there are 20 complaints pending.

The Chairman asked if the number of complaints have been mapped out by toll plaza, if the map has been posted at all toll plazas and, also, to provide a copy of the map to the Board at the next Commission Meeting. Director Quirk said that the quarterly mapping is going well and the next map is going up on July 1st. He added that everyone is cooperating to get it done right.

At this juncture, Executive Director Gutierrez-Scaccetti advised of the traffic situation which occurred when a sink-hole developed in the area of the Turnpike Widening at southbound MP 66. She deferred to Chief Engineer Raczynski to convey the engineering aspect of what caused the sink-hole.

Rich Raczynski advised that two drainage pipes had to be driven under the roadway which ultimately required directional drilling. The first pipe was installed on June 16. At 7:00 am on June 26th, the crews and inspector reporting to the site discovered a pothole turning into a sinkhole and contacted the Operations and Engineering Departments. The lanes were shut down and excavated revealing a void on top of the pipe about 18" deep by 6" long by 4' wide and just barely beneath the center lane. Concrete was placed 12:15 pm, set at 3:15pm and then paved. The lane opened at 5:30 pm. At this point, we can only assume that in the process of doing the directional drilling 6' below the roadway, some soft earth may have been hit and pulled out and it took 10 days for the pavement to fail.

The Executive Director said that there was a 10-mile back-up through the merge, but with Rich's help only 1 lane needed to be closed and the excellent team of staff from both the Authority and Department of Transportation came up with a successful alternate route plan. Engineering, Operations, Maintenance, Patron Services, Troop D of the NJ State Police and HNTB (the Authority's General Consultant) helped stagger closings. By doing so, the staggering and spreading traffic over several exits resulted in fewer instances of dead stop traffic, and also kept traffic moving very safely in the process. No reports were received of secondary accidents but we had wrecker crews standing-by to remove vehicles from the area, if necessary. HMSHost (the Authority's service area concessionaire) and Sunoco (the Authority's fuel concessionaire) worked hard to get water to the patrons. Further, she stated that this operation could not have been executed by one individual – it was a team effort, and it worked very well using the Traffic Management Center as a conferencing facility without having to physically be there; allowing solution conferencing to be done without having people on site and in the way. Diane concluded by adding that it was a great staff of people who know how to work together.

The Chairman added that it was like a symphony orchestra the way the plan was executed. He stated that if anyone questions the Turnpike 6 to 9 widening, they should see what happens when one lane is closed and produces a 10 to 12 mile tie-up. Everyone did a tremendous job with a special thank you Sergeant Jeff Crapser.

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Upon conclusion of all agenda matters, Chairman Simpson opened the floor to public comment on other matters.

Tom Stokes, of Human Resources, said he will echo what had been said about Diane, adding that she is a fantastic person and "her genetic make-up IS the Authority". Beyond that, he opined that the current Governor is one of the greatest the State has known and congratulated the Chairman on being appointed.

Frank Forst, Assistant to the President of Local 194 IFPTE, said that July 1 will be the 40th anniversary of the first Local 194 contract and recalled former Executive Director Bill Flanagan. He stated that since that time he has compared the various Executive Directors of the Authority to Mr. Flanagan and though one had come close, Diane made it and measures up.

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The motion to adjourn was made by Commissioner DuPont, seconded by Commissioner Hodes and, after the voice vote, the motion was duly adopted. The Authority adjourned at 11:10 A.M., to meet on Tuesday, July 27, 2010, at 9:30 A.M.

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The Secretary acknowledges receipt of the following documents for file:
ADDITIONAL REPORTS:

REPORT OF PURCHASES – for the one-month period: May 1 through May 31, 2010.

REPORT OF UTILITY ORDERS – under Executive Director’s Delegated Authority 117-05, modified by EDDA 150-09; Dated for June 29, 2010.

REPORT SUMMARY OF CONTRACT CHANGE ORDERS; only for Type 1 and Type 2 – Period May 7, 2010 through June 11, 2010; Dated for June 29, 2010.

REPORT OF CONSTRUCTION PROGRESS – Period Ending June 11, 2010; Dated for June 29, 2010.

Rose Stanko
Secretary

APPROVED:

James S. Simpson, Chairman and NJ Department of Transportation Commissioner

Michael R. DuPont, Treasurer

Harold L. Hodes, Commissioner

David G. Evans, Commissioner

Raymond M. Pocino, Commissioner

Troy Singleton, Commissioner

Ulises E. Diaz, Commissioner