

MINUTES OF THE COMMISSION MEETING HELD MARCH 6, 2018

A formal telephone meeting of the Pennsylvania Turnpike Commission convened at 11:17 a.m. on March 6, 2018 at the Central Office located in Highspire, Pennsylvania.

Present for the meeting were Leslie Richards, Chair; Barry Drew, Secretary Treasurer; Pasquale T. Deon, Sr., Commissioner; and John Wozniak, Commissioner. Available via telephone was William K. Lieberman, Vice Chair.

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

Others present were Jack Christensen, Director of FEMO; Kelly Horvath, Executive Administrative Assistant; Donald S. Klingensmith, P.E., Director of Procurement & Logistics; Sean Laudenslager, End User Support Technician; Wanda Metzger, Contracts Supervisor; Gina M. Murray, Engineering Contracts Supervisor; Jeffrey A. Naugle, Manager of Treasury Operations; Sheri Norris, Director of Human Resources; Sophia Fox; Eric Madden, JMT; Kristi Reichard, AMT; Paul McNamee, KCI; Harry Sigley, CMTS; Lou Cortelazzi, McMahon Assoc.; Glenn Deppert, Arora & Assoc.; and Megan Olivera, QCA.



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 present.



SUNSHINE ANNOUNCEMENT

The Commissioners met in Executive Session prior to today's Formal Agenda Session to consider matters of Personnel, which included promotions, new hires, vacancies and requests to reclassify and fill a position in the Human Resources Department.

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 February 20, 2018 be approved and filed as submitted - were made by Commissioner Drew, seconded by Commissioner Deon, and passed unanimously.



COMMUNICATIONS

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



PERSONNEL

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



UNFINISHED BUSINESS

No Unfinished Business to consider.



NEW BUSINESS

CHANGE ORDER

Motion-That the Commission approves Change Order #5 for Contract #S-006.00X002-3-06 for construction of the Southern Beltway, Section 55A1 between MP S5.08 and MP S8.81 with Independence Excavating, Inc., for an increase of \$3,700,176.05 for removal, testing, disposal, capping and backfilling for the removal of pickle liquor sludge; for a revised not-to-exceed amount of \$95,159,800.43-was made by Commissioner Drew, seconded by Commissioner Deon, and approved unanimously.



AGREEMENTS

Motion-That the Commission approves the negotiation and execution of the Agreements and Amendments for the items listed in memos “a, b, d & e”:

- a. Amendment to our agreement with TransCore for Fare Collection Systems maintenance, exercising the option to renew the agreement for an additional 5-years; at an approximate cost of \$68,500,000.00;
- b. Amendment to our agreement with PMA Companies for general and automobile liability third party claims administration (TPA) services; exercising the option to renew the agreement for an additional year (July 27, 2018 – July 26, 2019); at a not-to-exceed amount of \$49,750.00;
- d. Settlement Agreement and Release with Thomas O’Malley, and authorize issuance of the workers’ compensation settlement payment;
- e. Agreement with Tops Markets, LLC for E-ZPass distribution in its northern PA locations.

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

Motion-That the Commission approve the negotiation and execution of the Amendment for the item listed in memo “c”:

- c. Amendment to our agreement with Alliant for insurance broker services; exercising the option to renew the agreement for an additional year (September 24, 2018 – September 23, 2019); at an annual estimated cost of \$10,000.00;

-was made by Commissioner Drew, seconded by Commissioner Deon; Commissioner Lieberman abstained.

VICE CHAIR LIEBERMAN: I abstain on this item because I have a business relationship with Alliant.



RIGHT-OF-WAY REQUESTS

Motion-That the Commission approves the Right-of-Way Request for the items listed in memos “a, b, d-i”:

- a. Settlement of Right-of-Way #14083-D (Plum Aqua Club), a total take parcel necessary for the total reconstruction project from MP 53.00 to MP 57.00 by authorizing payment of \$175,000.00 representing settlement funds to Clark Hill PLC, escrow agent; and authorize the appropriate Commission officials to execute the Settlement and Mutual Release Agreement as reviewed and approved by the Legal Department; and payment of the settlement funds is contingent upon the receipt of the executed Settlement and Mutual Release Agreement;
- b. Acquisition of Right-of-Way #1103-A (Carolyn J. Doric, f/k/a Carolyn J. Hankinson Torrance, Betty Ann Hankinson Quinn, Angela Taggart, f/k/a Angela Kay Hankinson Poole, Brandy Hankinson and Matthew Meszaros), a partial take parcel necessary for the total reconstruction project from MP 128.00 to MP 134.00 by authorizing fair market value, pro-rated taxes and Section 710 fees as noted below; 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:
 - \$1,521.37; payable to Carolyn J. Doric (formerly Carolyn J. Hankinson Torrance);
 - \$1,521.37; payable to Betty Ann Hankinson Quinn;
 - \$1,521.38; payable to Angela Taggart (formerly Angela Kay Hankinson Poole);
 - \$760.69; payable to Brandy Hankinson;
 - \$760.69; payable to Matthew Meszaros; and
 - \$390.00; payable to David J. Babyak, R.P.F
- c. **REMOVED FROM THE AGENDA.** Adopt the proposed Property Acquisition Resolution for Right-of-Way #14081-RA1 (Temple Sinai Pittsburgh PA, Huntley & Huntley Energy Exploration, LLC), a partial take parcel necessary for the total reconstruction project from MP 53.00 to MP 57.00; authorize estimated just compensation of \$3,400.00 to counsel named at a later date; and authorize payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel;
- d. Acquisition of Right-of-Way #1400-K (Next Step Hockey, LLC), a partial take parcel necessary for the total reconstruction project from MP 28.00 to MP 31.00 by authorizing payment of \$4,466.00 representing fair market value and pro-rated taxes to Next Step Hockey, LLC; 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 owner is contingent upon the delivery of a deed as prepared by the Legal Department;
- e. Acquisition of Right-of-Way #1400-H (The Township of Marshall), a partial take parcel necessary for the total reconstruction project from MP 28.00 to MP 31.00 by authorizing payment of \$11,000.00 representing fair market value to The Township of Marshall; 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 owner is contingent upon the delivery of a deed as prepared by the Legal Department;
- f. Acquisition of Right-of-Way #14083-RA (David A. Borkovich), a partial take parcel necessary for the total reconstruction project from MP 53.00 to MP 57.00 by authorizing payment of \$5,379.00 representing fair market value and pro-rated taxes to David A. Borkovich; authorize the 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 his delivery of an executed Temporary Construction Easement as prepared by the Legal Department;
 - g. Acquisition of Right-of-Way #14083-RB (Angelo Scatena, Jr.), a partial take parcel necessary for the total reconstruction project from MP 53.00 to MP 57.00 by authorizing payment of \$3,828.50 representing fair market value and pro-rated taxes to PHFA, and authorize payment of \$600.00 representing tree removal costs to J & S Enterprises, Inc.; 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 owner is contingent upon his delivery of a deed prepared by the Legal Department;
 - h. Acquisition of Right-of-Way #1400-G (Regional Industrial Development Corp.), a partial take parcel necessary for the total reconstruction project from MP 28.00 to MP 31.00 by authorizing payment of \$2,639.00 representing fair market value and pro-rated taxes to Regional Industrial Development Corporation of Southwestern PA; 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 damages to the property owner is contingent upon its delivery of a deed prepared by the Legal Department;
 - i. Acquisition of Right-of-Way #14000-J (Regional Industrial Development Corp.), a partial take parcel necessary for the total reconstruction project from MP 28.00 to MP 31.00 by authorizing payment of \$7,612.50 representing fair market value and pro-rated taxes to Regional Industrial Development Corporation of Southwestern PA; 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 damages to the property owner is contingent upon its delivery of a deed prepared by the Legal Department.

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



ADVERTISING

Motion-That the Commission approves advertising for the retention of two (2) firms to perform environmental services systemwide through open-end agreements-was made by Commissioner Drew, seconded by Commissioner Deon and passed unanimously.



PURCHASE ORDER

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

- a. Nineteen (19) PowerEdge Servers for the data center, utilizing the Commonwealth's contract with Dell Marketing, LP; at a total award of \$440,446.18;
- b. Cisco catalyst switches and router installations, utilizing the Commonwealth's contract with ePlus Technology, Inc.; at a total award of \$339,743.81.

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



AWARD OF A CONTRACT

Motion-That the Commission approves the Award of Contract #A-070.26F003-3-02 for Lehigh Tunnel lighting replacement, to the lowest responsive and responsible bidder, Mosites Construction Company; at a not-to-exceed amount of \$13,422,422.00 and a contingency of \$650,000.00-was made by Commissioner Drew, seconded by Commissioner Deon, and passed unanimously.



PSPC ITEMS

Motion-That the Commission approves the award of services and authorize the negotiation and execution of an agreement with the selected firm for the items listed in memos "a" through "c":

- a. T00011, replacement of Bridge B-140 at MP 148.06;
 - McMahan Associates, Inc.-AWARDED
 - Alfred Benesch & Company
 - Borton-Lawson Engineering, Inc.

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

- b. RFP 8101, emergency spill response provider from MP 179.50 to MP 286.00:
 - Lewis Environmental, Inc.-AWARDED

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

- c. RFP 8064, armored courier services:
 - Brink's Incorporated-AWARDED

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



NEXT COMMISSION MEETING

The next meeting of the Pennsylvania Turnpike Commission will be held on Tuesday, March 20, 2018 beginning at 10:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 11:29 a.m. -was made by Commissioner Drew, seconded by Commissioner Deon, and passed unanimously.



PREPARED BY:

APPROVED BY:

Ann Louise Edmunds
Assistant Secretary Treasurer

Barry Drew
Secretary Treasurer