

PENNSYLVANIA TURNPIKE COMMISSION

Highspire, Pennsylvania

FORMAL MEETING

January 19, 2010

10:00 A.M.

AGENDA

- A. ROLL CALL
SUNSHINE ANNOUNCEMENT**
- B. MINUTES-January 5, 2010**
- C. COMMUNICATIONS-Memo received from the Chief Counsel**
- D. PERSONNEL**
- E. UNFINISHED BUSINESS**

F. NEW BUSINESS

- 1. Adopt the Resolution ratifying the reinvestments, liquidations and purchases of securities with available cash, as described in the memo from the Investment Analyst dated January 7, 2010.**

- 2. Approve the negotiation and execution of an amendment to our agreement with Ernst & Young LLP for actuarial valuation services of the Post-Employment Benefits Other than Pensions (OPEB); to exercise our second option to renew the agreement.**

- 3. Approve the Right-of-Way Requests for the items listed in memos "a" through "e":**
 - a. Authorize the acquisition of Right-of-Way #17942, a total take parcel, necessary for construction of the Southern Beltway, by issuing a check in the amount of \$221,483.39, payable to Urban Settlement Company, Escrow Agent; representing fair market value, prorated taxes and recording fees; authorize the appropriate Commission officials to execute the agreement of sale, authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer, and payment of the fair market value to the property owners is contingent upon their delivery of a deed prepared by the Legal Department;**

 - b. Authorize the acquisition of Right-of-Way #17949, a total take parcel, necessary for construction of the Southern Beltway, by issuing a check in the amount of \$245,441.65, payable to Coon and Company, Escrow Agent; representing fair market value, prorated taxes, recording fees and Section 710 damages; authorize the appropriate Commission officials to execute the agreement of sale, authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer, and payment of the fair market value to the property owners is contingent upon their delivery of a deed prepared by the Legal Department;**

 - c. Authorize the acquisition of Right-of-Way #3138-A, a partial take parcel, necessary for construction of the total reconstruction project from MP 206.00 to MP 210.00, by issuing a check in the amount of \$19,691.00, payable to Coon and Company, Escrow Agent; representing fair market value, prorated taxes and recording fees; authorize the appropriate Commission officials to execute the agreement of sale, authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer, and payment of the fair market value to the**

F. NEW BUSINESS

property owners is contingent upon their delivery of a deed prepared by the Legal Department;

- d. Authorize the acquisition of Right-of-Way #17913, a total take parcel, necessary for construction of the Southern Beltway, by issuing a check in the amount of \$75,104.27, payable to Coon and Company, Escrow Agent; representing fair market value, prorated taxes and recording fees; authorize the appropriate Commission officials to execute the agreement of sale, authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer, and payment of the fair market value to the property owner is contingent upon his delivery of a deed prepared by the Legal Department;**
 - e. Adopt the proposed Property Acquisition Resolution for Right-of-Way #6069-RB-01, a partial take parcel, necessary for Bridge EB-735 replacement project; authorize payment of Estimated Just Compensation in the amount of \$271,000.00 payable to outside counsel as escrow agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer.**
- 4. Approve advertising for the items listed in memos “a” and “b”:**
- a. Two (2) engineering/construction management firms to perform open-end construction management and inspection services for the I-80 toll conversion project to implement the I-80 Capital Plan construction projects over the next five (5) years. One agreement will be for the western portion and one agreement will be for the eastern portion;**
 - b. Four (4) open-end contracts for engineering and design services associated with the I-80 toll conversion and capital plan projects.**
- 5. Approve the Award of Bids and the Issuance of Purchase Orders for the items listed in memos “a” and “b”:**
- a. Storage Area Network Upgrade, utilizing the Commonwealth’s contract with Razor Technology; at a total award of \$1,058,000.00.**
 - b. Six (6) responder units, to the lowest responsive and responsible bidder, Apple Automotive Group; at a total award of \$223,129.00.**

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6. **Approve the Award of Contracts for the items listed in memos “a” through “d”**
 - a. **Contract #EN-00049-03-10, for sound barriers and collision damage repairs from MP 334.16 to MP 351.08, to the lowest responsive and responsible bidder, Bi State Construction Co., Inc., at a total award of \$656,487.00; with a contingency amount of \$30,000.00;**
 - b. **Contract #EN-00088-03-02, for roadway and miscellaneous repairs between MP 75.39 and MP 179.44, to the lowest responsive and responsible bidder, Cottle’s Asphalt Maintenance, Inc., at a total award of \$1,500,000.00;**
 - c. **Contract #EN-00088-03-03, for roadway and miscellaneous repairs between MP 241.87 and MP 298.33, to the lowest responsive and responsible bidder, Hempt Bros., Inc., at a total award of \$1,000,000.00;**
 - d. **Contract #EN-00088-03-04, for roadway and miscellaneous repairs between MP A20.00 and MP A130.30, to the lowest responsive and responsible bidder, Road-Con, Inc., at a total award of \$1,500,000.00.**
7. **Approve payment of the 2010 annual Interagency Group (IAG) assessment in the amount of \$70,000.00 for our participation in the E-ZPass Interagency Group.**
8. **Approve the write off of \$13,758.21 for Property Damage Claim #DC-1497.**

Items added to the Formal Agenda

RECOMMENDATION

- F-9 Approve the negotiation and execution of four (4) agreements with the same selected consultants negotiated by PennDOT (KTA-Tator, Inc., HRV Conformance Verification Associates, Inc., Pennoni Associates, Inc. and Bureau Veritas, Inc.) for fabricated structural steel inspections systemwide; for a total combined dollar not-to-exceed amount of the four (4) contracts of \$5,000,000.00.**

SUPPLEMENT

- F-10 Approve the preparation and execution of Supplemental Agreement #3 with L.D. Astorino & Associates, Ltd. for open-end architectural services west, for**

F. NEW BUSINESS

an increase of \$160,000.00; increasing the not-to-exceed amount from \$1,150,000.00 to \$1,310,000.00.

CHANGE ORDER

F-11 Approve Change Order #3 for Contract #A-089.00R003-3-02 with Locust Ridge Contractors for bituminous resurfacing from MPA88.66 to MP A95.17, for a decrease of \$675,263.57, decreasing the not-to-exceed amount from \$5,936,959.10 to \$5,261,695.53.

CHANGE ORDER AND FINAL PAYMENT

F-12 Approve Change Order #1 and Final Payment for Contract #EN-00036-03-02 with Morgan Rail, Inc. for wide area signing between MP 39.50 and MP 242.00; for an increase of \$8,308.67, making the final contract value \$432,350.47, and the final amount due of \$32,461.08.

POLICY LETTER REVISION

F-13 Approve the revisions to Policy Letter No. 7.1, Investment Policy and Guidelines, to reflect the following revisions:

- Clarifies that the policy applies to all financial assets of the Commission,
- Clarifies the rating requirements for mortgage backed securities and collateralized mortgage obligations;
- Clarifies the ability to invest in municipal obligations and provides for the usage of additional rating services for municipal obligations and for commercial paper
- Provides a standard for investment management based on “semi-active” investing which will allow for regular portfolio optimization and taking advantage of market opportunities;
- Provides for establishment of portfolio benchmarks based on the duration of individual portfolios and groups of portfolios rather than all of the Commission’s funds as a whole.

E-ZPASS (IAG)

F-14 Authorize the preparation and execution of two Reimbursement Validation Testing Deposit Agreements on behalf of the E-ZPass Interagency Group (IAG). One agreement is between the Commission and TransCore and the other agreement is between the Commission and Mark IV; authorize the Chief Financial Officer, the Chief Operating Officer, or the Chief Executive Officer’s designee, to execute the contracts; and authorize the Commission to serve as the agency designated as the E-ZPass Interagency Group (IAG) Treasurer.