

MINUTES OF THE COMMISSION MEETING HELD JUNE 18, 2013

A formal meeting of the Pennsylvania Turnpike Commission convened at 10:35 a.m., June 18, 2013 at the Central Office located in Highspire, Pennsylvania. Present for the meeting were William K. Lieberman, Chairman; A. Michael Pratt, Esquire, Vice Chairman; Pasquale T. Deon, Sr., Secretary Treasurer; and Barry J. Schoch, P.E., 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 Michael Baker Jr., Inc.; William J. Capone, Director of Communications/Public Relations; Scott Fairholm, Chief Information Officer; Todd S. Garrison, Director of Maintenance; David Gentile, Chief Compliance Officer; Nikolaus Grieshaber, Chief Financial Officer; Bradley J. Heigel, P.E., Chief Engineer; Jeffrey L Hess, Director of Fare Collection and Field Operations; Doreen McCall, Chief Counsel; 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 Defebo, Jr., Director of Public Relations & Marketing; Kelly Horvath, Executive Assistant; Donald S. Klingensmith, P.E., Director of Contracts Administration; Donna Lapano, Executive Office Assistant; Tony Maun, Assistant CFO/Accounting & Budgeting; Gina M. Murray, Engineering Contracts Supervisor; Jeffrey A. Naugle, Manager of Treasury Operations; Jasmine Taylor, Summer Employee; Kim D. Tosh, Debt and Derivatives Manager; Christopher Will, Investment Manager; Abby Fox, PennDOT; Steve Barber, Michael Baker, Jr., Inc. Frederick Douglas, Cosmos Technologies; Blair Stocker, Hatch Mott MacDonald; Steve Iszauk, Hatch Mott MacDonald; Tom Rowader, Dawood; Rich Stees, Erdman Anthony; Max Inkrote, Larson Design Group; Jon Livingston, Jacobs; Paul McNamee, KCI Technologies; Glenn Deppert, Arora and Associates and Kristi Reichard, Raudenbush Engineering.

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Ms. Edmunds led the Commissioners and staff in the Pledge of Allegiance.

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The Assistant Secretary Treasurer, Ann Louise Edmunds, called the roll and declared a quorum present.

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SUNSHINE ANNOUNCEMENT

MS. EDMUNDS: 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, VACANCIES AND REQUESTS TO CREATE AND FILL; TO POST AND FILL; AND TO FILL POSITIONS IN THE

ENGINEERING, FINANCE AND ADMINISTRATION, HUMAN RESOURCES AND OPERATIONS, SAFETY AND INCIDENT RESPONSE DEPARTMENT.

THE COMMISSIONERS ALSO ENGAGED IN NON-DELIBERATIVE INFORMATIONAL DISCUSSIONS REGARDING VARIOUS ACTIONS AND MATTERS, WHICH HAVE BEEN APPROVED AT PREVIOUS PUBLIC MEETINGS.

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### 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, EFFICIENT, EFFECTIVE AND DIGNIFIED MEETING, ALL PERSONS WISHING TO ADDRESS THE COMMISSION SHOULD HAVE SIGNED IN AND REQUESTED TIME TO SPEAK. IF YOU HAVE NOT DONE SO, YOU ARE INVITED TO DO SO.

COMMISSIONERS, WE HAVE NO REQUESTS TO ADDRESS THE COMMISSION. AT THIS TIME WE ASK ALL VISITORS TO STAND AND INTRODUCE YOURSELF. THE FOLLOWING WERE VISTORS TO THE MEETING: Steve Barber, Michael Baker, Jr., Inc. Frederick Douglas, Cosmos Technologies; Blair Stocker, Hatch Mott MacDonald; Steve Iszauk, Hatch Mott MacDonald; Tom Rowader, Dawood; Rich Stees, Erdman Anthony; Max Inkrote, Larson Design Group; Jon Livingston, Jacobs; Paul McNamee, KCI Technologies; Glenn Deppert, Arora and Associates and Kristi Reichard, Raudenbush Engineering.

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### MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held June 4, 2013 be approved and filed as submitted-was made by Commissioner Pratt, seconded by Commissioner Deon; and passed unanimously.

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### COMMUNICATIONS

Motion-That the Commission accepts and files the memos received from the Chief Counsel and Manager of Strategic Sourcing and Asset Management-was made by Commissioner Schoch, seconded by Commissioner Pratt; and passed unanimously.

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### PERSONNEL

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

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NEW BUSINESS

PSPC AWARD

Motion-That the Commission approves the award of service and authorize the negotiation and execution of an agreement with the selected firms for Ref #1-165, two (2) construction inspection services-west;

- Navarro & Wright consulting Engineers-AWARDED
- The EADS Group, Inc.-AWARDED
- Mackin Engineering Company
- Pennoni Associates, Inc.

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

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AGREEMENTS

Motion-That the Commission approves the negotiation and execution of a Supplement Agreement, an Amendment and a Memorandum of Understanding for the items listed in memos “a” through “c”:

- a. Supplemental Agreement with General Dynamics Information Technologies for developing, hosting, maintaining and providing help desk support for the Commission’s Electronic Bidding System (EBS) for construction contracts, for an additional \$20,000.00 for a project-specific bulletin board to address bidders questions during contract advertisement; increasing the not-to-exceed amount to 2,919,402.63;
- b. Amendment to our lease agreement with Synergy Development Hempfield, LLC to extend the Contingency Period to June 20, 2014 to allow Synergy to satisfy the contingencies established by the lease and conditions established by the Commission during the contingency period;
- c. Memorandum of Understanding, deed and other necessary documents with the PA Game Commission regarding the short eared owl terrestrial mitigation site on the Findlay Connector.

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

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RIGHT-OF-WAY REQUEST

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 #1098-A, a partial take parcel (*property owner: St. John’s Roman Catholic Church*), necessary for construction of the New Baltimore Slide at MP 129.00, by authorizing the payment of fair market value, pro-rated taxes and recording fees of \$79,753.84 to David J. Puzak, Attorney at Law, 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 a deed as prepared by the Legal Department;

- b. Adopt the Proposed Property Acquisition Resolution for Right-of-Way #14216-B1, a partial take parcel (*property owner: Rice Real Estate Holding, LLC*), necessary for the total reconstruction project from MP 40.00 to MP 48.00; authorize payment of Estimated Just Compensation in the amount of \$8,400.00, payable at a later date upon selection of counsel; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;
- c. Adopt the Proposed Property Acquisition Resolution for Right-of-Way #14214-C, a partial take parcel (*property owner: Patrick F. & Carol A. McClelland*), necessary for the total reconstruction project from MP 40.00 to MP 48.00; authorize payment of Estimated Just Compensation in the amount of \$500.00, payable at a later date upon selection of counsel; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;
- d. Adopt the Proposed Property Acquisition Resolution for Right-of-Way #14220-C, a partial take parcel (*property owner: Joseph M. & Bernadette R. Sosovicka*), necessary for the total reconstruction project from MP 40.00 to MP 48.00; authorize payment of Estimated Just Compensation in the amount of \$3,100.00, payable at a later date upon selection of counsel; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;
- e. Acquisition of Right-of-Way #6482-E, a partial take parcel (*property owner: Alan Luan Huynh and Fang Lu*), necessary for the total reconstruction project from MP A26.00 to MP A30.00, by authorizing the payment of fair market value and pro-rated taxes of \$4,845.00 to Alan Luan Huynh and Fang Lu; 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 its delivery of a deed as prepared by the Legal Department;
- f. Acquisition of Right-of-Way #6488-C, a partial take parcel (*property owner: Yae K. & Han H. Yoo*), necessary for the total reconstruction project from MP A26.00 to MP A30.00, by authorizing the payment of fair market value and pro-rated taxes of \$15,680.00 to Yae K. & Han H. Yoo; 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 its delivery of a deed as prepared by the Legal Department;
- g. Approve reimbursement payment to John Kibblehouse, Sr., Lee Detwiler, and Joyce Detwiler for the engineering costs to redesign the owner's subdivision and construction costs for a temporary basin on their property (Right-of-Way #6458-A), necessary during the reconstruction of MP A26.00 to MP A30.00; in the amount of \$304,782.89.

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

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ADVERTISING

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

- a. Job Order Contracting (JOC) consultant to develop, implement and support a JOC program;
- b. Engineering firm to perform storage tank/environmental related services system wide;
- c. Contract #EN-00148-03-02 for bridge repairs between MP 0.00 and MP 109.91, Toll I-376, Turnpike 576, Turnpike 43 and Turnpike 66;
- d. Contract #EN-00148-03-03 for bridge repairs between MP 109.91 and MP 236.22;
- e. Contract #EN-00148-03-04 for bridge repairs between MP 236.22 and MP 358.11;
- f. Contract #EN-00148-03-05 for bridge repairs between MP A20.00 and MP A130.64.

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

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#### AWARD OF BIDS AND ISSUANCE OF 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” and “g”:

- a. Radio communications upgrade (800 MHz Unified Audio Card (UAC) Gateway Interops upgrade), utilizing the Commonwealth’s contract with Harris Corporation, RF Communications; at a total award of \$246,351.22;
- b. Radio/intercom communications system at the Everett Maintenance Facility, to the lowest responsive and responsible bidder, Graybar Electric Co.; at a total award of \$173,058.00;
- c. HVAC and emergency generator controls replacement at the Wyoming Valley Interchange, utilizing the Commonwealth’s contract with Automated Logic Contracting Services, Inc.; at a total award of \$108,700.00;
- d. Change Order for traffic line paint with Ennis Paint Inc., for an additional \$200,000.00 for fall line painting; increasing the contract from \$2,425,000.00 to \$2,625,000.00;
- e. Fourteen (14) snow plows, utilizing the Commonwealth’s contract with Valk Manufacturing Company; at a total award of \$123,578.00;
- g. Additional Microsoft Office licenses (per Microsoft audit), utilizing the Commonwealth’s contract with CDW Government, Inc.; at a total award of \$292,607.32.

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

Motion-That the Commission approves the Award of a Bid and the Issuance of a Purchase Order for the item listed in memo “f”:

- f. Extended warranties for fifty-six (56) Mack Trucks, with Volvo Group Trucks/Mack Trucks, Inc.; at a total award of \$237,720.00;

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

VICE CHAIRMAN PRATT: MR. CHAIRMAN, I ABSTAIN ON THIS VOTE BECAUSE MACK TRUCKS IS A CLIENT OF MY FIRM.

The motion passed.

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#### AWARD OF A CONTRACT

Motion-That the Commissioner approves the Award of Contract #A-075.86R001-3-02 for Mahoning Valley Interchange ramp resurfacing at MP A75.86, to the lowest responsive and responsible bidder, Pikes Creek Site Contractors (division of Reading Materials, Inc.); at a not-to-exceed amount of \$1,417,555.00 and a contingency of \$75,000.00-was made by Commissioner Deon, seconded by Commissioner Pratt; and passed unanimously.

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#### NEXT COMMISSION MEETING

Ms. Edmunds: The next meeting of The Pennsylvania Turnpike Commission will be held on Tuesday, July 16, 2013 beginning at 10:00 am.

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#### ADJOURNMENT

Motion-That this meeting of The Pennsylvania Turnpike Commission be adjourned, was made at 10:45 a.m. -made by Commissioner Deon, seconded by Commissioner Pratt; and passed unanimously.

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PREPARED BY:

Ann Louise Edmunds  
Assistant Secretary Treasurer

APPROVED BY:

Pasquale T. Deon, Sr.  
Secretary Treasurer

**COMMUNICATIONS: MEMOS RECEIVED FROM THE CHIEF COUNSEL AND  
THE MANAGER OF STRATEGIC SOURCING AND ASSET MANAGEMENT**