

SUMMARY STATEMENT

ITEM NO.: DRPA-17-108

SUBJECT: Funding for Support Services provided by New Jersey Transit Corp. for DRPA/PATCO Projects

COMMITTEE:

Operations & Maintenance

COMMITTEE MEETING DATE:

November 28, 2017

BOARD ACTION DATE:

December 6, 2017

PROPOSAL: That the Board authorizes funding for five (5) years of support services to be provided by New Jersey Transit Corporation (NJT) personnel on various DRPA/PATCO Projects.

Amount: Not to Exceed \$ 1,500,000.00 Total

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

Engineer's Estimate: \$ 1,500,000.00

PURPOSE: To pay for NJT support services for work that DRPA/PATCO Contractors need to perform that is in close proximity to NJT's track between Haddonfield and Lindenwold, NJ. NJT will provide flagging and support services required for the safety of NJT's operations, including train, signal, and other facilities due to work being performed by DRPA/PATCO Contractors on or adjacent to the NJT Line.

NJT support services would be provided when DRPA/PATCO Contractor's personnel or equipment are working within NJT's operating envelope, or when such work will disturb a railroad structure or the railroad roadbed to such extent that the movement of NJT trains must be controlled by flagging.

DRPA/PATCO will execute a separate "Project Assignment" for each specific project for the services provided by NJT. This five (5) year funding will be subject to an annual review during the budget cycle. During that review, Engineering and PATCO will inform the Board regarding the projects for the forthcoming year which may require the NJT services and the proposed cost of those services.

SUMMARY STATEMENT

**New Jersey Transit
Corporation
Support Services**

O&M 11/28/17

BACKGROUND: On January 15, 1987, DRPA and NJT entered into an agreement granting each other access over the portion of the railroad properties under their respective control. Per the provisions of NJT’s *General Requirements for Working Within the Right-of-Way*, NJ Transit requires its own personnel to be on duty to protect its operations when another party is working within NJT’s Right-of-Way. Per the terms of the 1987 Agreement, currently continued on a year-to-year basis, “whenever either party to the agreement incurs costs billable to the other in accordance with the provision of this agreement, it shall be charged to a work order.”

Several ongoing and upcoming PATCO projects are within the NJT Right-of-Way on its Atlantic City Line and will thus require NJT personnel to provide support services, namely “flagging.” DRPA has will consult with representatives of NJT at the start of each project to determine the scope and duration of work and the requirement for NJT field personnel to support DRPA’s work. A not-to-exceed limit of \$1,500,000 was established based on NJT’s personnel rate for this work and the Authority’s five (5) year projected support service needs.

The funding previously set aside for these services has been exhausted. It is recommended that funding in an amount not to exceed \$1,500,000.00 be allocated to provide NJT support services for DRPA/PATCO projects for the next five (5) years.

SUMMARY:	Amount:	Not to Exceed \$1,500,000.00 Total
	Source of Funds:	General Funds
	Capital Project #:	Various
	Operating Budget:	N/A
	Master Plan Status:	N/A
	Other Fund Sources:	N/A
	Duration of Contract:	5 Years
	Other Parties Involved:	New Jersey Transit Corporation

RESOLUTION

RESOLVED: That the Board of Commissioners of the Delaware River Port Authority authorizes the allocation of an amount not to exceeds \$1,500,000.00 to provide funding for support services by NJT for various DRPA/PATCO projects over the next five (5) years, 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, work orders, or other documents on behalf of the DRPA. If such agreements, contracts, work orders, 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:	Not to Exceed \$1,500,000.00 Total
	Source of Funds:	General Funds
	Capital Project #:	Various
	Operating Budget:	N/A
	Master Plan Status:	N/A
	Other Fund Sources:	N/A
	Duration of Contract:	5 Years
	Other Parties Involved:	New Jersey Transit Corporation