

PENNSYLVANIA TURNPIKE COMMISSION

Highspire, Pennsylvania

FORMAL MEETING

January 5, 2010

10:00 A.M.

AGENDA

- A. ROLL CALL
SUNSHINE ANNOUNCEMENT**
- B. MINUTES-December 16, 2009**
- C. COMMUNICATIONS-Memo received from the Chief Counsel**
- D. PERSONNEL**
- E. UNFINISHED BUSINESS**

F. NEW BUSINESS

- 1. Adopt the Resolution ratifying the reinvestments, liquidations and purchases of securities with available cash, as described in the memo from the Investment Analyst dated December 24, 2009.**

- 2. Approve the negotiation and execution of an Assignment Agreement with National City Bank to assign our active contracts to PNC Bank, N.A.; National City Bank merged with PNC on November 6, 2009.**

- 3. Approve the Right-of-Way Requests for the items listed in memos “a” through “h”:**
 - a. Authorize the acquisition of Right-of-Way #3175-A, a partial take parcel, necessary for the total reconstruction project from MP 199.00 to MP 227.00, by issuing a check in the amount of \$507.50, representing fair market value and pro-rated taxes, payable to Verna H. Shultz; authorize the appropriate Commission officials to execute the Agreement of Sale; authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer; and payment of the fair market value to the property owner is contingent upon her execution of a deed prepared by the Legal Department;**

 - b. Authorize the acquisition of Right-of-Way #3167-B, a partial take parcel, necessary for the total reconstruction project from MP 199.00 to MP 227.00, by issuing a check in the amount of \$1,821.00, representing fair market value and pro-rated taxes, payable to Douglas B. & Staci B. Lehman, and David D. & Wendy J. Lehman; authorize the appropriate Commission officials to execute the Agreement of Sale; authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer; and payment of the fair market value to the property owners is contingent upon their execution of a deed prepared by the Legal Department;**

 - c. Authorize the acquisition of Right-of-Way #3169-B, a partial take parcel, necessary for the total reconstruction project from MP 199.00 to MP 227.00, by issuing a check in the amount of \$9,033.50, representing fair market value and pro-rated taxes, payable to The Rachel Nickey Morgenthaler Residuary Trust; authorize the appropriate Commission officials to execute the Agreement of Sale; authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer; and payment of the fair market value to the property owner is**

F. NEW BUSINESS

contingent upon the delivery of a deed prepared by the Legal Department;

- d. Authorize the acquisition of Right-of-Way #1031-R15, a partial take parcel, necessary for the Somerset Interchange Five Legged Intersection project, by issuing a check in the amount of \$42,135.00, representing fair market value, pro-rated taxes and recording fees; payable to Nathan J. Zarichnak & Associates, Escrow Agent; authorize the appropriate Commission officials to execute the Agreement of Sale; authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer; and payment of the fair market value to the property owner is contingent upon the delivery of a deed prepared by the Legal Department;**
- e. Authorize the acquisition of Right-of-Way #6465-RF, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to A30.00, by issuing a check in the amount of \$9,642.50, representing fair market value and pro-rated taxes, payable to PECO Energy Company; authorize the appropriate Commission officials to execute the Agreement of Sale; authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer; and payment of the fair market value to the property owner is contingent upon the execution of a deed prepared by the Legal Department;**
- f. Authorize the acquisition of Parcel #99A, a partial take parcel, necessary for the total reconstruction project from MP 199.00 to MP 227.00, by issuing a check in the amount of \$8,120.00, representing fair market value and pro-rated taxes, payable to the City Line Abstract Company, Escrow Agent; authorize the appropriate Commission officials to execute the Agreement of Sale; authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer; and payment of the fair market value to the property owners is contingent upon their delivery of a deed prepared by the Legal Department. Also approve the transfer of the property to the PA Game Commission by authorizing the appropriate Commission officials to execute a deed prepared by the Legal Department;**
- g. Authorize the acquisition of Parcel #27, a total take parcel, necessary for the bridge replacement project at MP 13.21, by issuing a check in the amount of \$93,300.00, representing fair market value, pro-rated taxes, recording fees and down payment assistance; payable to Nathan J. Zarichnak and Associates, Escrow Agent; authorize the appropriate Commission officials to execute the Agreement of Sale;**

F. NEW BUSINESS

authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer; and payment of the fair market value to the property owners is contingent upon their delivery of a deed prepared by the Legal Department;

- h. Authorize the acquisition of Right-of-Way #17905, a total take parcel, necessary for construction of the Southern Beltway, by issuing a check in the amount of \$247,181.26, representing fair market value, pro-rated taxes and recording fees; payable to Coon and Company, Escrow Agent; authorize the appropriate Commission officials to execute the Agreement of Sale; authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer; and payment of the fair market value to the property owner is contingent upon her delivery of a deed prepared by the Legal Department.**

- 4. Approve the issuance of an RFP to secure a vendor to provide Employee Assistance Program (EAP) services.**

- 5. Approve the Award of Bids and the Issuance of Purchase Orders for the items listed in memos "a" through "c":**
 - a. Microwave backbone upgrade (phase one), utilizing the Commonwealth's contract with Alcatel-Lucent USA Inc.; at a total award of \$1,750,412.00;**

 - b. Heating fuel, to the lowest responsive and responsible bidder, Naughton Energy; at a total award of \$356,500.00;**

 - c. Network equipment for the TIP Building Data Center, utilizing the Commonwealth's contract with ePlus Technology, Inc.; at a total award of \$993,855.55.**

- 6. Approve the Award of Contracts for the items listed in memos "a" through "c"**
 - a. Contract #A-125.00R001-3-02, for bituminous overlay between MP A125.10 and MP A130.61, to the lowest responsive and responsible bidder, Locust Ridge Contracts, at a total award of \$5,442,235.66; with a contingency amount of \$250,000.00;**

F. NEW BUSINESS

- b. **Contract #EN-00028-03-02, for access ramp construction at MP 346.07EB and MP 346.59WB, to the lowest responsive and responsible bidder, Glasgow, Inc., at a total award of \$487,915.42; with a contingency amount of \$30,000.00;**
 - c. **Contract #T-057.00R001-3-02, for bituminous overlay between MP 56.37 and MP 67.49, to the lowest responsive and responsible bidder, The Lane Construction Corporation, at a total award of \$9,636,779.25, with a contingency amount of \$600,000.00.**
7. **Approve the write off of \$33,680.91 for Property Damage Claim #DC-310.**
8. **Authorize payment for the invoices listed in memos “a” through “c”:**
- a. **2009 Notice of Assessment for the Worker’s Compensation Administration Fund invoice, in the amount of \$58,332.00 to the Department of Labor & Industry;**
 - b. **Assessment from the Joint Defense Group for the Lightman Drum Superfund case, in the amount of \$2,000.00, payable to Drinker Biddle & Reath, LDC Site Participation Fund Account;**
 - c. **Payment in the amount of \$2,500.00 to the National Fish and Wildlife Foundation, for mitigating the B-409 bridge replacement project’s impact on the wetlands.**

DEFERRED

9. **Approve the Resolution authorizing reimbursement of the Mainline General Reserve Fund for the estimated costs of \$300,000,000.00 associated with the preliminary expenditures relating to the tolling of I-80 in accordance with Act 44.**

Items Added to the Formal Agenda

REVISION TO PURCHASING MANUAL

F-10 Approve the following revisions to the Purchasing Policies and Procedures Manual:

- **Add requirement to include Women Business Enterprises (WBE) and Minority Business Enterprises (MBE) in bid solicitations;**
- **Increase monetary thresholds for bid requirements to more closely resemble monetary thresholds for bid requirements utilized by Commonwealth Agencies;**
- **Allow for the electronic submission of purchase orders to vendors.**