

## MINUTES OF THE COMMISSION MEETING HELD MAY 19, 2015

A formal meeting of the Pennsylvania Turnpike Commission convened at 11:16 a.m. on May 19, 2015 at the Central Office located in Highspire, Pennsylvania. Present for the meeting were Sean Logan, Chairman; William K. Lieberman, Vice Chairman and A. Michael Pratt, Esquire, Commissioner. Available via the telephone for the meeting were Pasquale T. Deon, Sr., Secretary Treasurer and Leslie Richards, Acting Secretary of Transportation.

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.; Robert F. Brady, Director of Operations/Projects-East; William J. Capone, Chief of Communications & Public Relations; Charles L. Duncan III, Esquire, Director of Legislative Affairs; Scott D. Fairholm, Chief Information Officer; Nikolaus Grieshaber, Chief Financial Officer; Jeffrey L. Hess, Director of Fare Collection and Field Operations; Doreen A. McCall, Chief Counsel; Stacia A. Ritter, Director of Policy and External Affairs 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; Gary L. Graham, Assistant Chief Engineer/Design; Dale Hall, Field Operations Manager; Kelly Horvath, Executive Administrative Assistant; Laura Jensen, Human Resources Specialist 3; Donald S. Klingensmith, Director of Procurement and Logistics; Donna Lapano, Executive Office Assistant; Kate Manna, Human Resources Specialist 1; Wanda Metzger, Contracts Supervisor; Gina M. Murray, Engineering Contracts Supervisor; Sheri Norris, Director of Human Resources; Theodore A. Rusenko, Accounting & Financial Reporting Manager; Michael Shaak, Assistant Chief Engineer/Construction; Cindy Smith, Senior General Accountant; Holly Smith, Human Resources Specialist 4; Mark Strause, Technician of PC/LAN Systems; Brenda Szeles-Bratina, Director of Toll Revenue Audit; Chris Will, Portfolio Manager; Maggie Clay, Summer Intern; Leo Bagley, PennDOT; Mark Rowe, Teamsters Local 77; Ken McClain, AECOM; Jon Livingston, Jacobs; Bill Sauers, C.S. Davidson, Inc.; Eric Madden, ACEC/PA; Blair Stocker, HMM; Steve Barber, Michael Baker, Jr., Inc.; Matt Kozsuch, McMahon Transportation; Pam Conti, Parsons Brinckerhoff; Bill Laird, CHA Consulting; Max Inkrote, LDG; Dave Snively, AMT; Rich Hilboky, Gibson-Thomas; Chris Messner, Greenman-Pedersen; Tom Rowader, Dawood Engineers; Kristi Reichard, Raudenbush Engineering; Paul McNamee, KCI; Vince Valovage, Erdman Anthony and Mike Flack, Volkert, 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, promotions, new hires, vacancies and requests to post and fill positions in the Maintenance and Engineering Departments.

The Commissioners also discussed Docket No. WC-5982 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; all visitors stood and introduced themselves.



#### MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held May 6, 2015 be approved and filed as submitted-was made by Commissioner Pratt, 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 and Logistics–was made by Commissioner Deon, seconded by Commissioner Lieberman, and passed unanimously.



PERSONNEL

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



NEW BUSINESS

REAL ESTATE APPRAISAL POOL

Motion-That the Commission approves amending the pool of qualified real estate appraisers to provide real estate appraisal services for the Commission to include William Gontram, D/B/A Gontram Appraisal & Consulting to the qualified pool-was made by Commissioner Deon, seconded by Commissioner Lieberman, and passed unanimously.



AGREEMENTS

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

- a. Settlement Agreement and Release with Andrew Phipps, and authorize issuance of the workers’ compensation settlement payment;

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

Motion-That the Commission approves the negotiation and execution of the Amendment for the items listed in memo “b”:

- b. Amendment to our agreement with Trion for COBRA administration, exercising the option to renew the agreement for an additional year (through August 31, 2016).

-was made by Commissioner Pratt, seconded by Commissioner Richards; Commissioner Lieberman abstained.

VICE CHAIRMAN LIEBERMAN: I abstain on this item because Trion’s vendors are clients of my firm.

The motion passed.



OPEB TRUST

Motion-That the Commission approves the transfer of up to \$2,500,000.00 per month to the Pennsylvania Turnpike Commission Retiree Medical Trust (OPEB) for Fiscal Year 2016-was made by Commissioner Pratt, seconded by Commissioner Deon, and passed unanimously.



ADVERTISING

Motion-That the Commission approves advertising for the items listed in memos “a” and “b”:

- a. Engineering firm to perform inspection, design and evaluation services for the Commission’s communication towers systemwide;
- b. Materials inspection and testing services from MP 200.00 to MP 358.00 and the Northeast Extension.

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



PURCHASE ORDERS

Motion-That the Commission approves the Award of Bids, a Change Order and the Issuance of Purchase Orders for the items listed in memos “a” through “e”:

- a. Bridge crane (10-year rebuild), to Aspen Aerials, Inc.; at a total award of \$196,850.00;
- b. Twenty-two (22) stake body, twenty-two (22) flat body swap loaders, twenty-two (22) sign bodies and training for the operators, utilizing the Commonwealth’s contract with US Municipal Supply, Inc.; at a total award of \$1,925,938.00;
- c. Change Order to the twenty-two (22) tandem axle dump trucks with Legacy Truck Centers, Inc., for the conversion of wing plows to increase safety of the units; at a cost of \$300,410.00;
- d. Maintenance and technical support for Cisco equipment (Smartnet), utilizing the Commonwealth’s contract with ePlus Technology, Inc.; at a total award of \$636,395.56;
- e. Toner/printer supplies, exercising the option to renew the agreement for an additional year (July 1, 2015 – June 30, 2016) with Supplies Hotline Corp.; at a cost of \$125,000.00.

-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 item listed in memos “a” through ‘c”:

- a. Contract #EN-00167-03-05 for installation of mile marker signs between MP 302.70 and MP 359.01 and MP A20.00 and MP A25.67, to the lowest responsive and responsible bidder, J. Fletcher Creamer & Son, Inc.; at a not-to-exceed amount of \$557,444.00 and a contingency of \$25,000.00;
- b. Contract #T-039.10R001-3-02 for bituminous resurfacing of the Butler Valley Interchange ramps at MP 39.10, to the lowest responsive and responsible bidder, The Lane Construction Corporation; at a not-to-exceed amount of \$1,113,887.80 and a contingency of \$50,000.00;
- c. Contract #T-330.00M001-3-02 for the installation of communications infrastructure from MP 330.20 to MP 333.20, to the lowest responsive and responsible bidder, Kuharchik Construction Inc.; at a not-to-exceed amount of \$563,673.00.

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



CHANGE ORDERS AND FINAL PAYMENT

Motion-That the Commission approves the Change Orders and Final Payments for the items listed in memos “a” through “c”:

- a. Change Order #1 and Final Payment for Contract #T-316.58S001-3-02 for the replacement of Bridge EB-729 at MP 316.58 with Road-Con, Inc. for a decrease of \$154,545.21 to balance items to actual work completed, changes for MPT items and liquidated damages for work not accepted by the completion date; for a final contract value of \$4,465,997.12 and a final amount due to the contractor of \$237,157.09;
- b. Change Order #4 and Final Payment for Contract #T-326.20T001-3-02 for construction of South Gulph Road stormwater management basin with Flyway Excavating, Inc., for a decrease of \$43,269.23 to balance items to actual work completed and 4 days of liquidated damages due to the project not being substantially completed by the completion date; for a final contract value of \$1,141,957.78 and a final amount due to the contractor of \$16,547.56;
- c. Change Order #2 for Contract #T-251.08S002-3-02 for roadway and bridge reconstruction from MP 250.76 to MP 251.17 with Swank Construction Company, LLC, for an increase of \$282,799.36 to balance items to actual work completed, sound barrier panel revisions, emergency road repairs due to unforeseen conditions, drainage, curbing, planting and bridge deck repairs due to construction changes, endwall modifications, temporary bearing lateral restraint and additional seeding and mulch quantity; for a revised not-to-exceed amount of \$48,265,189.56;

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

Motion-That the Commission approved the Change Order for the item listed in memo “d”:

- d. Change Order #10 for Contract #A-020.00T002-3-05 for roadway and bridge reconstruction from MP A20.31 to MP A25.67 with Walsh Construction, for an increase of \$997,854.18 to balance items to actual work completed, construction changes for backfilling, waterproofing, anti-graffiti coating, SEPTA rebar modification and access, demolition permit delays, concrete deck repairs, relocation of a shed, painting barrier pedestals, restore property, drainage, excavation, undercutting and rock placement, widening and paving, MPT, electrical modifications, guiderail, erosion and sedimentation control, mosquito control, seeding, mulching, tree removal, fencing, drainage issues from Tropical Storm Andrea, and SEPTA bridge closure pour; for a revised not-to-exceed amount of \$162,366,784.38.

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

SECRETARY TREASURER DEON: I abstain on this item out of an abundance of caution due to my relationship with SEPTA.



#### OPERATING BUDGET

Motion-That the Commission approves the proposed FY 2016 Ten Year Capital Plan and the Commission’s Annual Operating Expense Budget for FY 2015 – 2016 as listed in memos “a” and “b”:

- a. **REMOVED FROM THE AGENDA.** Approve the proposed FY 2016 Ten Year Capital Plan and grant approval for staff to procure long lead equipment items and advertise for the use of consultants, contractors and other necessary professional services to advance all phases of projects within the first two years of the adopted plan;
- b. Adopt the proposed Resolution and approve the Annual Operating Expense Budget for the 2015 – 2016 Fiscal Year in the amount of \$363,373,300.00.

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



#### PSPC AWARD

Motion-That the Commission approves the award of service and authorizes the negotiation and execution of an agreement with the two selected firms for the items listed in memos “a” and “b” and the first firm for the item listed in memo “c”:

- a. Ref. 3-269, two (2) open-end engineering design services systemwide,
  1. Dawood Engineering, Inc.-AWARDED
  2. Susquehanna Civil, Inc.-AWARDED
  3. Remington, Vernick & Beach Engineers
  4. Wilson Consulting Group, PC

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

- b. T00002/T00003, two (2) open-end traffic operations and Intelligent Transportation Systems (ITS) consultants,
1. AECOM Technical Services, Inc.-AWARDED
  2. McMahon Associates, Inc.-AWARDED

-was made by Commissioner Pratt, seconded by Commissioner Richards; Commissioner Lieberman abstained.

VICE CHAIRMAN LIEBERMAN: I abstain on this item because a sub consultant for these firms (Monaloh Basin Engineers) is a client of my firm.

- c. RFP 5146, Insurance consulting services and other related insurance overview,
1. Acrisure, LLC dba North American Insurance Management-AWARDED

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



#### NEXT COMMISSION MEETING

Ms. Edmunds: The next meeting of the Pennsylvania Turnpike Commission will be a telephone meeting Tuesday, June 2, 2015 beginning at 10:00 a.m.



#### RECOGNITION OF COMMISSIONER PRATT

Chairman Logan recognized Commissioner Pratt's service to the Commission, along with the accomplishments of the Commission during Commissioner Pratt's tenure. Commissioner Pratt followed with remarks.



#### ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 11:38 a.m.- was made by Commissioner Pratt and seconded by Commissioner Logan.



PREPARED BY:

APPROVED BY:

Ann Louise Edmunds  
Assistant Secretary Treasurer

Pasquale T. Deon, Sr.  
Secretary Treasurer