

**PENNSYLVANIA TURNPIKE COMMISSION**

**HIGHSPIRE, PENNSYLVANIA**

**FORMAL TELEPHONE MEETING**

**NOVEMBER 3, 2015**

**10:00 A.M.**

**AGENDA**

- A. Roll Call**
  - Sunshine Announcement**
  - Public Participation**
  
- B. Minutes-October 20, 2015**
  
- C. Communications- Memo received from the Chief Counsel**
  
- D. Personnel**
  
- E. Unfinished Business**

F. NEW BUSINESS

1. **Adopt the revisions to Policy 9.02, Tower, Monopole and Cell Site Structure Leasing, to rename the policy (f/n/a Tower Leasing) and to update the policy language and hierarchical needs.**
2. **Approve the negotiation and execution of the Amendment, Supplement and Agreements for the items listed in memos “a” through “g”:**
  - a. **Amendment to our agreement with AAA North Penn, Inc. to distribute E-ZPass at their locations, exercising the option to renew the agreement for an additional 5-year period;**
  - b. **Reimbursement Agreement with the New Jersey Turnpike Authority to have NJTA reimburse the Commission for the costs to construct a sign structure foundation and pier as part of the I-95 Interchange project; at an estimated cost of \$74,000.00;**
  - c. **Supplemental Agreement for annual independent audit services with Zelenkofske Axelrod LLC for an additional \$6,000-\$12,000 on an annual basis to perform an attestation examination to ensure census data reported by the Commission to the State Employees Retirement System (SERS) is complete and accurate;**
  - d. **Agreement with Lower Swatara Township for the Township to accept the ownership, operation and all future maintenance of the newly-constructed filter trench along Baker Avenue (adjacent to MP 248.19 EB); for a payment to the Township of \$20,000.00;**
  - e. **Settlement Agreement and Mutual Release in the case, Bryant Lee v PTC, E.D.PA No. 2:14-cv-00933, and approve payment of the settlement amount;**
  - f. **Settlement Agreement and Mutual Release in the case, Loughney-Mook v. PTC, and approve payment of the settlement amount;**
  - g. **Agreement with Michael Schubert, as a consultant to the Commission.**
3. **Approve the Right-of-Way Requests for the items listed in memos “a” through “h”:**
  - a. **Acquisition of Right-of-Way #17657-A (Danny H. & Carol A. Leonard), a partial take parcel necessary for construction of the Southern Beltway, Rt. 22 to I-79, by authorizing payment of \$1,007.50 representing fair market value and pro-rated taxes to Danny H. & Carol A. Leonard; 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 deed prepared by the Legal Department;**

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- b. Acquisition of Right-of-Way #14106 (Robert L. & Kathleen M. Sparber), a total take parcel necessary for construction of the Southern Beltway, Rt. 22 to I-79, by authorizing payment of \$247,984.03 representing fair market value and pro-rated taxes to Coon & 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 the delivery of a deed as prepared by the Legal Department;
- c. Acquisition of Right-of-Way #6084-C (Lockheed Martin Corp.), a partial take parcel necessary for the pre-entry ITS easement from MP 286.00 to MP 343.00, by authorizing payment of \$39,437.98 representing fair market value and pro-rated taxes to Lockheed Martin Corp.; 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 #17655-A (Ransom Family, LLC), a partial take parcel necessary for construction of the Southern Beltway, Rt. 22 to I-79, by authorizing payment of \$12,638.00 representing fair market value and pro-rated taxes to Ransom Family, 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 its delivery of deed prepared by the Legal Department;
- e. Acquisition of Right-of-Way #17656-A (Milton R. & Mary Jane Rodgers), a partial take parcel necessary for construction of the Southern Beltway, Rt. 22 to I-79, by authorizing payment of \$1,315.50 representing fair market value and pro-rated taxes to Milton R. & Mary Jane Rodgers; 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 deed prepared by the Legal Department;
- f. Acquisition of Right-of-Way #1011-A (Karen E. Mitchell), a partial take parcel necessary for the total reconstruction project from MP 99.00 to MP 109.00, by authorizing payment of \$4,525.25 representing fair market value, pro-rated taxes and 710 fees to Karen E. Mitchell; 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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- g. Acquisition of Right-of-Way #2103-D (Catherine J. Shimer), a total take parcel necessary for the total reconstruction project from MP 149.50 to MP 155.50, by authorizing payment of \$38,697.26 representing fair market value and pro-rated taxes to Catherine J. Shimer; 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 #14206-L (Shirley J. Myers), a partial take parcel necessary for the total reconstruction project from MP 40.00 to MP 48.00, by authorizing payment of \$29,116.50 representing fair market value and pro-rated taxes to Shirley J. Myers and authorize payment of \$300.00 representing Section 710 damages to Shamrock Appraisal Group, Inc.; 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.**
- 4. Approve advertising for the items listed in memos "a" and "b":**
- a. Contract #EN-00190-03-03, guiderail end treatment update between MP 252.89 and MP 351.33 and MP A21.20 and MP A86.10;**
  - b. Contract #EN-00190-03-02, guiderail end treatment update between MP 2.80 and MP 232.72, Toll I-376 and Turnpike 66.**
- 5. Approve the Issuance of a Purchase Order for Gartner Advisory Services subscription renewal, utilizing the Commonwealth's contract with Gartner Inc.; at a total award of \$134,700.00.**
- 6. Approve the Award of Contract #A-088.00R002-3-02 for bituminous resurfacing and median barrier replacement from MP A88.66 to MP A95.17, to the lowest responsive and responsible bidder, New Enterprise Stone & Lime Co., Inc.; at a total award of \$19,125,714.35 and a contingency of \$900,000.00.**

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7. **Approve the Change Orders and Final Payment for the items listed in memos “a” and “b”:**
  - a. **Change Order #2 and Final Payment for Contract #A-075.86R001-3-02 for ramp resurfacing of the Mahoning Valley Interchange at MP A75.68 with Pikes Creek Site Contractors, for a decrease of \$459,447.14 to balance items to actual work completed, and changes for topsoil, MPT and removal of electrical items; for a final contract of \$958,107.86 and final payment to the contractor of \$124,046.20;**
  - b. **Change Order #1 for Contract #S-000.00R001-3-02 for concrete pavement repairs between MP S0.00 and MP S5.63 with Swank Construction Company, LLC, for a 33-day time extension to complete full depth concrete patching.**
  
8. **Approve the negotiation and execution of Supplemental Agreement #1 for open-end material inspection and testing services from MP 0.00 to MP 200.00, I-376, Turnpike 576, Turnpike 66 and Turnpike 43 with Quality Engineering Solutions, Inc. (QES), for an increase of \$150,000.00 to cover material inspectors services, on-site soil testing and laboratory testing; for a revised not-to-exceed amount of \$1,100,000.00.**
  
9. **Approve amending the pool of supplemental auditing service providers to include Armada Global, Inc., CSI Corporate Security and Investigations, Inc. and OPS Security Group to the qualified pool for investigative and surveillance services.**