

PENNSYLVANIA TURNPIKE COMMISSION

HIGHSPIRE, PENNSYLVANIA

FORMAL TELEPHONE MEETING

AUGUST 14, 2012

10:00 A.M.

A G E N D A

- A. Roll Call
Sunshine Announcement
Public Participation**

- B. Minutes-July 18, 2012**

- 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. Approve amending the pool of qualified real estate appraisers for real estate appraisal services to include Indian Valley Appraisal Company to the qualified pool.**

- 2. Approve the negotiation and execution of the Agreements, an Amendment, a Supplement, a Release and a Work Order for the items listed in memos “a” through “h”:**
 - a. Amendment to our agreement with Lewis Environmental Group for spill response, to exercise our option to extend the agreement for an additional two (2) years;**

 - b. Gift Agreement with Robert & Alice Miller for their donation of *America’s Dream Highway* memorabilia;**

 - c. Work Order #31 with TransCore to remove and reinstall Fare Collection System island and booth equipment systems at the Pittsburgh Interchange; at a not-to-exceed amount of \$1,184,287.00;**

 - d. Drainage Easement with Venango Trails Partners (VTP) to convey stormwater from a retention pond along Mount Pleasant Road to a small stream located on Commission property (near MP 30.70);**

 - e. Supplemental Agreement with CSI for professional services, for an additional not-to-exceed amount of \$100,000.00 for ongoing services;**

 - f. Releases (executed by the CFO) as part of the settlement of the JP Morgan Chase Municipal Bond Derivative litigation and accept settlement payment in the approximate amount of \$228,500.00;**

 - g. Settlement Agreement and release with Astorino as part of the Underground Thermal Storage Tank specification for the Turnpike Industrial Park Building project;**

 - h. Settlement Agreement and release with STV Incorporated as part of the Underground Thermal Storage Tank specification for the Turnpike Industrial Park Building project.**

- 3. Approve the Right-of-Way Requests for the items listed in memos “a” through “k”:**
 - a. Approve the plans entitled, “Drawings for Establishing and Reestablishing Limited Access Highway and Authorizing Acquisition of Right-of-Way for Roadway and Bridge Reconstruction on the Pennsylvania Turnpike S. R. 0076 and also Authorizing Acquisition of Right-of-Way on State Route 1003 (Old York Road) in York County, Contract No. T-242.00T002-3-04, Pennsylvania Turnpike from Sta 193+17.82 to Sta 206+45.36 = 1327.54 Ft = 0.251 Miles, M. P. 242.94 to M. P. 243.19 SR 1003 (Old York Road) from Sta 12+10.00 to Sta 17+50.00 = 540.00 Ft = 0.102 Miles.”, as prepared by the Engineering Department for the improvements from MP 242.94 to MP 243.19;**

F. NEW BUSINESS

- b. Approve the acquisition of Right-of-Way #17657, a partial take parcel, necessary for construction of the Southern Beltway, by authorizing the payment of fair market value, pro-rated taxes and recording fees of \$28,796.19 payable to Fayette Professional Services; authorize the appropriate Commission officials to execute the agreement of sale and other documents as 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 their delivery of a deed as prepared by the Legal Department;**
- c. Approve the acquisition of Right-of-Way #2003-5, a partial take parcel, necessary for the replacement of Bridge B-404, by authorizing the payment of fair market value, pro-rates taxes and recording fees of \$10,069.84 to Puzak Law Offices, Escrow Agent; authorize the appropriate Commission officials to execute the agreement of sale and other documents as 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 their delivery of a deed as prepared by the Legal Department;**
- d. Approve the acquisition of Right-of-Way #14079-Q, a total take parcel, necessary for the reconstruction of Bridge WB-451, by authorizing the payment of fair market value, pro-rated taxes and recording fees of \$82,278.36 to James J. Pecora, Esquire, Escrow Agent; authorize the appropriate Commission officials to execute the agreement of sale and other documents as 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 their delivery of a deed as prepared by the Legal Department;**
- e. Approve the acquisition of Right-of-Way #3379-A, a partial take parcel, necessary for the replacement of Bridge EB-210, by authorizing the payment of fair market value and pro-rated taxes in the amount of \$7,393.00 to Hempt Bros., Inc.; authorize the appropriate Commission officials to execute the agreement of sale and other necessary documents required for closing; payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel; and payment of the fair market value to the property owner is contingent upon the delivery of a deed as prepared by the Legal Department;**
- f. Approve the acquisition of Right-of-Way #3381-C, a partial take parcel, necessary for the replacement of Bridge EB-210, by authorizing the payment of fair market value in the amount of \$500.00 to John J. Semones; authorize the appropriate Commission officials to execute the temporary construction easement and other necessary documents required for closing; payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel; and payment of the fair market value to the property owner is contingent upon the delivery of a temporary construction easement as prepared by the Legal Department;**

F. NEW BUSINESS

- g. Approve the acquisition of Right-of-Way #16454, a partial take parcel, necessary for construction of the Mon/Fayette Expressway, by authorizing the payment of fair market value in the amount of \$1,500.00 to Gary Nobel; authorize the appropriate Commission officials to execute the agreement of sale and other necessary documents required for closing; payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel; and payment of the fair market value to the property owner is contingent upon the delivery of a deed of easement as prepared by the Legal Department;**
- h. Approve the acquisition of Right-of-Way #14138, a total take parcel, necessary for construction of the Southern Beltway, by authorizing the payment of fair market value, pro-rated taxes and recording fee of \$243,020.13 payable to Coon and Company, Escrow Agent; authorize the appropriate Commission officials to execute the agreement of sale and other documents as 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 their delivery of a deed as prepared by the Legal Department;**
- i. Approve the acquisition of Right-of-Way #6059-A1, a partial take parcel, necessary for the total reconstruction project from MP 320.00 to MP 326.00, by authorizing reimbursement of Section 710 statutory damages for engineering fees in the amount of \$3,900.00 to Stephen W. & Suzanne E. Kline;**
- j. Approve the acquisition of Right-of-Way #14022-E1, a total take parcel, necessary for the total reconstruction project from MP 31.00 to MP 38.00, by authorizing the payment of fair market value, pro-rated taxes and recording fees of \$221,305.29 payable to James J. Pecora, 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 owner is contingent upon the delivery of a deed as prepared by the Legal Department;**
- k. Approve the acquisition of Right-of-Way #6050-C1, a total take parcel, necessary for the Yellow Springs Road Bridge replacement project, by authorizing the payment of fair market value, pro-rated taxes, recording fees and closing costs of \$326,819.93 payable to City Line Abstract, Escrow Agent; authorize the appropriate Commission officials to execute the agreement of sale and other documents that may be required at closing; authorize the payment of additional statutory damages a 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 her delivery of a deed prepared by the Legal Department.**

F. NEW BUSINESS

- 4. Adopt the revised Policy Letters to reflect the changes in the purpose policy section and to reassign the responsibilities to the Office of Diversity and Inclusion:**
 - **Policy Letter 2.1, American with Disabilities Act Amendments Act**
 - **Policy Letter 2.2, Equal Employment Opportunity**
 - **Policy Letter 3.3, Sexual Harassment and Sexual Discrimination**

- 5. Approve the Award of Bids and the Issuance of Purchase Orders for the items listed in memos "a" through "f":**
 - a. Two (2) roadway sweepers, utilizing the Commonwealth's contract with Bortek Industries, Inc.; at a total award of \$468,262.24;**
 - b. Solar salt (evaporated crystal sodium chloride), to the lowest responsive and responsible bidder, International Salt Co. LLC; at a total award of \$300,000.00;**
 - c. Promotional items and corporate apparel, exercising our option to renew the contract for an additional 2-years with Apex Advertising, Inc.; at an additional cost of \$77,500.00;**
 - d. Fuel storage tank cleaning (August 1, 2012-July 31, 2013), utilizing the Commonwealth's contract with Clean Fuels Associates, Inc.; at a total award of \$115,000.00;**
 - e. Six (6) tow plows, utilizing the Commonwealth's contract with Lancaster Truck Bodies; at a total award of \$720,372.00;**
 - f. Two (2) telescoping boom lifts, utilizing the Commonwealth's contract with Equipment Depot; at a total award of \$126,523.40.**

- 6. Approve the Award of Contracts for the items listed in memos "a" through "c":**
 - a. Contract #T-135.30S001-3-02 for the painting of Bridge B-491 at MP 135.30, to the lowest responsive and responsible bidder, Mosites Construction Company; at a not-to-exceed amount of \$396,172.00 and a contingency amount of \$25,000.00;**
 - b. Contract #EN-00124-03-03 for sinkhole repairs between MP 199.26 and MP 312.03, to the lowest responsive and responsible bidder, New Enterprise Stone & Lime Co., Inc.; at a not-to-exceed amount of \$500,000.00;**
 - c. Contract #T-149.50T002-3-03 for the replacement of Bridge B-552 at MP 153.06, to the lowest responsive and responsible bidder, New Enterprise Stone & Lime Co., Inc.; at a not-to-exceed amount of \$5,704,603.20 and a contingency amount of \$200,000.00.**

F. NEW BUSINESS

- 7. Approve the Supplemental Agreements for the items listed in memos “a” through “c”:**
 - a. Supplemental Agreement #3 with Urban Engineers, Inc. for design management for the total reconstruction projects MP 0-10, 40-48, 99-109, 312-319 and MP 320-326, for an increase of \$6,600,000.00 to complete the design management services for these projects;**
 - b. Supplemental Agreement #1 with GAI Consultants, Inc. for preliminary and final design of the total reconstruction project from MP 149.50 to MP 155.50, for an increase of \$6,300,000.00 for the changes in design and changes in regulatory requirement since this contract was initiated in 2006;**
 - c. Supplemental Agreement #1 with CDM Smith, Inc. for preliminary and final design of the total reconstruction project from MP 242.00-245.00, for an increase of \$1,300,000.00 for the changes in design and changes in regulatory requirement since this contract was initiated in 2005.**

- 8. Approve the Change Orders, Change Orders/Final Payments and Final Payment for the items listed in memos “a” through “h”:**
 - a. Change Order #4 and Final Payment for Contract #T-355.00P001-3-03 with James J. Anderson Construction Co., Inc., for the replacement of Bridge DB-234 and Bridge DB-247, for a decrease of \$200,780.62 for normal quantity adjustments to balance items to the actual work completed and additional costs necessary for additional fencing, subbase and revised utility changes; for a final contract value of \$9,813,161.73 and the final amount due to the contractor of \$220,936.61;**
 - b. Change Order #1 for Contract #T-345.75R001-3-02 with Glasgow, Inc. for bituminous overlay between MP 345.75 and MP 351.79, for an increase of \$503,674.04 for additional bridge deck repairs;**
 - c. Change Order #2 for Contract #EN-00027-03-03 with William Orr and Sons, Inc. for installation of signs from MP 245.75 to MP 359.00 and MP A20.00 to A131.00, for a 90-day time extension necessary for fabrication and installation of signs for Work Authorizations #5 & #6, and extending the completion date to 9/28/12;**
 - d. Final Payment for Contract #T-247.38F005-3-03 with G.R. Sponaugle & Sons, Inc. for plumbing work for the Operations Center at the TIP Building; for a final contract value of \$286,517.39 and the final amount due to the contractor of \$16,764.89;**
 - e. Change Order #1 and Final Payment for Contract #EN-00111-03-02 for bridge repairs between MP 0.00 and MP 109.91, Toll I-376, Turnpike 576, Turnpike 43 and Turnpike 66; for a decrease of \$108,666.57 for normal quantity adjustments to balance items to the actual work completed; for a final contract value of \$491,333.43 and the final amount due to the contractor of \$24,566.67;**

F. NEW BUSINESS

- f. Change Order #1 and Final Payment for Contract #EN-00111-03-05 for bridge repairs between MP A20.00 and MP A130.64; for a decrease of \$8,691.16 for normal quantity adjustments to balance items to the actual work completed; for a final contract value of \$991,308.84 and the final amount due to the contractor of \$47,885.33;**
 - g. Change Order #15 and Final Payment for Contract #M-015.30X001-3 for construction of Section 51J of the Mon/Fayette Expressway; for a decrease of \$143,733.46 for normal quantity adjustments to balance items to the actual work completed and settlement costs for pavement replacement and guide rail relocation; for a final contract value of \$80,572,669.63 and the final amount due to the contractor of \$231,982.10;**
 - h. Change Order #2 for Contract #A-020.00T002-3-04 for wetland mitigation at the Norristown Farm Park; for an additional \$186,866.35 for milling and paving repairs to the haul road, re-grading basins and repairs to the erosion control devices caused by Hurricane Irene.**
- 9. Authorize the Legal Department to establish a LANDEX land records account; the LANDEX system allows users to search land records in various counties in the Commonwealth electronically; and authorize the payment of costs associated with use of the system.**
- 10. Approve the award of services and authorize the negotiation and execution of an agreement with the selected firm(s) for the items in memos "a" through "c":**
- a. Ref #3-232. Open-end Commissioning Services for mechanical, electrical and plumbing design and construction phases/inspection systemwide:**

 - Reynolds Consulting Engineers, Inc. - AWARDED**
 - Allen & Shariff Engineering, LLC**
 - Johnson, Mirmiran & Thompson**
 - b. Ref #3-236. Engineering firm for preliminary and final design services for the replacement of Bridge EB-306 at MP 248.19:**

 - RETTEW Associates, Inc. - AWARDED**
 - NTM Engineering, Inc.**
 - Erdman Anthony Associates, Inc.**

F. NEW BUSINESS

- c. RFP #3552. Installation of Intelligent Transportation Systems between MP 226.60 and MP 269.85:**
- **Carr & Duff, Inc. - AWARDED**
 - **Wellington Power Corporation**