

PENNSYLVANIA TURNPIKE COMMISSION

HIGHSPIRE, PENNSYLVANIA

FORMAL TELEPHONE MEETING

DECEMBER 18, 2019

10:00 A.M.

AGENDA

- A. Roll Call**
 - Sunshine Announcement**
 - Public Participation**
 - Reorganization**

- B. Minutes-December 3, 2019**

- C. Communications-**
 - Memo received from the Chief Counsel**
 - Memo received from the Director of Procurement & Logistics**

- D. Personnel**

- E. Unfinished Business**

F. NEW BUSINESS

1. Approve payment of the invoice to ACE, through our broker AON, for a total amount of \$17,929.00, which represents the premium for the Owner Controlled Insurance Program (OCIP) for the Southern Beltway, US 22 to I-79 (through June 17, 2020).
2. Approve the negotiation and execution of the Work Orders and Agreements for the items listed in memos "a" through "d":
 - a. Two Work Orders under our Programmatic Agreement with First Pennsylvania Resource, LLC, to supply wetland mitigation credits (required by the U.S. Army Corps of Engineers and the PA DEP), for mitigation shortages on two Commission roadway projects (Allegheny River Bridge at 0.99 acres shortage and the total reconstruction from MP 40.00 to MP 48.00 at 0.60 acres shortage); at a not-to-exceed amount of \$80,000.00 per acre of wetland credit; and authorize execution of the required Release of the previously-recorded Conservation Easement;
 - b. Reimbursement Agreement with Duquesne Light Company for Duquesne Light to procure the materials for the relocation of several Duquesne Light facilities necessary for the construction of Sections A, B and C of the Mon/Fayette Expressway; at a not-to-exceed amount of \$15,895,000.00;
 - c. **REMOVED FROM AGENDA.** Agreement with Netflix Production, LLC (Netflix) for the purpose of permitting Netflix access to and filming of a movie at the Gateway Interchange; and reimbursing the Commission's costs for providing traffic control and support during said filming;
 - d. Settlement Agreement and Release with William R. and Joann C. Andrews & Silver Creek Nursery; approve the settlement and authorize the appropriate officials to execute necessary documents.
3. Approve the Right-of-Way Requests for the items listed in memos "a" through "g":
 - a. Approve the plans entitled, "Drawings for Acquisition of Right-of-Way for Contract No. T-238.09S001-4, replacement of Bridge No. EB-117 at Milepost 238.09 in Cumberland County from STA 612+00 to Sta 628+84.00", as prepared and approved by the Engineering Department;
 - b. Acquisition of Right-of-Way #4021-G (Tressler Lutheran Services, Successor in interest by merger to Lutheran Social Services-Central Penn Region, n/k/a Diakon Lutheran Social Ministries), a partial take parcel necessary for construction of Bridge EB-311 by authorizing payment of \$9,000.00 representing fair market value to Diakon Lutheran Social Ministries; authorize 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 an executed Temporary Construction Easement as approved by the Legal Department;

F. NEW BUSINESS

- c. **Acquisition of Right-of-Way #3382-I2 (Michael E. and Susan C. Ryder), a total take parcel necessary for the expansion of the New Cumberland maintenance facility, by authorizing payment of \$175,382.98 representing fair market value and pro-rated taxes to Michael E. and Susan C. Ryder; 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;**
- d. **Acquisition of Right-of-Way #14S282 (Oakhurst Management, Inc.), a total take parcel necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$66,425.42 representing fair market value, pro-rated taxes and recording fees to Universal Settlement Services of Pennsylvania, LLC, 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. Payment of fair market value to the property owner is contingent upon the delivery of a deed as prepared by the Legal Department;**
- e. **Acquisition of Right-of-Way #6402-B (Nancy O. Brown), a partial take parcel necessary for the total reconstruction project from MP A20.00 to MP A30.00 by authorizing payment of \$89,056.30 representing estimated just compensation and statutory delay damages to Nancy O. Brown; and authorize the payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel;**
- f. **Acquisition of Right-of-Way #14081-D1 (Andrew J. and Amanda D. Roth), a total take parcel necessary for the total reconstruction project from MP 49.00 to MP 53.00 by authorizing payment of \$116,596.84 representing fair market value, pro-rated taxes and recording fees to Tri-State Paralegal Service, LLC, 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;**
- g. **Acquisition of Right-of-Way #14S287 and Right-of-Way #14S291 (Robert W. and Christa E. Wilson), total take parcels necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$685,239.73 representing fair market value, pro-rated taxes, recording fees to Babst Calland Clements & Zomir, PC, escrow agent; also authorize payment of \$70,335.00 representing personal property loss damages to Robert W. and Christa E. Wilson; authorize the appropriate Commission officials to execute the Agreement of Sale and other documents that may be required for closing; 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. NEW BUSINESS

4. Approve the negotiation and execution of the Supplemental Agreements for the items listed in memos "a" and "b":

- a. Supplement #1 for design management services for the Mon/Fayette Expressway with HDR, Inc., for an increase of \$7,700,000.00 for continued service through bidding of the S.R. 51 to S.R. 837 section of the Mon/Fayette Expressway; for a revised not-to-exceed amount of \$27,700,000.00;
- b. Supplement #1 for design services for the total reconstruction project from MP 308.00 to MP 312.00 with Gannett Fleming, Inc., for an increase of \$5,000,000.00 to complete the final design; for a revised not-to-exceed amount of \$17,000,000.00.

5. Approve the Award of Bids and Issue Purchase Orders for the items listed in memos "a" through "j":

a. Diesel motor fuel and heating/emergency generator fuel, exercising the option to renew the agreements for an additional year (January 1, 2020 - December 31, 2020):

Petroleum Traders	\$203,000.00
Glassmere Fuel Service	33,000.00
Talley Petroleum	60,000.00
PAPCO, Inc.	310,000.00
Naughton Energy Corp.	50,000.00
Mansfield Oil Co.	-152,000.00
Riggins, Inc.	<u>0.00</u>
TOTAL RENEWAL:	\$504,000.00

b. Mower parts, exercising the option to renew the agreements for an additional year (January 1, 2020 - December 31, 2020):

Cherry Valley Tractor	\$ 87,000.00
Lacal Equipment, Inc.	12,000.00
Messicks Farm Equipment	<u>2,000.00</u>
TOTAL RENEWAL:	\$101,000.00

c. Three (3) Scorpion truck mounted attenuators with arrow boards, utilizing the Commonwealth's contract with Traffix Devices, Inc.; at a total award of \$109,278.36;

F. NEW BUSINESS

- d. Facilities contracts for capital replacement, upgrade and repair services (January 1, 2020 – December 31, 2021), to the lowest responsive and responsible bidders; and approval for staff movement of funds between contracts as needed during the contract term:

ELECTRICAL

TSB, Schultheis Electric	\$2,500,000.00	District 1
Clark Contractors	250,000.00	District 2
Clark Contractors	150,000.00	District 3
Clark Contractors	350,000.00	District 4
Clark Contractors	<u>200,000.00</u>	District 5
ELECTRICAL TOTAL:	\$3,450,000.00	

GENERAL

Clark Contractors	\$4,500,000.00	District 1
Clark Contractors	2,700,000.00	District 2
Clark Contractors	700,000.00	District 3
Clark Contractors	1,350,000.00	District 4
Clark Contractors	<u>1,200,000.00</u>	District 5
GENERAL TOTAL:	\$10,450,000.00	

LANDSCAPING

The U Company, LLC	\$5,000,000.00	District 1
The U Company, LLC	2,000,000.00	District 2
Strauser Nature’s Helper	4,000,000.00	District 3
M & M Landscaping	5,000,000.00	District 4
Strauser Nature’s Helper	<u>2,000,000.00</u>	District 5
LANDSCAPING TOTAL:	\$18,000,000.00	

HVAC

McKamish, Inc	\$ 650,000.00	District 1
MARC Service, Inc.	650,000.00	District 2
NO BIDS RECEIVED	(will be re-bid)	District 3
3B Services, Inc.	300,000.00	District 4
3B Services, Inc.	<u>300,000.00</u>	District 5
HVAC TOTAL:	\$1,900,000.00	

PLUMBING

Clark Contractors	\$1,400,000.00	District 1
Clark Contractors	600,000.00	District 2
Clark Contractors	200,000.00	District 3
Clark Contractors	600,000.00	District 4
Clark Contractors	<u>350,000.00</u>	District 5
PLUMBING TOTAL:	\$3,150,000.00	

TOTAL AWARDS: \$36,950,000.00

F. NEW BUSINESS

- e. Maintenance, service and repair of generators in Districts 1 & 2 (January 2, 2020 -November 30, 2022), to the lowest responsive and responsible bidder, Premium Power Services, LLC; at a total award of \$500,545.00;
- f. Maintenance, service and repair of generators in Districts 3, 4 & 5 (January 2, 2020 - November 30, 2022), to the lowest responsive and responsible bidder, Premium Power Services, LLC; at a total award of \$564,200.00;
- g. Generator/ATS replacements systemwide (phase two), utilizing the Commonwealth’s contract with Premium Power Services; at a total award of \$538,231.00;
- h. Gradall hydraulic excavator, utilizing the Commonwealth’s contract with Highway Equipment & Supply Co.; at a total award of \$463,464.00;
- i. Inspection and testing of fire alarm and sprinkler systems, exercising the option to renew the agreements for an additional year (January 1, 2020 – December 31, 2021):

Siemens Industry, Inc.	\$250,000.00	
Kistler O’Brien Fire	50,000.00	
TOTAL RENEWAL:	\$300,000.00	

- j. Trash and refuse removal services, exercising the option to renew the agreements for an additional year (January 1, 2020 – December 31, 2020):

Waste Management of PA	\$102,000.00	District 1
Weavers Sanitation Services, Inc.	57,000.00	District 2
Republic Services of PA	53,000.00	District 3
Waste Management of PA	70,000.00	District 4
Waste Management of PA	41,000.00	District 5
TOTAL RENEWAL:	\$323,000.00	

6. Approve the Award of Contracts for the items listed in memos “a” and “b”:

- a. Contract #A-037.50T001-3-04 for the replacement of Bridge NB-202 at MP A40.13, to the lowest responsive and responsible bidder, Deblin, Inc.; at a not-to-exceed amount of \$5,772,620.14 and a contingency of \$200,000.00;
- b. Contract #T-053.00T001-3-04 for the replacement of Bridge WB-456 at MP 54.95, to the lowest responsive and responsible bidder, Plum Contracting, Inc.; at a not-to-exceed amount of \$11,239,988.26 and a contingency of \$500,000.00.

F. NEW BUSINESS

7. Approve the Change Orders and Final Payments for the items listed in memos "a" through "c":
 - a. Change Order #17 for Contract #S-006.00X002-3-08 for construction of the Southern Beltway, Section 55B between MP S11.17 and MP S14.31 with Joseph B. Fay Co., for an increase of \$976,500.26 for the excavation of carbonaceous shale material, elimination of plants for pond conversion, overhead costs, street sweeping, downtime, inlet cap, guiderail and placing topsoil; for a revised not-to-exceed amount of \$99,950,056.94;
 - b. Change Order #3 and Final Payment for Contract #T-166.00R001-3-02 for bituminous resurfacing between MP 166.01 and MP 173.25 with New Enterprise Stone & Lime Co., Inc., for a decrease of \$131,057.12 to balance items to actual work completed, changes for drainage, erosion and sedimentation control, payment reduction for post mounted signs, line eradication and lane rental fees; for a final contract value of \$19,404,489.76 and final amount due to the contractor of \$440,715.15;
 - c. Change Order #2 for Contract #EN-00115-03-07 for construction of ORT Cashless Tolling facility between MP A123.29 and MP A123.51 with J.D. Eckman, Inc., for an increase of \$150,000.00 to make modifications to the tolling gantry area and a 154-day time extension; for a revised not-to-exceed amount of \$2,652,129.74.

8. Approve the award of services and authorize the negotiations and execution of an agreement with the selected firm(s) for the items listed in memos "a" and "b":
 - a. T00126/T00127, two (2) firms for open-end geotechnical engineering services systemwide:
 - Earth, Inc.-AWARDED
 - GeoMechanics, Inc.-AWARDED
 - Gannett Fleming, Inc.
 - b. RFP T00122/T00123/T00124, three (3) firms for open-end engineering design services systemwide:
 - Rettew Associates, Inc.-AWARDED
 - Whitman Requardt & Associates, LLP-AWARDED
 - Borton-Lawson Engineering, Inc.-AWARDED
 - Dewberry Engineers, Inc.
 - Arora and Associates, P.C.

9. Approve the implementation of a \$37 flat administrative fee and an additional \$0.24 per ton mile charge for over-dimensional/over-weight vehicles traveling on the Pennsylvania Turnpike system, effective January 5, 2020.