

PENNSYLVANIA TURNPIKE COMMISSION

HIGHSPIRE, PENNSYLVANIA

FORMAL TELEPHONE MEETING

DECEMBER 2, 2014

10:00 AM

AGENDA

- A. Roll Call**
 - Sunshine Announcement**
 - Public Participation**

- B. Minutes-November 18, 2014**

- C. Communications-Memo received from the Chief Counsel**

- D. Personnel**

- E. Unfinished Business**

F. New BUSINESS

1. **Adopt the revisions to the Policy Letters and a new Policy for the items listed in memos “a” through “c”:**
 - a. **Revisions to Policy Letter 3.6, Driver’s License Records Checks and Loss of Driving Privilege, to address operating privilege, confidential reviews of records, interlock devices, employee notification requirements and potential loss of medical coverage;**
 - b. **Revisions to Policy Letter 2.17, Years of Service Program, to remove retirees from the Years of Service Appreciation Program;**
 - c. **Policy 4.5, Compensatory Time for Exempt Employees, to set forth guidelines for exempt employees who work extended hours during emergencies or special projects.**

2. **Approve the negotiation and execution of the Agreements, an Amendment and a Supplement for the items listed in memos “a” through “d”:**
 - a. **Settlement Agreement and all necessary documents in the case, Fay v. Pennsylvania Turnpike Commission; and authorize payment of the settlement amount;**
 - b. **Amendment to our agreement with Kahua, Inc. for our project collaboration and documentations system, exercising our option to renew the agreement for an additional year; at a cost of \$246,251.00;**
 - c. **Settlement Agreement and all necessary documents in the case, Mashuda Corporation, ex rel., for the use and benefit of Howard Concrete Pumping Company, Inc. v. Commonwealth of Pennsylvania, Turnpike Commission; and authorize payment of the settlement amount;**
 - d. **Supplemental Agreement with TRC Engineers, Inc. for open-end geotechnical drilling contracts in the West, for an additional \$300,000.00 to continue with the drilling needs until a new contract is bid and executed; for a revised not-to-exceed amount of \$1,200,000.00.**

3. **Approve the Right-of-Way Requests for the items listed in memos “a” and “b”:**
 - a. **Acquisition of Right-of-Way #2128-J (Wesley W. Clark), a partial take parcel necessary for the total reconstruction project from MP 149.00 to MP 155.00 by authorizing payment of fair market value and pro-rated taxes in the amount of \$507.50 to Wesley W. Clark; authorize the appropriate Commission officials to execute the required settlement documents; 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 his delivery of deed prepared by the Legal Department;**
 - b. **Acquisition of Right-of-Way #2073-B (Terrance R. Smith), a partial take parcel necessary for the total reconstruction project from MP 149.00 to MP 155.00 by authorizing payment of fair**

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market value and pro-rated taxes in the amount of \$1,035.30 to Terrance R. Smith; authorize the appropriate Commission officials to execute the required settlement documents; 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 his delivery of deed prepared by the Legal Department.

4. Approve advertising for a Liability Claims Third Party Administrator for Self-Insured liability claims.

5. Approve the Award of Bids, Change Orders and the Issuance of Purchase Orders for the items listed in memos “a” through “e”:

a. Gate parts for Districts 4 & 5, to the lowest responsive and responsible bidder, National Automated Solutions, Inc.; at a total award of \$159,264.49;

b. Trash removal and recycling, exercising our option to renew the agreements for an additional year (January 1, 2015 – December 31, 2015):

Waste Management	\$128,000.00	Districts 1 & 6
Weaver’s Sanitation	51,000.00	District 2
Republic Services	58,000.00	District 3
Waste Management	82,000.00	District 4
Waste Management	<u>41,000.00</u>	District 5
Renewal Amount	<u>\$360,000.00</u>	

c. Change Orders to our agreements for our Job Order Contracts (JOC) for facilities upgrade and repair services, to provide additional funding thru the end of the contracts (September 30, 2015):

Electrical	Schultheis Electric	\$100,000.00	District 1
General	Clark Contractors	800,000.00	District 1
General	Clark Contractors	300,000.00	District 2
General	Clark Contractors	100,000.00	District 5
Landscaping	The U Company	100,000.00	District 1
Landscaping	The Brickman Group	100,000.00	District 3
Landscaping	M & M Landscaping	100,000.00	District 4
Landscaping	The Brickman Group	50,000.00	District 5
Mechanical	McKamish, Inc.	250,000.00	District 1
Mechanical	Marc Service Inc.	250,000.00	District 2
Plumbing	Clark Contractors	200,000.00	District 1
Plumbing	Clark Contractors	50,000.00	District 4
Plumbing	Clark Contractors	<u>100,000.00</u>	District 5
CHANGE ORDERS:		<u>\$2,500,000.00</u>	

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- d. Diesel motor fuel and heating/emergency generator fuel (January 1, 2015 – December 31, 2015), to the lowest responsive and responsible bidders:

Mansfield Oil Co.	\$2,300,000.00
Petroleum Traders	300,000.00
Glassmere Fuel Service	250,000.00
Naughton Energy Corp.	300,000.00
Pipeline Petroleum	250,000.00
Ports Petroleum Co. Inc.	350,000.00
Phoenix Energy Group	100,000.00
Talley Petroleum	<u>75,000.00</u>
Total Award:	\$3,925,000.00
Plus 25% Contingency:	<u>981,250.00</u>
TOTAL AWARD TO APPROVE:	\$4,906,250.00

- e. Bird control services (December 2014 – October 2016), to the lowest responsive and responsible bidders:

JC Ehrlich	\$220,000.00	Districts 1 & 2
Terminix	<u>280,000.00</u>	Districts 3, 4 & 5
TOTAL AWARD:	\$500,000.00	

6. Approve the Award of Contracts for the items listed in memos “a” and “b”:

- a. Contract #T-248.19S001-3-02 for the replacement of Bridge EB-306 at MP 248.19, to the lowest responsive and responsible bidder, Susquehanna Valley Construction Corporation; at a not-to-exceed amount of \$3,061,955.00 and a contingency of \$150,000.00;
- b. Contract #T-056.35S001-3-02 for the rehabilitation of Bridge WB-459 at MP 56.35, to the lowest responsive and responsible bidder, BECDIR Construction Company; at a not-to-exceed amount of \$412,000.00 and a contingency of \$20,000.00.

7. Approve the Change Orders and Final Payments for the items listed in memos “a” through “e”:

- a. Change Order #3 and Final Payment for Contract #A-095.00R002-3-02 with Pikes Creek Site Contractors for bituminous resurfacing between MP A95.17 and MP A105.01, for a decrease of \$664,392.14 to balance items to actual work completed; for a final contract value of \$9,226,326.91 and a final amount due to the contractor of \$291,012.52;
- b. Change Order #2 and Final Payment for Contract #EN-00118-03-05 with Lindy Paving Inc. for roadway and miscellaneous repairs between MP 0.00 and MP 75.39, Toll I-376, Turnpike 66 and Turnpike 43, for a decrease of \$584,019.93 to balance items to actual work completed; for a final contract value of \$1,415,980.07 and a final amount due to the contractor of \$70,799.00;

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- c. **Change Order #2 and Final Payment for Contract #S-006.00X002-3-03 with Earthmovers Equipment Company for structural demolition and/or removal for the Southern Beltway between US 22 and I-79, for a decrease of \$146,032.72 to balance items to actual work completed, changes were necessary for disposal of accumulated tires on numerous parcels, unforeseen hazardous household waste; pump, clean and remove septic tanks and cisterns, and an additional parcel was obtained for demolition along with removal and relocation of valuable items from one warehouse to be demolished to a new location for storage; for a final contract value of \$493,080.32 and a final amount due to the contractor of \$43,217.17;**
 - d. **Change Order #1 and Final Payment for Contract #T-355.00P001-3-12 with Flyway Excavating, Inc. for I-95 wetland mitigation, for an additional \$5,765.92 to balance items to actual work completed and placement of boulders to be used as delineator boundary as requested by the environmental authorities; for a final contract value of \$767,405.92 and a final amount due to the contractor of \$34,324.12;**
 - e. **Change Order #2 and Final Payment for Contract #T-129.00T001-3-04 with New Enterprise Stone and Lime Company, Inc. for the replacement of Bridge B-404 at MP 130.86 for a decrease of \$185,843.24 to balance items to actual work completed and elimination, removal and replacement of reflective pavement markers with reflective lenses only; for a final contract value of \$2,477,271.25 and a final amount due to the contractor of \$78,914.07.**
- 8. Approve revising the pool of qualified underwriters for underwriting and other specialized services to include Stifel, Nicolaus & Company, Inc./Backstrom McCarley Berry & Co., LLC.**
- 9. Approve the award of services and authorize the negotiation and execution of an agreement with the selected firm for the items listed in memos “a” and “b”:**
- a. **Ref #3-263. Open-end Environmental Services systemwide:**
 - 1. RETTEW Associates, Inc.-AWARDED**
 - 2. Lotus Environmental Consulting, LLC**
 - 3. Navarro & Wright Consulting Engineers, Inc.**
 - b. **Ref #5-097. Construction Management/Inspection services for pavement and structure rehabilitation on the Northeast Extension, I-476 from MP A94.00 to MP A122.00;**
 - 1. GAI Consultants, Inc.-AWARDED**
 - 2. JBC Associates, Inc.**
 - 3. TRC Engineers**