

MINUTES OF THE COMMISSION MEETING HELD JANUARY 2, 2019

A formal telephone meeting of the Pennsylvania Turnpike Commission convened at 10:25 a.m. on January 2, 2019 at the Central Office located in Highspire, Pennsylvania. Present for the meeting was John Wozniak, Commissioner; and available via telephone were Leslie S. Richards, Chair; William K. Lieberman, Vice Chair; Barry Drew, Secretary Treasurer and Pasquale T. Deon, Sr., Commissioner.

Also in attendance for the meeting were Mark P. Compton, Chief Executive Officer; Craig R. Shuey, Chief Operating Officer; Larry Bankert, Michael Baker, Inc.; Robert F. Brady, Director of Operations/Projects-East; Carl E. DeFebo, Jr., Director of Public Relations & Marketing; Charles L. Duncan III, Esquire, Director of Legislative Affairs; Nikolaus Grieshaber, Chief Financial Officer; Bradly J. Heigel, P.E., Chief Engineer; Doreen McCall, Chief Counsel; Ray Morrow, Chief Compliance Officer; Myneca Y. Ojo, Director of Diversity & Inclusion; Stacia A. Ritter, Esquire, Director of Policy and Fare Collection; Robert Taylor, Chief Technology Officer and Ann Louise Edmunds, Assistant Secretary Treasurer.

Others present were Jeff Beard, Network Control Manager; Susan Carson-Casoni, Cash Manager; Richard S. DiPiero, Senior Fare Collection Operations Manager; Kelly Horvath, Executive Administrative Assistant; Donald S. Klingensmith, P.E., Director of Procurement & Logistics; Shawn Laudenslager, End User Support Technician; Wanda Metzger, Contracts Supervisor; Jeffrey A. Naugle, Manager of Treasury Operations; Sheri Norris, Director of Human Resources; Lynn Stakem, Senior General Accountant; Thomas Whitman, Manager of Employee Safety; Paul McNamee, KCI; Harry Sigley, CMTS; Eric Madden, JMT; Ron Spacht, Cherry Weber & Assoc.; and Karl Schreiter, WSP, Inc.



Ms. Edmunds led the Commissioners, staff and visitors in the Pledge of Allegiance.



The Assistant Secretary Treasurer, Ann Louise Edmunds, called the roll and declared a quorum available.



SUNSHINE ANNOUNCEMENT

The Commissioners met in Executive Session prior to today's Formal Agenda Session to consider matters of Personnel, which included a reclassification, promotion, new hires and vacancies.

The Commissioners also engaged in non-deliberative, informational discussions regarding various actions and matters, which have been approved at previous public meetings.



PUBLIC COMMENT

Ms. Edmunds: The public is welcome to address the Commission regarding items listed on the Agenda or other items not listed on the Agenda that are within the Commission's authority or control.

In order to conduct an orderly and effective meeting, all persons wishing to address the Commission should have signed in a requested time to speak. If you have not done so, you are invited to do so at this time.

There were no requests to address the Commission.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held December 17, 2018 be approved and filed as submitted - was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



COMMUNICATIONS

Motion-That the Commission approves the memo received from the Chief Counsel -was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



PERSONNEL

Motion-That the Commission approves the Personnel as submitted-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



UNFINISHED BUSINESS

No Unfinished Business to consider.



NEW BUSINESS

POOL FOR PROFESSIONAL ADVISORY SERVICES

Motion-That the Commission approves amending the Professional Advisory Services pool of qualified firms to provide performance audits, forensic audits, best practices, advisory services, compliance assessments and specialized security and investigation services, to include The Bradley Partnership, Inc. -was made by Commissioner Wozniak, seconded by Commissioner Deon, and approved unanimously.



AGREEMENTS

Motion-That the Commission approves negotiation and execution of the Agreements for the items listed in memos "a" and "b":

- a. Settlement Agreement and Release with Terry Tackett, and approve settlement of the property damage claim;
- b. Settlement Agreement and Release with Kenneth LaDrew, and authorize the issuance of the Workers' Compensation settlement amount.

-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



RIGHT-OF-WAY REQUEST

Motion-That the Commission approves the Right-of-Way Requests for the items listed in memos "a" through "e":

- a. Settlement of Right-of-Way #17638 (Alan R. & Carolyn R. Rank), a partial take parcel necessary for construction of the Southern Beltway, US 22 to I-79, by authorizing payment of \$129,100.00 representing the balance of settlement proceeds to Babst Calland, escrow agent; authorize the appropriate Commission officials to execute the Settlement Agreement and General Release as approved by the Legal Department; and payment of the settlement amount is contingent upon the receipt of the executed Settlement Agreement and General Release;
- b. Acquisition of Right-of-Way #14S648-A (Kenneth L. Vegely; Vegely Welding, Inc.), a total take parcel necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$70,200.00 representing non-residential move payment and business dislocation damages to Vegely Welding, Inc.; authorize the appropriate Commission officials to execute all required documents; authorize the payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel; and payment of the above damages is contingent upon the receipt and approval of acceptable documentation of the expenses incurred;

- c. Acquisition of Right-of-Way #6024-B (Michael J. & Roseanne J. Colarusso), a partial take parcel necessary for the total reconstruction project from MP 308.00 to MP 312.00 by authorizing payment of \$26,178.00 representing fair market value and pro-rated taxes to Michael J. & Roseanne J. Colarusso; 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 their delivery of a deed as prepared by the Legal Department;
- d. Acquisition of Right-of-Way #6024-RC (Gary D. & Rosemaria Siegel), a partial take parcel necessary to the total reconstruction project from MP 308.00 to MP 312.00 by authorizing payment of \$7,652.50 representing fair market value and pro-rated taxes to Gary D. & Rosemaria Siegel; 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;
- e. Acquisition of Right-of-Way #6049-F (Grace Building Company), a total take parcel necessary for the total reconstruction project from MP 311.00 to MP 319.00 by authorizing payment of \$5,007.73 representing fair market value and pro-rated taxes to Grace Building Company; authorize the appropriate Commission officials to execute the Agreement of Sale; 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 is contingent upon the delivery of a deed as prepared by the Legal Department.

-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



ADVERTISING

Motion-That the Commission advertising for the items listed in memos "a" and "b":

- a. Engineering or construction management firm to perform open-end construction management and construction inspection services between MP 0.00 and MP 247.00, I-376, Turnpike 576, Turnpike 66 and Turnpike 43;
- b. Engineering or construction management firm to perform open-end construction management and construction inspection services between MP 247.00 and the Delaware River Bridge, and the Northeast Extension.

-was made by Commissioner Wozniak, seconded by Commissioner Deon and passed unanimously.



PURCHASE ORDERS

Motion-That the Commission approves the Change Order and Issue Purchase Orders for the items listed in memos “a” and “b”:

- a. SERVICENOW software, exercising the option to renew the agreement for an additional year (January 15, 2019 – January 14, 2020) with CDW Government LLC; at a cost of \$239,846.74;
- b. Change Order for diesel motor fuel and heating/emergency generator fuel (January 1, 2019 – December 31, 2019), to award, following a re-vid, locations that did not receive responses on the original bid:

Talley Petroleum	\$76,000.00
Riggins, Inc.	<u>14,400.00</u>
TOTAL CHANGE ORDER:	\$90,400.00

-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.

AWARD OF A CONTRACT

Motion-That the Commission approves the Award of Contract #EN-00115-03-06 for cashless tolling conversion of the Gateway Toll Plaza between the Ohio Turnpike MP 240.40 and PA Turnpike MP 9.92, to the lowest responsive and responsible bidder, Allison Park Contractors, Inc.; at a not-to-exceed amount of \$1,275,000.00 and a contingency of \$50,000.00-was made by Commissioner Wozniak, seconded by Commissioner Deon and passed unanimously.



CHANGE ORDER & FINAL PAYMENT

Motion-That the Commission approves Change Order #3 and Final Payment for Contract #T-248.00R001-3-02 for bituminous resurfacing between MP 246.78 and MP 254.87 with Pennsy Supply, Inc., for a decrease of \$6,122.80 for settlement on additional 19mm binder used for shoulder reconstruction and 12 days of liquidated damages; for a final contract value of \$9,284,881.30 and final amount due to the contractor of \$91,336.28-was made by Commissioner Wozniak, seconded by Commissioner Deon and passed unanimously.



IAG VPN INVOICE

Motion-That the Commission approves payment of the E-ZPass Interagency Group’s (IAG) invoice for expenses incurred in supporting the backup Virtual Private Network (VPN), from January – November 2018, in the amount of \$4,301.77-was made by Commission Wozniak, seconded by Commission Deon and passed unanimously.



PSPC ITEM

Motion-That the Commission approves the award of services and authorize the negotiation and execution of an agreement with the selected firm for RFP 8143, Intelligent Transportation Systems (ITS), communications, and technology operations and maintenance:

- TransCore, LP-AWARDED
- Computer Aid, Inc.

-was made by Commission Wozniak, seconded by Commission Deon; Vice Chair Lieberman voiced his concern and stated that he can't understand why there is such a cost difference between the two firms. He stated that he is not comfortable because two quality firms like these are so far apart that he wanted to register his concern. He stated that in his 48 years of business that has always been a red flag for him. The Vice Chair wanted to re bid the procurement, but the other Commissioners decided against it. The Commissioners discussed the possibility of moving the award to the next meeting to give the Commissioners more time to deliberate. After further discussion, the Commissioners decided it would be in the Commission's best interest to award the contract at this time and it passed unanimously noting Vice Chair Lieberman's concerns.



NEXT COMMISSION MEETING

The next meeting of the Pennsylvania Turnpike Commission will be a telephone meeting on Friday, January 18, 2019 beginning at 10:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 10:46 a.m. -was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



PREPARED BY:

APPROVED BY:

Ann Louise Edmunds
Assistant Secretary Treasurer

Barry Drew
Secretary Treasurer