

**PENNSYLVANIA TURNPIKE COMMISSION**

**HIGHSPIRE, PENNSYLVANIA**

**FORMAL TELEPHONE MEETING**

**FEBRUARY 6, 2018**

**8:30 A.M.**

**AGENDA**

- A. Roll Call**
  - Sunshine Announcement**
  - Public Participation**
  
- B. Minutes-January 17, 2018**
  
- C. Communications-Memo received from the Chief Counsel**
  
- D. Personnel**
  
- E. Unfinished Business**

F. NEW BUSINESS

1. **Adopt the proposed revisions to Policy 5.01, Employee Accident Review and Disciplinary Program, to expand the authority of the Board, and to update reporting and administrative procedures.**
  
2. **Approve the negotiation and execution of the Agreements, a Lease, a Supplement and Amendments for the items listed in memos "a" through "i":**
  - a. **Lease Agreement with Range Resources-Appalachia, LLC to permit Range Resources-Appalachia to lease 39.02 acres of Right-of-Way and surplus property in Washington County for the purpose of exploring, developing and producing oil and gas from the Utica Shale Formation;**
  
  - b. **Reimbursement Agreement with PA American Water Company (PAWC), to reimburse PAWC partial cost for the required engineering and facility relocation work necessary for construction of the Southern Beltway, Section 55A2; at a not-to-exceed amount of \$376,250.00;**
  
  - c. **Assignment Agreement with Ammann & Whitney PA, Inc. (A Berger Group Holdings, Inc. subsidiary) to assign its active contracts to Louis Berger U.S., Inc. due to restructuring;**
  
  - d. **Assignment Agreement with The Louis Berger Group, Inc. to assign its active contracts to Louis Berger U.S., Inc. due to restructuring;**
  
  - e. **Supplemental Agreement #1 with Penn State Facilities Engineering Institute for Accident and Illness Prevention Program (AIPP) assessments at PTC administration, fare collection, interchange, maintenance, laboratory, training and warehouse facilities, for an additional \$155,178.00 through May 31, 2022 for the annual escalation rate;**
  
  - f. **Agreement with Digital Assurance Corporation (DAC) to serve as a dissemination agent to provide a comprehensive web-based solution to assist in providing initial and continuing financial and debt-related information to investors and potential investors; at an annual not-to-exceed amount of \$17,000.00;**
  
  - g. **Settlement Agreement and Release with Harry Enggasser and authorize issuance of the worker's compensation settlement payment;**
  
  - h. **Interagency Reimbursement Agreement with Southeastern Pennsylvania Transportation Authority (SEPTA) for cost sharing of consultant services to recommend actions to support long-term sustainable funding for SEPTA; at a Commission not-to-exceed cost of \$262,585.08;**
  
  - i. **Amendments to our agreements with Leidos and NTT Data for Geographic Information Systems (GIS) work order services; exercising the option to renew the agreements for an additional year; at a combined not-to-exceed amount of \$1,500,000.00;**

F. NEW BUSINESS

- j. **Agreement with 7-Eleven, Inc., to distribute E-ZPass Go Paks in the service plazas on the Pennsylvania Turnpike;**
  - k. **Settlement Agreement and Release with Allan Myers, LP, and authorize payment of the settlement amount;**
  - l. **Agreement with Ames & Gough to provide insurance advisory services for the P3 project; at a not-to-exceed amount of \$10,000.00.**
3. **Approve the Right-of-Way Requests for the items listed in memos “a” through “l”:**
- a. **Adopt the proposed Property Acquisition Resolution for Right-of-Way #14132 (Patrick L. Bianchin), a partial take parcel necessary for construction of the Southern Beltway, US 22 to I-79, by authorizing payment of \$52,600.00 representing estimated just compensation to counsel named at a later date; and authorize payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel;**
  - b. **Acquisition of Right-of-Way #6007-B (Estate of Hugh M. McNeill), a total take parcel necessary for the total reconstruction project from MP 298.00 to MP 302.00 (Bulltown Road Bridge) by authorizing payment of \$741,671.47 representing fair market value, pro-rated taxes and recording fees to Diversified Settlement Services, Inc., escrow agent; authorize the appropriate Commission officials to execute the Agreement of Sale and other documents that may be required for closing; authorize payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel; and payment of fair market value to the property owner is contingent upon the delivery of a deed as prepared by the Legal Department;**
  - c. **Acquisition of Right-of-Way #17965-1 (George A. & Miriam M. Siders d/b/a M&G Construction; and Robert C. Patterson), a total take parcel necessary for construction of the Southern Beltway, US 22 to I-79, by authorizing payment of \$1,400.00 representing moving costs to Robert C. Patterson; authorize the appropriate Commission officials to execute the Settlement Agreement and other documents that may be required; and authorize payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel;**
  - d. **Acquisition of Right-of-Way #14081-RC (Joseph W. & Erica L. Salmond), a partial take parcel necessary for the total reconstruction project from MP 53.00 to MP 57.00 by authorizing payment of \$1,029.00 representing fair market value and pro-rated taxes to Joseph W. & Erica L. Salmond; authorize the appropriate Commission officials to execute the Agreement of Sale and other documents that may be required for closing; authorize payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel; and payment of fair market value to the property owners is contingent upon the delivery of a deed as prepared by the Legal Department;**

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- e. **Acquisition of Right-of-Way #14002-A (Baierl Chevrolet, Inc.), a partial take parcel necessary for the total reconstruction project from MP 28.00 to MP 31.00 by authorizing payment of \$9,111.00 representing fair market value and pro-rated taxes to Baierl Chevrolet, Inc.; authorize the appropriate Commission officials to execute the Agreement of Sale and other documents that may be required for closing; authorize payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel; and payment of fair market value to the property owner is contingent upon the delivery of a deed as prepared by the Legal Department;**
  
- f. **Acquisition of Right-of-Way #14083-A2 (American Legion Post 980, Inc.), a partial take parcel necessary for the total reconstruction project from MP 53.00 to MP 57.00 by authorizing payment of \$11,934.01 representing fair market value and non-residential move costs to American Legion Post 980, Inc.; authorize the appropriate Commission officials to execute the Temporary Construction Easement and other documents that may be required for closing; authorize payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel; and payment of fair market value to the property owner is contingent upon the delivery of a deed as prepared by the Legal Department;**
  
- g. **Acquisition of Right-of-Way #14008-H (James G. & Martha G. Ward as Trustee of the Ward Family Trust), a partial take parcel necessary for the total reconstruction project from MP 28.00 to MP 31.00 by authorizing payment of \$10,150.00 representing fair market value and pro-rated taxes to the Ward Family Trust; authorize the appropriate Commission officials to execute the Agreement of Sale and other documents that may be required for closing; authorize the payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel; and payment of damages to the property owners is contingent upon their delivery of a deed prepared by the Legal Department;**
  
- h. **Acquisition of Right-of-Way #3357-B (Lisburn Devco I, LP), a partial take parcel necessary for the replacement of Bridge EB-117 at MP 238.09 by authorizing payment of \$10,000.00 representing fair market value to Lisburn Devco I, LP; authorize the appropriate Commission officials to execute the Temporary Construction Easement and other documents that may be required for closing; authorize the payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel; and payment of fair market value to the property owner is contingent upon its delivery of an executed Temporary Construction Easement as prepared by the Legal Department;**

F. NEW BUSINESS

- i. **Settlement of Right-of-Way #14079-RH (Todd M. & Debra A. McKillop), a total take parcel necessary for the replacement of Bridge WB-452 at MP 52.36 by authorizing payment of \$174,150.31 representing fair market value, pro-rated taxes, recording fees, replacement housing supplement and closing costs to ARROW Land Services, LLC escrow agent; authorize the appropriate Commission officials to execute the Agreement of Sale and other documents that may be required for closing; authorize the payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel; and payment of fair market value to the property owners is contingent upon the delivery of a deed as prepared by the Legal Department;**
- j. **Settlement of Right-of-Way #14079-RL (John K. & Kara L. Marshalek), a total take parcel necessary for the replacement of Bridge WB-452 at MP 52.36 by authorizing payment of \$78,831.66 representing fair market value, pro-rated taxes and recording fees to ARROW Land Services, LLC escrow agent, and issue payment of \$58,492.00 representing replacement housing supplement and closing costs to Robert A. Felkay, Esquire, escrow agent; authorize the appropriate Commission officials to execute the Agreement of Sale and other documents that may be required for closing; authorize the payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel; and payment of fair market value to the property owners is contingent upon the delivery of a deed as prepared by the Legal Department;**
- k. **Acquisition of Right-of-Way #14000-F (CW Development, LP), a partial take parcel necessary for the total reconstruction project from MP 28.00 to MP 31.00 by authorizing payment of \$5,887.00 representing fair market value and pro-rated taxes to CW Development, LP; authorize the appropriate Commission officials to execute the Agreement of Sale and other documents that may be required for closing; authorize the payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel; and payment of damages to the property owner is contingent upon their delivery of a deed prepared by the Legal Department;**
- l. **Settlement of Right-of-Way #14126 (James J. & Cheryl L. Bowman and Big Sand Drilling Company), a partial take parcel necessary for construction of the Southern Beltway by authorizing the appropriate Commission officials to execute the “New Stream Option Agreement” as prepared by the Legal Department; and authorize the execution of any other documents required to implement the option, if necessary, including the execution of a deed as prepared by the Legal Department.**

F. NEW BUSINESS

4. Approve advertising for the items listed in memos "a" through "c":
  - a. Financial Swap advisory services;
  - b. Contract #S-006.00X002-3-14 for construction of cashless tolling SR 0576, Section 55T, between MP S6.11 and MP S13.80;
  - c. Property Management services for property/structures impacted by construction of the Mon/Fayette Expressway, Rt. 51 to I-376.
  
5. Approve the Change Order and the Issuance of a Purchase Order for hazardous and residual waste removal with Clean Venture, Inc., for removal of contaminated soil near the Carlisle Interchange, at a cost of \$58,942.80.
  
6. Approve the Award of Contracts for the items listed in memos "a" through "h":
  - a. Contract #EN-00224-03-02 for roadway and miscellaneous repairs along Toll I-376, Turnpike 576, Turnpike 43 and Turnpike 66, to the lowest responsive and responsible bidder, The Lane Construction Corporation; at a not-to-exceed amount of \$4,000,000.00;
  - b. Contract #EN-00224-03-04 for roadway and miscellaneous repairs between MP 122.18 and MP 201.58, to the lowest responsive and responsible bidder, New Enterprise Stone & Lime Co., Inc.; at a not-to-exceed amount of \$4,000,000.00;
  - c. Contract #EN-00224-03-06 for roadway and miscellaneous repairs between MP 299.98 and MP 358.11 and between MP A20.00 and MP A57.22, to the lowest responsive and responsible bidder, New Enterprise Stone & Lime Co., Inc.; at a not-to-exceed amount of \$5,000,000.00;
  - d. Contract #EN-00224-03-03 for roadway and miscellaneous repairs between MP 0.00 and MP 122.18, to the lowest responsive and responsible bidder, The Lane Construction Corporation; at a not-to-exceed amount of \$5,000,000.00;
  - e. Contract #EN-00224-03-05 for roadway and miscellaneous repairs between MP 201.58 and MP 299.98, to the lowest responsive and responsible bidder, New Enterprise Stone & Lime Co., Inc.; at a not-to-exceed amount of \$4,000,000.00;
  - f. Contract #EN-00224-03-07 for roadway and miscellaneous repairs between MP A57.22 and MP A130.64, to the lowest responsive and responsible bidder, New Enterprise Stone & Lime Co., Inc.; at a not-to-exceed amount of \$4,500,000.00;
  - g. Contract #EN-00165-03-02 for the installation of signs between MP 0.00 and MP 245.75, Toll I-376, Turnpike 66, Turnpike 43 and Turnpike 576, to the lowest responsive and responsible bidder, Allison Park Contractors, Inc.; at a not-to-exceed amount of \$2,000,000.00;

