

**DELAWARE RIVER**  
**JOINT TOLL BRIDGE COMMISSION**  
**MINUTES**  
**MEETING OF SEPTEMBER 29, 2008**

**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

VACANT

**PENNSYLVANIA**

HONORABLE GAETAN J. ALFANO  
**Vice Chairman**

HONORABLE MELISSA HELLER

VACANT

HONORABLE BERNARD GRIGGS, JR.

HONORABLE JOHN PREVOZNIK  
**Secretary-Treasurer**

Revised 10/07

**DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION**

**STANDING COMMITTEES**

**FINANCE, INSURANCE, MANAGEMENT OPERATIONS**

PENNSYLVANIA: Alfano, Vacant  
NEW JERSEY: Hart\*, Zikas

**HUMAN RESOURCES, AFFIRMATIVE ACTION AND TRAINING AND SAFETY**

PENNSYLVANIA: Griggs, Vacant  
NEW JERSEY: Hodas\*, Vacant

**PROJECTS, PROPERTY AND EQUIPMENT**

PENNSYLVANIA: Griggs\*, Alfano  
NEW JERSEY: Hart, Hodas

**CONTRACTS SUB-COMMITTEE**

PENNSYLVANIA: Griggs\*, Alfano  
NEW JERSEY: DeGerolamo, Hodas

**CAI COMMITTEE**

PENNSYLVANIA: Alfano, Vacant  
NEW JERSEY: DeGerolamo\*, Hart

**AUDIT COMMITTEE**

PENNSYLVANIA: Prevoznik\*, Heller, Alfano  
NEW JERSEY: DeGerolamo, Hart

**PROFESSIONAL SERVICES COMMITTEE**

PENNSYLVANIA: Alfano\*, Heller  
NEW JERSEY: Vacant, Zikas

\*Chairman of Committee

**DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION**  
**RECAPITULATION OF COMMITTEE MEMBERSHIP**  
**2008**

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

**DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION**

**PROFESSIONAL ASSOCIATES**

**CONSULTING ENGINEERS**

TRANSYSTEM/LICHTENSTEIN 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**

VACANT

**COMMUNICATIONS CONSULTANT**

BELLEVUE COMMUNICATIONS  
Philadelphia, Pennsylvania

**INVESTMENT MANAGEMENT**

COMMERCE CAPITAL MARKETS  
Philadelphia, Pennsylvania

Revised 2008

# DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

ORGANIZATION CHART  
FRIDAY, SEPTEMBER 26, 2008

## 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**

**Acting Director of Community  
Affairs**  
**Richard McClellan**

**Director of Policy & Planning**  
**Glenn Reibman**

**Chief Administrative  
Officer**  
**Arnold Conoline**

**Director of Human Resources**  
**Patrick Heron**

**Acting Director of Purchasing**  
**Fred Fields**

**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**



# DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

Meeting of September 29, 2008

## INDEX TO MINUTES

	PAGE
1. Call to Order .....	1
2. Appearances.....	1 - 2
3. Roll Call.....	2
4. Welcoming Remarks of Chairman .....	3
5. Introduce any Comments from the Public .....	3
6. Executive Director's Report .....	3 - 5
7. Approval of Minutes- Meeting held July 28, 2008 .....	5
8. Approval of Operations Report Months Of July and August 2008 .....	5
9. Approval of New Jersey State Police Extension Agreement No. 3.....	6
10. Approval of Pennsylvania State Police Extension Agreement No. 3.....	6 - 7
11. Award of Contract T-500-Trenton Morrisville Administration Building Elevator Modernization .....	7
12. Award of Contract T/TS 518A Asbestos Abatement Part 1 and Part 2.....	7 - 8
13. Compact Authorized Investment Grant Award- Township of Lower Mount Bethel, PA .....	8
14. Compact Authorized Investment Grant Award- Holland Township, NJ.....	8 - 9
15. Compact Authorized Investment Grant Award- The Township of Knowlton, NJ .....	9



# DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

Meeting of September 29, 2008

## INDEX TO MINUTES

	PAGE
16. Compact Authorized Investment Grant Award-Township of Phillipsburg .....	10 - 11
17. Engage Arbitrage Rebate Consultant .....	11
18. Engage Consultants for Financial Management Systems Needs Assessment .....	11 - 12
19. Approval of Retiree Health Insurance Benefits-Robert Spadoni, Easton Phillipsburg Toll Bridge .....	12
20. Appointment of Carlos Bush to the Position of Bridge Officer Southern Division.....	12 - 13
20. Appointment of Robert Tilwick to the Position of Maintenance Worker III, Northern Division.....	13
21. Appointment of Amy Kearns to the Position of Account Payable Specialist/Bookkeeper .....	13 - 14
22. Appointment of John Matthews to the Position of Management Information Specialist, Information Technology Department.....	14
23. Termination of Kenneth Smith, Toll Collector Trenton- Morrisville Toll Bridge.....	14 - 15
24. Award of Contract DB-427D-Customer Service Center/Violation Processing Center Design Build, Operate and Maintain.....	15
25. Award Contract C-4442A Phase 1 Rehabilitation & Concept Study for the Washington Crossing Toll Supported Bridge .....	16
26. Concept Study, Design and Construction Services for the Rehabilitation of the Black Eddy-Milford Toll Supported Bridge .....	16 - 17



# DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

Meeting of September 29, 2008

## INDEX TO MINUTES

	PAGE
27. Approval of Payment of Invoice Fox Rothschild in the amount of \$36,076.57 .....	17
28. Approval of Payment of Invoice Florio, Perrucci Steinhart and Fader, NJ Legal Counsel in the amount of \$21,338.05 .....	18
29. Approval of Payment of Invoice Wolff & Samson in the Amount of \$8,357.00 .....	18
30. Approval for Payment of Invoice Stradley Ronon in the amount of \$3,400.00 .....	19
31. Approval of Invoice -2008 Conversion Closing Cost in the amount of \$617,409.00 .....	19 - 20
32. Introduce Any Comments From the Public or Press .....	20 - 23
33. Scheduling of the October 2008 Meeting .....	23
34. Adjournment .....	23 - 24

# **DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION**

**Meeting of September 29, 2008**

## **CALL TO ORDER**

The Regular Monthly Meeting of the Delaware River Joint Toll Bridge Commission was Called to Order at the Inn at Lambertville Station, 11 Bridge Street, Lambertville, New Jersey 08530 in the Riverside Room, on Monday, September 29, 2008 at 10:47 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. Melissa Heller (Pennsylvania)  
Hon. John Prevost (Pennsylvania)  
Hon. William Hodas (New Jersey)  
Hon. Bernard Griggs (Pennsylvania) (Via Conference Call)  
Hon. Harry Zikas, Jr. (New Jersey)

### **COMMISSION MEMBERS ABSENT:**

Hon. Donald Hart (New Jersey)

### **COMMISSION GENERAL COUNSEL:**

Marcel Groen Fox Rothschild, Pennsylvania Legal Counsel  
Levin Czubaroff Fox Rothschild, Pennsylvania Legal Counsel  
Mark Peck, Florio, Perrucci, Steinhardt and Fader (New Jersey Legal Counsel)

### **COMMISSION LABOR COUNSEL:**

Jonathan Bloom, Stradley Ronon, Pennsylvania Labor Counsel  
John Casey, Wolff and Samson, New Jersey Labor Counsel

### **GOVERNORS REPRESENTATIVES:**

BJ Clark, PA Governor's Office  
Alex Ficken, PA Governor's Office  
Maura Tully, NJ Governor's Authority Unit

# **DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION**

**Meeting of September 29, 2008**

## **REPRESENTING THE COMMISSION'S COMMUNICATIONS CONSULTANTS: BELLEVUE COMMUNICATIONS**

Pete Peterson, Bellevue Communications

## **COMMISSION STAFF MEMBERS:**

Frank G. McCartney, Executive Director  
Frank J. Tolotta, Deputy Executive Director of Operations  
George Alexandridis, Chief Engineer  
Joseph Donnelly, Deputy Executive Director of Communications  
Arnold Conoline, Chief Administrative Officer  
Sean McNeeley, Chief Financial Officer  
Stephen Cathcart, Comptroller  
Patrick Heron, Director of Human Resources  
Richard McClellan, Acting Director of Community Affairs

## **OTHERS:**

Don Mauer, STV  
Endriea Frazier, Legion Design  
Charles Liegel, Legion Design  
John Emilius, GEOD Corp.  
Lou Ferrone, Easton Parking Authority  
Graham Simmons, Easton Parking Authority Solicitor  
Bob Piwonski, Morrisville Resident  
Ray Kostar, Morrisville Resident  
Jamie Hartranft, City of Easton  
Mayor Sal Panto, Mayor of the City of Easton  
Dave Hopkins, City of Easton  
George Mattar, Bucks County Courier Times  
Kathy Diringer, NJ DOT  
Richard Thulin, Arcadia Properties  
Andy Baia, Arcadia Properties  
David Stafford, Mercadian  
Curt Yeske, Trenton Times

## **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 three members present from New Jersey.

## **DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION**

**Meeting of September 29, 2008**

### **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 or Press on items pertaining to today's Agenda.

Morrisville Resident Robert Powonski addressed the meeting and requested information regarding the Third State Police Extension Agreement that is to be approved at today's meeting. Mr. Powonski requested an explanation of the services State Police will be providing.

Executive Director McCartney replied that the State Police will provide all police services on Commission bridges, facilities, ect.

### **EXECUTIVE DIRECTORS REPORT**

Today marks the last time that the Commission is scheduled to hold its monthly business meeting at the Inn at Lambertville Station.

Next month, we anticipate holding our first meeting in the new Director's Room at the expanded administration building adjacent to the New Hope-Lambertville Toll Bridge.

Hopefully, the financial crisis currently gripping the nation will be old news by that time. But, at this particular moment, there is no getting around the fact that the financial crisis commands constant attention by our agency.

As a public institution that is in the throes of an ambitious and sorely needed Capital Improvement Program, the chaos in the financial markets and the tightening of credit in the banking industry are unnerving developments.

For the past two weeks, Chief Financial Officer Sean McNeeley and his team of dedicated professionals have been monitoring the situation on a daily basis to ascertain any potential material impacts to our investments, our debt or deposits.

The Commission had no direct exposure with respect to the Lehman Brothers liquidation.

With respect to Fannie Mae and Freddie Mac, while the Commission holds bonds at both these institutions, there is no negative impact to these holdings, our principal or investment earnings. Moreover, we did not hold any stock in either Fannie Mae or Freddie Mac; equity stockholders of these institutions were the ones negatively impacted by the federal takeover.

Also, the Commission has avoided any negative consequences so far from Bank of America's purchase of Merrill Lynch.



## DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

Meeting of September 29, 2008

As if to underscore the volatility in the markets, City Bank this weekend announced that it is buying Wachovia Bank at \$1 a share. Wachovia is the bank where we keep our deposits and what this development means is that Wachovia has not failed and our deposits are secure.

We're also paying close attention to other developments in the money markets. The Securities Industry and Financial Markets Association Municipal Swap Index reset last week at 7.96 percent and our bonds reset below that mark. For the record, our B-1 bonds reset at 7.91 percent and our B-2s at 6.5 percent. In fact, our net borrowing rate this past week was 3.48 percent.

Finally, I want to call attention to the recent upgrading of our bonds to triple-A status by Standard & Poor's and Moody's Corporation.

Our Auction Rate Securities conversion was a major factor for this development, but other factors also were at play:

- Commission funds are invested according to a policy that prizes stability and preservation of capital.
- The vast majority – 95 percent – of the Commission's funds are invested in or backed by the federal government.
- The Commission does not make equity investments and has not had any losses as a result of the recent turmoil.
- While preservation of capital is the highest goal of the Commission's investment policy, the Commission's funds are also liquid and available for operating and capital needs, and exceeding the targeted earnings benchmark.

While the situation remains unnerving and warrants constant due diligence, the Commission is at least in a position – for the moment – where it can continue moving forward with its agenda and current array of programs.

Before I close my comments, I want to call attention to one notable event that occurred only yesterday – the end of the biker/hiker shuttle service the Commission provided at the Milford/Montague Toll Bridge this past summer.

We initiated the shuttle service to help bicyclists and pedestrians after the rehabilitation project at the bridge necessitated the closure of the facility's walkway. Recognizing the importance of outdoor recreation in the regional economy in that section of our jurisdiction, we provided the shuttle service to ensure maximum public safety and to maintain our standing as good neighbor with the communities we serve.

The usage levels were extremely underwhelming – only 166 trips involving 234 passengers as of last week. But usage statistics only tell one part of the story. The real success of the shuttle lies in the fact that accidents and injuries were mitigated if not entirely prevented by virtue of this shuttle program.

## **DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION**

**Meeting of September 29, 2008**

As has always been the case, safety and security remains a constant priority at all of our crossings.

### **APPROVAL OF MINUTES FOR COMMISSION MEETING HELD JULY 28, 2008**

**R: 1612-09-08 - ADM-01-09-08**

Chairman DeGerolamo addressed the meeting and invited the introduction of a Resolution approving the Minutes of the Commission Meeting held July 28, 2008.

At the conclusion of the review, Commissioner Prevoznik 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 29th day of September, that the Minutes of the Commission Meeting held on July 28, 2008, 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-MONTHS OF JULY AND AUGUST 2008**

**R: 1613-09-08 - ADM-02-09-08**

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 Prevoznik 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 29th day of September that the Commission, via this Resolution, acknowledges receipt, understanding and authorizes filing of the report entitled, 'Operations Report, Month of July and August 2008, 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.



# DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

Meeting of September 29, 2008

## AUTHORIZE APPROVAL OF THE NEW JERSEY POLICE EXTENSION AGREEMENT NO. 3

R: 1614-09-08- PROF-01-09-08

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

**"RESOLVED** by the Delaware River Joint Toll Bridge Commission, at its Regular Meeting assembled this 29th day of September 2008, that the Commission via this Resolution, authorizes the Executive Director to sign the extension agreement for services with the New Jersey State Police, extending the current agreement scheduled to expire on September 30, 2008 to an expiration date of October 30, 2008."

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

## AUTHORIZE APPROVAL OF THE PENNSYLVANIA STATE POLICE EXTENSION AGREEMENT NO. 3

R-1615-09-08 – PROF-02-09-08

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

Vice Chairman Alfano addressed the meeting and said:

*"I would just like to note for the record that in private practice in my law firm I have the honor of representing the Pennsylvania State Police, so I have to recuse myself on this vote.*

*I also have to recused myself from any discussion of this contract with the Pennsylvania State police."*

At the conclusion of the review, Commissioner Hodas moved and Commissioner Prevotnik seconded the adoption of the following Resolution:

**"RESOLVED**, by the Delaware River Joint Toll Bridge Commission, at its Regular Meeting assembled this 29th day of September 2008, that the Commission via this Resolution, authorizes the Executive Director to sign the extension agreement for services with the Pennsylvania State Police, extending the current agreement scheduled to expire on September 30, 2008 to an expiration date of October 30, 2008."

## **DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION**

**Meeting of September 29, 2008**

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

### **AWARD OF CONTRACT T-500 TRENTON MORRISVILLE ADMINISTRATION BUILDING ELEVATOR MODERNIZATION PROJECT**

**R:1616-09-08 – ENG-04-09-08**

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 Zikas moved and Commissioner Alfano seconded the adoption of the following Resolution:

**"RESOLVED**, by the Delaware River Joint Toll Bridge Commission, at its Regular Meeting assembled this 29th day of September 2008, that the Commission via this Resolution, award the Trenton – Morrisville Administration Building Elevator Modernization Project to the lowest responsible bidder, United States Elevator of Fairfield, NJ in the amount of \$400,000.00; and

**"FURTHER RESOLVED**, Identify the General Reserve 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.

### **AWARD OF CONTRACT T/TS 518A- ASBESTOS ABATEMENT- PART 1 AND PART 2**

**R: 1617-09-08 –ENG-05-09-08**

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 Zikas moved and Commissioner Alfano seconded the adoption of the following Resolution:

**"RESOLVED**, by the Delaware River Joint Toll Bridge Commission, at its Regular Meeting assembled this 29th day of September 2008, that the Commission via this Resolution, award the Asbestos Abatement - Part 1 and Part 2 project to the lowest responsible bidder, Plymouth Environmental Co., Inc. of Norristown, PA, for an amount of \$34,400.00; and

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

## **DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION**

**Meeting of September 29, 2008**

**"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.

### **COMPACT AUTHORIZED INVESTMENT GRANT AWARD- TOWNSHIP OF LOWER MOUNT BETHEL, PA**

**R: 1618-09-08 – CAI-01-09-08**

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 Zikas seconded the adoption of the following Resolution:

**"RESOLVED** by the Delaware River Joint Toll Bridge Commission, at its Regular Meeting assembled this 29th day of September 2008, that the Commission via this Resolution, rescinds the previous resolution number R: 872-12-05 with ADM 07-12-05 for the grant amount of \$1,175,700 and increase it with a new award supplement of \$114,000 to equal an award of a new grant in the not-to-exceed amount of \$1,319,700 to the Township of Lower Mount Bethel, PA, pending execution of a Compact Authorized Investment Program Grant Agreement, and, identify the General Reserve Fund as the source of funds required for payment (s) to the Township of Lower Mount Bethel, PA for the completion of the improvement(s) based upon their application; and

**"FURTHER RESOLVED**, Identify the General Reserve Fund as the source of funds required for all fund disbursed; and

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

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

### **COMPACT AUTHORIZED INVESTMENT GRANT AWARD-HOLLAND TOWNSHIP NJ**

**R:1619-09-08 – CAI-02-09-08**

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 Zikas moved and Commissioner Prevoznik seconded the adoption of the following Resolution:



## DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

Meeting of September 29, 2008

**“RESOLVED**, by the Delaware River Joint Toll Bridge Commission at its Regular Meeting assembled this 29th day of September 2008, that the Commission via this Resolution, authorizes the Commission rescinds resolution number R: 1341-06-07 with ADM 09-06-07 for the grant amount of \$718,100 and increases it with a new award supplement of \$120,000 to equal an award of a new grant in the not-to- exceed amount of \$838,100.00 to Holland Township, NJ, pending execution of a Compact Authorized Investment Program Grant Agreement, and, identify the General Reserve Fund as the source of funds required for payment(s) to Holland Township, NJ for the completion of the improvement(s) based upon their application; and

**“FURTHER RESOLVED**, Identify the General Reserve Fund as the source of funds required for all fund disbursed; and

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

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

### COMPACT AUTHORIZED INVESTMENT GRANT AWARD-THE TOWNSHIP OF KNOWLTON, NJ

**R: 1620-09-08 – CAI-03-09-08**

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 Zikas moved and Commissioner Alfano seconded the adoption of the following Resolution:

**“RESOLVED**, by the Delaware River Joint Toll Bridge Commission at its Regular Meeting assembled this 29th day of September 2008, that the Commission via this Resolution, award a grant in the not-to-exceed amount of \$206,800 to the Township of Knowlton, NJ pending execution of a Compact Authorized Investment Program Grant Agreement, and, identify the General Reserve Fund as the source of funds required for payment(s) to the Township of Knowlton, NJ for the completion of the improvement(s) based upon their application; and

**“FURTHER RESOLVED**, Identify the General Reserve Fund as the source of funds required for all fund disbursed; and

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

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 September 29, 2008

COMPACT AUTHORIZED INVESTMENT GRANT AWARD- TOWN OF  
PHILLIPSBURG, NJ

R:1621-09-08 – CAI-04-09-08

Chairman DeGerolamo addressed the meeting and stated:

*I would just like to put on the record that I am exercising Roberts Rules of Order for this topic. Roberts Rules states, when there is not enough of a quorum, and when someone needs to recuse themselves, then that person has the ability to vote, and based on the affirmative vote of my two Commissioners from New Jersey and the rest of the Commissioners from Pennsylvania, I will also vote in the affirmative on this issue, and refer the Chair to the Executive Director, or my designee which would have been Donald Hart.*

Executive Director, Frank McCartney 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 Zikas seconded the adoption of the following Resolution:

**“RESOLVED**, by the Delaware River Joint Toll Bridge Commission at its Regular Meeting assembled this 29th day of September 2008, that the Commission via this Resolution, awards a grant in the not-to-exceed amount of \$429,422.00 to the Town of Phillipsburg, NJ, pending execution of a Compact Authorized Investment Program Grant Agreement, and, identify the General Reserve Fund as the source of funds required for payment(s) to the Town of Phillipsburg, NJ for the completion of the improvements(s) based upon their application

**“FURTHER RESOLVED**, Identify the General Reserve Fund as the source of funds required for all fund disbursed; and

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

At the conclusion of the vote Executive Director McCartney requested a roll call on the resolution approving the CAI award grant to the Town of Phillipsburg.

New Jersey Commissioners

David DeGerolamo	Yes
William Hodas	Yes
Harry Zikas	Yes

Pennsylvania Commissioners

Gaetan Alfano	Yes
Melissa Heller	Yes
John Prevoznik	Yes
Bernard Griggs	Yes

## **DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION**

### **Meeting of September 29, 2008**

At the conclusion of the Roll, Executive Director Frank McCartney invited further questions on the Resolution, but no further questions were presented. The Resolution was unanimously adopted.

#### **ENGAGE ARBITRAGE REBATE CONSULTANT**

**R: 1622-09-08 – FIN-01-09-08**

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

Vice Chairman Alfano addressed the meeting and stated for the record and the public this is a service that we are required to engage pursuant to our financing obligation.

Stephen Cathcart, Comptroller reported as a result of the Commissions tax exempt bond status, it is required every five years.

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

**“RESOLVED**, by the Delaware River Joint Toll Bridge Commission at its Regular Meeting assembled this 29th day of September, that the Commission via this Resolution authorizes the Executive Director to engage PFM to perform a Arbitrage Rebate Calculation services for the Series 2003 & 2005 bond issue in the total amount of \$11,000.00”

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

#### **ENGAGE CONSULTANTS FOR FINANCIAL MANAGEMENT SYSTEMS NEEDS ASSESSMENT**

**R: 1623-09-08 – FIN-02-09-08**

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 Zikas moved and Commissioner Alfano seconded the adoption of the following Resolution:

**“RESOLVED**, by the Delaware River Joint Toll Bridge Commission at its Regular Meeting assembled this 29th day of September 2008, that the Commission via this Resolution, authorizes the Executive Director to engage SMART Business Advisory Services to provide Financial Management System Needs Assessment Consulting Services in the total amount of \$154,442.00.



## **DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION**

### **Meeting of September 29, 2008**

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

#### **APPROVAL OF RETIREE HEALTH INSURANCE BENEFITS ROBERT SPADONI EASTON-PHILLIPSBURG TOLL BRIDGE**

**R:1624-09-08 – HR-01-09-08**

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 Alfano seconded the adoption of the following Resolution:

**“RESOLVED**, by the Delaware River Joint Toll Bridge Commission at its Regular Meeting assembled this 29th day of September 2008, that the Commission via this Resolution, subject to applicable practices and procedures, the Commission approves payment of retirement benefits to Robert Spadoni who plans to retire January 30, 2009 subject to timely and continuing receipt of applicable retiree co-payment.”

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

#### **APPOINTMENT OF CARLOS BUSH TO THE POSITION OF BRIDGE OFFICER SOUTHERN DIVISION**

**R:1625-09-08 – HR-02-09-08**

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 Prevoznik seconded the adoption of the following Resolution:

**“RESOLVED**, by the Delaware River Joint Toll Bridge Commission at its Regular Meeting assembled this 29th day of September, that the Commission via this Resolution, authorizes the appointment of Carlos Bush to the Southern Division Toll Supported Bridge Officer position at the Calhoun St. Bridge with starting compensation established at \$32,321 per annum, which is the minimum step in the pay range for the Bridge Officer position (\$32,321 - \$41,247), pending satisfactory completion of the required personnel processing; and

**“FURTHER RESOLVED**, that the Commission authorizes the Executive Director to effect the employment of Carlos Bush to the Bridge Officer position, pending satisfactory completion of the required personnel processing.”

## **DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION**

**Meeting of September 29, 2008**

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

### **APPOINTMENT OF ROBERT TILWICK TO THE POSTION OF MAINTENANCE WORKER III NORTHERN DIVISION**

**R:1626-09-08 – HR-03-09-08**

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 Zikas seconded the adoption of the following Resolution:

**“RESOLVED**, by the Delaware River Joint Toll Bridge Commission at its Regular Meeting assembled this 29th day of September 2008, that the Commission via this Resolution, authorizes the appointment of Robert Tilwick to the position of Maintenance Worker III in Northern Division with compensation fixed at \$30,791 per annum, which is the minimum step in range for the Maintenance Worker III position (\$30,791-\$39,289), pending satisfactory completion of the required personnel processing; and

**“FURTHER RESOLVED**, that the Commission authorizes the Executive Director to effect the employment of Robert Tilwick to the Maintenance Worker III position on or after October 27, 2008, pending satisfactory completion of the required personnel processing.”

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

### **APPOINTMENT OF AMY KEARNS TO THE POSITION OF ACCOUNT PAYABLE SPECIALIST/ BOOKKEEPER, ADMINISTRATION ACCOUNTING DEPARTMENT**

**R:1627-09-08 – HR-04-09-08**

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 its Regular Meeting assembled this 29th day of September 2008, that the Commission via this Resolution, authorizes the appointment of Amy Kearns to the vacant Accounts Payable Specialist/Bookkeeper position in the Accounting Department with starting compensation established at \$37,067 per annum, which is the minimum step in the pay range for the Accounts Payable Specialist/Bookkeeper position (\$37,067 - \$47,308), pending satisfactory completion of the required personnel processing; and



## **DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION**

**Meeting of September 29, 2008**

**"FURTHER RESOLVED**, that the Commission authorizes the Executive Director to effect the employment of Amy Kearns to the Accounts Payable Specialist position, pending satisfactory completion of the required personnel processing."

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

### **APPOINTMENT OF JOHN MATTHEWS TO THE POSTION OF MANAGEMENT INFORMATION SPECIALIST, INFORMATION TECHNOLOGY DEPARTMENT**

**R:1628-09-08 – HR-05-09-08**

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

**"RESOLVED**, by the Delaware River Joint Toll Bridge Commission at its Regular Meeting assembled this 29th day of September 2008, that the Commission via this Resolution, authorizes the appointment of John Matthews to the vacant Management Information Specialist position in the Information Technology Department with starting compensation established at \$56,452 per annum, which is the minimum step in the pay range for the Management Information Specialist position (\$56,452 - \$75,269), pending satisfactory completion of the required personnel processing; and

**"FURTHER RESOLVED**, that the Commission authorizes the Executive Director to effect the employment of John Matthews to the Management Information Specialist position, pending satisfactory completion of the required personnel processing."

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

### **TERMINATION OF KENNETH SMITH, TOLL COLLECTOR TRENTON MORRISVILLE TOLL BRIDGE**

**R:1629-09-08 – HR-06-09-08**

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 Prevoznik seconded the adoption of the following Resolution:

## **DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION**

### **Meeting of September 29, 2008**

**"RESOLVED**, by the Delaware River Joint Toll Bridge Commission at its Regular Meeting assembled this 29th day of September 2008, that the Commission via this Resolution, authorizes the termination of the employment of Kenneth Smith for the good of the Commission; and

**"FURTHER RESOLVED**, that the Commission authorizes the Executive Director to effect the termination of the employment of Kenneth Smith."

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

### **AWARD OF CONTRACT DB-427D CUSTOMER SERVICE CENTER/ VIOLATION PROCESSING CENTER DESIGN, BUILD, OPERATE AND MAINTAIN**

**R:1630-09-08 – ENG-01-09-08**

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

Vice Chairman Alfano addressed the meeting and stated that he has to recuse himself of any discussion involving the award of this contract. He further stated his private practice represents a subcontractor to one of the firms that were being considered for this award. He then stated it was not ETC Corporation, but a different firm. He then addressed the meeting and requested to be recorded as recusing himself from this vote, and if any activity is needed by the Vice Chairman he designates John Prevoznik to act in his behalf.

At the conclusion of the review Commissioner Prevoznik 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 29th day of September 2008 that the Commission via this Resolution, authorize the Executive Director, in consultation with the Chair and Vice Chair of the Commission, to award the Customer Service Center / Violation Processing Center Design, Build, Operate and Maintain to the DBOM Team whose proposal has been deemed qualified through the RFP procurement process and determined to be fair, reasonable and in the best interest of the Commission. This award is to be ratified by the full Commission at the next available Commission Meeting following award by the Executive Director; and

**"FURTHER RESOLVED**, Identify the General Reserve 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 further questions on the Resolution, but no further questions were presented. The Resolution was adopted

## **DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION**

**Meeting of September 29, 2008**

### **AWARD OF CONTRACT C-442A PHASE 1 REHABILITATION & CONCEPT STUDY FOR THE WASHINGTON CROSSING TOLL SUPPORTED BRIDGE**

**R:1631-09-08 – ENG-02-09-08**

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 Zikas moved and Commissioner Prevoznik seconded the adoption of the following Resolution:

**“RESOLVED**, by the Delaware River Joint Toll Bridge Commission at its Regular Meeting assembled this 29th day of September 2008, that the Commission via this Resolution, ratify the Executive Director’s decision made in consultation with the Chair and Vice Chair of the Commission, to award the contract Phase 1 Rehabilitation & Concept Study for the Washington Crossing Toll Supported Bridge, Contract C-442A, to Dewberry-Goodkind, Inc. of Carlisle, Pennsylvania, for a fee not-to-exceed \$895,120.16; and

**“FURTHER RESOLVED**, Identify the General Reserve 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 further questions on the Resolution, but no further questions were presented. The Resolution was adopted.

### **CONCEPT STUDY, DESIGN AND CONSTRUCTION SERVICES FOR THE REHABILITATION OF THE OF THE UPPER BLACK EDDY-MILFORD TOLL SUPPORTED BRIDGE**

**R: 1632-09-08 – ENG-03-09-08**

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

Commissioner Heller addressed the meeting and requested to be recorded as recusing herself from this vote.

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

**“RESOLVED**, by the Delaware River Joint Toll Bridge Commission at its Regular Meeting assembled this 29th day of September 2008, that the Commission via this resolution, authorize 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



## DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

### Meeting of September 29, 2008

RFLOI / RFP procurement process and determined to be fair, reasonable and in the best interest of the Commission. This award is to be ratified by the full Commission at the next available Commission Meeting following award by the Executive Director; and

**"FURTHER RESOLVED**, Identify the General Reserve 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 further questions on the Resolution, but no further questions were presented. The Resolution was adopted.

### **APPROVAL FOR PAYMENT OF INVOICE FOX ROTHSCHILD, PENNSYLVANIA LEGAL COUNSEL**

**R: 1633-09-08 - ACCT-01-09-08**

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 Alfano 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 29th day of September 2008, that the Commission via this Resolution, authorizes payment of invoice numbers #1043981, #1043993, #1043994, #1043990, #1043991, #1051078, #1052878, #1052880, #1052867, #1052876, #1052872, #1052875, #1043979, #1043987, #1043980, #1043982, #1043984, #1043986, #1043998, #1043997, #1043996, #1043992, #1043983, #1043988, #1043989, #1043995, #1043999, #1044002, #1043985, #1052881, #1052882, #1052883, #1052866, #1052868, #1052869, #1052870, #1052877, and #1052871 dated July 18, 2008 and August 21, 2008 in the total amount due of \$36,076.57 for Capital and Non Capital Improvements to Fox Rothschild PA Legal Counsel; and

**"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, but no questions were presented. The Resolution was unanimously adopted.



## **DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION**

**Meeting of September 29, 2008**

### **APPROVAL FOR PAYMENT OF INVOICES FLORIO, PERRUCCI, STEINHARDT AND FADER**

**R: 1634-09-08 - ACCT-02-09-08**

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 Alfano 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 29th day of September 2008, That the Commission that the Commission via this Resolution, authorizes payment of invoice invoices #18528, #18529, #18531, and #19463 dated August 4, 2008 and September 4, 2008 in the total amount due of \$21, 338.05 for Capital and Non Capital Improvements to Florio, Perrucci, Steinhardt and Fader, NJ Legal Counsel; and

**“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, but no questions were presented. The Resolution was unanimously adopted.

### **APPROVAL FOR PAYMENT OF INVOICES WOLFF AND SAMSON**

**R: 1635-09-08 - ACCT-03-09-08**

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 Alfano 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 29th day of September 2008, that the Commission via this Resolution, authorizes payment of invoice invoices dated August 14, 2008 and September 15, 2008 in the amount of \$8,357.00 to Wolff and Samson, New Jersey Labor Counsel; and

**“FURTHER RESOLVED**, identifying 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.

## **DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION**

**Meeting of September 29, 2008**

### **APPROVAL FOR PAYMENT OF INVOICES STRADLEY RONON**

**R: 1636-09-08 - ACCT-04-09-08**

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 Alfano 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 29th day of September 2008, that the Commission via this Resolution, authorizes payment of invoice dated August 15, 2008 in the total amount of \$3,400.00 for Professional Services Rendered for period July 2008 through July 31, 2008 to Stradley Ronon, Labor Counsel; and

**“FURTHER RESOLVED**, identifying 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 OF INVOICES- 2008 CONVERSION CLOSING COST**

**R: 1637-09-08 - ACCT-05-09-08**

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 Alfano 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 29th day of September 2008, that the Commission via this Resolution, authorizes payment of invoice to Bond Counsel, Parker McCay \$118,209.50 and Dilworth Paxson, \$120,000.00; Financial Advisor, NW Financial \$60,000.00; Trustee & Counsel, TD Bank \$6,500.00; Auditor, Mercadian \$10,000.00; Ratings, Moodys \$32,264.00 and Standard & Poors \$28,350.00; Printing, Network Financial Printing \$5,635.50; Underwriters Counsel Ballard Spahr \$66,500.00 and Cozen O'Connor \$64,000.00; MBIA Counsel, Kutak Rock \$10,000.00; Letter of Credit Bank, Dexia \$25,000.00 and Dexia Foreign Counsel (Admin Fee) \$1,500; Letter of Credit Counsel, Nixon Hargrave \$45,000.00 and Trustee Counsel, Kinspry \$10,000. The total amount due for closing cost for 2008 conversion is in the amount of \$602,959.00; and



## DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

Meeting of September 29, 2008

**“FURTHER RESOLVED**, identifying 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.

### INVITE ANY COMMENTS FROM PUBLIC OR PRESS

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

Mayor Sal Panto, addressed the meeting and said:

*“Thank you, Mr. Chairman, good morning. I am Sal Panto, Mayor of the City of Easton. I addressed you at your July meeting and with me today, I have Mr. Richard Thulin of Arcadia Properties. Just to give you a quick update. We thought we were on the agenda. I understand now it is delayed until October, so I would like to just give you a quick update. The good news is the project is moving forward. The federal judge ruled against the appeal of Delaware River Keepers, so we are moving forward now on the actual approval process in the City, by the end of the year. Richard Thulin is here with me today to give you an update on the actual status of the project itself.”*

Richard Thulin addressed the meeting and said:

*“We in Northampton, the Transit Authority, lead this collaborated group to redesign the project, so we're proceeding in earnest right now with our engineer, design engineers to get that further along and move to final costing of the project. Right now, we are working towards a targeted start of construction on or about April 1st of '09 and for completion about seven months later, November, December time frame. So we would be able to complete the project by the end of December of next year.”*

Executive Director McCartney, apologized for the miscommunication, but the Commissioners determined that due to the volume of requests we have had for extensions, It would be better to do them all at once to ensure clarification on the extension requests.

Chairman DeGerolamo then invited any other comments from the public or press.

John Emilius, from GEOD Corp, addressed the meeting and said:

*“Good morning. I am the owner of a land survey area mapping firm. My firm is a certified small business enterprise by the State of New Jersey, and I'm here this morning to voice my concern over the recently authorized MWBE participation program. The MWBE participation program is having a negative impact on my small business in procuring subcontract work with the Bridge Commission. The reason being, is my firm provides surveying and mapping, and typically works as*

## DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

Meeting of September 29, 2008

*a subcontractor to large design firms. An engineering design firm will typically sub out work that they don't do in-house. They try to sub out what they don't primarily do in-house and those services, one of them being land surveying. Under the new pilot program, it puts my firm at a big disadvantage because firms now are really only looking for MWBE firms to sub out to. Perfect example recently, the Bridge Commission put out the open road tolling study design contract a couple months ago. I called up a couple engineering firms, was successful on getting on their teams, had commitments from them, and then an addendum came out from the Bridge Commission basically stating this new pilot program, that clients had to be in a ten percent subcontract hold. All prime firms called me up and said, you know, because of this new program, we have to sub out to an MWBE firms. Therefore, John, we are going to take you off the team. The State of New Jersey, about five years ago, used to have an MWBE program. They replaced it with a more progressive small business enterprise program, basically requiring prime firms to leave a 25 percent subcontract hold. That program has had a huge success record of helping both minority firms, women business firms and also small firms that are neither MWBE. About a year after the program was enacted, Star Ledger article came out and basically stated the vice-president of the New Jersey Economic Growth Commission was reported as saying initial invitations that more MWBE-owned businesses are getting more work from the State under the current program than they got under the race conscience program. The State of New Jersey, the DOT, has done a couple of studies since enacting a race neutral program, and it's basically found that the same thing, that there are ample opportunities for MBE firms, WBE firms and SBE firms under the race neutral program. So what I'm asking you please for is the Commission to re-think their pilot program and two things, either include SBE's. You currently have in your pilot program a ten percent, 73 MWBE. So if it could include SBE's in those subcontract hold, therefore, giving my firm the same opportunities as other MWBE firms because I'm a small business. I sub out work. I go to the primes. I support subcontract because primes do all the work in-house. Quite frankly, I would go out of business trying to procure work from public work contracts. So I would ask the Commission to either make an MWSBE program or utilize the State of New Jersey's 25 percent SBE goals. That program, again, I have this literature to leave with you, some articles from the DOT basically saying that the SBE program is a complete success in helping all small businesses without discriminating against any of the small businesses. So I can leave you stuff, and I don't know where we go from here. But I think, you know, the more you guys are coming out with design projects and, again, I can give you a perfect example, and it also happened on the Calhoun Street Project where, you know, it's a huge barrier for a small business like mine. And it's hard enough to get work as it is in this economy, but to be told you are on a team, but now because of this, you know, race conscience MWBE program we are going to have to take you off the team, it really gets prohibitive. I would ask that you look in to the program like the State of New Jersey."*



## DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

### Meeting of September 29, 2008

*Chairman DeGerolamo asked Mr. Emilius to provide the Commission with the documentation that he spoke of, and this Commission will absolutely take it under advisement, and will have future discussion. He then invited any other comments from the public.*

Mr. Robert Piwonski, Morrisville Resident addressed the meeting and said:

*"The problem that I have is that I began to think that this idea of noise wasn't being presented properly. It was as though I had one car going at 50 miles per hour and another car going at 60. Well, if you were standing on the side of the road you would be hard pressed to tell that one car is moving at only ten miles per hour faster. But because of the scale that's used with regard to sound, the car at 60 would actually be traveling at 500 miles per hour. So you can see this logarithmic difference. Now, how does that convert in to noise? The fan, the cooling fan on the generator set on the top of the -- on top of the maintenance building at the Commission when it's running, it generates at 41 feet from the building and the curb on the side of the street 4,000 times the limit allowed by law of noise, 4,000 times. To the nearest house 127 feet away, it's 512 times the law. The next at 141, 256 times. And I'll skip the next two. One is 128 and the last one at 200 feet is 64 times the legal limit for noise. Now, that's one of the reasons we have been confused about why our cries for relief seem to fall on deaf ears. This noise keeps people awake. Sleep deprivation is a form of torture and for children involved, there is school work that slips, as well. And there is plenty of studies out there that prove it. Anyway, we are confused in accepting the idea that the Bridge Commission is a person which would consider an oxymoron to the max. I have some words by the poet Pablo Neruda, and I quote, 'there is no space wider than that of grief. There is no universe like that which bleeds', which is to say that it's people, not a stone and steel and concrete that reins. This past Saturday at 12:45 a.m. the noise on the bridge woke me, and I went down to Delmore Avenue. The measurement at the nearest house was 256 times the legal limit. I ask you and I beg you guys to please stop the noise. Just follow the law. Follow the same laws that we all follow."*

Chairman DeGerolamo then said:

*"Mr. Piwonski, in regard to the generator issue, I have been informed that we have been trying to meet some concession, as to when it runs and does not run, so I would like to at least let everyone know that the Commission is working actively to try to resolve that issue and trying to accommodate and being good neighbors. I would like everyone to understand that we are attempting that. We have gone through testing that generator every three weeks. And will be going to once a month."*

## DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

Meeting of September 29, 2008

Mr. Piwonski then said:

*"I appreciate that. I really do. I've even thought to myself maybe I ought to volunteer to fix it myself, and I truly believe that in one week I could have a motor twice the size, half the speed, larger fan blades moving the same amount of air across that fan making so much less noise. One week. That's not my job and that's not your job. The final thing in closing I would like to ask you one more time and, Mr. McCartney, I believe at the last meeting in July you said this, I asked you what the core business mandate was for the Commission, and I believe you said to provide safe crossing of the Delaware River for citizens. Do you recall that?"*

Executive Director McCartney then stated yes, that the mission of this Commission is to provide safe and efficient crossing of the Delaware River.

Mr. Piwonski said:

*"Well, I beg you all to take in to consideration Pablo Neruda's words and bring the Commission, that person known as the Commission, please steer it elsewhere, so that the people nearby it can sleep. Thank you very much for letting us come in."*

### SCHEDULING OF THE OCTOBER 2008 MEETING

Chairman DeGerolamo addressed the Meeting and stated that the Commission's next meeting will be held October 27, 2008.

The Meeting will be called to Order at 10:30 a.m. in Directors' Room at the new Administration Headquarters in New Hope, Pennsylvania, on Monday, October 27, 2008.

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 Zikas 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 10.55p.m., Monday, September 29, 2008.



DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

Meeting of September 29, 2008

Prepared and submitted by:

  
WENDY VADOLA READING  
Assistant Secretary Treasurer to the Commission

Approved by:

  
FRANK G. McCARTNEY  
Executive Director