



State of New Jersey

DEPARTMENT OF TRANSPORTATION
P.O.Box 600
Trenton, New Jersey 08625-0600

JAMES E. MCGREEVEY
Governor

JOHN F. LETTIERE
Acting Commissioner

PLEASE REPLY TO:
NJ MARITIME RESOURCES
PO Box 837
TRENTON, NEW JERSEY 08625-0837
TELEPHONE: (609)530-4770
FACSIMILE: (609)530-4860

January 30, 2002

Ms. Cheryl Yetka, Manager
Port Financial Services, Port Commerce Department
Port Authority of New York & New Jersey
233 Park Avenue, 7th Floor
New York, NY 10003

Dear Cheryl:

As required by the subject Master Agreement, enclosed is a report on the current status of the Office of Maritime Resources Port Authority Joint Plan funds through December 31, 2001. The status of administrative funds was reported in my letter dated January 22, 2002. Please note that it is our intention to close out several projects and place the money in our Project Contingency Fund. Specifically, we are closing the HMDC Landfill Project, a red clay demonstration project. We received \$3,000,000 for the project. With your concurrence, this money will be transferred to our Project Contingency Fund for future use on approved projects. The Air Guard Phase II project will also be closed due to the vendor's difficulty in finding an appropriate site. Similarly, with your concurrence, the money on hand will be transferred to the Project Contingency Fund. I am also seeking approval to transfer the money on hand from the PA Mines Reclamation Phase I project to the Project Contingency Fund.

Thank you for your continued assistance. If you have any questions do not hesitate to call me at 609-530-4787.

Sincerely,

A handwritten signature in black ink, appearing to read "M. D. Riley".

Michael D. Riley
Deputy Director, Office of Maritime Resources

Enclosures

Cc: Bharat Dalal, NJDOT

MDR/mdr

Bi-State Joint Plan Project Status

PA Mines Reclamation Phase 1 (pilot project) - CSA # POR0035-21

Project is **complete**; the original PO was for \$2,993,000.00. Received \$2,610,000.00 in funding for the PANYNJ. Funds expended for project \$1,923,757.14. Balance of funds, \$686,242.86. As part of a MOA, the State of New Jersey was reimbursed by City of Perth Amboy funds in the amount of \$365,076.25.

Total amount of funds remaining in the Project is \$1,051,319.11. The remaining funds will be transferred to the Project Contingency Fund, our holding account.

Per NJMR letter dated May 15, 2000 that provided a status of Joint Plan funds, NJMR had anticipated transferring \$500,000.00 from the excess in this project to the NJDEP Landfill Demonstration Project. This transfer did not occur.

PORTS Phase I – CSA# POR0035-25

This project is **complete** with all funds transferred by PANYNJ to NOAA via MAPONY. The funds received were internally transferred to the Air Guard Phase I project as part separate correspondence with PANYNJ.

NJDEP Toxics Workplan – CSA# POR0035-10

This project is active. To date \$9,500,000 has been transferred to NJDEP. This represents the total budget for the project. No more funded will be provided to NJDEP.

NJDOT Berm Project – CSA# POR3500-17

The project is complete pending review and approval of final report. Once approved, we will pay final invoice. The original PO was for \$5,202,000.00. Received \$6,000,000.00 from PANYNJ. A total of \$5,157,873.00 in funds has been expended to date leaving \$44,126.10 for the project and \$798,000 in excess funds.

Of the excess amount, NJMR has funded two projects. The Port Authority in Exhibit H to the Master Agreement authorized a \$250,000.00 contract modification to the NJMSC Air Monitoring Project. A \$50,000.00 grant to the Center for Advanced Infrastructure and Transportation (CAIT) at Rutgers University was authorized by the Port Authority in Exhibit G to the Master Agreement. There is a current balance of excess funds is \$548,000.00 in the project account. **All excess funds will be transferred to the Project Contingency Funds at the completion of the project.**

NJDOT Outreach – CSA# POR0035-16

Funds have been received. This project is linked to the NJDOT Berm project. A plan has been drafted and implementation should occur in the near future.

PVSC Harbor Skimmer – CSA# POR0035-06

Project **complete** with no funds remaining. Vessel has been delivered to the Passaic Valley Sewer Commission.

NJDEP Sediment Reduction (Iron Valence) – CSA# POR0035-14

Project is active, all funds transferred to NJDEP. Awaiting final report from NJDEP.

Air Guard Phase I – CSA# POR0035-01

Project is **complete**. Total funds requested for the project, \$506,630.00. Funds in the amount of \$356,630.00 were received from the PANYNJ. As discussed in the PORTS Phase I status, \$150,000.00 was deducted from the original request and that amount was diverted from the PORTS project.

The PO, including a waiver, was \$251,870.00 (\$213,370.00 + \$38,500.00). A total of \$246,490.10 has been expended to date leaving a balance of \$5,379.80. An additional waiver for \$91,694.82 will be necessary to cover the cost of the utilities for the one-year project. This was an oversight during the contract negotiation. Subject to PANYNJ approval, it is our intention to cover the cost of this waiver with the \$104,000 in excess funds from this project. Originally it was our intention to transfer this money to the Air Guard Phase II project to cover the difference between the funds received for this project and the PO for Phase II when the Phase 1 project is completed. At this time, we have made a decision not to continue with the Phase II project. The vendor has had difficulty finding an appropriate site. **The remaining funds will be transferred into the Project Contingency Fund after the waiver process has been completed. The vendor will be presenting a white paper at the ASCE Dredging 02 Conference in Orlando, FL in April 2002**

MSC Air Quality Monitoring – CSA# POR0035-19

Contract awarded and work is in progress. As discussed in the Berm Project, a \$250,000.00 contract modification to include Mercury (Hg) was authorized by the Port Authority. Funds were provided from excess funds in the Berm project. The total amount obligated to this project should be \$834,268.00. To date, \$448,020.20 has been expended.

Claremont Channel Projects – CSA# POR0035-13 (PROPAT), CSA# POR0035-32 (Claremont Deepening)

Contract has been signed for PROPAT pilot and demonstration projects, deepening, and placement of material at NBCDF. Funds from Joint Plan and Busway Funds used. Work should begin in June/July 2000. POs totaling \$9,032,849.00 have awarded. The PROPAT demonstration project PO totals \$4,132,849.00 and the dredging and deepening PO totals \$4,900,000.00. A portion of this amount (\$2,818,644.71) came from the remaining Busway funds that were transferred to NJMR. To date, \$998,780.00 has been expended for the deepening portion of the project.

Note: \$867,151.00 for the PROPAT pilot project (POR0035-13) has been transferred to NJDEP and is part of the \$5,000,000 that was budgeted for the entire PROPAT project. This figure was not included in the Claremont Channel Project but was considered a separate project by NJMR.

Air Guard Phase II – CSA# POR3500-02

Contract awarded and mobilization started. As discussed in Air Guard Phase I, this will be terminated due to a lack of a site for the project. PO was awarded for \$272,015.00. Funds in amount of \$177,430.00 received from PANJNY for project. To date, \$31,563.14 has been expended to cover mobilization costs. **The remaining funds, \$145,866.86, will be transferred to the Project Contingency Fund.**

HMDC Landfill – CSA# POR0035-05

Funds in the amount of \$3,000,000.00 have been received. Since clay has continued to be placed at the HARS without objection, there is no longer a need to conduct a study regarding the handling of red clay. This money will be transferred to the Project Contingency fund.

→NJDEP Landfill – CSA# POR0035-11

This project was initially budgeted for \$2,500,000. Funds in the amount of \$2,000,000.00 have been received. The remaining funds were to be transferred from the Berm project. This did not occur. The MOA signed with NJDEP was for an amount not to exceed \$2,000,000. To date, \$1,500,000.00 has been transferred to NJDEP.

PORTS Phase II – CSA# POR0035-25

Funds in the amount of \$150,000.00 were received. Per NJMR letter to the Port Authority dated July 31,2000, the \$150,000.00 was transferred back to the Port Authority who was then going to transfer the funds to MAPONY.

Center for Advanced Infrastructure and Transportation (CAIT) – POR0035-34

A grant in the amount of \$50,000 was provided to CAIT, Rutgers University to assist with transportation related projects. To date, \$26,227.50 has been obligated to CAIT.

KVK Contract 7 Upland Placement Differential Costs

Exhibit H to the Master Agreement authorized up to \$4,000,000.00 for this project depending upon the award by USACE-NYD. Per NJMR letter dated December 26, 2000 to USACE-NYD; a payment of \$4,000,000.00 was authorized to be made by the Port Authority directly to USACE-NYD.

Comprehensive Port Improvement Plan

NJMR has requested that \$2,500,000.00 in Joint Plan Funds be utilized for a portion of its share of CPIP costs. The request is pending at PANYNJ.

FUTURE PROJECTS

Lower Passaic River Restoration Project

OMR will enter into an agreement with the US Army Corps of Engineers, New York District to conduct Feasibility Study on Lower Passaic River. The state's share under the Feasibility Cost Sharing Agreement is \$2 million. A request for authorization to use Joint Plan Funds will be forthcoming.

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PROJECT STATUS-JOINT DREDGING PLAN

Port Authority Funds	CSA ID #	Est. Budget	Committed/ Obligated	Excess funds	Status/Resp Agency	Future Plans
Active Projects						
AirGuard-Phase I	POR0035-01	\$ 506,630.00	\$ 251,870.00	\$ 254,760.00	Active/Commerce	Waiver for \$91,694.82 pending
AirGuard-Phase II	POR0035-02	\$ 177,430.00	\$ 272,015.00	\$ 145,866.88	Active/NJDOT	Close out project, xsfer excess funds to POB05-02
Claremont PROPAT Demo	POR0035-03	\$ 4,132,849.00	\$ 4,132,849.00		Active/NJDOT	
HMDC Red Clay Landfill	POR0035-05	\$ 3,000,000.00		\$ 3,000,000.00	Funds rec'd	Close out project, xsfer excess funds to POB05-02
HRF Harbor Contaminant Modeling	POR0035-07	\$ 2,900,000.00	\$ 2,900,000.00		PANYNJ to process	
HRF Quality Assurance Officer	POR0035-08	\$ 160,000.00	\$ 160,000.00		PANYNJ to process	
NJDEP Toxics Workplan	POR0035-10	\$ 9,500,000.00	\$ 9,500,000.00		Active/NJDEP	Funds transferred to NJDEP
NJDEP Landfill Demonstration Project	POR0035-11	\$ 2,000,000.00	\$ 2,000,000.00		Active/NJDEP	\$1.5 Million transferred to NJDEP for Palmy Cove
NJDEP PROPAT Pilot	POR0035-13	\$ 867,151.00	\$ 867,151.00		Active/NJDEP	Funds transferred to NJDEP
NJDEP Zero Valence Iron Powder Demo	POR0035-14	\$ 110,000.00	\$ 110,000.00		Active/NJDEP	
Public Outreach	POR0035-16	\$ 150,000.00	\$ 150,000.00		Funds rec'd	
NJDOT Roadway Embankment Project	POR0035-17	\$ 6,000,000.00	\$ 5,202,000.00	\$ 498,000.00	Active/Commerce	Transfer excess funds to POR0035-26
NJMSC Air Quality Monitoring	POR0035-19	\$ 584,268.00	\$ 834,268.00	\$ 548,000.00	Active/NJDOT	\$250K contract mod, \$\$ from Berm excess
Personnel	POR0035-22	\$ 600,000.00	\$ 600,000.00		CSA-POR0036-00*	
USACE Red Hook Anchorages ?	POR0035-31	\$ 377,776.00	\$ 377,776.00		PANYNJ to process	
Claremont Channel Deepening	POR0035-32	\$ 2,100,000.00	\$ 2,100,000.00		Active/NJDOT	
Center For Advanced Infrastructure and Trans	POR0035034	\$ 50,000.00	\$ 50,000.00		Grant to Rutgers	Task Order 96, \$50K from Berm excess
Comprehensive Port Improvement Plan	N/A	\$ 2,500,000.00	\$ 2,500,000.00		Active/PANYNJ	PANYNJ to administer
TOTAL		\$ 35,716,104.00	\$ 32,007,929.00	\$ 3,948,626.86		
Completed Projects						
Harbor Skimer Pollution Prevention Project	POR0035-06	\$ 500,000.00	\$ 500,000.00		Complete	
Newark Bay Confined Disposal Facility	POR0035-09	\$ 16,300,000.00	\$ 16,300,000.00		Complete	
NJDOT Demonstration Project (SDMTI)	POR0035-18	\$ 117,000.00	\$ 117,000.00		Complete	
SGS KVK Study	POR0035-20	\$ 3,980.00	\$ 3,980.00		PANYNJ completed	
Pennsylvania Mines Reclamation-Phase I	POR0035-21	\$ 2,610,000.00	\$ 1,923,757.14	\$ 686,242.86	Complete	Transfer excess funds to POR0035-28
Port Jersey Channel 60' Study	POR0035-23	\$ 57,363.00	\$ 57,363.00		PANYNJ completed	
PORTS	POR0035-24	\$ 150,000.00	\$ 150,000.00		PANYNJ completed	
PORTS-Phase II	POR0035-25	\$ 150,000.00	\$ 150,000.00		PANYNJ completed	
USACE Arthur Kill 45' Study	POR0035-29	\$ 1,000,000.00	\$ 1,000,000.00		PANYNJ completed	
USACE Harbor Navigation Study	POR0035-30	\$ 3,000,000.00	\$ 3,000,000.00		PANYNJ completed	
Port Jersey Channel Sampling and Testing	N/A	\$ 140,000.00	\$ 140,000.00		PANYNJ completed	
KVK Contract 7 differential costs	N/A	\$ 4,000,000.00	\$ 4,000,000.00		PANYNJ paid USACE	
TOTAL		\$ 28,028,343.00	\$ 27,342,100.14	\$ 686,242.86		
TOTAL PANYNJ Funds		\$ 63,744,447.00	\$ 59,350,029.14	\$ 4,634,869.72		

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PROJECT STATUS-JOINT DREDGING PLAN

Pending/Potential Projects (Uncommitted Funds)

	CSA ID #	Est. Budget	Status/Resp Agency
Environmental Restoration/Passaic Project	POR0035-04	\$ 2,000,000.00	
NJDEP Minish Park	POR0035-12		
NJDOT Intermodal Economic Development	POR0035-15		
Reaches B, C, D—PA Mines Reclamation	POR0035-27		
River Terminals	POR0035-28		
Potential funding requirements		\$ 2,000,000.00	
Total Uncommitted funds (\$65M-est. budget)		\$ 1,255,553.00	
Excess funds (Est. Budget-Obligated)	POR0035-26	\$ 4,634,869.72	
PA Mines Perth Amboy Reimbursement		\$ 365,076.25	
TOTAL FUNDS AVAILABLE		\$ 6,255,498.97	

Request for project authorization to follow
 Closed NJMR Memo 1/11/01
 Closed NJMR Memo 1/11/01
 Closed NJMR Memo 1/11/01
 Closed NJMR Memo 1/11/01

Transfer funds to Project Contingency Fund

TOTAL FUNDS AVAILABLE AFTER POTENTIAL PROJ
 Uncommitted+Excess-Potential requirements

$\left\langle \begin{array}{r} \$ 4,255,498.97 \\ 18 \\ \hline 6055 \end{array} \right\rangle$