

**11098. RESOLUTION 16-15 – AUTHORIZING THE EXECUTION OF A CONTRACT FOR ANCHORAGE AND TOWER PIER SECURITY IMPROVEMENTS AT THE DELAWARE MEMORIAL BRIDGE**

WHEREAS, The Delaware River and Bay Authority (the “Authority”) is a bi-state Authority of the State of Delaware and the State of New Jersey that owns, operates and controls the Delaware Memorial Bridge, the Cape May-Lewes Ferry, the Forts Ferry and five (5) regional airports; and

WHEREAS, the Authority’s application to receive federal financial assistance for anchorage and tower pier security improvements at the Delaware Memorial Bridge has been approved by the U.S. Department of Homeland Security (DHS) Port Security Grant Program; and

WHEREAS, the DHS Port Security Grant Program directly supports maritime transportation infrastructure security activities as part of a comprehensive set of measures used to strengthen our nation’s critical infrastructure against the risks associated with potential terrorist attacks; and

WHEREAS, the DHS cost-reimbursable portion of the security improvements project accounts for approximately 60% of the estimated amount needed to complete the project; and

WHEREAS, the Authority has publicly advertised project specifications and is currently accepting bids from Contractors to complete the bridge security project; and

WHEREAS, the bid opening for this project will occur on April 27, 2016, and the next regularly scheduled Board of Commissioners meeting will not occur until May 17, 2016, with the subsequent veto period ending in early-June; and

WHEREAS, time is of the essence, and in an effort to lock-in the grant benefit by entering into a Contract with the low responsive/responsible bidder as soon as possible, the Authority wishes to be granted pre-approval to award under specific conditions; and

WHEREAS, the Projects Committee has reviewed this recommendation and concurs with it; and

NOW, THEREFORE, BE IT RESOLVED that the that the Commission hereby authorizes the Chairman, Vice Chairman and Executive Director, with the advice of counsel, to finalize the terms and conditions of the contract for Anchorage and Tower Pier Security Improvements at the Delaware Memorial Bridge, provided that the contract be awarded to the responsible bidder who submits the lowest responsive bid and provided that the total awarded amount of the contract does not exceed the Authority’s engineer’s estimate plus 10%.

A motion to approve Resolution 16-15 was made by Commissioner Smith, seconded by Commissioner Murphy, and approved by a roll call vote of 10-0.

## Resolution 16-15 Executive Summary Sheet

**Resolution:** Authorizes the execution of a contract to perform anchorage and tower pier security improvements at the Delaware Memorial Bridge

**Committee:** Projects Committee

**Committee Date:** April 19, 2016

**Board Date:** April 19, 2016

**Purpose of Resolution:** To authorize the execution of a contract to perform anchorage and tower pier security improvements at the Delaware Memorial Bridge, provided the contract is awarded to the lowest responsible bidder and the contract award amount does not exceed the Authority's engineer's estimate plus 10%, of which approximately 60% will be reimbursed by the U.S. Department of Homeland Security (DHS) Port Security Grant Program

**Background for Resolution:** The DHS Port Security Grant Program directly supports maritime transportation infrastructure security activities as part of a comprehensive set of measures used to strengthen our nation's critical infrastructure against the risks associated with potential terrorist attacks.

The Authority applied for and received a DHS Port Security Grant, and has been notified that the project award must be accelerated to guarantee receipt of grant funds.

Based on the Authority's engineer's estimate, the cost-reimbursable portion of the project accounts for approximately 60% of the total cost, thus the Authority will have to self-fund 40% of the cost of project; and

The Authority is currently accepting bids from Contractors to complete the bridge security project, however under contracting regulations it will be constrained until June before a contract could begin the signature process, which is a lengthy process itself.

Because time is of the essence, the Authority requests to be granted pre-approval to finalize the terms and conditions of a contract for Anchorage and Tower Pier Security Improvements at the Delaware Memorial Bridge, provided that the contract be awarded to the responsible bidder who submits the lowest responsive bid and provided that the total awarded amount of the contract does not exceed the Authority engineer's estimate plus 10%.