

**PROCEEDINGS OF NEW JERSEY TURNPIKE AUTHORITY
MONDAY, DECEMBER 10, 2007**

Commissioner DuPont called the Authority into session in the Executive Boardroom of the Authority's Administration Offices, Woodbridge, New Jersey, at 9:45 A.M.

PRESENT

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

Executive Director Michael Lapolla; Deputy Executive Director/Secretary Diane Scaccetti; Deputy Executive Director/Strategic Planning & Policy Director Mary Murphy; Chief Engineer Richard Raczynski; Electronic Toll Collection Acting Director Dennis Switaj; Finance Director Benjamin Hayllar; Finance Revenue Comptroller Donna Manuelli; Finance Disbursements Comptroller Tracey Walters; Finance Budget Comptroller Pamela Varga; Human Resources Director Mary-Elizabeth Garrity; Internal Audit Director James Carone; Labor Relations Director John O'Hern; Law Director George Caceres; Deputy Law Director Kenneth Rotter; Parkway Maintenance Director Ralph Bruzzichesi; Turnpike Maintenance Director Daniel McNamara; Turnpike Operations Director Sean Hill; Parkway Operations Assistant Director Kenneth McGoldrick; Purchasing Director Andrea Ward; Technology and Administrative Services Director Brian Gorman; Turnpike Tolls Director Robert Quirk; Parkway Tolls Director Cliff Miller; Parkway Tolls Assistant Director Colleen Lentini; Commander Matthew Walker, New Jersey State Police Troop D; and Assistant Secretary Rose Stanko.

Also present were: General Counsel John Hoffman; Co-General Counsel Judy Verrone; General Consultant James Beattie; Sonia Frontera, Governor's Authorities Unit; Franceline Ehret – President, Frank Forst – Consultant Local 194 IFPTE; John Pagliarulo – President, Local 3914 AFSCME; and from the media: Lawrence Higgs, Asbury Park Press; Thomas Davis, The Bergen Record; Tom Feeney, The Star Ledger; and Zack Fink and Mark DiPietro from New Jersey News (NJN).

NOTICE OF MEETING

This is a rescheduled 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 November 9th meeting; he has not exercised his power to veto any items in those minutes.

Upon motion made by Commissioner Hodes, seconded by Commissioner Pocino, the minutes of the meeting of November 9, 2007 were unanimously approved.

RECUSALS

The Secretary reported that advisements of recusals have been submitted regarding agenda items: 225-07, 227-07, 229-07, 230-07, 237-07, 238-07 and 239-07 for Commissioner Pocino; and agenda items 223-07, 225-07 and 237-07 for DOT Commissioner Designee Snyder. She then asked for any further recusals or abstentions to be placed on record for this meeting. There was no response.

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

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

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

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

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

PERSONNEL

217-07

Human Resources Director Garrity submitted the **Personnel Agenda**, dated December, 2007, and requested confirmation of the personnel matters contained therein.

The Executive Director certified the recommendation for consideration.

On motion by Vice-Chairman Miele, seconded by Commissioner Hodes, 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 item numbers 218-07 through 222-07; moved as a group, those items are as follows:

In the memorandum dated November 27, 2007 concerning **Authorization to Enter into a Contract with the Township of Woodbridge for the Sale of Turnpike Property in Furtherance of the New York and New Jersey Harbor Deepening Project.**

Turnpike Section 5: Parcel No. 1035; Block 683, Lot 1.A1, Woodbridge Township, Middlesex County, New Jersey.

On January 31, 2006, the Commissioners of the New Jersey Turnpike Authority (the "Authority") declared Turnpike Section 5, Parcel 1035, a/k/a Block 683, Lot 1.A1, located in the Township of Woodbridge (the "Property") surplus and agreed to convey this Property to the Township of Woodbridge ("Woodbridge"). This action was taken at the request of the Port Authority of New York and New Jersey ("PANYNJ") and the U.S.Army Corps of Engineers ("ACE") in furtherance of the New York and New Jersey Harbor Deepening Project ("HD Project").

The construction of the HD Project has resulted in wetlands impacts requiring mitigation efforts by the PANYNJ and the ACE, necessitating the creation of the Woodbridge Mitigation Project ("WMP"). As part of these mitigation efforts the PANYNJ and ACE had contacted the Authority in the interest of acquiring certain property from the Authority in this area. Parcel No. 1035 was considered. The Property's use is severely impaired as a result of its natural wet condition. The Authority's Engineering, Operations, Maintenance, Patron Services and Law Departments, as well as its outside consultants, had reviewed the Property and certified that the Authority did not require the Property, nor did it have any potential future use to the Authority, thereby allowing the Authority to designate the Property as surplus and to transfer same to Woodbridge as part of the WMP.

After review and due consideration by the Authority's Law Department, General Counsel and Real Estate Consultants, the terms of the Contract for Sale of Property between Woodbridge and the Authority (the "Contract") were finalized. Pursuant to the terms of the Contract, and subject to Commissioners approval, the Property will be transferred from the Authority to the Township for the amount of One Hundred Forty Eight Thousand Five Hundred Dollars (\$148,500.00). This amount will then be reimbursed to Woodbridge by the PANYNJ pursuant to the terms of a separate agreement.

Based upon the foregoing, it is requested that the Authority's Commissioners authorize the terms of the Contract and authorize the Executive Director to execute the Contract and any and all documents that are considered necessary and advisable and agreed upon by the parties in their mutual interest after review and approval by the Law Department and General Counsel in preparation for the conveyance of the Property.

219-07

In the memorandum dated November 27, 2007 concerning a recommendation to
**Authorize the Executive Director to Take All Steps Necessary for the Acquisition of Certain
Properties Required for the Turnpike Interchange 12 Improvement Project.**

Turnpike Section 5G: Parcel Nos. 1026A, 1026B, C1026A & C1026B; Block 113, Lot No. 1.06, Borough of Carteret, Middlesex County, Project No. 08010013.

On May 31, 2005, the Authority Commissioners granted the Executive Director authority to take all steps necessary to prepare for acquisition of certain properties required for the Turnpike Interchange 12 Improvement Project ("Project"). One of the properties listed therein was certain real estate known as Block 113, Lot 1.06 in the Borough of Carteret (the "Property") owned by 800 Roosevelt, L.L.C. (the "Property Owner"). In furtherance of this acquisition, appraisals were obtained and the Property Owner was contacted by the Authority with an offer to purchase the property. Negotiations were then undertaken in good faith and when these negotiations were unsuccessful, the Authority initiated Eminent Domain proceedings, at which time the appraised value was deposited with the Court and a Declaration of Taking was filed as required by statute. During the course of these proceedings, the parties resumed settlement negotiations. Pursuant to these negotiations and after review and consideration by the Authority's Law Department, General Counsel and Real Estate Consultant, the Parties have agreed upon terms of settlement which include a purchase price for the Property described herein and the transfer of Parcel No. 1019G-2, the remainder portion of Block 113, Lot 1.01 a/k/a 1.05 (the "Remainder Property"). The Authority had previously acquired Block 113, Lot 1.01 a/k/a 1.05 as part of the Project. A portion of that property, specifically Parcel No. 1019G-1, will be dedicated to public right of way in a future agenda item; the Remainder Property will be transferred as set forth herein. These terms are subject to Commissioner approval. Therefore, with the concurrence of General Counsel and Real Estate Consultant, the Law Department recommends a settlement in the amount of One Hundred Forty Thousand Dollars (\$140,000) and the transfer of Parcel No. 1019G-2, Block 113, Lot 1.01 a/k/a 1.05 in satisfaction of all claims.

Pursuant to the Authority's Surplus Property Disposition Policy which was adopted at the June 25, 1996 Commissioner Meeting, the Chief Engineer, Director of Maintenance, Director of Operations and the Authority's General Consultant HNTB Corp. have each certified that Block 113, Lot 1.01 a/k/a 1.05, Parcel No. 1019G-2 be formally declared surplus. Furthermore disposition of this property is exempt from competitive bidding requirements as the property is landlocked and is part of the consideration paid to acquire other property the Authority deemed necessary for the Interchange 12 Project.

Accordingly, authorization is requested from the Authority's Commissioners to: 1) Declare Remainder Portion of Block 113, Lot 1.01 a/k/a 1.05, specifically Parcel No. 1019G-2, as Surplus Property; 2) Transfer Parcel No. 1019G-2 of the Remainder Property, as part of the acquisition terms for Block 113, Lot 1.06 (Parcel Series 1026 as identified); and 3) Authorize the Executive

Director to take any and all steps necessary to acquire the Property described herein for the amount negotiated with the Property Owner and to ratify any and all steps taken by the Executive Director in furtherance of same.

220-07

The memorandum dated November 27, 2007 concerning a recommendation to
Authorize the Executive Director to Take All Steps Necessary for the Acquisition of Certain Properties Required for the Turnpike Interchange 12 Improvement Project

Turnpike Section 5G: Parcel Nos. R1022A, R1022B, R1022C, RC1022A, RC1002B, & RC1022C; Block 11.01, Lots 41, 42 & 58, Borough of Carteret, Middlesex County, Project No. 08010013.

On May 31, 2005, the Authority Commissioners granted the Executive Director authority to take all steps necessary to prepare for acquisition of certain properties required for the Turnpike Interchange 12 Improvement Project ("Project"). One of the properties listed therein was certain real estate known as Block 11.01, Lots 42, 41, and 58 in the Borough of Carteret (the "Property") owned by CDI Industries, Inc. (the "Original Owner"). Subsequent to that authorization, the Property was conveyed to Titan-PDC Carteret Urban Renewal ("Titan") and the Authority revised the scope of the Project thereby modifying the property required. In order to maintain anticipated construction schedules, it is necessary to begin the process for the acquisition of real estate.

Accordingly, authorization is requested from the Authority Commissioners to: (1) deem the above referenced properties necessary for the construction of the Interchange 12 Improvement Project; (2) permit the Executive Director, with the assistance of the Law Department, Engineering Department, General Counsel and other Authority consultants, to take all steps necessary to prepare for the purchase or acquisition of all property rights needed for the Project, (including but not limited to, retaining title companies and appraisers to prepare title searches and appraisals for the Revised Property) and (3) ratify any steps already taken in furtherance of this acquisition.

Finally, further authorization by the Authority Commissioners is requested to permit the Executive Director to enter into negotiations and contract to acquire the property interests in an amount not to exceed ten percent (10%) above \$225,000, the projected cost of such property, after consultation with the Authority's General Counsel and Real Estate Appraisal Consultants. In the event it is determined that an impasse has been reached, this authorization would also allow the Executive Director to commence Eminent Domain proceedings, including the filing of a Declaration of Taking and the depositing of the appraised value into court as required by statute.

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The following matters were identified in the Public Session agenda:

The memorandum dated November 27, 2007 concerning **Authorization to Enter into a Memorandum of Agreement Among the Federal Communications Commission; the New Jersey State Historic Preservation Office; Omnipoint Communications Inc.; and the New Jersey Turnpike Authority for the Removal and Replacement of a Monopole Wireless Communications Facility**, Garden State Parkway Interchange 151, Township of Bloomfield, Essex County.

The New Jersey Turnpike Authority (the "Authority") owns a 75 foot monopole wireless communications facility (the "Monopole") located along the Garden State Parkway (the "Parkway") at the southbound exit ramp for Exit 151 located at Watchung Avenue in the Township of Bloomfield, County of Essex. The Monopole is operated by Omnipoint Communications, Inc. ("Omnipoint") and is utilized by multiple licensees of the Federal Communications Commission ("FCC").

Omnipoint is proposing to remove the existing Monopole and replace it with a 120 foot Monopole. To accomplish the replacement of the Monopole, Omnipoint is required to obtain approval from the FCC.

The New Jersey State Historic Preservation Office ("SHPO") issued an opinion, dated October 2000, declaring the Parkway as eligible for listing on State and Federal Registers of Historic Sites.

Federal law requires that any federal entity undertaking a federal action, such as the FCC's potential issuance of a permit to Omnipoint for the replacement of the Monopole, must comply with Section 106 of the National Historic Preservation Act (16 U.S.C. § 470 *et seq.*) ("Act"). Section 106 requires federal agencies to take into account the effects of federal actions on historic properties and to afford the Advisory Council on Historic Preservation (the "Council") a reasonable opportunity to comment with regard to such actions.

Omnipoint has initiated a Section 106 review for the location of the proposed Monopole replacement and has consulted with SHPO to develop the a Memorandum of Agreement ("MOA") which identifies the adverse effects the replacement Monopole will have upon the Parkway and sets forth mitigation to address said adverse effects. Some of the required mitigation includes: (1) use of cluster mounted antennas; (2) color of monopole and mounting equipment; (3) certain landscaping and (4) a \$10,000 payment to Preservation New Jersey, a group active in the promotion of historic preservation. It should be noted that all mitigation mentioned in the MOA shall be paid for directly by Omnipoint. There will be no cost to the Authority. This MOA shall conclude the Section 106 review for this site.

Therefore, it is requested that the Authority's Executive Director be authorized and directed to execute the submitted MOA.

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The memorandum dated November 27, 2007 concerning **Authorization for the Executive Director to Execute Any and All Documents Necessary to Effectuate the Acquisition of the Materials Required For the Relocation of Interstate Gas and Petroleum Pipelines Owned by Certain Utilities as required by the New Jersey Turnpike Interchanges 6 to 9 Widening Program**, Project No. 06510057.

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

The Widening Program will impact those utilities that run along the Authority's Right-Of-Way ("ROW") parallel to travel lanes of the Turnpike. These utilities are referred to as "Longitudinal Utilities". The Authority is proposing to allow the three Longitudinal Utilities impacted by the Widening Program to remain within the Authority's post-widening ROW where possible. The three impacted utilities are: Colonial Pipeline (petroleum), Sunoco (petroleum) and Transco/Williams (natural gas) (together the "Affected Utilities"). Currently, the Longitudinal Utilities are located on easements abutting the Authority's existing ROW. As a result of the Widening Program, the Authority's ROW line will expand to encompass the easements currently occupied by these Longitudinal Utilities. The Authority is proposing to allow the Longitudinal Utilities to remain in place with the Authority's new ROW wherever that is physically possible. Unfortunately in certain locations, relocation of the Longitudinal Utilities will be unavoidable, and in those locations the Longitudinal Utilities will be forced to move their pipelines outside of the expanded ROW. In these instances the Authority will acquire the necessary land either in easement or in fee to facilitate the relocations.

In order to insure the timely relocation of those portions of the Longitudinal Utilities that must be relocated and due to the long lead time required for the purchase of the required pipe and other materials, it is necessary to initiate acquisition of these items as soon as possible. Since the pipelines in question are interstate pipelines, they are of critical national importance, subject to federal oversight, and cannot be shut down for extended periods of time. Consequently, the Longitudinal Utilities must construct new pipeline facilities outside of the ROW so that the product flow can be maintained without interruption during the construction of the Widening Program. In preliminary discussions, the Longitudinal Utilities have indicated that they will not purchase the required materials unless the Authority agrees in writing to pay for said purchases. A chart depicting the estimated quantity and cost of the materials necessary to undertake the relocation of the Longitudinal Utilities was submitted.

Therefore it is requested that the Authority authorize and direct the Executive Director and the Director of Law, along with the advice and consent of General Counsel and the Chief

Engineer, to execute any and all documents necessary to effectuate the acquisition of the materials required for the timely movement of the Longitudinal Utilities affected by the Widening Program, provided the scope of such authorization shall not exceed Ten Million Dollars (\$10,000,000).

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

On motion by Commissioner Evans, seconded by Commissioner Pocino, the Authority unanimously approved the five (5) 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 first advised that item 237-07 will be deferred to the next Commission Meeting. Noting the recorded recusals, he then made an appeal to apply the Rule of Necessity for item 225-07 identifying the contract as being of an urgent nature with regard to bridge structure repairs.

General Counsel Hoffman concurred with applying the rule of “stern necessity” for Item 225-07, since a vote cannot be delayed due to the urgency of the contract award, and opined that a vote by Commissioner Pocino would be permitted under the circumstances.

Vice-Chairman Miele requested a separate vote for item 225-07.

Chief Engineer Raczynski then continued by requesting approval of remaining item numbers 223-07, 224-07, and 226-07 through 236-07. The Engineering items are as follows:

223-07

The memorandum dated December 5, 2007 concerns **Authorization to Enter into an Agreement with New Jersey Department of Transportation (NJDOT) – Modifying and Clarifying Prior Agreements Regarding Parkway Interchange 142 and I-78 Project and Delegating Authority to the New Jersey Turnpike Authority (NJTA) Executive Director to Execute All Necessary Documents**

On or about March 14, 2001, the New Jersey Highway Authority (NJHA) entered into an agreement with the New Jersey Department of Transportation related to the construction of certain improvements to the intersection of the Garden State Parkway and Interstate Route 78 to improve the flow of traffic (the “Agreement”). The Agreement included provisions for the use of certain federal funds made available for the project by the federal government through the NJDOT. After the consolidation of the NJHA and the NJTA, the terms and conditions of the Agreement were assumed by the consolidated New Jersey Turnpike Authority by way of an amendment to the Agreement.

It is now anticipated that additional federal funding will be made available for this project. Modifications to the Agreement’s cost-sharing terms are necessary to reflect this additional federal funding. In addition, other modifications to the Agreement regarding the

engineering, construction and operation of the project have been requested by NJDOT and NJTA staff. Such modifications are incorporated into the submitted, proposed Agreement. Finally, it is requested that authority be delegated to the NJTA Executive Director to execute any and all additional documents required for the receipt of federal funds, or other documents deemed necessary and appropriate to ensure the safety, maintenance and effective operation of the project.

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224-07

The memorandum dated November 26, 2007 concerns **Ratification of Fee Amount for the 2008 Turnpike Main Bridge Inspection Program - Part A – HNTB Corporation** – under Order for Professional Services No. A3053, General Consulting Engineers for the New Jersey Turnpike Authority and 2006 – 2010 Main Bridge Inspection Program – Part A, Maintenance Reserve Fund No. 03010005.

Order for Professional Services (OPS) No. A3053 was issued to HNTB Corporation at the August 2005 Commission Meeting, to provide for professional engineering services in two distinct areas, namely, the services of the General Consulting Engineer (GCE) for the New Jersey Turnpike Authority over a five year term, and services associated with the 2006 – 2010 Turnpike Main Bridge Inspection Program – Part A. An amount of \$1,470,000 was authorized for the 2006 Turnpike Main Bridge Inspection Program – Part A services, with the years 2007 – 2010 bridge inspection services scope and fee to be negotiated annually, subject to approval by the Chief Engineer.

HNTB Corporation submitted the scope and fee for these services in the total amount of \$1,880,000 which is considered fair and reasonable for the services to be provided.

It is, therefore, recommended that the approval of the 2008 Turnpike Main Bridge Inspection Program – Part A, under OPS No. A3053, be ratified in the amount of \$1,880,000; allocated as follows: \$1,700,000 in 2008 and \$180,000 in 2009. Ratification of the Chief Engineer's approval of HNTB Corporation's proposed scope and fee will provide for reimbursement of all services associated with the 2008 Turnpike Main Bridge Inspection Program – Part A. The original contract was procured pursuant to N.J.S.A. 52:34-9.1 et seq. and N.J.S.A. 19:9-2.8.

On motion by Vice-Chairman Miele, seconded by Commissioner Hodes, the Authority approved Engineering Items 223-07 and 224-07, set forth above; authorized and ratified, as presented, the recommendations contained therein; and received and filed the memoranda.

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225-07

Chief Engineer Racznyski presented the recommendation contained in his memorandum dated November 26, 2007 concerning a recommendation to **Award Contract No. T100.022 – RML Construction Inc.** – Miscellaneous Structural Repairs, Turnpike Mile 0 to Mile 122, Pearl Harbor

Memorial Turnpike Extension and Newark Bay-Hudson County Extension, Maintenance Reserve Project No. 03010003.

This contract provides for substructure concrete spall repairs, concrete pedestal and footing repairs, repair and replacement of deficient bearings, miscellaneous structural steel repairs, and substructure waterproofing on bridges on the New Jersey Turnpike.

Four proposals were received on November 13, 2007 for the above publicly advertised contract, as shown on the submitted bid summary sheet. The low bid proposal, in the amount of \$1,992,255, may be compared to the second low bid in the amount of \$2,139,980, and the Engineer's Estimate in the amount of \$2,622,005. The low bid is about 7% below the second low bid, and about 24% below the Engineer's Estimate. A post-bid meeting was conducted with RML Construction, Inc. (RML) based on the difference in total price and select unit prices between RML and the remaining bidders, to ensure that RML understands the scope of the contract and is comfortable with the total price bid. RML confirmed their understanding of the contract scope and schedule, and the adequacy of the total price bid. RML has not previously performed work for the Authority, but they have satisfactorily performed similar work for other regional transportation agencies, and are considered competent to complete this contract.

It is, therefore, recommended that Contract No. T100.022 be awarded to the low bidder, RML Construction, Inc. of Hasbrouck Heights, New Jersey, in the amount of \$1,992,255; allocated as follows: \$1,800,000 in 2008 and \$192,255 in 2009. Bids for this work were procured, and the authorization being sought is to award this contract to the lowest responsible bidder, in accordance with N.J.S.A. 27:23-6.1 and N.J.A.C. 19:9-2.2. The General Consultant, HNTB Corporation, concurs with this recommendation.

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

On motion by Commissioner Hodes, seconded by Vice-Chairman Miele, the Authority approved the recommendation; authorized award of Contract No. T100.022 to RML Construction Inc., as presented; and received and filed the memoranda.

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226-07

The memorandum dated November 21, 2007 concerns a recommendation to **Issue Order for Professional Services No. T3160 – Greenman-Pedersen Inc.** – Supervision of Construction Services for Contract No. T100.022, Miscellaneous Structural Repairs, Turnpike Mile 0 to Mile 122, Pearl Harbor Memorial Turnpike Extension and Newark Bay-Hudson County Extension, Maintenance Reserve Fund No. 03010003.

This Order for Professional Services (OPS) will provide supervision of construction services for Contract No. T100.022. The contract will provide for substructure spall repairs, pedestal and footing repairs, repair and replacement of deficient bearings, miscellaneous

structural steel repairs, and substructure waterproofing on 11 Turnpike bridges and one sign structure.

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

Subsequent to the scoring of the Expressions of Interest, Fee Proposals were requested from the top three firms. They are, in the order of technical ranking: 1) Greenman-Pedersen, Inc.; 2) Urbitran Associates, Inc.; and 3) Kupper Associates. The Review Committee determined Greenman-Pedersen, Inc. to be the most technically qualified firm for OPS No. T3160. The fee submitted by Greenman-Pedersen, Inc. has been reviewed, negotiated and is considered to be fair and reasonable for the services to be provided. (Urbitran Associates Inc. confirmed they would accept OPS No. P3158, which we anticipate will be awarded at the January 2008 Commission Meeting).

It is, therefore, recommended that OPS No. T3160 be issued to the firm of Greenman-Pedersen Inc. of Lebanon, New Jersey in the maximum amount of \$500,000 allocated as follows: \$430,000 in 2008 and \$70,000 in 2009. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.2, to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by this awardee pursuant to Public Law 2005, Chapter 51 and having no objection to same. These professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8.

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227-07

The memorandum dated November 29, 2007 concerns a recommendation to **Award Contract No. T100.042 – Gardner M. Bishop Inc.** – Bridge Deck Repairs & Resurfacing, Turnpike Mile 83 to Mile 122 and Newark Bay-Hudson County Extension, Maintenance Reserve Project No. 03010001.

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

Three proposals were received on November 28, 2007 for the above publicly advertised contract, as shown on the submitted bid summary sheet. The low bid, in the amount of

\$9,957,687 may be compared to the Engineer's Estimate in the amount of \$10,950,774. The low bidder, Gardner M. Bishop, Inc., has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T100.042 be awarded to the low bidder, Gardner M. Bishop, Inc. of White Plains, New York, in the amount of \$9,957,687, allocated as follows: \$9,000,000 in 2008 and \$957,687 in 2009. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by this awardee pursuant to Public Law 2005, Chapter 51 and having no objection to same. Bids for this work were procured, and the authorization being sought is to award this contract to the lowest responsible bidder, in accordance with N.J.S.A. 27:23-6.1 and N.J.A.C. 19:9-2.2. The General Consultant, HNTB Corporation, concurs with this recommendation.

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228-07

The memorandum dated November 21, 2007 concerns a recommendation to **Issue Order for Professional Services No. T3155 – Stone & Webster Inc.** – Supervision of Construction Services for Contract No. T100.042 – Bridge Deck Repairs and Resurfacing, Turnpike Mile 83 to Mile 122 and the Newark Bay-Hudson County Extension, Maintenance Reserve Fund No. 03010001.

This Order for Professional Services (OPS) will provide supervision of construction services for Contract No. T100.042. This is the first of two bridge deck repair contracts for 2008 and is concentrated in the northern sector of the Turnpike. The work generally involves selective replacement of complete deck panels, concrete spall repairs, joint repairs, replacement of existing asphalt wearing surface and related incidental items.

This assignment is classified as a "Complex Project" because the fee exceeds \$1,000,000. Forty-four engineering consulting firms prequalified and eligible in Profile Codes B-157: Bridge Deck Repair/Replacement Inspection were invited to submit Expressions of Interest (EOIs). Three EOIs were received by the closing date of October 31, 2007. The current procurement policy stipulates that if only three or four EOIs were submitted and deemed complete, all firms shall receive a Request for Proposal.

Three firms were requested to submit Technical and sealed Fee Proposals. The firms are: 1) Stone & Webster, Inc.; 2) Urbitran, Inc.; and 3) Ammann & Whitney Consulting Engineers P.C. On November 5th Amman & Whitney Consulting Engineers P.C. withdrew their Technical Proposal from consideration due to the resignation of their proposed Resident Engineer. The Review Committee reviewed and evaluated the remaining two firms' Technical Proposals and the final scoring resulted in Stone & Webster, Inc. being the highest technically ranked firm. The fee submitted has been reviewed and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. T3155 be issued to the firm of Stone & Webster Inc. of Trenton, New Jersey in the maximum amount of \$1,170,000 allocated as follows: \$800,000 in 2008 and \$370,000 in 2009. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.25, to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by this awardee pursuant to Public Law 2005, Chapter 51 and having no objection to same. These professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8.

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229-07

The memorandum dated November 19, 2007 concerns a recommendation to **Award Contract No. P200.076 – H & G Contractors Inc.** – Installation of Temporary Fencing, Parkway Milepost 65.0 to Milepost 79.8, Parkway Interchange 63 to Interchange 80 Widening Project, 2005 Bond Issue Fund No. 20260001.

This contract calls for installation of approximately 18,000 linear feet of temporary fencing along the GSP from Interchange 63 to Interchange 80. NJDEP Permit Regulations require fencing to be installed so that construction of the Interchange 63 to Interchange 80 widening can commence during the period of April 1, to November 1, 2008. All work on this contract must be completed prior to April 1, 2008.

Four proposals were received on November 16, 2007 for the above publicly advertised contract, as shown on the submitted bid summary sheet. The low bid proposal, in the amount of \$103,400 may be compared to the Engineer's Estimate in the amount of \$197,750. The low bidder, H & G Contractors, Inc., has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. P200.076 be awarded to the low bidder, H & G Contractors, Inc. of Ridgewood, New Jersey, in the amount of \$103,400. Bids for this work were procured, and the authorization being sought is to award this contract to the lowest responsible bidder, in accordance with N.J.S.A. 27:23-6.1 and N.J.A.C. 19:9-2.2. The General Consultant, HNTB Corporation, concurs with this recommendation.

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230-07

The memorandum dated December 3, 2007 concerns a recommendation to **Award Contract No. T700.069 – The Dawson Corporation** – Turnpike Interchange 12, Compensatory Wetlands Mitigation, Supplemental Capital Fund No. 08010013.

The work to be performed under this contract includes grading, landscaping and drainage in order to enhance 7.91 acres of wetlands and create 1.605 acres of wetlands that will compensate for the loss of approximately 2.97 acres of wetlands resulting from the construction of improvements to TPK Interchange 12 under contract R-1487. Two Authority owned sites, located in Woodbridge

Township in the vicinity of the Thomas A. Edison Service Area, were approved by the NJDEP and ACOE. This construction contract is scheduled to be completed by August 2008.

Five proposals were received on November 28, 2007 for the above publicly advertised contract, as shown on the submitted bid summary sheet. Recommendation is being made to reject the proposal of the low bidder, Hutton Construction, L.L.C., for failure to submit with its proposal a copy of its Business Registration Certificate. This omission requires mandatory rejection in accordance with Supplemental Specification Section 102.16.

The second low bid proposal, in the amount of \$3,024,251.55 may be compared to the Engineer's Estimate in the amount of \$4,075,009.50. The low bidder, The Dawson Corporation, has previously performed work for the Authority and is considered competent to complete this contract.

It is, therefore, recommended that Contract No. T700.069 be awarded to the second low bidder, The Dawson Corporation of Jackson, New Jersey, in the amount of \$3,024,251.55. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by this awardee pursuant to Public Law 2005, Chapter 51 and having no objection to same. Bids for this work were procured, and the authorization being sought is to award this contract to the lowest responsible bidder, in accordance with N.J.S.A. 27:23-6.1 and N.J.A.C. 19:9-2.2. The General Consultant, HNTB Corporation, concurs with this recommendation.

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231-07

The memorandum dated November 20, 2007 concerns a recommendation to **Issue Order for Professional Services No. T3138 – H2M Associates, Inc.** – Operations, Maintenance and Compliance Monitoring of Remediation Systems, Turnpike James F. Cooper Service Area 4N, Special Project Reserve Fund No. 04010019.

This Order for Professional Services (OPS) provides for the operations, maintenance and compliance monitoring of remediation systems at the James F. Cooper Service Area 4N, located on the New Jersey Turnpike in Burlington County. The systems are utilized to remediate soil and groundwater contamination at the site. The Authority requires the professional services of an environmental engineering consultant to operate, perform compliance monitoring, and maintain the remediation systems installed at the service area in accordance with existing NJDEP regulations. This solicitation is for a two-year term, commencing January 15, 2008, with an option for a one-year extension at the Authority's discretion.

This assignment is classified as a "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the cost not exceeding \$1,000,000. Solicitations for Expressions of Interest (EOIs) were sent to 24 engineering firms prequalified and eligible under Profile Code C197 – Remediation Systems: Operation and Maintenance. Eight firms submitted EOIs by the closing date of October 22, 2007.

Subsequent to the scoring of the Expressions of Interest, Fee Proposals were requested from the top three firms. They are, in the order of technical ranking: 1) H2M Associates, Inc.; 2) Dewberry-Goodkind, Inc.; and 3) Earth Tech. The fee submitted by H2M Associates, Inc. has been reviewed and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. T3138 be issued to the firm of H2M Associates Inc. of Totowa, New Jersey in the maximum amount of \$722,000, allocated as follows: \$360,000 in 2008, \$347,000 in 2009, and \$15,000 in 2010. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.7, to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by this awardee pursuant to Public Law 2005, Chapter 51 and having no objection to same. These professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8.

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232-07

The memorandum dated November 21, 2007 concerns a recommendation to **Issue Order for Professional Services No. T3149 – Greenman-Pedersen Inc.** – Design Services for Contract No. T100.077, Bridge Deck Repairs and Resurfacing, Turnpike Mile 83 to Mile 122 and the Newark Bay-Hudson County Extension, Maintenance Reserve Project No. 03010001.

This Order for Professional Service (OPS) provides for design services for the first Turnpike bridge deck repair project for the 2009 construction season. It will address the northern sector of the Turnpike including the Newark Bay Hudson County Extension. The construction contract duration will extend from January 2009 to late November 2009.

This assignment is classified as a "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the cost not exceeding \$1,000,000. Solicitations for Expressions of Interest (EOIs) were sent to 51 engineering firms prequalified and eligible under Profile Code A-093: Bridges: Deck Replacements and Rehabilitation. Eight firms submitted EOIs by the closing date of October 12, 2007.

Dewberry-Goodkind, Inc. voluntarily withdrew their EOI for this OPS as they are the intended awardee for OPS No. T3152. Subsequent to the scoring of the EOIs, and accounting for Dewberry-Goodkind's withdrawal, Fee Proposals were then requested from the top three firms, in the order of technical ranking: 1) Greenman-Pedersen, Inc.; 2) T&M Associates; and 3) TranSystems Corporation. The fee submitted by Greenman-Pedersen, Inc. has been reviewed, negotiated and is considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. T3149 be issued to the firm of Greenman-Pedersen Inc. of Lebanon, New Jersey in the maximum amount of \$842,000, allocated as follows: \$760,000 in 2008 and \$82,000 in 2009. This amount includes reimbursement of direct

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

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233-07

The memorandum dated November 20, 2007 concerns a recommendation to **Issue Order for Professional Services No. A3150 – Hatch Mott MacDonald** – Underground Storage Tank System Inspections, Maintenance and Testing at Various Facilities along the New Jersey Turnpike and Garden State Parkway, Special Project Reserve Fund Nos. 04028022 and 04010019.

This Order for Professional Services (OPS) provides for professional environmental engineering services to inspect, maintain and test underground storage tank (UST) systems located along the Garden State Parkway and New Jersey Turnpike, as required by New Jersey Department of Environmental Protection regulations. This solicitation is for a one-year term commencing January 15, 2008, with an option for two one-year extensions.

This assignment is classified as a "Simple Project" based on the scope of work being clearly defined and not likely to change during the course of the project, and the cost not exceeding \$1,000,000. Solicitations for Expressions of Interest (EOIs) were sent to 24 engineering firms prequalified and eligible under Profile Code C197 – Remediation Systems: Operation and Maintenance. Three firms submitted EOIs by the closing date of October 22, 2007.

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

It is, therefore, recommended that OPS No. A3150 be issued to the firm of Hatch Mott MacDonald of Freehold, New Jersey in the maximum amount of \$372,000, allocated as follows: Fund 04010019 - \$140,000 in 2008 and \$8,000 in 2009, and Fund 04028022 - \$210,000 in 2008 and \$14,000 in 2009. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.8, to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by this awardee pursuant to Public Law 2005, Chapter 51 and having no objection to same. These professional services were procured, and

the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8.

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234-07

The memorandum dated November 20, 2007 concerns a recommendation to **Issue Order for Professional Services No. P3151 – CMX** – Design Services for Bridge Deck Repairs and Resurfacing, for Contract Nos. P100.078 and P100.079, Parkway Mile 0 to Mile 126, Maintenance Reserve Fund No. 03020001; and **Issue Order for Professional Services No T3152 – Dewberry-Goodkind Inc.** – Design Services for Bridge Deck Repairs and Resurfacing, for Contract No. T100.080, Turnpike Mile 0 to Mile 83 and the Pearl Harbor Memorial Turnpike Extension, Maintenance Reserve Project No. 03010001.

Through this Order for Professional Services (OPS) single procurement process the Authority will select two consultants to furnish design services for annual bridge deck repair and resurfacing contracts on the Garden State Parkway and New Jersey Turnpike. The design services associated with these OPS' provides for the inspection, condition evaluation and preparation of contract documents for the southern sectors of the Turnpike and Parkway.

These assignments are classified as "Simple Projects" based on the scope of work being clearly defined and not likely to change during the course of the projects, and the cost not exceeding \$1,000,000. Solicitations for Expressions of Interest (EOIs) were sent to 51 engineering firms prequalified and eligible under Profile Code A093: Bridges - Deck Replacements and Rehabilitation. Ten firms submitted EOIs by the closing date of October 11, 2007. In accordance with the solicitation, these OPS' will be awarded to the top two technically ranked firms with assignment preference to the highest technically ranked firm.

Subsequent to the scoring of EOIs, Fee Proposals were requested from the top three firms. The firms in order of ranking are: 1) CMX; 2) Dewberry-Goodkind, Inc.; and 3) TranSystems Corporation. The fees submitted by CMX and Dewberry-Goodkind, Inc. have been reviewed, negotiated and are considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that **Order for Professional Services No. P3151** be issued to the firm of CMX of Manalapan, New Jersey, in the maximum amount of \$553,000, allocated as follows: \$400,000 in 2008 and \$153,000 in 2009. 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 136.7% or, the firm's overhead rate as determined by Federal Audit Regulation (FAR) procedure, whichever is less, plus authorized, direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by this awardee pursuant to Public Law 2005, Chapter 51 and having no objection to same. These professional services were procured, and the

recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8.

It is also recommended that, **Order for Professional Services No. T3152** be issued to the firm of Dewberry-Goodkind Inc. of Bloomfield, New Jersey, in the maximum amount of \$535,000, allocated as follows: \$400,000 in 2008 and \$135,000 in 2009. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.42, based on a 10% allowance for profit and an overhead rate of 120.0% or, the firm's overhead rate as determined by Federal Audit Regulation (FAR) procedure, whichever is less, plus authorized, direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by this awardee pursuant to Public Law 2005, Chapter 51 and having no objection to same. These professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8.

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235-07

The memorandum dated November 16, 2007 concerns a recommendation **to Issue Order for Professional Services No. P3153 – TranSystems Corporation** – Inspection of 117 Northern Bridges, Garden State Parkway Milepost 149 to Milepost 172; and **Issue Order for Professional Services No. P3154 – KS Engineers P.C.** – Inspection of 117 Southern Bridges, Garden State Parkway Milepost 96 to Milepost 123, 2008 Bridge Inspection Program, Maintenance Reserve Project No. 03020007.

Through this single procurement process the Authority will select two consultants to furnish engineering services for annual bridge inspections on the Garden State Parkway. The engineering services associated with these OPS' will include inspection of bridges, FHWA Structure Inventory and Appraisal (SI&A) form updates and Bridge Management System inspections and data collection for the areas identified.

These assignments are classified as "Simple Projects" based on the scope of work being clearly defined and not likely to change during the course of the projects, and the cost not exceeding \$1,000,000. Solicitations for Expressions of Interest (EOIs) were sent to 25 engineering firms prequalified and eligible under Profile Code D280C: Bridges, NBIS Program, Complex. Eleven firms submitted EOIs by the closing date of October 17, 2007. In accordance with the solicitation, these OPS' will be awarded to the top two technically ranked firms with assignment preference going to the highest technically ranked firm.

Subsequent to the scoring of EOIs, Fee Proposals were requested from the top three firms. The firms in order of technical ranking are: 1) TranSystems Corporation; 2) KS Engineers, P.C.; and 3) Chas H. Sells, Inc. The fees submitted by TranSystems Corporation and KS Engineers, P.C. have been reviewed, negotiated and are considered to be fair and reasonable for the services to be provided.

It is, therefore, recommended that **Order for Professional Services No. P3153** be issued to the firm of TranSystems Corporation of Paramus, New Jersey, in the maximum amount of \$510,000, allocated as follows: \$486,000 in 2008 and \$24,000 in 2009. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.45, to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by this awardee pursuant to Public Law 2005, Chapter 51 and having no objection to same. These professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8.

It is also recommended that, **Order for Professional Services No. P3154** be issued to the firm of KS Engineers, P.C. of Newark, New Jersey, in the maximum amount of \$495,000, allocated as follows: \$448,000 in 2008 and \$47,000 in 2009. This amount includes reimbursement of direct salaries times a maximum multiplier of 2.45, to cover the cost of fringe benefits, overhead and profit, plus authorized direct non-salary expenses. The award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by this awardee pursuant to Public Law 2005, Chapter 51 and having no objection to same. These professional services were procured, and the recommended firm was selected, in accordance with N.J.S.A. 52:34-9.1 et seq. and N.J.A.C. 19:9-2.8.

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236-07

The memorandum dated November 19, 2007 concerns a recommendation to **Issue Supplement B to Order for Professional Services No. T3037 – DMJM Harris, Inc.** – Design Services for Contract No. T200.017, Turnpike Interchange 16W / Route 3 Ramps Improvements; and Contract No. T200.018, Route 3, Route 120 SB to Route 3 EB Ramp, Borough of East Rutherford, Bergen County, Supplemental Capital Fund No. 08010005.

Order for Professional Services (OPS) No. T3037 was issued at the July 2005 Commission Meeting, in the amount of \$5,202,750 to provide professional services for the preparation of contract documents and other ancillary items for the final design of roadway improvements at Interchange 16W and Route 3.

Supplement A, in the amount of \$1,100,000, compensated DMJM Harris Inc. to perform out-of-scope services which included: investigating several design alternatives and advancing the selected modified preferred alternative; performing additional traffic studies; and splitting the project into two design contracts.

Supplement B will compensate DMJM Harris to perform out of scope services for the design of three additional retaining walls not anticipated during conceptual design; additional tasks such as the creation of Right-of-Way General Property Parcel Maps and environmental plans requested by the NJ Department of Transportation (NJDOT); the revision of lighting plans

due to the change in advertisement order (NJDOT contract to precede the NJ Turnpike Authority contract); and additional post design services for geotechnical field activities.

The fee of \$502,950 submitted by DMJM Harris, Inc. for these additional services, has been reviewed, negotiated and is considered fair and reasonable for the services to be provided.

It is, therefore, recommended that OPS No. T3037B be issued to DMJM Harris Inc. in the amount of \$502,950 with compensation on the same basis as the original OPS. The addition of this amount increases the total authorized fee from \$6,302,750 to \$6,805,700. The original contract was procured pursuant to N.J.S.A. 52:34-9.1 et seq. and N.J.S.A. 19:9-2.8.

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

On motion by Vice-Chairman Miele, seconded by Commissioner Hodes, the Authority approved Engineering Items 226-07 through 236-07, set forth above; authorized, as presented, the recommendations contained therein; and received and filed the memoranda.

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237-07

ITEM DEFERRED

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MAINTENANCE

238-07

Parkway Maintenance Director Bruzzichesi presented the recommendation contained in his memorandum dated December 5, 2007, concerning **Award of Contract No. P200.088 – J. Fletcher Creamer & Son Inc.** – Guide Rail Maintenance and Repair Contract, Parkway Milepost 0.0 to Milepost 172.4, Maintenance Operations Project Nos. Fund 010, Department 520, Operating Unit 02, Account 466010.

This project provides for on-call repairs of steel beam guide rail and appurtenances along the Garden State Parkway mainline roadway, and ramps between Milepost 0.0 and Milepost 172.4. The work will be performed, as necessary, upon advance notification by the Director of Maintenance. Duration of the contract is for a period of 2-years beginning February 1, 2008 and terminating on January 31, 2010.

Proposals were received on November 13, 2007, for the above publicly advertised contract, as shown on the submitted bid summary sheet. J. Fletcher Creamer & Sons, Inc. submitted the low bid in the amount of \$4,771,472.00. The Engineer's Estimate is \$6,738,600. Members of the Engineering and Maintenance Departments met with the low bidder on December 4, 2007 and were satisfied that J. Fletcher Creamer & Sons, Inc. could fully perform the contract in accordance with the advertised specifications at the price quoted. J. Fletcher Creamer & Sons, Inc., has previously performed work for the Authority and is considered competent to complete this contract. The Engineering Department and the Authority General Engineering Consultant HNTB have reviewed the bids and recommend award to the low bidder.

If is, therefore, recommended that Contract No. P200.088 be awarded to the low bidder, J. Fletcher Creamer & Sons, Inc., in the amount of \$4,771,472.00.

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 approved the recommendation; authorized award of Contract P200.088 to J. Fletcher Creamer & Son Inc., as presented; and received and filed the memoranda.

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239-07

Turnpike Maintenance Director McNamara presented recommendation of the following
Contract for Formal Acceptance and Final Payment:

<u>CONTRACT NO.</u>	<u>CONTRACTOR</u>	<u>AMOUNT</u>
<u>Contract No. T500.049</u>	Giberson Plumbing & Excavating Inc. Septic System Upgrade Maintenance District 1 Gloucester County Special Project Reserve Fund No. 04018013	\$12,775

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

On motion by Commissioner Evans, seconded by DOT Commissioner Designee Snyder, the Authority accepted the certifications of the Engineers, General Consultants and Turnpike Director of Maintenance as to inspection and completion of the foregoing contract; the certification of the Authority's Law Department as to liens, claims, surety bonds and Final Payment Certificate, in the amount shown, due the contractor for completion of the above contract.

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PURCHASING

Purchasing Director Ward identified the purchasing agenda as routine goods and services procured according to public laws and requested approval. Moved as a group, items 240A-07 through 240H-07 are as follows:

240A-07

In the memorandum dated November 20, 2007 concerning a recommendation to **Award a Sole Source Contract – Dome Corporation of North America** – Repairs to the Parkway Swainton and White Horse Salt Domes, R-40738, Budget Code: 040-520-156012-04028032.

In May, 2007, the salt domes located at the Swainton and White Horse Maintenance Yards on the Parkway were inspected in accordance with PEOSHA standards. The Inspection Report indicated that the Dome at the Swainton Maintenance Yard requires fascia, shingles and flashing replacements; repairs to minor holes in the wooden panels; and the installation of a roll-up door curtain to eliminate pigeon infestation. The Dome Corporation of North America ("Dome Corp.") submitted a quotation for the repairs along with the installation of the roll-up door in the

amount of \$16,407. The Dome at the White Horse Maintenance Yard requires complete entryway replacement; replacement of wooden panels; complete removal and replacement of shingles (25 year warranty); and installation of a roll-up door curtain. The price quotation for these repairs and installation of a roll-up door curtain is \$92,182. Use of the Domes to retrieve salt is essential to the Authority's snow removal operations on the Parkway. Thus, the Parkway Maintenance Department recommends a contract be awarded to Dome Corp. for all the repairs and installations as outlined herein.

Dome Corp. is the original manufacturer of the Dome. This vendor holds the patents for the prefabricated laminated wood panels, and only its panels fit the existing Dome's measurements. Dome Corp is the fabricator and sole distributor of the Domes' panels and other materials required to repair the facilities. Since the Dome's parts are not available through any other source in the United States, it is recommended that the award 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. The exception is also consistent with Executive Order No. 37.

Given the extensive nature of the proposed repairs and installation, the Maintenance Department finds the cost estimates in the combined total amount of \$108,589 reasonable. This award is contingent upon the Treasurer of the State of New Jersey completing the review of all documents submitted by the Dome Corporation pursuant to Public Law 2005, Chapter 51 (formerly Executive Order 134) and having no objection to same.

Accordingly, authorization is requested to award a sole source contract to Dome Corporation of North America, Montclair, New Jersey, to necessitate the repairs of the Swanton and White Horse Maintenance Yard Salt Domes, without advertisement, in an amount not to exceed \$108,589. A sole source procurement exception resolution in accordance with N.J.A.C. 19:9-2.2(d)1, as promulgated under N.J.S.A. 27:23-6.1, follows as **Resolution 240A-07**:

RESOLUTION
REPAIRS TO SWANTON AND WHITE HORSE SALT DOMES

WHEREAS, in May,2007, a PEOSHA inspection was conducted of the Salt Domes ("Dome") at the Swanton and White Horse Maintenance Yards, respectively; and

WHEREAS, the inspection reports revealed significant defects in both Domes, requiring structural repairs (including fascia, shingles and flashing replacements; repairs to minor holes in the wooden panels; and the installation of a roll-up door curtain to eliminate pigeon infestation); and

WHEREAS, use of the Domes to retrieve salt is essential to the Authority snow removal operations on the Parkway, and its closure would present a threat to the safety of the motoring public and Authority employees; and

WHEREAS, the Parkway Maintenance Department determined that given the unique nature of the Domes' structures, and in light of the fact that Dome Corporation of North America is the original manufacturer and sole distributor of the Domes, and the vendor holds patents for the panels and other materials used in the fabrication and repairs of the Domes, only Dome Corporation of North America should perform the permanent repair services; and

WHEREAS, Dome Corporation of North America submitted a quotation for services to both Domes in the amount of \$108,589; and

WHEREAS, given the extensive nature of the repairs to the Dome, the Maintenance Department staff believes that the quotation is reasonable and requisitioned Dome Corporation of North America to necessitate the repairs to the Swanton and White Horse Maintenance Yard Salt Domes as quoted;

NOW THEREFORE, BE IT RESOLVED, that in the best interests to ensure the safety of the motoring public-at-large, that the contract be awarded to Dome Corporation of North America for repairs to the Swainton and White Horse Maintenance Yard Salt Domes in an amount not to exceed \$108,589 and that this action be taken under the sole source exception under N.J.A.C. 19:9-2.2(d)1 of the New Jersey Turnpike Authority's public bid mandate of N.J.S.A. 27:23-6.1.

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240B-07 through 240D-07

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

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

<u>BIDDERS</u>	<u>BIDS</u>			
<u>INVITED</u>	<u>REC'D</u>	<u>COMMODITY</u>	<u>VENDOR</u>	<u>COST</u>
9	4	Overhead Doors (garage types)	Doors Inc. Rahway, NJ	\$68,000.00
Original contract term may be extended for two additional one-year terms each under the same terms and conditions, at the sole discretion of the Authority. (RM 389).				
10	6	Pallet Racks	RDA Construction Company Medford, NJ	\$61,220.16
Original contract term may be extended for two additional one-year terms each under the same terms and conditions, at the sole discretion of the Authority. (R-38635, Re-bid).				
10	1	Pallet Truck	Liftec Inc. South Plainfield, NJ	\$39,190.00
This contract includes a 3-Year Option which gives the Authority the right to purchase additional units conforming to the specifications at the same price, terms and conditions for the first model year and adjusted agreed upon price terms for two additional Model Years. (R-38636).				

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240E-07

In the memorandum dated November 28, 2007 concerning a recommendation to **Increase Authorized Amount of Contract No. 254 – Woodbury Cement Products** – Rapid Set Concrete and Mortar Mix, Requisition Memorandum (RM) 1.

At the May 3, 2005 Commission Meeting, authorization was granted to award a contract to Woodbury Cement Products for concrete mix rapid set, mortar mix rapid set, rapid set additive and accelerator in an amount not to exceed \$48,093 for the period through December 31, 2005. This contract was procured in accordance with N.J.S.A. 27:23-6.1 and N.J.A.C. 19:9-2.2. and contained 2 one-year extensions, which the Authority opted to exercise in 2006 and 2007, respectively.

The Turnpike Maintenance Department has requested that the authorized amount of Contract No. 254 be increased by \$20,000 to obtain additional concrete mix and mortar mix to conduct repairs on the Newark Viaduct and Newark Bay Bridge. The supplies of these materials have been exhausted. In recent inspections, the Engineering Department found several asphalt overlay and deck spalls on these facilities. Prompt repairs are required to avoid roadway hazards

especially in light of the upcoming winter season. Thus, the Engineering Staff asked the Maintenance Department to conduct the repairs.

Accordingly, authorization is requested to increase the authorized amount of Contract No. 254 with Woodbury Cement Products, Woodbury Heights, NJ. by \$20,000 for the period through December 31, 2007. The new total authorized amount will not exceed \$68,093, subject to funding availability at the time of service.

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240F-07

In the memorandum dated December 3, 2007 concerning a recommendation to **Increase Amount of Contract Requirement Account No. RM 203 – Newspaper Advertisements**

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

At the October 31, 2006 Commission Meeting (Agenda Item #232D-06), authorization was granted to award several contracts for payment to 20 various newspapers for the Authority's publishing needs. Advertisements are made on an "as needed basis" in one or more of the daily or weekly newspapers listed as: The Star Ledger, The Times, Trentonian, North Jersey News, Asbury Park Press, Homes News Tribune, Courier Post, Bergen Record, Burlington Times, City News, Cranbury Press, County Times, Jersey Journal, New Jersey Law Journal, New York Times, Princeton Packet, Today's Sunbeam (Salem City), Wilmington News Journal, Philadelphia Inquirer and Atlantic City Press. These needs include, but are not limited to, notices of public meetings, auctions for disposal of vehicles, request for proposals, public bids, contract advertisements, public notices and employment advertising. The term of the contract was for January 1, 2007 through December 31, 2007, in an amount not to exceed \$90,000. This budget amount has been exceeded due to increased number of advertisements for public hearings, rescheduled public meetings, and other advertising needs. Given outstanding invoices as well as anticipated newspaper advertising needs through year end, it is requested that the contracts be increased in the aggregate amount of \$24,000.

Accordingly, authorization is requested to increase the contracts by \$24,000 for the period through December 31, 2007 for newspaper publishing needs, for a new total authorized amount not to exceed \$114,000. (Under State procurement laws, the publishing of legal notices in newspapers is exempt from public advertisement for proposals.)

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240G-07

In the memorandum dated November 20, 2007 concerning a recommendation to **Extend Contract and Increase Authorized Amount of Contract No. 599 – Applied Wastewater Services Inc.** – Removal and Disposal of Waste Water Sludge, Grease, Septic Pumpage and Sanitary Waste (RM-195).

At the October 31, 2006 Commission Meeting, the Authority awarded a contract to Applied Wastewater Services, Inc. for the removal and disposal of waste water sludge, grease, septic pumpage and sanitary waste at Turnpike service areas and maintenance districts for the period January 1, 2007 through December 31, 2007 in an amount not to exceed \$65,520. Bids had been procured, and Contract No. 599 was awarded to the lowest responsible bidder, in accordance with N.J.S.A. 27:23-6.1 and N.J.A.C. 19:9-2.2. Subsequently, at the September 25, 2007 Commission Meeting (Item #173G-07), the Commissioners approved a recommendation to increase the Contract to \$95,520.

In reviewing Contract No 599, the Engineering Department found that the actual volume of septic pumped at Turnpike facilities in 2007 was significantly greater than had been anticipated due to circumstances affecting the operation of certain septic systems. In addition, the Engineering Department had to address similar pumping needs at the Parkway facilities. Staff determined that prompt compliance with environmental laws and the efficient removal and disposal of waste necessitated the expansion of the scope of services to include the septic pumping needs of both roadways. Thus, the Engineering Department has requested that Contract No. 599 be extended through February 28, 2008, and increased by \$30,000 in order to give Authority staff sufficient time to competitively procure a contract covering both Turnpike and Parkway septic services.

Accordingly, authorization is requested to increase Contract No. 599 with Applied Wastewater Services, Inc., Hillsborough, NJ. by \$30,000 for the period through February 29, 2008. This will bring the Contract to a new total authorized amount not to exceed \$125,520.

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240H-07

In the memorandum dated November 26, 2007, concerning an **Authorization for Payment – Oracle Corporation** – Software licenses related to the PeopleSoft Financial Services, PR 41795, Budget Code: 00-010-833-427010.

At the April 27, 2004 Commission Meeting, authorization was granted to extend a contract to PeopleSoft USA Inc. (purchased by Oracle Corporation (“Oracle”) in January 2005), for PeopleSoft financial software licenses (“PeopleSoft licenses”) in the amount of \$600,000. The extension of this contract to PeopleSoft USA, Inc. was based upon a 2002 public bid solicitation conducted by the former New Jersey Highway Authority. The PeopleSoft licenses provide a fully integrated application of software modules for Human Resources, Payroll, Purchasing, Financial Accounting, Financial Reporting, Asset Management and Inventory of the Authority. Under the terms of the contract with PeopleSoft USA, Inc, the fees of the PeopleSoft licenses were tied to the Authority’s projected budget. If the Authority exceeded the annual Operating Budget of \$450 million, it must pay an additional fee. According to the 2006 published reports, the Authority’s 2006 Operating Budget was \$456 million. Thus, Oracle Corporation assessed a one-time license

fee of \$55,754. The Technology and Administrative Services Department has requested that the payment be made to Oracle Corporation.

Accordingly, authorization is requested to pay Oracle Corporation, Redwood Shores, California, a one-time PeopleSoft license fee in the amount not to exceed \$55,754, as outlined herein.

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 Hodes, seconded by Commissioner Pocino, the Authority unanimously approved the eight (8) item Purchasing agenda; and adopted the resolution or authorized, as presented, the recommendations contained therein; and received and filed the memoranda.

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STRATEGIC PLANNING AND POLICY

241-07

Strategic Planning and Policy Director Murphy presented the recommendation contained in the memorandum dated December 5, 2007, concerning the **2008 Strategic Plan Update and 10-Year Capital Investment Plan.**

Pursuant to N.J.S.A. 27:23-3.2, the New Jersey Turnpike Authority's Strategic Plan Update for the Year 2008 and 10-Year Capital Investment Plan has been submitted for consideration.

Implemented in 2005, the Authority's Strategic Plan reflects management's and staff's commitment to its mission and strategic direction in sustaining a high-quality service to the motoring public by attaining a coordinated and integrated transportation system, and considers the impact of an improved transportation system on the State's economy. The 2008 Strategic Plan Update highlights a handful of key transportation projects to be advanced in the coming years.

The 10-year Capital Investment Plan identifies proposed transportation projects that will further the strategic goals and objectives of the organization, and the associated funding levels for Fiscal Years 2008 through 2017. The Authority's proposed capital program is financed through its Construction, Maintenance Reserve, and Special Project Reserve Funds, and is subject to available funding. The items listed in the 10-year capital program are fiscally unconstrained. These plans are submitted for adoption by the Authority, subject to available funding.

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 Pocino, the Authority unanimously approved the recommendation; adopted the 2008 Strategic Plan Update and 10-Year Capital Investment Plan, in substantially the same form provided; and received and filed the memoranda.

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242-07

Electronic Toll Collection Acting Director Switaj presented the recommendation contained in his memorandum dated November 30, 2007 concerning **Authorization to Purchase E-ZPass Transponders – Mark IV IVHS Inc.** – E-ZPass Program, Electronic Toll Collection System, Account No. 10000-117920.

The New Jersey Turnpike Authority is a member of the Interagency Group (IAG), which now has 23 member toll agencies spanning 12 states. The IAG serves as the regional coordinating entity for the implementation of electronic toll collection technology, also known as E-ZPass, and has set the technical specifications for interoperability and reciprocity amongst the member agencies. In August 1994, the members of the IAG competitively selected and entered into a contract with Mark IV IVHS Inc. (Mark IV) to provide universal and compatible transponders for its members. The New Jersey Turnpike Authority executed an Irrevocable Offer (IO) with Mark IV. Prior to the expiration date of this offer (August 16, 2007), the IAG successfully negotiated an amendment with Mark IV that extends the term of the IO and effectively allows the IAG members to continue purchasing tags, parts and equipment from Mark IV. Specifically, the New Jersey Turnpike Authority executed a three-year extension that also provides for a one one-year option. The IAG is currently preparing a competitive Request For Proposal that will result in a recommendation to its member agencies of a vendor for the award of a successor contract.

It is projected that approximately 120,000 various Mark IV transponder types will be required to service accounts for the New Jersey E-ZPass toll collection operations at an estimated cost of \$3 million for the period of January 1, 2008 through December 31, 2008. This action will provide us with the uninterrupted ability to purchase additional tags that will allow for the continuation of new enrollments for the New Jersey E-ZPass Program, as well as replacement transponders, through 2008. Under the contract with ACS State and Local Solutions, Inc. (ACS), the New Jersey Turnpike Authority is required to purchase the transponders and supply them to ACS for distribution to New Jersey E-ZPass customers. This authorization will fulfill that requirement.

Therefore, it is recommended that a purchase order be awarded to Mark IV IVHS, Inc. for the supply of approximately 120,000 various transponder types for use under the New Jersey E-ZPass Program in an estimated amount not to exceed \$3 million for the calendar year ending December 31, 2008. This purchase should be charged to Account No. 10000-117920 and as transponders are drawn from inventory they will be charged to the operating fund or the supplemental capital fund as appropriate.

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

On motion by Commissioner Evans, seconded by Commissioner Hodes, the Authority unanimously approved the recommendation; authorized the purchase of various transponders from Mark IV IVHS Inc., for New Jersey E-ZPass toll collection operations, at an estimated cost of \$3 million, as presented; and received and filed the memorandum.

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GENERAL BUSINESS

243-07

Deputy Executive Director Scaccetti presented the recommendation contained in her memorandum dated December 6, 2007, concerning **Authorization to Publish Notice of 2008 Schedule of Commission Meetings** for the New Jersey Turnpike Authority.

Authorization is requested to publish the notice of the 2008 New Jersey Turnpike Authority Commission Meetings in accordance with the schedule below. The location of the meetings will be the New Jersey Turnpike Authority Administration Offices which are located at 581 Main Street, Woodbridge, New Jersey.

PROPOSED 2008 COMMISSION MEETING SCHEDULE

Tuesday, January 22, 2008
Tuesday, February 26, 2008
Tuesday, March 25, 2008
Tuesday, April 29, 2008
Wednesday, May 28, 2008
Tuesday, July 22, 2008
Tuesday, August 26, 2008
Tuesday, September 30, 2008
Tuesday, October 28, 2008
Tuesday, December 9, 2008

The Executive Director certified the recommendation for consideration.

On motion by Commissioner Evans, seconded by Commissioner Pocino, the Authority unanimously approved the recommendation; authorized Publishing Notice of the 2008 Schedule of Commission Meetings for the New Jersey Turnpike Authority, as presented; and received and filed the memorandum.

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244-07

Executive Director Lapolla presented the recommendation contained in his memorandum dated December 4, 2007 concerning **Authorization to Offer Separation Payment to Temporary Toll Collectors.**

In 1998, at the advent of the implementation of E-ZPass on the New Jersey Turnpike, the Authority expanded its use of temporary toll collectors. With the E-ZPass toll collection system fully operational, the need for temporary toll collectors has diminished. Therefore, effective February 8, 2008, the Authority will be ending the employment of all ninety-one (91) temporary toll collectors who work on the Turnpike roadway.

Temporary toll collectors played an important role in implementation of E-ZPass on the Turnpike. Indeed, temporary toll collectors were employed by the Authority as it determined the appropriate staffing levels for full-time toll collectors in light of E-ZPass toll collection. Therefore, in recognition of their dedicated service, it is recommended that the New Jersey Turnpike Authority offer a separation payment to temporary toll collectors. The recommended separation payment schedule is set forth below:

<u>Full Years of Service</u>	<u>Separation Payment</u>
1 to 4 years	\$200 per each full year of service
5 to 8 years	\$250 per each full year of service
More than 8 years	\$300 per each full year of service

Reviewed by the Law Director; available funds certified by the Finance Director.

On motion by Commissioner Hodes, seconded by Commissioner Pocino, the Authority unanimously approved the recommendation; authorized Separation Payment to temporary toll collectors, as presented; and received and filed the memorandum.

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245-07

Executive Director Lapolla presented the recommendation contained in the memorandum dated November 30, 2007 concerning **Financial Certification for Years 2007 and 2008.**

Under the provisions of Section 713 of the Turnpike Revenue Bond Resolution adopted by the Authority on August 20, 1991 as amended and supplemented (the "Resolution") on or before December 1 in each year, the Authority shall complete a review of its financial condition for the purpose of estimating whether the Net Revenues (as such term is defined in the Resolution) for such year and for the next succeeding year will be sufficient to comply with subsection (b) of Section 713 of the Resolution and shall by resolution make a determination with respect thereto. A copy of such resolution, certified by an Authorized Officer of the Authority, together with a certificate of such Authorized Officer setting forth a reasonably detailed statement of the actual and estimated receipts and the payments to be made therefrom for such year, upon which such determination was made, shall be filed with the Trustees on or before December 20.

Failing to meet the requirements of Section 713 of the Resolution, the Authority is required to have the Traffic Engineers make a study for the purpose of recommending a schedule of tolls which will provide the necessary revenues to meet the requirements.

Review of the financial condition of the Authority for the years 2007 and 2008 has been completed and the Authority is now in a position to make the determination showing that the requirements of Section 713 (b) of the Resolution will be met in the years 2007 and 2008.

The following schedules provide detail relative to the years of 2007 and 2008 under review:

Schedule A

This schedule contains a Resolution which states that a review has been made of the Authority's financial condition for the purpose of estimating whether the tolls, revenues, fees, charges, rents and other income and receipts from the operation of the New Jersey Turnpike and the Garden State Parkway during 2007 and 2008, including investment income treated as revenues for each year, will be sufficient to provide all of the payments and meet all other requirements as specified in subsection (b) of Section 713 of the Resolution.

Schedules B and C

These schedules set forth calculations relative to 2007's revenue requirements, what has been provided through October 31, 2007 and estimated revenue provisions for the balance of the year (November-December, 2007).

Schedules D and G

These schedules set forth figures to support the certification under Section 713(c) of the "Resolution" demonstrating that in each calendar year "Net Revenues shall at least equal the Net Revenue Requirement for such year" as required by Section 713(b) of the Resolution. Under Section 101 of said Resolution, Net Revenues are defined as "... for any calendar year or other period of time, the Pledged Revenues during such year or period less the amounts of the Operating Expenses for such year or period." The Net Revenue Requirement means with respect to any period of time, "an amount equal to the greater of

- (i) The Sum of the Aggregate Debt Service, Maintenance Reserve Payments, Required State Payments, Special Project Reserve Payments, and payments, if any to the Charges Fund for such period
OR
- (ii) 1.20 Times the Aggregate Debt Service for such period (excluding, for purposes of clause (ii) only, any payment due and payable by the Authority under a Qualified Swap upon an early termination thereof)."

Schedules E and F

These schedules set forth calculations relative to 2008's financial projections and estimated revenue provisions.

On motion by Commissioner Hodes, seconded by Commissioner Pocino, the Authority unanimously accepted the certification schedules by Revenue Comptroller Manuelli that certain requirements of Section 713(b) of the Turnpike Revenue Bond Resolution will be met in the years 2007 and 2008; received and filed the memoranda; and hereby adopted the following **Resolution** (as identified in Schedule A):

RESOLUTION 245-07

WHEREAS, the Authority, in accordance with subsection (c) of Section 713 of its Turnpike Revenue Bond Resolution adopted August 20, 1991 as amended and supplemented (the "Resolution"), has completed a review of its financial condition for the purpose of estimating whether the tolls, revenues, fees, charges, rents and other income and receipts from the operation of the New Jersey Turnpike and the Garden State Parkway during 2007 and 2008, including investment income treated as revenues for such year, will be sufficient to provide all of the payments and meet all other requirements as specified in subsection (b) of Section 713 of said Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE NEW JERSEY TURNPIKE AUTHORITY AS FOLLOWS:

1. That it is determined based upon the review of the financial condition of the Authority as described in the recital hereof, the tolls, revenues, fees, charges, rents and other income and receipts from the operation of the New Jersey Turnpike and the Garden State Parkway during 2007 and 2008, including investment income treated as revenues for such year will be sufficient to comply with subsection (b) of Section 713 of the Resolution.

2. That a copy of this resolution certified by the Comptroller of the Authority, together with a certificate of said Comptroller setting forth a reasonably detailed statement of the actual and estimated receipts and payments to be made therefrom for 2007 and 2008 as shown in schedules which were utilized in said review shall be filed in their entirety with The Bank of New York and U.S. Bank as Co-Trustees, under the Resolution, all in accordance with said Section 713 of said Resolution.

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246-07

Finance Director Hayllar presented the financial results of the New Jersey Turnpike Authority for the Ten Months ended October 31, 2007. On motion by Commissioner Pocino, seconded by Commissioner Hodes, the Authority's **Financial Summary** was unanimously accepted and received for file.

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247-07

Resume of All Fatal Turnpike Accidents for the period 1/01/07 – 11/28/07, with 2006-2007 comparisons through October, was submitted by Turnpike Operations Director Hill. On motion by Commissioner Evans, seconded by Commissioner Pocino, the Authority unanimously accepted the Resume' and received for file.

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248-07

Resume of All Fatal Parkway Accidents for the period 1/01/07 – 12/3/07, with 2006-2007 comparisons through October, was submitted by Parkway Operations Assistant Director McGoldrick. On motion by Commissioner Evans, seconded by Commissioner Hodes, the Authority unanimously accepted the Resume' and received for file.

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249-07

New Jersey State Police Troops D and E - Reports of Activities for the month ending October of 2007, with 2006-2007 yearly comparisons, was submitted by Troop D Commander Walker. On motion by Commissioner Pocino, seconded by Commissioner Hodes, the Authority unanimously accepted the reports and received for file.

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

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The motion to adjourn was made by Commissioner Hodes, seconded by Commissioner Evans and, after the voice vote, the motion was duly adopted. The Authority adjourned at 10:40 A.M., to meet on Tuesday, January 22, 2008, at 9:30 A.M.

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

REPORT OF UTILITY ORDERS – Period ending November 21, 2007; under EDDA 117-05.

REPORT OF CHANGE ORDERS, TYPE 1 AND TYPE 2 – Period: October 12, 2007 through November 20, 2007.

AGREEMENTS/CONTRACTS:

Snow Removal Contract Agreement SPN-1E-07; SPN-3-07 and SCP-DRIS-BR-07– Nacirema Industries Inc.; authorized 9/25/07.

ORDERS FOR PROFESSIONAL SERVICES:

OPS No. T3134 – HNTB Corporation – Construction Supervision; authorized 9/25/07.

OPS No. T3147 – Boswell Engineering – Construction Supervision; authorized 9/25/07.

Rose Stanko
Assistant Secretary

APPROVED:

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

Joseph P. Miele, Vice-Chairman

Michael R. DuPont, Treasurer

Harold L. Hodes, Commissioner

David G. Evans, Commissioner

Raymond M. Pocino, Commissioner

NJ Department of Transportation Commissioner Designee, ex officio