

PENNSYLVANIA TURNPIKE COMMISSION

Highspire, Pennsylvania

FORMAL MEETING

SEPTEMBER 7, 2010

10:00 A.M.

AGENDA

- A. ROLL CALL
SUNSHINE ANNOUNCEMENT
PUBLIC COMMENT**
- B. MINUTES-AUGUST 10, 2010**
- C. COMMUNICATIONS-
MEMO RECEIVED FROM THE CHIEF COUNSEL
MEMO RECEIVED FROM THE DIRECTOR OF OPERATIONS REVIEW**
- D. PERSONNEL**
- E. UNFINISHED BUSINESS**

F. NEW BUSINESS

- 1. Adopt the Resolution ratifying the reinvestments, liquidations and purchases of securities with available cash, as described in the memo from the Assistant Chief Financial Officer dated August 26, 2010.**

- 2. Approve the negotiation and execution of the Amendments, a Work Order and an Agreement for the items listed in memos “a” through “c”:**
 - a. Amendment to our agreement with The Gordian Group for their work as our Job Order Contracting program consultant, to exercise our option to renew the agreement for three (3) year; at a total additional cost of \$600,000.00;**

 - b. Work Order #24 with TransCore to provide labor, material equipment and project management to equip twelve (12) lanes with Fare Collection and E-ZPass equipment at Ramp Plazas M22 and M26 on the Mon/Fayette Expressway; at a not-to-exceed amount of \$2,874,483.00;**

 - c. Amendment to our agreement with I.B. Abel, Inc. for infrastructure cabling and communication systems, to fund the contract to meet cabling requests for 2010/2011; at an additional cost of \$ 390,000.00.**

- 3. Approve the Right-of-Way Requests for the items listed in memos “a” through “k”:**
 - a. Approve an Agreement of Sale and a temporary construction easement between the Commission and CGR Properties for each to transfer property (due to discrepancy in the property boundaries), necessary for construction of the wetlands mitigation site as part of the I-95 Interchange Project; authorize the appropriate Commission officials to execute the agreement, deed and all other closing documents that may be required;**

 - b. Authorize the settlement of Right-of-Way #6416-E, a temporary construction easement, necessary for the total reconstruction project from MP A20.00 to MP A30.00, by issuing settlement payment in the amount of \$10,000.00 plus Section 710 damages; representing additional funds needed to settle; authorize the appropriate Commission officials to execute the temporary construction easement, authorize payment of settlement funds to the property owner is contingent upon the delivery of an executed settlement agreement and general release as prepared by the Legal Department;**

 - c. Authorize the settlement of Right-of-Way #6416-G, a temporary construction easement, necessary for the total reconstruction project from MP A20.00 to MP A30.00, by issuing settlement payment in the amount of \$4,000.00 plus Section 710 damages; representing additional funds needed to settle; authorize the appropriate Commission officials to execute the temporary construction easement, authorize payment of settlement funds to the**

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property owner is contingent upon the delivery of an executed settlement agreement and general release as prepared by the Legal Department;

- d. Authorize the settlement of Right-of-Way #6416-F, a temporary construction easement, necessary for the total reconstruction project from MP A20.00 to MP A30.00, by issuing settlement payment in the amount of \$7,000.00 plus Section 710 damages; representing additional funds needed to settle; authorize the appropriate Commission officials to execute the temporary construction easement, authorize payment of settlement funds to the property owner is contingent upon the delivery of an executed settlement agreement and general release as prepared by the Legal Department;**
- e. Adopt the proposed Property Acquisition Resolution for Right-of-Way #6492-A, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$258,000.00, payable to Stevens & Lee, P.C., Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;**
- f. Adopt the proposed Property Acquisition Resolution for Right-of-Way #6070-J, a total take parcel, necessary for the roadway and bridge reconstruction project from MP 319.00 to MP 326.00; authorize payment of Estimated Just Compensation in the amount of \$625,000.00, payable to Buckley, Brion, McGuire, Morris & Sommer, LLP, Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;**
- g. Adopt the proposed Property Acquisition Resolution for Right-of-Way #6059-D, a total take parcel, necessary for the roadway and bridge reconstruction project from MP 319.00 to MP 326.00; authorize payment of Estimated Just Compensation in the amount of \$385,000.00, payable to Buckley, Brion, McGuire, Morris & Sommer, LLP, Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;**
- h. Authorize the acquisition of Right-of-Way #17944, a total take parcel, necessary for construction of the Southern Beltway Project (US 22 to I-79), by issuing payment in the amount of \$211,237.62, payable to Urban Settlement Company, Escrow Agent; representing fair market value, prorated taxes, housing supplement and recording fees; authorize the appropriate Commission officials to execute the agreement of sale, authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer, and payment of the fair market value to the property owners is contingent upon the delivery of a deed prepared by the Legal Department;**

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- i. **Authorize the acquisition of Right-of-Way #17940, a total take parcel, necessary for construction of the Southern Beltway Project (US 22 to I-79), by issuing payment in the amount of \$243,961.84, payable to Urban Settlement Company, Escrow Agent; representing fair market value, prorated taxes and recording fees; authorize the appropriate Commission officials to execute the agreement of sale, authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer, and payment of the fair market value to the property owner is contingent upon the delivery of a deed prepared by the Legal Department;**
 - j. **Authorize the acquisition of Right-of-Way #6078-L, a total take parcel, necessary for the roadway and bridge reconstruction from MP 319.00 to MP 326.00, by issuing payment in the amount of \$669,374.54, payable to City Line Abstract Co., Escrow Agent; representing fair market value, prorated taxes, recording fees, housing supplement and closing costs; authorize the appropriate Commission officials to execute the agreement of sale, authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer, and payment of the fair market value to the property owners is contingent upon the delivery of a deed prepared by the Legal Department;**
 - k. **Adopt the proposed Property Acquisition Resolution for Right-of-Way #6066-C, a total take parcel, necessary for the roadway and bridge reconstruction project from MP 319.00 to MP 326.00; authorize payment of Estimated Just Compensation in the amount of \$275,000.00, payable to Buckley, Brion, McGuire, Morris & Sommer, LLP, Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer.**
- 4. Approve advertising and authorize the execution of the agreements for the items listed in memos “a” and “b”:**
- a. **Engineering Feasibility Study for the conversion of the toll collection system to an All Electronic Toll (AET) system;**
 - b. **Two (2) on-call drilling subsurface and sampling contracts to perform drilling services systemwide, at a not-to-exceed amount of \$600,000.00 each or three (3) years, whichever occurs first; and authorize the preparation and execution of the agreements.**

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5. **Approve the Award of Bids, the Renewal of an award and the Issuance of Purchase Orders for the items listed in memos “a” through “e”:**
 - a. **Sodium Chloride, to the lowest responsive and responsible bidders:**

Cargill Inc-Deicing Technology	\$ 9,156,000.00
American Rock Salt Co LLC	<u>\$ 1,378,000.00</u>
Bid Award	\$10,534,000.00
Plus 25% contingency	<u>\$ 2,633,500.00</u>
TOTAL AWARD:	\$13,167,500.00
 - b. **Exercising our option to renew for one year, the purchase order for motor oil and lubricants with PPC Lubricants, Inc.; at an additional annual cost of \$155,500.00;**
 - c. **Antenna Lane Kits and Badger Readers to Mark IV IVHS, Inc., the vendor selected by the Interagency Group (IAG), for a total award \$152,754.93. This pricing reflects the seven-year pricing structure agreed upon with Mark IV, IVHS, Inc.;**
 - d. **Twenty-nine (29) Omron STI Light Curtains to Omron Scientific Technologies, Inc.; at a total award of \$178,321.00;**
 - e. **E-ZPass equipment (FPT interior and exterior tags), to Mark IV IVHS, Inc., the vendor selected by the Interagency Group (IAG), for a total award of \$5,417,190.00. This pricing reflects the seven-year pricing structure agreed upon with Mark IV, IVHS, Inc.**

6. **Approve the Award of Contracts for the items listed in memos “a” through “d”:**
 - a. **Contract #C-000.00R001-3-02 for bituminous resurfacing from MP C0.00 to C1.51, to the lowest responsive and responsible bidder, New Enterprise Stone & Lime Co., Inc.; at a not-to-exceed amount of \$1,589,598.24, with a contingency amount of \$75,000.00;**
 - b. **Contract #T-355.00P001-3-03 for the replacement of Bridge DB-234 and DB-247 at MP 352.97 and MP 357.10, respectively; to the lowest responsive and responsible bidder, James J. Anderson Construction Co., Inc.; at a not-to-exceed amount of \$9,739,600.30, with a contingency amount of \$500,000.00;**
 - c. **Contract #EN-00088-03-11 for roadway and miscellaneous repairs between MP 75.39 and MP 179.44, to the lowest responsive and responsible bidder, New Enterprise Stone and Lime Co. Inc.; at a not-to-exceed amount of \$2,000,000.00;**
 - d. **Contract #EN-00088-03-12 for milling and paving between MP 187.31 and MP 187.80, to the lowest responsive and responsible bidder, New Enterprise**

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Stone & Lime Co., Inc.; at a not-to-exceed amount of \$348,904.00, with a contingency amount of \$20,000.00.

7. **Authorize payment for the invoices as listed in memos “a” and “b”:**
 - a. **2010 Notice of Assessment from the Bureau of Workers’ Compensation at the Department of Labor and Industry, for the Uninsured Employers Guaranty Fund, in the amount of \$2,538.00;**
 - b. **Reimbursement to the New Jersey Turnpike Authority (NJTA), to reimburse the Authority for the construction and construction management services for perimeter security on the Delaware River Bridge. The Commission would be responsible for the costs on the Pennsylvania side of the Bridge only; at a not-to-exceed amount of \$700,000.00.**

8. **Approve the write-off of the balance of \$28,170.10 for Property Damage Claim #DC-984.**

ITEMS ADDED TO THE FORMAL AGENDA

FINAL SELECTION

F-9 Approve the consultant selection recommendations from the Technical Review Committee and authorize the negotiation and execution of a contract with the first firm listed for the items in memos “a” through “c”:

- a. **Construction inspection/project management services and as-directed pre-construction services for roadway and bridge reconstruction between MP 215.00 and MP 227.00; at a not-to-exceed amount of \$15,000,000.00**
Reference #3-210
ALCM, LLC

Trumbull Construction Management Services
TIE
TRC Engineers, Inc.

Erdman Anthony

- b. **Traffic and revenue/traffic engineering related services on an open-end basis systemwide, at a not-to-exceed amount of \$2,000,000.00**
Reference #3-211
Wilbur Smith Associates, Inc.
Jacobs Engineering Group, Inc.
Stantec Consulting Services, Inc.
HDR Engineering, Inc.

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- c. **Various geotechnical-engineering services on an open-end basis systemwide, at a not-to-exceed amount of \$500,000.00**
Reference #3-212
Geo Mechanics, Inc.
American Geotechnical & Environmental Services, Inc.
Geo Structures, Inc.

SUPPLEMENTS

F-10 Approve the preparation and execution of the Supplemental Agreements as listed in memos “a” and “b”:

- a. **Supplemental Agreement #8 with KCI Technologies, Inc. for environmental services for the I-95/I-276 Interchange project, for an increase of \$900,000.00; increasing the not-to-exceed amount to \$14,780,347.06;**
- b. **Supplemental Agreement with GAI Consultants for storage tank program services, for an increase of \$500,000.00; increasing the not-to-exceed amount to \$2,000,000.00.**

CHANGE ORDER

F-11 Approve Change Order #5 for Contract #02-073-RC2H with Wohlsen Construction Company for the Trevoise Maintenance Facility relocation project, for an increase of \$125,833.94; increasing the not-to-exceed amount to \$18,190,248.37.

CHANGE ORDERS AND FINAL PAYMENTS

F-12 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 #A-087.00P001-3-02 with Loftus Construction, Inc. for design/build project for the partial replacement of Bridge NB-605 at MP A87.07, for a decrease of \$47,257.91; making the final contract value \$2,189,742.09, and the final amount due of \$67,062.09;**
- b. **Change Order #2 and Final Payment for Contract #T-184.66S001-3-02 with Kinsley Construction Co., Inc. for the elimination of Bridges B-548 and B-560W, for a decrease of \$32,313.50; making the final contract value \$1,318,374.10, and the final amount due of \$22,018.00;**
- c. **Change Order #1 and Final Payment for Contract #EN-00049-03-03 with Eastern Industries, Inc. for roadway and miscellaneous repairs between MP 241.87 and MP 298.33, for a decrease of \$311,009.68; making the final contract value \$688,990.32, and the final amount due of \$23,477.02;**

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- d. **Change Order #1 and Final Payment for Contract #EN-00029-03-03 with Green Acres Construction Co., Inc. for median barrier replacement between MP 101.59 and MP 108.95, for a decrease of \$28,609.40; making the final contract value \$3,429,413.85, and the final amount due of \$86,117.03.**

FINANCIAL ADVISOR

- F-13 Approve the negotiation and execution of an agreement for financial advisory services to PFM.**

AMENDMENT

- F-14 Approve an amendment to our agreement with Phoenix Capital Partners for financial advisory services; to extend the agreement for an additional three (3) months at the terms in the existing agreement.**