

PENNSYLVANIA TURNPIKE COMMISSION

HIGHSPIRE, PENNSYLVANIA

FORMAL MEETING

MARCH 19, 2019

10:00 A.M.

AGENDA

- A. Roll Call**
 - Sunshine Announcement**
 - Public Participation**

- B. Minutes-March 5, 2019**

- C. Communications-**
 - Memo received from the Chief Counsel**
 - Memo received from the Director of Procurement & Logistics**

- D. Personnel**

- E. Unfinished Business**

F. NEW BUSINESS

1. **Approve revisions to Policy Letters and Rescind Policy Letters for the items listed in memos “a” and “b”:**
 - a. **Adopt Policy 2.23, Fair Employment Practices Committee, to inform personnel of their duties and responsibilities regarding fair employment practices and to reaffirm policies and procedures set forth in Policy Letter 2.02, Equal Employment Opportunity and Policy Letter 3.03, Sexual Harassment and Sexual Discrimination; and rescind Policy 2.02 and Policy 3.03 as they are merged into Policy 2.23;**
 - b. **Revise Policy Letter 2.01, Americans with Disabilities Amendment Act, to reflect operational changes, to be consistent with the Fair Employment Practices Committee policy and to comply with federal, state and local laws regarding disability related employment.**

2. **Approve the negotiation and execution of the Agreements, Amendments and a Supplemental Agreement for the items listed in memos “a” through “e”:**
 - a. **Amendment to our agreement with PMA Companies for Third Party Administrator services for the Self-Insured General and Auto Liability programs, exercising the option to renew the agreement for an additional year (July 27, 2019 – July 26, 2020), at a cost of \$51,250.00; also authorize advertising for General and Auto Liability Third Party Claims Administrator (TPA) services;**
 - b. **Supplemental Reimbursement Agreement with the Township of Falls Authority for the Township to provide inspection services for the facility relocation work necessary for the I-95/I-276 Interchange project; for an additional \$33,196.79;**
 - c. **Amendment to our agreement with Trion for COBRA administration services, exercising the option to renew the agreement for an additional year (September 1, 2019 – August 31, 2020), at an approximate cost of \$3,600.00;**
 - d. **Settlement Agreement and Release in the case, Toni A. Carran v PTC;**
 - e. **Agreement with BestPass, Inc. for the payment of tolls by customers who purchase vehicles embedded with an Integrated Toll Module (ITM) device that is registered with the Commission.**

F. NEW BUSINESS

3. Approve the Right-of-Way Requests for the items listed in memos “a” and “b”:
 - a. Acquisition of Right-of-Way #14003-A (Pennsylvania Department of Transportation), a partial take parcel necessary for the total reconstruction project from MP 28.00 to MP 31.00 by authorizing the appropriate commission officials to execute the required Interagency Agreement, as prepared and approved by the Legal Department; and authorize the execution of other documents that may be required to effectuate the property transfer;
 - b. Acquisition of Right-of-Way #14S311 (Matthew C. Holden), a total take parcel necessary for construction of the Mon/Fayette Expressway by authorizing payment of \$105,203.55 representing fair market value and pro-rated taxes to Fee Simple Settlement 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 owner is contingent upon his delivery of a deed as prepared by the Legal Department.

4. Approve advertising for Contract #T-355.00P002-3-06 for the replacement of Bridge DB-242 (S-36013) at MP 355.62.

5. Approve Issuance of Purchase Orders for the items listed in memos “a” and “b”:
 - a. Environmental Systems Research Institute GIS software maintenance and support (March 24, 2019 – March 23, 2020), utilizing the Commonwealth’s contract with Environmental Systems Research Institute; at a total award of \$250,210.21;
 - b. Job Order Contracts (JOC), exercising the option to renew the agreements for an additional two-years (April 2, 2019 – April 8, 2021):

GENERAL

Clark Contractors, Inc.	\$3,200,000.00	District 1
Clark Contractors, Inc.	\$1,200,000.00	District 2
Clark Contractors, Inc.	\$1,700,000.00	District 3
Clark Contractors, Inc.	\$ 750,000.00	District 4
Clark Contractors, Inc.	<u>\$1,800,000.00</u>	District 5
TOTAL RENEWAL-GENERAL	\$8,650,000.00	

ELECTRICAL

TSB Inc d/b/a Schultheis	\$1,000,000.00	District 1
TSB Inc d/b/a Schultheis	\$1,000,000.00	District 2
I.B. Abel, Inc.	\$ 250,000.00	District 3
Clark Contractors, Inc.	\$ 250,000.00	District 4
I.B. Abel, Inc.	<u>\$ 250,000.00</u>	District 5
TOTAL RENEWAL-ELECTRICAL	\$2,750,000.00	

F. NEW BUSINESS

PLUMBING

Clark Contractors, Inc.	\$ 600,000.00	District 1
Clark Contractors, Inc.	\$ 250,000.00	District 2
Lobar Associates	\$ 250,000.00	District 3
Clark Contractors, Inc.	\$ 250,000.00	District 4
Lobar Associates	<u>\$ 250,000.00</u>	District 5
TOTAL RENEWAL-PLUMBING	\$1,600,000.00	

HVAC

MARC-Service, Inc.	\$1,000,000.00	District 1
MARC-Service, Inc.	\$ 250,000.00	District 2
Blanski Energy Management	\$ 250,000.00	District 3
Blanski Energy Management	\$ 250,000.00	District 4
Blanski Energy Management	<u>\$ 250,000.00</u>	District 5
TOTAL RENEWAL-HVAC	\$2,000,000.00	

TOTAL JOC RENEWAL: \$15,000,000.00

6. Approve the Award of Contracts for the items listed in memos "a" through "c":
 - a. Contract #S-006.00X002-3-13 for installation of signs along the Southern Beltway SR 576, Section 55S between MP S0.00 and MP S19.53, to the lowest responsive and responsible bidder, Power Contracting Company; at a not-to-exceed amount of \$11,827,818.48 and a contingency of \$550,000.00;
 - b. Contract #T-009.00R001-3-02 for bituminous resurfacing between MP 9.26 and MP 19.47, to the lowest responsive and responsible bidder, Lindy Paving, Inc.; at a not-to-exceed amount of \$37,225,617.28 and a contingency of \$1,500,000.00;
 - c. Contract #T-252.39S001-3-02 for painting and fencing replacement at various bridge locations between MP 252.39 and MP 261.47, to the lowest responsive and responsible bidder, Amari Painting & Lining LLC; at a total award of \$1,423,440.00 and a contingency of \$50,000.00.

F. NEW BUSINESS

7. **Approve the Change Orders and Final Payments for the items listed in memos “a” through “d”:**
 - a. **Change Order #1 and Final Payment for Contract #EN-00184-03-05 for bridge repairs between MP A20.00 and MP A130.64 with J.P.S. Construction Co., Inc., for a decrease of \$338,666.44 to reflect the cost of the completed work authorizations and a 170-day time extension due to delays with the execution of agreements with the adjacent railroad; for a final contract amount of \$2,161,333.56 and final amount due to the contractor of \$108,066.68;**
 - b. **Change Order #6 for Contract T-355.00P001-3-14 for widening and reconstruction of S.R. 0095, Section D20, with James D. Morrissey, Inc. for an increase of \$1,074,811.61 to balance items to actual work completed, changes for drainage, guiderail connectors, tree removal, excavation, superpave mixes, concrete curb, pavement markings, guiderail, geotextile, temporary impact attenuators, erosion control, R-4 and R-5 rock, galvanized structural steel and binder mix; for a revised not-to-exceed amount of \$123,200,045.74;**
 - c. **Change Order #1 and Final Payment for Contract #A-115.00R001-3-02 for bituminous resurfacing between MP A115.00 and MP A120.40 with Pennsy Supply, Inc. for a decrease of \$271,035.66 to balance items to actual work completed, changes for bridge deck repairs, concrete patching, payment adjustments for asphalt materials, concrete barrier, impact attenuator, E-Zpass and Toll By Plate fees, a 19-day time extension due to weather; for a final contract value of \$8,696,505.29 and final amount due to the contractor of \$423,800.33;**
 - d. **Change Order #2 and Final Payment for Contract #T-122.16F001-3-02 for western training facility renovations at MP 122.16 EB with JC Orr & Son, Inc., for a decrease of \$5,354.50 to balance items to actual work completed; for a final contract value of \$1,836,205.12 and final amount due to the contractor of \$36,724.10.**

8. **Approve the negotiation and execution of the Supplemental Agreements for the items listed in memos “a” through “c”:**
 - a. **Supplemental Agreement #2 for design services for the Southern Beltway, US 22 to I-79, Section 55A-2 with AECOM Technical Services, Inc., for an increase of \$750,000.00 for additional consultation during construction, AMD monitoring, field support and shop drawing reviews; for a revised not-to-exceed amount of \$11,450,000.00;**
 - b. **Supplemental Agreement #11 for environmental services for the I-95/I-276 Interchange project with KCI Technologies, Inc., for an increase of \$469,120.74 for preliminary environmental and engineering analysis associated with the Delaware River Bridge replacement alternatives analysis; for a revised not-to-exceed amount of \$17,139,098.95;**
 - c. **Supplemental Agreement #2 for Fiber Optic Broadband Network project support with Gannett Fleming, Inc. to assist in development of an RFP and the selection process of a firm that can provide the needed operation and maintenance services for the new Network.**

F. NEW BUSINESS

9. Authorize the issuance of the Pennsylvania Turnpike Commission's variable rate Turnpike Revenue Refunding Bonds in an aggregate principal amount not to exceed \$200,000,000 (based on par amount) in one or more series or sub-series, taxable or tax-exempt, for the purpose of financing the refunding of all or a portion of certain outstanding Turnpike Revenue Bonds, including the funding of necessary reserves; authorizing the execution, delivery and distribution of the following: (1) one or more supplemental trust indentures for the bonds; (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) agreements for the provision of one or more credit facilities and/or reserve fund credit facilities and any related agreements (TD Bank, N.A.); (6) one or more remarketing agreements (TD Securities); (7) one or more continuing disclosure agreements; (8) one or more interest rate swaps or other derivatives, or amendments to or terminations of existing interest rate swaps; (9) one or more escrow deposit agreements; and (10) any other necessary or appropriate documents or certificates; providing for the appointment of bond counsel and other counsels (McNees Wallace & Nurick), and providing for the appointment of one or more underwriters (TD Securities) and/or other professionals (PFM and G-Entry Principle); authorizing the taking of further action; repealing inconsistent resolutions; and declaring that this resolution shall be liberally construed.
10. Approve the award of services and authorize the negotiation and execution of an agreement with the selected firm for T00105, in-depth inspection of the Allegheny, Tuscarora, Kittatinny, Blue Mountain and Lehigh Tunnels:
- HDR Engineering, Inc.-AWARDED
 - Stahl Sheaffer Engineering, LLC
 - TranSystems Corporation Consultants

Item Added to the Formal Agenda

11. Reject all bids and re-advertise for Contract S-006.00X002-3-15, general construction for the Southern Beltway maintenance facility at MP S15.30EB.