

**PENNSYLVANIA TURNPIKE COMMISSION**

**HIGHSPIRE, PENNSYLVANIA**

**FORMAL MEETING**

**FEBRUARY 18, 2014**

**10:00 A.M.**

**AGENDA**

- A. Roll Call**
  - Sunshine Announcement**
  - Public Participation**
  
- B. Minutes-February 4, 2014**
  
- C. Communications-**
  - Memo received from the Chief Counsel**
  - Memo received from the Manager of Strategic Sourcing and Asset Management**
  
- D. Personnel**
  
- E. Unfinished Business**

**F. NEW BUSINESS**

- 1. Authorize the issuance of the Pennsylvania Turnpike Commission's Subordinate Revenue Bonds, including bond anticipation notes and special revenue bonds, in one or more series or sub-series, fixed rate or variable rate, taxable or tax-exempt, in an aggregate initial principal amount not to exceed \$250,000,000, to finance or refinance the costs of (a) making lease, grant or other payments to the Pennsylvania Department of Transportation in accordance with Act 44 and Act 89, (b) refunding any bond anticipation notes or other short-term indebtedness previously issued by the Pennsylvania Turnpike Commission for the foregoing purposes, (c) reimbursing the Pennsylvania Turnpike Commission for payments previously made to the Pennsylvania Department of Transportation in accordance with Act 44, (d) any debt service reserve or similar funds, credit facility costs or capitalized interest related to such bonds, and (e) issuance of such bonds; authorizing the execution, delivery and distribution of the following: (1) one or more supplemental trust indentures, (2) one or more preliminary official statements or preliminary private placement memoranda, (3) one or more official statements or private placement memoranda, (4) one or more purchase contracts or private placement agreements, (5) one or more remarketing agreements, (6) one or more continuing disclosure agreements, (7) one or more escrow deposit agreements, (8) documents related to the pledge of motor license fund monies for special revenue bonds and (9) any other necessary or appropriate documents or certificates; authorizing the acquisition of one or more credit facilities and the execution and delivery of any related agreements; authorizing the taking of further action; repealing inconsistent resolutions; appointing co-bond counsel and providing for the appointment of one or more underwriters and remarketing agents; declaring the Pennsylvania Turnpike Commission's official intent that it be reimbursed from bond proceeds for certain expenditures paid prior to the issuance of such bonds; and declaring that this resolution shall be liberally construed.**
  
- 2. Approve the negotiation and execution of the Supplemental and Settlement Agreements for the items listed in memos "a" and "b":**
  - a. Supplemental Agreement to our reimbursement agreement with Buckeye Pipe Line Company L.P. for the relocation of their facility necessary for the total reconstruction project from MP 44.00 to MP 48.00 (Bridges WB-433 at MP 44.32 and WB-434 at MP 44.42), for an additional \$236,075.96 for overhead expenses that were omitted from their original cost estimate; for a total not-to-exceed amount of \$4,507,617.96;**
  
  - b. Settlement Agreement with Kenneth Heider and issuance of payment in the settlement amount.**
  
- 3. Approve the Right-of-Way Requests for the items listed in memos "a" through "h":**
  - a. Acquisition of Right-of-Way #7145-A1 (CBS Outdoor, LLC), a total take parcel necessary for the I-95/I-276 Interchange project by authorizing payment of moving costs for the outdoor advertising devices in the amount of \$179,235.00 to CBS Outdoor, LLC; and payment of the**

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- damages to CBS Outdoor, LLC is contingent upon the actual removal of the three outdoor advertising devices from the property;
- b. **Adopt the Proposed Property Acquisition Resolution for Right-of-Way #7135-U (*Martin/Petrone, L.P.*), a partial take parcel necessary for construction of the I-95/I-276 Interchange project by authorizing payment of Estimated Just Compensation in the amount of \$830,000.00 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;**
  - c. **Adopt the Proposed Property Acquisition Resolution for Right-of-Way #3310-G (*G6 Hospitality Properties, LLC*), a partial take parcel necessary for the total reconstruction project from MP 220.00 to MP 227.00 by authorizing payment of Estimated Just Compensation in the amount of \$5,000.00 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;**
  - d. **Acquisition of Right-of-Way #14206-G (*PA Department of Transportation*), necessary for the total reconstruction project from MP 40.00 to MP 48.00 by authorize the transfer of real property interests; authorize the negotiation and execution of an Interagency Agreement and all necessary and appropriate documents; and authorize payment of statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel;**
  - e. **Acquisition of Right-of-Way #14213-B (*PA Department of Transportation*), necessary for the total reconstruction project from MP 40.00 to MP 48.00 by authorize the transfer of real property interests; authorize the negotiation and execution of an Interagency Agreement and all necessary and appropriate documents; and authorize payment of statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel;**
  - f. **Acquisition of Right-of-Way #3375-F (*PA Department of Transportation*), necessary for the total reconstruction project from MP 242.00 to MP 245.00 by authorize the transfer of real property interests; authorize the negotiation and execution of an Interagency Agreement and all necessary and appropriate documents; and authorize payment of statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel;**
  - g. **Acquisition of Right-of-Way #6078-G (*PA Department of Transportation*), necessary for the total reconstruction project from MP 320.00 to MP 326.00 by authorize the transfer of real property interests; authorize the negotiation and execution of an Interagency Agreement and all necessary and appropriate documents; and authorize payment of statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel;**

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- h. Acquisition of Right-of-Way #6499-A (*Thomas & Rosemarie Sebra*), a total take parcel necessary for the total reconstruction project from MP A31.00 to MP A38.00 by authorizing payment of fair market value, pro-rated taxes, recording fees, mortgage satisfaction, housing supplement and closing costs in the amount of \$350,715.70 to *Diversified Settlement Services, Inc.* escrow agent; authorize the appropriate Commission officials to execute the Agreement of Sale; 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.**

**4. Approve advertising for the items listed in memos "a" through "c":**

- a. Emergency Spill Response Provider coverage from MP A57.40 to MP A130.60;**
- b. Engineering or Materials Inspection firm to perform open-end materials inspection from MP 0.00 to MP 200.00 and the Western Expansion projects;**
- c. Open-end environmental services systemwide.**

**5. Approve the Award of Bids, a Change Order and the Issuance of Purchase Orders for the items listed in memos "a" through "c":**

- a. Weigh-in-Motion equipment for the I-95 Interchange, to International Road Dynamics, Inc.; at a total award of \$667,413.00;**
- b. Change Order to our agreement for fuel storage tank cleaning with Clean Fuel Associates for \$100,000.00, due to the Commonwealth extending their contract thru April 30, 2014;**
- c. Seven (7) 2015 Chevrolet 2500 Crew Cab Pickup Trucks (for First Responders), utilizing the Commonwealth's contract with Apple Automotive; at a total award of \$271,523.00.**

**6. Approve the negotiation and execution Supplemental Agreement #1 with ALCM for construction management/inspection of the Somerset Maintenance Facility, for an additional \$1,204,261.62 necessary to complete the current work, and to also provide construction management/inspection for the Western Training Facility project, the Allegheny Tunnel electrical upgrades project and the proposed addition of Somerset Materials Lab to the Somerset Maintenance project; for a revised not-to-exceed amount of \$3,465,941.58.**

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7. Approve the Change Orders and Final Payment for the items listed in memos "a" and "b":
- a. Change Order #2 and Final Payment for Contract #T-099.00T002-3-03 with Charles J. Merlo, Inc. for the replacement of Bridge B-459 (S-26566) at MP 103.47, for a decrease of \$14,263.20 to balance items to actual work completed, additional changes to repair and improve the SE corner of the bridge that gets washed-out during heavy rains and for additional signs and delineators as requested by PennDOT; for a total contract value of \$3,282,342.23 and a total amount due to the contractor of \$102,563.30;
  - b. Change Orders with the following vendors currently working on the Somerset Maintenance/PSP project, to include construction and related work of the Somerset Materials Testing Lab; at a total approximate cost of \$806,844.00;

Clark Contractors	General Construction	T-113.82F001-3-04
A.J. Demor & Sons, Inc	Plumbing work	T-113.82F001-3-05
T.S.B., Inc. d/b/a Schultheis Electric	Electrical work	T-113.82F001-3-06
MARC-Service Inc.	HVAC work	T-113.82F001-3-07
8. Approve the award of service and authorize the negotiation and execution of agreement with the selected firm for the items listed in memos "a" and "b":
- a. Ref #E-056. Design Services and construction consultation for the Southern Beltway Project, Rt. 22 to I-79, Section 55A2;
  - b. Ref #E-057. Design services and construction consultation for the Southern Beltway Project, Rt. 22 to I-79, Section 55C2.