

MINUTES OF THE COMMISSION MEETING HELD JANUARY 3, 2012

A formal meeting of the Pennsylvania Turnpike Commission convened at 11:05 a.m., January 3, 2012 at the Central Office located in Highspire, Pennsylvania. Available via phone for the meeting were William K. Lieberman, Chairman; A. Michael Pratt, Esq., Vice Chairman; J. William Lincoln, Secretary Treasurer; Pasquale T. Deon, Sr., Commissioner and Barry J. Schoch, P.E., Secretary of Transportation.

Present for the meeting were Roger E. Nutt, Chief Executive Officer; Craig R. Shuey, Chief Operating Officer; Richard S. DiPiero, Director of Fare Collection; Jeffrey L. Garrett, Chief Engineer, Michael Baker Jr., Inc.; Todd S. Garrison, Director of Maintenance; Nikolaus Grieshaber, Chief Financial Officer; Frank J. Kempf, Jr., Chief Engineer; Doreen McCall, Chief Counsel and Ann Louise Edmunds, Assistant Secretary Treasurer.

Also in attendance were Allen W. Baldwin, Director of Operations, Safety & Incident Response; Michael D. Begler, Director of Operations Review; Jason Falchek, Technician of PC/LAN Systems; Donald S. Klingensmith, P.E., Manager of Contracts Administration; Donna Lapano, Executive Office Assistant and Kathy Thomas, Administrative Secretary.

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

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

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SUNSHINE ANNOUNCEMENT

MS. EDMUNDS: THE COMMISSIONERS MET IN EXECUTIVE SESSION PRIOR TO TODAY'S FORMAL AGENDA SESSION TO CONSIDER MATTERS OF PERSONNEL, WHICH INCLUDED A PROMOTION, EQUITY ADJUSTMENTS, NEW HIRES, RECLASSIFICATIONS, VACANCIES, AND REQUESTS TO ABOLISH; TO RECLASSIFY, TO POST AND FILL; AND TO CREATE, POST AND FILL POSITIONS IN THE MAINTENANCE, INFORMATION TECHNOLOGY, HUMAN RESOURCES, LEGAL, DIVERSITY AND INCLUSION DEPARTMENTS.

THE COMMISSIONERS ALSO DISCUSSED LABOR NEGOTIATIONS AND ENGAGED IN NON-DELIBERATIVE INFORMATIONAL DISCUSSIONS REGARDING VARIOUS ACTIONS AND MATTERS, WHICH HAVE BEEN APPROVED AT PREVIOUS PUBLIC MEETINGS.

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PUBLIC COMMENT

MS. EDMUNDS: COMMISSIONERS, WE HAVE NO VISITORS PRESENT TODAY.

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MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held December 20, 2011 be approved and filed as amended-was made by Commissioner Lincoln seconded by Commissioner Schoch; and passed unanimously.

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COMMUNICATIONS

Motion-That the Commission accepts and files the memo received from the Chief Counsel-was made by Commissioner Lincoln, seconded by Commissioner Schoch; and passed unanimously.

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PERSONNEL

Motion-That the Commission approves the Personnel as submitted-was made by Commissioner Lincoln, seconded by Commissioner Schoch; and passed unanimously.

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NEW BUSINESS

OPEB

Motion-That the Commission approves the reappointment of the following as Trustees for the PTC Retiree Medical Trust for Other Post-Employment Benefits (OPEB), for a term of two-years as stated in the Trust Agreement:

Commissioner Pasquale T. Deon, Sr.
Chief Financial Officer
Chief Counsel
Director of Accounting and Financial Reporting
Director of Human Resources

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

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AGREEMENT

Motion-That the Commission approves the negotiation and execution of the agreements for Supplemental Contingency Planning Services with MSS Consultants Incorporated and IMAC Corporation; and authorizes the proper Commission officials to execute the agreements-was made by Commissioner Lincoln, seconded by Commissioner Schoch; and passed unanimously.

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RIGHT-OF-WAY REQUEST

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

- a. Authorize the acquisition of Parcel 4, a partial take parcel, necessary for the Valley Hill Road replacement project; by issuing payment in the amount of \$500.00, payable to Michael G. & Elizabeth Ungvary; authorize the appropriate Commission officials to execute the temporary construction easement; authorize payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer; and payment of fair market value to the property owners is contingent upon the delivery of an executed temporary construction easement as prepared by the Legal Department;
- b. Authorize the acquisition of Right-of-Way #6498-B, a partial take parcel, necessary for the replacement of Bridge NB-150 and NB-152; by issuing payment in the amount of \$40,690.00, payable to City Line Abstract Company, Escrow Agent; representing fair market value, pro-rated taxes and recording fees; authorize the appropriate Commission officials to execute the agreement of sale and other documents necessary for closing; authorize payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer; 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. Authorize the acquisition of Parcel 34, a partial take parcel, necessary for the Cornell Road Bridge replacement project; by issuing payment in the amount of \$4,060.00, payable to Ethel M. Ford; representing fair market value and pro-rated taxes; authorize the appropriate Commission officials to execute the agreement of sale and other documents necessary for closing; authorize payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer; and payment of fair market value to the property owner is contingent upon the delivery of a deed as prepared by the Legal Department;
- d. Authorize the acquisition of Right-of-Way #2002-B, a partial take parcel, necessary for the Cider Road Bridge replacement Project; by issuing payment in the amount of \$630.00, payable to The Maxine E. Wambaugh Revocable Living Trust, Maxine E. Wambaugh, Trustee; representing fair market value and pro-rated taxes; authorize the appropriate Commission officials to execute the agreement of sale and other documents necessary for closing; authorize payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer; and payment of fair market value to the property owner is contingent upon the delivery of a deed as prepared by the Legal Department;
- e. Authorize the settlement of acquisition of Right-of-Way #14216-B, a partial take parcel, necessary for total reconstruction project from MP 40.00 to MP 48.00; by issuing payment in the amount of \$5,500.00, payable to Rice Real Estate Holdings, LLC; representing the settlement amount; authorize the appropriate Commission officials to execute the agreement of sale and other documents necessary for closing; authorize payment of additional statutory damages as calculated by the Legal Department and approved by the Chief Executive Officer; and payment of fair market value to the property owner is contingent upon the delivery of a deed as prepared by the Legal Department;

- f. Authorize an easement to North Fayette County Municipal Authority to construct a water tank at the Commissions' Newcomer Tower Site in Fayette County; approve the sale and transfer; authorize the appropriate Commission officials to execute a deed as prepared by the Legal Department.

-was made by Commissioner Lincoln, seconded by Commissioner Schoch; and passed unanimously.

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PSPC RECOMMENDATION

Motion-That the Commission approves the vendor selection recommendations from the Professional Services Procurement Committee (PSPC) and authorize the negotiation and execution with the first firm listed for the items in memos "a" through "e":

- a. Construction Inspection/Project Management for the roadway and bridge reconstruction project from MP 99.00 to MP 109.00; at a not-to-exceed amount of \$16,600,000.00:
McTish, Kunkel & Associates
Erdman Anthony
Hill International, Inc.
- b. Engineering design services for the rehabilitation of the Tuscarora Tunnel; at a not-to-exceed amount of \$1,750,000.00:
Gannett Fleming, Inc.
PB Americas, Inc.
Buchart Horn, Inc.
- c. In-depth inspection of the Lehigh Tunnel; at a not-to-exceed amount of \$700,000.00:
C.S. Davidson, Inc.
TranSystems Corporation Consultants
Gannett Fleming, Inc.
- d. Authorized Service Provider for coverage from MP 292.60 to MP 312.00:
Abel Brothers
- e. Authorized Service Provider for coverage from PA Rt. 60 to US Rt. 22, exits 1-6 on the Findlay Connector:
Green's Road & Towing Service, Inc.

-was made by Commissioner Lincoln, seconded by Commissioner Schoch; and passed unanimously. ITEM F-4f was removed from the agenda.

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AWARD OF BIDS AND ISSUANCE OF PURCHASE ORDERS

Motion-That the Commission approves the Award of Bids and the Issuance of Purchase Orders for the items listed in memos "a" and "b":

- a. E-ZPass equipment (FPT transponder tags) to Kapsch TrafficCom IVHS, the vendor selected by the E-ZPass Group; at a total award of \$660,000.00;
- b. TIP operations center furniture, utilizing the Commonwealth's contract with Kimball International Marketing, Inc.; at a total award of \$136,364.20.

-was made by Commission Lincoln, seconded by Commissioner Schoch; the passed unanimously.

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AWARD OF CONTRACTS

Motion-That the Commission approves the Award of Contracts for the items listed in memos "a" and "b":

- a. Contract #T-247.38F004-3-02 for site improvement at the Turnpike Industrial Park Building (TIP), to the lowest responsive and responsible bidder, Clark Contractors, Inc.; at a not-to-exceed amount of \$2,568,049.43 and a contingency of \$100,000.00;
- b. Contract #T-099.00T002-3-03 for the replacement of Bridge B-459 at MP 103.47, to the lowest responsive and responsible bidder, Charles J. Merlo, Inc.; at a not-to-exceed amount of \$3,374,394.70 and a contingency of \$150,000.00.

-was made by Commissioner Lincoln, seconded by Commissioner Schoch; and passed unanimously.

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SUPPLEMENT

Motion-That the Commission approves Supplement #3 with Brinjac Engineering for wastewater engineering service systemwide, for an increase of \$150,000.00, necessary to complete Districts 3, 4 and 5 surveys and obtain compliance with the PA DEP -was made by Commissioner Lincoln, seconded by Commissioner Schoch; and passed unanimously.

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NEXT MEETING

MS. EDMUNDS: I HAVE NO FURTHER ITEMS FOR CONSIDERATION FOR TODAY'S MEETING. THE NEXT FORMAL COMMISSION MEETING WILL BE HELD ON TUESDAY, JANUARY 17, 2012 BEGINNING AT 10:00 A.M.

ADJOURNMENT

Motion-That this meeting of The Pennsylvania Turnpike Commission be adjourned at 11:11 a.m.-was made by Commissioner Lincoln, seconded by Commissioner Schoch; and passed unanimously.

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PREPARED BY:

Ann Louise Edmunds
Assistant Secretary Treasurer

01-03-12

APPROVED BY:

J. William Lincoln
Secretary Treasurer

ATTACHMENT NUMBER 1
COMMUNICATIONS: MEMO RECEIVED FROM THE CHIEF COUNSEL