

PENNSYLVANIA TURNPIKE COMMISSION

Highspire, Pennsylvania

FORMAL MEETING

May 18, 2010

10:00 A.M.

AGENDA

- A. ROLL CALL
SUNSHINE ANNOUNCEMENT
PUBLIC COMMENT**

- B. MINUTES-May 4, 2010**

- C. COMMUNICATIONS-
Memo received from the Chief Counsel
Memos received from the Manager of Strategic Sourcing and Asset Mgmnt
Memo received from the Director of Operations Review**

- 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 Assistant Chief Financial Officer dated May 7, 2010.**
- 2. Approve the negotiation and execution of the Amendment, Agreements and Supplemental Agreements for the items listed in memos “a” through “d”:**
 - a. Amendment to our agreement with I.B. Abel, Inc. for infrastructure cabling and communication systems, to include funding for the TIP Building, phone convergence and the increase in requests for services; for an additional \$300,000.00, increasing the not-to-exceed amount to \$600,000.00;**
 - b. Supplement to our General Engineering Consulting contract with Michael Baker Jr., Inc., to include construction management services for the truck electrification project at the New Stanton Service Plaza auxiliary truck parking lot; for an additional cost of \$90,000.00;**
 - c. Ownership Agreement between the Commission, the Pennsylvania Department of Transportation and local townships, to assign ownership and maintenance duties for the Uniontown to Brownsville section of the Mon/Fayette Expressway, Toll 43;**
 - d. Supplement to our agreement with Michael Baker, Jr., Inc. for design/construction management services for the Service Plaza Development project, to extend the contract through May 2011; for an additional cost of \$200,000.00.**
- 3. Approve the Right-of-Way Requests for the items listed in memos “a” through “u”:**
 - a. Authorize the acquisition of Right-of-Way #1031-R13, a partial take parcel, necessary for construction of the Somerset Interchange Project, by issuing payment in the amount of \$16,545.00, payable to Indu Motel, LLC, representing fair market value and prorated taxes; 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;**
 - b. Authorize the settlement of Right-of-Way #3176-G, a partial take parcel, necessary for the total reconstruction project from MP 199.00 to MP 227.00, by authorizing the appropriate Commission officials to execute the settlement documents, authorize the payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer, and payment of the settlement amount to the property owner is contingent upon the delivery of a full and final release prepared by the Legal Department;**

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- c. **Authorize the settlement of Right-of-Way #6069-RB and #6069-RB-01, a partial take parcel, necessary for the bridge EB-735 replacement project, by issuing additional payment in the amount of \$39,750.00, payable to Buckley, Brion, McGuire, Morris & Sommer, LLP; representing fair market value, personal property loss, and Section 710 damages; authorize the appropriate Commission officials to execute the settlement documents; and payment of the settlement amount to the claimants is contingent upon their execution of a settlement agreement and full and final release as approved by the Legal Department;**
- d. **Adopt the proposed Property Acquisition Resolution for Right-of-Way #6402-B, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$50,000.00, payable to Stevens & Lee, P.C., Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;**
- e. **Adopt the proposed Property Acquisition Resolution for Right-of-Way #6422-A, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$17,500.00, payable to Stevens & Lee, P.C., Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;**
- f. **Adopt the proposed Property Acquisition Resolution for Right-of-Way #6456-A, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$104,100.00, payable to Stevens & Lee, P.C., Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;**
- g. **Adopt the proposed Property Acquisition Resolution for Right-of-Way #6446-A, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$45,500.00, payable to Stevens & Lee, P.C., Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;**
- h. **Adopt the proposed Property Acquisition Resolution for Right-of-Way #6441-B, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$91,100.00, payable to Stevens & Lee, P.C., Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;**
- i. **Adopt the proposed Property Acquisition Resolution for Right-of-Way #6420-E, a partial take parcel, necessary for the total reconstruction project from MP**

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A20.00 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$45,600.00, payable to Stevens & Lee, P.C., Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;

- j. Adopt the proposed Property Acquisition Resolution for Right-of-Way #6418-A, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$111,500.00, payable to Stevens & Lee, P.C., Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;**
- k. Adopt the proposed Property Acquisition Resolution for Parcel 205, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$26,100.00, payable to Stevens & Lee, P.C., Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;**
- l. Adopt the proposed Property Acquisition Resolution for Parcel 125-A, a partial take parcel, necessary for the total reconstruction project from MP A20.000 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$7,200.00, payable to Buckley, Brion, Morris & Sommer, LLP, Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;**
- m. Adopt the proposed Property Acquisition Resolution for Parcel 125, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$21,900.00, payable to Buckley, Brion, Morris & Sommer, LLP, Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;**
- n. Adopt the proposed Property Acquisition Resolution for Right-of-Way #6441-C, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$9,800.00, payable to Stevens & Lee, P.C., Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;**
- o. Adopt the proposed Property Acquisition Resolution for Right-of-Way #6416-J, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$5,000.00, payable to Buckley, Brion, Morris & Sommer, LLP, Escrow Agent; and authorize payment of statutory damages and costs as**

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calculated by the Legal Department and approved by the Chief Executive Officer;

- p. **Adopt the proposed Property Acquisition Resolution for Right-of-Way #6416-G, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$20,000.00, payable to Buckley, Brion, Morris & Sommer, LLP, Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;**
- q. **Adopt the proposed Property Acquisition Resolution for Right-of-Way #6416-F, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$15,000.00, payable to Buckley, Brion, Morris & Sommer, LLP, Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;**
- r. **Adopt the proposed Property Acquisition Resolution for Right-of-Way #6416-E, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$10,000.00, payable to Buckley, Brion, Morris & Sommer, LLP, Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;**
- s. **Adopt the proposed Property Acquisition Resolution for Right-of-Way #6416-D, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$34,400.00, payable to Buckley, Brion, Morris & Sommer, LLP, Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;**
- t. **Adopt the proposed Property Acquisition Resolution for Right-of-Way #6416-C, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$109,600.00, payable to Buckley, Brion, Morris & Sommer, LLP, Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;**
- u. **Adopt the proposed Property Acquisition Resolution for Right-of-Way #6416-B, a partial take parcel, necessary for the total reconstruction project from MP A20.00 to MP A30.00; authorize payment of Estimated Just Compensation in the amount of \$233,500.00, payable to Buckley, Brion, Morris & Sommer,**

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LLP, Escrow Agent; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer.

- 4. Approve advertising for the installation of infrastructure cable to provide network connectivity for the Uniontown/Brownsville Maintenance facility.**

- 5. Approve the Award of Bids and the Issuance of Purchase Orders for the items listed in memos “a” through “d”:**
 - a. Renewal Agreement for the HP server maintenance with Hewlett-Packard Company, at a total award of \$200,000.00;**

 - b. Renewal Agreement for preventative maintenance on UPS systems, exercising the option to renew the contracts for one (1) additional year:**

Emerson Network Power/Liebert Services Inc.	\$ 737,546.00
Eaton Corporation c/o Lynn Associates	<u>\$ 273,126.00</u>
TOTAL AWARD:	<u>\$1,010,672.00</u>

 - c. Microsoft Enterprise Client Access License (eCal)/5 year Software Assurance, utilizing the Commonwealth’s contract with CDW Government, Inc.; at a total award of \$799,937.88;**

 - d. Five (5) aluminum dump trailers, utilizing the Commonwealth’s contract with ITI Trailers and Truck Bodies, Inc.; at a total award of \$227,450.00.**

- 6. Approve the Award of Contract #S-006.00X002-3-02 for demolition and/or removal of buildings for the Southern Beltway project between US22 and I-79, to the lowest responsive and responsible bidder, Brayman Construction Corporation; at a total award of \$597,500.00; with a contingency amount of \$20,000.00.**

- 7. Approve the consultant selection recommendations from the Procurement Technical Review Committee and authorize the negotiation and execution of the agreements for the items listed in memos “a” and “b”:**
 - a. Intelligent Transportation Systems retrofit to Wellington Power Corporation;**

 - b. Attestation of retiree prescription drug coverage to Milliman, Inc.**

F. NEW BUSINESS

- 8. Adopt the Commission's Annual Operating Expense Budget for 2010-2011 and approved the proposed FY2011 Ten Year Capital Plan as listed in memos "a" and "b":**
 - a. Adopt the Resolution approving The Pennsylvania Turnpike Commission's Annual Operating Expense Budget for the 2010-2011 fiscal year in the amount of \$306,293,505.00;**
 - b. Approve the Proposed FY2011 Ten Year Capital Plan and grant approval for staff to advertise for the use of consultants, contractors and other necessary professional services for all phases of projects within the first two years of the adopted plan.**

ITEMS ADDED TO THE FORMAL AGENDA

SUPPLEMENTS

F-9 Approve the Supplemental Agreements as listed in memos "a" through "c":

- a. Supplemental Agreement #1 with A.D. Marble & Co. for open-end environmental tasks, for an increase of \$10,000.00; increasing the not-to-exceed amount to \$760,000.00;**
- b. Supplemental Agreement #8 with Gannett Fleming for design management services for the Uniontown to Brownsville section of the Mon/Fayette Expressway, for an increase of \$250,000.00; increasing the not-to-exceed amount to \$12,718,909.81;**
- c. Supplemental Agreement #9 with McCormick Taylor, Inc. for environmental engineering management services for the Mon/Fayette Expressway and the Southern Beltway projects, for an increase of \$50,000.00; increasing the not-to-exceed amount to \$17,450,000.00.**

CHANGE ORDER AND FINAL PAYMENT

F-10 Approve Change Order #1 and Final Payment for Contract #EN-00084-03-02 with Gregori Construction & Engineering, Inc. for bridge repairs between MP 0.00 and MP 109.91, Turnpike 60, 66 and 43, for a decrease of \$44,329.14; making the final contract value \$255,670.86, and the final amount due of \$6,045.59.