

DELAWARE RIVER
JOINT TOLL BRIDGE COMMISSION
MINUTES
MEETING OF JULY 27, 2009

DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

MEMBERS OF THE COMMISSION

NEW JERSEY

HONORABLE DAVID R. DEGEROLAMO
Chairman

HONORABLE DONALD HART

HONORABLE HARRY ZIKAS, JR

HONORABLE WILLIAM J. HODAS
Secretary-Treasurer

HONORABLE YUKI MOORE LAURENTI

PENNSYLVANIA

HONORABLE GAETAN J. ALFANO
Vice Chairman

HONORABLE MELISSA HELLER

HONORABLE JAMES L. BROUGHAL

HONORABLE BERNARD GRIGGS, JR.

HONORABLE JOHN PREVOZNIK

Revised 6/29/09

X:\Wendy's Files\Commission Mtgs from.2003 to present\Committee Pages\Current\Mbrs of the Commission (1) 6-29-09.doc

DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

STANDING COMMITTEES

FINANCE, INSURANCE, MANAGEMENT OPERATIONS

PENNSYLVANIA: Alfano, Broughal

NEW JERSEY: Hart*, Zikas

Chairman-Ex Officio

HUMAN RESOURCES, AFFIRMATIVE ACTION AND TRAINING AND SAFETY

PENNSYLVANIA: Griggs, Broughal

NEW JERSEY: Hodas*, Laurenti

Chairman and Vice Chairman Ex-Officio

PROJECTS, PROPERTY AND EQUIPMENT

PENNSYLVANIA: Griggs*, Alfano

NEW JERSEY: Hart, Hodas

Chairman – Ex-Officio

PROFESSIONAL SERVICES COMMITTEE

PENNSYLVANIA: Alfano*, Heller

NEW JERSEY: Laurenti, Zikas

Chairman – Ex Officio

AUDIT COMMITTEE

PENNSYLVANIA: Prevoznik*, Heller,

NEW JERSEY: Hodas, Hart

Chairman and Vice Chairman Ex-Officio

CAI COMMITTEE

PENNSYLVANIA: Alfano, Broughal

NEW JERSEY: DeGerolamo*, Hart

CONTRACTS SUB-COMMITTEE

PENNSYLVANIA: Griggs*, Alfano

NEW JERSEY: DeGerolamo, Hodas

*Chairman of Committee

**DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION
RECAPITULATION OF COMMITTEE MEMBERSHIP
2009**

DeGerolamo	(1) Ex-Officio of all Committees
Alfano	(1) Finance, Insurance, Management Operations Committee (2) Projects, Property and Equipment Committee (3) Contracts Sub-Committee (4) Professional Services Committee (5) CAI Committee (6) Audit Committee * Ex-Officio of all Committees
Broughal	(1) Finance, Insurance, Management Operations Committee (2) Human Resources, Affirmative Action and Training and Safety Committee (3) CAI Committee
Griggs	(1) Human Resources, Affirmative Action and Training and Safety Committee (2) Projects, Property and Equipment Committee (Chairman) (3) Contracts Sub-Committee (Chairman)
Hart	(1) Finance, Insurance Management and Operations Committee (Chairman) (2) Projects, Property and Equipment Committee (3) CAI Committee (4) Audit Committee
Heller	(1) Professional Services Committee (2) Audit Committee
Hodas	(1) Human Resources, Affirmative Action and Training and Safety Committee (Chairman) (2) Projects, Property and Equipment Committee (3) Contracts Sub-Committee
Laurenti	(1) Human Resources, Affirmative Action and Training and Safety Committee (2) Professional Services Committee
Prevoznik	(1) Audit Committee (Chairman)
Zikas	(1) Finance, Insurance, Management Operations Committee (2) Professional Services

DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

PROFESSIONAL ASSOCIATES

CONSULTING ENGINEERS

TRANSYSTEMS CONSULTING ENGINEERS

Paramus, New Jersey

LEGAL COUNSEL

FOX ROTHSCHILD, LLP
Philadelphia, Pennsylvania

FLORIO, PERRUCCI, STEINHARDT & FADER
Phillipsburg, New Jersey

EMPLOYMENT COUNSEL

STRADLEY, RONON, STEVENS & YOUNG
Philadelphia, Pennsylvania

WOLFF AND SAMSON
West Orange, New Jersey

AUDITOR

MERCADIEN
Princeton, New Jersey

FINANCIAL ADVISOR

NW FINANCIAL GROUP
Jersey City, New Jersey

COMMUNICATIONS CONSULTANT

BELLEVUE COMMUNICATIONS
Philadelphia, Pennsylvania

INVESTMENT ADVISOR

TD BANK
Pennsylvania

Revised 2009

DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

ORGANIZATION CHART
THURSDAY, JULY 23, 2009

COMMISSIONERS

Executive Director
Frank G. McCartney

Chief Engineer
George G. Alexandridis

Assistant Chief Engineer
Roy Little

**Senior Program Area
Manager**
Kevin Skeels

**Deputy Executive Director
of Communications**
Joseph Donnelly

Director of Community Affairs
Richard McClellan

Director of Policy & Planning
Glenn Reibman

**Chief Administrative
Officer**
Arnold Conoline

Director of Human Resources
Patrick Heron

Director of Purchasing
David Burd

Director of E-ZPass
Yvonne Kushner

**Deputy Executive Director
of Operations**
Frank J. Tolotta

District Superintendents
Jack Prior (Acting), D I
Lendell Jones, D II
Bryan Hill, D III

Director of Plants & Facilities
Frank Beruta

**Director of Security Safety
and Training**
James P. Stettner

**Director of Electronic
Security Surveillance**
Matthew Hartigan

**Director of Information
Technology**
Mary Jane Hansen

**Director of Compact
Authorized Investments**
Julio Guridy

Chief Financial Officer
Sean P. McNeeley

Comptroller
Stephen Cathcart



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CALL TO ORDER

The Regular Monthly Meeting of the Delaware River Joint Toll Bridge Commission was Called to Order at the New Hope Headquarters and Administration Building, 2492 River Road, New Hope, Pa. 18938-9579 in the Boardroom, on Monday, July 27, 2009 at 11:20 am 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. James L. Broughal (Pennsylvania)
Hon. David DeGerolamo (New Jersey)
Hon. Donald Hart (New Jersey)
Hon. Melissa Heller (Pennsylvania)
Hon. William Hodas (New Jersey)
Hon. Bernard Griggs (Pennsylvania) via Conference Call
Hon. Yuki Moore Laurenti (New Jersey)
Hon. John Prevoznik (Pennsylvania)

COMMISSION MEMBERS ABSENT:

Hon. Harry Zikas, Jr. (New Jersey)

COMMISSION GENERAL COUNSEL:

Levin Czubaroff, Fox Rothschild, Pennsylvania Legal Counsel
Christopher McDemus, Florio, Perrucci, Steinhardt and Fader, New Jersey Legal Counsel
Michael Perrucci, Florio, Perrucci, Steinhardt and Fader, New Jersey Legal Counsel

COMMISSION LABOR COUNSEL:

Jonathan Bloom, Stradley Ronon Stevens & Young, (Pennsylvania)
John Casey, Esquire Wolff and Samson, (New Jersey)

GOVERNORS REPRESENTATIVES:

Maura Tully, NJ Governor's Authority Unit

DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

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COMMISSION STAFF MEMBERS:

Frank G. McCartney, Executive Director
Frank J. Tolotta, Deputy Executive Director of Operations
Roy Little, Assistant Chief Engineer
Joseph Donnelly, Deputy Executive Director of Communications
Stephen Cathcart, Comptroller
Patrick Heron, Director of Human Resources
Richard McClellan, Director of Community Affairs
Arnold Conoline, Chief Administrative Office
Michelle Gara, Insurance Administrator

OTHERS:

Mayor Sal Panto- Mayor of Easton
Jamie Hartranft- Executive Assistant to Mayor Panto
Curt Yeski- Trenton Times
Stephen Novak- Express Times
Rich Hieshetter- Citizen of Easton
Andrew Carten- City of Trenton

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 five members present from the Commonwealth of Pennsylvania and four members present from the State New Jersey.

WELCOMING REMARKS OF CHAIRMAN

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

INTRODUCE ANY COMMENTS FROM THE PUBLIC

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

Mr. Hieshetter, a resident of the City of Easton, addressed the meeting and discussed the CAI Grant for the city Easton, regarding the Scott Park, which is located between the Lehigh River, Delaware River. Mr. Hieshetter requested that some of the CAI Grant funds be used for keeping

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the historic aspect of this project. Mr. Hieshetter distributed plans of his suggested changes. Vice Chairman Alfano requested that this material be included in the public record.

This material is set forth on pages A-1 through A-6 of the supplement to the minutes of this meeting.

At the conclusion of the discussion, Chairman DeGerolamo invited any further comments from the Public on items pertaining to today's Agenda. No further comments were presented.

EXECUTIVE DIRECTORS REPORT

Last week, the Commission had the opportunity to celebrate the rededication of the Milford-Montague Toll Bridge. Despite the rainy weather, it was a wonderful day as we joined with well-wishers from both sides of the river for a ceremony marking the official completion of a rehabilitation project that began in February 2008.

The work included replacement of the bridge's precast concrete deck panels, replacement of deteriorated support stringers and truss members; and blast-cleaning and painting of the entire steel superstructure. Repairs or replacement of the Pennsylvania and New Jersey approaches; installation of new signage on the bridge's approaches; and construction of an entirely new toll plaza that is architecturally more appealing and better designed to handle 21st Century traffic. The project reached substantial completion one day ahead of schedule in May. It also came in under budget.

The rededication ceremony highlighted the bridge's role of linking people from both sides of the river. An opera singer from Montague, New Jersey performed the National Anthem with musical accompaniment by a pianist from Milford, Pa. The Pledge of Allegiance was led by three veterans: one from Pennsylvania, one from New Jersey and a third from nearby New York State. We also had supportive speeches by elected officials from Pike and Sussex Counties. A pair of 1950-era vehicles drove through the new toll plaza in recognition of the bridge's original 1953 opening. Commissioners Hodas and Laurenti cut the ceremonial ribbon on the completed facility and unveiled the plaque that will be hung to permanently commemorate the rededicated span.

This week, a ribbon-cutting ceremony was held to mark official completion of the Washington Crossing Gateway Streetscape Project in Upper Makefield, Pa. Almost five years in the making, this \$2.3 million project included paths, sidewalks, texture crosswalks, and a variety of other improvements aimed at enhancing vehicular and pedestrian safety. The Commission was the lead source of project financing, with a \$1,447,000 grant from our Compact Authorized Investment program.

These were other noteworthy achievements in recent weeks. The cantilever bracket repair project now taking place at this location – the New Hope-Lambertville Toll Bridge – passed its halfway mark last week and is now 55 percent completed. The Electronic Detection/Surveillance System project achieved substantial completion on June 25. We are now in a 30-day acceptance testing period for the project and we hope have final acceptant in September. The I-78 Roadway Rehabilitation Project in Warren County, N.J. has entered its final stages. We currently believe that substantial completion for this project can be achieved in early August.

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Looking ahead, we also moved forward with preparations for the next round of capital projects, many of which are expected to take place in 2010. The same is true at with the near-term improvement project for the Washington Crossing Toll-Supported Bridge. This week, the project team will review the input we received from officials, business people and the public this spring and make the key decisions about how to schedule and stage this project next year.

Finally, the public outreach we have been conducting for the rehabilitation of the Upper Black Eddy-Milford Toll Supported Bridge will go to the next level. In early August, two public open houses will be held on both sides of the river so the public may view rehabilitation plans, ask questions of the project team, and provide comment. The feedback we get from the public will help the project team determine how we move forward in designing the project and scheduling the work. When this determination gets made, the project can move into final design and eventual advertising for construction bids.

Before I close, I want to remind everyone that there is no meeting for August. I wish everyone a pleasant and safe summer – at least what is left of it. I look forward to seeing everyone back here for our next meeting on September 29, which is the last Tuesday – not our normal last Monday of the month.

APPROVAL OF MINUTES FOR COMMISSION MEETING HELD JUNE 29, 2009

R: 1821-07-09 - ADM-01-07-09

Chairman DeGerolamo addressed the meeting and invited the introduction of a Resolution approving the Minutes of the Commission Meeting held June 29, 2009.

At the conclusion of the review, Commissioner Broughal 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 27th day of July 2009, that the Minutes of the Commission Meeting held on June 29, 2009, be and the same hereby are approved."

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

OPERATIONS REPORT-MONTH OF JUNE 2009

R: 1822-07-09 - ADM-02-07-09

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 Broughal moved and Commissioner Hart 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 27th day of July 2009 that the Commission, via this Resolution, acknowledges receipt, understanding and authorizes filing of the report entitled, 'Operations Report, Month of June 2009, 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.

FINANCIAL MANAGEMENT SOFTWARE AND IMPLEMENTATION SERVICES

R: 1823-06-09- FIN-01-07-09

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 Hodas seconded the adoption of the following Resolution:

"RESOLVED, by the Delaware River Joint Toll Bridge Commission at its Regular Meeting assembled this 27th day of July, 2009 that the Commission, via this Resolution, award contract No. C-528A, Financial Management Software and Implementation Services, to Tyler Technologies, Inc. of Falmouth, Maine for a not-to-exceed amount of \$897,096.00, with an initial contract amount of \$869,321.00. Prior to execution, the Contract shall be reviewed by the Executive Director, Commission counsel, and the Commission's consultant SMART Business Advisory Services to verify that the contract is fair, reasonable and in the best interest of the Commission.

"FURTHER RESOLVED, Identify the General Reserve Fund as the source of funds required for payment of any invoices and be it,

"FURTHER RESOLVED, The Executive Director is hereby authorized to negotiate for approval all necessary contracts on behalf of the DRJTBC, after review by Commission counsel and the Commission's consultant SMART Business Advisory Services; and be it,

"FURTHER RESOLVED, Contract will be contingent on satisfactory agreement of remedy of failure of Tyler to meet support agreement."

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

DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

Meeting of July 27, 2009

ENGAGE SMART BUSINESS ADVISORY AND CONSULTING, LLC FOR PHASE III OF THE COMMISSION'S FINANCIAL MANAGEMENT NEEDS ASSESSMENT AND SOFTWARE IMPLEMENTATION PROCESS

R: 1824-07-09- FIN-02-07-09

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 Broughal moved and Commissioner Laurenti seconded the adoption of the following Resolution:

“RESOLVED, by the Delaware River Joint Toll Bridge Commission at its Regular Meeting assembled this 27th day of July 2009, that the Commission, via this resolution, authorizes the Executive Director to execute a Modification No. 2 to that certain Standard Commission Consultant Agreement effective as of September 29, 2008 as previously amended by Addendum No. 1 effective as of March 30, 2009 (collectively, the “Agreement”), which authorizes SMART Business Advisory and Consulting, LLC to perform the Phase III services for the Commission’s financial management software implementation process for the not-to-exceed contract sum of \$100,4000.00. Prior to execution, Modification No. 2 will be reviewed by Commission counsel to verify that the modification is fair, reasonable and in the best interest of the Commission. This contract will be contingent upon signing software agreement with Tyler.”

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

AUTHORIZATION TO APPLY FOR FEDERAL FUNDS

R: 1825-07-09- FIN-03-07-09

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 Hart seconded the adoption of the following Resolution:

“RESOLVED, by the Delaware River Joint Toll Bridge Commission at its Regular Meeting assembled this 27th day of July 2009, that the Commission, via this resolution, authorize the Executive Director to submit a Letter of Intent and Application for the U.S. Department of Transportation TIFIA Credit Program. The application fee and associated costs should not exceed \$100,000.00.”

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

DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

Meeting of July 27, 2009

APPROVAL OF RETIREE HEALTH INSURANCE BENEFITS-CHARLES VOORHEES, MAINTENANCE WORKER I- NEW HOPE LAMBERTVILLE SDTS

R: 1826-07-09- HR-01-07-09

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 Hodas moved and Commissioner Broughal seconded the adoption of the following Resolution:

“RESOLVED, by the Delaware River Joint Toll Bridge Commission, at its Regular Meeting assembled this 27th day of July 2009 that the Commission, via this Resolution, that, subject to applicable practices and procedures, the Commission approves payment of retirement benefits to Charles Voorhees who plans to retire October 1, 2009.”

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

CREATE A ONE POSITION CLASSIFICATION OF PROGRAM MANAGER OF TECHNOLOGY, AND PROMOTE CHARLES STRACCIOLINI TO THAT CLASSIFICATION

R: 1827-07-09- HR-02-07-09

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 Heller seconded the adoption of the following Resolution:

“RESOLVED, by the Delaware River Joint Toll Bridge Commission, at it's Regular Meeting assembled this 27th day of July 2009 that the Commission, via this Resolution, authorizes the Executive Director to create a one position classification of Program Manager of Technology at a salary range of \$103,968 to \$142,055, and, to promote Charles Stracciolini to that position at a starting annual salary of \$123,012 which is Step 3 of the recommended range for the class pending satisfactory completion of the required personnel processing.”

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

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VEHICLE DONATION TO THE UPPER BLACK EDDY FIRE COMPANY

R: 1828-07-09- ADM-03-07-09

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 Heller moved and Commissioner Hodas seconded the adoption of the following Resolution:

“RESOLVED, by the Delaware River Joint Toll Bridge Commission, at it’s Regular Meeting assembled this 27th day of July 2009 that the Commission, via this Resolution, authorizes the Executive Director to effect the donation of a 2002 Chevrolet Blazer (serial # 1GNDT13W82K209967) to the Upper Black Eddy Fire Company with the understanding that the Upper Black Eddy Fire company, will be accepting ownership of the vehicle “as is” and the Commission will not be liable for any repairs or malfunctions and will be indemnified from any accidents involving the operation of the vehicle after the transfer to the Upper Black Eddy Fire Company.”

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

TRENTON-MORRISVILLE TOLL BRIDGE REHABILITATION AND ONE AUXILIARY NORTHBOUND LANE FEASIBILITY STUDY, PRELIMINARY AND FINAL DESIGN AND POST DESIGN SERVICES, CONTRACT C-380A APPROVAL OF CONSULTANT AGREEMENT MODIFICATION NO. 3

R: 1829-07-09-ENG-01-07-09

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 Broughal seconded the adoption of the following Resolution:

“RESOLVED, by the Delaware River Joint Toll Bridge Commission, at it’s Regular Meeting assembled this 27th day of July 2009 that the Commission, via this Resolution, authorizes the Executive Director to execute a Settlement Agreement, between the Delaware River Joint Toll Bridge Commission and the Louis Berger Group, Inc. for Contract C-380A, Trenton-Morrisville Toll Bridge Rehabilitation and One Auxiliary Northbound Lane Feasibility Study, Preliminary and Final Design and Post Design Services, and associated Consultant Agreement Modification No. 3 in the amount of \$855,000 thereby increasing the total contract value from the not-to-exceed amount of \$6,760,752.00 to \$7,615,752.00.

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“FURTHER RESOLVED, Identify the General Reserve Fund as the source of funds required for payment of any invoices and be it;

“FURTHER RESOLVED, The Executive Director is hereby authorized to approve and execute Modification No. 3 on behalf of the DRJTBC.”

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

ELECTRONIC SURVEILLANCE/DETECTION SYSTEM DESIGN-BUILD-MAINTAIN PROJECT, CONTRACT DB-396A APPROVAL OF CHANGE ORDER NO. 1

R: 1830-07-09 –ENG-02-07-09

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 Hodas 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 27th day of July 2009 that the Commission, via this Resolution, authorize the Executive Director to execute contract Change Order No. 1 to Contract DB-396A: Electronic Surveillance/ Detection System Design-Build-Maintain Project specifying the completion date for the Primary Control Center as being delayed up to one year after Phase 2 is Substantially complete.

“FURTHER RESOLVED, Identify the General Reserve Fund as the source of funds required for payment of any invoices and be it;

“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.

I-78 ROADWAY REHABILITATION CONSTRUCTION MANAGEMENT & CONSTRUCTION INSPECTION SERVICES, CONTRACT CM-424A APPROVAL OF MODIFICATION NO. 2

R: 1831-07-09 – ENG-03-07-09

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

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At the conclusion of the review Commissioner Prevotnik 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 27th day of July 2009 that the Commission, via this Resolution authorize the Executive Director to execute Consultant Agreement Modification No. 2, in the amount of \$93,411.15 and increase the total contract value for the I-78 Roadway Rehabilitation Construction Management & Construction Inspection Services Contract CM-424A from a not-to-exceed amount of \$3,770,359 to \$3,863,770.15, an increase of 2.4%.

“FURTHER RESOLVED, Identify the General Reserve Fund as the source of funds required for payment of any invoices and be it;

“FURTHER RESOLVED, The Executive Director is hereby authorized to approve and execute Modification No. 2 on behalf of the DRJTBC.”

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

FACILITIES TASK ORDER AGREEMENT-NJ ASSIGNMENT, CONTRACT NO. C-454B AWARD OF CONTRACT

R: 1832-07-09 – ENG-04-07-09

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 Prevotnik moved and Commissioner Broughal seconded the adoption of the following Resolution:

“RESOLVED, by the Delaware River Joint Toll Bridge Commission, at it’s Regular Meeting assembled this 27th day of July 2009 that the Commission, via this Resolution, award contract No. C-454B, Facilities Task Order Agreement- NJ Assignment, to CMX Inc. of Manalapan, NJ for a twenty-four (24) month period for a not-to-exceed amount of \$500,000.

“FURTHER RESOLVED, Identify the General Reserve Fund as the source of funds required for payment of any invoices; and be it

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

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

DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

Meeting of July 27, 2009

REPLACEMENT OF COMMISSION HOST COMPUTERS & BRIDGE HOST COMPUTERS FOR EZ PASS SYSTEM, CONTRACT DR-529A

R: 1833-07-09 – ADM-04-07-09

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 Broughal moved and Commissioner Hart seconded the adoption of the following Resolution:

“WHEREAS, the Delaware River Joint Toll Bridge Commission (the Commission) was created, as a body corporate and politic, by a compact between the State of New Jersey and the Commonwealth of Pennsylvania, with the consent of the Congress of the United States (the “Compact”); and

“WHEREAS, the Commission constitutes a public corporation instrumentality of the State of New Jersey and the Commonwealth of Pennsylvania; and

“WHEREAS, the laws of the State of New Jersey and the Commonwealth of Pennsylvania do not apply to the Commission unless complimentary legislation is enacted in both states and approved by Congress; and

“WHEREAS, the Commission nevertheless maintains a practice of receiving bids for ordinary goods and services, consistent with the laws of the State of New Jersey and the Commonwealth of Pennsylvania; and ordinarily awards such purchases after a public bid to the lowest responsive bidder; and

“WHEREAS, the Commission has entered into a contract with TransCore, LP to perform maintenance on the electronic Toll Collection system; and

“WHEREAS, a high state of equipment reliability is required to maintain high lane availability on a 24/7 basis; and

“WHEREAS, the Commission Host Computer (CHC) servers and Bridge Host Computers have reached the end of their useful life and will no longer be supported on a 24/7 basis by Dell Computer; and

“WHEREAS, Transcore, LP is the only vendor who can provide necessary replacement equipment compatible with the existing ETC equipment to maintain the ETC system at peak performance levels so as to minimize any disruption in toll revenue; and

“WHEREAS, legislation previously enacted by the respective States, which was never approved by Congress, would permit the Commission in such a circumstance to enter into a contract with TransCore, LP without the requirement of public bidding; and

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“NOW, THEREFORE, be it resolved, that the Delaware River Joint Toll Bridge Commission, at its regular meeting assembled this 27th day of July 2009, that the Commission, via this resolution, authorizes the Executive Director to issue a sole source purchase order to TransCore, LP in the sum of \$67,137.05 to provide replacement Commission Host Computer servers and Bridge Host Computers to support the continuing operation of the electronic toll system., and identify the General Reserve Fund as the source of funds required for payment and all disbursements.”

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

EZ PASS SYSTEM 2009 SPARE PARTS

R: 1834-07-09 - ADM-05-07-09

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:

“WHEREAS, the Delaware River Joint Toll Bridge Commission (the Commission) was created, as a body corporate and politic, by a compact between the State of New Jersey and the Commonwealth of Pennsylvania, with the consent of the Congress of the United States (the “Compact”); and

“WHEREAS, the Commission constitutes a public corporation instrumentality of the State of New Jersey and the Commonwealth of Pennsylvania; and

“WHEREAS, the laws of the State of New Jersey and the Commonwealth of Pennsylvania do not apply to the Commission unless complimentary legislation is enacted in both States and approved by Congress; and

“WHEREAS, the Commission nevertheless maintains a practice of receiving bids for ordinary goods and services, consistent with the laws of the State of New Jersey and the Commonwealth of Pennsylvania; and ordinarily awards such purchases after a public bid to the lowest responsive bidder; and

“WHEREAS, the Commission has entered into a contract with TransCore, LP to perform maintenance on the Electronic Toll Collection system; and

“WHEREAS, a highly orchestrated spare parts program and a high state of equipment reliability is required to maintain high lane availability on a 24/7 basis; and

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"WHEREAS, Transcore, LP is the only vendor who can provide necessary spare parts support and replacement equipment compatible with the existing ETC equipment to maintain the ETC system at peak performance levels so as to minimize any disruption in toll revenue; and

"WHEREAS, legislation previously enacted by the respective States, which was never approved by Congress, would permit the Commission in such a circumstance to enter into a contract with TransCore, LP without the requirement of public bidding; and

"NOW, THEREFORE, be it resolved, that the Delaware River Joint Toll Bridge Commission, at its regular meeting assembled this 27th day of July 2009, that the Commission, via this resolution, authorizes the Executive Director to issue a sole source purchase order to TransCore, LP in the sum of \$50,670.30 to provide spare parts to support the continuing operation of electronic toll collection system., and identify the Operating Reserve Fund as the source of funds required for payment and all disbursements."

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

COMPACT AUTHORIZED INVESTMENT (CAI) GRANT AWARD-CITY OF TRENTON, NJ, TRENTON CAI PROJECT

R:1835-07-09 - CAI-01-07-09

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 Laurenti 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 27th day of July 2009 that the Commission, via this Resolution, rescinds resolution number R:807-09-09 which awards a grant for the re-alignment of South Warren Street in the City of Trenton and transfers the grant to this new resolution with a change of scope as detailed in the description section of this resolution in the not-to-exceed amount of \$5,309,800 to the City of Trenton, NJ, pending execution of a Compact Authorized Investment Program Grant Agreement.

"FURTHER, RESOLVED, Identify the General Reserve fund as the source of funds required for payment of any invoices; and be it,

"FURTHER RESOLVED, The Executive Director is hereby authorized to approve and execute all documents/agreements on behalf of the DRJTBC."

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

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COMPACT AUTHORIZED INVESTMENT (CAI) GRANT AWARD-CITY OF EASTON, PA

R: 1836-07-09 - CAI-02-07-09

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 Broughal 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 27th day of July 2009 that the Commission, via this Resolution, rescinds resolution number R: 1743-03-09 for the grant amount of \$3,120,000 previously awarded for the Waterfront Improvement Project, and reallocates \$2,100,000 of the grant funds to the City of Easton Waterfront Improvements Project with an updated scope of work as detailed in the attached description section. The grant will be reallocated as such: \$2,100,000 will be utilized for the Waterfront Improvements Project, \$366,000, will be used for the Pedestrian Pathways/Intersection Enhancements & Bike Path projects, \$600,000 has been reimbursed to the City of Easton for the design of the Riverwalk Project, and \$54,000 has been spent on the City’s Trolley project. The total not-to-exceed amount of \$3,120,000 is awarded to the City of Easton, pending execution of a Compact Authorized Investment Program Grant Agreement.

“FURTHER RESOLVED, Identify the General Reserve fund as the source of funds required for all funds disbursed.

“FURTHER RESOLVED, The Executive Director is hereby authorized to approve and execute all documents/agreements on behalf of the DRJTBC.”

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

APPROVE PAYMENT OF INVOICE FOX ROTHSCHILD, PA LEGAL COUNSEL

R: 1837-07-09 - ACCT-01-07-09

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 Hodas moved and Commissioner Laurenti 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 27th day of July 2009 that the Commission, via this Resolution, authorizes payment of invoice numbers #1134757, #1134759, #1134760, #1134762, #1134763, #1134767, #1134768, #1134772, #1134773, #1134774 and #1134776 in the total amount due of \$18,160.32 for Non Capital Improvements to Fox Rothschild, PA Legal Counsel.

“FURTHER RESOLVED, identifying the Appropriate Funds as shown on the invoice distribution sheet as the source required for any and all disbursements.”

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

APPROVE PAYMENT OF INVOICE-STRADLEY RONON, PA LABOR COUNSEL

R: 1838-07-09 - ACCT-02-07-09

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 Hodas moved and Commissioner Laurenti seconded the adoption of the following Resolution:

“RESOLVED, by the Delaware River Joint Toll Bridge Commission, at it’s Regular Meeting assembled this 27th day of July 2009 that the Commission, via this Resolution, adopt a Resolution authorizing approval for payment of invoices dated June 29, 2009 in the total amount of \$5,872.45 for Professional Services Rendered for period ending May 31, 2009 to Stradley Ronon, PA Labor Counsel.

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

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

APPROVAL FOR PAYMENT OF INVOICE- FLORIO, PERUCCI, STEINHARDT AND FADER, NJ LEGAL COUNSEL

R: 1839-07-09 - ACCT-03-07-09

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 Broughal moved and Commissioner Prevotnik 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 27th day of July 2009 that the Commission, via this Resolution, authorizes payment of invoice number #28340 and #28341 dated July 8, 2009 in the total amount due of \$8,067.65 for Non Capital Improvements to Florio, Perrucci, Steinhardt and Fader, NJ Legal Counsel.

“FURTHER RESOLVED, identifying the Appropriate Funds as shown on the invoice distribution sheet as the source required for any and all disbursements.

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

INVITE ANY COMMENTS FROM PUBLIC

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

Mr. Hieshetter, addressed the meeting and stated in regard to his discussion earlier in the meeting, at this time he presented to the Commissioners a map of the proposed tree removal, from the original plans.

This material will be set forth on page A-7 of the supplement to the minutes of this meeting

SCHEDULING OF THE SEPTEMBER 2009 MEETING

Chairman DeGerolamo addressed the Meeting and stated that the Commission's next meeting will be held September 29, 2009.

The Meeting will be called to Order at 10:30 a.m. in the Boardroom at the New Hope Headquarters and Administration Building, New Hope Pennsylvania 18938-9579, on Tuesday, September 29, 2009.

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

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ADJOURNMENT

Chairman DeGerolamo invited a motion for Adjournment.

Commissioner Hart then moved that the Meeting be adjourned and Commissioner Laurenti seconded the motion. The voice vote was unanimously affirmative and the Meeting was adjourned at 11:52 a.m., Monday, July 27, 2009.

Prepared and submitted by:


WENDY VADOLA READING
Assistant Secretary Treasurer to the Commission

Approved by:


FRANK G. McCARTNEY
Executive Director