

THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY

**COMMITTEE ON OPERATIONS
MINUTES OF SPECIAL MEETING
Wednesday, December 4, 2013**

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**COMMITTEE ON OPERATIONS
MINUTES OF SPECIAL MEETING**

225 Park Avenue South

New York, NY

Wednesday, December 4, 2013

PRESENT:

Hon. Richard H. Bagger, *pro tem*

Hon. Kenneth Lipper

Hon. Rossana Rosado, *pro tem*

Committee Members

Hon. David Samson, Chairman

Hon. Scott H. Rechler, Vice-Chairman

Hon. Jeffrey H. Lynford

Hon. Jeffrey A. Moerdler

Hon. Raymond M. Pocino

Hon. Anthony J. Sartor

Hon. William P. Schuber

Hon. David S. Steiner

Commissioners

Patrick J. Foye, Executive Director

William Baroni, Jr., Deputy Executive Director

Darrell B. Buchbinder, General Counsel

Karen E. Eastman, Secretary

Heavyn-Leigh American, Associate Board Management and Support Specialist, Office
of the Secretary

Thomas E. Belfiore, First Deputy Chief Security Officer

Matthew R. Bell, Special Assistant to the Deputy Executive Director

Thomas L. Bosco, Interim Director, Aviation

Steven J. Coleman, Deputy Director, Media Relations

Philippe Danielides, Senior Advisor to the Chairman

Stephanie E. Dawson, Acting Chief Operating Officer

John C. Denise, Audio Visual Supervisor, Marketing

Gretchen P. DiMarco, Special Assistant to the Deputy Executive Director

Joseph P. Dunne, Chief Security Officer

Michael A. Fedorko, Director, Public Safety/Superintendent of Police

Michael B. Francois, Chief, Real Estate and Development

Robert Galvin, Chief Technology Officer

David P. Garten, Senior Advisor to the Vice Chairman

Linda C. Handel, Deputy Secretary

Mary Lee Hannell, Chief, Human Capital

Anthony Hayes, Manager, Media Planning, Media Relations

Mark Hoffer, Director, New Port Initiatives, Port Commerce Department

Howard G. Kadin, Esq., Law

Stephen Kingsberry, Director, Rail Transit
Cristina M. Lado, Director, Government and Community Affairs, New Jersey
John J. Liantonio, Senior External Relations Client Manager, Government and
Community Affairs
John H. Ma, Chief of Staff to the Executive Director
Lisa MacSpadden, Director, Media Relations
Ronald Marsico, Assistant Director, Media Relations
Daniel G. McCarron, Comptroller
Elizabeth M. McCarthy, Chief Financial Officer
James E. McCoy, Manager, Board Management Support, Office of the Secretary
Christopher Mohr, Executive Business Manager, Office of the Secretary
Jared Pilosio, Staff External Relations Representative, Government and Community
Affairs
Krista I. Powers, Client Manager, Government and Community Affairs, New Jersey
Brian W. Simon, Director, Government and Community Affairs, New York
Gerald B. Stoughton, Director, Financial Analysis
Robert A. Sudman, Director, Audit
Christopher M. Valens, Senior Public Information Officer, Media Relations
Lillian D. Valenti, Director, Procurement
David M. Wildstein, Director, Interagency Capital Projects, Office of the Deputy
Executive Director
Peter J. Zipf, Chief Engineer

Guests:

Nicole Crifo, Senior Counsel, Authorities Unit, Office of the Governor of New Jersey
Janet Ho, Assistant Secretary for Transportation, State of New York

Speakers:

Murray Bodin, Member of the Public
Margaret Donovan, Twin Towers Alliance
Richard Hughes, Twin Towers Alliance
Hon. Gordon Johnson, Conference Leader, New Jersey General Assembly
Hon. Loretta Weinberg, Majority Leader, New Jersey Senate

In view of the fact that, as a result of prospective recusals, there would not be a sufficient number of Commissioners present to consider certain items on the agenda at today's Board meeting, the Secretary reported that, pursuant to the By-Laws, a special meeting of the Committee on Operations was called to permit the Committee to act on the items for and on behalf of the Board.

The meeting was called to order in public session at 1:49 p.m. and ended at 2:14 p.m.

PORT NEWARK – PORT STREET CORRIDOR IMPROVEMENTS – PROJECT AUTHORIZATION AND AWARD OF CONTRACTS

It was recommended that the Board authorize: (1) a project for the final design, construction and realignment of portions of Port Street, Corbin Street, Doremus Avenue, Marlin Street, Kellogg Street and related intersections, and the demolition and reconstruction of the Corbin Street Ramp (collectively, the Port Street Corridor Improvements Project), all located at Port Newark, at an estimated total project cost of \$105 million; and (2) the Executive Director to enter into all contracts and agreements necessary to effectuate the foregoing project, with such costs included in the amount of the project authorization, including: (a) Contract PN-654.001 to construct the Port Street Corridor Improvements Project, at an estimated construction cost of \$67.4 million; (b) an agreement with Public Service Electric and Gas Company to provide for the relocation of overhead and underground electric utility lines at Port Newark, at an estimated cost of \$1.2 million; (c) an agreement with the Consolidated Rail Corporation (Conrail) to provide construction support for the Port Street Corridor Improvements Project when work is performed on or over Conrail property, at an estimated cost of \$1 million; (d) agreements and/or payments, as required by the New Jersey Department of Environmental Protection, to compensate for unavoidable wetland disturbance resulting from the construction of the Port Street Corridor Improvements Project, at an estimated total cost of \$2,750,000; (e) agreements with the New Jersey Turnpike Authority and Conrail for the purchase of real property, as needed, to construct the Port Street Corridor Improvements Project, at an estimated aggregate amount of approximately \$750,000; and (f) an agreement to provide for professional engineering services for design and construction support in connection with the Port Street Corridor Improvements Project, at an estimated cost of \$3.3 million.

A comprehensive study of the entire roadway system at Port Newark and the Elizabeth-Port Authority Marine Terminal (EPAMT) was completed in 2007. This study identified numerous locations that require realignment, widening and traffic signalization improvements to improve the roadway network, accommodate projected future growth and enhance safety. Construction to carry out a number of these recommendations is complete or underway. The proposed Port Street Corridor Improvements Project would include two of the locations identified in the comprehensive study and would address recommendations for improving the two sole northern access points to Port Newark and the EPAMT, Port Street and Doremus Avenue.

The scope of work for the proposed Port Street Corridor Improvements Project would include realignment of portions of Port Street, Corbin Street, Doremus Avenue, Marlin Street and Kellogg Street and related intersections, as well as demolition and replacement of the Corbin Street Ramp at Port Newark, including pavement replacement, improvements to the center barrier, drainage, traffic signalization, signage, pavement striping and curbing, utility relocation, property acquisition and wetland mitigation.

When completed, the project would improve the roadway system at the New Jersey Marine Terminals' gateway into Port Newark and the EPAMT, and would provide for more efficient access/egress for vehicles and enhanced safety.

Bids for Contract PN-654.001 would be solicited pursuant to a publicly advertised solicitation, with award to the lowest qualified bidder. Proposals for professional engineering services would be solicited pursuant to a publicly advertised Request for Proposals process, with award to the highest rated proposer.

Pursuant to the foregoing report, the Committee on Operations, acting for and on behalf of the Board pursuant to the By-Laws, adopted the following resolution, with Commissioners Bagger, Lipper and Rosado voting in favor. General Counsel confirmed that sufficient affirmative votes were cast for the action to be taken, a quorum of the Committee being present.

RESOLVED, that a project for the final design, construction and realignment of portions of Port Street, Corbin Street, Doremus Avenue, Marlin Street, Kellogg Street and related intersections, and the demolition and reconstruction of the Corbin Street Ramp (collectively, the Port Street Corridor Improvements Project), all located at Port Newark, at an estimated total project cost of \$105 million, be and it hereby is authorized; and it is further

RESOLVED, that the Executive Director be and he hereby is authorized, for and on behalf of the Port Authority, to enter into all contracts and agreements necessary to effectuate the foregoing project, with such costs included in the amount of the project authorization, including: (1) Contract PN-654.001 for the construction of the foregoing project, at an estimated construction cost of \$67.4 million; (2) an agreement with Public Service Electric and Gas Company to provide for the relocation of overhead and underground electric utility lines at Port Newark, at an estimated cost of \$1.2 million; (3) an agreement with the Consolidated Rail Corporation (Conrail) to provide construction support for the foregoing project when work is performed on or over Conrail property, at an estimated cost of \$1 million; (4) agreements and/or payments, as required by the New Jersey Department of Environmental Protection, to compensate for unavoidable wetland disturbance resulting from the construction of the foregoing project, at an estimated total cost of \$2,750,000; (5) agreements with the New Jersey Turnpike Authority and Conrail for the purchase of real property, as needed, to construct the foregoing project, at an estimated aggregate amount of approximately \$750,000; and (6) an agreement to provide for professional engineering services for design and construction support services in connection with the foregoing project, at an estimated cost of \$3.3 million; and it is further

RESOLVED, that the Executive Director be and he hereby is authorized, for and on behalf of the Port Authority, to take action with respect to construction contracts, contracts for professional and advisory services and such other contracts and agreements as may be necessary to effectuate the foregoing project, pursuant to authority granted in the By-Laws or other resolution adopted by the Board; and it is further

RESOLVED, that the form of all documents and agreements in connection with the foregoing project shall be subject to the approval of General Counsel or his authorized representative.

AUTHORIZATION FOR THE PORT AUTHORITY TO CONTINUE PARTICIPATION IN TRANSCOM FOR A FIVE-YEAR PERIOD

It was recommended that the Board authorize the Director, Tunnels, Bridges and Terminals (TB&T) to: (1) enter into an agreement providing for the Port Authority's continued membership in TRANSCOM, Inc. (TRANSCOM) for the five-year period from 2014 through 2018, at a maximum total contribution by the Port Authority of \$2,855,085, based upon a \$537,768 contribution for 2014 and an escalation of not more than three percent annually in the subsequent four years; (2) serve on TRANSCOM's Board of Trustees during such five-year period; (3) enter into a five-year license agreement with TRANSCOM for use of OpenReach transportation management software, at a total cost of \$291,945; and (4) enter into an agreement with TRANSCOM for the provision of operations and maintenance (O&M) services, power and telecommunications for up to 62 TRANSMIT travel time reader sites for TRANSCOM's System for Managing Incidents and Traffic (TRANSMIT) for a two-year period ending December 31, 2015, at a total cost of \$795,485.

TRANSCOM originally was created in 1986 as a three-year demonstration program focused on enhancing the region's transportation management capabilities, and by 1989 TRANSCOM had become a permanent regional institution. Other TRANSCOM members include the Connecticut Department of Transportation, the State of New York Metropolitan Transportation Authority (MTA), MTA Bridges and Tunnels, MTA New York City Transit, New Jersey Department of Transportation, New Jersey State Police, New Jersey Transit Corporation, New Jersey Turnpike Authority, New York City Department of Transportation, New York City Police Department, New York State Bridge Authority, New York State Department of Transportation, New York State Police, New York State Thruway Authority, and Port Authority Trans-Hudson Corporation (PATH).

At its January 22, 2009 meeting, the Board authorized, among other things: (1) the Port Authority's continued participation in TRANSCOM for a five-year period from January 1, 2009 through December 31, 2013; and (2) the Director, TB&T, to enter into an agreement with the other members of TRANSCOM to: (a) continue to participate in TRANSCOM's programs and operations during such five-year period; and (b) provide for the Port Authority's financial contribution toward TRANSCOM's budget for 2009. At its, December 2009 meeting, the Board authorized the expenditure of \$502,000 for the Port Authority's financial contribution toward its continued membership in TRANSCOM for 2010. At its December 7, 2010 meeting, the Board authorized the Director, TB&T, to expend a maximum total amount of \$1.6 million for the Port Authority's continued membership in TRANSCOM for the three-year period from 2011 through 2013.

A companion item is being submitted to PATH's Board of Directors requesting authorization to provide for PATH's continued participation in TRANSCOM for the 2014-2018 period. Together, the Port Authority and PATH provide 19.62 percent of TRANSCOM's member contributions toward the operating budget.

Port Authority financial contributions toward TRANSCOM's budget in years 2015 through 2018 are subject to the development of the TRANSCOM annual work plan and future budgets. TRANSCOM members have veto rights with respect to the TRANSCOM budget and have the right to terminate their participation.

Authorization for the Port Authority's continued participation in TRANSCOM would enable TRANSCOM to continue its regional transportation coordination and technology development

programs, and ensure that the Port Authority's regional transportation leadership role is advanced. TRANSCOM's services to the Port Authority, its other members and the region include:

- Regional Interagency Transportation Monitoring and Incident Management through TRANSCOM's Operations Information Center, which collects and disseminates real-time regional information on highway and transit conditions, incidents, construction and special events, 24 hours a day, and provides coordinative services and information exchanges during significant events.
- Regional Interagency Construction Coordination, to avoid conflicts and restricted capacity within construction corridors and on parallel or intersecting roadways or transit lines, and to coordinate traffic management plans, diversion routes and communications.
- Intelligent Transportation Systems (ITS) Program that enables members, including the Port Authority and PATH, to benefit from implementing transportation management technologies, including regional transportation information systems across modes, jurisdictions and states.
- TRANSCOM's TRANSMIT system, to relay real-time travel times and average speeds and to detect incidents.
- TRANSCOM's OpenReach regional architecture, which integrates member agencies' ITS systems to enable electronic sharing of real-time operating conditions, information and facility video feeds among agency operations centers. The system also provides feeds for public traveler information, including the New York and New Jersey 5-1-1 traveler information systems.

As part of the effort to expand the ITS over several Port Authority facilities, the Port Authority is expanding and improving its coverage of TRANSMIT sites (there are currently 12 TRANSMIT travel time readers in place). Pursuant to a new agreement with the Port Authority, TRANSCOM would provide future services for O&M, power, and communication, for a two-year period beginning January 1, 2014 through December 31, 2015, for 50 additional TRANSMIT sites across Port Authority facilities.

TRANSMIT information, along with other regional highway and transit data, are disseminated to TRANSCOM members through the OpenReach system. To cover the cost of ongoing operations and maintenance of the system, the TRANSCOM members have agreed to license the OpenReach transportation management software on an annual basis. A companion item is being submitted to PATH's Board of Directors requesting authorization to enter into a five-year license agreement for the OpenReach transportation management software.

Pursuant to the foregoing report, the Committee on Operations, acting for and on behalf of the Board pursuant to the By-Laws, adopted the following resolution, with Commissioners Bagger, Lipper and Rosado voting in favor. General Counsel confirmed that sufficient affirmative votes were cast for the action to be taken, a quorum of the Committee being present.

RESOLVED, that the Director, Tunnels, Bridges and Terminals, be and he hereby is authorized, for and on behalf of the Port Authority, to: (1) enter into an agreement providing for the Port Authority's continued membership in TRANSCOM, Inc. for the five-year period from 2014 through 2018, at a maximum total contribution by the Port Authority of \$2,855,085, based upon a \$537,768 contribution for 2014 and an escalation of not more than three percent annually in the subsequent four years; and (2) serve on TRANSCOM's Board of Trustees during such five-year period; and it is further

RESOLVED, that the Director, Tunnels, Bridges and Terminals, be and he hereby is authorized, for and on behalf of the Port Authority, to enter into a five-year license agreement to use TRANSCOM's OpenReach transportation management software, at a total cost of \$291,945; and it is further

RESOLVED, that the Director, Tunnels, Bridges and Terminals, be and he hereby is authorized, for and on behalf of the Port Authority, to enter into an agreement with TRANSCOM for the provision of TRANSCOM's System for Managing Incidents and Traffic (TRANSMIT) operations and maintenance services, power and telecommunications for up to 62 TRANSMIT travel time reader sites for a two-year period ending December 31, 2015, at a total cost of \$795,485; and it is further

RESOLVED, that the form of any documents and/or agreements necessary in connection with the foregoing shall be subject to the approval of General Counsel or his authorized representative.

Whereupon, the meeting was adjourned.

Secretary