

**PROCEEDINGS OF NEW JERSEY TURNPIKE AUTHORITY  
TUESDAY, JANUARY 22, 2008**

Commissioner DuPont called the Authority into session in the Executive Boardroom of the Authority's Administration Offices, Woodbridge, New Jersey, at 9:40 A.M.

**PRESENT**

Commissioner/Treasurer Michael DuPont; Commissioner Harold Hodes; Commissioner David Evans; Commissioner Raymond Pocino; Commissioner Clive Cummis; NJDOT Commissioner Designee Patricia Snyder; and participating via telephone, Vice-Chairman Joseph Miele.

Executive Director Michael Lapolla; Deputy Executive Director/Secretary Diane Scaccetti; Deputy Executive Director/Strategic Planning & Policy Director Mary Murphy; Chief Engineer Richard Raczynski; Electronic Toll Collection Director Dennis Switaj; Finance Director Benjamin Hayllar; Human Resources Director Mary-Elizabeth Garrity; Internal Audit Director James Carone; Labor Relations Director John O'Hern; Law Director George Caceres; Deputy Law Director Kenneth Rotter; Maintenance Director Daniel McNamara; Operations Director Sean Hill; Purchasing Director Andrea Ward; Tolls Director Robert Quirk; Captain Kevin Burke, New Jersey State Police Troop E; and Assistant Secretary Rose Stanko.

Also present were: General Counsel John Hoffman; Co-General Counsel Judy Verrone; General Consultant Robert Stromsted; Sonia Frontera, Governor's Authorities Unit; Kathy Diringer, NJDOT Authorities Unit; various individuals consisting of other NJTA employees, interested organizations and general public; and from the media: Larry Higgs, Asbury Park Press; Tom Davis, The Bergen Record; and Tom Feeney, The Star Ledger.

**NOTICE OF MEETING**

This is the 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.

**APPROVAL OF MINUTES**

The Secretary reported that ten days (excluding Saturdays, Sundays and holidays) have elapsed since Governor Jon S. Corzine received the proceedings of the December 10th meeting; he has not exercised his power to veto any items in those minutes.

Upon motion made by Commissioner Hodes, seconded by Commissioner Pocino, the minutes of the meeting of December 10, 2007 were unanimously approved.

**RECUSALS**

The Secretary reported that advisements of recusal have been submitted regarding agenda items: 1-08, 8-08 through 10-08, 12-08, 14-08, 24A-08 through 24H-08 and 25-08 for Commissioner Pocino; agenda items 7-08, 9-08, 10-08, 14-08, 24B-08, 24H-08 and 25-08 for DOT Commissioner Designee Snyder; and agenda item 21-08 for Commissioner Hodes. She then asked for any further recusals or abstentions to be placed on record for this meeting. There was no response.

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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 a 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.

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When Commissioner DuPont adjourned the Executive Session and resumed the public session of the meeting he began by opening the floor to public comment pertaining to public items being presented for Board approval. There was no response.

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

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#### **PERSONNEL**

##### **1-08**

Human Resources Director Garrity submitted the **Personnel Agenda**, dated January 2008, and requested confirmation of the personnel matters contained therein.

The Executive Director certified the recommendations for consideration.

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

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##### **2-08**

Executive Director Lapolla presented the recommendation contained in the memorandum dated January 17, 2008 concerning **Authorization to Enter into a Successor Collective Bargaining Agreement with Teamsters Local 97**, Period November 1, 2007 through October 31, 2011.

A successor collective bargaining agreement between the Teamsters Local 97 ("Local 97") and the New Jersey Turnpike Authority ("Authority") was submitted for consideration. The successor collective bargaining agreement is a four (4) year contract with a term of November 1,

2007 through October 31, 2011. Made a part hereof is an executive summary noting the major features of the agreement.

One of the most important features of the successor Collective Bargaining Agreement is that retroactive to January 1, 2008, members of Local 97 will share the costs of health benefits. Specifically, retroactive to January 1, 2008, members of Local 97 will contribute \$600 per year for the administration of their health benefits and by the end of the contract they will contribute \$900 per year.

The terms of the agreement are fair and reasonable to both the employees represented by the Local 97 and Authority. Special Labor Counsel joins in recommending that the Authority approve this agreement.

The membership of Local 97 has not had the opportunity to ratify the agreement. Therefore, approval of a successor collective bargaining agreement between Local 97 and the Authority for the four (4) year period of November 1, 2007 through October 31, 2011 is respectfully requested pending ratification by the membership of Local 97. Authorization is also sought to permit the Executive Director to execute the agreement on behalf of the Authority.

Executive Summary  
Teamsters Local 97  
Successor Collective Bargaining Agreement

On January 16, 2008, Teamsters Local 97 and the Authority reached an agreement on a successor collective bargaining agreement for the period of November 1, 2007 through October 31, 2011, subject to ratification by the membership of the union and approval by the Authority's Board of Commissioners.

The key provisions of the successor collective bargaining agreement are:

1. TERM: Four (4) years -- November 1, 2007 through October 31, 2011
2. WAGE INCREASE:

11/1/07	3.0%	11/1/09	3.5%
11/1/08	3.0%	11/1/10	3.5%

The wage increase is the same as that the Authority negotiated with Local 194, Local 193C, and AFSCME Local 3914.

3. HEALTH BENEFITS:
  - a) For the Point of Service and HMO Plans, employees shall pay the following:

1/1/08	\$600 per year	7/1/10	\$800 per year
7/1/09	\$700 per year	6/30/11	\$900 per year
  - b) Effective January 1, 2008, the Prescription Medicine co-payment at the retail level will be \$3 for generic drugs, \$10 for brand name where there is no generic equivalent or the doctor certifies that the employee is medically unable to take a generic version of the medication, and \$25 for brand name drugs when there is a generic equivalent. This prescription co-payment is the same as that the Authority negotiated with Local 194, Local 193C, and AFSCME Local 3914.

Available funds certified by the Finance Director.

On motion by Vice-Chairman Miele, seconded by Commissioner Hodes, the Authority unanimously approved entering into a Successor Collective Bargaining Agreement with Teamsters Local 97; and authorized, as presented, the recommendations contained therein; and received and filed the memoranda.

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## LAW

For the record, Secretary Scaccetti announced that Item 5-08 is being corrected from reading Turnpike Section 2 to read as Turnpike Right-of-Way Section 3E.

Law Director Caceres requested approval of item numbers 3-08 through 5-08; moved as a group, those items are as follows:

### 3-08

In the memorandum dated January 7, 2008, concerning recommendation to Settle **Formal Workers' Compensation Matter of Lee Merwin v. N.J. Turnpike Authority**, Account No. 10-870-405070.

Lee Merwin, a 59 year old Toll Plaza Supervisor, has been employed with the Authority for almost 24 years. This proposed settlement is as a result of a claim petition for a spinal injury.

The petitioner is represented by David Ades, Esq. The Authority is defended by Special Counsel John T. Lane, Jr., Esq. The matter is venued in the district office of New Brunswick before Judge Dietrich.

Petitioner has a prior settlement of 15% partial total for a cervical disc herniation and low back injury, which will be applied as a credit in settling this current claim petition. Regarding the circumstances of this current incident, on June 26, 2004, Mr. Merwin was loading vaults onto a pallet when he sustained a severe injury to his lower spine. Petitioner underwent surgical repair consisting of laminotomy, foraminotomy and discectomy at L5-S1. He had a four month authorized absence from work.

Absent any credit for prior injury, this type of significant injury and attending surgery would settle between 25% and 35% or \$29,640.00 – \$63,630.00. Petitioner's attorney made a demand for 35% partial total or \$63,630.00. Special Counsel was able to negotiate a settlement of 31% partial total or \$56,358.00. Subtracting the credit for the prior award, \$15,570.00, yields a net settlement in this matter of \$40,788.00. Given the nature of the injury and the surgical intervention, we could not expect a better outcome if tried.

The Law Department has reviewed this matter and agrees with the recommendations of Special Counsel, the Authority's Third Party Workers' Compensation Administrator and Assistant Director, HR, Safety & Benefits. Authorization is, therefore, requested to allow Special Counsel to settle this matter for the sum of \$40,788.00.

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### 4-08

The memorandum dated January 8, 2008, concerning recommendation to Settle **Formal Workers' Compensation Matter of Randy Strader v. N.J. Turnpike Authority**, Account No. 10-870-405070.

Randy Strader, a 51 year old maintenance person, has been employed with the Authority for almost 22 years. This proposed settlement is as a result of a re-opened claim petition

resolved previously under an Order for Judgement of 55% partial total and a new occupational pulmonary claim petition. The latter would be dismissed.

The petitioner is represented by Frank S. Salzer, Esq. The Authority is defended by Special Counsel Curt J. Cox, Esq. of Kamensky-Cohen. The matter is venued in the district office of Toms River before Judge Henson.

Petitioner has a prior Judgement of 55% partial total for residuals of a pulmonary condition resulting from occupational exposure. As noted above, the resolution of the prior claim petition was via a judgment rendered by Judge Henson, who is also the presiding judge on this re-opener. Special Counsel's summary carefully outlines the extent of Mr. Strader's past treatment and, unfortunate, recurrence. Judge Henson's prior ruling leaves the Authority in no position to question liability/causation, but only to quantify the increase in disability. Unfortunately, both the Authority's expert and that of petitioner have noted that the pulmonary condition has returned. As a result, Mr. Strader did undergo two surgical procedures and subsequent therapy.

Special Counsel has negotiated a dismissal of the occupational claim petition, in return for which there will be a minimal increase in disability of 10% over the prior award or a total of 65% partial total disability, minus credit for the prior 55% settlement, or \$199,680 less \$142,890 for a net award of \$56,790.

The Law Department has reviewed this matter and agrees with the recommendations of Special Counsel, the Authority's Third Party Workers' Compensation Administrator and Assistant Director, HR, Safety & Benefits. Authorization is, therefore, requested to allow Special Counsel to settle this matter for the sum of \$56,790.

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**5-08**

The memorandum dated January 17, 2008, concerning **Authorization to Purchase Property for the New Jersey Turnpike Interchange 6 to Interchange 9 Widening Program**, Turnpike ROW Section 3E: Parcel No. 261; Block 101.00, Lot 2.00 – 10 Bordentown-Chesterfield Road, Chesterfield Township, Burlington County, Owner: Daniel Borocz Jr., Project No.: 06510057.

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 with construction scheduled to commence during 2009.

In order to complete the Widening Program, the Authority must acquire certain property located adjacent to the Turnpike for the purpose of facilitating construction as well as for potential environmental purposes. The Authority has determined that the above referenced property is necessary for the Widening Program. To that end, the Authority had an appraisal prepared by

Value Research Group, LLC, which set a value for this property in the amount of \$220,000. The Authority then entered into good faith negotiations for the purchase of same based on this appraised value and in compliance with the laws governing its powers of eminent domain. Said negotiations resulted in the parties agreeing to a purchase price of Two Hundred Fifty Thousand Dollars. The Authority's Law Department in consultation with General Counsel and its Real Estate Manager/Consultant recommend that the Authority acquire the property owned by Daniel J. Borocz, Jr. as set forth above.

Based on the foregoing, it is requested that the Authority Commissioners authorize the Executive Director and Director of Law to take all steps necessary to purchase the property located at 10 Bordentown-Chesterfield Road for the amount of \$250,000.00 and to satisfy certain other costs required to be paid at closing, said costs totaling \$3, 573.16. It is further recommended that the Executive Director be authorized to take any other steps necessary for the acquisition of the property upon review and approval of such action by the Law Department and General Counsel.

Reviewed by the Human Resources Director where appropriate; available funds certified by the Finance Director; the Executive Director certified the recommendations for consideration.

On motion by Commissioner Evans, seconded by DOT Designee Snyder, the Authority unanimously approved the three (3) item Law agenda; and authorized, as presented, the recommendations contained therein; and received and filed the memoranda.

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The following matters were identified in the Public Session agenda:

## **ENGINEERING**

### **6-08**

Chief Engineer Raczynski presented the recommendation contained in his memorandum dated January 8, 2008, concerning recommendation to **Enter into Agreements with NJDEP Division of Fish and Wildlife Bureau Marine Fisheries and Rutgers University Institute of Marine and Coastal Sciences**, Shellfish Monitoring Plan for the Oyster Beds at the Mullica River, Widening of the Garden State Parkway Interchange 30 to Interchange 80, 2005 Bond Issue Fund No. 20260001.

As part of the permitting process for the construction of the Mullica River Bridge, the New Jersey Department of Environmental Protection (NJDEP) is requiring shellfish sampling and analysis, and water quality analysis before, during and after construction.

In order to satisfy this requirement, the Authority will execute an agreement with the NJDEP to secure the shellfish samples at a cost not to exceed \$125,000. In addition, the Authority will execute an agreement with Rutgers University Institute of Marine and Coastal Sciences to perform the laboratory analysis of the water and shellfish sampling obtained by the NJDEP, at a cost not to exceed \$170,000. Both agreements are presently being drafted and will not exceed the amounts indicated.

It is therefore recommended that the Executive Director be authorized to execute these agreements and the costs associated therewith, as described above.

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

On motion by Commissioner Pocino, seconded by DOT Designee Snyder, the Authority unanimously approved the recommendation; authorized entering into agreements with the NJDEP and Rutgers University at a cost not to exceed \$295,000, as presented; and received and filed the memoranda.

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**7-08**

Chief Engineer Raczynski presented the recommendation contained in his memorandum dated January 4, 2008, concerning **Issue of Utility Order No. 1187-P for NJDOT Contract No. 052985450 to Adesta, LLC**, Parkway Interchange 142 Improvements, Townships of Union and Hillside, Union County and Township of Irvington, Essex County, Construction Fund No. 06560015.

The construction of New Jersey Department of Transportation's (NJDOT) Contract No. 052985450, in which the New Jersey Turnpike Authority ("Authority") is participating, will require the removal and relocation of existing Authority fiber optic facilities located at Parkway Interchange 142, in the Township of Hillside, Union County.

In this regard the Authority will prepare a Utility Order in order to reimburse Adesta for the installation of new handholes and conduits. This work will be completed in advance of the NJDOT's construction contract in order to expedite the completion of proposed Ramp NWD from the Garden State Parkway northbound to I-78 westbound.

The cost of this Utility Order was provided by Adesta, LLC and is based on the final improvements and known conditions at the time. It is, therefore, recommended that this Utility Order be authorized in the amount of \$400,000.

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

On motion by Vice-Chairman Miele, seconded by Commissioner Hodes, the Authority unanimously approved the recommendation; authorized the execution of Utility Order No. 1187-P to Adesta, LLC in the amount of \$400,000 as presented; and received and filed the memorandum.

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**8-08**

Chief Engineer Raczynski presented the recommendation contained in his memorandum dated January 10, 2008 concerning **Ratification of Contract No. T900.091 – Griffin Sign Inc.** – E-ZPass Flip Sign Installation and Toll Booth Modifications for DATIM Installation, Electronic Toll Collection, Various Turnpike Interchanges, Salem, Burlington, Middlesex, Union, Essex, Hudson and Bergen Counties, Supplemental Capital Fund No. 08007008.

At the November 9, 2007 Commission Meeting the Executive Director was authorized to award this contract, upon the recommendation of the Chief Engineer.

The contract includes the installation of E-ZPass "Flip" signs on existing toll canopies at twenty-one new locations and modification of seven existing toll booths for DATIM installation. Booth modification work includes the removal and disposal of either front or rear cabinet and counters, construction and installation of new modified counters, HVAC duct work and other miscellaneous work including lightning protection for the "Flip" signs at Turnpike Interchanges 1, 6, 7, 9, 11, 13, 13A, 14, 14C, 15W, 15X, 16W, 16E/18E and 18W.

Three proposals were received on January 8, 2008 for the above publicly advertised contract. Recommendation is being made to reject the proposal of the low bidder, J. Fletcher Creamer & Son, Inc., for failure to submit with its proposal a copy of its Business Registration Certificate and Public Works Contractor Registration Certificate. These omissions require mandatory rejection in accordance with Supplemental Specification Section 102.16.

The low bid proposal, in the amount of \$914,000 may be compared to the second low bid proposal in the amount of \$977,750. The low bidder, Griffin Sign, Inc., has previously performed similar work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that the award of Contract No. T900.091 be ratified to the low bidder, Griffin Sign, Inc. of Cinnaminson, New Jersey, in the amount of \$914,000. 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 and N.J.A.C. 19:9-2.2. The General Consultant, HNTB Corporation, concurs with this recommendation.

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

On motion by Commissioner Evans, seconded by Commissioner Hodes, the Authority unanimously approved the recommendation; ratified award of Contract No. T900.091 to Griffin Sign Inc. in the amount of \$914,000 as presented; and received and filed the memoranda.

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**9-08**

Chief Engineer Raczynski presented the recommendation contained in his memorandum dated January 8, 2008 concerning **Award of Contract No. P100.007 – Joseph M. Sanzari, Inc.** – Northern Bridge Deck Repairs and Resurfacing, Parkway Mile 119.2 to Mile 150.3, Maintenance Reserve Fund No. 03020001.

This is the first of three Parkway bridge deck repair contracts for 2008, and is concentrated in the northern sector of the Parkway. The work generally involves selective replacement of complete deck panels, concrete spall repairs, joint repairs, and replacement of existing asphalt wearing surface related incidental items.

Six proposals were received on January 8, 2008 for the above publicly advertised contract. The low bid, in the amount of \$4,198,827.60 may be compared to the second low bidder in the amount of \$4,284,180.10. The low bidder, Joseph M. Sanzari, Inc., has previously performed similar work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. P100.007 be awarded to the low bidder, Joseph M. Sanzari, Inc. of Hackensack, New Jersey, in the amount of \$4,198,827.60, allocated as follows: \$3,900,000.00 in 2008 and \$298,827.60 in 2009. 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 and N.J.A.C. 19:9-2.2. The General Consultant, HNTB Corporation, concurs with this recommendation.

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

On motion by Vice-Chairman Miele, seconded by Commissioner Evans, the Authority unanimously approved the recommendation; authorized award of Contract No. P100.007 to Joseph M. Sanzari, Inc. in the amount of \$4,198,827.60 as presented; and received and filed the memorandum.

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**10-08**

Chief Engineer Raczyński presented the recommendation contained in his memorandum dated January 7, 2008 concerning **Award of Contract No. P100.053 – Kyle Conti Construction LLC**, Central Bridge Deck Repairs and Resurfacing, Parkway Mile 104 to Mile 127, Maintenance Reserve Fund No. 03020001.

This is the second of three Parkway bridge deck repairs contracts for 2008, and is concentrated in the central sector of the Parkway. The work generally involves selective replacement of complete deck panels and parapets, concrete spall repairs, joint repairs, and replacement of existing asphalt wearing surface and related incidental items.

Six proposals were received on January 3, 2008 for the above publicly advertised contract. The low bid, in the amount of \$3,353,500.00 may be compared to the Engineer's Estimate in the amount of \$3,206,183.75. The low bidder, Kyle Conti Construction, LLC, has previously performed similar work for other regional transportation agencies and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. P100.053 be awarded to the low bidder, Kyle Conti Construction, LLC of Hillsborough, New Jersey, in the amount of \$3,353,500.00, allocated as follows: \$3,100,000 in 2008 and \$253,500 in 2009. 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 and N.J.A.C. 19:9-2.2. The General Consultant, HNTB Corporation, concurs with this recommendation.

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

On motion by Commissioner Evans, seconded by Commissioner Hodes, the Authority unanimously approved the recommendation; authorized award of Contract No. P100.053 – Kyle Conti Construction LLC in the amount of \$3,353,500.00 as presented; and received and filed the memoranda.

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**11-08**

Chief Engineer Raczynski presented the recommendation contained in his memorandum dated January 4, 2008 concerning Issue of **Order for Professional Services No. P3156 – Kupper Associates** – for Contract No. P100.053, Bridge Deck Repairs and Resurfacing, Parkway Mile 104 to Mile 127; **and Order for Professional Services No. P3159 – Greenman-Pedersen Inc.** – for Contract No. P100.007, Northern Bridge Deck Repairs, Parkway Mile 119.2 to Mile 150.3, Supervision of Construction Services, Maintenance Reserve Fund No. 03020001.

Through this single Orders for Professional Services (OPS) procurement process, the Authority is selecting two consultants to provide supervision of construction services for the first two bridge deck repair contracts, for 2008, located in the central and northern sections of the Parkway. The work generally involves selective replacement of complete deck panels, concrete spall repairs, joint repairs, and replacement of existing asphalt wearing surface and related incidental items.

These assignments are classified as "Simple Projects" based on the scope of work being clearly defined and not likely to change during the course of the projects, and the cost not exceeding \$1,000,000. Solicitations for Expressions of Interest (EOIs) were sent to 30 engineering firms prequalified and eligible under Profile Code B157 - Bridges: Deck Repair/Replacement Inspection. Five firms submitted EOIs by the closing date of November 9, 2007. Following submission of the EOI, Urbitran Associates withdrew their EOI from consideration.

Subsequent to the scoring of EOIs, Fee Proposals were requested from the top three firms. The firms are: 1) Greenman-Pedersen Inc.; 2) Kupper Associates; and 3) Ammann & Whitney Consulting Engineers P.C. The fees submitted by Greenman-Pedersen, Inc. and Kupper Associates have been reviewed and are considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. P3156 be issued to the firm of Kupper Associates of Piscataway, New Jersey, in the maximum amount of \$619,000, allocated as follows: \$550,000 in 2008 and \$69,000 in 2009. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.25, to cover the cost of fringe benefits, overhead and profit, plus

authorized direct non-salary expenses. It is also recommended that OPS No. P3159 be issued to the firm of Greenman-Pedersen Inc. of Lebanon, New Jersey, in the maximum amount of \$635,000, allocated as follows: \$550,000 in 2008 and \$85,000 in 2009. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.25, to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. These awards are contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by these awardees pursuant to Public Law 2005, Chapter 51 and having no objection to same. These professional services were procured, and the recommended firms were selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8.

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

On motion by Commissioner Hodes, seconded by Commissioner Evans, the Authority unanimously approved the recommendation; authorized issue of OPS No. P3156 to Kupper Associates in the amount of \$619,000; and OPS No. P3159 to Greenman-Pedersen, Inc. in the amount of \$635,000, as presented; and received and filed the memorandum.

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#### **12-08**

Chief Engineer Raczynski presented the recommendation contained in his memorandum dated January 2, 2008 **concerning Award of Contract No. T100.055 – Gardner M. Bishop Inc.** – Bridge Deck Repairs and Resurfacing, Turnpike Mile 0 to Mile 83 and Pearl Harbor Memorial Turnpike Extension, Maintenance Reserve Fund No. 03010001.

This is the second of two Turnpike bridge deck repair contracts for 2008, and is concentrated in the southern sector of the Turnpike. The work generally involves selective replacement of complete deck panels, concrete spall repairs, joint repairs, and replacement of existing asphalt wearing surface and related incidental items.

Three proposals were received on December 21, 2007 for the above publicly advertised contract. The low bid, in the amount of \$5,083,075.00 may be compared to the Engineer's Estimate in the amount of \$5,374,133.75. The low bidder, Gardner M. Bishop, Inc., has previously performed similar work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T100.055 be awarded to the low bidder, Gardner M. Bishop, Inc. of White Plains, New York, in the amount of \$5,083,075.00, allocated as follows: \$4,900,000.00 in 2008 and \$183,075.00 in 2009. 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 and N.J.A.C. 19:9-2.2. The General Consultant, HNTB Corporation, concurs with this recommendation.

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

On motion by Commissioner Evans, seconded by Vice-Chairman Miele, the Authority unanimously approved the recommendation; authorized award of Contract No. T100.055 to Gardner M. Bishop Inc. in the amount of \$5,083,075 as presented; and received and filed the memoranda.

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**13-08**

Chief Engineer Raczynski presented the recommendation contained in his memorandum dated December 18, 2007 concerning **Issue of Order for Professional Services No. T3161 – Jacobs Edwards & Kelcey** – Supervision of Construction Services for Contract No. T100.055, Turnpike Bridge Deck Repairs and Resurfacing, Mile 0 to Mile 83 and the Pearl Harbor Memorial Turnpike Extension, Maintenance Reserve Fund No. 03010001.

This Order for Professional Services (OPS) will provide supervision of construction services for Contract No. T100.055. This is the second of two Turnpike bridge deck repair contracts for 2008, and is concentrated in the southern sector of the Turnpike between Interchanges 1 and 9 and the Pearl Harbor Memorial Turnpike Extension. The work generally involves selective replacement of complete deck panels, concrete spall repairs, deck membrane waterproofing, joint repair and replacement of existing asphalt riding surface, and related incidental items.

This assignment is classified as a "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the cost not exceeding \$1,000,000. Solicitations for Expressions of Interest (EOIs) were sent to 45 engineering firms prequalified and eligible under Profile Code B157: Bridges: Deck Repair/Replacement Inspection. Five firms submitted EOIs by the closing date of November 16, 2007.

Subsequent to the scoring of the Expressions of Interest, Fee Proposals were requested from the top three firms. They are, in the order of technical ranking: 1) Jacobs Edwards & Kelcey; 2) Greenman-Pedersen, Inc.; and 3) Kupper Associates. The fee submitted by Jacobs Edwards & Kelcey has been reviewed, and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. T3161 be issued to the firm of Jacobs Edwards & Kelcey of Morristown, New Jersey in the maximum amount of \$665,000, allocated as follows: \$600,000 in 2008 and \$65,000 in 2009. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.25, to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by this awardee pursuant to Public Law 2005, Chapter 51 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.

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

On motion by Commissioner Evans, seconded by Commissioner DOT Designee Snyder, the Authority unanimously approved the recommendation; authorized issue of OPS No. T3161 to Jacobs Edwards & Kelcey in the amount of \$665,000 as presented; and received and filed the memorandum.

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**14-08**

Chief Engineer Raczynski presented the recommendation contained in his memorandum dated January 9, 2008 concerning **Award of Contract No. P100.062 – Joseph M. Sanzari Inc. – Miscellaneous Structural Repairs, Parkway Mile 0 to Mile 172, Maintenance Reserve Fund No. 03020008.**

This contract will provide for substructure concrete spall repairs, concrete pedestal repairs, concrete beam repairs, substructure waterproofing/sealing, and repairs to superstructure steel and miscellaneous structural steel on bridges on the Garden State Parkway.

Three proposals were received on January 8, 2008 for the above publicly advertised contract. The low bid, in the amount of \$2,617,963.35 may be compared to the Engineer's Estimate in the amount of \$2,709,222.50. The low bidder, Joseph M. Sanzari, Inc., has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. P100.062 be awarded to the low bidder, Joseph M. Sanzari, Inc. of Hackensack, New Jersey, in the amount of \$2,617,963.35, allocated as follows: \$2,400,000.00 in 2008 and \$217,963.35 in 2009. 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 and N.J.A.C. 19:9-2.2. The General Consultant, HNTB Corporation, concurs with this recommendation.

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

On motion by Commissioner Evans, seconded by Commissioner Hodes, the Authority unanimously approved the recommendation; authorized award of Contract No. P100.062 to Joseph M. Sanzari Inc. in the amount of \$2,617,963.35 as presented; and received and filed the memoranda.

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**15-08**

Chief Engineer Raczynski presented the recommendation contained in his memorandum dated December 18, 2007 concerning **Issue of Order for Professional Services No. P3158 – Urbitran Associates, Inc. – Supervision of Construction Services for Contract No. P100.062, Miscellaneous Structural Repairs, Parkway Mile 0 to Mile 172, Maintenance Reserve Fund No. 03020008.**

This Order for Professional Services (OPS) will provide supervision of construction services for Contract No. P100.062. The contract will provide for substructure concrete spall repairs, reconstruction and repair of bearing areas, backwall repairs, prestressed concrete beam repairs, miscellaneous structural steel repairs, and substructure waterproofing on 12 Garden State Parkway bridges.

This assignment is classified as a "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the cost not exceeding \$1,000,000. A multi-project solicitation for Expressions of Interest (EOIs) for OPS Nos. T3160 and P3158, Supervision of Construction Services for Contract No. P100.062 for Garden State Parkway Miscellaneous Structural Repairs, Mile 0 to Mile 172, was sent to 45 engineering firms prequalified and eligible under Profile Code B-156: Bridge Repair Inspection. Seven firms submitted EOIs by the closing date of October 29, 2007. After submitting their EOI, one firm withdrew citing the resignation of their proposed Resident Engineer.

Subsequent to the scoring of the Expressions of Interest, Fee Proposals were requested from the top three firms. They are, in the order of technical ranking: 1) Greenman-Pedersen, Inc.; 2) Urbitran Associates, Inc.; and 3) Kupper Associates. The Review Committee determined Greenman-Pedersen, Inc. to be the most technically qualified firm for OPS No. T3160, which they were awarded at the December 10<sup>th</sup> Commission Meeting. Urbitran Associates, Inc. confirmed they would accept OPS No. P3158. The fee submitted by Urbitran Associates, 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. P3158 be issued to the firm of Urbitran Associates, Inc. of Newark, New Jersey in the maximum amount of \$465,000, allocated as follows: \$415,000 in 2008 and \$50,000 in 2009. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.20, to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by this awardee pursuant to Public Law 2005, Chapter 51 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.

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

On motion by Commissioner Evans, seconded by Commissioner Hodes, the Authority unanimously approved the recommendation; authorized issue of OPS No. P3158 to Urbitran Associates, Inc. in the amount of \$465,000 as presented; and received and filed the memorandum.

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**16-08**

Chief Engineer Raczynski presented the recommendation contained in his memorandum dated January 3, 2008 concerning **Issue of Order for Professional Services No. T3148 – Hatch Mott MacDonald** – Operations, Maintenance and Compliance Monitoring of Remediation Systems, Turnpike Service Area 1S (Clara Barton) and Turnpike Service Area 1N (John Fenwick), Special Project Reserve Fund No. 04010019.

This Order for Professional Services (OPS) provides for the operation, maintenance and compliance monitoring of remediation systems at Clara Barton Service Area 1S and John Fenwick Service Area 1N, located on the New Jersey Turnpike in Salem County. The systems are designed to address soil and groundwater contamination at the sites. The Authority requires the professional services of an environmental engineering consultant to operate, perform compliance monitoring, and maintain the remediation systems installed at the service areas in accordance with existing NJDEP regulations. This solicitation is for professional services for a two-year term, with an option for a one-year extension at the Authority's discretion.

This assignment is classified as a "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the cost not exceeding \$1,000,000. Solicitations for Expressions of Interest (EOIs) were provided to twenty-six engineering firms prequalified and eligible under Profile Code C197 – Remediation Systems: Operation and Maintenance. Eight firms submitted EOIs by the closing date of November 15, 2007.

Subsequent to the scoring of the Expressions of Interest, Fee Proposals were requested from the top three firms. They are, in the order of technical ranking: 1) Hatch Mott MacDonald; 2) Dewberry-Goodkind, Inc.; and 3) Birdsall Engineering, Inc. The fee submitted by Hatch Mott MacDonald has been reviewed and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. T3148 be issued to the firm of Hatch Mott MacDonald of Freehold, New Jersey in the maximum amount of \$588,000 allocated as follows: \$220,000 in 2008, \$295,000 in 2009 and \$73,000 in 2010. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.80, to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by this awardee pursuant to Public Law 2005, Chapter 51 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.

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

On motion by Vice-Chairman Miele, seconded by Commissioner Hodes, the Authority unanimously approved the recommendation; authorized issue of OPS No. T3148 to Hatch Mott MacDonald in the amount of \$588,000 as presented; and received and filed the memorandum.

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**17-08**

Chief Engineer Raczynski presented the recommendation contained in his memorandum dated January 4, 2008 concerning **Issue of Order for Professional Services No. T3162 – Dresdner Robin Environmental Management Inc.** – Operations, Maintenance and Compliance Monitoring of Remediation Systems, Turnpike Service Area 10S (Thomas Edison), Special Project Reserve Fund No. 04010019.

The New Jersey Turnpike Authority (“Authority”) operates remedial systems at Thomas Edison Service Area 10S, located on the Turnpike in Middlesex County. The systems are designed to address soil and groundwater contamination at the site. The Authority requires an Order for Professional Services (OPS) from an environmental engineering consultant to operate, perform compliance monitoring, and maintain the remediation systems installed at the service area in accordance with existing NJDEP regulations. This solicitation is for professional services for a two year term with an option for a one-year extension at the Authority’s discretion.

This assignment is classified as a "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the cost not exceeding \$1,000,000. Solicitations for Expressions of Interest (EOIs) were provided to 24 engineering firms prequalified and eligible under Profile Code C197 – Remediation Systems: Operation and Maintenance. Eleven firms submitted EOIs by the closing date of November 26, 2007.

Subsequent to the scoring of the Expressions of Interest, Fee Proposals were requested from the top three firms. They are, in the order of technical ranking: 1) Dresdner Robin Environmental Management, Inc.; 2) Hatch Mott MacDonald; and 3) Dewberry-Goodkind, Inc. The fee submitted by Dresdner Robin Environmental Management, Inc. has been reviewed and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. T3162 be issued to the firm of Dresdner Robin Environmental Management Inc. of Jersey City, New Jersey in the maximum amount of \$329,000; allocated as follows: \$124,000 in 2008, \$165,000 in 2009, and \$40,000 in 2010. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.55, to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by this awardee pursuant to Public Law 2005, Chapter 51 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.

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

On motion by Commissioner Hodes, seconded by Commissioner Evans, the Authority unanimously approved the recommendation; authorized issue of OPS No. T3162 to Dresdner Robin Environmental Management Inc.. in the amount of \$329,000 as presented; and received and filed the memorandum.

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**18-08**

Chief Engineer Raczynski presented the recommendation contained in his memorandum dated January 9, 2008 concerning **Issue of Order for Professional Services No. T3163 – TranSystems** – Design Services for Contract No. T100.089, Miscellaneous Structural Repairs, Turnpike Mile 0 to Mile 122, the Pearl Harbor Memorial Turnpike Extension (PHMTE) and Newark Bay - Hudson County Extension (NB-HCE), Maintenance Reserve Fund No. 03010003.

This Order for Professional Service (OPS) will provide for design services and preparation of contract documents for miscellaneous structural repairs of bridges on the New Jersey Turnpike. The construction contract is anticipated to be awarded in December 2008.

This assignment is classified as a "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the cost not exceeding \$1,000,000. Solicitations for Expressions of Interest (EOIs) were sent to 51 engineering firms prequalified and eligible under Profile Code A-092 - Bridges: Miscellaneous Repairs. Eleven firms submitted EOIs by the closing date of December 11, 2007.

Subsequent to the scoring of the EOIs, Fee Proposals were requested from the top three firms, in the order of technical ranking: 1) TranSystems; 2) Fay, Spofford and Thorndike, LLC; and 3) CMX. The fee submitted by TranSystems 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. T3163 be issued to the firm of TranSystems, of Paramus, New Jersey in the maximum amount of \$450,000, allocated as follows: \$400,000 in 2008 and \$50,000 in 2009. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.6, based on a 10% allowance for profit and an overhead rate of 136.4% or, the firm's overhead rate as determined by Federal Audit Regulation (FAR) procedure, whichever is less, plus authorized, direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by this awardee pursuant to Public Law 2005, Chapter 51 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.

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

On motion by Commissioner Pocino, seconded by Commissioner Evans, the Authority unanimously approved the recommendation; authorized issue of OPS No. T3163 to TranSystems, in the amount of \$450,000, as presented; and received and filed the memorandum.

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**19-08**

Chief Engineer Raczynski presented the recommendation contained in his memorandum dated January 10, 2008 concerning **Issue of Order for Professional Services No. P3164 – IH Engineers P.C.** – Design Services for Contract No. P100.090, Miscellaneous Structural Repairs, Parkway Mile 0 to Mile 172, Maintenance Reserve Fund No. 03020008, Small Business Enterprise (SBE) Set Aside.

This Order for Professional Services (OPS) will provide for design services and preparation of construction contract documents for miscellaneous structural repairs of bridges on the Garden State Parkway. The construction contract is anticipated to be awarded in January 2009.

This assignment is classified as a "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the cost not exceeding \$1,000,000. Solicitations for Expressions of Interest (EOIs) were sent to nine engineering firms prequalified and eligible under Profile Code A-092 - Bridges: Miscellaneous Repairs and registered as SBEs by the New Jersey Commerce and Economic Growth Commission. Eight firms submitted EOIs by the closing date of December 13, 2007.

Subsequent to the scoring of the EOIs, Fee Proposals were requested from the top three firms, in the order of technical ranking: 1) IH Engineers, P.C.; 2) LS Engineering Associates Corporation; and 3) Churchill Consulting Engineers. The fee submitted by IH Engineers, P.C. has been reviewed, negotiated and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. P3164 be issued to the firm of IH Engineers, P.C of Princeton, New Jersey in the maximum amount of \$414,000, allocated as follows: \$344,000 in 2008 and \$70,000 in 2009. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.44, based on a 10% allowance for profit and an overhead rate of 122% 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 this awardee pursuant to Public Law 2005, Chapter 51 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.

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

On motion by Commissioner Hodes, seconded by DOT Designee Snyder, the Authority unanimously approved the recommendation; authorized issue of OPS No. P3164 to IH Engineers P.C., in the amount of \$414,000, as presented; and received and filed the memorandum.

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**20-08**

Chief Engineer Raczyński presented the recommendation contained in his memorandum dated January 10, 2008 concerning **Issue of Order for Professional Services No. T3171 – Chas. H. Sells Inc.** – Engineering Services for the 2008 New Jersey Turnpike Bridge Inspection Program-Part B, Maintenance Reserve Fund No. 03010005.

This Order for Professional Services (OPS) provides for the inspection of the Authority's bridge structures in accordance with the requirements of the 2008 New Jersey Turnpike Bridge Inspection Program, Turnpike – Part B. This segment of the program includes inspection of 191 bridges located in Maintenance Districts 1, 2, 3, 6 and 7; FHWA Structure Inventory and Appraisal Form Updates; New Jersey Turnpike Authority Bridge Management System inspection/data collection; on-call special inspection and related design assignments; and submittal of inspection and risk carrier reports.

This assignment is classified as a "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the cost not exceeding \$1,000,000. Solicitations for Expressions of Interest (EOIs) were sent to 26 engineering firms prequalified and eligible under Profile Code D280C – Bridges, NBIS Program, Complex. Five firms submitted EOIs by the closing date of December 4, 2007.

Subsequent to the scoring of the Expressions of Interest, Fee Proposals were requested from the top three firms. They are, in the order of technical ranking: 1) Chas. H. Sells, Inc.; 2) Arora and Associates, P.C.; and 3) Greenman-Pedersen, Inc. The fee submitted by Chas. H. Sells, 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. T3171 be issued to the firm of Chas. H. Sells, Inc. of Hamilton, New Jersey in the maximum amount of \$862,800. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.45, to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by this awardee pursuant to Public Law 2005, Chapter 51 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.

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

On motion by Commissioner Evans, seconded by DOT Designee Snyder, the Authority unanimously approved the recommendation; authorized issue of OPS No. T3171 to Chas. H. Sells Inc. in the amount of \$862,800 as presented; and received and filed the memorandum.

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**21-08**

Chief Engineer Raczynski presented the recommendation contained in his memorandum dated December 21, 2007 concerning **Issue of Supplement B to TPK Order for Professional Services No. 2047 – United Water Services LLC** – Water and Wastewater Treatment Facilities, Maintenance and Operating Services, Engineering Operating Budget No.10-850-464010.

TPK Order for Professional Services (OPS) No. 2047 was issued at the April 2004 Commission Meeting in the amount of \$790,192.00 for a three year period, concluding May 31, 2007. The scope of work involved engineering and maintenance operating services for all Authority owned water supply treatment plants and sewage treatment plants on the Turnpike. The scope also included \$90,000.00 for undertaking system repairs on an as-needed basis.

Supplement A, in the amount of \$125,000.00, was approved at the February 2007 Commission Meeting. The Supplement provided for an extension of United Water's engineering and maintenance services until August 31, 2007 and included an additional \$64,084.52 for system repairs.

During the period of United Water's extended services it became necessary to perform emergency repairs on the wastewater facilities at two service areas on the Turnpike which resulted in the budget for system repairs to be exceeded. Supplement B, in the amount of \$18,377.87, will compensate United Water for these repairs which were required to keep the service areas open for business. United Water has submitted backup documentation for the required repairs and the cost is considered to be fair and reasonable.

It is, therefore, recommended that TPK OPS No. 2047B be issued to United Water in the amount of \$18,377.87 with compensation on the same basis as the original OPS. The addition of this amount increases the total authorized fee from \$915,192.00 to \$933,569.87. The original contract was procured pursuant to N.J.S.A. 52:34-9.1 et seq. and N.J.S.A. 19:9-2.8.

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

On motion by Commissioner Evans, seconded by DOT Designee Snyder, the Authority unanimously approved the recommendation; authorized issue of TPK OPS No. 2047B to United Water Services LLC in the amount of \$18,377.87, as presented; and received and filed the memorandum.

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**22-08**

Chief Engineer Raczynski presented the recommendation contained in his memorandum dated January 8, 2008 concerning **Issue of Supplement A to TPK Order for Professional Services No. 2049 – The RBA Group Inc.** – Design and Environmental Permitting, New Toll Plaza on Turnpike Ramps CNW and NWC, Borough of Carlstadt, Bergen County, Supplemental Capital Fund No. 08010005.

TPK Order for Professional Services (OPS) No. 2049 was issued at the September 2004 Commission Meeting, in the amount of \$995,000 to provide preliminary studies through final design services and environmental permitting for a new ramp toll plaza for Ramps CNW and NWC in the vicinity of Interchange 18W in the Borough of Carlstadt, Bergen County.

Supplement A is required to compensate the consultant for significant unanticipated efforts necessary to complete the required services. The study and design efforts were impacted by the presence of an adjacent liquefied natural gas facility, the effects of which negated the opportunity for a manned toll plaza on the ramps. This limitation, coupled with complications resulting from the proximity of the Interchange 18W toll plaza, resulted in the need to increase the project limits considerably. As a result, the consultant's design efforts were expanded. The unanticipated work includes additional survey, geotechnical investigations, stormwater management design, structural design associated with a culvert extension, and the design for five new overhead sign structures. In addition, the unanticipated design and coordination of utility relocations, fiber optic facilities and the replacement of the backup generator at Interchange 18W were required. In support of the unanticipated design effort were additional environmental coordination, investigations and permitting including an expanded wetland delineation program, extensive Environmental Impact Statement documentation revisions, obtaining an Individual Section 404 Wetland Permit and a NJDEP mandated geoarcheological assessment.

The fee of \$1,027,280 submitted by The RBA Group Inc. for these additional services has been reviewed, negotiated and is considered fair and reasonable for the additional services to be provided.

It is, therefore, recommended that TPK OPS No. 2049A be issued to The RBA Group Inc. in the amount of \$1,027,280 with compensation on the same basis as the original OPS. The addition of this amount increases the total authorized fee from \$995,000 to \$2,022,280. The original contract was procured pursuant to N.J.S.A. 52:34-9.1 et seq. and N.J.S.A. 19:9-2.8.

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

On motion by Commissioner Evans, seconded by Vice-Chairman Miele, the Authority unanimously approved the recommendation; authorized issue of TPK OPS No. 2049A to The RBA Group Inc. in the amount of \$1,027,280, as presented; and received and filed the memorandum.

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**23-08**

Chief Engineer Raczynski presented the recommendation contained in his memorandum dated January 7, 2008 concerning **Issue of Supplement A to Order for Professional Services No. P3100 – PB Americas Inc.** – 2007 New Jersey Turnpike Authority Bridge Inspection Program Garden State Parkway, South, Inspection of 121 Bridges, Parkway Mile 0.5 to Mile 95.9, Maintenance Reserve Project No. 03020007.

Order for Professional Services (OPS) No. P3100 was issued at the December 12, 2006 Commission Meeting, in the amount of \$399,000, and provided Engineering services for the inspection, report preparation, and SI & A updates for 121 bridges located in the southern region of the Garden State Parkway. Supplement A is required as a result of two additional tasks not originally included in the project scope:

- 1) Garden State Parkway Bridge No. 112.1NO; fascia and first interior beams were struck and damaged in an accident which occurred on November 17, 2007. PB Americas Inc. has been directed by the Authority to inspect, evaluate and develop plans and specifications for the repair and/or replacement of the center span east fascia and first interior beams. PB Americas Inc. has completed the inspection and is currently preparing interim repair details under the Unanticipated Assignment of the original OPS. The repair and/or replacement of the fascia and first interior beams is required to restore the structural integrity of the bridge. The Authority will seek reimbursement of all costs associated with the inspection, MPT, design and construction of the beam repairs/replacement, from the responsible party.
- 2) Garden State Parkway Bridge No. 92.6; north fascia stringer was struck and damaged in an accident which occurred on December 17, 2007. PB Americas, Inc. has been directed by the Authority to inspect, perform load rating, evaluate and develop plans and specifications for the repair of the damaged fascia stringer. The repair is required to restore the structural integrity of the bridge. The Authority will seek reimbursement of all costs associated with the inspection, load rating, MPT, design and construction of the repair from the responsible party.

The fee of \$100,000, submitted by PB Americas Inc., for these additional services has been reviewed, negotiated and is considered fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. P3100A be issued to PB Americas Inc. in the amount of \$100,000 with compensation on the same basis as the original OPS. The addition of this amount increases the total authorized fee from \$399,000 to \$499,000. The original contract was procured pursuant to N.J.S.A. 52:34-9.1 et seq. and N.J.S.A. 19:9-2.8.

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

On motion by Commissioner Hodes, seconded by Commissioner Evans, the Authority unanimously approved the recommendation; authorized issue of OPS No. P3100A to PB Americas Inc. in the amount of \$100,000, as presented; and received and filed the memorandum.

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**24A-08 through 24H-08**

Chief Engineer Raczynski presented recommendation of the following **Contracts for**

**Formal Acceptance and Final Payment:**

<b><u>CONTRACT NO.</u></b>	<b><u>CONTRACTOR</u></b>	<b><u>AMOUNTGSP</u></b>
<b><u>GSP Contract 30-1293</u></b>	Tarheel Enterprises, Inc. Removal of Southbound Toll Parkway Union Toll Plaza Townships of Union and Hillside Union County Construction Fund No. 06560029	\$330,494.04
<b><u>TPK Contract R-1479</u></b>	IEW Construction Group, Inc. Miscellaneous Structural Repairs Turnpike Mile 0 to Mile 122, Pearl Harbor Memorial Extension and Newark Bay-Hudson County Extension Salem, Gloucester, Camden, Burlington, Mercer, Middlesex, Union, Essex, Hudson and Bergen Counties Maintenance Reserve Fund No. 03010003	\$520,468.59
<b><u>TPK Contract RT92-1501</u></b>	Crisdel Group, Inc. Intersection Improvements Turnpike Ramp TWL Construction and State Route 32 / County Route 535 Middlesex County Construction Fund No. 06510007	\$182,116.70
<b><u>Contract P200.002</u></b>	A. E. Stone, Inc. Removal of Southbound Tolls Parkway New Gretna Toll Plaza Burlington County Construction Fund No. 06560037	\$57,910.67
<b><u>Contract P200.003</u></b>	Joseph M. Sanzari, Inc. Removal of Northbound Tolls for One Way Tolls Parkway Great Egg Toll Plaza and Somers Point Toll Ramp Atlantic County Construction Fund No. 06560037	\$235,943.81
<b><u>Contract T200.015</u></b>	Tilcon New York, Inc. Resurfacing Turnpike Mile 74 to Mile 122 Middlesex, Union, Essex, Hudson and Bergen Counties Maintenance Reserve Fund No. 03010002	\$50,639.98
<b><u>Contract P200.060</u></b>	C. J. Hesse, Inc. Removal of Northbound Tolls for One Way Tolls Parkway Barnegat Toll Plaza Ocean County Special Project Reserve Fund No. 04028035	\$85,668.54
<b><u>Contract P500.040</u></b>	Two Brothers Contracting, Inc. Parkway Interchange 142 Improvements Asbestos Abatement, Demolition and Site Work Garden State Bowl, 203 Beech Spring Road, Union Township, Union County Construction Fund No. 06560015	\$11,400.00

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

On motion by Commissioner Hodes, seconded by Commissioner Evans the Authority accepted the certifications of the Engineers, General Consultants 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; hereby authorized

final payment, in the amounts shown, due the contractors for completion of the above contracts; and received and filed the memoranda.

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**25-08**

Chief Engineer Raczynski presented the **Construction Progress Reports**, Turnpike and Parkway roadways, for the period ending 1/04/08. On motion by Commissioner Hodes, seconded by Commissioner Evans, the Authority accepted the Construction Progress Reports and received for file.

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**PURCHASING**

Purchasing Director Ward identified the purchasing agenda as routine goods and services procured according to public laws and requested approval. Moved as a group, items 26A-08 through 26E-08 are as follows:

**26A-08 through 26B-08**

**Results of Bidding** in response to public advertisement for the commodities requisitioned by various departments. Awards are contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardees pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and having no objection to same. Bids for these items were procured and authorization is sought to award contracts to the lowest responsible bidders, pursuant to N.J.S.A. 27:23-6.1 and N.J.A.C. 19:9-2.2.

Recommendations of contract awards to the low bidders meeting Authority specifications are as follows:

<b><u>BIDDERS</u></b>	<b><u>BIDS</u></b>			
<b><u>INVITED</u></b>	<b><u>REC'D</u></b>	<b><u>COMMODITY</u></b>	<b><u>VENDOR</u></b>	<b><u>COST</u></b>
7	1	Liquefied Propane Gas	Suburban Propane LP Whippany, NJ	\$174,000.00
Original contract term may be extended for an additional three-year term under the same terms and conditions, in the sole discretion of the Authority. (RM 397 Re-bid)				
9	2	Hydraulic Replacement Parts	The Bristol Donald Co. Inc. Newark, NJ	\$ 36,261.08
Original contract term may be extended for two additional one-year terms each under the same terms and conditions, in the sole discretion of the Authority. (RM 415)				

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**26C-08**

In the memorandum dated January 9, 2008 concerning a recommendation to **Award a Sole Source Contract – Oracle Corporation** – Oracle Software Upgrades and Service Agreement, Budget Code: 00-010-833-427010.

The Technology and Administrative Services Department requisitioned renewal of the Software License and Service Agreement with Oracle Corporation (“Software Agreement”). Under the Software Agreement, the Oracle Corporation will continue to provide technical support and software upgrades to the Authority’s database management systems that uses the Oracle Software. In addition, the Oracle Software is used by the Electronic Toll Collection Department to

store toll collection data. The cost of the Software Agreement, which includes subscription and support services, plus 24/7 telephone support, product upgrades and maintenance releases for the period January 1, 2008 through December 31, 2008 will be in an amount not to exceed \$591,740.80.

The Oracle Software is proprietary to Oracle Corporation, which is the publisher and holder of all copyrights. Oracle Corporation is the only vendor which has access to the source codes needed to debug, upgrade and support the Oracle Software. Thus, no other vendor is capable of providing the services required under the Software Agreement. In addition, this is an exceptional circumstance, as the client support and maintenance services are necessary for the operation of the Authority's database management systems. Thus, it is recommended that this annual Software Agreement be procured without public advertisement as a sole source exception to the public bidding laws and consistent with Executive Order No. 37.

Accordingly, authorization is requested to renew the Software License and Service Agreement with Oracle Corporation, Redwood Shores, California, for the period January 1, 2008 through December 31, 2008, in an amount not to exceed \$591,740.80. The award is contingent upon the Treasure of the State of New Jersey completing a review of all documents submitted by the awardee pursuant to Public Law 2005, Chapter 51 (formerly Executive Order No. 134) and having no objection to the same. A sole source procurement exception resolution in accordance with N.J.A.C. 19:9-2.2(d)1, as promulgated under N.J.S.A. 27:23-6.1, follows as

**Resolution 26C-08:**

RESOLUTION FOR SOLE SOURCE PROCUREMENT  
SOFTWARE LICENSE AND SERVICE AGREEMENT WITH ORACLE CORPORATION

WHEREAS, the Technology and Administrative Services Department requisitioned a renewal of the Software License and Service Agreement with Oracle Corporation, Redwood Shore, California; and

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

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

WHEREAS, Oracle Software can only be procured from Oracle Corporation through direct negotiation of the Software Agreement and, for the period January 1, 2008 through December 31, 2008, the cost of the renewal of technical support and software upgrades will not exceed \$591,740.80; 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 the renewal of the Software License and Service Agreement with Oracle Corporation for the period through December 31, 2008, in an amount not to exceed \$591,740.80, 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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**26D-08**

In the memorandum dated January 7, 2008 concerning a recommendation to **Increase Amount of Contract Requirement Account No. RM 203 – Newspaper Advertisements**

Budget Codes:10821/23/24/580/710/30001/65001/447020/653010/10821/33/10500/65003  
/06510020

At the October 31, 2006 Commission Meeting, (Agenda Item 232D-06), authorization was granted to award several contracts for payment to 20 various newspapers for the Authority's publishing needs. Advertisements are made on an "as needed basis" in one or more of the daily or weekly newspapers listed as: The Star Ledger, The Times, Trentonian, North Jersey News, Asbury Park Press, Homes News Tribune, Courier Post, Bergen Record, Burlington Times, City News, Cranbury Press, County Times, Jersey Journal, New Jersey Law Journal, New York Times, Princeton Packet, Todays Sunbean (Salem City), Wilmington News Journal, Philadelphia Inquirer and Atlantic City Press. These needs include, but are not limited to, notices of public meetings, auctions for disposal of vehicles, request for proposals, public bids, contract advertisements, public notices and employment advertising. At the December 10, 2007 Commission Meeting, approval was granted to increase the Contracts by \$24,000 for a total authorized amount of \$114,000 to pay for outstanding invoices as well as anticipated newspaper advertising needs through December 31, 2007.

Soon after the December 2007 authorization, the Purchasing Department received requisitions for several outstanding invoices for payments for newspaper advertisement, totaling approximately \$30,000. Some of these invoices had been in dispute (some appeared to be duplicates) and the requesting Departments had held them pending resolution. Thus, Staff is requesting an increase of \$30,000 to the contracts to satisfy the outstanding invoices for 2007.

Accordingly, authorization is requested to increase the contracts by \$30,000 for the period through December 31, 2007 for newspaper publishing needs, for a new total authorized amount not to exceed \$144,000. (Under State procurement laws, the publishing of legal notices in newspapers is exempt from public advertisement for proposals.)

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**26E-08**

In the memorandum dated January 9, 2008 concerning a recommendation to **Amend Public Bid Contract No. 802 (RM 389) – Doors, Inc.** – Repair/Replacement of Overhead Doors.

At the December 2007 Commission Meeting, authorization was granted to award a contract to Doors Inc., of Rahway, NJ for replacement parts and equipment necessary to repair or replace overhead doors at various locations on the New Jersey Turnpike and Garden State Parkway for a two-year period beginning January 1, 2008, but incorrectly stated as terminating December 31, 2010, in an amount not to exceed \$68,000. Bids were procured in accordance with N.J.S.A. 27:23-6.1 and N.J.A.C. 19:9-2.2.

The bid specifications sent to all prospective bidders stated in more than one place that the contract term was for two years; however, the end date was incorrectly stated as December 31, 2010. The correct expiration date is December 31, 2009. Thus, the Purchasing Department recommends revising the term of Contract No. 802.

Accordingly, authorization is requested to amend Contract No. 802 with Doors, Inc. to reflect the correct contract period as January 1, 2008 through December 31, 2009.

Reviewed by the Law Director; available funds certified by the Finance Director where applicable; the Executive Director certified the recommendations for consideration.

On motion by Commissioner Evans, seconded by Commissioner Hodes, the Authority unanimously approved the five (5) item Purchasing agenda; and adopted the resolution or authorized, as presented, the recommendations contained therein; and received and filed the memoranda.

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## **GENERAL BUSINESS**

### **27-08**

Deputy Executive Director Scaccetti presented the recommendation contained in her memorandum dated January 16, 2008, concerning **Renewal of Various Insurance Policies: Excess Workers' Compensation Insurance – for Entire New Jersey Turnpike Authority; and Major Bridges, All Other Non-Bridge Property Including Boiler & Machinery, and Underground Storage Tank Liability Insurance – for Garden State Parkway.**

Operating Budget Account No. 010-00-890-44100.

At the present time, there are four insurance policies scheduled to expire on February 1, 2008: 1) Major Bridge Insurance – Garden State Parkway; 2) All Other Non-Bridge Property Insurance including Boiler and Machinery Coverage – Garden State Parkway; 3) Excess Workers Compensation Insurance; and 4) Underground Storage Tank Liability – Garden State Parkway.

In 2006, a Request for Proposal was released and awarded to various brokers for placement of these coverages. The awards to the brokers were for a three year period. This is the second year of the award.

Renewal quotations were submitted for each coverage by the Brokers of Record and were reviewed by staff with the following recommendations:

[1] **Major Bridge Insurance – Garden State Parkway:** The New Jersey Turnpike Authority maintains property insurance covering Garden State Parkway major bridges with a limit of liability of \$168 million per occurrence, with various sub-limits for particular occurrences. The current coverages are provided on a quota-shared basis with the Landmark American Insurance Company (through RSUI) and the Lexington Insurance Company (an AIG Company). The Broker of Record is Risk Strategies Company, Inc. The expiring premium for this coverage is \$750,000, including the Terrorist Risk Insurance Act (TRIA) coverage based on total value of \$586,462,226.

Risk Strategies Company Inc. was instructed to approach the market in order to secure the most competitive quotation. The most competitive premium quoted, by the Landmark American Insurance Company and Lexington Insurance Company, is \$905,000 on a quota shared basis. Coverage applies to all major bridges, minor bridges and provides for a 24 month period of indemnity. The premium is based on total insurable value of \$1,846,217,586. The renewal will be subject to limit of liability of \$100,000,000 per occurrence consistent with the General Consulting Engineer's calculation for maximum probable loss (MPL). The deductible was increased under this program in order to be consistent with the deductible carried under the Major Bridge/Property Program for the New Jersey Turnpike and to maintain the premium cost at a more reasonable level in view of the total insurable values. While some adjustments have been made to limits of liability, the policy now includes coverage for all bridge structures and provides an extended period of indemnity for reconstruction and loss of revenue collection.

[2] All Other (Non-Bridge) Property, Including Boiler and Machinery - Garden State Parkway:

The New Jersey Turnpike Authority maintains property insurance covering all other (non-bridge) property for the Garden State Parkway. Coverage is provided for all risk of direct physical loss on damage to real property, personal property, business interruption, including extensions of coverage, as described under the policy. The policy limit of liability is \$150 million. Coverage is afforded by Affiliated FM Insurance Company with Business Governmental Insurance Agency (BGIA) as Broker of Record. The expiring premium was \$308,041, including the Terrorist Risk Insurance Act (TRIA) coverage based on total insurable value of \$218,135,193.

At the direction of staff, BGIA has secured the most competitive proposal from the Affiliated FM Insurance Company. Total annual premium, excluding terrorism is \$249,734 plus engineering fees of \$11,500, certified terrorism premium of \$24,973 and a surcharge of \$3,846.07 for a total premium of \$290,053.07 based on total insurable value of \$224,679,248. This represents a 10% reduction in rates of the expiring price and a net savings of 7% of the expiring premium of \$208,041.

[3] Excess Workers Compensation and Employer's Liability Insurance – New Jersey Turnpike Authority: The New Jersey Turnpike Authority carries Excess Workers Compensation and Employer's Liability Insurance with a self-insured retention ("SIR") of \$750,000 for each accident.

In preparation for the renewal the Broker of Record, Risk Strategies Inc., solicited quotations for coverage as expiring from three (3) carriers. The most competitive quotation was received from the incumbent carrier, National Union Fire Insurance Company, a member of the American International Group. National Union has proposed a renewal quotation in the amount of \$883,384, which represents an increase of \$85,734 over the expiring premium. The minimum premium is based on a rate of 0.4924 per \$100 of payroll, subject to audit. The Authority incurred two significant claims which caused an increase in the expiring rate of 0.4558, and thus the

premium charged. Further, no other carrier was willing to quote below a \$1 million self-insured retention due to the most recent loss experience.

[4] Underground Storage Tank Liability Insurance – Garden State Parkway: The New Jersey Turnpike Authority maintains underground storage tank liability covering storage tanks at various Garden State Parkway facilities. The expiring coverage is afforded by the Zurich American Insurance Company with a primary limit of \$1 million each claim, subject to a policy aggregate of \$10 million. The deductible is \$25,000 applicable to each claim. Excess coverage is afforded by LSI Corporation (a member of the Liberty Mutual Group) with liability limits of \$4 million each incident with a policy aggregate of \$5 million excess of the Zurich American Policy. The Broker of Record is Willis of New Jersey Inc. The annual expiring premium for the Zurich American policy is \$60,778 based on the number and types of tanks insured. The excess LSI expiring premium was \$41,343 including the Terrorist Risk Insurance Act (TRIA). The total combined expiring annual premium is \$102,121.

Zurich American has quoted a renewal premium of \$62,476 with terms and conditions as expiring and based upon an updated tank schedule prepared by our Engineering Department. The renewal premium quoted by LSI Corporation for the excess coverage is \$52,524, for a combined primary and excess premium of \$115,000.

Therefore, it is recommended that the Authority renew the above coverages for a period of one year, effective February 1, 2008, with carriers, premiums and brokers of record as outlined above.

Available funds certified by the Finance Director, the Executive Director certified the recommendation for consideration.

On motion by Commissioner Pocino, seconded by Commissioner Hodes, the Authority unanimously approved the recommendation; authorized renewal of the Various Insurance Policies, as outlined above, in the premium amounts as presented; and received and filed the memorandum.

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**28-08**

Executive Director Lapolla presented the recommendation contained in his memorandum dated January 16, 2008 concerning the **2008 Annual Operating Budget**.

Submitted to the Board for consideration is the 2008 Annual Budget for the New Jersey Turnpike Authority ("Authority"). Operating expenditures that are controllable by the Authority are flat despite contractual wage increases and increased economic costs in areas such as utilities.

The overall budget is increasing by 3%. This increase is attributable to the following:

- The Authority's contribution to the State Pension Fund will increase \$4,151,400;
- The cost of State Police protection which the Authority pays to the State of New Jersey, up from \$58,987,900 to \$61,025,800, is an increase of \$2,037,900; and
- ETC operating costs will increase by \$4,072,500 and are related to increased usage of the system. This increase, however, will be offset by an increase in revenue of \$934,000.

From a staffing viewpoint, the Authority is reducing the authorized headcount by 100 positions from 2465 to 2365. The savings resulting from the elimination of these 100 positions is approximately \$9,256,000 annually. Since 2003, a total of 403 positions have been eliminated. All reductions were achieved through attrition, many from the successful voluntary separation incentives which occurred in 2005, 2006 and 2007.

Two schedules are presented. The first details departmental operating expenses totaling \$481,000,000. The second is the 2008 Maintenance Reserve Fund Project list of \$76,200,000. The final lists for Special Project Reserve Fund and Supplemental Capital fund will be submitted for approval at the February Commission meeting.

It is recommended that the Authority adopt the submitted budget. The General Consultant, HNTB Corporation, concurs with this recommendation.

Executive Director Lapolla said he was happy to present this budget and delivered a few more points by adding that: the rising costs of health care and State Police costs are out of the Authority's control; the annualized savings of approximately \$30 Million - is the result of the reduction of 403 positions since 2003 by attrition and the Voluntary Separation Programs only, without the need for any lay-offs; and that the final needed consolidation of the Authority's three remaining Parkway/Turnpike departments has been made by announcing that Bob Quirk is the Director of Toll Collection; Dan McNamara is the Director of Maintenance; and Sean Hill is the Director of Operations.

On motion by Commissioner Evans, seconded Commissioner Hodes, the Authority unanimously approved the recommendation; adopted the 2008 Annual Budget, as presented; and received and filed the memoranda.

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**29-08**

Finance Director Hayllar presented the recommendation contained in his memorandum dated January 17, 2008, concerning **Payment of Annual Assessment to the Governor's Authorities Unit for Fiscal Year 2008**, Operating Budget Account 010-890-445030.

The New Jersey Turnpike Authority has received an assessment from the Office of the Governor's Authorities Unit. The Governor's Authorities Unit provides advisory services to the Authorities as statutory executor of policy implementation. The Authorities Unit, in turn, is funded through annual assessments of all the authorities.

Therefore, it is requested that approval be granted in the amount of \$48,641.04 to the State of New Jersey, which amount represents an annual assessment for the fiscal year July 1, 2007 to June 30, 2008.

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

On motion by Commissioner Pocino, seconded by Commissioner Evans, the Authority unanimously approved the recommendation; authorized payment of the annual assessment to the Governor's Authorities Unit for Fiscal Year 2008, in the amount of \$48,641.04, as presented; and received and filed the memorandum.

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**30-08**

Finance Director Hayllar presented the financial results of the New Jersey Turnpike Authority for the Eleven Months ended November 30, 2007. On motion by Commissioner Hodes, seconded by Commissioner Pocino, the Authority's **Financial Summary** was unanimously accepted and received for file.

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**31-08**

Operations Director Hill presented the recommendation contained in his memorandum dated December 13, 2007, concerning **Authorization to Pay Transcom – 2008 Annual Membership Contribution**, Account 10-890-445900.

As per the agreement between the New Jersey Turnpike and Transcom, the Authority is required to make an annual contribution for operating costs. The annual contribution to Transcom for 2008 is \$242,992.

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

On motion by Commissioner Pocino, seconded by DOT Designee Snyder, the Authority unanimously approved the recommendation; authorized payment to Transcom, in the amount of \$242,992, as presented; and received and filed the memorandum.

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**32-08**

**Resume of All Fatal Accidents** – Garden State Parkway: Period 1/1/07 through 12/31/07; and New Jersey Turnpike: Period 1/1/07 through 1/11/08, both with 2006 - 2007 Yearly Comparisons through November, was submitted by Operations Director Hill. On motion by Commissioner Evans, seconded by Commissioner Pocino, the Authority unanimously accepted the Resume' and received for file.

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**33-08**

**New Jersey State Police Troops D and E - Reports of Activities** for the month ending November of 2007, with 2006-2007 yearly comparisons, was submitted by Troop E Captain Burke. On motion by Commissioner Evans, seconded by DOT Designee Snyder, the Authority unanimously accepted the reports and received for file.

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At this juncture, Commissioner DuPont opened the floor to public comment on other matters. There was no response.

Commissioner DuPont took this time to congratulate and welcome the New Jersey Turnpike Authority's newest commissioner: Clive Cummis.

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The motion to adjourn was made by Commissioner Hodes, seconded by Commissioner Pocino and, after the voice vote, the motion was duly adopted. The Authority adjourned at 10:40 A.M., to meet on Tuesday, February 26, 2008, at 9:30 A.M.

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The Assistant Secretary acknowledges receipt of the following documents for file:

REPORT OF PURCHASES – Period: December 1, 2007 through December 31, 2007; under Executive Directors Delegated Authority.

REPORT OF UTILITY ORDERS – Period ending January 4, 2008; under EDDA 117-05.

Utility Order No. NJFON-ADESTA-14 – Adesta LLC – Diverse Fiber Optic Pathways, Traffic Management Center (TMC), New Jersey Turnpike Authority' (NJTA), Garden State Parkway roadway; authorized 11/09/07.

REPORT OF CHANGE ORDERS, TYPE 1 AND TYPE 2 – Period: November 21, 2007 through January 4, 2008.

AGREEMENTS/CONTRACTS:

Insurance – Umbrella Excess Liability Policy for the Self-Insured General / Automobile Liability Program for New Jersey Turnpike Authority; Risk Strategies Company Inc. as Broker, Period 9/01/07 – 9/01/08; authorized 8/28/07.

Insurance – Public Officials & Employees Liability – for New Jersey Turnpike Authority; Risk Strategies Company Inc. as Broker, Period 9/01/07 – 9/01/08; authorized 8/28/07.

Contract No. IR-3 – Joseph M. Sanzari Inc.; authorized 9/25/07.

Contract No. T100.042 – Gardner M. Bishop; authorized 12/10/07.

Contract No. T200.072 – Joseph M. Sanzari Inc.; authorized 11/9/07.

Contract No. T300.063 – Tilcon New York Inc.; authorized 11/9/07.

Snow Removal Contract Agreement SPC-3E-07 – Nacirema Industries Inc.; authorized to negotiate for contract 9/25/07.

Snow Removal Contract Agreement SPCIO-9-07 – A. Montone Construction Inc.; authorized to negotiate for contract 9/25/07.

ORDERS FOR PROFESSIONAL SERVICES:

OPS No. LA305 – Gagliano Appraisal LLC – General Real Estate Consultant Services; authorized 11/09/07.

OPS No. LA306 – Integra Realty Resources – General Real Estate Consultant Services; authorized 11/09/07.

OPS No. T3111 – PB Americas Inc. – Final Design Section 1, Turnpike Interchanges 6 to 9 Widening; authorized 11/09/07.

OPS No. T3112 – DMJM Harris Inc. – Final Design Section 2, Turnpike Interchanges 6 to 9 Widening; authorized 11/09/07.

OPS No. T3113 – Michael Baker Jr. – Final Design Section 3, Turnpike Interchanges 6 to 9 Widening; authorized 11/09/07.

OPS No. T3118 – Edwards & Kelcey Inc. – Final Design Section 8, Turnpike Interchanges 6 to 9 Widening; authorized 11/09/07.

OPS No. A3144 – Wilbur Smith Associates – General Traffic Engineering Consultant Services; authorized 11/09/07.

OPS No. T3149 – Greenman - Pedersen Inc. – Design Services; authorized 12/10/07

OPS No. T3160 – Greenman - Pedersen Inc. – Supervision of Construction Services; authorized 12/10/07.

Supplemental OPS No. A3053E – HNTB Corporation – General Engineering Consultant Services, Operations and Procedures Manual; authorized 11/09/07.

Supplemental OPS No. P3119A – Evergreen Environmental LLC – Wetland Mitigation Site Services; authorized 11/09/07.

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Rose Stanko  
Assistant Secretary

APPROVED:

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Kris Kolluri, Chairman and NJ Department of Transportation Commissioner (ABSENT)

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Joseph P. Miele, Vice-Chairman

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Michael R. DuPont, Treasurer

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Harold L. Hodes, Commissioner

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David G. Evans, Commissioner

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Raymond M. Pocino, Commissioner

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Clive S. Cummis, Commissioner

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NJ Department of Transportation Commissioner Designee, ex officio