

MINUTES OF THE COMMISSION MEETING HELD SEPTEMBER 15, 2020

A formal telephone meeting of the Pennsylvania Turnpike Commission convened at 10:16 a.m. on Tuesday, September 15, 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; Robert Brady, Director of Operations/Projects-East (via telephone); Carl DeFebo, Jr., Director of Public Relations & Marketing (via telephone); Rick Dreher, Chief Financial Officer; Charles Duncan III, Esquire, Director of Legislative Affairs; Bradley J. Heigel, P.E., Chief Engineer; Doreen McCall, Chief Counsel; Ray Morrow, Chief Compliance Officer; Myneca Y. Ojo, Director of Diversity and Inclusion (via telephone); Robert Taylor, Chief Technology Officer; and Ann Louise Edwards, Assistant Secretary Treasurer.

Others available via phone were Shawn Laudenslager, End User Support Supervisor (in person); Gina Murray, Senior Procurement Specialist; Jeff Naugle, Manager of Treasury Operations; Jesse Ream, Communication Systems Program Manager (in person); Crystalann Deardorff, Susquehanna Civil; Shawn Eng, FNB; Ed Blazina, Pittsburgh Post-Gazette; Ed Reese, GPD; George Settelmaier, KSE; Jamie North, DLZ; Jill Bolt, T.Y. Lin; Joe Platt, TPD; Joe Romano, LDG; Jon Livingston, Jacobs; J.T. Lincoln, GAI; Mark Karolski, Buchart Horn; Matt Shinton, Kimley-Horn; Peter Kuhne, Atkins; Roger Eaton, HDR; and Jaimie Scranton.



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 a reclassification, promotions and vacancies.

The Commissioners also 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 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 September 1, 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 memos received from the Chief Counsel and Director of Procurement & Logistics-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



PERSONNEL

Motion-That the Commission approves 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 PAYMENT

Motion-That the Commission approves the renewal and payment of invoices for the property and boiler & machinery insurance coverages with Travelers and Liberty Mutual, through our broker Conner Strong & Buckelew, for a total not-to-exceed amount of \$2,000,000.00, for the period October 1, 2020 – October 1, 2021-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 Amendment for the items listed in memos “a” through “c”:

- a. Programmatic Agreement with First Pennsylvania Resources, LLC to supply the necessary stream and wetland mitigation credits for the wetland and stream impacts (as required by State and Federal agencies) for the total reconstruction project from MP 102.00 to MP 109.00; at a not-to-exceed amount of \$3,000,000.00;
- b. Reimbursement Agreement with East Nantmeal Township to reimburse the township the cost for the review and inspection fees for the total reconstruction project from MP 302.00 to MP 308.00; at an estimated cost of \$50,000.00;
- c. Amendment to our agreement with Best Western Premier to extend the cancellation window in the agreement due to the COVID-19 pandemic and to credit any cancellation fees to a future Construction Management Conference.

-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” and “b”:

- a. Acquisition of Right-of-Way #14096-A (May Ann Kinkella), a total take parcel necessary for the total reconstruction project from MP 53.00 to MP 57.00 by authorizing payment of \$803,453.55 representing fair market value, pro-rated taxes and recording fees to Diversified Settlement Services, Inc., escrow agent; also authorize payment of \$13,700.00 representing loss of rent and Section 710 damages to Mary Ann Kinkella; 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 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 #14095-A (Theodore J. & Judith A. Hakas), a total take parcel necessary for the total reconstruction project from MP 53.00 to MP 57.00 by authorizing payment of \$860,045.56 representing fair market value, pro-rated taxes, and recording fees to Diversified Settlement Services, Inc., escrow agent; also authorize payment of \$54,467.25 representing housing supplement, closing costs and Section 710 damages to Theodore J. and Judith A. Hakas; 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 fair market value to the property owners is contingent upon the delivery of a deed as prepared by the Legal Department.

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



SUPPLEMENT

Motion-That the Commission approves the negotiation and execution of Supplemental Agreement #1 for bridge replacement design on the Northeast Extension using the ABC methods with HDR Engineering, Inc., for an additional \$1,000,000.00 to complete the design of four (4) bridges; for a revised not-to-exceed amount of \$3,000,000.00-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



PURCHASE ORDERS

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

- a. Avepoint Cloud backup for Office 365, with CDW Government LLC; for additional licenses to protect PTC data that is stored in Microsoft applications, at a cost of \$60,880.80;
- b. Twelve (12) crew cab stakebody trucks, utilizing the Commonwealth’s contract with Apple Chevrolet/Westgate Chevrolet, Inc.; at a total award of \$579,204.00;
- c. Replace 2,911 Cisco routers, utilizing the Commonwealth’s contract with ePlus Technology, Inc.; at a cost of \$113,082.64;
- d. Ten (10) foreman’s trucks, utilizing the Commonwealth’s contract with Apple Chevrolet/Westgate Chevrolet, Inc.; at a total award of \$318,510.00;
- e. Cleaners and protectors, exercising the option to renew the agreements through September 2021; and approval for staff movement of funds between contracts as needed during the contract term:

Rhomar Industries, Inc.	\$100,000.00
Enzo’s Cleaning Solutions	30,000.00
State Chemical Solutions	<u>30,000.00</u>
TOTAL RENEWAL:	\$160,000.00
Plus contingency:	<u>20,000.00</u>
TOTAL REQUEST:	\$180,000.00

- f. Upgrade of the Road Weather Information System (RWIS), awarded to Vaisala, Inc.; at a total award of \$340,582.10;
- g. Fuel storage tank cleaning through June 2021, utilizing the Commonwealth's contract with Brads Fuel Filtering, Inc.; at a total award of \$130,000.00;
- h. Mechanical roadway sweeper, utilizing the Commonwealth's contract with A & H Equipment, Co.; at a cost of \$286,232.00;
- i. Two (2) Case 721G loaders (with jib booms and pallet forks), utilizing the Commonwealth's contract with Groff Tractor & Equipment, LLC; at a total award of \$371,650.00;
- j. Twenty (20) vehicle mounted message boards, utilizing the Commonwealth's contract with Trafcon Industries, Inc.; at a total award of \$148,565.00;
- k. IT staff augmentation, exercising the option to renew the agreement through June 2021 with Optimal Solutions & Technologies Inc.; at a cost of \$2,800,000.00;
- l. CheckPoint Security Gateway Solutions software, exercising the option to renew the agreement through September 2021 with ePlus Technology, Inc.; at a cost of \$291,538.72;
- m. Oracle/Java software license and support, exercising the option to renew the agreement through August 6, 2021 with CDW Government, LLC; at a cost of \$66,156.75;
- n. Janitorial supplies, exercising the option to renew the agreements through September 2021:

Grainger	\$ 10,000.00
Vertiv Operating Co.	100,000.00
DeSantis Solutions	40,000.00
Central Poly Bag Corp.	<u>30,000.00</u>
TOTAL RENEWAL:	\$180,000.00
- o. Thirteen (13) John Deere 5090E utility tractors with diamond mowers, utilizing the Commonwealth's contract with John Deer Ag. & Turf; at a cost of \$958,287.85;
- p. Office supplies contract, exercising the option to renew the agreement through September 2022 with Office Basics, Inc.; at a cost of \$100,000.00.

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



AWARD OF CONTRACT

Motion-That the Commission approves the Award of Contracts for the item listed in memo "a":

- a. Contract #EN-00115-03-18 for the installation of signs between MP M0.00 and MP M53.20, to the lowest responsive and responsible bidder, Green Acres Contracting Co., Inc., at a not-to-exceed amount of \$1,483,912.08 and a contingency of \$60,000.00;

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

Items “b” and “c” were removed from the Agenda.

b. **REMOVED FROM THE AGENDA.**

c. **REMOVED FROM THE AGENDA.**



CHANGE ORDERS AND FINAL PAYMENT

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

- a. Change Order #2 and Final Payment for Contract #EN-00231-03-02 for bridge repairs between MP 0.00 and MP 109.91, Toll I-376, Turnpike 576, Turnpike 43 and Turnpike 66 with Allison Park Contractors, Inc., for a decrease of \$893,783.77 to reflect the actual cost of the completed work authorizations; for a final contract value of \$606,216.23 and final amount due to the contractor of \$30,310.81;
- b. Change Order #1 for Contract #EN-00250-03-07 for roadway and miscellaneous repairs between MP A31.34 and MP A130.64 with New Enterprise Stone & Lime Co., Inc., for an increase of \$300,000.00 to complete emergency roadway repairs; for a revised not-to-exceed amount of \$4,800,000.00.

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



BOND RESOLUTION

Motion-That the Commission approves amending the Resolution of the Pennsylvania Turnpike Commission adopted October 7, 2019, which authorized the issuance from time to time of senior indenture Turnpike revenue bonds in an aggregate principal amount not to exceed \$500,000,000.00 (Based on par amount) (The “Bonds”), to clarify and expand the scope of the project which may be funded from the proceeds of the bonds and proving for certain related matters-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



NEXT COMMISSION MEETING

The next meeting of the Pennsylvania Turnpike Commission will be a telephone meeting on Tuesday, October 6, 2020 beginning at 10:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 10:25 a.m.-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.

