

MINUTES OF THE COMMISSION MEETING HELD APRIL 19, 2016

A formal telephone meeting of the Pennsylvania Turnpike Commission convened at 10:27 a.m. on April 19, 2016 at the Central Office located in Highspire, Pennsylvania. Present for the meeting was Barry Drew, Commissioner. Available via telephone were Sean Logan, Chairman; William K. Lieberman, Vice Chairman; Pasquale T. Deon, Sr., Secretary Treasurer and Leslie S. Richards, Secretary of Transportation.

Others present for the meeting were Mark P. Compton, Chief Executive Officer; Craig R. Shuey, Chief Operating Officer; Larry Bankert, Michael Baker, Inc.; Carl E. DeFebo, Jr., Director of Public Relations & Marketing; Charles L. Duncan, III, Esquire, Director of Legislative Affairs; Scott D. Fairholm, Chief Information Officer; Nikolaus Grieshaber, Chief Financial Officer; Bradley J. Heigel, P.E., Chief Engineer; Jeffrey L. Hess, Director of Fare Collection & Field Operations; Doreen A. McCall, Chief Counsel; Ray Morrow, Chief Compliance Officer; Myneca Y. Ojo, Director of Diversity and Inclusion; Stacia A. Ritter, Esquire, Director of Policy & External Affairs and Ann Louise Edmunds, Assistant Secretary Treasurer.

Also in attendance were Richard S. DiPiero, Senior Fare Collection Operations Manager; Donald S. Klingensmith, Director of Procurement and Logistics; Donna Lapano, Executive Office Assistant; Jeffrey A. Naugle, Manager of Treasury Operations; Lynn Stakem, Senior General Account; Mark A. Strause, Technician of PC/LAN Systems; Judy Treaster, Manager Compensation & Benefits; Mike Schubert, Paul McNamee, KCI; John Smith, Parsons Brinkerhoff; Kristi Reichard, Raudenbush Engineering; Ted Giannechini, Cherry, Weber & Associates and Jim McNally, Trius, 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 termination, voluntary downgrade, cooperative education program,

incentive award, new hires, vacancies, and requests to post and fill positions in the Fare Collection and Communications and Public Relations 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.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held April 5, 2016 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 memos received from the Chief Counsel and the Director of Procurement & Logistics-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 discuss.



NEW BUSINESS

POLICY LETTER

Motion-That the Commission adopts the revisions to Policy 5.05, Employee Safety, to rename the Policy “Workplace Safety and Health” and to update the policy to reflect operational changes -was made by Commissioner Drew, seconded by Commissioner Deon, and passed unanimously.



AGREEMENTS

Motion-That the Commission approves the negotiation and execution of the Agreement for the item listed in memo “a”:

- a. Assignment Agreement with URS Corporation (URS) to assign all active contracts to AECOM Technical Services, Inc. (AECOM) due to AECOM’s acquisition of URS;
-was made by Commissioner Drew, seconded by Commissioner Deon; Commissioner Richards abstained.

SECRETARY RICHARDS: I abstain on this item because AECOM was a former political donor.

Motion-That the Commission approves the negotiation and execution of the Agreements and an Amendment for the items listed in memos “b” through “f”:

- b. Reimbursement Agreement with Penelec to reimburse Penelec the cost to perform the engineering and facility relocation work necessary for the total reconstruction project from MP 202.00 to MP 206.00 (B-415 at MP 205.43); at a not-to-exceed amount of \$143,989.95;
- c. Agreement between the Commission and U.S. Golf Association (USGA) to provide limited access to and from the Oakmont Country Club via the Turnpike for the U.S. Open in June;
- d. Amendment to our agreement with PFM for financial advisory services, exercising the option to renew the agreement for an additional year (November 9, 2016 – November 8, 2017); at an approximate amount of \$375,000.00; and approval to advertise for Financial Advisory Services;
- e. Collective Bargaining Agreement with Teamsters Local Union #30 (Professional Nonsupervisory) as negotiated;
- f. Lease Agreement with EQT Production Company to permit EQT to lease 12.4501 acres of Right-of-Way and surplus property along the Mon/Fayette Expressway for the purpose of exploring, developing and producing oil and gas from the Utica Shale Formation.

-was made by Commissioner Drew, seconded by Commissioner Deon, 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 "j":

- a. Settlement of Right-of-Way #14206-H (Pasquale D. & Rosanna Quattrocchi), a partial take parcel necessary for the total reconstruction project from MP 40.00 to MP 48.00 by authorizing payment of \$9,338.51 representing the settlement amount payable to Hollinshead, Mendelson, Bresnahan, Nixon & Finnegan, P.C., escrow agent; authorize the appropriate Commission officials to execute the settlement documents; and payment of the settlement funds to the property owners is contingent upon their execution of a Settlement Agreement and full and final release as approved by the Legal Department;
- b. Acquisition of Right-of-Way #6509-B (Marc A. & Jennifer K. Hershberger), a partial take parcel necessary for the total reconstruction project from MP A31.00 to MP A38.00 by authorizing payment of \$13,195.00 representing fair market value and pro-rated taxes to Marc A. & Jennifer K. Hershberger; 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 owners is contingent upon their delivery of a deed prepared by the Legal Department;
- c. Acquisition of Right-of-Way #3039-A (Pamela Knapp), a total take parcel necessary for the total reconstruction from MP 180.00 to MP 186.00 by authorizing payment of \$107,825.37 representing fair market value, pro-rated taxes and recording fees to Nathan J. Zarichnak & Associates, LLC, 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;
- d. Acquisition of Right-of-Way #2061-C (Scott W. Kimble, Larue J. McGarrahan a/k/a Larue K. McGarrahan and Daniel E. Kimble), a partial take parcel necessary for the total reconstruction project from MP 149.50 to MP 155.50 by authorizing payment of fair market value of \$2,537.50 to Scott W. Kimble, \$2,537.50 to Larue K. McGarrahan and \$2,537.50 to Daniel E. Kimble; 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 temporary construction easement as prepared by the Legal Department;
- e. Acquisition of Right-of-Way #17523 (Steven Kashmer), a total take parcel necessary for construction of the Southern Beltway, US 22 to I-79 by authorizing payment of fair market value, pro-rated taxes and recording fees or \$130,091.24 to Coon & Company, escrow agent, and authorizing payment of \$4,000.00 representing Section 710 damages to Steven Kashmer; 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 his delivery of a deed prepared by the Legal Department;
- f. Acquisition of Right-of-Way #6514-G (Bradley W. & Sondra M. Alderfer), a partial take parcel necessary for the total reconstruction project from MP A31.00 to MP A38.00 by authorizing payment of \$21,300.00 representing fair market value and pro-rated taxes to Bradley W. & Sondra M. Alderfer; 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 owners is contingent upon their delivery of a deed prepared by the Legal Department;
- g. Acquisition of Right-of-Way #6509-A (Living Faith Fellowship), a partial take parcel necessary for the total reconstruction project from MP A31.00 to MP A38.00 by authorizing payment of \$13,000.00 representing fair market value to Living Faith Fellowship; 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;
- h. Acquisition of Right-of-Way #17534-A (Christian D. Martine & Nancy A. Clarke), a partial take parcel necessary for construction of the Southern Beltway, US 22 to I-79 by authorizing payment of fair market value, pro-rated taxes and recording fees or \$6,537.50 to Coon & Company, 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 damages to the property owners is contingent upon their delivery of a deed prepared by the Legal Department;
- i. Acquisition of Right-of-Way #3312-A (Roadway Express, n/k/a YRC Inc.), a partial take parcel necessary for the replacement of Bridge EB-103 at MP 228.54 by authorizing payment of \$32,987.50 representing fair market value and pro-rated taxes to YRC 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 damages to the property owner is contingent upon its delivery of a deed prepared by the Legal Department;
- j. Acquisition of Right-of-Way #17385 (3-State Development Company), a partial take parcel necessary for construction of the Southern Beltway, US 22 to I-79 by authorizing payment of \$1,283.00 representing fair market value, pro-rated taxes and deed recording to Coon & Company, 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 its delivery of 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 retention of an engineering or surveying firm to perform land surveying services systemwide-was made by Commissioner Drew, seconded by Commissioner Lieberman, and passed unanimously.



PURCHASE ORDERS

Motion-That the Commission approves the Issuance of Purchase Orders for the items listed in memos "a" through "g":

- a. Ninety (90) security cameras, utilizing the Commonwealth's contract with Berkshire Systems Group, Inc.; at a total award of \$111,810.00;
- b. Qlik software and implementation services for Traffic Engineering & Operations incident management; utilizing U.S. General Service Administration's cooperative purchasing agreement with Carahsoft Technology Corp.; at a total award of \$176,016.70;
- c. Consultant services to perform custom development for Engineering Contract Status and Consultant Evaluation CRM Applications project using Microsoft Dynamics, utilizing Texas DIR cooperative purchasing agreement with Planet Technologies, Inc.; at a total award of \$156,658.00;
- d. ESRI GIS annual subscription and services, utilizing the Commonwealth's contract with ESRI, Inc.; at a total award of \$231,118.71;
- e. Forty-seven (47) dump trucks (single axle and tandem axle), to the lowest responsive and responsible bidder, Legacy Truck Centers, Inc.; at a total award of \$9,183,539.00;
- f. Toll tickets and APM receipt paper rolls (double-sided thermal) June 1, 2016 – May 31, 2017; to the lowest responsive and responsible bidder, Sandt Products, Inc.; at a total award of \$191,000.00;
- g. Security doors and locks, exercising the option to renew the agreement for an additional year (May 1, 2016 – April 30, 2017) with the AG Mauro Co.; at a cost of \$100,000.00.

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



SUPPLEMENTS

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

- a. Supplemental Agreement #3 for post EIS services during final design of the Southern Beltway, US 22 to I-79 with ms consultants, Inc. for an additional \$1,200,000.00 for Phase III archeological investigations, preparation of NEPA documents, and other post EIS services to support the final design; for a revised not-to-exceed amount of \$3,251,250.21;
- b. Supplemental Agreement #2 for biennial bridge inspection with Pennoni Associates for an additional \$141,840.42 to update inspection reports to meet the Commission's new format and mobilizing structure inspections multiple times in the eastern part of the state due to heavy traffic volumes; for a revised not-to-exceed amount of \$4,141,840.42.

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



CHANGE ORDER

Motion-That the Commission approves Change Order #2 for Contract #EN-00149-03-05 for roadway and miscellaneous repairs between MP 0.00 and MP 75.39, Toll I-376, Turnpike 66 and Turnpike 43 with Lindy Paving, Inc., for a 21-day time extension to complete night paving due to rain and low temperatures this spring-was made by Commissioner Drew, seconded by Commissioner Deon; Commissioner Lieberman abstained.

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



NEXT COMMISSION MEETING

Ms. Edmunds: The next meeting of the Pennsylvania Turnpike Commission will be held on Tuesday, May 3, 2016 beginning at 10:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 10:33 a.m. -was made by Commissioner Drew, seconded by Commissioner Lieberman, and passed unanimously.

