

**PROCEEDINGS OF NEW JERSEY TURNPIKE AUTHORITY
TUESDAY, JULY 27, 2010**

Commissioner Michael DuPont called the Authority into session in the Executive Boardroom of the Authority's Administration Offices, Woodbridge, New Jersey, at 9:37 A.M.

PRESENT

Commissioner/Treasurer Michael DuPont; Commissioner Harold Hodes; Commissioner David Evans (attending via telephone conference); Commissioner Raymond Pocino; Commissioner Troy Singleton; Commissioner Ulises Diaz; and DOT Designee Walter Perkins.

ALSO PRESENT

Executive Director Diane Gutierrez-Scaccetti; Deputy Executive Director John O'Hern; Chief Engineer Richard Raczynski; Electronic Toll Collection Director Dennis Switaj; 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; Operations Director Sean Hill; Purchasing Director Andrea Ward; Technology and Administrative Services Director Brian Gorman; Tolls Director Robert Quirk; Chief of Staff Joe Orlando; NJ State Police Deputy Commander Captain Pam Elliott, Troop E; and Secretary Rose Stanko.

Also present were: General Counsel Judy Verrone and Michael Cole; General Consultant James Beattie; Governors' Authorities Unit Representative Maura Tully; Local 194 IFPTE President Franceline Ehret and Consultant, Frank Forst; NJTA Maintenance employee Phil Gallagher; NJTA Toll Collector Raymond Aufiero; Murray Bodin of Concerned Grandparents; additional individuals consisting of other NJTA employees; interested organizations; the general public; and from the media: the Asbury Park Press; Star Ledger; and Bergen Record.

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 not elapsed since Governor Chris Christie received the minutes of the June 29, 2010 regular meeting. The veto period will expire with close-of-business tomorrow, July 28, 2010.

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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: 178-10 for Commissioner DuPont; 172-10 through 176-10, 180A-10, 180B-10 and 181-10 for Commissioner Pocino; 174-10, 175-10 and 181-10 for Commissioner Singleton.

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 9:46 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

168-10

Human Resources Director Garrity submitted the **Personnel Agenda**, dated July 27, 2010, and requested confirmation of the personnel matters contained therein.

The Executive Director certified the recommendations for consideration.

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

LAW

Law Director Caceres requested approval of Law items 169-10 and 170-10 and General Business Item 186-10; the items were moved together and, remaining in sequence, are as follows:

169-10

In a memorandum dated June 2, 2010, concerning a recommendation to **Settle Formal Workers' Compensation Matter of Perry Gambino v. New Jersey Turnpike Authority**, Account No. 10-870-405070.

Perry Gambino is Turnpike Maintenance Person hired in September 2002. This recommended settlement settles a formal Claim Petition encompassing job related injury to three separate body parts.

The petitioner is represented by Alfred Vitarelli, Esq. of Stark & Stark located in Marlton, NJ. The Authority is defended by Special Counsel Curt Cox of Kamensky, Cohen and Associates located in Pennington, NJ. The matter is venued in the district office of Mt. Holly before Judge Emille Cox.

Permanency exams on behalf of the petitioner were performed by Dr. Ralph Cataldo. Permanency evaluations on behalf of the respondent were performed by Dr. Kenneth Peacock.

Petitioner's attorney made an initial demand of first 40% permanent partial total, then 33.33% permanent partial total, both of which were rejected by Judge Cox. Special Counsel requested 22.5% permanent partial total via Section 20 for one of the injured body parts which Judge Cox also rejected. Judge Cox recommended a settlement of 30% permanent partial total or \$43,650.00, for all affected body parts; therefore Special Counsel's settlement request reflects the Judge's recommendation.

The Law Department has reviewed this matter and agrees with the recommendation of the Special Counsel, the Authority's third party workers' compensation administrator and the Assistant Director, HR, Safety & Benefits. Authorization is, therefore, requested to allow Special Counsel to settle this matter for the sum of \$43,650.00.

170-10

In a memorandum dated July 14, 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 Properties and Settlement of Damage Claims, Fourteen (14) Properties, 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 eleven (11) 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 or for the settlement of any claims related to said acquisitions 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 or other terms of settlement:

- 1) Turnpike Design Section 2, Turnpike ROW Section 3E
Parcel No. C250, Block 131, Lot 6 (Partial Taking)
203 Old York Road, Bordentown Township, Burlington County
Owner: Barbara A. Nurko and Randy J. Capes
Amount: \$ 2,000.00

The property currently consists of 66.7 acres of farmland improved with a horse farm that includes a main dwelling, barns and a stable (the "Property"). The NJTA must acquire the following interest in the Property which will hereafter be referred to as the "Property Interest": (1) a temporary construction easement consisting of the right to access Dunn's Mill Road with vehicles and equipment for use during the construction of a petroleum pipeline on the lands of others, impacting 0.971 acres of the Property to be designated as Parcel C250.

- 2) Turnpike Design Section 1, Turnpike ROW Section 3D
Parcel Series 179, Block 4, Lot 14 (Partial Taking)
Mansfield Road West, Mansfield Township, Burlington County
Owner: Robert Lounsberry and Barbara Lounsberry
Amount: \$ 179,200.00

The property currently consists of 50.85 acres of vacant land (the "Property"). The NJTA must acquire the following interests in the Property which will hereafter be referred to as the "Property Interest": (1) a fee simple interest in 1.003 acres of the Property to be designated as Parcel 179; (2) a slope easement consisting of the right to form and maintain slopes for grading, drainage and support of Mansfield Road West, impacting 0.175 acres of the Property to be designated as Parcel E179; (3) a utility easement consisting of the right to install and maintain a pipeline for Sunoco Pipeline L.P., impacting 0.887 acres of the Property to be designated as Parcel UE179; (4) a utility easement consisting of the right to install and maintain a pipeline for Colonial Gas Company, impacting 0.966 acre of the Property to be designated as Parcel 2UE179; (5) a temporary construction easement consisting of the right to perform construction related activity for use during the construction of proposed pipeline, impacting 0.731 acres of the Property to be designated as Parcel C179; and (6) a temporary construction easement consisting of the right to perform construction related activity for use during the construction of proposed pipeline, impacting 1.097 acres of the Property to be designated as Parcel 2C179.

- 3) Turnpike Design Section 1, Turnpike ROW Section 3D
Parcel Series 191, Block 5, Lot 2.01 (Partial Taking)
Old York Road, Mansfield Township, Burlington County
Owner: Marguerite S. Winzinger and John Winzinger, Jr.
Amount: \$222,870.00 (additional is \$71,170.00; \$151,700.00 previously approved for condemnation)

The property currently consists of 72 acres of vacant preserved farmland (the "Property"). The Property's development rights were sold to the County of Burlington on July 12, 2002 for \$293,400.00 (for both Lots 2.01 and 2.03) in a deed of easement recorded in Deed Book 5980, Page Number 966. Subsequently, on October 26, 2006, an amendment to the original deed of easement was recorded in Deed Book 6445, Page Number 89 (for both Lots 2.01 and 2.03) which corrected the description of the land subject to the easement and conveyed additional compensation of \$22,896.86. The NJTA must acquire the following interest in the Property which will hereafter be referred to as the "Property Interest": (1) a fee simple interest in 7.575 acres of the Property (including 6.789 acres within the farmland preservation easement) to be designated as Parcel 191; and (2) a temporary construction easement consisting of the right to store equipment and materials and to perform construction related activity for use during the construction of drainage improvements, impacting 0.031 acres of the Property (all of which is located outside of the farmland preservation easement) to be designated as Parcel C191.

Of the additional amount, \$56,000 is being paid directly to the property owner as compensation for damages suffered by the property owner when a 2.5 acre section of the property was not included as part of the farmland preservation easement at the insistence of the Turnpike Authority due to the Authority's belief that same would be required for future widening purposes. The remaining \$15,170.00 of the revised amount represents the additional sum negotiated by the parties as settlement of this matter. The Winzinger portion of the purchase price is \$74,197 and the amount to Burlington County for the Farmland Preservation Easement is \$92,673.00.

- 4) Turnpike Design Section 3, Turnpike ROW Section 3F
Parcel No. 303, Block 2726, Lot 4 (Full Taking)
5715 South Broad Street, Hamilton Township, Mercer County
Owner: Patrick Hoy and Cathy Hoy
Amount: \$500,000.00

The property currently consists of 0.511 acres of land improved with a 1,656 square foot, single-family residence (the "Property"). The NJTA has acquired the following interest in the Property which will hereafter be referred to as the "Property Interest": (1) a fee simple interest in 0.511 to be designated as Parcel 303. This dollar amount is inclusive of relocation costs.

- 5) Turnpike Design Section 8, Turnpike ROW Section 4L
Parcel Series 1213, Block 4, Lot 1.01 (Partial Taking)
260 Prospect Plains Road, Township of Cranbury, County of Middlesex
Owner: Teachers Insurance and Annuity Association of America
Amount: \$175,000.00 (additional \$29,100.00; \$145,900.00 previously approved for condemnation)

The property currently consists of 25.313 acres of land improved with a single story 232,886 square foot warehouse. Cedar Brook runs in a westerly direction along the southern portion of the site. The NJTA must acquire the following interest in the Property which will hereafter be referred to as the "Property Interest": (1) a fee simple interest in 0.676 acres of the Property to be designated as Parcel 1213; (2) a utility easement consisting of the right to install and maintain the Colonial Pipeline, impacting 0.905 acres of the Property to be designated as Parcel UE1213; (3) a slope easement consisting of the right to form and maintain slopes for grading, drainage and support of Prospect Plains Road, impacting 0.193 acres of the Property to be designated as Parcel E1213; (4) a temporary construction easement consisting of the right to access land and area with vehicles and equipment for use during the re-grading of driveway to meet new roadway grades, impacting 0.484 acres of the Property to be designated as Parcel C1213; (5) a temporary construction easement consisting of the right to access land and area with vehicles and equipment for use during the construction of subsurface Colonial Pipeline and appurtenances, impacting 0.074 acres of the Property to be designated as Parcel 2C1213; (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 Colonial Pipeline and appurtenances, impacting 0.115 acres of the Property to be designated as Parcel 3C1213; (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 Colonial Pipeline and appurtenances, impacting 0.020 acres of the Property to be designated as Parcel 4C1213; and (8) a temporary construction easement consisting of the right to access land and area with vehicles and equipment for use during the construction of subsurface Colonial Pipeline and appurtenances, impacting 0.430 acres of the Property to be designated as Parcel 5C1213.

- 6) Turnpike Design Section 4, Turnpike ROW Section 4G
Parcel Series 982, Block 30, Lot 8.16 (Partial Taking)
21 Hickory Way, Robbinsville Township, Mercer County
Owner: Rose M. Brignoni-Tran and Thuan M. Tran
Amount: \$20,000.00 (additional amount of \$2,600.00; \$17,400.00 previously approved)

The property currently consists of 0.850 acres of land improved with a two story, single family residence with an attached garage. The Authority must acquire the following interests in the Property: (a) a fee simple interest in 0.083 acres of the Property to be designated as Parcel 982; and (2) a temporary construction of the right to access land and area with vehicles and equipment for use during the construction of a noise wall and appurtenances, impacting 0.029 acres of the Property to be designated as Parcel C982.

- 7) Turnpike Design Section 7, Turnpike ROW Section 4K
Parcel Series 1153, Block 13, Lot 1.02 (Partial Taking)
329 Wyckoffs Mills Road, East Windsor Township, County of Mercer
Owner: Wyckoff Mills, LLC
Amount: \$305,000.00 (additional \$100,000.00; \$205,000.00 previously approved for condemnation)

The property currently consists of 23.12 acres of land improved with a vacant office/laboratory building (the "Property"). The NJTA must acquire the following interest in the Property which will hereafter be referred to as the "Property Interest": (1) a fee simple interest in 0.105 acres of the Property to be designated as Parcel 1153A; (2) a fee simple interest in 0.344 acres of the Property to be designated as Parcel 1153B; (3) a fee simple interest in 2.463 acres of the Property to be designated as Parcel 1153C; (4) a slope easement consisting of the right to form and maintain slopes for grading, drainage and support of Wyckoffs Mills Road, impacting 0.137 acres of the Property to be designated as Parcel E1153; (5) a utility easement consisting of the right to install and maintain a pipeline for Colonial Pipeline, impacting 2.005 acres of the Property to be designated as Parcel UE1153; (6) a drainage easement consisting of the right to construct and maintain a drainage ditch, discharging water into the NJTA ROW, impacting 0.118 acres of the Property to be designated as Parcel D1153; 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 and the construction of grading, paving and reconstruction of the existing access, impacting 1.707 acres of the Property to be designated as Parcel C1153.

- 8) Turnpike Design Section 2, Turnpike ROW Section 3E
Parcel Series 271, Block 103, Lot 2 (Partial Taking)
Bordentown – Chesterfield Road, Chesterfield Township, Burlington County
Owner: Angelo M. Nasti and Nancy M. Falconi-Nasti
Amount: \$6,994.50 (additional amount of \$3,344.50 for reimbursement of certain fees incurred in connection with modifications to final design; amount of \$3,600.00 previously approved)

The property currently consists of a total of 0.569 acres of land improved with a 1,920 square foot cape-cod style single-family house and a detached two car garage (the "Property"). The NJTA must acquire the following interests in the Property which will hereafter be referred to as the "Property Interest": (1) a fee simple interest in 0.004 acres of the Property to be designated as Parcel 271; (2) a slope easement consisting of the right to form and maintain slopes for grading and drainage Bordentown-Chesterfield Road, impacting 0.015 acres of the Property to be designated as Parcel E271; and (3) a temporary construction easement consisting of the right to access land and area with vehicles and equipment for use during the reconstruction of a driveway, impacting 0.008 acres of the Property to be designated as Parcel C271.

- 9) Turnpike Design Section 5, Turnpike ROW Section 4H
Parcel Series 1037A, 1037B & 1037C, Block 43, Lots 10, 12 & 13 (Partial Taking)
585, 589 & 603 Perrineville Road, East Windsor Township, Mercer County
Owner: Randall Peck and Laura Peck
Amount: \$92,896.00 (additional \$76,896.00 only; \$16,000.00 previously authorized for; SADC: \$12,138.00 and Owner: \$3,862.00)

The property consists of preserved farmland and, as such, the purchase price authorized at the Commission Meeting of March, 2010 will be distributed as set forth therein. The Pecks are also entitled to compensation for crop damage to approximately 4 1/2 acres calculated pursuant to a statutory formula based on net income for standing crops. The length of time for the crop disruption has been determined using the pipeline protocol of Colonial Pipeline Company. Pursuant to same, the term of this disruption is estimated to be three years and the total amount of the negotiated settlement for crop damage is \$76,896.00.

- 10) Turnpike Design Section 5, Turnpike ROW Section 4H
Parcel No. RC1048, Block 41, Lot 19.15 (Partial Taking)
18 Applegate Drive, Robbinsville Township, Mercer County
Owner: W.W. Grainger, Inc.
Amount: \$2,000.00

The Property currently consists of 37.90 acres of land improved with a 435,945 square foot distribution center that was built in 2003 (the "Property"). The NJTA must acquire the following interest in the Property which will hereafter be referred to as the "Property Interest": (1) a temporary construction easement consisting of the right to access land and area for the construction of a petroleum pipeline, impacting 0.346 acre of the Property to be designated as Parcel RC1048.

- 11) Turnpike Design Section 1, Turnpike ROW Section 3D
Parcel Series 211, Block 30, Lot 8.02 (Partial Taking)
767 Mansfield Road West, Mansfield Township, Burlington County
Owner: Henri A. Edmond and Jeanette R Edmond
Amount: \$50,000 (\$7,000 of this amount is for payment of the Property Interest; \$43,000 is for payment of the damages to the Property)

The property currently consists of 2.981 acre of land improved with a two-story, single family residence with an attached garage and small shed (the "Property"). The NJTA 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 Mansfield Road West, impacting 0.142 acres of the Property to be designated as Parcel E211; (2) a drainage easement consisting of the right to construct and maintain a drainage pipe and appurtenances, impacting 0.029 acres of the Property to be designated as Parcel D211; and (3) a temporary construction easement consisting of the right to perform construction related activity for use during the construction of a proposed driveway, impacting 0.104 acres of the Property to be designated as Parcel C211.

The work to be done to this Property includes removal of the existing Colonial and Sunoco Pipelines. The anticipated damage caused by this removal was included as part of the negotiations. As a result, a separate sum was agreed upon for replacement of top soil, sod and other resulting damages/disturbances to the remainder with input from the Pipeline companies.

II. New Eminent Domain Proceedings. The Authority has determined that the three (3) properties listed herein are necessary for the Widening Program. To that end, the Authority had appraisals prepared by independent Appraisers and reviewed by Value Research Group, LLC, the Authority's Real Estate Manager/Consultant, which set a value for each. With respect to the 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 3, Turnpike ROW Section 3F
Parcel Series 327, Block 2725, Lot 16 (Partial Taking)
907 Yardville-Allentown Road, Hamilton Township, Mercer County
Owner: Patricia A. Ucci and Antonio R. Ucci
Amount: \$ 110,000.00 (Revised Description of Taking Only; amount previously approved)

The property currently consists of 8.974 acres of land improved with a 1,670 square foot single-family residence and several outbuildings (the "Property"). The NJTA must acquire the following interests in the Property which will hereafter be referred to as the "Property Interest": (1) a fee simple interest in 3.163 acres of the Property to be designated as Parcel 327; (2) a drainage easement consisting of the right to construct and maintain drainage facilities within a drainage easement, containing subsurface drains and appurtenances, impacting 0.186 acres of the Property to be designated as Parcel RD327; (3) a temporary construction easement consisting of the right to access land and area with vehicles and equipment for use during the construction of driveways, a retaining wall, grading at the wall, and to construct a roadway and appurtenances, impacting 0.141 acres of the Property to be designated as Parcel RC327; and (4) a temporary construction easement consisting of the right to access land and area with vehicles and equipment for use during the construction of driveways, a retaining wall, grading at the wall, and to construct a roadway and appurtenances, impacting 0.141 acres of the Property to be designated as Parcel 2C327.

- 2) Turnpike Design Section 4, Turnpike ROW Section 4G
Parcel Series R973, Block 40, Lot 2.01 (Partial Taking)
100 West Manor Way, Robbinsville Township, Mercer County
Owner: 100 West Manor Way, LLC
Amount: \$3,095,000.00 (additional \$2,490,000.00 only; \$605,000.00 previously approved) (Revised Taking)

The property currently consists of 68.509 acres of land improved with a 905,000 square foot "big box" warehouse (the "Property"). The NJTA must acquire the following interests in the Property which will hereafter be referred to as the "Property Interest": (1) a fee simple interest in 4.017 acres of the Property to be designated as Parcel R973A; (2) a fee simple interest in 0.002 acres of the Property to be designated as Parcel R973B; (3) a utility easement consisting of the right to install and maintain subsurface and serial utilities, impacting 0.028 acres of the Property to be designated as Parcel RUE973; (4) a utility easement consisting of the right to install and maintain Colonial Pipeline, impacting 3.232 acres of the Property to be designated as Parcel 2UE973; (5) a slope easement consisting of the right to form and maintain slopes for grading, drainage and support of Robbinsville-Allentown Road, impacting 0.020 acres of the Property to be designated as Parcel E973; (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 Colonial Pipeline and appurtenances, impacting 3.249 acres of the Property to be designated as Parcel C973; (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 Colonial Pipeline and appurtenances, impacting 0.367 acres of the Property to be designated as Parcel 2C973; (8) a temporary construction easement consisting of the right to access land and area with vehicles and equipment for use during the construction of subsurface Colonial Pipeline and appurtenances, impacting 0.085 acres of the Property to be designated as Parcel 3C973; (9) a temporary construction easement consisting of the right to access land and area with vehicles and equipment for use during the construction of subsurface Colonial Pipeline and appurtenances, impacting 0.128 acres of the Property to be designated as Parcel 4C973; (10) a temporary construction easement consisting of the right to access land and area with vehicles and equipment for use during the construction of subsurface Colonial Pipeline and appurtenances, impacting 0.890 acres of the Property to be designated as Parcel 5C973; and (11) a temporary construction easement consisting of the right to access land and area with vehicles and equipment for use during the construction of subsurface Colonial Pipeline and appurtenances, impacting 0.068 acres of the Property to be designated as Parcel 6C973.

- 3) Turnpike Design Section 4, Turnpike ROW Section 4G
Parcel Series 981, Block 30, Lot 8.15 (Partial Taking)
23 Hickory Way, Robbinsville Township, Mercer County
Owner: Marie Thadal
Amount: \$31,300.00 (amount previously approved as a negotiated sale)

The property currently consists of 1.204 acres of land improved with a two-story, single-family residence with an attached garage (the "Property"). The NJTA must acquire the following interests in the Property which will hereafter be referred to as the "Property Interest": (1) a fee simple interest in 0.167 acres of the Property to be designated as Parcel 981; 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 noise wall and appurtenances, impacting 0.051 acres of the Property to be designated as Parcel C981.

This transaction was approved as a negotiated sale, however, the owner became non-responsive and the property was subsequently put into foreclosure. A condemnation action is now being filed.

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.

On motion by Commissioner Pocino, seconded by Commissioner Hodes, the Authority unanimously approved items 169-10 and 170-10; 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

Chief Engineer Raczynski requested approval of item numbers 171-10 through 180B-10.

Before continuing, Commissioner Singleton questioned if the amounts given in item 171-10 equaled only the Authority's share and, if so, whether the dollar figures represented a 50-50 split between the Authority and the State. The Chief Engineer answered that the amounts given represented only the cost to the Authority and were not strictly 50-50 because the contributions in the agreements differed according to the cost-sharing project.

Moved as a group, those Engineering items are as follows:

171-10

In a memorandum dated July 19, 2010, concerning authorization to **Enter into Feeder Road Cost Sharing Agreements with New Jersey Department of Transportation (NJDOT): Agreement No. 10-10:** Structural Repairs to Route 495, Route 1&9/Paterson Plank Road Bridge, Supplemental Capital Fund No. 08007101; **Agreement No. 11-10:** Structural Repairs to Route 46/Hackensack River Bridge, Supplemental Capital Fund No. 08007102; **Agreement No. 12-10:** Reconstruction of the Route 168 Benigno Boulevard Intersection, Supplemental Capital Fund No. 08007103; **Agreement No. 13-10:** Reconstruction of Route 78, Milepost 53.7 to 58.5 Supplemental Capital Fund No. 08007104.

The New Jersey Turnpike Authority (NJTA) and the New Jersey Department of Transportation (NJDOT) desire to enter into four Cost Sharing Agreements for improvements to feeder roads to the New Jersey Turnpike and Garden State Parkway. The projects include:

- Structural repairs to Route 495, Route 1 & 9/Paterson Plank Road Bridge in the amount of \$62,605,000. Route 495 provides direct access from the Lincoln Tunnel to the New Jersey Turnpike at Interchange 16E/18E.

- Structural Repairs to Route 46/Hackensack River Bridge in the amount of \$18,400,000. Route 46 provides access to the Route 95 section of the Turnpike.

- Intersection Improvements - Route 168 and Benigno Boulevard in the amount of \$3,700,000. Route 168 provides direct access to the New Jersey Turnpike at Interchange 3.

- Resurfacing of Route 78, Milepost 53.7 to 58.5 in the amount of \$16,295,000. This project is located at the Garden State Parkway and is an extension of work included in the Parkway's Interchange 142 project.

In consideration of the affirmative benefit to the NJTA, it will invest a total of \$101,000,000. Draft agreements between the NJTA and the NJDOT setting forth the prospective rights and duties of the parties are being prepared. Funding for these agreements will be secured in the Authority's Supplemental Capital Fund.

Accordingly, it is recommended that the Commissioners authorize contribution of \$101,000,000 as the NJTA share of the construction costs for these four projects and that the Executive Director be authorized to enter into final cost sharing agreements with the NJDOT, after review by the Law Department and General Counsel, DeCotiis FitzPatrick Cole & Wisler, LLP as signed by George Caceres, Director of Law.

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172-10

In a memorandum dated July 2, 2010, concerning the recommendation to **Award Contract No. A200.180 – Consolidated Steel & Aluminum Fence Co. Inc.** – Garden State Parkway and New Jersey Turnpike, Right of Way and Security Fencing for: Parkway Milepost 142 to 153; Turnpike Ramp X off Doremus Avenue, Newark; and Gate at Bond Street under NJ Turnpike, Elizabeth, Union and Essex Counties, 2009 Capital Construction Program No. 31002016 and Future Bond Issue.

The work to be performed under this contract involves the installation of right-of-way and security fencing along the Parkway mainline, ramps and bridges at select locations, in addition to installations on the Turnpike along Ramp X at Interchange 15E in Newark, and a new gate under the Turnpike at Bond Street in Elizabeth. The work includes maintenance and protection of traffic, removing or repairing existing fence, and the installation of new fencing.

Five bid proposals were received on June 30, 2010 for the above publicly advertised contract. The low bid proposal, in the amount of \$1,959,580, may be compared to the Engineer's Estimate in the amount of \$1,976,000. The low bidder, Consolidated Steel & Aluminum Fence Co., Inc., has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. A200.180 be awarded to the low bidder, Consolidated Steel & Aluminum Fence Co., Inc. of Kenilworth, New Jersey, in the amount of \$1,959,580. 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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173-10

In a memorandum dated July 1, 2010, concerning the recommendation to **Award Contract No. T200.206 – Gardner M. Bishop Inc.** – New Jersey Turnpike, Median Inlet Repairs - Phase 2, Milepost 0 to 83, Salem, Gloucester, Camden, Burlington, Mercer and Middlesex Counties, 2009 Capital Construction Program No. 31002003 and Future Bond Issue.

This contract will provide for median inlet repairs along the Turnpike mainline from Milepost 0 to 83, both northbound and southbound. The work includes maintenance and protection of traffic, excavating pavement, reconstruction of inlet walls, installing new grates and repaving shoulder areas around each inlet reconstructed.

Twelve bid proposals were received on June 29, 2010 for the above publicly advertised contract. The low bid proposal, in the amount of \$3,455,500, may be compared to the second low bid proposal in the amount of \$4,051,750. The low bidder, Gardner M. Bishop, Inc., has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T200.206 be awarded to the low bidder, Gardner M. Bishop, Inc. of White Plains, New York, in the amount of \$3,455,500. 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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174-10

In a memorandum dated July 8, 2010, concerning the recommendation to **Award Contract No. T400.133 – J. Fletcher Creamer & Son Inc.** – New Jersey Turnpike, Water Treatment Facility Improvements at Service Area 4-N, Milepost 39.4 NB, Township of Mount Laurel, Burlington, County, 2009 Capital Construction Program No. 31003035 and Future Bond Issue.

The work provided under this contract involves the replacement and upgrade of the water treatment system at James F. Cooper Service Plaza 4-N. The work will include the demolition of the existing treatment equipment, installation of a new water treatment system, a sodium hypochlorite disinfection system and an emergency notification system. Additionally, to meet current NJDEP regulations, the work will include the construction of a gravity sewer system which will connect to the existing sanitary sewer to convey the backwash flows from the new system. All work under this contract is scheduled to be completed by February 28, 2011.

Five bid proposals were received on July 7, 2010 for the above publicly advertised contract. The low bid proposal, in the amount of \$576,014, may be compared to the second low bid proposal in the amount of \$685,055. The low bidder, J. Fletcher Creamer & Son, Inc., has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T400.133 be awarded to the low bidder, J. Fletcher Creamer & Son, Inc. of Hackensack, New Jersey, in the amount of \$576,014. 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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175-10

In a memorandum dated July 14, 2010, concerning the recommendation to **Award Contract No. T869.120.102 – IEW Construction Group Inc.** – New Jersey Turnpike, Interchange 6 to 9 Widening Program, Grading, Drainage, Paving, Structures & Lighting, NSO/SNO Roadways, Milepost 48.7 to 50.5, Townships of Springfield and Mansfield, Burlington County, 2009 Capital Construction Program 31018001 and Future Bond Issue.

This contract includes the construction of the mainline outer roadways from the southern limits of Section 1; including the southerly merge/diverge roadway and the acceleration and deceleration lanes to the south of Interchange 6. This contract also includes the construction of two mainline structures over Mill Lane, two local road overpasses, the widening of the existing northbound structure over Mill Lane and the extension of an existing culvert. Numerous sign

structures and retaining walls are also constructed within the limits of this contract. Construction is anticipated to begin in the third quarter of 2010.

Seven bid proposals were received on July 13, 2010 for the above publicly advertised contract. The low bid proposal, in the amount of \$52,678,787.30, may be compared to the second low bid proposal in the amount of \$54,827,307.85. The low bidder, IEW Construction Group, Inc., has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T869.120.102 be awarded to the low bidder, IEW Construction Group, Inc. of Trenton, New Jersey, in the amount of \$52,678,787.30. 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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176-10

In a memorandum dated July 1, 2010, concerning the recommendation to **Award Contract No. T869.120.203 – Union Paving and Construction Co. Inc.** – New Jersey Turnpike, Interchange 6 to 9 Widening Program, Grading, Drainage, Paving, Structures & Lighting, Interchange 7 Ramps and NSO/SNO Roadways, Milepost 53.4 to 55.1, Townships of Bordentown and Chesterfield, Burlington County, 2009 Capital Construction Program 31018001 and Future Bond Issue.

This contract includes the construction of the mainline outer roadways and ramp connections in the vicinity of Interchange 7. This contract also includes the construction of a proposed u-turn at Milepost 54.8, 3,500 linear feet of noise barrier and numerous retaining walls. Additionally, this contract will construct the outer roadway signing and striping for all of Design Section No. 2. Construction is anticipated to begin in the third quarter of 2010.

Eight bid proposals were received on June 30, 2010 for the above publicly advertised contract. The low bid proposal, in the amount of \$96,233,263.50, may be compared to the second low bid proposal in the amount of \$97,700,306.22. The low bidder, Union Paving and 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. T869.120.203 be awarded to the low bidder, Union Paving and Construction Co., Inc. of Mountainside, New Jersey, in the amount of \$96,233,263.50. This award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law

2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. Bids 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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177-10

In a memorandum dated July 12, 2010, concerning a recommendation to **Issue Order for Professional Services No. P3264 – McCormick Taylor Inc.** – Garden State Parkway, Design Services, Storm Water Collection System Cleaning, Inspection and Repairs for Contract No. P200.171, Milepost 0 to 31; and Contract No. P200.195, Milepost 100 to 140, 2009 Capital Construction Program No. 31002003 and Future Bond Issue.

The work to be performed under this Order for Professional Services (OPS) consists of field and video inspection of all storm water collection system structures and associated piping in the locations identified above, submission of a Final Storm Water Collection System Inspection Findings Report, and the design of two repair contracts. Due to recent failures, this cleaning and inspection activity falls under "state of good repair" necessities for bridges, roadways and drainage.

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 39 engineering firms were prequalified and eligible under Profile Codes: A250 – Fully Controlled Access Highways and A265 – Roadway Storm Water Collection Systems. Ten firms submitted EOIs by the closing date of April 30, 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) McCormick Taylor, Inc.; 2) KS Engineers, P.C.; and 3) T.Y. Lin International/Medina. The Review Committee reviewed and evaluated each firm's Technical Proposal and final scoring resulted in McCormick Taylor, Inc. being the highest technically ranked firm. The fee submitted by McCormick Taylor, 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. P3264 be issued to the firm of McCormick Taylor Inc. of Mount Laurel, New Jersey not to exceed the amount of \$5,045,000. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.75, based on a 10% allowance for profit and an overhead rate of 150% 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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178-10

In a memorandum dated July 9, 2010, concerning a recommendation to **Issue Order for Professional Services No. A3346 – Birdsall Engineering, Inc.** – Garden State Parkway and New Jersey Turnpike, Operation and Maintenance of Water and Wastewater Treatment Facilities, Special Project Reserve Fund No. 04010019.

The work to be performed under the referenced Order for Professional Services (OPS) will consist of engineering and management services for maintenance and operation of the Authority-owned water supply and wastewater treatment facilities at interchanges, service areas, maintenance yards, police barracks and other locations along both roadways. The assignment is for a three year term commencing on or about September 2010.

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 three engineering firms were prequalified and eligible under Profile Codes: A 540 – Water Treatment Facilities; A 541 – Water Supply and Distribution; C 420 – Wastewater Treatment Facility: Design; C 422 – Wastewater Treatment Facility: Operation and Maintenance; and C 423 – Wastewater Collection, Treatment and Disposal. Two firms submitted EOIs by the closing date of May 26, 2010.

Subsequent to the scoring of EOIs by the Review Committee, the top two firms were requested to submit Technical and sealed Fee Proposals. The firms in order of ranking are: 1) Birdsall Engineering, Inc. and 2) Hatch Mott MacDonald. The Review Committee reviewed and evaluated each firm's Technical Proposal and final scoring resulted in Birdsall Engineering, Inc. being the highest technically ranked firm. The fee submitted by Birdsall Engineering, 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. A3346 be issued to the firm of Birdsall Engineering Inc. of Eatontown, New Jersey, not to exceed the amount of \$2,051,000, allocated as follows: \$290,000 in 2010 and \$1,761,000 in 2011/2012. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.5 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 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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179-10

In a memorandum dated July 16, 2010, concerning a recommendation to **Issue Supplement C to Order for Professional Services No. T3037 – AECOM USA Inc.** – New Jersey Turnpike, Design Services for Contract No. T200.017, Interchange 16W / Route 3 Ramps Improvements; and Contract No. T200.018, Route 3, Route 120 Southbound to Route 3 Eastbound Ramp, Borough of East Rutherford, Bergen County, 2009 Subordinated Notes Fund No. 3000029.

This Order for Professional Services (OPS) was issued at the July 2005 Commission Meeting, in the amount of \$5,205,000 and provided for the preparation of contract documents, acquisition of environmental permits, utility relocation documents, right-of-way documents, and other ancillary items. Supplement A, in the amount of \$1,100,000, provided for out-of-scope services including investigating several design alternatives and advancing the selected modified preferred alternative, performing additional traffic studies, and splitting the project into two design contracts. Supplement B, in the amount of \$502,950, provided for additional out-of-scope services including design of three additional retaining walls, creation of right-of-way general property parcel maps and environmental plans requested by the NJDOT, and additional post-design services for geotechnical field activities.

This Supplement will compensate AECOM for additional design services required for various out-of-scope tasks, mainly during the post-design phase of the project. Out-of-scope services include additional environmental analysis based on the results of the soil sampling required during construction, traffic analysis of a detour route which expedited construction, and additional structural design efforts.

AECOM USA Inc. submitted a proposal incorporating the negotiated amount of \$546,000 to provide the required services. The proposal has been reviewed and considered reasonable.

It is, therefore, recommended that Supplemental OPS No. T3037C be issued to AECOM USA Inc., not to exceed the amount of \$546,000, with compensation on the same basis as the original Order for Professional Services. The addition of this amount increases the total authorized fee from \$6,807,950 to \$7,353,950. 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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180A-10 and 180B-10

Numbered respectively, the following are **Contracts for Formal Acceptance and Final**

Payment:

<u>CONTRACT NO.</u>	<u>CONTRACTOR</u>	<u>AMOUNT</u>
<u>Contract T100.042</u>	Gardner M. Bishop Inc. Bridge Deck Repairs and Resurfacing Milepost 83 to Milepost 122 and Newark Bay-Hudson County Extension Middlesex, Union, Essex, Hudson and Bergen Counties Maintenance Reserve Fund No. 03010001	\$145,288.42

<u>Contract P200.021</u>	C. J. Hesse Inc.	\$40,000.00
	Widening of GSP Mainline at Interchange 98	
	Milepost 96.96 to Milepost 99.44	
	Monmouth County	
	2009 Capital Construction Program No. 31011028	

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 Hodes, seconded by Commissioner Diaz, the Authority approved engineering items 171-10 through 180B-10; and authorized, as presented, the recommendations contained therein; and received and filed the memoranda.

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MAINTENANCE

The Chief Engineer requested approval of one maintenance department item which follows as:

181-10

In a memorandum dated July 7, 2010 concerning a recommendation to **Award Contract No. P500.138 – Hall Building Corp.** – Garden State Parkway, Salt Storage Building, Clark Maintenance Yard, Union County, General Reserve Fund No. 08007022.

This Contract provides for a new salt dome at the Garden State Parkway Clark Maintenance Yard. The work in this Contract includes demolition of an existing metal storage building, site grading for a new salt dome, asphalt paving, construction of a new 82' diameter salt storage building and other incidental work

Nine bid proposals were received on July 1, 2010 for the above publicly advertised contract. The low bid proposal, in the amount of \$530,800.00, may be compared to the second low bid proposal in the amount of \$589,266.00. The low bidder, Hall Building Corp., has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. P500.138 be awarded to the low bidder, Hall Building Corp, of Farmingdale, New Jersey, in the amount of \$530,800.00. 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.

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

On motion by Commissioner Diaz, seconded by Commissioner Hodes, the Authority approved item 181-10; and authorized, as presented, the recommendation contained therein; and received and filed the memoranda.

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PURCHASING

Purchasing Director Ward identified the Purchasing agenda as routine goods and services procured under public bid laws and the General Business items as competitive solicitation for professional services, and requested approval. Moved as a group, items 182A-10 through 182R-10 and General Business items 183-10, 184-10 and 185-10 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 (2008) 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 (2006).

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

182A-10

<u>BIDDERS</u>	<u>BIDS</u>	<u>COMMODITY</u>	<u>VENDOR</u>	<u>AMOUNT</u>
<u>INVITED</u>	<u>REC'D</u>			
7	2	Delineator Posts With Accessories	Garden State Highway Products Inc. Vineland, NJ	\$35,585.78

Requisitions (R) 71396, 71397, 71398, Budget Code 220020010; Bids Received: May 20, 2010
In a memorandum dated July 12, 2010, this requisition made by the Maintenance Department, is for the purchase award of delineator posts with accessories. Bidders were required to quote unit prices for 17 items listed, including but not limited to, posts, concrete anchors and adhesives.

Non Compliance: Pexo, LLC, Tacoma, WA also submitted a bid proposal for this solicitation. This bidder, however, failed to submit the New Jersey Business Registration Certificate, which is a mandatory requirement in the specifications (as stated in No. 12 of the "Bidder Guidelines/Checklist"). Therefore, it is recommended that Pexo, LLC's bid proposal be rejected.

Recommend award be made to the lowest responsible bidder, Garden State Highway Products Inc. in an amount not to exceed \$35,585.78. The Authority has the sole discretion of extending the contract, under the same terms and conditions, for two additional one-year terms.

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182B-10

<u>BIDDERS</u>	<u>BIDS</u>	<u>COMMODITY</u>	<u>VENDOR</u>	<u>AMOUNT</u>
<u>INVITED</u>	<u>REC'D</u>			
3	3	Hydraulic Replacent With Accessories	Bristol-Donald Co.Inc. Newark, NJ.	\$48,910.45

Requisition Memorandum (RM) 859; Bids Received: June 15, 2010

In a memorandum dated July 7, 2010, this requisition made by the Maintenance Department is to award a one-year price agreement for hydraulic parts. Bidders were required to quote unit prices for 27 Items, including, but not limited to, switches, cables, drive motors, coils and cylinders. Bidders were also requested to provide a discount off of the Manufacturer's List Price for miscellaneous parts.

Recommend award be made to the lowest responsible bidder, as specified above, in an amount not exceed \$48,910.45, subject to funding availability at the time of order. The Authority has the sole discretion of extending the contract, under the same terms and conditions, for two additional one-year terms.

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182C-10

<u>BIDDERS</u>	<u>BIDS</u>	<u>COMMODITY</u>	<u>VENDOR</u>	<u>AMOUNT</u>
<u>INVITED</u>	<u>REC'D</u>			
9	3	Extended Powertrain Warranties	All American Ford Hackensack, NJ	\$76,880.00

R 72614, Budget Code 01 040 720 650020, Project 04010002; Bids Received: July 7, 2010

In a memorandum dated July 15, 2010, this requisition from the State Police is for an award to purchase 52 extended power train warranties for 2010 Ford Crown Victoria's assigned to the State Police. Bidders were required to quote a unit price per vehicle. In addition, bidders were required to quote the premium surcharge for any vehicle over 12,000 miles or older than 12 months.

Recommend award be made to the lowest responsible bidder, as specified above, in an amount not to exceed \$76,880.00, (includes \$700 for 7 vehicles which exceed 12,000 miles or will be older than 12 months). The Authority will have the sole discretion of extending the price agreement for two additional one-year terms at the same terms and conditions.

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182D-10

<u>BIDDERS</u>	<u>BIDS</u>	<u>COMMODITY</u>	<u>VENDOR</u>	<u>AMOUNT</u>
<u>INVITED</u>	<u>REC'D</u>			
5	3	Lawn Mower Parts	Cherry Valley Tractor Sales Inc Marlton, NJ	\$50,000.00

RM-874; Bids Received: July 7, 2010

In a memorandum dated July 7, 2010, this requisition by the Inventory Section is to award a one-year price agreement for lawn mower parts for use by the Maintenance Department. Bidders were required to quote unit prices for 16 Items, including, but not limited to, blades, wheel and tire assembly, and skid shoe with hardware.

Recommend award be made to the lowest responsible bidder, as specified above, in an amount not exceed \$50,000, subject to funding availability at the time of order. The Authority has the sole discretion of extending the contract, under the same terms and conditions, for two additional one-year terms.

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182E-10

<u>BIDDERS</u>	<u>BIDS</u>	<u>COMMODITY</u>	<u>VENDOR</u>	<u>AMOUNT</u>
<u>INVITED</u>	<u>REC'D</u>			
22	5	Radiator and Associated Equipment Repair Services	Midland Radiator Service Co. Garfield, NJ	\$35,000.00 (Area A)
			Fingers Radiator Hospital Inc. New Brunswick, NJ	\$25,000.00 (Area B)
			Elite Equipment Services Inc. Long Branch, NJ	\$25,000.00 (Area D)

RM 885; Bids Received: July 9, 2010

In a memorandum dated July 13, 2010, this requisition by the Maintenance Department is to award a one-year price agreement for radiator and associated equipment repair services on vehicles 15,000 gross vehicle weight or greater. Bidders were required to quote on: 1) 5 hours labor cost for repairs; and 2) the percentage mark-up on parts in excess of \$1,000. In addition, bidders were required to have repair facilities within the area bid. Those County areas are as follows: Area A) Bergen, Passaic, Essex, Hudson or Union; Area B) Middlesex or Mercer; Area C) Burlington, Camden, Gloucester or Salem; Area D) Monmouth or Ocean; and E) Atlantic or Cape May.

No bid proposals were received for Areas C and E. Therefore, it is requested that contracts for these Areas be re-bid immediately.

Recommend award be made to the lowest responsible bidders, as specified above, in an annual anticipated expenditure not to exceed \$85,000, all subject to funding availability at the time of order. The Authority has the sole discretion of extending the contracts, under the same terms and conditions, for two additional one-year terms.

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182F-10

In a memorandum dated July 8, 2010, concerning the recommendation to **Award a Public Bid Contract – Freedom International Trucks – Tandem Axle Dump Trucks with Accessories**, R 72885, Budget Code 02 080 542 156999, Project 08007021.

At its January 28, 2009 Meeting (Agenda 19E-09), the Authority's Board of Commissioners granted authorization to purchase three Tandem-Axle Dump Trucks with Accessories for the Maintenance Department in the amount of \$532,032.00. The agreement was publicly bid in accordance with N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2-.2 and Executive Order 37 (Corzine 2006). The bid specifications contained a 3-year Open Ended Option permitting the Authority to purchase additional trucks for two (2) additional Model Years. The Maintenance Department has requested three (3) trucks this year to replace older vehicles, which are beyond their useful lives. Freedom International Trucks quoted a unit price of \$182,381.33, which is \$6,000 above the original 2009 model unit. Consistent with the terms of the Option clause, the vendor submitted a request to the Authority covering the increased unit price with a justification for the price change. Freedom International Trucks explained that the Federal Environmental Protection Agency's updated standards for 2010 truck engines include a \$6,000.00 emission surcharge per vehicle. This surcharge was passed on to the Authority. The Maintenance Department determined that the unit price per tandem truck is reasonable, even with the surcharge.

Accordingly, authorization is requested to award a contract to Freedom International Trucks, Philadelphia, PA for three (3) Tandem Dump Trucks in an amount not to exceed \$547,143.99, as outlined herein.

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182G-10

In a memorandum dated July 9, 2010, concerning the recommendation **Award a Public Bid Contract – Atlas Flasher & Supply Co. Inc. – Solar-Powered Arrow Board Trailer**, R 73597, Budget Code 01 040 540 650010, Project 04008033.

At the April 28, 2009 Commission Meeting (Agenda 110A-09) authorization was granted to purchase nine (9) 2009 Solar-Powered Arrow Board Trailers ("Trailers") used as advance traffic warning safety units on the Authority's roadways in the amount of \$40,896. The agreement was publicly bid in accordance with N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2-.2 and Executive Order 37 (Corzine 2006). The bid specifications contained a 3-year Open Ended Option permitting the Authority to purchase additional Trailers for two (2) additional model years. The Maintenance Department has requested 17 Trailers this year to replace older/ non-functioning equipment. Atlas Flasher & Supply Co., Inc. agreed to retain the same price of \$4,544 per trailer charged for the 2009 model.

Accordingly, authorization is requested to award a contract to Atlas Flasher & Supply Co. Inc., Mickleton, New Jersey, for 17 Solar-Powered Arrow Board Trailers in an amount not to exceed \$77,248 as outlined herein.

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182H-10

In a memorandum dated July 9, 2010, concerning the recommendation to **Award through New Jersey State Contract No. 76915 – Cammps Hardware & Lawn Products Inc;** and **New Jersey State Contract No. 76913 – Contractor Services** – for Stihl Trimmers and Power Tools, RM 876 and RM 891.

The Maintenance Department requisitioned contracts for the supply of Stihl line trimmers and outdoor power tools. Stihl tools, parts and repairs can be procured through New Jersey State Contract No. 76915 awarded to Cammps Hardware for Northern and Central Areas; and SC No. 76913 awarded to Contractor Service for the Southern Area. These State Contracts are valid until June 28, 2013. The anticipated annual expenditure will be in an amount not to exceed \$160,000.00 (Northern \$40,000.00; Central \$65,000.00; and Southern \$55,000.00).

Both vendors have performed similar contracts for the Authority in the past in a satisfactory manner. These contracts 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 contracts to Cammps Hardware & Lawn Products Inc., Belle Mead, New Jersey, in an amount not to exceed \$105,000.00; and to Contractor Service, Camden, New Jersey, in an amount not to exceed \$55,000.00, as outlined herein, subject to funding availability at the time of ordering.

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182I-10

In a memorandum dated July 7, 2010, concerning the recommendation to **Award through New Jersey State Contract No. 76593 – Garden State Highway Products** – for Commercial Blacktop RM 883.

The Maintenance Department requisitioned a supply of No. 50 Commercial Blacktop material for pothole repairs on both roadways. This item can be procured through New Jersey State Contract No. 76593. This State Contract is valid until April 30, 2012. The annual anticipated expenditure will be in an amount not to exceed \$50,000.00.

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, New Jersey, 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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182J-10

In a memorandum dated July 7, 2010, concerning the recommendation to **Award through New Jersey State Contract No. 73979 – Western States Contracting Alliance, under EPlus Technology Inc.** – for Annual Technical Support of Cisco Densewave Hardware, R 72664, Budget Code 00 040 833 156529, Project 04000004.

The Technology and Administrative Services Department has requisitioned an Annual Technical Services and Support contract for Cisco Densewave Hardware used in the fiber optic network. EPlus is an authorized partner of Cisco and maintains and supports its products. This technical support can be procured through New Jersey Contract No. 73979 with the Western States Contracting Alliance (“WSCA”). WSCA provides access to several technology providers. This State Contract is valid until May 31, 2012. In accordance with the State Contract pricing, EPlus Technology Inc. has submitted a price proposal to perform the consulting services in an amount not to exceed \$40,002 for the period through December 31, 2010.

EPlus Technology Inc. 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 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 EPlus Technology Inc., Hamilton, New Jersey, in an amount not to exceed \$40,002 as outlined herein.

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182K-10

In a memorandum dated July 13, 2010, concerning the recommendation to **Award through New Jersey State Contract No. 73979 – Western States Contracting Alliance, under EPlus Technology Inc.** – for Replacement of Dense Wave Fiber Optic Networking Systems, R 73118, Budget Code 00 080 834 156529, Project 08007020.

The Technology and Administrative Services Department requisitioned the replacement of the current Dense Wave Division Multiplexing (DWDM) infrastructure used in connection with the Authority’s fiber optic network. The DWDM hardware includes, but is not limited to, optical terminal filters, amplifiers, service channels, and other multiservice transport platforms. The replacement technology will provide, among other things, two and a half times more network capacity, better performance, 12 more user ports per site, and an expansion route into Jersey City and Newark, NJ. These items can be procured through New Jersey Contract No. 73979 with the

Western States Contracting Alliance (“WSCA”). WSCA provides access to several technology providers. This State Contract is valid until May 31, 2012. The WSCA Contract requires the Authority to obtain price quotations from three providers as the procurement exceeds \$150,000.

The quotes are as follows:

EPlus Technology, Inc., Hamilton, NJ	\$455,600.00
Cisco Systems, Lawrenceville, GA	\$608,933.75
Blue Water, New York, NY	\$688,421.23

EPlus Technology Inc. has previously provided goods and 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 permits the Authority, without advertising, to purchase goods and services directly from vendors which hold contracts with the State of New Jersey.

Accordingly, authorization is requested to award a contract to EPlus Technology, Inc., Hamilton, New Jersey, in an amount not to exceed \$455,600 as outlined herein.

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182L-10

In a memorandum dated July 7, 2010, concerning the recommendation to **Award through New Jersey State Contract No. 53805 – Pinnacle Wireless Inc. – Antenna Parts for Microwave System Upgrade**, R-73105, Budget Code 00 080 834 156599, Project 08007025.

The Technology and Administrative Services Department has requisitioned eight (8) antennas with structural hardware for the upgrade of the Turnpike Authority’s microwave system, which supports the Authority’s Operations and Maintenance Departments as well as State Police. These components can be procured through New Jersey State Contract No. 53805. The State Contract is valid until October 31, 2010. The anticipated expenditure is \$137,850.

Pinnacle Wireless, 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 Pinnacle Wireless Inc., Hackensack, New Jersey, in the amount not to exceed \$137,850, subject to availability of funding at the time of ordering.

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182M-10

In a memorandum dated July 13, 2010, concerning the recommendation to **Award through New Jersey State Contract No. 53805 – Pinnacle Wireless Inc. – Fiber Optic Interface Parts**, R 73100, Budget Code 00 080 834 156999, Project 08007025.

The Technology and Administrative Services (“TAS”) Department has requisitioned 11 items of fiber optic interface parts for the Microwave System. This contract will provide among

other things for a 10-gigabyte fiber optic link to support the Authority Wimax and Intelligent Transportation System Project. The fiber network is the back-up ring supporting Microwave, Emergency 911 and Criminal Justice Information System communications. According to the TAS Department, the work under this contract, in conjunction with work under a previously awarded contract to upgrade telephone circuitry, will save the Authority approximately \$500,000 per year in annual telecommunications leased circuits costs.

These parts can be procured through the New Jersey Contract system for an award made to Pinnacle Wireless Inc. State Contract No. 53805 is valid until October 31, 2010. In accordance with the State Contract pricing, Pinnacle Wireless Inc. has submitted a price proposal to perform the consulting services in an amount not to exceed \$651,354.50.

Pinnacle Wireless Inc. 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, regulation which permits the Authority to directly purchase goods and services without advertising from vendors which hold contracts with the State of New Jersey.

Accordingly, authorization is requested to award a contract to Pinnacle Wireless Inc., Hackensack, New Jersey, in an amount not to exceed \$651,354.50 as outlined herein.

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182N-10

In a memorandum dated July 7, 2010, concerning the recommendation to **Award through New Jersey State Contract No. 53805 – Pinnacle Wireless Inc. – Telephone Circuitry Upgrade, R-73102, Budget Code 00 040 834 156529, Project 04000008.**

The Technology and Administrative Services Department requisitioned a supply of five telephone circuitry parts for the upgrade of the wireless system. This item provides Voice Over Internet Protocol and Quality of Service to interconnect the telephone systems directly to the microwave network allowing for reduction in leased telecommunications circuit costs. These components can be procured through New Jersey State Contract No. 53805. The State Contract is valid until October 31, 2010. The anticipated expenditure is \$175,689.

Pinnacle Wireless, 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 Pinnacle Wireless Inc., Hackensack, New Jersey, in the amount not to exceed \$175,689, subject to availability of funding at the time of ordering.

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182O-10

In a memorandum dated July 8, 2010, concerning the recommendation to **Award through New Jersey State Contract No. 77003 – Dell Marketing LP – Websense Utility Appliance Software, Licensing and Support**, R 71064, Budget Code 00 040 833 650040, Project 04010009.

The Technology and Administrative Services Department requisitioned the Websense Utility Appliance Software package, which allows the Authority to upgrade current levels of virus and malware protection. The software currently used filters website access against a list of known dangerous sites. The requested software additionally examines the content of every site accessed for the presence of malware. This upgrade includes Websense subscription renewal fees, as well as technical support through December 22, 2011. Continued support of the current software costs \$33,261. The requisitioned software provides superior dynamic malware and virus protection for an additional \$15,623. These items can be procured through New Jersey Contract No. 77003. This State Contract is valid until June 30, 2015. In accordance with the State Contract pricing, Dell Marketing, LP has submitted a price proposal for the goods and services in an amount not to exceed \$48,884.18.

Dell Marketing, LP has previously provided goods and 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 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 Dell Marketing LP, Round Rock, Texas, in an amount not to exceed \$48,884.18 as outlined herein.

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182P-10

In a memorandum dated July 16, 2010, concerning the recommendation to **Award through New Jersey State Contract No. 70258 – Continental Resources Inc. – Touch Screen Terminals**, R 74141, Budget Code 00 840 826 650070, Project 04028038.

The Electronic Toll Collection Department requisitioned thirty one (31) touch screen terminals for use in Garden State Parkway toll lanes. The Authority's Touch Screen Terminal Replacement Project began in 2008. The goal of the project is to maintain the integrity of the Authority's toll collection system by replacing the existing toll lane touch screen terminals with modern, more reliable terminals. The current toll lane touch screens were installed at the advent of E-ZPass and consequently are at the end of their useful lives. In addition, obtaining replacement parts for the current touch screens is difficult due to the age of the current screens. The replaced terminals, however, will be used as spares for existing touch screen terminals on New Jersey Turnpike toll lanes. Installation of the touch screen terminals will be performed by in-house toll technicians.

The touch screen terminals can be procured through New Jersey Contract No. 70258 with Continental Resources Inc. This State Contract is valid until August 31, 2014. 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, without advertising, to purchase goods and services directly from vendors which hold contracts with the State of New Jersey.

Accordingly, authorization is requested to award a contract to Continental Resources, Inc. Somerset, New Jersey, in an amount not to exceed \$41,000, as outlined herein.

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182Q-10

In a memorandum dated July 16, 2010, concerning the recommendation to **Award a Sole Source Contract – Agilence Inc.** – Video Transaction Data Multiplexing Integration Project, PR No. 74142, Supplemental Capital Fund 08007030

The Electronic Toll Collection (“ETC”) Department requisitioned a contract to seamlessly integrate the video transmission data multiplexing system (“VTDM”) and the Authority’s Toll Audit System. At the November 2003 Commission Meeting, the Board of Commissioners authorized the installation of the VTDM System. The VTDM System is an auditing tool, consisting of video cameras, which record transactions at all Parkway plazas and Turnpike exit plazas. The VTDM is an invaluable tool used by the Finance, Internal Audit and Law Departments to monitor live and recorded video of all transactions occurring in a toll lane. In addition, the VTDM is used for traffic surveillance by the Toll Collection and Operations Department, as well as lane troubleshooting by the ETC Department.

Currently, the VTDM System is a stand-alone application. Consequently, Authority toll revenue auditors must switch between the toll audit program and the VTDM when further analysis of revenue collection is warranted. This project will integrate the VTDM software into the Authority’s toll audit program, thereby allowing auditors to quickly and efficiently discern irregularities and discrepancies in a toll collection audit. The benefit of the requested integration will be a more efficient, accurate audit. The integration project is an exceptional circumstance, as the Authority needs to integrate the two discrete functions to obtain a more efficient and accurate toll audit system.

The VTDM System is proprietary to Agilence, Inc. and its software codes are protected by four (4) exiting and seven (7) pending patents. Thus, the VTDM Integration Project will be procured without advertisement as a sole source exception to the public bidding laws.

The overall project is estimated at \$1,650,000. The ETC Department proposes to divide the project into annual contracts. The initial part of the project will commence this year and will include, but not limited to, design of the integrated software and delivery of documented architecture design, including video streaming and a clickable navigable wireframe user interface as a basis for the overall project design. The initial project cost is \$320,000. The remainder of the project, estimated at \$1,330,000 is subject to appropriation in future years’ budget(s).

Accordingly, authorization is requested to award a contract to Agilence Inc., Mt. Laurel, New Jersey, for commencement of the VTDM Integration Project as outlined herein, in an amount not to exceed \$320,000 for 2010 and the remainder of the project in an amount not to exceed \$1,330,000, subject to funding availability at the time of service. The award will be made under the sole source procurement authorization of N.J.A.C. 19:9-2.2(d)1 as promulgated under N.J.S.A. 27:23-1 et seq. , and Executive Order No. 37. This award is also contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee pursuant to Public Law 2005, Chapter 51 and Executive Order 117 (Corzine 2008) and having no objection to same.

RESOLUTION
VIDEO AND TRANSACTION DATA MULTIPLEXING SYSTEM INTEGRATION PROJECT

WHEREAS, the Authority maintains a digital video and transaction data multiplexing system (“VTDM System”) on all Parkway plazas and all Turnpike exit plazas; and

WHEREAS, the Electronic Toll Collection Department has requisitioned a contract to integrate the VTDM System and the Authority’s Toll Audit System; and

WHEREAS, the VTDM integration project will benefit the Authority by creating a more efficient and accurate toll audit system; and

WHEREAS, the VTDM System is patented and proprietary to Agilence, Inc. and, therefore, is of a unique and confidential nature that will not permit a generic or standard specification for procurement through competitive solicitation by public advertisement; and

WHEREAS, the Authority may proceed with the procurement without public advertisement pursuant to N.J.A.C. 19:9-2.2(d)1 promulgated under N.J.S.A. 27:23-6.1 et seq.

NOW, THEREFORE, BE IT RESOLVED that the Authority authorize the award of a contract to Agilence, Inc. for the VTDM Integration Project in an amount not to exceed \$320,000 for 2010 and the remainder of the project in an amount not to exceed \$1,330,000, subject to funding availability at the time of service, without public advertisement, pursuant to N.J.A.C. 19:9-2.2(d)1 promulgated under the Authority’s enabling legislation N.J.S.A. 27:23-1 et seq.

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182R-10

In a memorandum dated July 13, 2010, concerning the recommendation to **Award a Sole Source Contract – Hansen Information Technologies (Hansen)** – Annual Software Support and Maintenance of the Computerized Maintenance Management System, R-72661, Budget Code: 010-00-833- 121020.

At the October 25, 2005 Commission Meeting, the Board of Commissioners awarded a contract to Hansen (formerly Spear Technologies Inc.) to install a computerized maintenance management system (“CMM System”). This system is used to manage work force, monitor maintenance assets, and to identify overall performance statistics for the Maintenance and other operational departments. The CMM System was modified in 2009. Annual software support and maintenance is required to provide enhancements, corrections and upgrades to the CMM System. The Technology and Administrative Services Department requisitioned the software support and maintenance to the CMM System for the term, August 1, 2010 through July 31, 2011.

The CMM System software licenses, professional services and the associated support services are registered, trademarked and copyrighted by Hansen. This is the only vendor which

has access to the source codes needed to debug, upgrade and support the CMM System software. No other vendor is capable of providing the modifications required herein. In addition, this is an exceptional circumstance because the Authority relies solely on the CMM System to provide certain maintenance management functions. Hansen submitted a price proposal for the referenced annual support and maintenance services in the amount of \$68,094.38.

Accordingly, authorization is requested to enter into a contract with Hansen Information Technologies, Chicago, Illinois, for services outlined herein, in an amount not to exceed \$68,094.38. This award will be made under the sole source procurement authorization of N.J.A.C. 19:9-2.2(d)1 as promulgated under N.J.A.C. 27:23-6.1 and Executive Order No. 37 (Corzine 2006). The award is also contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the awardee pursuant to Public Law 2005, Chapter 51 and Executive Order No. 117 (Corzine 2008) and having no objection to the same.

RESOLUTION FOR SOLE SOURCE PROCUREMENT
SOFTWARE ANNUAL SUPPORT AND MAINTENANCE
COMPUTERIZED MAINTENANCE MANAGEMENT SYSTEM

WHEREAS, the Technology and Administrative Services (“TAS”) Department requisitioned software annual support and maintenance services to the Authority’s Computerized Maintenance Management System (CMM System); and

WHEREAS, at the October 25, 2005 Commission Meeting the Authority awarded a contract to Hansen Information Technologies, Inc. (formerly Spear Technologies, Inc.) to install the CMM System, which software manages work force, monitors maintenance assets and identifies overall performance statistics for the Maintenance and other operational departments; and

WHEREAS, the TAS Department requests Hansen to provide the annual support and maintenance services to resolve software issues and to provide the Authority with enhancements, corrections and upgrades as they become available for the term, August 1, 2010 through July 31, 2011; and

WHEREAS, the CMM System software licenses, professional services and the associated support services are registered, trademarked and copyrighted by Hansen and consequently it is the only vendor which has access to the source codes needed to debug, upgrade and support the CMM System; and

WHEREAS, software services to the CMM System can only be procured from Hansen Information Technologies, Inc. and only through direct negotiations; and

WHEREAS, the Authority’s regulations pursuant to N.J.A.C. 19:9-2(d)1 promulgated under N.J.S.A. 27:23-6.1 permits sole source procurement when only one source of the required service exists.

NOW, THEREFORE, BE IT RESOLVED THAT the Authority’s Commissioners hereby authorize and approve award of a contract for annual support and maintenance services to the Computerized Maintenance Management System in an amount not to exceed \$68,094.38, as a sole source exception to procurement by public advertisement permitted by N.J.A.C. 19:9-2.2(d)1 promulgated under the Authority’s enabling legislation, N.J.S.A. 27:23-6.1.

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GENERAL BUSINESS

183-10

In a memorandum dated July 20, 2010, concerning the recommendation to **Award Professional Services Agreement – The Segal Company**; and **Professional Services Agreement – Aon Consulting** – for Employee Wage and Health Benefits Consultants, RM 886, Special Project Reserve Fund No. 04028050 - Wage Analysis, Special Project Reserve Fund No. 04028051 – Health Benefits Analysis,

In May of 2010, the Authority issued a Request for Proposal (“RFP”) to solicit proposals for Employee Wages and Health Benefits Consultants. Through the RFP, the Authority is seeking to procure the services of a consultant or consultants to do the following:

- 1) develop a wage analysis of its union and non-union employees in advance of 2011 collective bargaining negotiations and act as the Authority’s wage consultant during union negotiations; and
- 2) develop a health benefits analysis in advance of 2011 collective bargaining negotiations, with an emphasis on determining the primary drivers of plan costs and developing more cost effective plan design alternatives; act as the Authority’s health benefits consultant during union negotiations; and
- 3) assist Authority staff with: (a) drafting an RFP for the solicitation of firm(s) to provide stop loss insurance for all Authority medical plans. The consultant will assist in preparing the RFP’s scope of services, reviewing the submitted proposals, and drafting contract documents related to successful proposal(s); and (b) drafting an RFP for the solicitation of firm(s) to replace the third party claims administration (“TPA”) contracts which expire in 2011. The consultant will assist in preparing the RFP’s scope of services, distributing the RFP to potential proposers, reviewing the submitted proposals, drafting contract documents related to successful proposal(s), and coordinating the implementation of the new contracts.

The RFP allowed proposers to bid on either 1 of the 3 services, 2 of the 3 services, or all 3 of the services. Under the RFP, the Authority will pay flat fees for the delivery of the Wage Analysis, Health Benefits Analysis, and preparation and implementation of the RFPs for TPAs and Stop Loss Insurance.

Also under the RFP, the Authority will enter into a contract or contracts to retain a wage and health benefits consultant during the pendency of collective bargaining negotiations; the contract(s) will be for 18 months and the Authority will pay based on an hourly rate(s). At the Authority’s discretion, there will be an option to extend, at the same terms and conditions, for one (1) additional 12-month term. It must be noted that the Authority is not obligated to use these services. These hourly rate consulting services will be used on only an as needed basis.

The RFP was advertised in two newspapers, posted on the Authority’s and State’s websites and distributed to 14 firms on May 21, 2010. 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 and Executive Order No. 37. On June 21, 2010, five firms responded to the RFP: Aon Consulting, Parsippany, NJ (“Aon”); Buck Consultants, Secaucus, NJ (“Buck”); Compensation Resources, Inc., Upper Saddle River, NJ (“Compensation Resources”); The Segal Company, New York, NY (“Segal”) and UHY Employee Benefits Consulting Services, Oakland, NJ (“UHY”)

The Evaluation Committee (“Committee”) consisted of the Deputy Executive Director, the Comptroller-Budgets and the Assistant Director, HR, Safety & Benefits – of the Executive, Finance and Human Resources Departments. The Evaluation Committee thoroughly reviewed

the proposals. Based on the initial scoring, 3 firms with the highest initial scores were invited to give a brief presentation and participate in a question and answer forum designed to ensure that the Committee obtained all clarifications necessary in order to complete its final evaluation and scoring.

After reviewing the initial pricing offered by the firms, it was apparent to the Committee that the firms viewed the 2 services for the Health Benefits Analysis and preparation/implementation of the RFPs for the TPAs and Stop Loss Insurance as a single, inter-dependent item. Thus, the Committee agreed that at the presentations, as part of its statement that under the guidelines set forth in the RFP the Authority would be accepting best and final offers after the presentations, the Authority would allow each firm to submit a “bundled” price for the 2 services -- Health Benefits Analysis and preparation/implementation of the RFPs for the TPAs and Stop Loss Insurance. The Committee also made clear to the firms that the Authority would use “bundled” pricing only if all 3 firms submitted bundled bids. Each firm subsequently submitted a “bundled” bid for the Health Benefits Analysis and preparation/implementation of the RFPs for the TPAs and Stop Loss Insurance. A copy of the Evaluation Committee’s Report was submitted for Commissioners review.

Segal and Buck were the finalists for the Wage Analysis service. The Committee found both firms to be qualified, but Segal proposed a lower flat fee, \$45,000, than Buck, \$51,000.

Aon, Buck, and Segal were the finalists for the “bundled” services for the Health Benefits Analysis and preparation/implementation of the RFPs for the TPAs and Stop Loss Insurance. The Committee found each firm to be qualified, but Aon proposed the lowest flat fee, \$113,000. Buck proposed \$140,000 and Segal proposed \$199,000.

Accordingly, authorization is requested to award a contract to The Segal Company, New York, NY, to perform the Wage Analysis, which scope of services is set forth in the RFP, for a flat fee of \$45,000. Authorization is also requested to award a contract to Aon Consulting, Parsippany, NJ, to perform the Health Benefits Analysis and to prepare and implement the RFPs for TPAs and Stop Loss Insurance, which scope of services are set forth in the RFP, for a flat fee of \$113,000.

Finally, authorization is requested to award on-call professional services contracts to: The Segal Company for wage consulting services; and Aon Consulting for health benefits consulting services. Each on-call contract will be for an amount not to exceed \$25,000. The term of the contracts will be from January 1, 2011 through June 30, 2012. The contracts will be for the following hourly rates -- Aon Consulting (health benefits consulting): \$360/hour for VP/Actuary/Senior Underwriter, \$305/hour composite rate, and \$275/hour for Actuary Assistant, Underwriter, Project Manger. The Segal Company (wage consulting): \$290/hour. At the Authority's discretion, there will be an option to extend the

contracts for one (1) additional 12-month term under the same terms and conditions. As noted above, the Authority is not obligated to use these services; these hourly rates, on-call consulting services will be used only on an as needed basis.

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184-10

In a memorandum dated July 16, 2010, concerning the recommendation to **Extend and Increase Amount of Contract No 934 – Quantum Health Solutions Inc.** – Employee Assistance Services, Budget 00-010-810-445040.

Authorization is requested to extend the term and increase the authorized amount of the contract awarded to Quantum Health Solutions Inc., Sparta, NJ, (“Quantum”), which provides employee assistance services for the Authority’s full time employees and eligible dependents. The program provides professional evaluation, counseling and referral services.

At its July 12, 2005 meeting, the Authority’s Board of Commissioners authorized the award of a contract to Quantum to provide an employee assistance program (“EAP”). The contract with Quantum was for a term of three years and the Authority, at its sole discretion, was permitted to extend the contract for two additional one-year terms. The Authority exercised its options and extended the contract for two additional years through June 30, 2010. The cost of the EAP Services for the fifth year was \$54,600. This professional services contract was procured in accordance with N.J.S.A. 27:23-6.1 and N.J.A.C. 19:9-2(b).

In May 2010, in light of the expiration of the contract with Quantum, the Authority advertised a Request for Proposals for the EAP Services. Proposals were received and are under review. Until a final recommendation is made and the Board of Commissioners grants authorization to enter into a new contract, the Authority needs to maintain the current EAP Services contract. The Human Resources Department therefore requested that the contract with Quantum be extended through September 30, 2010 at the same terms and conditions as the original contract. The cost for EAP Services from July 1, 2010 through September 30, 2010 will be in an amount not to exceed \$12,090.75 (\$1.75 per employee).

Accordingly, authorization is requested to extend and increase the authorized amount of the Contract with Quantum Health Solutions Inc., as outlined herein.

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185-10

In a memorandum dated July 19, 2010, concerning the recommendation to **Extend and Increase Amount of Contract – Inservco Insurance** – for Third Party Workers’ Compensation Claim Administration Services, Budget 10-870-405070.

Authorization is requested to extend the term and increase the authorized amount of the contract awarded to Inservco Insurance, Harrisburg, PA (“Inservco”) partnered with Qualcare, Piscataway, NJ (“Qualcare”), which generally provides third party claims administration and

medical bill repricing/provider network access for the Authority's self-funded workers' compensation program.

At its November 30, 2004 meeting, the Authority's Board of Commissioners authorized the award of a contract to Inservco and Qualcare to provide third party claims administration services, a preferred provider network, and medical bill re-pricing services (collectively "TPA Services") to support the Authority's self-funded workers' compensation program. The contract with Inservco and Qualcare was for a term of three years and the Authority, at its sole discretion, was permitted to extend the contract for two additional one-year terms. The Authority exercised its options and extended the contract for two additional years through February 26, 2010. The cost of the TPA Services for the fifth year was \$162,500. This professional services contract was conducted in accordance with N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2(b) and Executive Order No. 37 (Corzine 2006).

In light of the expiration of the contract with Inservco, the Authority advertised a Request for Proposals ("RFP") for the TPA Services in January of 2010. Proposals were received and are under review. Until a final recommendation is made and the Board of Commissioners grants authorization to enter into a new contract, the Authority needs to maintain the current TPA Services contract. At its May 2010 meeting, the Board of Commissioners granted authorization to extend the contract with Inservco and Qualcare through July 31, 2010 at the same terms and conditions as the original contract (Agenda Item 136-10). Because the RFP remains under review, the Human Resources Department requests that the contract with Inservco be extended through October 31, 2010 at the same terms and conditions as the original contract. The cost of the TPA Services from August 1, 2010 through October 31, 2010 will be in an amount not to exceed \$40,625.01 (\$13,541.67/month).

Accordingly, authorization is requested to extend and increase the authorized amount of the Contract with Inservco Insurance Services, Inc. and Qualcare, as outlined herein.

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 182A-10 through 182R-10, 183-10, 184-10 and 185-10; and authorized, as presented, the recommendations contained therein; and received and filed the memoranda.

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186-10

In a memorandum dated July 16, 2010, concerning **Authorization to Renew Various Insurance Policies: Umbrella Liability Insurance – Self-Insured General Liability and Automobile Liability Insurance Program; Major Bridge and Property Insurance** – New Jersey Turnpike; and **Public Officials and Employment Practices Liability Insurance**, Operating Budget Account No. 01000890441000.

The New Jersey Turnpike Authority (“Authority”) maintains several insurance programs for protection against liability claims and for the protection of its physical assets. The following policies will expire on September 1, 2010: (1) Umbrella Liability Insurance – Self-Insured General Liability and Automobile Liability Insurance Program; (2) Major Bridge and Property Insurance for the New Jersey Turnpike roadway; and (3) Public Officials and Employment Practices Liability Insurance. In 2009, a Request for Proposal was released and awards were made to Brokers for a three-year period for placement of these coverages. This is the second year of the award.

The Brokers of Record for the respective policies were requested to solicit a minimum of three competitive quotations. Renewal quotations were submitted for each coverage by the Brokers of Record and were reviewed by staff with the following recommendations:

(1) **Umbrella Liability Insurance** – Self-Insured General and Automobile Liability Insurance Program.

The New Jersey Turnpike Authority maintains \$100 million of excess “Umbrella” Liability insurance above its \$2 million self-insured retention for its General Liability and Automobile Liability Insurance Program. The excess Umbrella Liability insurance is structured in four (4) layers of \$25 million each. The Broker of Record for the renewal is Risk Strategies Company, Inc.

Risk Strategies approached a total of seven (7) insurers, including the incumbent, for a renewal quotation for the first layer (\$25 million) of excess coverage. A quotation was received only from the incumbent lead carrier, Chartis (National Union Fire Insurance Company of Pittsburgh, PA). The remaining carriers declined to quote due to class of business, attachment point over \$2 million self-insured retention, and/or price. Terms and conditions will be as expiring. The Authority’s self-insured retention of \$2 million per occurrence will continue to be aggregated, or capped, at \$3 million annually for General Liability claims only. All other claims will continue to have \$2 million self-insured retention for each and every claim. Each excess layer will have an aggregate of \$25 million for General Liability claims.

The Chartis quotation for the lead \$25 million limits is \$795,000 plus mandatory PLIGA surcharges of \$7,155, which is the same as for the expiring policy. The Broker has obtained premium quotations for placement of the remaining three \$25 million layers of excess coverage for \$344,293 plus mandatory PLIGA surcharges of \$1,293. Thus, the total cost of the entire \$100 million Umbrella placement is \$1,139,293 premium plus PLIGA surcharges of \$8,448 for a total of \$1,147,741. The total cost represents a reduction of \$500 premium and \$5 PLIGA surcharges from the cost of the expiring coverage.

(2) **Major Bridge and Property Insurance** – New Jersey Turnpike

The New Jersey Turnpike Authority maintains property insurance covering New Jersey Turnpike bridge and non-bridge property with a limit of \$198,700,000 per occurrence with various sub-limits for particular occurrences. The current coverages are provided by Chartis (Lexington Insurance Company) and ACE (Illinois Union Insurance Company) on a Quota-Share basis (50% participation). The Broker of Record for the renewal is The NIA Group, LLC.

The NIA Group, LLC approached the incumbent insurers as well as three additional markets for a renewal quotation based upon 2010 Statement of Property Values of \$9,827,863,493 and an increased total limit of liability of \$203,400,000 per occurrence which is based upon Engineering estimate of Maximum Probable Loss. Quotations were received from the incumbent insurers; however, the additional markets approached by the Broker all declined to quote on the basis that they did not have interest in insuring bridge exposures and the overall exposures of the account. The incumbent insurers, Chartis (Lexington) and ACE (Illinois Union) presented a property premium quotation of \$3,194,056 plus Boiler Inspection Fees of \$3,360 for a total of \$3,197,416, including Terrorism Risk Insurance Act (TRIA) coverage. Coverage is to be provided as expiring on a Quota-Share basis (49% participation (Chartis-Lexington) and 51% participation (ACE-Illinois Union)). Thus, The NIA Group, LLC proposed renewal of the policy with Chartis (Lexington) and ACE (Illinois Union) with limits of \$203,400,000 per occurrence for a total premium of \$ 3,197,416, including Boiler Inspection Fees and TRIA. This represents an increase in premium of \$4,141 over the expiring premium, attributable to increased property values and increased limit of liability.

(3) Public Officials and Employment Practices Liability Insurance

The New Jersey Turnpike Authority maintains Public Officials and Employment Practices Liability Insurance with total limits of \$30,000,000 with a \$500,000 deductible. Coverage is provided by National Union Fire Insurance Company (\$20,000,000 aggregate, defense costs in addition) and National Specialty Insurance Company (\$10,000,000 excess of \$20,000,000). The Broker of Record is Risk Strategies Company, Inc.

Risk Strategies approached a total of ten (10) insurers, including the incumbent, for renewal quotations for the lead \$20 million policy. Quotations were received from the incumbent insurer as well as from ACE and from RSUI/Landmark. RSUI/Landmark's premium quotation (\$250,000) was based upon a \$10 million aggregate limit rather than the expiring \$20 million limit for the lead policy and therefore did not provide coverage as expiring. ACE quoted a premium of \$230,000 plus PLIGA surcharge of \$2,070 for \$20 million limits; however, while the premium quotation was competitive in price, the policy also did not provide coverage as expiring. The incumbent insurer, National Union, quoted a premium of \$240,000 plus PLIGA surcharge of \$2,160 for coverage as expiring, and also provided several coverage enhancements to the policy.

The Broker has obtained a premium quotation for placement of the remaining \$10 million excess coverage with the incumbent insurer, National Specialty Insurance Company, for \$92,400 plus PLIGA surcharges of \$832. Thus, the total cost of the entire \$30 million Public Officials and Employment Practices Liability insurance placement is \$332,400 premium plus PLIGA surcharges of \$2,992 for a total of \$335,392. The total cost represents a reduction of \$47,880 premium and \$431 PLIGA surcharges from the cost of the expiring coverage.

It is therefore recommended that the insurance policies listed above be placed with the brokers and insurance companies with terms and conditions as set forth above. It is further

recommended that the Executive Director be authorized to execute all documents and to take all further actions to effectuate the authority set forth above.

On motion by Commissioner DuPont, seconded by Commissioner Pocino, the Authority unanimously approved item 186-10; and authorized, as presented, the recommendation; and received and filed the memorandum.

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187-10

Finance Comptroller Manuelli presented the **Financial Summary** of the New Jersey Turnpike Authority for the six months ended June 30, 2010.

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

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188-10

Resume of All Fatal Accidents – Garden State Parkway and New Jersey Turnpike. Submitted by Operations Director Hill, they contain a descriptive summary for the Period 1/1/10 to 7/12/10, together with 2009 – 2010 Yearly Comparisons for the six months through June 2010.

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

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189-10

New Jersey State Police Troops D and E - Reports of Activities, submitted for the six months through June, 2010, including 2009 – 2010 Yearly Comparisons, were presented by Captain Elliott, New Jersey State Police Troop E Deputy Commander.

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

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Addendum Item

190-10

Executive Director Gutierrez-Scaccetti reported speaking with Chairman Simpson who agreed that this agenda addendum should be presented today.

Authorization To Permit Installation of an Army Surplus Helicopter as Part of the Perpetual Exhibit for the Vietnam Veterans Memorial and Museum

The Authority has received a letter from the New Jersey Vietnam Veterans Memorial and Vietnam Era Educational Center. The letter contains a request for an affirmative action to allow the New Jersey Vietnam Veterans Foundation (“Foundation”) to acquire a surplus Vietnam era helicopter from the United States Army Surplus for placement at the Vietnam Veterans Memorial and Educational Center site located in Holmdel, New Jersey. Because the Foundation does not

own the land the Army is requiring the permission of the New Jersey Turnpike Authority as the property owner.

The Army's prerequisite is explicit and cannot be only a letter of authorization from the Executive Director of the Authority. The Army' requirement is landowner's approval by copy of the minutes of the Commissioner Board of the New Jersey Turnpike Authority which grants the Foundation with permission to place the display helicopter equipment on the property perpetually.

Therefore, the Board's permission is requested today to issue a letter, together with a copy of today's minutes, back to the Deputy Director of the Foundation; approving their request to place a Vietnam era helicopter on New Jersey Turnpike Authority land located in Holmdel, New Jersey, at the Garden State Art Center property, as a permanent part of the New Jersey Vietnam Veterans Memorial and Vietnam Era Educational Center site.

Commissioner DuPont remarked that this is a wonderful opportunity and, as the son of a Vietnam veteran, he would be more than honored if this Board moved authorization today.

On motion by Commissioner Diaz, seconded by Commissioner Singleton, the Authority unanimously approved Addendum Item 190-10; and authorized, as presented, the recommendation; and received and filed the Foundation's letter of request.

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

Murray Bodin, of *Concerned Grandparents* said that the New Jersey Authority cannot be considered as supporting mass transit unless restrictions for bus traffic are lifted from the passenger car lanes on the Turnpike and Parkway, thereby allowing buses to travel in the middle and fastest lanes. Further, he stated that the Turnpike Authority is not committed to safety because painted roadway traffic lines at Turnpike exits were outdated and not in compliance with current code. He opined that dotted lines in these areas would reduce accidents and be cost-effective. Authority Chief Engineer Raczynski encouraged Mr. Bodin to submit his recommendations regarding the current roadway markings and advised that they would be compared to the traffic manual. The speaker declined engagement through written submission but added he would be glad to meet with an Authority representative to point out the areas of his concern.

Franceline Ehret, Local 194 IFPTE President, representing toll collectors, maintenance and office employees, spoke to express the concern of the membership over a recent "task-force" report regarding outsource privatization of toll collection jobs. She recalled that prior to the election, toll road privatization was said to be "off the table", but, now, the Governor has recently described the jobs of toll collectors as "low hanging fruit" and the union was not invited to testify before the task force. Stating that the Turnpike is the best toll road in the country, the most highly traveled and most important artery of the northeast; she advised that the employees are the heart of the Turnpike and, as a team effort, the different departments take pride in working to provide a safe and positive experience to meet the needs of motorists and commerce who travel the

roadway. She contended that there is a failed history of privatization and that profiteers would ruin the Turnpike by sacrificing quality for the bottom line. Ms. Ehret added that such short sightedness would have negative long term consequences and concluded by advising that the idea of any privatization should be abandoned.

Frank Forst, Local 194 Assistant to the President, read from a newspaper editorial that charged privatization as being a substantial contributing factor to a diminishing interest in the common public good and loss of public spirit; working instead for the benefit of a comparatively small number of favored individuals and wealthier private interests. In addition, he referred to a separate self-authored article of 15 years ago which presented an argument against privatization and said that he wished to impress on the Board how terrible the idea was then and still is.

In continuing, he said that the people that work for the Authority get good wages and benefits and know that they do; but he also recalled past actions where the workers gave up vacation, disability payments and capped sick-leave more than a decade ago. Emphasizing that the workers have cooperated with the Authority during times of financial difficulty he asserted that it is not right, now that these workers have built a good middle class life, that they be subject to being privatized and the low wages paid by a profiteer.

In a separate statement, Mr. Forst acknowledged Dorothy Hall on her forty-four years of service to the Turnpike Authority and, although she was not present, congratulated her on her impending retirement.

Raymond Aufiero, a 25-year toll collector, referred to the recent negative focus on collectors as extreme examples and advised of the many, many positive personal interactions each day that go unnoticed; citing a recent letter from a patron who wrote that it was a pleasure to pass through his toll lane at the end of the day which complimented him and another collector. He said that he has been a dedicated employee and that privatization would destroy the quality of life experienced by him and other collectors while also doing a disservice to patrons.

Phil Gallagher said he appreciates his 22-years as a maintenance worker, adding that duties performed in heat, snow, or regardless of weather conditions, is an integral part of the Turnpike and has transformed job dedication into an everyday life style. He opined that privatization would produce transient workers with less committed involvement and gave an example, from past personal experience, of a company that privatized their security. He recalled that because it was not the same people each day, the new security could not quickly or easily determine when something was wrong, therefore the privatized results never measured up to the company's original in-house security response system. Identifying himself as having a military background he compared the ability of the maintenance department to a military response. He said that having a group of people that know each other and their capabilities on a daily basis, who can be called upon immediately to act together and respond quickly to any situation, is a great benefit and a very important thing to have.

Final comments were made by Commissioner DuPont who said that the employees were the Authority's greatest asset and advised them that the Board here is very proud of their service to the public; adding that they "keep the faith" in these troubling times and know that they are truly cherished.

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The motion to adjourn was made by Commissioner Hodes, seconded by Commissioner Singleton and, after the voice vote, the motion was duly adopted. The Authority adjourned at 10:22 A.M., to meet on Tuesday, August 31, 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: June 1, through June 30, 2010.

REPORT OF UTILITY ORDERS – under Executive Director's Delegated Authority 117-05, modified by EDDA 150-09; Dated for July 27, 2010.

REPORT SUMMARY OF CONTRACT CHANGE ORDERS; only for Type 1 and Type 2 – Period June 12, 2010 through July 9, 2010; Dated for July 27, 2010.

REPORT OF CONSTRUCTION PROGRESS – Period Ending July 9, 2010; Dated for July 27, 2010.

Rose Stanko
Secretary

APPROVED:

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

Michael R. DuPont, Treasurer

Harold L. Hodes, Commissioner

David G. Evans, Commissioner

Raymond M. Pocino, Commissioner

Troy Singleton, Commissioner

Ulises E. Diaz, Commissioner

NJ Department of Transportation Commissioner Designee, ex officio