

DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

Meeting of May 21, 2007

CALL TO ORDER

The Regular Monthly Meeting of the Delaware River Joint Toll Bridge Commission was Called to Order at the Operations/Maintenance Building, New Hope, Pennsylvania, on Monday, May 21, 2007 at 10:35 a.m., pursuant to notice properly forwarded to each member in compliance with the By-Laws. David DeGerolamo, Chairman, presided at this Meeting. The Commission met in Executive Session to discuss legal and personnel matters prior to this meeting.

APPEARANCES

COMMISSION MEMBERS:

Hon. Gaetan Alfano (Pennsylvania)
Hon. David DeGerolamo (New Jersey)
Hon. J. Alan Fowler (Pennsylvania)
Hon. Donald Hart (New Jersey)
Hon. John Prevoznik (Pennsylvania)
Hon. Thomas Sumners, (New Jersey)
Hon. Robin Wiessmann (Pennsylvania)
Hon. Harry Zikas, Jr. (New Jersey) (Via conference call)

COMMISSION MEMBERS ABSENT:

Hon. Bernard Griggs (Pennsylvania)
Hon. William Hodas (New Jersey)

COMMISSION GENERAL COUNSEL:

Marcel Groen, Fox Rothschild, Pennsylvania Legal Counsel
Loren Danzis, Fox Rothschild, Pennsylvania Legal Counsel
Mark Peck, Florio, Perrucci and Steinhart, New Jersey General Counsel

COMMISSION LABOR COUNSEL:

John Casey, Wolff and Samson, New Jersey Labor Counsel
Nicole Stover, Stradley Ronon, Pennsylvania Labor Counsel

GOVERNORS REPRESENTATIVES:

James Carey, New Jersey Governor's Office
B. J. Clark, Pennsylvania Governors Office

**REPRESENTING THE COMMISSION'S COMMUNICATIONS CONSULTANT:
BELLEVUE COMMUNICATIONS**

Pete Peterson, Bellevue Communications

REPRESENTING THE COMMISSION'S INSURANCE CONSULTANTS:

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Lisa Dumont, D.E. Love
Mark Warhock, PMA

COMMISSION STAFF MEMBERS:

Frank G. McCartney, Executive Director
Frank J. Tolotta, Deputy Executive Director of Operations
Jerry Fuqua, Chief Administrative Officer
George Alexandridis, Chief Engineer
Stephen Cathcart, Comptroller
Linda Spalinski, Director of Community Affairs

OTHERS:

Herb Long, Jr., Legion Design
Endrea Frazer, Legion Design
Kathy Diringer, NJDOT

ROLL CALL

Frank G. McCartney, Executive Director, in his capacity as Secretary for this Meeting, called the Roll, and at the conclusion thereof, reported that there was a quorum present--there being four Members present from Pennsylvania and four Members present from New Jersey.

WELCOMING REMARKS OF CHAIRMAN

Chairman DeGerolamo welcomed those persons whose identities are set forth hereinabove under "Appearances".

Chairman DeGerolamo then said:

"I just want to take a minute, and I wanted to congratulate Vice Chairman Robin Wiessmann on her confirmation as the Pennsylvania State Treasurer and her Swearing in tomorrow evening. It is an honor to actually serve on this Commission with Ms. Wiessmann. It is an unbelievable opportunity for her. On behalf of this Commission, I think it is important to wish you success and luck. Obviously, you have the qualifications and skills to do what is best for the residents of the great Commonwealth of Pennsylvania. So we wish you success and congratulation in you endeavor."

INTRODUCE ANY COMMENTS FROM THE PUBLIC

Chairman DeGerolamo addressed the meeting and invited any comments from the Public or Press on items pertaining to today's Agenda.

EXECUTIVE DIRECTOR'S REPORT

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TOLL ADJUSTMENT

As you know, at our last meeting you voted to adjust the toll rate for trucks with three or more axles to ensure that the Commission could continue to move forward with our capital improvement program. That toll adjustment went into effect on Saturday night and adjusts truck tolls by 50 cents per axle.

The adjustment had been anticipated since 2003 and is in keeping with the Commission's 2003 capital improvement plan.

Toll rates remain the same for automobiles. Even with the adjustment the Commission's rates remain significantly lower than every other bridge crossing the Delaware.

The Commission has posted the new rates on its website and will be performing a number of outreach efforts to make its customers aware of the toll adjustment.

CAPITAL PROGRAM UPDATE

Later in today's meeting, our chief engineer will be providing you with an update on some of the major projects in our capital improvement program, but I wanted to highlight a few items as part of my report.

Over the course of the past month, the Commission has provided public briefings in Ewing Township and Lower Makefield on the status of the Scudder Falls Bridge rehabilitation project. As part of those briefings, the Commission discussed its preferred alternative and improvement options that remain under consideration. We also identified areas where noise abatement is warranted, feasible and reasonable based on PennDOT and NJDOT noise abatement criteria. Open houses and a public hearing will be held in early Fall to obtain comments on the environmental documentation for the project.

We are encouraging community members to visit our website at www.scudderfallsbridge.com or call the project hotline at 1-800-879-0859 for the most up-to-date information about the project.

While we're on the topic of Scudder Falls, many of you may have seen road construction signs and VMS boards announcing road work on I-95 in the vicinity of the bridge. NJDOT is repaving about 10 miles of the highway from the end of our jurisdiction up to the Route I interchange in New Jersey. We are coordinating with NJDOT. The work is being performed at night, and is not expected to impact bridge traffic during peak periods.

CENTRE BRIDGE-STOCKTON UPDATE

Finally, I am happy to announce that the Centre Bridge-Stockton Toll Supported Bridge reopened on Friday, bringing an end to the weekday closures that were in place since the project started in January.

The Commission promised to open the bridge by the summer tourist season, and we kept that promise. Our project team has done an excellent job keeping the construction on schedule.

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I thank our community partners for their patience during the construction and look forward to joining them for a rededication ceremony later this summer.

I-80 RESURFACING

At our last meeting you voted to authorize me to execute a Reimbursement Agreement with NJDOT to make certain roadway resurfacing improvements within the Commission's New Jersey approach to the Delaware Water Gap. I am happy to inform you that construction along the eastbound roadway has already commenced.

APPROVAL OF MINUTES FOR COMMISSION MEETING HELD APRIL 30, 2007

R: 1296-05-07 - ADM-01-05-07

Chairman DeGerolamo addressed the meeting and invited the introduction of a Resolution approving the Minutes of the Commission Meeting held April 30, 2007.

At the conclusion of the review, Commissioner Fowler and Commissioner Hart seconded the adoption of the following Resolution:

"RESOLVED, by the Delaware River Joint Toll Bridge Commission, at its Regular Meeting assembled this 21st day of May 2007, that the Minutes of the Commission Meeting held April 30, 2007, be and the same hereby are approved."

Chairman DeGerolamo invited questions on the Resolution. No further questions were presented and the Resolution was unanimously adopted.

OPERATIONS REPORT-MONTH OF APRIL 2007

R: 1297-05-07 - ADM-02-05-07

Chairman DeGerolamo addressed the meeting and asked if there were any questions on any of the reports contained in the "Operations Report".

At the conclusion of the review, Commissioner Fowler moved and Commissioner Hart seconded the adoption of the following Resolution:

"RESOLVED, by the Delaware River Joint Toll Bridge Commission, at its Regular Meeting assembled this 21st day of May 2007, that the Commission, via this Resolution, acknowledges receipt, understanding and authorizes filing of the report entitled, 'Operations Report, Month of April 2007, as set forth in the Supplement to the Minutes of this Meeting."

Chairman DeGerolamo invited questions on the Resolution. No questions were presented and the Resolution was unanimously adopted.

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APPROVE THE PURCHASE OF ONE (1) 2008 STERLING 41,000 LB GVW DUMP TRUCK

R: 1298-05-07 – PURCH -01-05-07

Chairman DeGerolamo addressed the Meeting and asked the Commission Members if after their review, there were any questions.

At the conclusion of the review Commissioner Fowler moved and Commissioner Prevoznik seconded the adoption of the following Resolution:

"RESOLVED, by the Delaware River Joint Toll Bridge Commission, at it's Regular Meeting assembled this 21st day of May 2007, that the Commission, via this Resolution, Authorizes the approval of the purchase of One (1) 2008 Sterling 41,000 lb GVW Dump Truck for the Trenton-Morrisville Toll Bridge to Sunbury Motors of Sunbury, PA under the City of Harrisburg's PACC Contract at a total cost of \$119,244.00; and

"RESOLVED, Identify the General Reserve Fund as the source of funds required for any and all disbursements."

Chairman DeGerolamo invited questions on the Resolution, but no questions were presented. The Resolution was unanimously adopted.

PROMOTION OF MAINTENANCE WORKER I - TO ASSISTANT FOREMAN OF MAINTENANCE-JAMES HOUSEL

R: 1299-05-07 – HR-01-05-07

Chairman DeGerolamo addressed the Meeting and asked the Commission Members if after their review, there were any questions.

At the conclusion of the review Commissioner Fowler moved and Commissioner Alfano seconded the adoption of the following Resolution:

"RESOLVED, by the Delaware River Joint Toll Bridge Commission, at it's Regular Meeting assembled this 21st day of May 2007, that the Commission, via this Resolution, authorizes the promotion of Maintenance Worker I, James Housel to the Assistant Foreman of Maintenance position in District I at the Scudder Falls Toll Supported Bridge with compensation fixed at \$52,661 per annum, pending satisfactory completion of the required personnel processing; and

Chairman DeGerolamo invited questions on the Resolution, but no questions were presented. The Resolution was unanimously adopted.

RETIREMENT BENEFITS APPROVAL-TOLL SERGEANT-TRENTON-MORRISVILLE TOLL BRIDGE -REUBEN STROUSE

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R:1300-05-07 – HR-02-05-07

Chairman DeGerolamo addressed the Meeting and asked the Commission Members if after their review, there were any questions.

At the conclusion of the review Commissioner Sumners moved and Commissioner Alfano seconded the adoption of the following Resolution:

"RESOLVED, by the Delaware River Joint Toll Bridge Commission, at it's Regular Meeting assembled this 21st day of May 2007, that the Commission, via this Resolution, approves payment of retirement benefits to Reuben Strouse, who plans to retire on May 15, 2007, subject to applicable practices and procedures"

Chairman DeGerolamo invited questions on the Resolution, but no questions were presented. The Resolution was unanimously adopted.

POLICY RENEWAL-WORKERS COMPENSATION

R:1301-05-07 – INS-01-05-07

Chairman DeGerolamo addressed the Meeting and asked the Commission Members if after their review, there were any questions.

At the conclusion of the review Commissioner Wiessmann moved and Commissioner Hart seconded the adoption of the following Resolution:

"RESOLVED, by the Delaware River Joint Toll Bridge Commission, at it's Regular Meeting assembled this 21st day of May 2007, that the Commission, via this Resolution, authorizes the Executive Director to effect the purchase of a workers compensation insurance policy from PMA for policy year commencing June 1, 2007 in an estimated amount of \$597,604."

Chairman DeGerolamo invited questions on the Resolution, but no questions were presented. The Resolution was unanimously adopted.

POLICY RENEWAL-LONG TERM DISABILITY

R:1302-05-07 – INS-02-05-07

Chairman DeGerolamo addressed the Meeting and asked the Commission Members if after their review, there were any questions.

At the conclusion of the review Commissioner Hart moved and Commissioner Prevoznik seconded the adoption of the following Resolution:

"RESOLVED, by the Delaware River Joint Toll Bridge Commission, at it's Regular Meeting assembled this 21st day of May 2007, that the Commission, via this Resolution, authorizes the Executive Director to contract Cigna as the provider of group long-term disability insurance as an optional employee-paid benefit."

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Chairman DeGerolamo invited questions on the Resolution, but no questions were presented. The Resolution was unanimously adopted.

POLICY RENEWAL-LIFE INSURANCE AND ACCIDENTAL DEATH & DISMEMBERMENT

R:1303-05-07 – INS-03-05-07

Chairman DeGerolamo addressed the Meeting and asked the Commission Members if after their review, there were any questions.

At the conclusion of the review Commissioner Hart moved and Commissioner Prevoznik seconded the adoption of the following Resolution:

"RESOLVED, by the Delaware River Joint Toll Bridge Commission, at it's Regular Meeting assembled this 21st day of May 2007, that the Commission, via this Resolution, authorizes the Executive Director to effect the purchase of a group life insurance policy from Cigna for policy year commencing June 1, 2007 in an estimated amount of \$168,399."

Chairman DeGerolamo invited questions on the Resolution, but no questions were presented. The Resolution was unanimously adopted.

2007 GENERAL ENGINEERING CONSULTANT CONTRACT C-07-02

R: 1304-05-07 – ENG-01-05-07

Chairman DeGerolamo addressed the Meeting and asked the Commission Members if after their review, there were any questions.

At the conclusion of the review Commissioner Fowler moved and Commissioner Alfano seconded the adoption of the following Resolution:

"RESOLVED, by the Delaware River Joint Toll Bridge Commission, at it's Regular Meeting assembled this 21st day of May 2007, that the Commission, via this Resolution, authorizes the Executive Director, in consultation with the Chair and Vice Chair of the Commission, to award the contract to the Consultant whose proposal to perform General Engineering Consultant (GEC) services over a two-year period has been deemed qualified through the RFLOI procurement process and determined to be fair, reasonable and in the best interest of the Commission for a not-to-exceed amount of \$350,000.00. This award to be ratified by the full Commission at the next available Commission Meeting following award by the Executive Director; and **"FURTHER RESOLVED**, identify the Operating Fund as the source of funds required for payment of any invoices; and

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“FURTHER RESOLVED, the Executive Director is hereby authorized to approve and execute all necessary contracts on behalf of the DRJTBC.”

Chairman DeGerolamo invited questions on the Resolution. No questions were presented, and the Resolution was adopted.

STRUCTURAL ANALYSIS OF THE CALHOUN STREET TOLL SUPPORTED BRIDGE

R: 1305-05-07 –ENG-02-05-07

Chairman DeGerolamo addressed the Meeting and asked the Commission Members if after their review, there were any questions.

At the conclusion of the review Commissioner Fowler moved and Commissioner Alfano seconded the adoption of the following Resolution:

"RESOLVED, by the Delaware River Joint Toll Bridge Commission, at it's Regular Meeting assembled this 21st day of May 2007, that the Commission, via this Resolution, authorizes the Executive Director, in consultation with the Chair and Vice Chair of the Commission, to award the contract to the Consultant whose proposal has been deemed qualified through the RFLOI procurement process and determined to be fair, reasonable and in the best interest of the Commission. This award to be ratified by the full Commission at the next available Commission Meeting following award by the Executive Director; and

“FURTHER RESOLVED, identify the Operating Fund as the source of funds required for payment of any invoices; and

“FURTHER RESOLVED, the Executive Director is hereby authorized to approve and execute all necessary contracts on behalf of the DRJTBC.”

Chairman DeGerolamo invited questions on the Resolution. No questions were presented, and the Resolution was unanimously adopted.

**APPROVAL FOR PAYMENT OF INVOICE
WOLFF AND SAMSON, NJ LABOR COUNSEL**

R: 1306-05-07 - ACCT-01-05-07

Chairman DeGerolamo addressed the meeting and asked the Commission Members if after their review, there were any questions.

At the conclusion of the review Commissioner Prevoznik moved and Commissioner Alfano seconded the adoption of the following Resolution:

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"RESOLVED, by the Delaware River Joint Toll Bridge Commission, at it's Regular Meeting assembled this 21st day of May 2007, that the Commission, via this Resolution, authorizes approval for payment of invoices dated April 23, 2007 and May 4, 2007 in the amount of \$6,334.64 for professional services rendered to Wolff and Samson; and

"FURTHER RESOLVED, the Operating Fund as the source of funds required for any and all disbursements."

Chairman DeGerolamo invited questions on the Resolution, but no questions were presented. The Resolution was unanimously adopted.

APPROVAL FOR PAYMENT OF INVOICE STRADLEY RONON, PENNSYLVANIA LEGAL COUNSEL

R: 1307-05-07 - ACCT-02-05-07

Chairman DeGerolamo addressed the meeting and asked the Commission Members if after their review, there were any questions.

At the conclusion of the review Commissioner Prevoznik moved and Commissioner Alfano seconded the adoption of the following Resolution:

"RESOLVED, by the Delaware River Joint Toll Bridge Commission, at it's Regular Meeting assembled this 21st day of May 2007, that the Commission, via this Resolution authorizes approval for payment of invoice dated April 26, 2007 in the amount of \$2,313.17 for Professional Services Rendered through March 31, 2007 to Stradley Ronon, PA Labor Counsel; and

"FURTHER RESOLVED, identifies the Operating Fund as the source of funds required for any and all disbursements."

Chairman DeGerolamo invited questions on the Resolution, but no questions were presented. The Resolution was unanimously adopted.

INTRODUCE ANY COMMENTS FROM THE PUBLIC

Chairman DeGerolamo addressed the meeting and invited any comments from the Public or Press.

POSTPONE ANNUAL ELECTION OF OFFICERS

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Chairman DeGerolamo addressed the meeting and stated, with the appointment of Vice Chairman Wiessmann to State Treasurer, he has requested the Annual Election of Officers be postponed until the June Meeting.

ADJOURN FOR EXECUTIVE SESSION

Chairman DeGerolamo stated that at this point in the Meeting, an Executive Session is requested to discuss ongoing litigation.

CALL TO ORDER OF PUBLIC MEETING

The Public Meeting was Called to Order at 11:30 a.m. with David DeGerolamo, Chairman, presiding.

Chairman DeGerolamo addressed the Meeting and stated that the items discussed in Executive Session, do not require official action.

SCHEDULING OF THE JUNE 2007 MEETING

Chairman DeGerolamo addressed the Meeting and stated that the Commission's next meeting will be held June 25, 2007.

The Meeting will be Called to Order at 10:30 a.m. in the Directors' Room adjacent to the Operations/Maintenance Building, New Hope, Pennsylvania, on Monday, June 25, 2007.

Executive Director McCartney assured the Commission Members that an "Official Notice of Meeting" would be forwarded to each and every Member of the Commission.

ADJOURNMENT

Chairman DeGerolamo invited a motion for Adjournment.

Commissioner Alfano then moved that the Meeting be adjourned and Commissioner Prevoznik seconded the motion. The voice vote was unanimously affirmative and the Meeting was adjourned at 11:35 p.m., Monday, May 21, 2007.

Prepared and submitted by:

WENDY VADOLA READING
Assistant Secretary Treasurer To the Commission

Approved by:

FRANK G. McCARTNEY
Executive Director