

**PENNSYLVANIA TURNPIKE COMMISSION**

**HIGHSPIRE, PENNSYLVANIA**

**FORMAL MEETING**

**AUGUST 2, 2022**

**11:00 A.M.**

**AGENDA**

- A. Roll Call**
  - Sunshine Announcement**
  - Public Participation**
  
- B. Minutes-July 19, 2022**
  
- C. Communication-Memo received from the Chief Counsel**
  
- D. Personnel**
  
- E. Unfinished Business**

F. NEW BUSINESS

1. **Approve amending the pool of qualified professionals for machinery and equipment appraisal services to include Porto Leone Consulting, LLC.**
  
2. **Approve the negotiation and execution of the Agreements for the items listed in memos “a” through “c”:**
  - a. **Assignment Agreement with Hire Image, LLC to assign its contract to Orange Tree Employment Screening, LLC (Orange Tree) due to Orange Tree’s acquisition of Hire Image, LLC;**
  
  - b. **Settlement Agreement and Release with Travelers Property Casualty Co. of America, as Subrogee of the PTC, and the PTC v. Allied Painting, Inc., Plump Engineering Inc. and Containment Design, Inc. v. WSP, USA and STV, Inc.; and authorize acceptance of the settled amount;**
  
  - c. **Two (2) Reimbursement Agreements with Peoples Natural Gas Company, LLC (PNG), to reimburse PNG the costs for the engineering and utility relocation work necessary for construction of the Mon/Fayette Expressway, Section 53-A1; at a combined total cost of \$637,258.60.**
  
3. **Approve the Right-of-Way requests for the items listed in memos “a” through “h”:**
  - a. **Acquisition of Right-of-Way #14S652 (City of Duquesne), a partial take parcel necessary for construction of the Mon-Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$4,000.00 representing fair market value to the City of Duquesne; 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 #8990-B (Bethlehem Authority), a partial take parcel necessary for the Reservoir Road Bridge Reconstruction project at MP A83.00 by authorizing payment of \$500.00 representing fair market value to Bethlehem Authority; 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 drafted by the Legal Department.**

F. NEW BUSINESS

- c. **Acquisition of Right-of-Way #6036-C (Sheree 1701, LLC-Principals are John T. Neilson; Ron Neilson, Jr.), a partial take parcel necessary for the total reconstruction project from MP 312.00 to MP 316.00 by authorizing payment of \$177,235.75 representing fair market value, pro-rated taxes and recording fees payable to Dick Coon Real Estate Services, as 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. **Deed of Dedication is necessary for the Fort Cherry Connector Road, Southern Beltway, Rt. 22 to I-79, to turn the legal right-of-way for the connector road over to Mount Pleasant Township; and authorize the appropriate Commission officials to execute the Deed of Dedication for the transfer of the Fort Cherry Connector Road legal right-of-way to Mount Pleasant Township as prepared by the Legal Department;**
- e. **Acquisition of Right-of-Way #6173-A (Paul & Felice DiSanto), a total take parcel necessary for the Lafayette Street Connector project by authorizing payment of \$181,962.13 representing fair market value, pro-rated taxes and recording fees to Diversified Settlement Services, Inc., as 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 owners is contingent upon the delivery of a deed as prepared by the Legal Department;**
- f. **Adopt the proposed Property Acquisition for Right-of-Way #6045-C (David Melich), a partial take parcel necessary for the total reconstruction project from MP 312.00 to MP 316.00 by authorizing payment of \$21,000.00 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;**
- g. **Acquisition of Right-of-Way #14S361 (James C. Baker Agency, Inc.; Principals- James C. Baker Agency, Inc.; James C. Baker; James B. Baker a/k/a Ken Baker; Mary Baker), a partial take parcel necessary for construction of the Mon/Fayette Expressway, Rt 51 to I-376, by authorizing payment of \$6,000.00 representing fair market value and Section 710 damages to James C. Baker Agency, Inc.; 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 prepared by the Legal Department;**

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- h. Acquisition of Right-of-Way #7017-A (Bucks County Water and Sewer Authority), a partial take parcel necessary for pre-entry ITS installation for the Eastern Gaps project by authorizing payment of \$500.00 representing fair market value to the Bucks County Water and Sewer Authority and payment of \$68.75 representing recording fees to the Bucks 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 owner is contingent upon the delivery of a deed as prepared by the Legal Department.**
  
- 4. Approve advertising for the items listed in memo “a” and “b”:**

  - a. Construction of the Mon/Fayette Expressway, between MP M-51.52 and MP M-55.35;**
  - b. Open-end material inspection and testing services from MP 0.00 to MP 200.00, I-376, Turnpike 66, and Turnpike 43.**
  
- 5. Approve the Award of a Bid and the Issuance of a Purchase Order the items listed in memos “a” through “d”:**

  - a. Highbay/Washbay Skylift, utilizing the Commonwealth’s contract with Steril-Koni USA, Inc.; at a cost of \$225,025.00;**
  - b. One (1) Diesel fueled generator with related parts and accessories, utilizing the Commonwealth’s contract with Schultheis Electric; at a cost of \$136,840.00;**
  - c. Solar Grid System project for WRO, to the lowest responsive and responsible bidder, Westmoreland Electric Service, LLC; at a total award of \$2,656,000.00;**
  - d. Fuel additives, exercising the option to renew the agreement for an additional year (August 2022 – July 2023) with Penn Diesel Service Co.; at a cost of \$60,000.00.**
  
- 6. Approve the Award of Contract #T-197.00R001-3-02 for asphalt resurfacing between MP 197.25 and MP 201.73, to the lowest responsive and responsible bidder, New Enterprise Stone & Lime Co., Inc.; at a not-to-exceed amount of \$13,040,000.00 and a contingency of \$600,000.00.**

F. NEW BUSINESS

7. Approve the Change Orders and Final Payments for the items listed in memos "a" through "f":
  - a. Change Order #1 and Final Payment for Contract #EN-00277-03-04 for roadway and miscellaneous repairs between MP 122.18 and MP 201.58 with New Enterprise Stone & Lime Co., Inc. for a decrease of \$208,815.75 to reflect the cost of the completed work authorization; for a final contract value of \$5,791,184.25 and final amount due to the contractor of \$289,559.21;
  - b. Change Order #8 for Contract #T-099.00T002-3-05 for roadway reconstruction between MP 101.69 and MP 109.10 with New Enterprise Stone & Lime Co., Inc. for an increase of \$2,326,403.27 for normal quantity adjustments, fissure grouting, roadway patching, conduit and connectors, superpave mix designs, drainage, grouting, MPT, median work, and signage as adjusted by liquidated damages; for a revised not-to-exceed amount of \$121,364,625.60;
  - c. Final Payment for Contract #S-006.00X002-3-16 for plumbing work for the Southern Beltway Maintenance Facility at MP S15.30 with Wayne Crouse, Inc.; for a final contract value of \$3,653,389.75 and final amount due to the contractor of \$10,000.00;
  - d. Change Order #1 for Contract #T-144.95R001-3-02 for asphalt resurfacing between MP 144.95 and MP 149.23 with New Enterprise & Lime Co., Inc. for an increase of \$402,830.75 for normal quantity adjustments to balance the contract items to the actual work completed; for a revised not-to-exceed amount of \$9,846,006.17;
  - e. Change Order #3 and Final Payment for Contract #M-034.90R001-3-02 for concrete repairs between MP M34.86 and MP M36.93 with Swank Construction Company, LLC for an increase of \$16,126.43 for normal quantity adjustments, changes for concrete deck repairs, sealing, protective coatings, concrete costs, steel posts, grading, crack sealing, guiderail, shoulder backup and pavement markings; for a final contract value of \$6,155,735.44 and final amount due to the contractor of \$366,294.54;
  - f. Change Order #16 and Final Payment for Contract #S-006.00X002-3-06 for construction of the Southern Beltway, MP S5.08 to MP S8.81, with Independence Excavating for an increase of \$397.24 for diesel fuel price adjustments; for a final contract value of \$97,383,530.77 and final amount due to the contractor of \$397.24.
8. Approve the proposed 2023 annual toll increase of 5% across the entire Turnpike System effective January 8, 2023; E-ZPass and Toll-By-Plate (TBP) rates for passenger and commercial vehicles will round up to the nearest dime.

F. NEW BUSINESS

9. **Approve the award of services and authorize the negotiations and execution of an agreement/agreements with the selected firm/firms for the items listed in memos “a” through “e”:**
  - a. **RFP 7864, towing and road services from MP 127.30 to MP 188.60;**
  - b. **RFP 7875, towing and road services from MP B14.60 to MP B32.20;**
  - c. **T00203, construction management services for the Blue Mountain and Kittatinny Tunnel rehabilitation project**
  - d. **T00199/T00200/T00201, open-end geotechnical services systemwide;**
  - e. **T00202, design services for the replacement of Bridge NB-505 at MP A72.52.**
  
10. **Approve Supplemental Agreement #1 for Contract #EN-00288-01 for open-end design services with P. Joseph Lehman, Inc. for an additional \$600,000.00 to complete the design for Sideling Hill auxiliary truck parking project; for a revised not-to-exceed amount of \$2,100,000.00.**