SUMMARY STATEMENT

ITEM NO.  SUBJECT: New Jersey Transit Corporation, Busing and Flagging Services for Contract No. 10-G, PATCO Power Cable and Pole Line Replacement

COMMITTEE: Operations & Maintenance

COMMITTEE MEETING DATE: May 19, 2010

BOARD ACTION DATE: June 16, 2010

PROPOSAL: That the Board authorizes staff to negotiate an agreement with The New Jersey Transit Corporation (NJT) to provide Busing and Flagging Services for Contract No. 10-G, PATCO Power Cable and Pole Line Replacement.

Amount: $1,200,000.00

Agency: New Jersey Transit Corporation
         One Penn Plaza East
         Newark, New Jersey 07105-2246

PURPOSE: To provide a NJT track outage on certain portions of their track adjacent to the PATCO Line during the hours of 9:30 PM to 4:30 AM on Monday, Tuesday, Wednesday and Thursday for a six (6) month period beginning in October 2010, to accommodate the work of the PATCO Power cable and Pole Line Replacement Project. NJT will use buses to transport their customers to their destination while the NJT track is out of service. In support of the track outage and busing service, various NJT support personnel will also be required.

To provide NJT flagging services to support the PATCO Fence Replacement Project, in accordance with Homeland Security standards and protocols.

BACKGROUND: The Authority awarded the Construction Contact for the PATCO Power Cable and Pole Line Project to the joint venture of Daidone Electric, Inc. and Henkels & McCoy, Inc. on August 25, 2009. The work of the PATCO project includes the replacement of all 26.4 KV traction power cable, 2.4 KV signal power cable and wood poles, as well as conduit as necessary and the removal of all abandoned cable on the PATCO High Speed Line. Long stretches of the Pole Line Project are in close proximity to the NJT
track and requires that the NJT track be taken out of service in order for the work to be performed safely.

Representatives of the Authority and the DRPA Consultant, Burns Engineering, met with representatives of NJT to determine the scope of work, the duration of the NJT track outage and the requirement for NJT field personnel to support the track outage and the coordination of the busing services. NJT’s Price Proposal for the Force Account work was evaluated by the Authority and Burns Engineering. Based on this evaluation and subsequent negotiation the NJT price was determined to be fair and reasonable.

It is recommended that a services agreement be negotiated with NJT for the costs and associated fees not to exceed $1,200,000.00 to provide support services in accordance with the Force Account Agreement.

**SUMMARY:**

| Amount:       | $ 1,200,000.00 |
| Source of Funds: | General Fund/Subject to Reimbursement by Future Bond Proceeds |
| Capital Project #: | PD0905 |
| Operating Budget: | N/A |
| Master Plan Status: | 2010 Master Plan |
| Other Fund Sources: | N/A |
| Duration of Contract: | 12 Months |
| Other Parties Involved: | N/A |
RESOLUTION

RESOLVED: That the Board of Commissioners of the Delaware River Port Authority accepts the Proposal of NJT to provide Busing, Flagging and Engineering support Services for Contracts No. 10-G, PATCO Power Cable and Pole Line Replacement and PATCO Right of Way Fencing Replacement and that the proper officers of the Authority be and hereby are authorized to negotiate an Agreement with NJT for an amount not to exceed $1,200,000.00, as per the attached Summary Statement; and be it further

RESOLVED: The Chairman, Vice Chairman and the Chief Executive Officer must approve and are hereby authorized to approve and execute all necessary agreements, contracts, or other documents on behalf of the DRPA. If such agreements, contracts, or other documents have been approved by the Chairman, Vice Chairman and Chief Executive Officer and if thereafter either the Chairman or Vice Chairman is absent or unavailable, the remaining Officer may execute the said document(s) on behalf of DRPA along with the Chief Executive Officer. If both the Chairman and Vice Chairman are absent or unavailable, and if it is necessary to execute the said document(s) while they are absent or unavailable, then the Chief Executive Officer shall execute such documents on behalf of DRPA.

SUMMARY: Amount: $1,200,000.00
Source of Funds: General Fund/Subject to Reimbursement by Future Bond Proceeds
Capital Project #: PD0905
Operating Budget: N/A
Master Plan Status: 2010 Master Plan
Other Fund Sources: N/A
Duration of Contract: 12 Months
Other Parties Involved: N/A