

## MINUTES OF THE COMMISSION MEETING HELD SEPTEMBER 20, 2016

A formal meeting of the Pennsylvania Turnpike Commission convened at 11:36 a.m. on September 20, 2016 at the Central Office located in Highspire, Pennsylvania. Present for the meeting were Sean Logan, Chairman; William K. Lieberman, Vice Chairman and Pasquale T. Deon, Sr., Secretary Treasurer. Available via telephone was Leslie S. Richards, Secretary of Transportation.

Also in attendance for the meeting were Mark P. Compton, Chief Executive Officer; Craig R. Shuey, Chief Operating Officer; Larry Bankert, Chief Engineer, Michael Baker Inc.; Robert F. Brady, Director of Operations/Projects-East; Carl E. Defebo, Jr., Director of Public Relations & Marketing; Charles L. Duncan III, Esquire, Director of Legislative Affairs; Scott Fairholm, Chief Information Officer; Nikolaus Grieshaber, Chief Financial Officer; Bradley J. Heigel, P.E., Chief Engineer; Jeffrey L. Hess, Director of Fare Collection & Field Operations; Doreen A. McCall, Chief Counsel; Ray Morrow, Chief Compliance Officer; Myneca Y. Ojo, Director of Diversity and Inclusion; Stacia A. Ritter, Esquire, Director of Policy & External Affairs and Ann Louise Edmunds, Assistant Secretary Treasurer.

Others presents were Jack Christensen, Director of FEMO; Richard S. DiPiero, Senior Fare Collection Operations Manager; Richard C. Dreher, Assistant CFO/Financial Management; Kelly Horvath, Executive Administrative Assistant; Robert Kleimenhagen, Jr., Strategic Planning Coordinator; Donald S. Klingensmith, P.E., Director of Procurement & Logistics; Wanda Metzger, Contracts Supervisor; Gina M. Murray, Engineering Contracts Supervisor; Jeffrey A. Naugle, Manager of Treasury Operations; Catherine L. Sabo, Accounting Manager; Cindy Smith, ETC Customer Service Operations Analyst; Lynn Stakem, Senior General Accountant; Mark Strause, Technician of PC/LAN Systems; Mark Rowe, Teamsters Local 77; Paul McNamee, KCI; John Smith, Parsons Brinckerhoff; Tom Bice, Lochner; Glenn Deppert, Arora & Associates; John Burkhardt, Jr., TPD; Doug Rickards, LNA; Kristi Reichard, Raudenbush Engineering; Greg Bitsko, Cherry, Weber & Associates; Steve Barber, Michael Baker International; Lou Cortelazzi, McMahon Associates; Rich Hilboky, Gibson-Thomas Engineering Co., Inc.; Tom Cushman, Jr., AECOM; Chris Messner, Greenman-Pedersen, Inc.; Jeff Sestokas, Mott MacDonald; Scott Shimko, Borton Lawson; Karen Langley, Pittsburgh Post-Gazette; Blair Stocker, Remington Vernice; Joseph Zarriello, KS Engineers; Ronald DeNadai, KS Engineers; Bruce Douglas, KS Engineers and Jeff Guzy, RKK.

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 promotion, terminations, new hires 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

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.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held September 6, 2016 be approved and filed as submitted-were made by Commissioner Deon, 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 & 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 Deon, seconded by Commissioner Lieberman, and passed unanimously.



UNFINISHED BUSINESS

No unfinished business to discuss.



NEW BUSINESS

INVOICE PAYMENTS

Motion-That the Commission Approve payment of the invoices for the items listed in memos “a” through “c”:

- a. Employee Liability Self-Insurance Program (ELSIP) invoice from the PA Department of General Services, which represents the annual premium due for the period July 1, 2016 to June 30, 2017, in the amount of \$70,501.00;
- b. Reimbursement payment to the E-ZPass Interagency Group (IAG) for expenses incurred in supporting the backup Virtual Private Network (VPN), from January – July 2016, in the amount of \$5,220.32;
- c. 2016 Notice of Assessment from the Bureau of Workers’ Compensation for the Supersedeas and Subsequent Injury Funds, in the amount of \$31,478.00.

-was made by Commissioner Deon, seconded by Commissioner Lieberman, and passed unanimously



AGREEMENTS

Motion-That the Commission approves the negotiation and execution of the Agreements and Plans for the items listed in memos “a” through “c”:

- a. Post Construction Stormwater Management Plans and Operation and Maintenance Plans for five (5) off system stormwater management facilities necessitated by the PA DEP as part of the total reconstruction project from MP 320.00 to MP 326.00; authorize the Chief Engineer and the appropriate Commission officials to execute the plans and all other documents that may be required by the Chester County Recorder of Deeds office; and authorize payment of all fees and expenses associated with the same;
- b. Reimbursement Agreement with Pennsylvania American Water Company (PAWC) to reimburse PAWC partial cost for the engineering and utility relocation work necessary for construction of the Southern Beltway, Section 55-C1; at a not-to-exceed amount of \$267,875.00;
- c. Reimbursement Agreement with Pennsylvania American Water Company (PAWC) to reimburse PAWC partial cost for the engineering and utility relocation work necessary for construction of the Southern Beltway, Section 55-C2-1; at a not-to-exceed amount of \$162,187.50.

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



### RIGHT-OF-WAY REQUESTS

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

- a. Acquisition of Right-of-Way #6049-E (E. Thomas & Nancy E. Yatsko), a total take parcel necessary for the total reconstruction project from MP 311.00 to MP 319.00 by authorizing payment of \$3,012.91 representing fair market value and pro-rated taxes to E. Thomas & Nancy E. Yatsko; 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 damages to the property owners is contingent upon their delivery of a deed prepared by the Legal Department;
- b. Acquisition of Right-of-Way #1500-RB1 (John A. & JoAnn Raspotnik), a partial take parcel necessary for the total reconstruction project from MP 57.00 to 67.00 by authorizing payment of \$7,072.29 representing fair market value and pro-rated taxes to John A. & JoAnn Raspotnik; 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 is contingent upon the delivery of a deed as prepared by the Legal Department;
- c. Acquisition of Right-of-Way #7216-A (Fox Hollow 8, LLC), a partial take parcel necessary for the total reconstruction project from MP A38.00 to MP A44.00 (MP A44.40, Bridge NB-218) by authorizing payment of \$70,900.00 representing fair market value and pro-rated taxes to Fox Hollow 8, LLC; 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 is contingent upon the delivery of a deed as prepared by the Legal Department;
- d. Acquisition of parcel 211 (GBD Properties, Inc.), a partial take parcel necessary for the total reconstruction project from MP A38.00 to MP A44.00 (MP A44.40, Bridge NB-218) by authorizing payment of \$1,866.00 representing fair market value and Section 710 damages to GBD Properties, Inc.; authorize the appropriate Commission officials to execute the temporary construction easement agreement 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 is contingent upon the delivery of an executed Temporary Construction Easement as prepared by the Legal Department;

- e. Acquisition of Right-of-Way #1500-RC2 (Joseph A. Ashford), a partial take parcel necessary for the total reconstruction project from MP 57.00 to MP 67.00 by authorizing payment of \$1,513.50 representing fair market value and pro-rated taxes to Joseph A. Ashford; 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 his delivery of deed prepared by the Legal Department;
- f. Adopt the proposed Property Acquisition Resolution for Right-of-Way #6510-A1 (John M. & Janet B. Alderfer), a partial take parcel necessary for the total reconstruction project from MP A31.00 to MP A38.00; authorize payment of estimated just compensation of \$172,500.00 payable to law firm named at a later date; and authorize payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel;
- g. Adopt the proposed Property Acquisition Resolution for Right-of-Way #14135 (Wayne E. Bisbey), a partial take parcel necessary for construction of the Southern Beltway, Rt. 22 to I-79 project; authorize payment of estimated just compensation of \$176,000.00 to Hollinshead, Mendelson, Bresnahan, Nixon & Finnegan, P.C., escrow agent; and payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel;
- h. Acquisition of Right-of-Way #17065-A (C.W. and Brothers, LLC), a partial take parcel necessary for construction of the Southern Beltway by authorizing payment of \$8,910.00 representing fair market value, pro-rated taxes and recording fees to Coon & Company, 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 fair market value is contingent upon the delivery of a deed as approved by the Legal Department.

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



#### CHANGE ORDERS/FINAL PAYMENTS

Motion-That the Commission approves the Change Orders and Final Payments for the items listed in memos "a" through "d":

- a. Change Order #2 and Final Payment for Contract #EN-00149-03-03 for roadway and miscellaneous repairs between MP 241.87 and MP 298.33 with Hempt Bros., Inc., for a decrease of \$516,965.46 to reflect actual cost of the completed work authorizations; for a final contract value of \$1,883,034.54 and final amount due to the contractor of \$37,660.69;
- b. Change Order #1 and Final Payment for Contract #EN-00149-03-06 for roadway and miscellaneous repairs between MP 179.44 and MP 241.87 with Hempt Bros., Inc., for a decrease of \$838,331.44 to reflect actual cost of the completed work authorizations; for a final contract value of \$161,668.56 and final amount due to the contractor of \$8,083.43;

- c. Change Order #1 and Final Payment for Contract #EN-00153-03-04 for bridge repairs between MP 236.22 and MP 358.11 with J.P.S. Construction, for a decrease of \$2,437.34 to reflect actual cost of the completed work authorizations; for a final contract value of \$1,997,562.66 and final amount due to the contractor of \$39,951.25;
- d. Change Order #1 and Final Payment for Contract #EN-00153-03-05 for bridge repairs between MP A20.00 and MP A130.64 with J.P.S. Construction, for a decrease of \$392,915.46 to reflect the actual cost of the completed work authorizations; for a final contract value of \$1,607,084.54 and final amount due to the contractor of \$29,495.69.

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



### PURCHASE ORDERS

Motion-That the Commission approves the Award of Bids and the Issuance of Purchase Orders for the items listed in memos "a" through "f":

- a. Five (5) 2017 Chevrolet Colorado pickup trucks, utilizing the Commonwealth's contract with Apple Automotive Group; at a total award of \$149,040.00;
- b. Promotional items and corporate apparel (September 1, 2016 – August 31, 2018), exercising the option to renew the agreements for an additional 2- years:

|                          |                 |
|--------------------------|-----------------|
| Apex Advertising, Inc.   | \$145,000.00    |
| Authentic Promotions.com | <u>6,400.00</u> |
| TOTAL RENEWAL:           | \$151,400.00    |
- c. Asphalt sealant (October 1, 2016 – September 30, 2017), to the lowest responsive and responsible bidder, McAsphalt Industries Limited; at a total award of \$200,000.00;
- d. Master Civil 3D Centerline Alignment Development & GIS services, utilizing the Commonwealth's contract with Carahsoft Technology Corp.; at a total award of \$534,085.24;
- e. Tree clearing from MP 39.20 to MP 43.60, to the lowest responsive and responsible bidder, Richardson Tree and Landscape Co., Inc.; at a total award of \$1,800,421.93;
- f. One (1) Welder truck body, utilizing the Commonwealth's contract with MJR Equipment, Inc.; at a total award of \$125,088.00.

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



### AWARD OF CONTRACTS

Motion-That the Commission approves the Award of Contracts for the items listed in memos "a" through "d"

- a. Contract #EN-00184-03-04 for bridge repairs between MP 236.22 and MP 358.11, to the lowest responsive and responsible bidder, J.P.S. Construction Co., Inc.; at a not-to-exceed amount of \$2,500,000.00;
- b. Contract #EN-00184-03-05 for bridge repairs between MP A20.00 and MP A130.64, to the lowest responsive and responsible bidder, J.P.S. Construction Co., Inc.; at a not-to-exceed amount of \$2,500,000.00;
- c. Contract #EN-00184-03-02 for bridge repairs between MP 0.00 and MP 109.91, Toll I-376, Turnpike 576, Turnpike 43 and Turnpike 66, to the lowest responsive and responsible bidder, Allison Park Contractors, Inc.; at a not-to-exceed amount of \$1,500,000.00;
- d. Contract #EN-00184-03-03 for bridge repairs between MP 109.91 and MP 236.22, to the lowest responsive and responsible bidder, J.P.S. Construction Co., Inc.; at a not-to-exceed amount of \$1,500,000.00.

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



#### PSPC AWARDS

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

- a. RFP#7337, automated fuels management solution services:

- Gilbarco, Inc.-AWARDED

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

- b. T00036/T00037, two (2) open-end traffic operations, Intelligent Transportation Systems (ITS) and safety services:

- Gannett Fleming-AWARDED
- Jacobs Engineering Group-AWARDED

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

VICE CHAIRMAN LIEBERMAN: I abstain on this item because a sub consultant, Monaloh Basin, is a client of my firm.

- c. T00009, preliminary and final design services for the replacement of Bridge EB-311 at MP 250.09:

- C.C. Johnson & Malhotra-AWARDED
- Greenman-Pedersen, Inc.
- Larson Design Group, Inc.

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



NEXT COMMISSION MEETING

The next meeting of the Pennsylvania Turnpike Commission will be a telephone meeting on Tuesday, October 4, 2016 beginning at 10:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 11:44 a.m. -was made by Commissioner Logan, seconded by Commissioner Deon, and passed unanimously.



PREPARED BY:

APPROVED BY:

Ann Louise Edmunds  
Assistant Secretary Treasurer

Pasquale T. Deon, Sr.  
Secretary Treasurer