

**PENNSYLVANIA TURNPIKE COMMISSION**

**HIGHSPIRE, PENNSYLVANIA**

**FORMAL MEETING**

**MARCH 6, 2012**

**10:00 A.M.**

**AGENDA**

- A. Roll Call  
Sunshine Announcement  
Public Participation**
- B. Minutes-February 21, 2012**
- C. Communications-Memo received from the Chief Counsel**
- 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 \$300,000,000, 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, (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 Agreements and Amendments for the items listed in memos "a" through "f":**

  - a. Amendment to our agreement with Interstate Emergency Services-Bedford for authorized provider services from MP 127.30 to MP 154.10, to exercise our option to extend the agreement on a month-to-month basis until a provider is selected via the RFP process;**

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- b. Amendment to our agreement with Nickolich Towing for authorized provider services from MP M28.00 to MP 54.00, to exercise our option to extend the agreement on a month-to-month basis until a provider is selected via the RFP process;**
  - c. Amendment to our agreement with Rapid Response for (HAZMAT) spill response, to exercise our option to renew the agreement for an additional two (2) years;**
  - d. Amendment #8 to the E-ZPass Interagency Group (IAG) Operating Agreement to modify Section 4A of the agreement to create two new membership classes (National Affiliate Members and National Affiliate Private Members);**
  - e. Amendment to our agreements (with the vendors listed below) for medical benefits, to exercise our option to renew the agreements for an additional six (6) months:  
Highmark Blue Shield-medical and vision  
Aetna-prescription  
United Concordia-dental**
  - f. Amendment to our agreement with The Hartford for short-term disability, to exercise our option to renew the agreement for an additional year.**
- 3. Approve the Right-of-Way Requests for the items listed in memos “a” through “d”:**
- a. Approve the transfer of property formerly of Milton Aronauer to the Township of Bristol in order to satisfy the requirements of the Commission’s environmental permits, necessary for the I-95/I-276 Interchange Project; authorize the appropriate Commission officials to execute the deed as prepared by the Legal Department; and authorize the execution of any other documents, including restrictive covenants, which may be required for the stream mitigation project;**
  - b. Authorize the acquisition of Right-of-Way #6497-C, a partial take parcel, necessary for the replacement of Bridges NB-150 & NB-152; by issuing payment in the amount of \$2,030.00, payable to AT&T Corp.; representing fair market value and pro-rated taxes; authorize the appropriate Commission officials to execute the agreement of sale and other documents necessary for closing; authorize payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer; and payment of fair market value to the property owners is contingent upon the delivery of a deed as prepared by the Legal Department;**
  - c. Authorize the acquisition of Right-of-Way #6494-B, a partial take parcel, necessary for the replacement of Bridges NB-150 & NB-152; by issuing payment in the amount of \$158,922.50, payable to City Line Abstract Company, Escrow Agent; representing fair market value, pro-rated taxes and recording fees;**



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- b. Contract #EN-00028-03-04 for access ramp construction at MP 250.30, to the lowest responsive and responsible bidder, Hempt Bros., Inc.; at a not-to-exceed amount of \$499,999.99 and a contingency of \$30,000.00;**
  - c. Contract #A-128.87S001-3-02 for the replacement of Bridge NB-736 at MP A128.87, to the lowest responsive and responsible bidder, G.A. & F.C. Wagman, Inc.; at a not-to-exceed amount of \$2,387,628.65 and a contingency of \$100,000.00;**
  - d. Contract #T-222.00R001-3-02 for bituminous resurfacing between MP 221.40 and MP 235.52, to the lowest responsive and responsible bidder, Hempt Bros., Inc.; at a not-to-exceed amount of \$11,055,919.39 and a contingency of \$500,000.00.**
- 7. Approve the Supplemental Agreements for the items listed in memos “a” and “b”:**
- a. Supplemental Agreement #1 with ACA Engineering, Inc. for open-end material inspection and testing services in the East; for an additional \$250,000.00, increasing the not-to-exceed amount to \$1,100,000.00; necessary for additional inspection costs until the new open-end contract is awarded;**
  - b. Supplemental Agreement #1 with Greenman-Pederson, Inc. for open-end construction inspection services in the West; for an additional \$850,000.00, increasing the not-to-exceed amount to \$1,800,000.00; necessary for additional inspection costs until the new open-end contract is awarded.**

**Item added to the Formal Agenda**

- F-8. Approve the Award of a Bid and the Issuance of a Purchase Order for Cognos software support services to Waypoint Consulting, LLC; at a total award of \$199,870.52.**