

**PENNSYLVANIA TURNPIKE COMMISSION**

**HIGHSPIRE, PENNSYLVANIA**

**FORMAL TELEPHONE MEETING**

**SEPTEMBER 17, 2018**

**10:00 A.M.**

**AGENDA**

- A. Roll Call**
  - Sunshine Announcement**
  - Public Participation**
  
- B. Minutes-September 4, 2018**
  
- C. Communications-**
  - Memo received from the Chief Counsel**
  - Memo received from the Director Procurement & Logistics**
  
- D. Personnel**
  
- E. Unfinished Business**

F. NEW BUSINESS

1. **Approve amending Supplemental Trust Indenture #45 (related to the 2016 EB5 Loan Agreement between the Commission and the Delaware Valley Regional Center (DVRC)) and authorize amendments or modifications to other documents related to the 2016 EB5 Loan Agreement as may be recommended by counsel.**
  
2. **Approve the negotiation and execution of the Agreements and an Amendment for the items listed in memos “a” through “d”:**
  - a. **Agreement with Newportville Fire Department for fire service coverage from MP H40.00 to MP H43.30 (I-95);**
  
  - b. **Agreement with Penndel Fire Company for fire service coverage from MP H40.00 to MP H43.30 (I-95);**
  
  - c. **Settlement Agreement and Release with Richard Bentz, and authorize issuance of the workers’ compensation settlement payment;**
  
  - d. **Amendment to our Agreement with Cisine, d/b/a Inquiries Screening, for pre-employment screening services; exercising the option to renew the agreement for an additional year (February 2019-January 2020); at an approximate cost of \$15,000.00.**
  
3. **Approve the Right-of-Way Requests for the items listed in memos “a” through “i”:**
  - a. **Acquisition of Right-of-Way #14S394 (Kimberly M. Torrey), a total take parcel necessary for construction of the Mon/Fayette Expressway (Rt. 51 to I-376) by authorizing payment of \$77,373.09 representing fair market value, pro-rated taxes and recording fees to Fuller Brown Land Services, 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;**
  
  - b. **Acquisition of Right-of-Way #14S308 (Ashlee Norman), a total take parcel necessary for construction of the Mon/Fayette Expressway (Rt. 51 to I-376) by authorizing payment of \$86,193.95 representing fair market value, pro-rated taxes and recording fees to Fuller Brown Land Services, 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;**

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- c. Acquisition of Right-of-Way #14S396 (Federal National Mortgage Association), a total take parcel necessary for construction of the Mon/Fayette Expressway (Rt. 51 to I-376) by authorizing payment of \$61,916.75 representing fair market value, pro-rated taxes and recording fees to Fuller Brown Land Services, 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;
- d. Acquisition of Right-of-Way #7135-RB-1 (Kert Wagner & Christine Carroll), a partial take parcel necessary for construction of the I-95 Interchange by authorizing payment of \$32,387.55 representing fair market value and pro-rated taxes to Kert Wagner and Christine Carroll; 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 the delivery of a deed as prepared by the Legal Department;
- e. Acquisition of Right-of-Way #14081-H (Evelyn Herrmann), a total take parcel necessary for the total reconstruction project from MP 49.00 to MP 53.00 by authorizing payment of \$160,202.72 representing fair market value, pro-rated taxes, recording fees, housing supplement payment and closing costs to ARROW 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 is contingent upon the delivery of a deed as prepared by the Legal Department;
- f. Acquisition of Right-of-Way #14S609 (Michael J. & Donna Dugan), a total take parcel necessary for construction of the Mon/Fayette Expressway (Rt. 51 to I-376) by authorizing payment of \$150,388.40 representing fair market value, pro-rated taxes, recording fees, housing supplement and closing costs to Closure Settlement, LLC, Escrow Agent; also authorize payment of \$2,200.00 representing residential fixed move to Michael J. & Donna Dugan; 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 the delivery of a deed as prepared by the Legal Department;

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- g. Acquisition of Right-of-Way #14092-A (Andrea D. Nickel), a total take parcel necessary for the total reconstruction project from MP 53.00 to MP 57.00 by authorizing payment of \$163,979.21 representing fair market value, pro-rated taxes and recording fees to Tri-State Paralegal Service, 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;**
  - h. Acquisition of Right-of-Way #14S227 (Carol Ann Speicher-Strack), a total take parcel necessary for construction of the Mon/Fayette Expressway by authorizing payment of \$84,920.12 representing fair market value, pro-rated taxes, recording fees, housing supplement and closing costs to Universal Settlement Services, Inc., 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;**
  - i. Adopt the proposed Property Acquisition Resolution for Right-of-Way #2173-A (Wilson Mae, LP), a partial take parcel necessary for pre-entry ITS from MP 10 to MP 189.00 by authorizing payment of \$2,300.00 representing estimated just compensation to counsel named at a later date; and authorize payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel.**
- 4. Approve advertising for a full-service communications and public involvement consulting company to support Cashless Tolling.**
- 5. Approve the Change Order and the Issuance of Purchase Orders for the items listed in memos “a” through “d”:**

    - a. Fifteen (15) 2019 Chevrolet Express Cargo Vans (trades vans), utilizing the Commonwealth’s contract with Apple Chevrolet; at a total award of \$598,080.00;**
    - b. Change Order for renovation of the Kegg Maintenance facility with Leonard S. Fiore, Inc., for an additional \$480,994.43 for relocation of utility lines, additional excavation, backfill and removal of contaminated soil;**
    - c. CCTV mobile cameras, utilizing the Commonwealth’s contract with ePlus Technology, Inc.; at a total award of \$311,715.80;**

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- d. **Eleven (11) 2019 Chevrolet Silverado 2500 HD crew cab responder trucks, utilizing the Commonwealth's contract with Apple Chevrolet; at a total award of \$544,434.00.**
6. **Approve the Award of Contracts for the items listed in memos "a" through "d":**
  - a. **Contract #EN-00231-03-04 for bridge repairs between MP 236.22 and MP 358.11, to the lowest responsive and responsible bidder, J.P.S. Construction Co., Inc.; at a not-to-exceed amount of \$1,500,000.00;**
  - b. **Contract #EN-00231-03-05 for bridge repairs between MP A20.00 and MP A130.64, to the lowest responsive and responsible bidder, J.P.S. Construction Co., Inc.; at a not-to-exceed amount of \$1,500,000.00;**
  - c. **Contract #EN-00231-03-02 for bridge repairs between MP 0.00 and MP 109.91, Toll I-376, Turnpike 576, Turnpike 43 and Turnpike 66, to the lowest responsive and responsible bidder, Allison Park Contractors, Inc.; at a not-to-exceed amount of \$1,500,000.00;**
  - d. **Contract #EN-00231-03-03 for bridge repairs between MP 109.91 and MP 236.22, to the lowest responsive and responsible bidder, J.P.S. Construction Co., Inc.; at a not-to-exceed amount of \$1,500,000.00.**
7. **Approve the Change Orders and Final Payments for the items listed in memos "a" through "c":**
  - a. **Change Order #6 and Final Payment for Contract #T-172.88S002-3-02 for the replacement of Bridges B-521A and B-521B at MP 172.88 and 172.89 and the rehabilitation of Bridge B-467B at MP 172.43 with Swank Construction Co., LLC, for a decrease of \$106,112.13 for normal quantity adjustments, asphalt adjustments and liquidated damages; for a final contract value of \$9,550,836.04 and final amount due to the contractor of \$136,336.62;**
  - b. **Change Order #1 and Final Payment for Contract #EN-00124-03-10 for sinkhole repairs between MP 199.26 and MP 312.03 with New Enterprise Stone & Lime Co., Inc., for a decrease of \$1,437,065.44 to reflect the actual cost of the completed work authorizations; for a final contract value of \$562,934.56 and final amount due to the contractor of \$28,146.73;**
  - c. **Change Order #1 and Final Payment for Contract #EN-00198-03-05 for roadway and miscellaneous repairs between MP 201.58 and MP 299.98 with New Enterprise Stone & Lime Co., Inc., for a decrease of \$1,847,607.00 to reflect the actual cost of the completed work authorization and liquidated damages; for a final contract value of \$1,152,393.00 and final amount due to the contractor of \$55,719.65.**
8. **Approve the renewal and payment of invoices for the property and boiler & machinery insurance coverages with Travelers and Liberty Mutual, through our broker Conner Strong & Buckelew, for a total not-to-exceed amount of \$1,760,624, for the period October 1, 2018 – September 30, 2019.**