

PENNSYLVANIA TURNPIKE COMMISSION

HIGHSPIRE, PENNSYLVANIA

FORMAL MEETING

APRIL 5, 2016

9:00 A.M.

AGENDA

- A. Roll Call**
 - Moment of Silence**
 - Sunshine Announcement**
 - Public Participation**

- B. Minutes-March 15, 2016**

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

- D. Personnel**

- E. Unfinished Business-Revenue Bond**

E. UNFINISHED BUSINESS

1. **Approve authorizing the issuance of the Pennsylvania Turnpike Commission's variable and/or fixed rate Turnpike Revenue Bonds in an aggregate principal amount not to exceed \$650,000,000 (based on par amount) in one or more series or subseries, taxable or tax-exempt, for the purpose of financing (1) the costs of various capital expenditures for the Pennsylvania Turnpike system set forth in the Commission's current Ten Year Capital Plan or any prior Capital Plan including, but not limited to, the reconstruction of roadbed and roadway, the widening, replacing and redecking of certain bridges and/or the rehabilitation of certain interchanges and (2) the refunding of all or portion of certain outstanding Turnpike Revenue Bonds, in each case including funding necessary reserves, the cost of credit facilities and/or reserve fund credit facilities, and capitalized interest; authorizing the execution, delivery and distribution of the following: (1) one or more Supplemental Trust Indentures for the bonds; (2) one or more Preliminary Official Statements or Preliminary Private Placement Memoranda; (3) one or more Official Statements or Private Placement Memoranda; (4) one or more Purchase Contracts or Private Placement Agreements; (5) agreements for the provision of one or more credit facilities and/or reserve fund credit facilities and any related agreements; (6) one or more Remarketing Agreements; (7) one or more Continuing Disclosure Agreements; (8) one or more interest rate swaps or other derivatives, or amendments to or terminations of existing interest rate swaps; (9) one or more Escrow Deposit Agreements; and (10) any other necessary or appropriate documents or certificates; providing for the appointment of one or more co-bond counsel and disclosure counsel; appointing the co-financial advisors; providing for the appointment of one or more underwriters and/or other professionals; and making a declaration of official intent that the Commission be reimbursed from bond proceeds for certain expenditures paid prior to the issuance of such bonds; authorizing the taking of further action; repealing inconsistent resolutions; and declaring that this resolution shall be liberally construed.**

F. NEW BUSINESS

1. **Approve payment for the items listed in memos “a” and “b”:**
 - a. **Employee Liability Self-Insurance Program (ELSIP) invoice from the PA Department of General Services, which represents the annual premium due for the period July 1, 2015 to June 30, 2016, in the amount of \$71,689.00;**
 - b. **Payment request for benefit of Denise Crouse, wife of Danny Crouse.**

2. **Approve the negotiation and execution of the Amendment and Agreements for the items listed in memos “a” through “d”:**
 - a. **Amendment to our agreement with Daktronics, Inc. for Dynamic Message Signs (DMS), exercising the option to renew the agreement for an additional 2-years; at a not-to-exceed amount of \$5,500,000.00;**
 - b. **Settlement and Release Agreement with Kevin Kelly, and authorize issuance of the workers’ compensation settlement payment;**
 - c. **Settlement and Release Agreement with Alfred Hicks, and authorize issuance of the workers’ compensation settlement payment;**
 - d. **Settlement and Release Agreement with Artie Lightfoot, and authorize issuance of the workers’ compensation settlement payment.**

3. **Approve the Right-of-Way requests for the items listed in memos “a” through “f”:**
 - a. **Acquisition of Right-of-Way #17532 (John Richard Zilich), a partial take parcel necessary for construction of the Southern Beltway, by authorizing payment of \$725.10 representing fair market value, pro-rated taxes and deed recording fees to Coon & Company, 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 his delivery of deed prepared by the Legal Department;**

F. NEW BUSINESS

- b. Acquisition of Right-of-Way #3042-A2 (Willis F. & Kathy A. Reed), a total take parcel necessary for the total reconstruction project from MP 180.00 to MP 186.00, by authorizing payment of \$150,635.58 representing fair market value, pro-rated taxes and recording fees to Nathan J. Zarichnak & Associates, LLC, escrow agent; authorize the issuance of a check in the amount of \$375.00 representing payment of Section 710 fees payable to Discovery One, Inc.,; 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 #6514-E (James K. & Gail Alderfer), a partial take parcel necessary for the total reconstruction project from MP A31.00 to MP A38.00, by authorizing payment of \$55,320.22 representing fair market value and pro-rated taxes to James K. & Gail Alderfer; 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 damages to the property owners is contingent upon their delivery of a deed prepared by the Legal Department;**
- d. Acquisition of Right-of-Way #2063-C (Verl L. & Pamela F. Miller), a partial take parcel necessary for the total reconstruction project from MP 149.50 to MP 155.50, by authorizing payment of \$25,273.09 representing fair market value and pro-rated taxes to Verl L. & Pamela F. Miller; 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 damages to the property owners is contingent upon their delivery of a deed prepared by the Legal Department;**
- e. Settlement of Right-of-Way #12035-K1 (Julie Lynn Taylor a/k/a July Lynn Soterin and Beaver Valley Bowl) and Right of Way #12034-RA (Julie Lynn Taylor a/k/a Julie Lynn Soterin), total and partial take parcels respectively, necessary for the Beaver River Bridge replacement project by authorizing settlement payment of \$18,000.00 for both properties to Babst Calland, escrow agent; authorize the appropriate Commission officials to execute the Settlement Agreement and Release as approved by the Legal Department; and payment of the settlement amount to the property owner is contingent upon the delivery of the executed Settlement Agreement and Release;**

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f. Acquisition of Right-of-Way #17530 (Regina A. Berg), a partial take parcel necessary for construction of the Southern Beltway, Rt. 22 to I-79 project, by authorizing payment of \$2,434.10 representing fair market value, pro-rated taxes and recording fees; 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 damages to the property owner is contingent upon her delivery of a deed prepared by the Legal Department.

4. Approve advertising for the items listed in memos "a" and "b":

a. Engineering or Construction Management firm for open-end construction management and construction inspection services for Facilities and Energy Management Operations (FEMO) projects;

b. Host, maintain and support the Electronic Bidding System (EBS).

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

a. Twenty-four (24) REACT 350 Type V Attenuators for the Beaver Valley Expressway, to M. H. Corbin, LLC; at a total award of \$894,648.00;

b. Change Orders to the contracts for tires, for additional needs through the end of the contract (August 31, 2016):

Michelin North America	\$ 60,000.00	All Districts
Valley Tire	4,000.00	District 1
Jack Williams	1,500.00	District 5
Goodyear WTC	18,000.00	Districts 3, 4 & 5
Wingfoot (Irwin)	<u>20,000.00</u>	Districts 1 & 2
CHANGE ORDER VALUE:	\$103,500.00	

c. Checkpoint Next Generation Intrusion Prevention hardware and support services, utilizing the Commonwealth's contract with ePlus Technology Inc.; at a total award of \$174,039.12;

d. Change Order to the contract for motor oil and lubricants with Craft Oil Corp, for additional needs through the end of the contract (August 31, 2016), for an additional \$67,000.00;

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- e. **Mimecast Unified Email Management Suite, utilizing the Commonwealth's contract with CDW Government Inc.; at a total award of \$121,450.04.**

- 6. Approve the negotiation and execution of Supplemental Agreement #7 for preliminary engineering and environmental services for the Allegheny Tunnel transportation improvement project with CDI-Infrastructure, LLC d/b/a L. R. Kimball, for an additional \$2,000,000.00 to update the environmental document and alternative analysis, work with the environmental agencies and the public, and studying new alternatives to move forward with the preliminary design; for a revised not-to-exceed amount of \$7,887,016.13.**

- 7. Approve the Change Orders and Final Payments for the items listed in memos "a" through "h":**
 - a. **Change Order #2 and Final Payment for Contract #EN-00138-03-05 for roadway and miscellaneous repairs between MP 0.00 and MP 75.39, Toll I-376, Turnpike 66 and Turnpike 43 with The Lane Construction Corp., for a decrease of \$446,235.14 to balance items to actual work completed, for a final contract value of \$1,053,764.86 and final amount due to the contractor of \$33,629.10;**

 - b. **Change Order #1 for Contract #EN-00164-03-02 for the installation of signs between MP 0.00 and MP 245.75, Toll I-376, Turnpike 66, Turnpike 43 and Turnpike 576 with Green Acres Contracting Co, Inc.; to approve the purchase of TAPCO Blinker Chevron Dynamic Curve Warning & Guidance System and the installation of the system between MP 123.30 and MP 123.60 eastbound;**

 - c. **Change Order #2 and Final Payment 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 an additional \$432,803.64 to balance items to actual work completed, changes for concrete pavement patching and repairs, spall repairs, joint repairs and sealing, concrete rumble strips, bituminous pavement patching, signage and interchange improvements; for a final contract value of \$2,796,215.91 and final amount due to the contractor of \$1,075,267.89;**

 - d. **Change Order #1 and Final Payment for Contract #T-248.19S001-3-02 for the replacement of Bridge EB-306 at MP 248.19 with Susquehanna Valley Construction Corporation, for a decrease of \$99,226.76 to balance items to actual work completed, changes for undercutting, median barrier, placing topsoil, and relocation of MPT signs; for a final contract value of \$2,962,728.24 and final amount due to the contractor of \$181,734.28;**

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- e. **Change Order #5 and Final Payment for Contract #S-006.00X002-3-04 for roadway and bridge construction of the Southern Beltway, Section 55A1-1 between MP S5.08 and MP S5.64 with Mosites Construction Company, for a decrease of \$178,115.73 to balance items to actual work completed, changes for diesel and steel cost fluctuations, drainage, erosion and sedimentation control, concrete barrier, repair to impact attenuator, pavement markings and removal, proof rolling, fencing, gabion baskets, and reconstruction of mounded median; for a final contract value of \$14,297,099.00 and final amount due to the contractor of \$311,042.54;**
 - f. **Change Order #4 for Contract #T-251.08S002-3-02 for roadway and bridge reconstruction from MP 250.76 to MP 251.17 with Swank Construction Company, LLC, for an additional \$77,854.99 to regrade shoulder and roadway subgrade, adjust inlets due to plan grades not matching actual field grades, and a 63-day time extension to complete this work and other revisions; for a revised not-to-exceed amount of \$48,501,609.29;**
 - g. **Change Order #2 and Final Payment for Contract #T-028.45T001-3-02 for the replacement of Bridge WB-400 at MP 29.33 with Joseph B. Fay Co., for a decrease of \$285,411.81 to balance items to actual work completed, changes for steel beam piles, asphalt mixtures, erosion and sedimentation control, maintenance and protection of traffic, select borrow rock, subbase, milling, drainage, seeding and soil supplements, dump rock, curbing, construction of right turn lane on Thorn Hill Road, anti-graffiti coating and median barrier; for a final contract value of \$6,277,995.69 and final amount due to the contractor of \$204,036.28;**
 - h. **Change Order #2 and Final Payment for Contract #A-069.00R001-3-02 for bituminous resurfacing between MP A69.00 and MP A73.61 with Pikes Creek Site Contractors, for an additional \$696,087.09 to balance item to actual work completed, changes for removal and replacement of bituminous material on bridge deck, drainage and extra work at training site; for a final contract value of \$8,490,614.26 and final amount due to the contractor of \$1,133,933.09.**
8. **Approve amending the pool of qualified real estate appraisers to include Sammartino, Stout & Lo Presti, Inc. in the pool.**
 9. **Approve the award of service and authorize the negotiation and execution of an agreement with the selected firm for RFP #7272, debt collection services:**
 - **Professional Account Management, LLC a Duncan Solutions Co.-AWARDED**
 - **Harris and Harris, Ltd.**
 10. **Accept the Bedford to Somerset Extended Closure, January 22 – 24, 2016, After Action Review Report.**