

MINUTES OF THE COMMISSION MEETING HELD MARCH 17, 2015

A formal meeting of the Pennsylvania Turnpike Commission convened at 10:40 a.m. on March 17, 2015 at the Central Office located in Highspire, Pennsylvania. Present for the meeting were Sean Logan, Chairman; William K. Lieberman, Vice Chairman; Pasquale T. Deon, Sr., Secretary Treasurer and Scott Christie, Deputy Secretary of Transportation.

Others present for the meeting were Mark P. Compton, Chief Executive Officer; Craig R. Shuey, Chief Operating Officer; Larry Bankert, Chief Engineer for Michael Baker Jr., Inc.; William J. Capone, Chief of Communications & Public Relations; Scott D. Fairholm, Chief Information Officer; Bradley J. Heigel, P.E., Chief Engineer; Jeffrey L. Hess, Director of Fare Collection and Field Operations; Doreen A. McCall, Chief Counsel; Ray Morrow, Chief Compliance Officer; Myneca Y. Ojo, Director of Diversity and Inclusion and Ann Louise Edmunds, Assistant Secretary Treasurer.

Also in attendance were John Christensen, Director of FEMO; Carl E. Defebo, Jr., Director of Public Relations & Marketing; Richard S. Dipiero, Senior Fare Collection Operations Manager; Richard C. Dreher, Assistant CFO/Financial Management; Donald S. Klingensmith, Director of Procurement and Logistics; Donna Lapano, Executive Office Assistant; Gina M. Murray, Engineering Contracts Supervisor; Jeffrey A. Naugle, Manager of Treasury Operations; Sheri Norris, Director of Human Resources; Cindy Smith, General Accountant II; Mark A. Strause, Technician of PC/LAN Systems; Alan Williamson, Senior Engineer Project Manager; Peter Kuhne, Atkins; Scott Shimko, Borton Lawson; Mark Boris, Borton Lawson; Quentin Rissler, Larson Design Group; William Sauers, C.S. Davidson, Inc.; Matthew Natale, JMT; Blair Stocker, Hatch Mott MacDonald; Richard Poplaski, Century Engineering; Glenn Deppert, Arora & Associates; Dilwyn Knott, Erdman Anthony; Joseph DiFiore, Parsons; Steve Moore, Parsons Brinckerhoff; David Lowdermilk, Parsons Brinckerhoff; Jon Livingston, Jacobs; Douglas Davis, T3 Global Strategies, Inc.; Matthew Warner, HRG; Mark Karolski, Buchart Horn; Chris Messner, Greenman-Pedersen, Inc.; Steve Barber, Michael Baker, Jr., Inc. and Kurt Bergman, Michael Baker, Jr., 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 present.



SUNSHINE ANNOUNCEMENT

The Commissioners met in Executive Session prior to today's Formal Agenda Session to consider matters of personnel, which included a termination, equity adjustment, reorganization, title changes, promotions, new hires, vacancies and requests to reclass a vacant position and to create and fill and to post and fill positions in the Executive Offices and Information Technology and Fare Collection Departments.

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 at this time 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; all visitors stood and introduced themselves.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held March 3, 2015 be approved and filed as submitted- was made by Commissioner Deon, seconded by Commissioner Lieberman, and passed unanimously.



COMMUNICATIONS

Motion-That the Commission approves the memos received from the Chief Counsel and the Director of Procurement & Logistics –was made by Commissioner Lieberman, seconded by Commissioner Deon, and passed unanimously.



PERSONNEL

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



NEW BUSINESS

BOND RESOLUTION

Motion-That the Commission approves a revised resolution for the issuance of the Pennsylvania Turnpike Commission’s Subordinate Revenue Bonds, previously approved at the January 28, 2015 Commission Meeting; to revise the not-to-exceed amount to \$300,000,000 (from \$250,000,000) and allows for the opportunity to refund certain existing Subordinate debt of the Commission in order to achieve interest rate savings-was made by Commissioner Deon, seconded by Commissioner Lieberman, and passed unanimously.



AGREEMENTS

Motion-That the Commission approves the negotiation and execution of the Agreements, a Supplement and an Amendment for the items listed in memos “a-e” and “g and h”:

- a. Agreement with the Township of Bensalem for the Township to purchase and install landscaping to be used as a natural buffer in areas of the I-95 Interchange project where existing vegetation was or will be removed as a result of the construction; at a cost of \$25,000.00;
- b. Settlement Agreement in the case of the Pennsylvania Turnpike Commission v. Corey Stedman, et. al.; and accept the settlement amount;
- c. Agreement with Howard Hanna Real Estate Broker and Agent to lease Commission property at 103 Karen Drive, McDonald, Allegheny County and approve the lease agreement; at a cost of \$2,500.00;

- d. Data Use Agreement with I-95 Corridor Coalition Traffic Flow Data Program to gain access to data and software available to the Commission at no cost due to our membership in the I-95 Corridor Coalition;
- e. Interagency reimbursement Work Order #15 with the Pennsylvania Department of Transportation (PennDOT) for the Commission to be reimbursed for the design, right-of-way and construction of the I-95 Interchange project in accordance with previous agreements; at a not-to-exceed amount of \$291,959,958.00;
- g. Supplement to our agreement with PPL Electric Utilities Corporation for reimbursement to PPL for the engineering and facility relocation work necessary for the total reconstruction project from MP 220.00 to MP 227.00 (MP 224.33), for an increase of \$15,727.63 for additional labor costs due to additional field visits and coordination with the other utilities, the need for highly detailed plan and profile drawings, access through a township park, poor field conditions and significant restoration work; for a revised not-to-exceed amount of \$57,134.78;
- h. Settlement Agreement in the case of the John Berard v. Pennsylvania Turnpike Commission; and authorize the settlement amount.

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

Motion-That the Commission approves the negotiation and execution of the Agreement for the item listed in memo "f":

- f. Agreement with Hartford Life and Accident (as advertised through our broker, Sagewell Partners) for short term disability for one year, with 4 one-year renewable extensions; at an approximate annual cost of \$2,100,000.00;

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

VICE CHAIRMAN LIEBERMAN: I abstain on this item because I have a business relationship with one of Sagewell Partners clients.



RIGHT-OF-WAY ACQUISITION

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

- a. Acquisition of Right-of-Way #6018-B (Donald Troyano), a total take parcel necessary for the total reconstruction project from MP 308.00 to MP 312.00 by authoring payment of fair market value, pro-rated taxes and recording fees of \$9,317.86 to Diversified Settlement Services, Inc., escrow agent; 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 damages to the property owner is contingent upon his delivery of a deed prepared by the Legal Department;

- b. Acquisition of Right-of-Way #17392 (Intra-Vest, Inc.), a total take parcel necessary for construction of the Southern Beltway, Rt. 22 to I-79, by authorizing payment of fair market value and pro-rated taxes of \$290,631.73 to Fayette Professional Services, Inc., 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 owner is contingent upon the delivery of a deed as prepared by the Legal Department;
- c. Acquisition of Right-of-Way #17658 (Roy & Sandy Daniels), a total take parcel necessary for construction of the Southern Beltway, Rt. 22 to I-79, by authorizing payment of fair market value and pro-rated taxes of \$539,654.02 to TRG Closing Services, 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;
- d. Settlement for Right-of-Way #14071-B (George W. & Judith A. Dukovich), a partial take parcel necessary for the total reconstruction from MP 40.00 to MP 48.00, by authorizing payment for the balance due on the Board of View award and delay damages of \$5,785.13 to Goldberg, Kamin & Garvin, P.C., escrow agent;
- e. Acquisition of Right-of-Way #7080-R1 (Pennsylvania Department of Transportation), right-of-way for limited access that is necessary for construction of the I-95 Interchange project; authorize negotiation and execution of the Interagency Agreement and any other appropriate or necessary documents by the appropriate Commission officials; and authorize payment of statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel;
- f. Acquisition of Right-of-Way #1015-A (Laurel Vista, Inc.), a partial take parcel necessary for the total reconstruction project from MP 99.00 to MP 109.00 by authorizing payment of fair market value and pro-rated taxes of \$5,169.00 to Laurel Vista, 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 owners is contingent upon the delivery of a deed as prepared by the Legal Department;
- g. Acquisition of Right-of-Way #14083-C (Thomas J. Puskarich, Trustee under the Thomas J. Puskarich Revocable Living Trust Agreement), a total take parcel necessary for the total reconstruction project from MP 53.00 to MP 57.00 by authorizing payment of fair market value, pro-rated taxes and recording fees of \$223,000.00 to TRG Closing Services, escrow agent.

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



SUPPLEMENTAL AGREEMENT

Motion-That the Commission approves the negotiation and execution of Supplemental Agreement #1 for biennial bridge inspection with Pennoni Associations, for an additional \$1,401,060.39 to research the load carrying capacity of the Commission's bridge inventory at the request of FHWA and PennDOT, and to perform additional load analyses on some of the Commission's more complex structures; for a revised not-to-exceed amount of \$4,000,000.00-was made by Commissioner Deon, seconded by Commissioner Lieberman, and passed unanimously.



PURCHASE ORDERS

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

- a. Change Order for an IT staff augmentation for a Technical Specialist 3 to extend the contract through December 31, 2015, utilizing the Commonwealth's contract with Computer Aid, Inc.; at a cost of \$75,000.00;
- b. Change Order to our contract for traffic line paint with Ennis Paint, Inc., to exercise the option to renew the agreement for an additional year (through November 30, 2015); at a cost of \$600,000.00;
- c. Seventeen (17) Chevrolet Equinox, utilizing the Commonwealth's contract with Apple Automotive Group; at a total award of \$432,572.00;
- d. Work safety media planning, utilizing the Commonwealth's contract with Harmelin Media/Harmelin & Associates; at a total award of \$754,421.00.

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



AWARD OF CONTRACTS

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

- a. Contract #T-355.00P001-3-16 for ITS deployment (State 1) for the I-276/I-95 Interchange project from MP 350.20 to MP 359.00, to the lowest responsive and responsible bidder, Miller Bros. division of Wampole-Miller, Inc.; at a not-to-exceed amount of \$4,337,451.70 and a contingency of \$200,000.00;

- b. Contract #EN-00164-03-02 for installation of signs between MP 0.00 and MP 245.75, Toll I-376, Turnpike 66, Turnpike 43, Turnpike 576, to the lowest responsive and responsible bidder, Green Acres Contracting Co., Inc.; at a not-to-exceed amount of \$3,000,000.00;

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

Motion-That the Commission approves the Award of Contracts for the item listed in memo "c":

- c. Contract #T-067.22R001-3-02 for bituminous resurfacing of the Irwin Interchange ramp at MP 67.22, to the lowest responsive and responsible bidder, Lindy Paving, Inc.; at a not-to-exceed amount of \$1,057,470.90 and a contingency of \$50,000.00.

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

VICE CHAIRMAN LIEBERMAN: I abstain on this item because Lindy Paving is a client of my firm.



CHANGE ORDERS AND FINAL PAYMENT

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

- a. Change Order #1 for Contract #T-220.00T001-3-04 for roadway and bridge reconstruction from MP 220.30 to MP 226.72 with New Enterprise Stone & Lime Company, Inc., for value engineering for placement of temporary barrier at various locations which would save the Commission 37-days and value engineering for use of steel H-piles in lieu of micropiles at two locations on the project at no additional cost; for a not-to-exceed amount of \$110,078,553.06;
- b. Change Order #3 and Final Payment for Contract #T-154.42F004-3-02 for renovations of the PA State Police barracks at the Everett Maintenance Facility with eciConstruction, LLC, for an increase of \$32,939.00 for a change the in camera specs to cameras that are compatible with the PTC camera system; for a final contract value of \$3,591,319.78 and final amount due to the contractor of \$223,583.29.

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



PSPC AWARDS

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

a. Ref #2-097, Preliminary and final design for the replacement of Bridge B-507 at MP 141.59 and the rehabilitation of Bridge B-305 at MP 134.13:

1. McMahon Associates, Inc.-AWARDED
2. Arora and Associates, Inc.
3. Century Engineering, Inc.

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

b. Ref #3-270, Wastewater/environmental engineering services, systemwide;

1. Herbert, Rowland & Grubic, Inc.-AWARDED
2. Gannett Fleming, Inc.
3. Skelly & Loy, Inc.

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

VICE CHAIRMAN LIEBERMAN: I abstain on this item because I have a business relationship with Skelly and Loy's sub-consultant, Chester Engineering.

c. Ref #3-266, Open-end surveying services, systemwide;

1. T.W. Engineering, Inc.-AWARDED
2. GTS Technologies, Inc.
3. HAKS Engineers

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



NEXT COMMISSION MEETING

Ms. Edmunds: The next meeting of the Pennsylvania Turnpike Commission will be held Tuesday, April 7, 2015 beginning at 10:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 10:50 a.m.-
was made by Commissioner Deon and seconded by Commissioner Lieberman.

