

**PENNSYLVANIA TURNPIKE COMMISSION**

**HIGHSPIRE, PENNSYLVANIA**

**FORMAL MEETING**

**JANUARY 7, 2025**

**10:00 A.M.**

**AGENDA**

- A. Roll Call**
  - Sunshine Announcement**
  - Public Participation**
  
- B. Minutes – December 17, 2024**
  
- C. Communication**
  - Memo received from the Chief Counsel**
  
- D. Personnel**
  
- E. Unfinished Business**

**F. NEW BUSINESS**

- 1. Approve revisions to Policies, rescind a Policy and adopt a new Policy for the items listed in memos "a" through "f":**
  - a. Revisions to Policy Letter 2.03, Family Medical Leave Act, to clarify and update the policy in relation to paid and unpaid parental leave; and clarify that employees have the right to continue or revoke Flexible Spending Account (FSA) coverage during any period of FMLA leave;**
  - b. Rescind Policy Letter 2.08, Childrearing Leave; and adopt new Policy Letter 2.24, Unpaid Parental Leave, to provide eligible employees the opportunity to take Unpaid Parental Leave after the birth of their biological child or adoption of a child less than one (1) year of age, up until that child's first birthday; and outline coordination with other types of leave the employee may be eligible for, such as Short-Term Disability, Family Medical Leave and Paid Parental Leave, as well as continuation of medical benefits;**
  - c. Revisions to Policy Letter 2.11, Health Insurance Portability and Accountability Act (HIPAA), to add prohibitions for the use and disclosure of Protected Health Information (PHI); to add definitions for Prohibited Purpose and Reproductive Health Care, and clarification and instructions to the procedures section;**
  - d. Adopt New Policy Letter 2.25, Paid Parental Leave, to provide eligible Management/Local 30S employees up to four (4) weeks Paid Parental Leave after the birth of their biological child or adoption of a child less than one (1) year of age; leave must be used within six months of the Qualifying Event and is based on the employee's Family Medical Leave entitlement; and outline coordination with other types of leave the employee may be eligible for;**
  - e. Revisions to Policy Letter 4.01, Educational Assistance Program, to include matching the scope to the newly updated Policy 4.04, Professional Credential, License, and Association Membership Program; revise and consolidate definitions used throughout the policy; and transfer reimbursement to obtain new CDL licensing including CDL training programs to Policy Letter 4.04 to comply with current tax law regarding educational assistance benefits;**
  - f. Revisions to Policy Letter 4.04, Professional License, Registration or Certifications and Memberships in Associations, Organizations or Societies, to update the name to Professional Credential, License, and Association Membership Program; includes reimbursement to obtain CDL licensing including CDL training programs; comply with current tax law regarding educational assistance benefits; and expand eligibility to union represented employees.**
- 2. Approve the negotiation and execution of Agreements and Amendments for the items listed in memos "a" through "i":**
  - a. License Agreement with T-Mobile Northeast, LLC (T-Mobile) to permit T-Mobile to install equipment in the Commission's Allegheny Tunnel, at an annual fee of \$30,000.00 with a 3%**

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annual escalator clause, for five (5) years with four (4) five (5) year renewal terms as prepared by the Legal Department; and authorize the appropriate Commission officials to execute it;

- b. Amendment to our Agreement with Verra Mobility (formerly Redflex Traffic Systems, Inc.) for the Work Zone Speed Safety Camera (WZSSC) program, exercising the option to renew the agreement through February 16, 2026; at a cost of \$2,000,000.00;
  - c. Agreement with Adamsburg Volunteer Fire Department to provide fire and rescue services between MP T67.20 through MP T74.60 (Eastbound) and MP T67.20 through MP T63.30 (Westbound); at an estimated cost of \$5,000.00 per year;
  - d. Reimbursement Agreement with Lower Macungie Township to reimburse the Commission for the construction costs associated with utility hole elevation adjustments of existing sewer lines necessary for the replacement of Bridge #NB-338, East Texas Road (T-271), at MP A-54.29; at an estimated cost of \$2,810.00;
  - e. Agreement with CSX Transportation, Inc. (CSX) to construct and maintain the Western Fiber Optic Network crossing over the CSX railway at MP 37.89; at a cost of \$4,000.00;
  - f. License Agreement with Pittsburgh SMSA Limited Partners d/b/a Verizon Wireless (Verizon) to permit Verizon to install equipment on the Commission's Greensburg Maintenance Tower, at an annual fee of \$36,000.00 with a 3% annual escalator clause, for ten (10) years with three (3), five (5) year renewal terms as prepared by the Legal Department; and authorize the appropriate Commission officials to execute it;
  - g. Amendment to our Agreement with SB & Company, LLC to exercise the option to renew the agreement for FY25 and FY26, to audit the financial statements for both the Commission and the Pennsylvania Turnpike Other Postemployment Welfare Plan Program; at an estimated cost of \$389,725.00.
  - h. Settlement Agreement and Release with Paul and Stacy Wheeler; authorize the appropriate Commission officials to execute the necessary settlement documents and authorize payment of the settlement amount.
  - i. **DEFERRED** - Supplemental Reimbursement Agreement with CSX Transportation, Inc. for the Commission to reimburse CSX for the cost for flagging and protective services on the Beaver River Bridge at MP T-13.21 and three overhead bridges located at MP T-12.58, MP T-12.63 and MP T-12.67, for an increase of \$2,573,627.75 due to additional work durations and updated railroad rates; for a revised not-to-exceed amount of \$4,325,114.00.
3. Approve the Right-of-Way Requests for the items listed in memos "a" through "c":
- a. Acquisition of Right-of-Way #8290-A (Jason and Lynette L. Hemnitz), a partial take parcel necessary for the East Texas Road Bridge Replacement project at MP A53.00 to MP A57.00 by

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- authorizing payment of \$13,771.00 representing fair market value and pro-rated taxes to Jason and Lynette Heminutz; also authorize payment of \$84.25 representing recording fees to Lehigh County Recorder of Deeds; 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 its delivery of a deed as approved by the Legal Department;
- b. Acquisition of Right-of-Way #8290-RB (Robert B. Doll, Jr.), a partial take parcel necessary for the East Texas Road Bridge Replacement project at MP A53.00 to MP A57.00 by authorizing payment of \$500.00 representing fair market value to Robert B. Doll, Jr.; authorize the appropriate Commission officials to execute the Temporary Construction Easement 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 Temporary Construction Easement as approved by the Legal Department;
  - c. Approve the Revised Surplus Sale of Right-of-Way #6020-A (formerly owned by James C. Wertz), property acquired for the total reconstruction from MP 308.00 to MP 312.00 by authorizing payment for Lot-A of \$150,000.00 to the Township of Upper Uwchlan; and authorize the appropriate Commission officials to execute the agreement of sale and all other documents required for closing, including the deed as approved by Legal Department.
4. Approve the Change Orders and Final Payments for the items listed in memos "a" through "d":
- a. Change Order #8 and Final Payment for Contract #T-047.00R002-3-02 for asphalt resurfacing between MP 47.05 and MP 56.38 with Eurovia Atlantic Coast, LLC for a decrease of \$55,339.87 for rock lining and lane rental fees, for a final contract value of \$27,045,855.24 and final amount due to the contractor of \$491,486.03;
  - b. Change Order #9 and Final Payment for Contract #T-019.00R002-3-02 for bituminous resurfacing and substructure rehabilitation between MP 19.41 and MP 31.25 with Eurovia Atlantic Coast, LLC for a decrease of \$102,366.41 necessary for pavement patching and repairs, guide rail adjustments, delivery of extra concrete barrier for maintenance, erosion control, E-ZPass legend, and lane rental fees, for a final contract value of \$20,424,070.26 and final amount due to the contractor of \$52,643.11;
  - c. Change Order #2 and Final Payment for Contract #T-142.00R002-3-03 for asphalt resurfacing between MP 142.00 and MP 144.95 and Cut Slope Remediation between MP 142.18 and MP 142.47 with New Enterprise Stone & Lime Co., Inc. for an increase of \$31,963.47 necessary for normal quantity adjustments and slope stabilization, for a final contract value of \$10,655,890.53 and final amount due to the contractor of \$176,954.51;

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- d. **Change Order #7 and Final Payment for Contract #T-053.00T001-3-04 for replacement of Bridge No. WB-456 at MP 54.95 with Plum Contracting, Inc. for an increase of \$1,789.87 necessary for normal quantity adjustments, rock placement under superstructure and liquated damages, for a final contract value of \$11,083,974.80 and final amount due to the contractor of \$72,431.01.**
5. **Approve the Award of Bids, Change Orders and the Issuance of Purchase Orders for the items listed in memos "a" through "c":**
    - a. **Post sleeve contract with Main Stream Industries, Inc., to cover the replacement of signs across the system; at a cost of \$150,000.00;**
    - b. **Software maintenance and support, plus additional licenses for Hyland Onbase (February 1, 2025 through January 31, 2026), utilizing the Commonwealth's contract with Insight Public Sector, Inc.; at a cost of \$128,274.00;**
    - c. **Month-to-month subscription with ePlus Technology, Inc., to cover ePlus Hosting and Managed Services; at a cost of \$194,516.00.**
6. **Approve the Award of Contract #T-236.20R001-3-02 for asphalt resurfacing at the Gettysburg Pike and Harrisburg West Interchanges, to the lowest responsive and responsible bidder, New Enterprise Stone & Lime Co., Inc.; at a not-to-exceed amount of \$6,975,000.00 and a contingency of \$400,000.00.**
7. **Approve the award of services and authorize the negotiations and execution of an agreement with the selected firm/firms for the items listed in memos "a" and "b":**
    - **T00277, Open-End Aerial Mapping Services, the highly recommended firm in alphabetical order:**
      - **Woolpert, Inc.-AWARDED**
    - **T00278, Coating Consultation Services, the highly recommended firms in alphabetical order:**
      - **KTA-Tator-AWARDED**
      - **Greenman-Pedersen, Inc.**