

**PROCEEDINGS OF NEW JERSEY TURNPIKE AUTHORITY
WEDNESDAY, MAY 27, 2009**

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

PRESENT

Chairman Stephen Dilts; Commissioner Harold Hodes; Commissioner Raymond Pocino; Commissioner Ulises Diaz; and (participating via teleconference): Commissioner/Treasurer Michael DuPont; Commissioner David Evans; and Commissioner Troy Singleton.

Executive Director Diane Gutierrez-Scaccetti; Deputy Executive Director John O'Hern; 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; Law Director George Caceres; Deputy Law Director Linda Cavanaugh; Maintenance Director John Cifelli; Operations Director Sean Hill; Purchasing Director Andrea Ward; Strategic Policy & Planning Director Marilyn Lennon; Transportation Planning Engineer Richard Brundage; Technology and Administrative Services Director Brian Gorman; Tolls Director Robert Quirk; Commander Matthew Walker, New Jersey State Police Troop D; Chief of Staff Joe Orlando; and Secretary Rose Stanko.

Also present were: General Counsel Judy Verrone; General Consultant James Beattie; Governors' Authorities Unit Representative Sonia Frontera; NJDOT Policy and Authorities Coordination Representative Kathy Diring and Ben Neville; Sara Zoe Baldwin of the Tri-State Transportation Campaign; additional individuals consisting of other NJTA employees; interested organizations; the general public; and from the media: the Asbury Park Press.

NOTICE OF MEETING

This is a regular meeting of the New Jersey Turnpike Authority. Adequate notice of this meeting has been provided in accordance with Chapter 231, P.L. 1975 in that notice has been given to two newspapers and notice has been forwarded to the Secretary of State, Trenton, New Jersey. In addition, notice of said meeting has been and is being displayed in the main lobby of the Authority's Administration Headquarters in Woodbridge.

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 special meeting of April 16th and the regular meeting of April 28th; he has not exercised his power to veto any items in those minutes.

Upon motion made by Commissioner Pocino, seconded by Commissioner DuPont, with the abstention of Chairman Dilts for April 28, the minutes of the special meeting of April 16, 2009 and the regular meeting of April 28, 2009 were approved.

RECUSALS

The Secretary reported that advisements of recusal had been submitted and asked for any further recusals or abstentions to be placed on record for this meeting. Those results are regarding

items: 118-09, 119-09, 123-09, 124-09 and 134A-09 through 134D-09 for Commissioner Pocino; 134A-09 for Commissioner DuPont; and 135H-09 for Commissioner Hodes; and 118-09, 123-09, 124-09 and 134D-09 for Commissioner Singleton.

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At this time, before continuing with agenda business, Executive Director Gutierrez-Scaccetti wished to extend her congratulations and voice pride in the accomplishments of Authority employees who deserve recognition by Commissioners and colleagues.

Referring first to the opening and operation of the Statewide Traffic Management Center, she advised of a "Teamwork/Partnership Achievement Award" which was awarded to the implementation team that made it a reality. The team consisted of personnel from the New Jersey Turnpike Authority; New Jersey Department of Transportation; New Jersey State Police; and the New Jersey Office of Information Technology with the award being known for representing the "The Best of the Best" in the State.

On behalf of the Authority's team, from the Operations and Technology Departments respectively, the following members were asked to stand and be recognized: Sean Hill with Chip Eibel; Brian Gorman with John Farrell, Wayne Bruzek, Bob Potterfield, Cindy Caizza, Jose Dios, Fawad Siddiqui and Irene Volkman.

Continuing, the Executive Director emphasized the quality of staff that is found within the New Jersey Turnpike Authority. From the Engineering Department she requested the following personnel to stand and be recognized for their individual achievements: Lisa Kenny – awarded "Young Engineer of the Year" by the New Jersey State Chapter of the American Society of Civil Engineers (ASCE); Larry Williams – awarded "Government Engineer of the Year" by the North Jersey Branch of the ASCE; Rob Fischer – only a few years ago, was also awarded "Government Engineer of the Year" by the New Jersey State Chapter of the ASCE; and Rich Racznyski – awarded the "Newark Regional Business Partnership Leadership Award".

Further, the New Jersey Turnpike Authority received two additional awards for specific projects: 1) Passaic River Bridge Redecking – from the American Concrete Institute; and 2) Driscoll Bridge Project – from the Central Jersey Branch of the ASCE. The Executive Director concluded by saying that by serving so well, such employees make the Authority gifted and successful.

The Chairman added his appreciation for employee's efforts and remarked on the extraordinary teamwork throughout and between the road and rail transportation agencies serving the State of New Jersey.

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At this juncture, it was determined that a separate Executive Session was not required and Chairman Dilts opened the floor for comment pertaining to the public items being presented for Board approval.

Zoe Sara Baldwin representing the Tri-State Transportation Campaign (“TTC”) recommended that the contracts on the today’s agenda pertaining to widening the roadways should not be approved and referred to the roadway widenings as bad planning. TTC claims that an EIS (Environmental Impact Statement) does not justify the widenings and indicates that traffic volume has flat lined since 2004; that between 2002 and 2007 overall traffic increase was .7%; and that between 2006 – 2007 traffic declined. The TTC suggestions for traffic management includes a recommendation for no roadway widening and more innovation that should include High Occupancy Toll (“HOT”) lanes and variable tolling.

The Chairman thanked her for her comments and there being no further public comments from the floor, the Members of the Authority then moved on the following agenda matters:

PERSONNEL

114-09

Human Resources Director Garrity submitted the **Personnel Agenda**, dated May 27, 2009, and requested confirmation of the personnel matters contained therein.

The Executive Director certified the recommendation for consideration.

On motion by Commissioner Hodes, seconded by Commissioner Pocino, 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.

LAW

Law Director Caceres requested approval of items 115-09 through 117-09; moved as a group, those items are as follows:

115-09

In a memorandum dated May 12, 2009, concerning the recommendation to **Acquire Six (6) Properties Necessary for the New Jersey Turnpike Interchange 6 to Interchange 9 Widening Program**, 2009 Capital Construction Program.

The New Jersey Turnpike Authority (the “Authority”) is proceeding with its plans to widen the Turnpike between Interchange 6 in Mansfield Township, Burlington County and Interchange 9 in East Brunswick Township, Middlesex County (the “Widening Program”). The roadway will be widened to 12 lanes with major modifications constructed at four interchanges. Final design is currently underway with construction scheduled to commence during 2009.

In order to complete the Widening Program, the Authority must acquire certain property located adjacent to or in the vicinity of the New Jersey Turnpike for the purpose of facilitating construction as well as for potential environmental purposes. The Authority has determined that the six properties listed herein are necessary for the Widening Program. To that end, the Authority had appraisals prepared by independent Appraisers and reviewed by Value Research Group, LLC, the

Authority's Real Estate Manager/Consultant, which set a value for each. The Authority then entered into good faith negotiations with the owners and their respective counsel for the purchase of same, based on this appraised value and in compliance with the laws governing its powers of eminent domain. Despite such negotiations, the Authority has been unable to reach an agreed upon purchase price with the owner. The following is a description of each said property:

- 1) Turnpike Design Section 4, Turnpike ROW Section 4G
Parcel Series 957, Block 30.03, Lots 10.02, 13 & 14(Partial Taking)
370 Edgebrook Road, Township of Robbinsville, Mercer County
Owner: Richard L. Havens
Amount: \$ 31,000.00

The subject property consists of a total of approximately 3.64 acres in its entirety (the "Property") with Lot 14 being improved with a single family residence. The Authority must acquire the following interests in the Property: (1) a fee simple interest in 0.50 acres of the Property to be designated as Parcel 957; (2) a slope easement impacting 0.348 acres of the Property to be designated as Parcel E957; (3) a drainage easement impacting 0.046 acres of the Property to be designated as Parcel D957; and (4) a temporary construction easement impacting 0.247 acres to be designated as Parcel 957C.

- 2) Turnpike Design Section 4, Turnpike ROW Section 4G
Parcel Series 956, Block 30.03, Lots 12 & 49 (Partial Taking)
Edgebrook Road, Robbinsville Township, Mercer County
Owner: Peter F. Lupinacci and Steven A. Lupinacci
Amount: \$ 5,400.00

The subject property in its entirety currently consists of 5.728 acres of vacant, unimproved land (the "Property") covered with scrub growth. The Authority must acquire the following interests: (1) a fee simple interest in 0.612 acres of the Property to be designated as Parcel 956 (leaving 4.808 acres as the fee remainder); and (2) a slope easement of 0.216 acres to be designated as Parcel E956.

- 3) Turnpike Design Section 6, Turnpike ROW Section 4J
Parcel 1077-2, Block 29, Lot 2 (Partial Taking)
200 Etra Road, Township of East Windsor, Mercer County
Owner: Presbyterian Homes at Meadow Lakes, Inc.
Amount: \$ 542,000.00

The subject property currently consists of 102.396 acres of vacant unimproved land (the "Property") and adjacent developed land located at Block 63.01, Lot 45, in Hightstown Borough which is not directly impacted by the taking. The Authority must acquire a fee simple interest in a 3.095 acre area along the eastern border of the Property.

- 4) Turnpike Design Section 3, Turnpike ROW Section 3F
Parcels 321A, 321B and E321A, Block 2725, Lot 4 (Partial Taking)
4602 Crosswicks Hamilton Square Road, Hamilton Township, Mercer County
Owner: David J. DiStefano, Jr. & Deborah A. DiStefano
Amount: \$ 63,500.00 for the Lot 4 Property

The property is a near rectangular shaped 2.24 acre parcel improved with a 2,024 square foot single family residence (the "Property"). The Authority must acquire the following interests in the Property: (1) a fee simple interest in 2,061 square feet of the Property to be designated as Parcel 321A; (2) a fee simple interest in 28,677 square feet of the Property to be designated as Parcel 321B; and (3) a slope easement impacting 721 square feet of the Property to be designated as Parcel E321A. There are no residual damages to the remainder.

- 5) Turnpike Design Section 3, Turnpike ROW Section 3F
Parcel 321C, Block 2725, Lot 5 (Partial Taking)
4580 Crosswicks-Hamilton Square Road,Hamilton Township, Mercer County
Owner: David J. DiStefano, Jr. & Deborah A. DiStefano
Amount: \$ 146,700.00 for Lot 5 Property

The property currently consists of approximately 6.72 acres of land improved with an industrial building, an office building, a single family residence, and a small stable (the "Property"). The Authority must acquire the following interests in the Property: (1) a fee simple interest in 2.064 acres of the Property to be designated as Parcel 321C. There are no residual damages to the remainder of the Property.

- 6) Turnpike Design Section 5, Turnpike ROW Section 4H
Parcel Series 1030B, Block 23, Lots 4.01, 4.02 & 4.03
Sharon Road, Robbinsville Township, Mercer County (Partial Taking)
Owner: Joseph J. Palesado, Jr.
Amount: \$ 115,000.00

The property currently consists of three subdivided lots, Lots 4.01, 4.02 and 4.03 (together the "Property") which total approximately 12.282 acres of vacant, unimproved land and which lots collectively were formerly known as Lot 4. After revisions to the design of the Widening Program, the Authority must acquire the following interests in the Property: (1) .19 acres from Lot 4.01

(leaving a remainder of 2.767 acres); (2) 2.78 acres from Lot 4.02 (leaving a remainder of approximately one [1] acre); and (3) 0.04 acres from Lot 4.03 (leaving a remainder of 5.50 acres). A proposed settlement was previously approved at the April Commission Meeting, however, the Owner has refused to comply with the agreed upon terms and increased his demands. This amount was included in the April agenda item and authorized by the Board at that time.

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

As such, the Authority's Law Department in consultation with General Counsel and its Real Estate Manager/Consultant recommend that the Authority commence eminent domain proceedings to acquire the properties 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 commence eminent domain proceedings with respect to the properties as set forth above, including depositing with the Superior Court the following amounts which represent the appraised value of each property as indicated:

- \$ 31,000.00 – Havens Property
- \$ 5,400.00 – Lupinacci Property
- \$542,000.00 – Presbyterian Homes
- \$ 63,500.00 – DiStefano Property (for Lot 4)
- \$146,700.00 – DiStefano Property (for Lot 5)
- \$115,000.00 – Palesado Property

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.

116-09

In a memorandum dated May 12, 2009, concerning the recommendation to **Acquire Certain Property Necessary for the New Jersey Turnpike Secaucus Interchange 15X Project; Seaview Drive Extension Project; and New County Road Grade Separation Project** Owner: Amtrak (a/k/a National Railroad Passenger Corporation), Township of Secaucus, Hudson County, Project Nos.06510010, 06510012 and 06510013.

On January 30, 2001, October 28, 2002 and July 14, 2004, the Authority's Commissioners granted the Executive Director authority to take all steps necessary to prepare for the acquisition of property required for the Secaucus (15X) Interchange Project, Seaview Drive Extension Project and New County Road Grade Separation Project (hereinafter collectively referred to as the "Projects"). All of the properties referenced below were part of the above authorizations and are located in the Town of Secaucus, Hudson County. In furtherance of the acquisitions, appraisals were obtained and Amtrak was contacted by the Authority with offers to purchase the property. After good faith negotiations with Amtrak, the Authority has reached an

agreement regarding the purchase price for property interests required for the Projects (“Purchase Price”), subject to Commissioner approval. The Authority’s Law Department, General Counsel and Appraiser, have reviewed the proposed purchase price amount and recommend the payment of \$178,000 for the following property interests:

NJ Turnpike Section	Tax Block and Lot	NJ Turnpike Parcel Designation	Easement Area	Amount
Section 7	Portion of Block 7, Lot 1; Block 6, Lot 2; and Block 2, Lot 2	RA603A	0.721 acres	\$124,000
Section 7C	Portion of Block 2, Lot 3; Block 13, Lot 1; and Block 14, Lot 2	E603A	0.148 acres	\$ 10,000
Section 7C	Portion of Block 2, Lot 4; Block 16, Lot 1; and Block 16, Lot 4	E603B	0.077 acres	\$ 10,000
Section 7C	Block 17, Lot 2	D603D	0.163 acres	\$ 34,000

Based on the foregoing, it is recommended that the Authority’s Commissioners authorize the Executive Director to take any and all steps to acquire the above properties for \$178,000 and pay any other costs required by law, and to ratify any and all steps taken by the Executive Director in furtherance of same.

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The following matters constitute the Public Session agenda:

LAW

117-09

In the memorandum dated May 12, 2009, concerning the recommendation to **Execute Jurisdictional Agreement with the New Jersey Department of Transportation and New Jersey Sports and Exposition Authority, Turnpike Interchange 16W Improvements Project**, Boroughs of East Rutherford and Carlstadt, County of Bergen.

The New Jersey Turnpike Authority (the “Authority”) in coordination with the New Jersey Department of Transportation (“NJDOT”) and the New Jersey Sports and Exposition Authority (“NJSEA”) has completed roadway improvements in the area of N.J. Route 120, N.J. Route 3, Interchange 16W and Interchange 18W of the New Jersey Turnpike and the NJSEA Izod Center Access Roadways. The Authority’s Interchange 16W Improvements Project (“Project”) included the roadway reconstruction outside of the toll plaza, new ramp connections to and from Route 3 and the reconstruction of the bridges over Route 3. Improvements were also constructed in the vicinity of Interchange 18W on the Authority ramps that connect with the NJSEA Izod Center access roadways. The Authority, NJDOT and NJSEA have prepared a Jurisdictional Agreement and Jurisdictional Limit Map which set forth the jurisdictional responsibilities for maintenance and control of the improved roadways and structures with respect to the Project and other roadway improvements in the area.

Under the terms of the Jurisdictional Agreement and Jurisdictional Limit Map, among other things, the Authority will be responsible for the maintenance of the roadways, structures and other appurtenances within its jurisdiction, as defined in the agreement, as well as snow removal, policing

and emergency services. The Jurisdictional Limit Map has been reviewed and approved by the Engineering, Operations and Maintenance Departments as well as the Law Department.

Accordingly, it is recommended that authorization be granted to the Executive Director by the Authority Commissioners to execute a Jurisdictional Agreement and accompanying Jurisdictional Limit Map that substantially conforms to the terms set forth herein.

Available funds certified by the Finance Director where applicable; the Executive Director certified the recommendations for consideration.

On motion by Commissioner DuPont, seconded by Commissioner Pocino, 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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ENGINEERING

Chief Engineer Raczynski requested approval of item numbers 118-09 through 134D-09. Moved as a group, those Engineering items are as follows:

118-09

In a memorandum dated May 18, 2009, concerning a recommendation to **Award Contract No. T100.112 – Ferreira Construction Co. Inc.** – Turnpike Interchange 16E to 18E Improvements, Reconstruction of Structure No. E112.58A, 2009 Capital Construction Program.

This contract will provide for the reconstruction of Turnpike Structure No. E112.58A, the widening of Ramp ET approaches to accommodate the staged construction, and the widening and realignment of both Ramp P and the Express Bus Lane to incorporate standard width right shoulders, drainage and roadway lighting improvements.

Eight bid proposals were received on May 15, 2009 for the above publicly advertised contract. The low bid proposal, in the amount of \$9,635,686.00, may be compared to the second low bid proposal in the amount of \$10,229,420.50. The low bidder, Ferreira Construction Co., Inc. has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T100.112 be awarded to the low bidder, Ferreira Construction Co., Inc. of Branchburg, New Jersey, in the amount of \$9,635,686.00. This award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. Bids for this work were procured, and the authorization being sought is to award this contract to the lowest responsible bidder, in accordance with N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2.2, and Executive Order No. 37 (Corzine). The General Consultant, HNTB Corporation, concurs with this recommendation.

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119-09

In a memorandum dated May 14, 2009, concerning a recommendation to **Award Contract No. T100.116 – Ahern Painting Contractors Inc.** – Repainting Structural Steel, Turnpike Structure No. E107.88, Washington Memorial Passaic River Bridge, 2009 Capital Construction Program and Future Bond Issue.

This contract will provide for the blast cleaning and painting of structural steel on Structure No. E107.88 including all existing painted steel, zone painting of weathering steel, membrane waterproofing of bridge seats, and miscellaneous catwalk and steel repairs.

Five proposals were received on May 13, 2009 for the above publicly advertised contract. The low bid proposal, in the amount of \$30,857,890, may be compared to the second low bid proposal in the amount of \$34,253,000. The low bidder, Ahern Painting Contractors, Inc., has performed work for the Port Authority of NY/NJ, New York State Department of Transportation, New York City Transit and other regional agencies and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T100.116 be awarded to the low bidder, Ahern Painting Contractors, Inc. of Woodside, New York, in the amount of \$30,857,890. This award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. Bids for this work were procured, and the authorization being sought is to award this contract to the lowest responsible bidder, in accordance with N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2.2, and Executive Order No. 37 (Corzine). The General Consultant, HNTB Corporation, concurs with this recommendation.

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120-09

In a memorandum dated May 8, 2009, concerning a recommendation to **Issue Order for Professional Services No. T3238 – STV Inc.** – Supervision of Construction Services, Contract No. T100.115, Truss Gusset Plate Retrofit, Structure No. P0.00, Delaware River Turnpike Bridge, Burlington County, New Jersey and Bucks County, Pennsylvania; and Contract No. T100.116, Repainting Structural Steel, Turnpike Structure No. E107.88, Washington Memorial Passaic River Bridge, Essex and Hudson Counties, 2009 Capital Construction Program and Future Bond Issue.

This Order for Professional Services (OPS) provides supervision of construction services for the referenced contracts. Contract No. T100.115 provides for strengthening the main and approach span truss gusset plates and riveted connections of the Delaware River Turnpike Bridge. Contract No. T100.116 will provide for the blast cleaning and painting of structural steel on Structure No. E107.88 including all existing painted steel and zone painting of weathering steel.

This assignment is classified as a "Complex Project" based on the scope of work is not clearly defined and likely to change during the course of the project, and the cost exceeding \$1,000,000. Solicitations for Expressions of Interest (EOIs) were sent to 14 engineering firms

prequalified and eligible under Profile Codes: B156S - Bridge Repair Inspection-Specialized or B158 - Bridge Deck Repainting/Inspecton. Three firms submitted EOIs by the closing date of March 16, 2009.

The three firms were requested to submit Technical and sealed Fee Proposals. The firms are: 1) STV, Inc.; 2) HAKS Engineers, P.C.; and 3) The Louis Berger Group, Inc.. The Review Committee reviewed and evaluated each firm's Technical Proposal and final scoring resulted in STV, Inc. being the highest technically ranked firm. The fee submitted has been reviewed, negotiated and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. T3238 be issued to the firm of STV Inc. of Trenton, New Jersey in the maximum amount of \$4,066,390. 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 the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8, and Executive Order No. 37 (Corzine).

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121-09

In a memorandum dated May 12, 2009, concerning a recommendation to **Authorize Executive Director to Award Contract No. P100.117 – {Contractor To Be Determined}** – Bridge Deck Repairs and Parapet Improvements, Parkway Milepost 0.0 to Milepost 150.0, 2009 Capital Construction Program and Future Bond Issue.

In an effort to construct needed and high priority bridge repairs, the fast-track design for this project was approved at the October 2008 Commission Meeting (CM). In order to maintain the overall accelerated construction schedule for this project, it is requested that the Executive Director be authorized to award this contract, upon the recommendation of the Chief Engineer, after the May 27, 2009 Commission Meeting. The bid date is May 20th and the work to be performed is scheduled to be substantially complete by December 2010. The estimated cost of construction is \$13,800,000.

This contract will provide for replacement of bridge deck fascia bays and overhangs, bridge parapet sections, concrete spall repairs, joint repairs, and replacement of existing asphalt wearing surface and related incidental items.

It is, therefore, recommended that the Executive Director be authorized to award Contract No. P100.117 to the low bidder, upon the recommendation of the Authority's Chief Engineer. The award will be ratified at the June 30, 2009 Commission Meeting. This award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. Bids for this work were

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

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122-09

In a memorandum dated May 8, 2009, concerning a recommendation to **Issue Order for Professional Services No. P3223 – Jacobs Engineering Group Inc.** – Supervision of Construction Services, Contract No. P100.117, Bridge Deck Repairs and Parapet Improvements, Parkway Milepost 0.0 to Milepost 150.0; and Contract No. P100.118, Substructure Repairs, Parkway Milepost 28.0 to 158.2, 2009 Capital Construction Program.

This Order for Professional Services (OPS) provides supervision of construction services for the referenced contracts. Contract No. P100.117 will provide for high priority bridge repairs including the replacement of bridge deck fascia bays and overhangs, bridge parapet sections, concrete spall repairs, joint repairs, and replacement of existing asphalt wearing surface and related incidental items on 17 bridges. Contract No. P100.118 will provide for substructure concrete spall repairs, underwater concrete spall repairs, replacement of rocker and fixed type bearings with laminated elastomeric bearings, placement of riprap and stone slope protection, miscellaneous structural steel repairs, substructure waterproofing, and fender and timber repairs. This work will be accomplished on 10 bridges.

This assignment is classified as a "Complex Project" based on the scope of work is not clearly defined and likely to change during the course of the project, and the cost exceeding \$1,000,000. Solicitations for Expressions of Interest (EOIs) were sent to 50 engineering firms prequalified and eligible under Profile Codes B156 - Bridge Repair Inspection or B157 – Bridge Deck Repair/Replacement Inspection. Three firms submitted EOIs by the closing date of March 4, 2009.

The three firms were requested to submit Technical and sealed Fee Proposals. They are: 1) Jacobs Engineering Group, Inc.; 2) Gannett Fleming, Inc.; and 3) STV Inc. The Review Committee reviewed and evaluated each firm's Technical Proposal and final scoring resulted in Jacobs Engineering Group, Inc. being the highest technically ranked firm. The fee submitted has been reviewed, negotiated and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. P3223 be issued to the firm of Jacobs Engineering Group, Inc. of Morristown, New Jersey in the maximum amount of \$3,580,000. 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 the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These

professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8, and Executive Order No. 37 (Corzine).

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123-09

In a memorandum dated May 8, 2009, concerning a recommendation to **Award Contract No. A200.122 – Joseph M. Sanzari Inc.** – Turnpike and Parkway Clear Zone Maintenance and Right-of-Way Fencing, Various Locations, 2009 Capital Construction Program Fund.

The work to be performed under this contract will involve the clearing of vegetation adjacent to the right shoulder of the Turnpike and Parkway and in the center median of the Parkway to increase the clear zone distance from the edge of travel lanes. Work to be performed will also include the installation of right-of-way fencing at select locations on both roadways to secure the Authority's right of way. The work also includes Maintenance and Protection of Traffic as required.

Three bid proposals were received on May 7, 2009 for the above publicly advertised contract. The low bid proposal, in the amount of \$1,828,530, may be compared to the second low bid proposal in the amount of \$1,964,000. 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. A200.122 be awarded to the low bidder, Joseph M. Sanzari, Inc. of Hackensack, New Jersey, in the amount of \$1,828,530. This award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. Bids for this work were procured, and the authorization being sought is to award this contract to the lowest responsible bidder, in accordance with N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2.2, and Executive Order No. 37 (Corzine). The General Consultant, HNTB Corporation, concurs with this recommendation.

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124-09

In a memorandum dated May 8, 2009, concerning a recommendation to **Award Contract No. T869.120.501 – IEW Construction Group Inc.** – Turnpike Interchange 6 to Interchange 9 Widening Program, Grading, Drainage, Paving, Structures & Signing, NSO/SNO Roadways, Turnpike MP 65.6 to MP 66.7, Township of East Windsor, Mercer County, 2009 Capital Construction Program.

This contract will construct two new outer roadways, each consisting of three 12' lanes and a 12' right shoulder from Turnpike Milepost 65.6 to 66.7. This contract includes mainline grading, paving, and drainage, the extension of the Cedar Swamp Brook box culvert, retaining walls, and one noise barrier. Construction is anticipated to commence in July of 2009.

Ten bid proposals were received on May 6, 2009 for the above publicly advertised contract. The low bid proposal, in the amount of \$15,125,200.65, may be compared to the second low bid

proposal in the amount of \$15,717,711.50. The low bidder, IEW Construction Group, Inc., has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T869.120.501 be awarded to the low bidder, IEW Construction Group, Inc. of Trenton, New Jersey, in the amount of \$15,125,200.65. This award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. Bids for this work were procured, and the authorization being sought is to award this contract to the lowest responsible bidder, in accordance with N.J.S.A. 27:23-6.1, N.J.A.C. 19:9-2.2, and Executive Order No. 37 (Corzine). The General Consultant, HNTB Corporation, concurs with this recommendation.

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125-09

In a memorandum dated May 7, 2009, concerning a recommendation to **Issue Order for Professional Services No. T3201 – Stone & Webster Inc.** – Supervision of Construction Services, Turnpike Interchange 6 to Interchange 9 Widening Program, Design Section 4, Turnpike Interchange 7A, 2009 Capital Construction Program; and **Order for Professional Services No. T3202 – HNTB Corporation** – Supervision of Construction Services, Turnpike Interchanges 6 to 9 Widening Program, Design Section 6, Turnpike Interchange 8, 2009 Capital Construction Program.

Through this single procurement process for Orders for Professional Services (OPS), the Authority will select two consultants to provide supervision of construction services for Turnpike Design Section Nos. 4 and 6, consisting of three and five construction contracts valued in the aggregate amount of \$240 million and \$280 million, respectively. The scope of services also includes oversight and inspection of utility work performed by utility companies in these Sections and the engagement of material testing laboratories for all testing services required for the construction contracts to be supervised under these OPS'. The efforts of both firms will be closely coordinated with the Construction Management firm recently engaged by the Authority for the Widening Program.

These assignments are classified as "Complex Projects" because the fee exceeds \$1,000,000. Solicitations for Expressions of Interest (EOIs) were sent to 31 engineering firms prequalified and eligible under Profile Codes B151 – Construction Management; B152 – Project Management (Scheduling); B153 – Roadway Construction Inspection; B155 – Bridge Construction Inspection; and B159 – Building Construction and Renovations Inspection. Eight firms submitted EOIs by the closing date of February 13, 2009.

Subsequent to the scoring of the EOIs by the Review Committee, four firms were requested to submit Technical and sealed Fee Proposals. They are, in the order of technical ranking: 1) HNTB Corporation, 2) Stone & Webster, Inc.; 3) Hill International; and 4) URS Corporation. The Review Committee reviewed and evaluated each firm's Technical Proposal and final scoring resulted in Stone & Webster, Inc. and HNTB Corporation being the two highest technically ranked firms. The

fees submitted have been reviewed, negotiated, and are considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. T3201 be issued to the firm of Stone & Webster, Inc. of Trenton, NJ, in the maximum amount of \$21,100,000. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.35, to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses.

It is also recommended that OPS No. T3202 be issued to the firm of HNTB Corporation of Wayne, NJ, in the maximum amount of \$23,400,000. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.35, to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses.

These awards are contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardees, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These professional services were procured, and the recommended firms were selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8 and Executive Order No. 37 (Corzine).

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126-09

In a memorandum dated May 11, 2009, concerning a recommendation to **Issue Order for Professional Services No. P3221 – TranSystems Corporation** – Design Services for Contract No. P100.124, Replacement of Watchung Avenue Bridges, Parkway Milepost 152.4, 2009 Capital Construction Program and Future Bond Issue.

This Order for Professional Services (OPS) will provide for design services and preparation of construction contract documents for the replacement of the Watchung Avenue Bridges at Milepost 152.4 on the Garden State Parkway. The construction contract is anticipated to be awarded in July 2010.

This assignment is classified as a "Complex Project" because the fee exceeds \$1,000,000. Fifty-four engineering firms prequalified and eligible in Profile Code A090: Bridges – New were invited to submit Expressions of Interest. Fourteen EOIs were received by the closing date of March 10, 2009.

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

It is, therefore, recommended that OPS No. P3221 be issued to the firm of TranSystems Corporation of Paramus, NJ, in the maximum amount of \$1,250,000. This amount includes

reimbursement of direct salaries times a maximum multiplier of 2.6, based on a 10% allowance for profit and an overhead rate of 136.4% or, the firm's overhead rate as determined by Federal Audit Regulation (FAR) procedure, whichever is less, plus authorized, direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8, and Executive Order No. 37 (Corzine).

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127-09

In a memorandum dated May 7, 2009, concerning a recommendation to **Issue Order for Professional Services No. A3226 – Weidlinger Associates Inc.; Order for Professional Services No. A3227 – HNTB Corporation; Order for Professional Services No. A3228 – URS Corporation;** and **Order for Professional Services No. A3229 – The Louis Berger Group Inc. – On-Call Security Design Services, 2009 Capital Construction Program and Future Bond Issue.**

Through this single procurement process for Orders for Professional Services (OPS), the Authority is recommending four consultants to furnish on-call security design services for a five-year term, with an option for two one-year extensions. The design services will consist of the performance of architectural and engineering services which include prioritization of critical infrastructure, inspection of structures and facilities, preliminary and final design, system design and development, contract document preparation and post-design services.

These assignments are classified as "Complex Projects" because the fee exceeds \$1,000,000. Requests for proposals were sent to nineteen engineering consulting firms prequalified and eligible in Profile Code A096 - Bridges: Security Improvements on March 20, 2009. Seven firms submitted Technical Proposals by the closing date of April 3, 2009. The Review Committee evaluated the Technical Proposals and final scoring resulted in the following four firms being the highest technically ranked: 1) Weidlinger Associates, Inc.; 2) HNTB Corporation; 3) URS Corporation; and 4) The Louis Berger Group, Inc. Each OPS will be issued in the maximum amount of \$4,000,000 for a five-year period, with an option for the Chief Engineer to approve two one-year extensions, provided the fee ceiling is not exceeded in the prior five years. If the extensions require additional funding, a supplement will be recommended at that time. The maximum allowable initial value of an individual work task assignment (WRAF) is \$500,000.

Therefore, it is recommended that **OPS No. A3226** be issued to Weidlinger Associates Inc. of Mountain Lakes, NJ; **OPS No. A3227** be issued to HNTB Corporation of Wayne, NJ; **OPS No. A3228** be issued to URS Corporation of Wayne, NJ; and **OPS No. A3229** be issued to The Louis Berger Group of Morristown, NJ, in the maximum amount of \$4,000,000 each, as set-forth above. The multiplier for design services will be 2.60 maximum, based on a 136.4% allowance for overhead

and 10% allowance for profit or, the firm's overhead rate as determined by Federal Audit Regulation (FAR) procedure and 10% allowance for profit, whichever is less.

These awards are contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardees, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These professional services were procured, and the recommended firms were selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8 and Executive Order No. 37 (Corzine).

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128-09

In a memorandum dated May 15, 2009, concerning a recommendation to **Issue Order for Professional Services No. P3243 – PBS&J** – Program Manager, Parkway Interchange 30 to Interchange 63 Widening Program, Atlantic, Burlington and Ocean Counties, 2009 Capital Construction Program and Future Bond Issue Fund.

This Order for Professional Services (OPS) is necessary in order to facilitate the Final Design of the Interchange 30 to 63 Widening Program; the Authority will be engaging seven engineering firms including a program manager and six design engineers. The Program will widen the Parkway in both the northbound and southbound directions from Milepost 48.0 to Milepost 64.5, construct a new Bass River Bridge adjacent to the existing structure at Milepost 51.9 and widen the Patcong Creek Bridge at Milepost 31.0, all in accordance with the stipulation of the permits secured for the Garden State Parkway 30 to 80 Widening Project. This OPS will provide program management services including the coordination, oversight and reporting activities required to facilitate the final design phase of the Program. Extensive coordination will be required due to the involvement of a large number of consulting engineers, an aggressive construction schedule and conformance to the secured program permits.

This assignment is classified as a "Complex Project" based on the scope of work not being clearly defined and likely to change during the course of the project, and the cost exceeding \$1,000,000. Solicitations for Letters of Qualification (LOQ) were sent to all prequalified and eligible engineering firms. Three firms submitted LOQs by the closing date of April 2, 2009.

Subsequent to the scoring of LOQs by the Review Committee, all firms were requested to submit Technical and sealed Fee Proposals. The firms are: 1) PBS&J; 2) Hill International; and 3) T & M Associates. The Committee reviewed and evaluated each firm's Technical Proposal and final scoring resulted in PBS&J being the highest technically ranked firm. The fee submitted has been reviewed, negotiated and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. P3243 be issued to the firm of PBSJ of Hackensack, New Jersey in the maximum amount of \$9,145,000. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.6, to cover the cost of fringe

benefits, overhead and profit, plus authorized direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the selected awardee, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8, and Executive Order No. 37 (Corzine).

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129-09

In a memorandum dated May 11, 2009, concerning a recommendation to **Issue Order for Professional Services No. A3250 – URS Corporation;** and **Order for Professional Services No. A3251 – KS Engineers, P.C.** – Engineering Department Supplemental Staffing, Various Capital Program Funds.

Through this single procurement process for Orders for Professional Services (OPS), the Authority will select two consultants to provide professional services to assist the Engineering Department by supplementing its staff with professionals of various levels of expertise in both design and construction. The Consultants' staff will assist in the development, management and/or oversight of construction contracts of the \$7 Billion 10-Year Capital Investment Program working under the supervision of Engineering Department staff. The duration of the OPS' will be two years, with the option of a one-year extension as approved by the Executive Director.

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 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 Codes A-092 – Bridges: Miscellaneous Repair; A-093 – Bridges: Deck Replacements and Rehabilitation; A-250 – Fully Controlled Access Highways; B-153 – Roadway Construction Inspection; B-155 – Bridge Construction Inspection; and B-159 – Buildings Construction and Renovations Inspection. Two firms submitted EOIs by the closing date of April 30, 2009. In accordance with the policy for the procurement of professional services under Executive Order No. 26, when less than three EOIs are submitted, the selection process may proceed as determined by the Executive Director in consultation with the Chief Engineer.

Subsequent to the scoring of the EOIs, Fee Proposals were requested from the two firms. They are, in the order of technical ranking: 1) URS Corporation and 2) KS Engineers, P.C. The Fee Proposals have been reviewed for compliance with the compensation terms of the solicitation and are considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. A3250 be issued to the firm of URS Corporation of Wayne, NJ, and OPS No. A3251 be issued to the firm of KS Engineers, P.C. of Newark, NJ, in the maximum amount of \$1,000,000 each. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.2 (both firms), 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 the selected awardees, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These professional services were procured, and the recommended firms were selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8 and Executive Order No. 37 (Corzine).

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130-09

In a memorandum dated May 8, 2009, concerning a recommendation to **Issue Supplement A to Order for Professional Services No. P3009 – HAKS Engineer, P.C.** – Supervision of Construction Services for Contract No. P500.038, Holmdel State Police Facility, Parkway Milepost 115.7, Construction Fund No. 06560039.

This Order for Professional Services (OPS) was issued in February 2007 in the amount of \$725,000 to provide construction supervision services. Contract No. P500.038 provided for construction of a 33,600 square foot headquarters and barracks facility for New Jersey State Police Troop E. Work included construction of a two-story building with full basement, interior finishes, plumbing, HVAC, electrical work, utility installation, helipad, two parking areas, site lighting, and landscaping.

Supplement A will compensate HAKS Engineers, P.C. to provide for unanticipated additional construction supervision services. These services are required as additional contract work was requested by the Authority and also additional directives by the Department of Community Affairs have resulted in substantial construction delays, which require supervision of construction services not anticipated when the OPS was issued. The original schedule provided staffing through the end of February 2009. Supplement A will compensate HAKS Engineers, P.C. to provide the required additional construction supervision services through project closeout, which is expected to be August 2009.

It is, therefore, recommended that Supplemental OPS No. P3009A be issued to HAKS Engineers P.C. in the amount of \$240,000, with compensation on the same basis as the original OPS. The addition of this amount increases the total authorized fee from \$725,000 to \$965,000. The original contract was procured pursuant to N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8.

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131-09

In a memorandum dated May 14, 2009, concerning a recommendation to **Issue Supplement A to Order for Professional Services No. P3047 – Dewberry-Goodkind Inc.** – Design Services for Contract No. P200.045, Parkway Interchange 63 to Interchange 80 Widening, Parkway Milepost 70 to Milepost 75, Ocean County, 2005 Bond Issue Fund No. 20260001.

This Order for Professional Services (OPS) was issued in October 2005 in the amount of \$3,936,000 to provide design services and preparation of contract documents for widening a five-

mile section in both travel directions which will include two new mainline bridges, eight new sign-structures, lengthening six major culverts, and other related work.

Supplement A will compensate Dewberry-Goodkind, Inc. to perform unanticipated services related to plan revisions and the resubmission of Phase C documents needed to incorporate modifications to stormwater management facilities as required of the Pinelands Commission Permit, and construction support for Contract No. P200.045. Dewberry-Goodkind, Inc. has submitted a proposal in the amount of \$133,000 to provide the required services, which has been reviewed, negotiated and considered reasonable.

It is, therefore, recommended that Supplemental OPS No. P3047A be issued to Dewberry-Goodkind Inc. in the amount of \$133,000, with compensation on the same basis as the original OPS. The addition of this amount increases the total authorized fee from \$3,936,000 to \$4,069,000. The original contract was procured pursuant to N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8.

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132-09

In a memorandum dated May 12, 2009, concerning a recommendation to **Issue Supplement A to Order for Professional Services No. P3048 – The RBA Group Inc.** – Design Services for Contract No. P200.044, Garden State Parkway Widening Interchange 63 to Interchange 80, MP 75 to MP 80.8, Ocean County, 2005 Bond Issue Fund No. 20260001 .

This Order for Professional Services (OPS) was issued in October 2005 in the amount of \$4,600,000 to provide design services and preparation of design contract documents for widening a six-mile section in both travel directions which will include six new mainline bridges, two new overpass bridges, five new sign-structures, and other related work.

Supplement A will compensate The RBA Group, Inc. to perform unanticipated services related to contract plan revisions and the resubmission of Phase C documents needed to incorporate modifications to storm water management facilities as required of the Pinelands Commission Permit. In addition, this supplement compensates for unanticipated efforts associated with alternative analysis for the new Birch Street Bridge over the Parkway, right of way documents for the Birch Street property acquisition, revisions to Double Trouble Road/Birch Street intersection, design of JCP&L facility relocations related to the widening, and construction support for Contract No. P200.044. The RBA Group, Inc. has submitted a proposal in the amount of \$920,000 to provide the required services, which has been reviewed, negotiated and considered reasonable.

It is, therefore, recommended that Supplemental OPS No. P3048A be issued to The RBA Group, Inc. in the amount of \$920,000, with compensation on the same basis as the original OPS. The addition of this amount increases the total authorized fee from \$4,600,000 to \$5,520,000. The original contract was procured pursuant to N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8.

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133-09

In a memorandum dated May 1, 2009, concerning a recommendation to **Issue Supplement A to Order for Professional Services No. T3136 – Hatch Mott MacDonald (HMM)** – Operation, Monitoring and Maintenance of Remediation Systems at Turnpike Service Area 7S (Molly Pitcher); and Turnpike Service Area 8N (Joyce Kilmer), Special Project Reserve Fund No. 04010019.

This Order for Professional Services (OPS) was issued in April 2007 in the amount of \$498,000. The original term of HMM's agreement was for a two-year period commencing July 5, 2007 with an option for one, one-year extension. With the expiration of the two-year term on July 4, 2009 and the requirement for continued NJDEP compliance, it is recommended to extend HMM's services for an additional one-year period (July 5, 2009 to July 4, 2010). The originally authorized fee was specifically for the initial two-year term and will be expended; therefore a supplement is required to extend the OPS for the additional one year period.

In addition to the one-year extension of HMM's current efforts, it is being proposed that the consultant's scope be expanded to include additional soil investigations, as well as a pilot study for a new remediation technology at the Joyce Kilmer Service Area. The study is considered to be necessary because the current remediation efforts have not been as effective as anticipated. If the new technology is effective the overall timeframe for remediation efforts will be reduced, resulting in a cost savings to the Authority. The cost of the additional soil investigations and implementation of the pilot study at the Joyce Kilmer Service Area are anticipated to be \$115,850. The additional year of operation, maintenance and monitoring at both services areas is anticipated to cost \$223,650. Therefore, the total cost of the Supplement is \$339,500.

It is, therefore, recommended that Supplemental OPS No. T3136A be issued to HMM in the amount of \$339,500 allocated as follows: \$227,500 in 2009 and \$112,000 in 2010 with compensation on the same basis as the original OPS. The addition of this amount increases the total authorized fee from \$498,000 to \$837,500. The original contract was procured pursuant to N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8.

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134A-09 through 134D-09

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

Payment:

<u>CONTRACT NO.</u>	<u>CONTRACTOR</u>	<u>AMOUNT</u>
<u>Contract P200.082</u>	Stavola Contracting Co., Inc. Pavement Restoration and Miscellaneous Improvements Parkway Milepost 104.5 to Milepost 116 Monmouth County Maintenance Reserve Fund No. 03020005	\$327,952.28
<u>Contract P200.084</u>	Tilcon New York, Inc. Pavement Restoration Parkway Milepost 139 to 142 and Miscellaneous Ramps Union County Maintenance Reserve Fund No. 03020005	\$113,195.96

<u>Contract T300.063</u>	Tilcon New York, Inc. Implementation of One-Way Tolls Turnpike Interchange 17 Toll Plaza Township of Secaucus, Hudson County Construction Fund No. 06510060	\$132,145.23
<u>TPK Contract R-1500</u>	IEW Construction Group, Inc. Miscellaneous Structural Repairs Turnpike Milepost 0 to Milepost 122, Pearl Harbor Memorial Turnpike Extension and Newark Bay-Hudson County Extension Salem, Gloucester, Camden, Burlington, Mercer, Middlesex, Union, Essex, Hudson and Bergen Counties Maintenance Reserve Fund No. 03010003	\$46,435.36 (Paid to Authority)

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, in the amounts shown, due the contractors, or the Authority, for completion of the above contracts.

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 Diaz, the Authority approved the twenty (20) item engineering agenda; and authorized, as presented, the recommendations contained therein; and received and filed the memoranda.

At his time, Chairman Dilts noted that the preceding Engineering agenda included approximately \$71 Million in construction; approximately \$61 Million in consulting services and that these projects help to create and support jobs.

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PURCHASING

Purchasing Director Ward identified the purchasing agenda as routine and requested approval. Moved as a group, items 135A-09 through 135K-09 are as follows:

Results of Bidding: Items 135A-09 through 135H-09 are 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 Executive Order 117 (Corzine 2008) 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, N.J.A.C. 19:9-2.2 and Executive Order 37. Furthermore, Authority designated Set-Aside Contracts for Small Business Enterprise Contracts (SBE) are as defined by the New Jersey Division of Minority and Women Business Development (the "Division") and the New Jersey Department of the Treasury in accordance with N.J.S.A. 52:32-17 et seq. and N.J.A.C. 17:14-1.1.

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

135A-09

<u>BIDDERS BIDS</u>		<u>COMMODITY</u>	<u>VENDOR</u>	<u>AMOUNT</u>
<u>INVITED</u>	<u>REC'D</u>			
7	5	Pressure Treated Wood	Bayway Lumber Inc. Linden, NJ	\$ 39,238.50

Requisitions (R) 56958, R-58895 and R-59066; Bids Received: May 12, 2009

Requisitioned by the Maintenance Department, this is for the purchase of forth-three (43) items of Pressure Treated Wood. Bidders were required to supply a price for every line item listed, and awards are based on the lowest total bid prices.

Review of the bid proposals found one of them as non-compliant and required rejection.

Recommend award be made to the lowest, responsible bidder, Bayway Lumber Inc. in an amount not to exceed \$39,238.50. The Authority will have the sole discretion of extending the price agreement for two additional one-year terms.

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135B-09

<u>BIDDERS BIDS</u>		<u>COMMODITY</u>	<u>VENDOR</u>	<u>AMOUNT</u>
<u>INVITED</u>	<u>REC'D</u>			
26	7	Standby Diesel Powered Generators	Cooper Electric Supply Co. Neptune, NJ	\$ 75,000.00

R-58429; Bids Received: April 30, 2009

Requisitioned by the Maintenance Department, this is for the purchase of three (3) Diesel-Powered Generators and Accessories to be used in case of power failure. Bidders were required to quote the unite price per generator.

Recommend award be made to the lowest, responsible bidder, Cooper Electric Supply Co. in an amount not to exceed \$75,000, subject to funding availability at the time of order. The Authority will have the sole discretion of extending the price agreement for two additional one-year terms at the same terms and conditions.

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135C-09

<u>BIDDERS BIDS</u>		<u>COMMODITY</u>	<u>VENDOR</u>	<u>AMOUNT</u>
<u>INVITED</u>	<u>REC'D</u>			
5	4	Impact Attenuators	Atlas Flasher and Supply Co. Mickleton, NJ	\$ 37,742.00

R-58460, R-58461, R-58462; Bids Received: May 5, 2009 (SBE Set-aside)

Requisitioned by the Inventory Division, this is for the purchase of approximately 110 Sand Barrel Impact Attenuators with lids, for the Maintenance Department.

Review of the bid proposals found two of them as non-compliant and required rejection.

Recommend award be made to the lowest responsible bidder, Atlas Flasher and Supply Co., in an amount not to exceed \$37,742.00. Original contract term may be extended for two additional 1-year terms each under the same terms and conditions, at the sole discretion of the Authority.

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135D-09

<u>BIDDERS BIDS</u>		<u>COMMODITY</u>	<u>VENDOR</u>	<u>AMOUNT</u>
<u>INVITED</u>	<u>REC'D</u>			
11	3	Security Gates Maintenance and Repair	National Automated Solutions Bethlehem, PA	\$ 50,000.00

RM-703; Bids Received: April 23, 2009

Requisitioned by the Internal Audit Department, this is a one-year Price Agreement for the Maintenance and Repair of Security Gates at various locations along the New Jersey Turnpike. Bidders were required to supply an hourly rate for service plus discounts off of the Manufacturer's List Price on repair parts. The award is based on the total per hour rate plus the discount off of \$1,000 worth of repairs.

Recommend award be made to the lowest bidder, National Automated Solutions. The anticipated annual expenditure will not exceed \$50,000, subject to funding availability at the time of service. The Authority will have the sole discretion of extending the price agreement for two additional 1-year terms at the same terms and conditions.

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135E-09

<u>BIDDERS BIDS</u>		<u>COMMODITY</u>	<u>VENDOR</u>	<u>AMOUNT</u>
<u>INVITED</u>	<u>REC'D</u>			
11	3	Vehicle Batteries	Lee Battery Service Inc. Manasquan, NJ	\$ 80,000.00

RM-711; Bids Received: May 5, 2009 (SBE Set-aside)

Requisitioned by the Inventory Division, this is a one-year Price Agreement for the supply of Vehicle Batteries for the Maintenance Department. Bidders were required to quote on 29 Items of batteries and a discount off of the Manufacturer's List Price to be applied to other items not listed. The award is based on the total of the unit item prices plus the discount off of \$10,000 worth of miscellaneous items.

Review of the bid proposals found two of them as non-compliant and required rejection.

Recommend award be made to the lowest responsible bidder, Lee Battery Service Inc. The anticipated annual expenditure is not to exceed \$80,000, subject to funding availability at the time of ordering. The Authority will have the sole discretion of extending the price agreement for two additional 1-year terms at the same terms and conditions.

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135F-09

<u>BIDDERS BIDS</u>		<u>COMMODITY</u>	<u>VENDOR</u>	<u>AMOUNT</u>
<u>INVITED</u>	<u>REC'D</u>			
5	4	Traffic Sign Stands	Garden State Highway Products Inc. Vineland, NJ	\$120,008.00

RM-714; Bids Received: April 30, 2009

Requisitioned by the Inventory Division, this is a one-year Price Agreement for the purchase of Traffic Sign Stands. Bidders were required to quote prices on nine Items (including, but not limited to, saddle median barriers, aluminum sign stands, and support guardrails).

Review of the bid proposals found one of them as non-compliant and required rejection.

Recommend award be made to the lowest responsible bidder, Garden State Highway Products, Inc. in an amount not exceed \$120,008, subject to funding availability at the time of service. The Authority will have the sole discretion of extending the price agreement for two additional 1-year terms at the same terms and conditions.

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135G-09

<u>BIDDERS BIDS</u>		<u>COMMODITY</u>	<u>VENDOR</u>	<u>AMOUNT</u>
<u>INVITED</u>	<u>REC'D</u>			
12	5	Lumber and Related Hardware Products	American Forest Products LLC d/b/a Tulnay Lumber	\$ 30,000.00 (Northern District)

RM-697; Bids Received April 21, 2009

Requisitioned by the Maintenance Department, this is a six-month Price Agreement for Lumber and Related Hardware Products (48 Items, including, but not limited to, wood, drywall, sheathing, doors, and metal studs) for the Northern and Southern Maintenance Districts. Bidders were required to have at least one facility in one of the listed counties for a District. Bidders were also required to supply a price for every item listed, and awards are based on the lowest total bid prices for each District.

Review of the bid proposals found one of them as non-compliant and required rejection. In addition, it was determined that the bid proposals for the Southern Districts also be rejected, because their total bid prices were significantly above (approximately 60%+) the Departmental Estimate of \$30,000.

Recommend award be made to the lowest, responsible bidder, Tulnay Lumber for the Northern District. The anticipated annual expenditure is not to exceed \$30,000, subject to funding availability at the time of service. The Authority will have the sole discretion of extending the price agreement for two additional 6-month terms. If the Authority extends the price agreement, the successful bidders will be permitted to increase their unit prices by no greater than 10% during the cumulative extension terms.

It is further recommended that a contract for lumber and hardware related products for the Southern District be immediately re-bid with revised specifications.

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135H-09

<u>BIDDERS</u>	<u>BIDS</u>	<u>COMMODITY</u>	<u>VENDOR</u>	<u>AMOUNT</u>
<u>INVITED</u>	<u>REC'D</u>			
9	7	Vehicle Washing Services	Windsor Car Wash Inc. East Windsor, NJ	\$ 15,000.00 (Area 1 - Turnpike, Hightstown)
			Sayreville Car Wash Inc. South Amboy, NJ	\$ 15,000.00 (Area 2 – Turnpike, New Brunswick)
			White Glove of Delaware Inc. Maple Shade, NJ	\$ 15,000.00 (Area 3 - Turnpike, Mount Laurel)
			JCC WII t/a Allied Car Care Center Jersey City, NJ	\$ 15,000.00 (Area 4 - Turnpike, Jersey City)*
			Sayreville Car Wash Sayreville, NJ	\$ 8,000.00 (Area 8 - Parkway, Sayreville)
			Conte's Car Wash Inc. Long Branch, NJ	\$ 1,500.00 (Area 9 - Parkway, Asbury Park)

RM 708; Bids Received April 21, 2009.

Requisitioned by the Maintenance Department, this is a one-year price agreement for vehicle washing services (including, but not limited to, Car Washes: cars, station wagons and sport utility vehicles, and Truck Washes: pick-up trucks and vans, both full sized and compact. Bidders were required to quote unit prices for each vehicle type within nine geographic areas between the Turnpike and Parkway. Awards were to be based on lowest total bid amount per Area.

Review of all bid proposals found four of them as non-compliant and required rejection.

Further, *in accordance with the Authority Regulations N.J.A.C. 19:9-2.2 (c) 6, the Purchasing Department conducted a coin toss to resolve the tie bid between two of the bidders.

Recommend awards be made to the lowest responsible bidders named above. The anticipated annual expenditure is not to exceed the amounts shown for each area. The Authority will have the sole discretion of extending the price agreement for two additional one-year terms at the same terms and conditions.

Recommend also to immediately re-bid contracts for the three areas where no responsible bids were received. They are: Area 5 - Parkway, Paramus; Area 6 - Parkway, Bloomfield; and Area 7 - Parkway, Cranford.

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135I-09

In a memorandum dated May 11, 2009, concerning the recommendation to **Award a Sole Source Contract – ACS Transport Systems Inc. (ACS)** – Miscellaneous Toll Equipment, R-59152, Budget Code: 00-040-600-653010 - Special Project 04008035

The Tolls Collection Department has requisitioned ten DATIM entry and six exit readers (plus shipping) for the New Jersey Turnpike toll plazas. This toll equipment has to be readily available to respond to repairs and/or replacements. ACS is the manufacturer and sole supplier of the DATIM exit and entry readers. The readers are proprietary to ACS, thus, they are the only vendor capable of supplying this toll equipment. In addition, this is an exceptional circumstance, as the ACS toll equipment is essential to Authority's revenue collection system.

Accordingly, authorization is requested to issue a contract to ACS of Norcross, GA, for the referenced equipment in an amount not to exceed \$110,268.80. The award will be made under the sole source procurement authorization of N.J.A.C. 19:9-2.2(d)1 as promulgated under N.J.S.A. 27:23-6.1 and Executive Order No. 37. The award is also contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the vendor

pursuant to Public Law 2005, Chapter 51 and Executive Order No. 117 and having no objection to the same. A resolution, as required by N.J.A.C. 19:9-2.2(d)1, follows as **Resolution 135I-09**:

RESOLUTION FOR SOLE SOURCE PROCUREMENT
MISCELLANEOUS TOLL EQUIPMENT

WHEREAS, the Tolls Collection Departments requisitioned a contract for ten DATIM entry and six exit readers for use on the New Jersey Turnpike toll plazas; and

WHEREAS, ACS Transport Systems, Inc. of Norcross, Georgia ("ACS") is the manufacturer and sole distributor of the DATIM toll equipment; and

WHEREAS, the DATIM toll equipment is proprietary to ACS; and

WHEREAS, ACS submitted a price proposal for ten entry readers and six exit readers, plus shipping fees in an amount not to exceed \$110,268.80; 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 issuance of a contract for miscellaneous toll equipment to ACS Transport Systems, Inc. of Norcross, Georgia, in an amount not to exceed \$110,268.80, 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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135J-09

In a memorandum dated May 20, 2009, concerning the recommendation to **Award a Professional Services Agreement – Hawkins Delafield & Wood LLP** – Arbitrage Rebate and Yield Restriction Compliance Services, RM 732.

In compliance with IRS regulations, the Authority has to submit the final computation report for its 2008 subordinated bond anticipation notes (the "Report") by July 1, 2009. In order to meet this schedule, staff advertised a Request for Proposal ("RFP") for a firm to perform arbitrage rebate and yield restriction compliance services ("Services"). The Report would encompass the New Jersey Turnpike Revenue Bond Series 1991A, 2000, 2003, 2004, 2005, 2009 First and Second Series, and 2008 and 2009 Subordinated Bond Anticipation Notes. The agreement is for a two-year term. The Authority will have the sole discretion of extending the agreement for two additional one-year terms at the same terms and conditions. The RFP was advertised in two newspapers, posted on the Authority's and State's websites and distributed to one firm on May 4, 2009. The professional services process was conducted in accordance with N.J.S.A. 23:26-6.1, N.J.A.C. 19:9-2.1 and Executive Order No. 37. Four firms responded to the RFP: Bond Logistix LLC, New York, NY; Community Development Associates, LLC, Frisco, TX; Hawkins Delafield & Wood LLP, New York, NY and The PFM Group, Philadelphia, PA.

The Executive Director appointed an Evaluation Committee consisting of the Authority's Finance Director, Comptroller Revenue and Finance, Treasury Manager. The Evaluation Committee reviewed and scored the proposals. Hawkins Delafield & Wood LLP ("Hawkins") received the highest score of 96/100 points. The Evaluation Committee was impressed with Hawkins's experience with similar projects, knowledge of Authority's needs and reasonable

proposed fee schedule. In addition, the Evaluation Committee noted that Hawkins has provided excellent service to the Authority for the past eight years. Furthermore, Hawkins proposed to complete the Services for the 2009 Report within the expedited time frame compared to the other firms which proposed longer time periods.

For the Services, Hawkins proposed fees of \$20,500 for 2009 and \$17,000 for 2010, an aggregate \$37,500 for the two-year term. (If the Authority opts to extend the contract, Hawkins proposed an additional \$100 per contract year.) The Finance Department anticipates the expenditures for the two-year contract to be \$48,000. This amount includes funds for additional service fees, if required.

Accordingly, authorization is requested to award a contract to Hawkins Delafield & Wood LLP to perform arbitrage rebate and yield restriction compliance services for a term of two years in an amount not to exceed \$48,000, subject to the availability of funds at the time of service.

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135K-09

In a memorandum dated May 18, 2009, concerning the recommendation to **Award a Professional Services Agreement – Preventive Medicine of NJ, Inc.** – Occupational Healthcare Physician Services, RM 716.

The Human Resources Department requisitioned in-house physician services (“Physician Services”) for Authority personnel. Physician Services include, but are not limited to, pre-employment services; emergency treatment and care; management of workers’ compensation claims; temporary disability and sick benefits program; and Family Medical Leave and Americans with Disability Act programs. The term of the agreement will be for three years. The Authority will have the sole discretion of extending the agreement for two additional one-year terms. The Authority advertised a request for proposal (“RFP”) to solicit Physician Services. The RFP was advertised in two newspapers, posted on the Authority’s and State’s websites and distributed to 17 firms on March 25, 2009. The professional services process was conducted in accordance with N.J.S.A. 23:26-6.1, N.J.A.C. 19:9-2.1 and Executive Order No. 37. On April 15, 2009, three firms responded to the RFP: Total Care Occupational Medicine, Somerset, NJ (“Total Care”); Preventive Medicine of NJ, Inc., Edison, NJ (“Preventive Medicine”); and Occupational Health Services of Doctor’s Care Center, East Brunswick, NJ (“Occupational Health”).

The Executive Director appointed an Evaluation Committee consisting of the Assistant Director, Personnel Administrator and Senior Nurse, all of the Human Resources Department. The Evaluation Committee thoroughly reviewed the proposals. The proposal from Occupational Health was deemed to be non-compliant as this firm proposed providing Physician Services off-site, which is contrary to the RFP requirement that all services be provided at the Authority’s medical office in Woodbridge. Total Care and Preventive Medicine’s proposals were fully responsive to the RFP. Preventive Medicine, however, received the highest evaluation criteria score of 97.6/100. The Evaluation Committee found that the qualifications and experience of

Preventive Medicine's doctors were excellent and most applicable to the specific scope of medical services outlined in the RFP. In addition, Preventive Medicine proposed the lowest annual fee. A copy of the Evaluation Committee's Report was submitted for review.

Preventive Medicine proposed an annual fixed fee of \$273,000 for three years, plus \$175.00 per hour for any services in excess of the required 30 hours per week. (The Human Resources Department anticipates minimal, if any, need for excess Physicians Services.) Moreover, Preventive Medicine's fee proposal is well below the current annual contract amount of \$363,996 for the said services.

Accordingly, authorization is requested to award a professional services agreement to Preventive Medicine of NJ, Inc. for Physician Services for a term of three-years in an amount not to exceed \$273,000 per year, subject to availability of funding at time of services. If the Authority opts to extend the agreement for any of two additional one-year terms, the rates for such extension terms may be open to negotiation and mutual agreement between the parties, subject to a maximum rate increase from the annual fee not to exceed 4% in each of the two optional extension years.

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 Pocino, seconded by Commissioner Evans, the Authority approved the eleven (11) item Purchasing agenda; and authorized, as presented, the recommendations contained therein; and received and filed the memoranda.

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STRATEGIC POLICY AND PLANNING

136-09

Transportation Planning Manager Brundage presented the recommendation contained in a memorandum dated May 13, 2009, concerning **Issue Order for Professional Services No. A3235 – Michael Baker Jr. Inc.; Order for Professional Services No. A3236 – Stantec Consulting Services Inc.;** and **Order for Professional Services No. A3237 – Paulus, Sokolowski & Sartor, LLC (PS&S)** – On-Call Transportation Planning Services, Various SPRF Projects.

The three referenced Orders for Professional Services (OPS) will be utilized by the Authority's Office of Strategic Policy and Planning to provide on-call professional transportation planning, feasibility studies and special project support services. Each of the three consulting firms will provide a variety of task orientated work assignments of various lengths and scopes involving transportation planning and special project support services during the period of engagement, contingent upon available funding. Contract services will be performed for a two-year term with an option for a one-year extension as approved by the Executive Director. The maximum allowable expenditure for each on-call professional service contract awarded will be a not to exceed amount of \$1,000,000 over the two year term.

These assignments were classified as "Simple Projects" based on a defined scope of work which is not likely to change during the course of the projects, with the cost not exceeding \$1,000,000. Solicitations for Expressions of Interest (EOI's) were sent to 19 firms prequalified and eligible under seven (7) or more of the twelve (12) Transportation Planning, GIS and Energy Needs Analysis related Profile Codes. Eight firms submitted EOI's by the closing date of April 27, 2009. In accordance with the solicitation, these OPS' will be awarded to the top three technically ranked firms.

It is, therefore, recommended that OPS No. A3235 be issued to the firm of Michael Baker, Jr. Inc. of Hamilton, NJ; OPS No. A3236 be issued to the firm of Stantec Consulting Services Inc. of Rochelle Park, NJ; and OPS No. A3237 be issued to the firm of Paulus, Sokolowski and Sartor, LLC (PS&S) of Warren, NJ, for a two-year period with a one-year extension option, in the maximum amount of \$1,000,000 each for the initial two-year term. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.60, based on a 10% allowance for profit and an overhead rate of 136.4% or, the firms overhead rate as determined by Federal Audit Regulation (FAR) procedure, whichever is less, 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 the selected awardees, pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and Executive Order 117 (Corzine 2008), and having no objection to same. These professional services were procured and the recommended firms were selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19.9-2.8 and Executive Order No. 37 (Corzine).

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 and authorized the issue of OPS Nos. A3235, A3236 and A3237 as presented; and received and filed the memorandum.

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GENERAL BUSINESS

137-09

Deputy Law Director Cavanaugh presented the recommendation contained in a memorandum dated May 20, 2009, concerning authorization to **Delegate Authority to the Executive Director to Place and Bind Certain Insurance Under the Authority's Owner Controlled Insurance Programs (OCIP)**, Commercial General Liability, Workers Compensation, Excess Liability and Environmental Liability Insurance Coverages, {Carriers To Be Determined}.

The demands of the New Jersey Turnpike Authority's Capital Program, including the Turnpike Interchange 6 to Interchange 9 Widening Program, the Parkway Widening Project and its general construction projects, require immediate implementation of the Owner Controlled

Insurance Programs (OCIP's) in order to fully insure and protect these projects. Therefore, so that such construction can proceed expeditiously, the Commercial General Liability, Workers Compensation, Excess Liability and Environmental Liability coverages of each of the OCIP's must be placed and bound prior to the June Commission Meeting. The Law Department has reviewed this need and recommends, upon advice of General Counsel, DeCotiis FitzPatrick Cole & Wisler LLP, and Allied North America and Risk Strategies Company Inc., the Authority's two prospective OCIP insurance brokers/risk managers, that these coverages be placed and bound as soon as possible, with subsequent ratification by the Authority's Commission.

Accordingly, it is recommended that the Commissioners delegate authority to the Executive Director, with later ratification by the Commission, to place and bind the Commercial General Liability, Workers Compensation, Excess Liability and Environmental Liability coverages under the current two Owner Controlled Insurance Programs. General Counsel and the Law Department concur in this recommendation.

The Deputy Executive Director certified the recommendation for consideration.

On motion by Commissioner Pocino, seconded by Commissioner Hodes, the Authority unanimously approved and delegated authority to the Executive Director to place and bind certain insurance for the OCIPs, as presented; and received and filed the memorandum.

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138-09

Finance Director Hayllar presented the financial results of the New Jersey Turnpike Authority for the Four Months Ended April 30, 2009.

On motion by Commissioner Pocino, seconded by Commissioner Diaz, the Authority's **Financial Summary** was unanimously accepted and received for file.

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139-09

Resume of All Fatal Accidents – Garden State Parkway and New Jersey Turnpike. Submitted by Operations Director Hill, they contain a descriptive summary for the Period 1/1/09 to 5/12/09, together with 2008 – 2009 Yearly Comparisons for the four months through April 2009. On motion by Commissioner Pocino, seconded by Commissioner DuPont, the Authority unanimously accepted the résumé's and received for file.

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140-09

New Jersey State Police Troops D and E - Reports of Activities for the four months through April, 2009, including 2008 – 2009 Yearly Comparisons, were submitted by Major Walker, New Jersey State Police Troop D Commander. On motion by Commissioner Pocino, seconded by Commissioner Diaz, the Authority unanimously accepted the reports and received for file.

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Executive Director Gutierrez-Scaccetti announced the following two resolutions which congratulate two individuals upon their retirement. Extending appreciation for their many contributions, she highlighted the career of Major Delvento as including performance in both Troop D for the Turnpike and as Commander of Troop E for the Parkway; and, Major Mahlmanns dedicated service which incorporates an exceptional 17 years assigned to the Turnpike including the Commander of Troop D.

Chairman Dilts offered his deep and sincere gratitude for keeping the State of New Jersey safe during their long careers of service.

On motion by Commissioner DuPont, seconded by Commissioner Singleton, the Authority unanimously adopted **Resolution 141-09** and **Resolution 142-09**; as set forth below:

141-09
RESOLUTION
of the
NEW JERSEY TURNPIKE AUTHORITY
Major Allen L. DelVento #3375
May 27, 2009

WHEREAS, Major Allen L. DelVento, Badge Number 3375, graduated on June 29, 1979, as a member of the 95th Class of the New Jersey State Police; and

WHEREAS, Major DelVento was recognized for his leadership skills throughout his career, earning promotion to Sergeant in 1993, Sergeant First Class in 1997, Lieutenant in 2001, Captain in 2004, and Major in 2005; and

Whereas, Major DelVento served the New Jersey State Police honorably and with great distinction for 30 years; and

WHEREAS, during the course of his career, Major DelVento served in both Troop D and Troop E, each for a five year term, serving the patrons of the New Jersey Turnpike and Garden State Parkway with the highest levels of professionalism and dedication; and

WHEREAS, Major DelVento worked as a Squad Supervisor and Commanding Officer of Troop D, and as a Station Commander, Operations Officer, and Commanding Officer of Troop E; and

WHEREAS, the time has come for Major Allen L. DelVento to reflect on an honorable career spent in service to his fellow citizens as he joins the ranks of the retired;

NOW, THEREFORE, BE IT RESOLVED, that the Commissioners of the New Jersey Turnpike Authority do hereby recognize and acknowledge the contributions of Major Allen L. DelVento, express their thanks and appreciation for his dedicated service to the New Jersey Turnpike Authority, and extend best wishes to him on the occasion of his retirement.

BE IT FURTHER RESOLVED that this Resolution shall be recorded in the minutes of the New Jersey Turnpike Authority and a copy shall be presented to Major DelVento.

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142-09
RESOLUTION
of the
NEW JERSEY TURNPIKE AUTHORITY
Major Mary Beth Mahlmann
May 27, 2009

WHEREAS, Major Mary Beth Mahlmann, Badge No. 3497, began her career with the New Jersey State Police by graduating with the 96th Class on February 25, 1980; and

WHEREAS, in recognition of her leadership skills, the New Jersey State Police saw fit to advance Major Mary Beth Mahlmann through its ranks over the years, promoting her to Sergeant in 1993, Sergeant First Class in 2003, Lieutenant in 2004, Captain in 2005, and Major in 2006; and

WHEREAS, during the course of her nearly 29-year career with the New Jersey State Police, Major Mary Beth Mahlmann served for 17 years as a member of Troop D, protecting the interests of the New Jersey Turnpike Authority and its patrons with the highest levels of professionalism and dedication; and

WHEREAS, Major Mary Beth Mahlmann served Troop D of the New Jersey State Police in a number of positions during her career, including General Road Duty, Tactical Patrol Unit, Traffic Officer, Assistant Operations/Traffic Supervisor, Tactical Patrol Unit Supervisor, Acting Station Commander in Moorestown, Station Commander in Cranbury, Deputy Troop Commander, and Troop Commander; and

WHEREAS, the time has come for Major Mary Beth Mahlmann to reflect on an honorable career spent in service to her fellow citizens as she joins the ranks of the retired;

NOW THEREFORE, BE IT RESOLVED that the New Jersey Turnpike Authority extends its gratitude to Major Mary Beth Mahlmann for her exceptional service to this agency and to its patrons, wishing her happiness and good health in her retirement years;

BE IT FURTHER RESOLVED that this Resolution shall be spread upon the minutes of the New Jersey Turnpike Authority and shall be presented to Major Mary Beth Mahlmann on the occasion of her retirement celebration.

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Upon conclusion of the agenda, Chairman Dilts opened the floor to public comment on and other matters. There was no response.

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The motion to adjourn was made by Commissioner Pocino, seconded by Commissioner Diaz and, after the voice vote, the motion was duly adopted. The Authority adjourned at 9:58 A.M., to meet on Tuesday, June 30, 2009, at 9:30 A.M.

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The Secretary acknowledges receipt of the following documents for file:

COMMUNICATIONS

Copy of Two Letters dated May 4, 2009, from New Jersey Governor Jon Corzine and the Governor's Director of Appointments, reappointing Michael R. DuPont a Commissioner of the New Jersey Turnpike Authority. Stated Term: Commencing immediately and continuing until February 14, 2013.

ADDITIONAL REPORTS:

REPORT OF PURCHASES – under Executive Directors Delegated Authority (EDDA) Resolution 40-95, for the one-month period: April 1 through April 30, 2009.

REPORT OF UTILITY ORDERS – (five) under EDDA 117-05; Dated May 27, 2009.

REPORT SUMMARY OF CONTRACT CHANGE ORDERS: only for Type 1 and Type 2 – Period April 9, 2009 through May 7, 2009, Dated May 27, 2009.

Type 3, Change Order No. 2 & Final – PKY Contract No. 84-1290 – Beaver Concrete Construction Company Inc.; authorized 1/28/09.

REPORT OF CONSTRUCTION PROGRESS – Period Ending May 8, 2009; Dated May 27, 2009.

AGREEMENTS/CONTRACTS:

Agreement: Sale and Acquisition of Property, dated May 21, 2008 – New Jersey Department of Transportation (NJDOT) – Facilitated transfer procedures for property valued at less than \$250,000, between the State and the New Jersey Turnpike Authority. Term: 10 years; authorized 4/16/08.

Contract No. T100.080 – South State Inc.; authorized 1/28/09.

Contract No. T100.126 – ISC Structures Inc.; authorized 3/31/09.

Contract No. P200.001 – Ferreira Construction Co. Inc.; authorized 2/24/09.

Contract No. P200.044 – Midlantic Construction LLC; authorized 3/31/09.

Contract No. T200.086 – Tarheel Enterprises Inc.; authorized 3/31/09.

Contract No. P200.103 – Tilcon New York Inc.; authorized 2/24/09.

Contract No. P200.113 – J. Fletcher Creamer & Son Inc.; authorized 2/24/09.

Contract No. P700.119 – Palmer West Associates Inc. t/a A&J Construction Co.; authorized 3/31/09.

ORDER FOR PROFESSIONAL SERVICES and/or PROFESSIONAL SERVICES AGREEMENTS

OPS No. P3098 – KS Engineers PC – Supervision of Construction; authorized 2/24/09.

OPS No. P3191 – PB Americas – Supervision of Construction; authorized 12/4/08 (Special).

OPS No. A3194 – Median Consultants – Design; authorized 1/28/09.

OPS No. P3197 – Dewberry-Goodkind Inc. – Supervision of Construction; authorized 5/27/09.

OPS No. A3206 – Lippincott & Jacobs Consulting Engineers; On-Call Material Testing and Inspection; authorized 3/31/09.

OPS No. T3218 – LS Engineering Associates Corporation; Bridge Inspection Program, Turnpike Part C; authorized 3/31/09.

Supplemental OPS No. A3053J – HNTB Corporation – General Consulting Engineers, Design for Traffic Management Center; authorized 2/24/09.

Supplemental OPS No. P3128A – Birdsall Services Group (formerly Birdsall Engineering) – Operation, Maintenance, Monitoring of Groundwater Contamination; authorized 2/24/09.

Supplemental OPS No. P3129A – Earth Tech Inc. (AECOM) – Operation, Maintenance, Monitoring of Groundwater Contamination; authorized 2/24/09.

Supplement P Amendment, to Professional Services Agreement – ACS State and Local Solutions Inc. (ACS) – Regional E-ZPass Electronic Toll Collection System, New Jersey E-ZPass System Remediation, Buildout, Operations and Maintenance, Turnpike Western Spur Ramps, CW, WC, CNW and NWC Improvement Project, Higher Efficiency Camera System, dated 3/18/09; authorized 2/24/09.

Rose Stanko
Secretary

APPROVED:

Stephen Dilts, Chairman and NJ Department of Transportation Commissioner

Michael R. DuPont, Treasurer

Harold L. Hodes, Commissioner

David G. Evans, Commissioner

Raymond M. Pocino, Commissioner

Clive S. Cummis, Commissioner

(ABSENT)

Troy Singleton, Commissioner

Ulises E. Diaz, Commissioner