

MINUTES OF THE COMMISSION MEETING HELD AUGUST 21, 2018

A formal telephone meeting of the Pennsylvania Turnpike Commission convened at 10:39 a.m. on August 21, 2018 at the Central Office located in Highspire, Pennsylvania. Present for the meeting were Leslie Richards, Chair and John Wozniak, Commissioner. Available via telephone were William K. Lieberman, Vice Chair and Pasquale T. Deon, Sr., Commissioner.

Also in attendance for the meeting were Mark P. Compton, Chief Executive Officer; Craig R. Shuey, Chief Operating Officer; Larry Bankert, Chief Engineer, Michael Baker, Inc.; Robert F. Brady, Director of Operations/Projects-East; Carl DeFebo, Jr., Director of Public Relations & Marketing; Nikolaus Grieshaber, Chief Financial Officer; Bradley J. Heigel, P.E., Chief Engineer; Doreen McCall, Chief Counsel; Ray Morrow, Chief Compliance Officer; Myneca Y. Ojo, Director of Diversity and Inclusion; Stacia A. Ritter, Esquire, Director of Policy and Fare Collection; Robert Taylor, Chief Technology Officer and Ann Louise Edmunds, Assistant Secretary Treasurer.

Others present were Susan Carson-Casoni, Cash Manager; Richard S. DiPiero, Senior Fare Collection Operations Manager; Kelly Horvath, Executive Administrative Assistant; Donald S. Klingensmith, P.E., Director of Procurement & Logistics; Shawn Laudenslager, End User Support Technician; Robert Loncar, Engineering Automation Coordinator; Gina M. Murray, Engineering Contracts Supervisor; Mark Strause, Technician of PC/Lan Systems; Michael Schultz, Strategic Planning & Program Manager; Paul McNamee, KCI; Harry Sigley, CMTS; Dave Snively, ms consultants; Kristi Reichard, AMT; Heidi Kording, AMT; David Azzato, TPD; Paul Navarro, Navarro & Wright; Tom Friel, WSP; Daniel Giles, HDR; and William Brown, Dewberry.



Ms. Edmunds led the Commissioners, staff and visitors in the Pledge of Allegiance.



The Assistant Secretary Treasurer, Ann Louise Edmunds, called the roll and declared a quorum present.



SUNSHINE ANNOUNCEMENT

The Commissioners met in Executive Session prior to today's Formal Agenda Session to consider matters of Personnel, which included terminations, promotions, new hires and vacancies.

The Commissioners also discussed Docket No. PTC-3701-WC, and engaged in non-deliberative, informational discussions regarding various actions and matters, which have been approved at previous public meetings.



PUBLIC COMMENT

Ms. Edmunds: The public is welcome to address the Commission regarding items listed on the Agenda or other items not listed on the Agenda that are within the Commission's authority or control.

In order to conduct an orderly and effective meeting, all persons wishing to address the Commission should have signed in a requested time to speak. If you have not done so, you are invited to do so at this time.

There were no requests to address the Commission.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held July 31, 2017 be approved and filed as submitted -were made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



COMMUNICATIONS

Motion-That the Commission approves the memos received from the Chief Counsel and the Director of Procurement & Logistics -was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



PERSONNEL

Motion-That the Commission approves the Personnel as submitted-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



UNFINISHED BUSINESS

No Unfinished Business to consider.



NEW BUSINESS
SIGNING AUTHORITY

Motion-That the Commission approves signing authority for the Director of Electronic Toll Collection to approve projects within the Fare Collection Systems Rehab budget for projects with pre-approved unit costs and up to \$10,000.00 of any collateral work (extra work needed to be completed in conjunction with a particular rehab project and for which there is no pre-determined line item cost), as listed in the Fare Collection Systems Agreement; and authority to the CEO to approve collateral work from \$10,000.01 to \$50,000.00-was made by Commissioner Wozniak, seconded by Commissioner Deon, and approved unanimously.



AGREEMENTS

Motion-That the Commission approves the negotiation and execution of the Agreements, Amendments and Supplements for the items listed in memos “a” through “r”:

- a. Lease Agreement with Chevron Appalachia, LLC to permit Chevron Appalachia, LLC to lease 6.586 acres of Right-of-Way and surplus property in Fayette County for the purpose of exploring, developing and producing oil and gas from the Marcellus Shale Formation;
- b. Amendment to our agreement with AAA Northampton County, Inc. for E-ZPass distribution; exercising the option to renew the agreement for an additional year;
- c. Agreement with Columbia Gas of Pennsylvania, for Columbia Gas to construct and operate a gas line to provide natural gas service to Cecil Maintenance on the Southern Beltway; at a not-to-exceed amount of \$88,098.00;
- d. Reimbursement Agreement with Duquesne Light Company, to reimburse Duquesne Light Company the cost for the engineering and utility relocation work necessary for the replacement of Bridge WB-446A at MP 49.53; at a not-to-exceed amount of \$34,329.75;
- e. Supplemental Reimbursement Agreement with PPL Electric Utilities Corporation for reimbursement to PPL for the engineering and utility relocation work necessary for the total reconstruction project from MP A31.00 to MP A38.00 (Bridge NB-173, MP A35.65), for an increase of \$95,860.49 due to higher labor and material costs; for a revised not-to-exceed amount of \$255,230.79;
- f. Reimbursement Agreement with Robinson Township (Washington County) to reimburse the Township for the cost incurred by the Township for pond and roadway maintenance for construction of the new Fort Cherry Connector Road as part of the Southern Beltway; at a not-to-exceed amount of \$285,500.00;
- g. Reimbursement Agreement with Plum Borough Municipal Authority to reimburse the Authority for the engineering and facility relocation work necessary for the total reconstruction project from MP 49.00 to MP 53.00 (WB-446A, MP 49.53); at a not-to-exceed amount of \$103,145.63;

- h. Reimbursement Agreement with Peoples Natural Gas Company (PNGC) to reimburse PNGC the cost for the engineering and utility relocation work necessary for construction of the Southern Beltway, Section 55-C2-1; at a not-to-exceed amount of \$342,851.25;
- i. Amendment to our agreement with PNC Bank for VISA commercial card program, to increase the Commission's credit limit to \$600,000.00;
- j. Amendment to our agreement with PNC Merchant Services for E-ZPass credit card processing services, to reduce the "per item" fee from \$0.055 to \$0.0375 for each authorization and credit card transaction processed;
- k. Agreement with TRC Engineers, Inc. for open-end drilling services from MP 247.30 through the Delaware River Bridge, and the Northeast Extension; at a not-to-exceed amount of \$900,000.00;
- l. Interagency Agreement with the PA Department of Transportation (PennDOT), for the Commission to transfer certain real property interest to PennDOT for its S.R. 1 project in Bucks County; upon completion of the project, PennDOT will transfer to the Commission title to required right-of-way for limited access for the newly constructed Turnpike Bensalem Interchange Ramp EF; authorize the appropriate Commission officials to execute any and all documents required for the land transfers, including deeds and deeds of easement, as reviewed and approved by the Legal Department;
- m. Memorandum of Understanding (MOU) between the Commission and the PA Department of Environmental Protection (PADEP) to reimburse the PADEP for a dedicated positions to review Commission environmental permit applications which will result in complete permit submissions and faster permit issuance from the PADEP; at an annual not-to-exceed amount of \$250,000.00;
- n. Release and Settlement Agreement with Ken Restly;
- o. Amendment to the Interagency Joint Operations Agreement and a Memorandum of Understanding (MOU) with the New Jersey Turnpike Authority for the Delaware River Bridge; the amendment will update the maintenance and operations responsibilities of the Commission and the Authority; and the MOU will define the responsibilities of the Commission and Authority during the procurement for design and construction services to construct a new Delaware River Bridge (to replace the existing bridge);
- p. Programmatic Agreement with First Pennsylvania Resource, LLC to supply wetland and stream mitigation required for various total reconstruction projects; at a not-to-exceed amount of \$80,000.00 per acre of wetland credit and \$800.00 per linear foot of stream credit;
- q. Agreements for open-end drilling services on the Mon/Fayette Expressway for Sections 53A, 53B and 53C; to the lowest responsive and responsible bidders, at a not-to-exceed amount of \$900,000.00 each:
 - L.R. Kimball, Inc.-Contract MF-1
 - Pennsylvania Drilling Company, Inc.-Contract MF-2
 - Pennsylvania Drilling Company, Inc.-Contract MF-3

- r. Supplemental Agreements with Hunton Andrews Kurth and McNeese Wallace & Nurick for legal services for the broadband network P3 project, for an additional \$500,000.00 due to the complexity of the project and required changes to the documents due to the elimination of Federal Requirements.

-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



RIGHT-OF-WAY REQUEST

Motion-That the Commission approves the Right-of-Way Requests for the items listed in memos “a” through “s”:

- a. Approve the plans entitled, “Drawings for Establishing and Re-Establishing Limited Access Highway and Authorizing Acquisition of Right-of-Way for Road and Bridge Reconstruction on the Pennsylvania Turnpike S.R. 0076 and also Authorizing Acquisition of Right-of-Way on State Route 0114 R/W (Lewisberry Road) in York County Contract No. T-242.00T002-3-03”, as prepared by the Engineering Department;
- b. Acquisition of Right-of-Way #14S319 (Dollar Bank, Federal Savings Bank), a total take parcel necessary for construction of the Mon/Fayette Expressway by authorizing payment of \$105,841.22 representing fair market value, pro-rated taxes and recording fees to Fuller Brown 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 owner is contingent upon the delivery of a deed as prepared by the Legal Department;
- c. Acquisition of Right-of-Way #14007-A2 (WolfePack Properties, LLC), a partial take parcel necessary for the total reconstruction project from MP 28.00 to MP 31.00 by authorizing payment of \$2,147.00 representing fair market value, pro-rated taxes and Section 710 fees to WolfePack Properties, LLC; 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;
- d. Acquisition of Right-of-Way #14S019 (Gale Mort & Ronald H. Sheriff), a total take parcel necessary for construction of the Mon/Fayette Expressway (Rt. 51 to I-376) by authorizing payment of \$166,185.72 representing fair market value and pro-rated taxes to Closure 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 owners is contingent upon their delivery of a deed as prepared by the Legal Department;
- e. Acquisition of Right-of-Way #6049-G (Estate of Richard A. Chennisi), a total take parcel necessary for the total reconstruction project from MP 311.00 to MP 319.00 by authorizing payment of \$3,640.53 representing fair market value and pro-rated taxes to the Estate of Richard A. Chennisi; 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;
 - f. Grant permission to the owner of condemned Right-of-Way #14129A (Jerry Mazza) to retain a portion of one of the existing storage structures that sits partially within the condemned area that is necessary for construction of the Southern Beltway (US 22 to I-79); and authorize the appropriate Commission officials to execute the proposed retention agreement as reviewed and approved by the Legal Department;
 - g. Settlement of Right-of-Way #16608 (Malkan, Inc.), a partial take parcel necessary for construction of the Mon/Fayette Expressway (Uniontown-Brownsville) by authorizing payment of \$242,000.00 representing settlement payment to Malkan, Inc. and George & George, LLP; authorize the appropriate Commission officials to execute the Settlement Agreement, as reviewed and approved by the Legal Department; and payment of the settlement amount is contingent upon the delivery of a fully executed Settlement Agreement by Condemnee;
 - h. Acquisition of Right-of-Way #14S322 (Linda A. Fleischer and Jeanne E. Murdock, Trustees of the Anna Mae Yatsko Asset Protection Trust), a total take parcel necessary for construction of the Mon/Fayette Expressway (Rt. 51 to I-376) by authorizing payment of \$142,785.78 representing fair market value, pro-rated taxes and recording fees to Fuller Brown Land Services, escrow agent; also authorize payment of \$1,400.00 representing Section 710 statutory damages and non-residential move costs to Anna Mae Yatsko Asset Protection 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 fair market value to the property owners is contingent upon their delivery of a deed as prepared by the Legal Department;
 - i. Right-of-Way #6515-A (Jon D. and Kathy C. Delp), a partial take parcel necessary for the total reconstruction project from MP A31.00 to MP A38.00, by authorizing payment of \$560.00 representing Section 710 fees to Jon D. Delp and Kathy C. Delp;
 - j. Settlement of Right-of-Way #6525-C (Cliff & Cory Gehret a/k/a Clifford H. Gehret and Courtney J. Gehret), a partial take parcel necessary for the total reconstruction project from MP A31.00 to MP A38.00 by authorizing payment of \$53,000.00 representing balance of settlement funds to Buckley Brion McGuire & Morris, LLP, escrow agent; authorize the appropriate Commission officials to execute the Settlement Agreement and General Release as reviewed and approved by the Legal Department; and payment of the settlement amount to the Condemnees is contingent upon the delivery of an executed Settlement Agreement and General Release;

- k. Settlement of Right-of-Way #8958-B (Rock Hill Materials Company), a partial take parcel necessary for reconstruction of the Lehigh River and Pohopoco Creek Bridges by authorizing payment of \$54,500.00 representing full and final settlement to Rock Hill Material Company; payment of the settlement amount is contingent upon the receipt of a full and final release of all claims as reviewed and approved by the Legal Department;
- l. Acquisition of Right-of-Way #14S708 (The Estate of Mary M. Loncaric), a total take parcel necessary for construction of the Southern Beltway, Rt. 51 to I-376, by authorizing payment of \$203,564.34 representing fair market value and pro-rated taxes to The Estate of Mary M. Loncaric c/o Patrick P. Koch, Executor; also authorize payment of \$850.00 representing Section 710 Statutory damages to The Estate of Mary M. Loncaric c/o Patrick P. Koch, Executor; 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 property owner is contingent upon the delivery of a deed as prepared by the Legal Department;
- m. Acquisition of Right-of-Way #14096-A (Mary Ann Kinkella, Elmer Mirro, Laura Conry), a total take parcel necessary for the total reconstruction project from MP 53.00 to MP 57.00 by authorizing payment of \$17,304.00 representing payment of the statutory rent supplement to Laura Conry; and authorize payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel;
- n. Acquisition of Right-of-Way #14S018 (Kathleen T. Elborne, f/k/a Kathleen T. Crouch), a total take parcel necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$77,595.58 representing fair market value, pro-rated taxes and recording fees to Closure Settlements, LLC, 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;
- o. Acquisition of Right-of-Way #14S330 (Lynda M. Kusko), a total take parcel necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$356,234.39 representing fair market value, pro-rated taxes and recording fees to Closure Settlements, LLC, 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;
- p. Acquisition of Right-of-Way #7129-A (Peter J. & Ruth G. Kreiger), a total take parcel necessary for construction of the I-95/I-276 Interchange by authorizing payment of \$20,457.33 representing fair market value and pro-rated taxes to Peter J. & Ruth G. Kreiger; 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;

- q. Settlement of Right-of-Way #14009-D-RH (Michael E. Newingham), a partial take parcel necessary for the total reconstruction project from MP 28.00 to MP 31.00 by authorizing payment of \$19,552.50 representing fair market value and pro-rated taxes to Michael E. Newingham; 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;
- r. Settlement of Right-of-Way #14008-A1 (Marshall-North Boundary Properties, LLC), a partial take parcel necessary for the total reconstruction project from MP 28.00 to MP 31.00 by authorizing payment of \$40,138.75 representing fair market value and pro-rated taxes to Marshall-North Boundary Properties, LLC; 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;
- s. Acquisition of Right-of-Way #14S381 (Gilbert J. Yniguez), a total take parcel necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$125,003.03 representing fair market value, pro-rated taxes and recording fees to Closure Settlements, LLC, 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.

-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



ADVERTISING

Motion-That the Commission approves advertising for the items listed in memos "a" through "h":

- a. Sale of property located at 4885 Middle Road, Hampton Township, Allegheny County;
- b. Long-term ground lease of approximately 9.72 acres of property located at MP 333.59 (the old Plymouth Meeting Maintenance facility);
- c. Contract #S-006.00X002-3-13 for the installation of signs along the Southern Beltway, Section 55S between MP S0.00 and MP S19.53;

- d. Contract #S-006.00X002-3-10 for construction of the Southern Beltway, Section 55C2-1 between MP S17.40 to MP S19.23;
- e. GIS and analytics services;
- f. Contract #T-102.00R002-3-02 for bituminous resurfacing between MP 101.70 and MP 108.95;
- g. Sale of a commercial structure at 104 Cecil-Henderson Road, Cecil Township, Washington County;
- h. Two (2) open-end subsurface boring, sampling and testing services contracts.

-was made by Commissioner Wozniak, seconded by Commissioner Deon and passed unanimously.



PURCHASE ORDERS

Motion-That the Commission approves the Award of Bids, Change Orders and the Issuance of Purchase Orders for the items listed in memos “a” through “t”:

- a. Change Order to the contract for tree clearing from MP 143.00 to MP 153.10 with Sidelines Tree Service LLC, for an additional \$810,004.50 for additional areas for clearing that were identified during the project;

- b. Herbicides (August 13, 2018 – April 30, 2019); utilizing the Commonwealth contracts with:

Arborchem Products	\$ 60,000.00
Crop Production Services	250,000.00
Helena Chemical Co.	<u>5,000.00</u>
TOTAL AWARD:	\$315,000.00

- c. Catch basin cleaner, utilizing the Commonwealth’s contracts with:

Legacy Truck Centers, Inc.	\$125,969.00	Chassis for catch basin cleaner
GapVax, Inc.	<u>298,385.00</u>	Body for catch basin cleaner
TOTAL AWARD:	\$424,354.00	

- d. Three (3) tow plows, utilizing the Commonwealth’s contract with Mid Atlantic Municipal LLC/Lancaster Truck Bodies; at a total award of \$419,340.00;

- e. Plow blades, hardware and accessories, exercising the option to renew the agreements for an additional year (October 1, 2018 – September 30, 2019):

Ironhawk Industrial	\$750,000.00
Minco Industrial Services Inc.	no additional funds requested
Valk Manufacturing Co.	no additional funds requested
Chemung Supply Corp.	no additional funds requested
Trius, Inc.	no additional funds requested
Kennametal, Inc.	10,000.00
Winter Equipment Co., Inc.	<u>10,000.00</u>
TOTAL RENEWAL:	\$770,000.00

f. Propane gas for towers, generators and heat (September 1, 2018 – July 31, 2023), to the lowest responsive and responsible bidder, AmeriGas Propane, LP; at a total award of \$790,000.00;

g. Sodium chloride, a partial re-bid (August 2018 – July 2019), to the lowest responsive and responsible bidders:

Riverside Construction Materials	\$1,276,800.00	Burnt Cabins, Trevoise, Quakertown
Eastern Salt Company	<u>696,000.00</u>	Carlisle, Devault, Plymouth Meeting
Contingency 25%	<u>500,000.00</u>	
TOTAL APPROVAL (rebid):	\$2,472,800.00	

h. HVAC controls maintenance for Automated Logic WebCTRL systems in Districts 3, 4 and 5, utilizing the Commonwealth’s contract with Automated Logic Contracting Services, Inc.; at a total award of \$1,639,199.00;

i. Accuweather license fee (October 2018 – September 2020), utilizing the Commonwealth’s contract with CDW Government LLC; at a total award \$260,218.60

j. Maintenance, replacement, testing, certifications and repairs to fuel pump dispensers and tanks, exercising the option to renew the agreements (September 1, 2018 – August 31, 2019):

L&A Construction Co. LLC	\$2,000,000.00
Clark Contractors, Inc.	<u>1,000,000.00</u>
TOTAL RENEWAL:	\$3,000,000.00

k. Card access installations in District 5, to the lowest responsive and responsible bidder, Vector Security, Inc.; at a total award of \$169,604.00;

l. Change Order for the maintenance of the controls for the Lehigh Tunnel with Honeywell International, Inc., for an additional \$98,000.00 to include repair to the fire alarm system and ongoing testing and maintenance;

m. Motor oil grease and lubrication, exercising the option to renew the agreements for an additional year (September 1, 2018 – August 31, 2019) with PPC Lubricants, Inc.; at a cost of \$65,000.00;

n. Assignment of the tire contract awarded to Goodyear Tire & Rubber to Tire Hub, LLC due to the joint venture; contract award is \$190,000.00;

o. IT staff augmentation, exercising the option to renew the agreement (October 1, 2018 – September 30, 2019) with Optimal Solutions & Technologies, Inc.; at a cost of \$4,620,201.00;

- p. Unleaded gasoline, exercising the option to renew the agreements for an additional year (September 1, 2018 – August 31, 2019):

Petroleum Traders	\$ 321,000.00	Homewood, Jefferson Hills, Harrison City, Pocono, Wyoming Valley
Glassmere Fuel	203,000.00	Gibsonia, Donegal, Greensburg
Bedford Valley Petroleum	351,000.00	Searights, Kegg, Everett, Burnt Cabins
Talley Petroleum	374,000.00	New Cumberland, Mt. Gretna, Bowmansville, Slatington
PAPCO, Inc.	107,000.00	Newville
Riggins, Inc.	<u>178,000.00</u>	Devault, Trevoise, Quakertown
TOTAL RENEWAL:	\$1,534,000.00	

- q. Twelve (12) Case loaders with jib booms and pallet forks, utilizing the Commonwealth’s contract with Groff Tractor & Equipment, LLC; at a total award of \$2,214,300.00;
- r. Seventeen (17) Valk snow plows, utilizing the Commonwealth’s contract with Valk Manufacturing Co., at a total award of \$155,980.00;
- s. Network equipment for P3 Fiber Broadband pilot program, utilizing the Commonwealth’s contract with World Wide Technology, Inc.; at a total award of \$479,972.40;
- t. High mast lighting fixtures for M35 Interchange, utilizing the Commonwealth’s contract with Scott Electric Co.; at a total award of \$180,880.00.

-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



AWARD OF CONTRACTS

Motion-That the Commission approved the Award of Contracts for the items listed in memos “a” through “d”:

- a. Contract #S-006.00X002-3-14 for construction of Cashless Tolling, SR 576, Section 55T, between MP S6.11 and MP S13.78, to the lowest responsive and responsible bidder, Allison Park Contractors, Inc.; at a not-to-exceed amount of \$4,015,000.00 and a contingency of \$200,000.00;
- b. Contract #T-238.09S001-3-02 for the replacement of Bridge EB-117 at MP 238.09, to the lowest responsive and responsible bidder, J.D. Eckman, Inc.; at a not-to-exceed amount of \$12,276,634.35 and a contingency of \$600,000.00;
- c. Contract #T-326.00R001-3-02 for bituminous resurfacing between MP 326.34 and MP 334.08, to the lowest responsive and responsible bidder, Allan Myers, L.P.; at a not-to-exceed amount of \$8,734,567.00 and a contingency of \$350,000.00;
- d. Contract #S-006.00X002-3-11 for Morganza/Morgan Road construction improvements on the Southern Beltway, Section 55C2-2, to the lowest responsive and responsible bidder, Independence Excavating, Inc.; at a not-to-exceed amount of \$23,637,600.76 and a contingency of \$1,000,000.00.

-was made by Commissioner Wozniak, seconded by Commissioner Deon and passed unanimously.



CHANGE ORDERS/FINAL PAYMENTS

Motion-That the Commission approves the Change Orders and Final Payments for the items listed in memos “a” through “l”:

- a. Final Payment for Contract #T-317.37S001-3-02 for the replacement of Bridge EB-730 at MP 317.37 with Road-Con, Inc., in the amount of \$10,000.00, for a final contract value of \$6,707,002.29;
- b. Change Order #1 and Final Payment for Contract #EN-00198-03-04 for roadway and miscellaneous repairs between MP 122.18 and MP 201.58 with New Enterprise Stone & Lime Co., Inc. for a decrease of \$827,985.45 to reflect the actual cost of the completed work; for a final contract value of \$2,672,014.55 and final amount due to the contractor of \$133,600.73;
- c. Change Order #1 and Final Payment for Contract #EN-00124-03-11 for sinkhole repairs between MP 312.03 and MP 358.11 and between MP A20.00 and A70.07 with Bi-State Construction Co., Inc. for a decrease of \$1,679,747.18 to reflect the actual cost of the completed work; for a final contract value of \$320,252.82 and final amount due to the contractor of \$16,012.64;
- d. Change Order #1 and Final Payment for Contract #EN-00184-03-02 for bridge repairs between MP 0.00 and MP 109.91, Toll I-376, Turnpike 576, Turnpike 43 and Turnpike 66 with Allison Park Contractors, Inc. for a decrease of \$403,829.12 to reflect the actual cost of the completed work; for a final contract value of \$1,096,170.88 and final amount due to the contractor of \$54,808.54;
- e. Change Order #2 for Contract #S-006.00X002-3-22 for construction of Cashless Tolling on the Southern Beltway, Section 54ABC from MP S0.62 to MP S5.70 with Golden Triangle Construction Co., Inc. for an increase of \$58,079.96 for toll conversion message boards, installation of an additional cable tray, electrical panel EZU upgrade, a 42-day time extension, and additional costs due to delays to the cashless tolling start; for a revised not-to-exceed amount of \$4,944,307.16;
- f. Change Order #2 and Final Payment for Contract #EN-00198-03-03 for roadway and miscellaneous repairs between MP 0.00 and MP 122.18 with The Lane Construction Corporation for a decrease of \$1,961,344.90 to reflect actual cost of the completed work authorizations; for a final contract value of \$2,938,655.10 and final amount due to the contractor of \$146,932.76;
- g. Change Order #8 for Contract #T-355.00P001-3-13 for construction of the I-95/I-276 Interchange, Section D10 with PKF-Mark III, Inc. for a decrease of \$7,073.78 to balance items to actual work completed, changes for geotextile, superpave asphalt mixtures, tack coat, thermoplastic pipe, concrete barrier, curbing, sidewalk, seeding and soil supplements, erosion control, R-4 rock, pole foundation, pavement markings, fill, pavement patching, drainage, end transitions, post holes and concrete glare screen; for a revised not-to-exceed amount of \$143,668,249.13;

- h. Change Order #5 for Contract #T-355.00P001-3-14 for widening and reconstruction of S.R. 95, Section D20, with James D. Morrissey, Inc. for an increase of \$763,950.92 to balance items to actual work completed, changes for pot hole repairs, over excavation and backfill, superpave asphalt mixtures, subbase, thermoplastic pipe, drainage, impact attenuators, guiderail, concrete barrier, coarse aggregate, R-4 rock, pavement markings, class 1 excavation, tree removal, price adjustments for asphalt and diesel, sign structure lighting and overhead sign structure spool pieces; for a revised not-to-exceed amount of \$122,125,234.13;
- i. Change Order #1 for Contract #T-186.20M001-3-02 for traffic management system for the Tuscarora Tunnel with Wellington Power Company, for an increase of \$200,000.00 for patching the eastbound lanes of the tunnel; for a revised not-to-exceed amount of \$4,884,796.98.

-was made by Commissioner Wozniak, seconded by Commissioner Deon and passed unanimously.



SUPPLEMENTS

Motion-That the Commission approves the negotiation and execution of the Supplemental Agreements for the items listed in memos "a" through "f":

- a. Supplemental Agreement #3 for final design for the total reconstruction project from MP 99.00 to MP 109.00 with AECOM, for an additional \$1,500,000.00 for changes in design and regulatory requirements in the permit application for this project, and numerous engineering standards updates; for a revised not-to-exceed amount of \$18,500,000.00;
- b. Supplemental Agreement #2 for final design for the Southern Beltway, Rt. 22 to I-79, with The Markosky Engineering Group, Inc., for an additional \$300,000.00 to complete final design, additional work requested by PennDOT due to the sign structure ownership, changes in sign structure designs, new sign fabrication design, final signing, pavement marking plan, signal plans, overhead adjustment and additional construction services for the amount of shop drawing reviews anticipated; for a revised not-to-exceed amount of \$2,250,000.00;
- c. Supplemental Agreement #1 for open-end design services with Whitman, Requardt and Associates, LLP, for an additional \$50,000.00 to complete two (2) work orders for bituminous resurfacing projects; for a revised not-to-exceed amount of \$1,050,000.00;
- d. Supplemental Agreement #1 for open-end design services with Trans Associates Engineering Consultants, Inc., for an additional \$100,000.00 to complete design for the Lawn Service Plaza auxiliary truck parking project; for a revised not-to-exceed amount of \$1,000,000.00;
- e. Supplemental Agreement #5 for design management services for the I-95/I-276 Interchange project with Jacobs Engineering Group, Inc., for an additional \$3,000,000.00 to complete final design management tasks associated with Stage 1, ongoing coordination with PennDOT, FHWA and other agencies, and tasks for a significant portion of Stage 2 final design; for a revised not-to-exceed amount of \$21,200,000.00;

- f. Supplemental Agreement #1 for architectural services with L.R. Kimball, for an additional \$60,000.00 to complete design services for the Kegg Maintenance facility renovation, the inventory warehouse building at Jefferson Hills, Bowmansville Maintenance storage building addition and back-up traffic operations at Harrisburg West Interchange; for a revised not-to-exceed amount of \$1,060,000.00.

-was made by Commissioner Wozniak, seconded by Commissioner Deon and passed unanimously.



BOND RESOLUTIONS/AMENDMENTS

Motion-That the Commission approves the Bond Resolutions and Amendments/Terminations to certain swaps for the items listed in memos "a" through "d":

- a. Authorizing the amending of a Resolution previously adopted on March 20, 2018 which authorized the forward direct placement (private sale) of Pennsylvania Turnpike Commission's variable and/or fixed rate Turnpike Revenue Refunding Bonds in an aggregate principal amount not to exceed \$250,000,000 (based on par amount). Based on current market conditions, a public offering of the bonds is more advantageous to the Commission. The amendment specifically authorizes certain documents and actions related to a public sale of the bonds;
- b. Authorizing the approval of the issuance of the Pennsylvania Turnpike Commission's variable and/or fixed rate Turnpike Revenue Refunding Bonds in an aggregate principal amount not to exceed \$300,000,000 (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; (6) one or more remarketing agreements; (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, and providing for the appointment of one or more underwriters and/or other professionals; authorizing the taking of further action; repealing inconsistent resolutions; and declaring that this resolution shall be liberally construed;
- c. Authorize certain amendments to and terminations of the Commission's 2009 interest rate swap with Goldman Sachs and the 2010 interest rate swap with Deutsche Bank and authorize certain offsetting swap agreements; authorize the taking of further action; repealing inconsistent resolutions; and declaring that this resolution shall be liberally construed;

- d. Authorizing the amendment of the 2016 EB5 Loan Agreement between the Commission and DVRC to include, but not limited to, modification of the amount of the various trances to be an amount mutually agreed to by the parties and other terms and conditions as may be recommended by counsel.

-was made by Commissioner Wozniak, seconded by Commissioner Deon and passed unanimously.



PSPC AWARDS

Motion-That the Commission approves the award of services and authorize the negotiation and execution of an agreement with the selected firm for the items listed in memos "a" through "g":

- a. RFP #8226, spill response from MP 0.00 to MP 75.20, Beaver Valley Expressway from MP B27.50 to MP B44.80, Mon/Fayette Expressway from MP M0.00 to MP M54.00 and Southern Beltway from MP S0.00 to MP S5.60:

- McCutcheon Enterprises, Inc-AWARDED

-was made by Commissioner Wozniak, seconded by Commissioner Deon and passed unanimously.

- b. RFP #8227, spill response from MP 75.30 to MP 179.40 and the Amos K. Hutchison Bypass from MP G0.00 to MP G13.40:

- McCutcheon Enterprises, Inc-AWARDED

-was made by Commissioner Wozniak, seconded by Commissioner Deon and passed unanimously.

- c. RFP #8242, spill response from MP A57.40 to MP A130.60:

- Rapid Response/Environmental Waste Management, Inc.-AWARDED

-was made by Commissioner Wozniak, seconded by Commissioner Deon and passed unanimously.

- d. T00099, construction management and inspection from MP 247.00 to the Delaware River Bridge and from MP A20.00 to MP A131.00:

- Stantec Consulting Services, Inc.-AWARDED
- CMC Engineering
- KCI Technologies, Inc.

-was made by Commissioner Wozniak, seconded by Commissioner Deon and passed unanimously.

- e. T00094, replacement of Bridge NB-637 at MP A105.11 and Bridge NB-638 at MP A105.33:

- Mackin Engineering Company-AWARDED
- HDR Engineering, Inc.
- Larson Design Group, Inc.

-was made by Commissioner Wozniak, seconded by Commissioner Deon and passed unanimously.

- f. T00098, property management services for Mon/Fayette Expressway, Rt. 51 to I-376:

- Interstate Acquisition Services-AWARDED
- TRC Engineers, Inc.

-was made by Commissioner Wozniak, seconded by Commissioner Deon and passed unanimously.

g. RFP #8102, engineering automation work order services:

- Microdesk, Inc.-AWARDED

-was made by Commissioner Wozniak, seconded by Commissioner Deon and passed unanimously.



NEXT COMMISSION MEETING

The next meeting of the Pennsylvania Turnpike Commission will be a telephone meeting on Tuesday, September 4, 2018 beginning at 10:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 10:59 a.m. -was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



PREPARED BY:

APPROVED BY:

Ann Louise Edmunds
Assistant Secretary Treasurer

Barry Drew
Secretary Treasurer