

MINUTES OF THE COMMISSION MEETING HELD APRIL 18, 2017

A formal meeting of the Pennsylvania Turnpike Commission convened at 11:25 a.m. on April 18, 2017 at the Central Office located in Highspire, Pennsylvania. Present for the meeting were William K. Lieberman, Vice Chairman; Pasquale T. Deon, Sr., Secretary Treasurer; Barry Drew, Commissioner and Leslie Richards, Secretary of Transportation.

Also in attendance for the meeting were Mark P. Compton, Chief Executive Officer; Craig R. Shuey, Chief Operating Officer; 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; Jeffrey L. Hess, Assistant Director of Toll Collection; Doreen A. McCall, Chief Counsel; Myneca Y. Ojo, Director of Diversity & Inclusion; Stacia A. Ritter, Esquire, Director of Policy & External Affairs; Robert Taylor, Acting Chief Information Officer and Ann Louise Edmunds, Assistant Secretary Treasurer.

Others present were Jack Christensen, Director of FEMO; Richard S. DiPiero, Senior Fare Collection Operations Manager; Kelly Horvath, Executive Administrative Assistant; John Joyce, Assistant Counsel; Donald S. Klingensmith, P.E., Director of Procurement & Logistics; Donna Lapano, Executive Office Assistant; Anthony Q. Maun, Asst. CFO/Accounting & Budgeting; Gina M. Murray, Engineering Contracts Supervisor; Jeffrey A. Naugle, Manager of Treasury Operations; Sheri Norris, Director of Human Resources; Kevin Scheurich, Senior Engineer Project Manager; Timothy M. Scanlon, Director of Traffic Engineering & Operations; Lynn Stakem, Senior General Accountant; Mark A. Strause, Technician of PC/LAN Systems; Jeff Hans, HDR; Paul McNamee, KCI; Chris Messner, GPI; Tom Rowader, Dawood; Glenn Deppert, Arora & Assoc.; Rich Hilbokoy, Gibson Thomas; Steve Barber, Michael Baker, Inc.; Max Inkrott, LDG; Noel Caron, Erdman Anthony; Eric Madden, ACEC/PA; Dave Snively, AMT; Dan Weimer, Markosky; Blair Stoker, RVE; Robert Scancelli, KSE; Paul Navarro, Navarro & Wright; and Kristi Reichard, Raudenbush.



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 promotion, terminations, new hires and vacancies.

The Commissioners also discussed Docket No. PTC-WC-5898, and 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.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held April 3, 2017 be approved and filed as submitted -were made by Commissioner Deon, seconded by Commissioner Drew, 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 Deon, seconded by Commissioner Drew, and passed unanimously.



PERSONNEL

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



UNFINISHED BUSINESS

No unfinished business to discuss.



NEW BUSINESS

ISSUE PAYMENT

Motion-That the Commission approves the issuance of a check to the Indiana Bat Conservation Fund in the amount of \$122,175.54 to mitigate for the loss of 32.79 acres of forest land necessary for the replacement of the Beaver River Bridge at MP 13.21-was made by Commissioner Deon, seconded by Commissioner Drew, and passed unanimously.



AGREEMENTS

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

- a. Supplemental Agreement with G.R. Sponaugle & Sons, Inc. for HVAC repair services for the Central Office and TIP buildings, for an additional \$15,827.94 for equipment repair/replacement needed for the addition of East Park Drive during the 2016 contract year; for a revised not-to-exceed amount of \$95,827.94;
- b. Release Agreement and Settlement with James Jeffries, and authorize issuance of the workers' compensation settlement amount;
- c. Reimbursement Agreement with Penelec to reimburse Penelec the cost for the engineering and utility relocation work necessary for the replacement of Bridge B-502 at MP 110.12; at a not-to-exceed amount of \$98,924.66;
- d. Agreement with Kahua for project collaboration and document management; at a not-to-exceed amount of \$1,000,000.00 over 3 years;
- e. Settlement Agreement and Release in the case, Quigley v. PTC, et al., and approve the settlement amount;
- f. Reimbursement Agreement with the PA Fish and Boat Commission to reimburse the Fish and Boat Commission the cost to perform the stream mitigation for stream impacts associated with the total reconstruction project from MP A31.00 to MP A38.00; at a not-to-exceed amount of \$175,000.00;

- g. Four (4) reimbursement agreements with West Penn Power Company (WPPC) to reimburse WPPC the cost for the engineering and utility relocation work necessary for construction of the Southern Beltway, Section 55-C1-1; at a combined not-to-exceed amount of \$800,000.00.

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



RIGHT-OF-WAY REQUESTS

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

- a. Acquisition of Right-of-Way #7225-B (Leon P. Wilfong), a total take parcel necessary for the total reconstruction from MP A38.00 to MP A44.00 by authorizing payment of \$175,932.17 representing fair market value, pro-rated taxes and recording fees to Diversified Settlement 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 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;
- b. Acquisition of Right-of-Way #2136-C (Betty Calhoun), a total take parcel necessary for the total reconstruction project from MP 149.50 to MP 155.50 by authorizing payment of \$120,317.43 representing fair market value, pro-rated taxes and recording fees to Fee Simple Settlement, LLC, escrow agent; authorize the appropriate Commission officials to execute the Agreement of Sale and other documents that may be required for closing; authorize 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 #14112 (Wheeling & Lake Erie Railway Company, subleasee of the Pittsburgh & East Virginia Railway Company), a partial take parcel necessary for construction of the Southern Beltway, Rt. 22 to I-79, by authorizing payment of \$30,000.00 representing fair market value to Wheeling & Lake Erie Railway Company; authorize the appropriate Commission officials to execute the Agreement of Sale and other documents that may be required for closing; authorize 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;
- d. Adopt the proposed Property Acquisition Resolution for Right-of-Way #17726 (McDonald Sportsmen’s Association, Inc.), a partial take parcel necessary for construction of the Southern Beltway, Rt. 22 to I-79, by authorizing payment of \$1,750,000.00 representing Estimated Just Compensation to Bresnahan, Nixon & Finnegan, P.C., escrow agent; and authorize payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel.

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



ADVERTISING

Motion-That the Commission approves advertising for traffic and revenue services systemwide-was made by Commissioner Deon, seconded by Commissioner Drew and passed unanimously.



PURCHASE ORDERS

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

- a. Change Order to the agreement for microwave backbone upgrade (phase 2) with Alcatel-Lucent USA, Inc., to accommodate the bandwidth required for Cashless Tolling, at a cost of \$83,452.42;
- b. Systemwide roadway lighting replacement, utilizing the Commonwealth's contract with Schaedler Yesco Distribution, inc.; at a total award of \$548,867.00;
- c. Card access for Everett maintenance facility, to the lowest responsive and responsible bidder, Shultheis Electric; at a total award of \$252,300.00;
- d. Checkpoint Enterprise subscription and support, utilizing the Commonwealth's contract with ePlus Technology, Inc.; at a total award of \$118,965.45.

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



CHANGE ORDERS/FINAL PAYMENTS

Motion-That the Commission approves Change Order #11 and Final Payment for Contract #T-040.00T001-3-08 for roadway and bridge reconstruction from MP 43.56 to MP 47.07 with Trumbull Corporation for a decrease of \$852,001.83 to balance items to actual work completed, changes for anti-graffiti coating, steel cost fluctuation, conduit, slope repair, casement pipe investigation, E & S control, stormwater management, additional MPT, emergency line striping and road user costs; for a final contract value of \$79,430,514.77 and final amount due to the contractor of \$1,543,618.18- was made by Commissioner Deon, seconded by Commissioner Drew; Commissioner Lieberman abstained. VICE CHAIRMAN LIEBERMAN: I abstain on this item because a subsidiary of Trumbull Corp. is a client of my firm.

Motion-That the Commission approves Change Order #3 and Final Payment for Contract #EN-00167-03-04 for installation of mile marker signs between MP 201.30 and MP 302.69 with J. Fletcher Creamer & Son, Inc. for a decrease of \$7,375.00 to balance items to actual work completed; for a final contract value of \$780,659.00 and final amount due to the contractor of \$9,786.59-was made by Commissioner Deon, seconded by Commissioner Drew, and passed unanimously.



PSPC ITEMS

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 "d":

a. T00046, open-end construction management and inspection services between MP 0.00 and MP 247.00, Turnpike 576, Turnpike 66 and Turnpike 43:

- The EADS Group, Inc.-AWARDED
- Stantec Consulting Services, Inc.
- Erdman, Anthony, Associates, Inc.

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

VICE CHAIRMAN LIBERMAN: I abstain on this item because a sub-consultant (Monaloh Basin) is a client of my firm.

b. T00054, open-end quality assurance inspection and laboratory testing services systemwide:

- Navarro & Wright Consulting Engineers, Inc.-AWARDED

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

c. T00055, material inspection and testing services for MP 200.00 to MP 358.00 and Northeast Extension:

- Quality Engineering Solutions, Inc.-AWARDED
- ACA Engineering, Inc.

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

d. T00041/T00042, two (2) open-end engineering design services systemwide:

- Remington & Vernick Engineers-AWARDED
- Stahl Sheaffer Engineering, LLC-AWARDED
- Bergman Associates Architects, Engineers, Landscape Architects & Surveyors, D.P.C.
- Pickering, Corts & Summerson, Inc.

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

VICE CHAIRMAN LIBERMAN: I abstain on this item because a sub-consultant (Monaloh Basin) is a client of my firm.



Vice Chairman Lieberman recognized Nick Grieshaber, CFO, for receiving the Government Finance Officers Association (GFOA) award.



NEXT COMMISSION MEETING

The next meeting of the Pennsylvania Turnpike Commission will be a telephone meeting on Monday, May 2, 2017 beginning at 10:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 11:36 a.m.-was made by Commissioner Deon, seconded by Commissioner Drew, and passed unanimously.



PREPARED BY:

APPROVED BY:

Ann Louise Edmunds
Assistant Secretary Treasurer

Pasquale T. Deon, Sr.
Secretary Treasurer