

MINUTES OF THE COMMISSION MEETING HELD JULY 7, 2020

A formal telephone meeting of the Pennsylvania Turnpike Commission convened at 10:13 a.m. on Tuesday, July 7, 2020 at the Central Office located in Highspire, Pennsylvania. Available via telephone for the meeting were Yassmin Gramian, P.E., Chair; William K. Lieberman, Vice Chair; John Wozniak, Secretary Treasurer and Pasquale T. Deon Sr., Commissioner.

Present for the meeting were Mark P. Compton, Chief Executive Officer; Craig R. Shuey, Chief Operating Officer; Larry Bankert, Michael Baker Int'l. (via telephone); Robert Brady, Director of Operations/Projects-East (via telephone); Carl DeFebo, Jr., Director of Public Relations & Marketing (via telephone); Rick Dreher, Asst. Chief Financial Officer/Financial Mgt. (in person); Charles L. Duncan III, Esquire (via telephone); Bradley J. Heigel, P.E., Chief Engineer; Doreen McCall, Chief Counsel; Myneca Y. Ojo, Director of Diversity and Inclusion (via telephone); Robert Taylor, Chief Technology Officer (via telephone) and Ann Louise Edwards, Assistant Secretary Treasurer.

Others available via phone were Wendy Callahan, Procurement Specialist; Kelly Horvath, Executive Administrative Assistant; Donald S. Klingensmith, P.E., Director of Procurement & Logistics; Shawn Laudenslager, End User Support Supervisor (in person); Jeff Naugle, Manager of Treasury Operations; Jesse Ream, Communication Systems Program Manager (in person); Craig Beissel, Volkert; David Thomas, Hill Int'l.; Jeff Hans, HDR; Jill Bolt, T.Y. Lin; Joe Platt, TPD; J. T. Lincoln, GAI; Mark Karloski, Buchart Horn; Mike Houser, Markosky; Roger Eason, HDR; Tom Owad, Rock the Capital; Tom Rowader, GPI; Jock Rowe, Teamsters; Jason Gerard, PA Senate Transportation Committee; Scott Shimko, Borton Lawson; and Rachel Perrego, Susquehanna Civil.



Chair Gramian led the Commissioners, staff and visitors in the Pledge of Allegiance.



The Assistant Secretary Treasurer, Ann Louise Edwards, called the roll and declared a quorum available. Mrs. Edwards welcomed the Commissioners, employees and guests on the WebEx and made the following statement:

Due to COVID-19, the Pennsylvania Turnpike Commission Administration Building remains closed to visitors. Accordingly, the Commission Meetings will be held via telephone (through June 2020 or until further notice). The Commission will continue to post call-in/WebEx information for those who wish to

attend the meeting via telephone/WebEx. WebEx information should be posted at least 48 hours in advance of the meeting. The Commission will continue to closely monitor the CDC's and other government websites for up-to-date information regarding COVID-19, risk assessment and guidance to business. This meeting is being recorded and the Commission will post the recording on its website.



SUNSHINE ANNOUNCEMENT

The Commissioners met in Executive Session prior to today's Formal Agenda Session to consider matters of personnel, which included terminations, vacancies, requests to rescind staffing appointments, requests to post positions in the Maintenance and Engineering Departments and requests to delegate authority to the CEO to approve staffing alignments as recommended by the Personnel Committee.

The Commissioners also discussed Claim No. T-333.59F001.3.02 and engaged in non-deliberative, informational discussions regarding various actions and matters, which have been approved at previous public meetings.



PUBLIC COMMENT

Mrs. Edwards: 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.

We had no requests to address the Commission.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held June 16, 2020 be approved and filed as submitted-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



COMMUNICATIONS

Motion-That the Commission approves the memo received from the Chief Counsel -was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



PERSONNEL

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



UNFINISHED BUSINESS

No Unfinished Business to consider.



NEW BUSINESS

INSURANCE PREMIUM

Motion-That the Commission approves payment of the invoice to Travelers Property Casualty and Liberty Mutual, through our broker Conner Strong & Buckelew, for a net amount of \$19,252.00, which represents the Builder's Risk premium for bridge reconstruction from MP 28.49 to MP 30.88-was made by Commissioner Wozniak, seconded by Commissioner Deon, 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 agreements for medical, prescription, dental, vision and Medicare Advantage benefits, exercising the option to renew the agreements for an additional two (2) years (January 1, 2021 – December 31, 2022);
- b. Data Use Agreement with Google, for the Commission to participate in data exchange to provide Google with Traffic Operations data;
- c. Settlement Agreement and Release with High Construction Company for work on the Plymouth Meeting maintenance facility relocation project; approve the settlement amount in accordance with its current contract procedures and authorize the appropriate Commission officials to execute the necessary documents in exchange for a mutual release;
- d. Amendment to our agreement with Public Financial Management (PFM) for financial advisory services, for an increase of \$140,000.00 due to a greater than expected number of transactions during the current contract year and the anticipation of additional transactions prior to completion of the current contract year.

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



RIGHT-OF-WAY REQUESTS

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

- a. Acquisition of Right-of-Way #2041-A1 (Anna P. Statler, a/k/a Perl Statler), a partial take parcel necessary for the bridge replacement at MP 144.00 by authorizing payment of \$1,068.40 representing fair market value and pro-rated taxes; 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 the 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 #4021-A1 (Middletown Swim Club, Inc.), a partial take parcel necessary for the Bridge EB-311 (Union Street Bridge) reconstruction project by authorizing payment of \$5,900.00 representing fair market value to Middletown Swim Club, Inc.; authorize the appropriate Commission officials to execute the Temporary Construction Easement 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 an executed Temporary Construction Easement as approved by the Legal Department;
- c. Acquisition of Right-of-Way #17635 (Daniel G. & Sueli Armstrong), a total take parcel necessary for construction of the Southern Beltway, US 22 to I-79, by authorizing payment of \$312,407.91 representing fair market value, pro-rated taxes, recording fees and replacement housing supplement to Tri-State Paralegal Service, 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 the fair market value to the property owners is contingent upon the delivery of a deed prepared by the Legal Department.

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



EB5 LOAN AGREEMENT

Motion-That the Commission authorizes an Amendment to the 2013 EB5 Loan Agreement between the Commission and Delaware Valley Regional Center (DVRC) to include, but not be limited to, modifications of the Commission’s Optional Payment and other provisions related to the rate and term of repayment of Notes issued under the 2013 Loan Agreement-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



PURCHASE ORDERS

Motion-That the Commission approves the Issuance of Purchase Orders for the items listed in memos “a” and “b”:

- a. Herbicide contracts (August 1, 2020 – April 30, 2021), utilizing the Commonwealth’s contracts, and approval for staff movement of funds between contracts as needed during the contract term:

Arborchem Products	\$ 75,000.00
Crop Production Services	150,000.00
Helena Agri-Ent LLC	5,000.00
10% contingency	<u>23,000.00</u>
TOTAL APPROVAL:	\$253,000.00

- b. Mechanical room control system repairs and upgrades for I-376, I-76 and Rt. 43, utilizing the Commonwealth’s contract with Siemens Industry Inc., at a total award of \$652,051.97.

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



PSPC ITEM

Motion-That the Commission approves the award of services and authorize the negotiations and execution of an agreement with the selected firm for RFP 8952, attestation of retiree prescription drug coverage:

- Milliman, Inc.-AWARDED

The Commission has selected Milliman, Inc. for award based on the Commission’s determination that firm’s proposal is the most advantageous to the Commission as determined by the Commission based on its review of all materials submitted. The firm has extensive knowledge, experience, and a solid understanding of the requirements-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



ACTING CFO DISCLOSURE STATEMENT

Mrs. Edwards: That concludes items for consideration; as set forth in the disclosure memorandum, the Acting Chief Financial Officer has disclosed to the Commission that a family member is currently employed with PNC Bank N.A. in the IT Department.

NEXT COMMISSION MEETING

The next meeting of the Pennsylvania Turnpike Commission will be a telephone meeting on Tuesday, July 21, 2020 beginning at 9:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 10:24 a.m. -was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



PREPARED BY:

APPROVED BY:

Ann Louise Edwards
Assistant Secretary Treasurer

John Wozniak
Secretary Treasurer