

MINUTES OF THE COMMISSION MEETING HELD MAY 15, 2018

A formal telephone meeting of the Pennsylvania Turnpike Commission convened at 10:54 a.m. on May 15, 2018 at the Central Office located in Highspire, Pennsylvania.

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

Also in attendance for the meeting were Mark P. Compton, Chief Executive Officer; Craig R. Shuey, Chief Operating Officer; Nikolaus Grieshaber, Chief Financial Officer; Jeffrey L. Hess, Asst. Director of Toll Collection-Fares; Doreen McCall, Chief Counsel; Myneca Y. Ojo, Director of Diversity & Inclusion; Stacia A. Ritter, Esquire, Director of Policy and External Affairs; 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; Anthony Q. Maun, Asst. CFO/Accounting & Budgeting; Gina M. Murray, Engineering Contracts Supervisor; Jeffrey A. Naugle, Manager of Treasury Operations; Mark A. Strause, Technician of PC/LAN Systems; Steve Barber, Michael Baker International; Eric Madden, JMT; Kristi Reichard, AMT; Paul McNamee, KCI; Amy Mark, McMahan; Tom Cushman, AECOM; Mark Boris, Borton Lawson; Michael Gross, Wallace Montgomery; William Drawbaugh, Dewberry; Allison DeFoor, Temple Group; David Azzato, TPD; John Newell, NTM; Scott Schaeffer, JBC; Pam Conti, WSP; George Kevgas, Bergmann; Benjamin White, Terracon; Kathleen Krommes, HDR; and Jason Gagen, GPI.



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, terminations and vacancies.

The Commissioners also discussed Docket Nos. 2018-WC-9218 and 2018-WC-1168 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 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 May 1, 2018 be approved and filed as submitted -were made by Commissioner Wozniak, 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 and Logistics -was made by Commissioner Wozniak, seconded by Commissioner Drew, and passed unanimously.



PERSONNEL

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



UNFINISHED BUSINESS

No Unfinished Business to consider.



NEW BUSINESS

PAYMENT OF INVOICE

Motion-That the Commission approves payment of the invoice to Travelers Property Casualty, through our broker Conner Strong & Buckelew, for a net amount of \$42,902.00, which represents the Builder's Risk coverage and contractors' equipment audited premium adjustments-was made by Commissioner Wozniak, seconded by Commissioner Drew, 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" through "d":

- a. Amendment to our agreement with TransCore for Communications Systems Maintenance, to include IP Network engineering support; at a not-to-exceed amount of \$300,000.00 through May 31, 2019;
- b. Amendment to our agreement with Red House Communications for marketing services, exercising the option to renew the agreement for an additional two years (December 17, 2018 – December 16, 2020); increasing the not-to-exceed amount of the contract to \$600,000.00;
- c. Settlement Agreement and Release with Dorothy Shultz; and authorize the appropriate Commission officials to execute the agreement and other necessary documents as may be required;
- d. Reimbursement Agreement with East Penn Railroad to reimburse the railroad the cost for the engineering and protective services work necessary for the rehabilitation of Bridge DB-252 at MP 357.95; at a not-to-exceed amount of \$125,000.00.



RIGHT-OF-WAY REQUESTS

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

- a. Acquisition of Right-of-Way #12035-M1 (Norfolk Southern Railway Company), a partial take parcel necessary for the Beaver River Bridge reconstruction by authorizing payment of \$6,600.00 representing fair market value to Norfolk Southern Railway Company; authorize the appropriate Commission officials to sign 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;

- b. Acquisition of Right-of-Way #3359-A (Norfolk Southern Railway Company), a partial take parcel necessary for the replacement of Bridge EB-117 at MP 238.00 by authorizing payment of \$22,100.00 representing fair market value to Norfolk Southern Railway Company; to authorize the appropriate Commission officials to sign 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 #12082-L1 (CSX Transportation, Inc.), a partial take parcel necessary for the Beaver River Bridge reconstruction by authorizing payment of \$8,800.00 representing fair market value to CSX Transportation, Inc.; authorize the appropriate Commission officials to sign 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.

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



ADVERTISING

Motion-That the Commission approves the issuance of the final RFP to the short-listed teams for a Public-Private Partnership (P3) to design, build, finance, operate and maintain a Broadband Fiber Optic Network systemwide -was made by Commissioner Wozniak, seconded by Commissioner Drew and passed unanimously.



PURCHASE ORDER

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

- a. Technical support for Cisco equipment (Smartnet), utilizing the Commonwealth's contract with ePlus Technology, Inc.; at a total award of \$140,703.29;
- c. Thermal paper rolls (toll tickets, customer and fuel pump receipts) June 1, 2018 – May 31, 2020, to the lowest responsive and responsible bidders:

Iconex LLC	\$650,000.00
Controltek	<u>18,000.00</u>
TOTAL AWARDS:	\$668,000.00
- d. Parts washer rental and service (May 2018 – April 30, 2022), to the lowest responsive and responsible bidder Heritage-Crystal Clean LLC; at a total award of \$197,000.00.

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

Motion-That the Commission approves the Award of Bids and the Issuance of Purchase Orders for the items listed in memo “b”:

b. Bituminous material (June 1, 2018 – May 31, 2019), to the lowest responsive and responsible bidders:

Coopersburg Materials	\$ 5,000.00	District 5
Dunmore Materials	5,000.00	District 5
Eckley Asphalt	5,000.00	District 5
H&K Materials	7,000.00	District 4 & 5
Hei-Way LLC	20,000.00	District 1 & 4
Hempt Bros. Inc.	12,000.00	District 3
Lane Construction	5,000.00	District 1
Lindy Paving	52,000.00	District 1
Locust Ridge Quarry	10,000.00	District 5
New Enterprise Stone & Lime	100,000.00	District 1, 2, 3 & 5
Pennsy Supply	12,000.00	District 5
Sanatoga Blacktop	5,000.00	District 4 & 5
Silver Hill Quarry	50,000.00	District 3
South Reading Blacktop	5,000.00	District 3 & 5
Wilkes-Barre Materials	5,000.00	District 5
TOTAL AWARDS:	\$298,000.00	

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

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



OPERATING BUDGET

MOTION WAS WITHDRAWN FROM THE MEETING. Motion-That the Commission adopts the proposed Resolution and approve the Annual Operating Expense Budget for the 2018-2019 Fiscal Year in the amount of \$415,553,000.00-Vice Chair Lieberman would like the Commissioners to look at Revenues before approving Expenses. Vice Chair Lieberman believes that we should not vote on the Operating Budget without first viewing the Revenue to back up the proposed Operating Budget and to be consistent with the Act 44 Disclosure. After discussion among the Commissioners, the decision was made to postpone the vote on this item until June-motion to withdraw the motion on the table was made by Commissioner Wozniak, seconded by Commissioner Drew, with a unanimous vote to table to a future meeting.



CHANGE ORDER & FINAL PAYMENT

Motion-That the Commission approves the Change Order and Final Payment for the items listed in memos “a” and “b”:

a. Change Order #2 for Contract #A-120.68S001-3-02 for the replacement of Bridge NB-709 at MP A120.68 with Nyleve Bridge Corp., for an increase of \$29,449.81 to balance items to actual work

completed, changes for concrete barrier, MPT and payment of additional premium time for critical work; for a revised not-to-exceed amount of \$5,503,600.03;

- b. Final Payment for Contract #T-333.59F001-3-05 for heating, ventilation and air conditioning work for the Plymouth Meeting Maintenance facility with Boro Construction; for a final contract value of \$1,520,815.89 and final amount due to the contractor of \$15,208.16.

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



PSPC ITEMS

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

- a. T00093, construction management and inspection services for Cashless Tolling facilities:

- JBC Associates, Inc.-AWARDED
- Erdman, Anthony, Associates, Inc.
- GAI Consultants, Inc.

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

- b. T00088/T00089/T00090, three (3) open-end engineering design services systemwide:

- GAI Consultants, Inc.-AWARDED
- Larson Design Group, Inc.-AWARDED
- Louis Berger U.S., Inc.-AWARDED
- Dewberry Engineers, Inc.
- Erdman, Anthony, Associates, Inc.

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

- c. T00096/T00097 two (2) open-end environmental services systemwide:

- A.D. Marble & Company-AWARDED
- Rettew Associates, Inc.-AWARDED
- HDR Engineering, Inc.

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



NEXT COMMISSION MEETING

The next meeting of the Pennsylvania Turnpike Commission will be held via telephone on Tuesday, June 5, 2018 beginning at 1:00 p.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 11:20 a.m. -was made by Commissioner Wozniak, seconded by Commissioner Drew, and passed unanimously.