

MINUTES OF THE COMMISSION MEETING HELD OCTOBER 3, 2017

A formal telephone meeting of the Pennsylvania Turnpike Commission convened at 10:55 a.m. on October 3, 2017 at the Central Office located in Highspire, Pennsylvania. Present for the meeting were Barry Drew, Secretary Treasurer and John Wozniak, Commissioner. Available via telephone were Leslie Richards, Chair; William K. Lieberman, Vice Chair and Pasquale T. Deon, Sr., Commissioner.

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.; Carl E. DeFebo, Jr., Director of Public Relations & Marketing; Charles L. Duncan III, Esquire, Director of Legislative Affairs; Nikolaus Grieshaber, Chief Financial Officer; Bradley J. Heigel, P.E., Chief Engineer; Doreen McCall, Chief Counsel; Ray Morrow, Chief Compliance Officer; Myneca Y. Ojo, Director of Diversity and Inclusion; Stacia A. Ritter, Esquire, Director of Policy and External Affairs; Robert Taylor, Chief Technology Officer and Ann Louise Edmunds, Assistant Secretary Treasurer.

Others present were Jack Christensen, Director of FEMO; Kathryn Hartzell, Director of Technology & Innovation; Kelly Horvath, Executive Administrative Assistant; 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; Sheri Norris, Director of Human Resources; Cindy Smith, ETC Customer Service Operations Analyst; Mark Strause, Technician of PC/Lan Systems; Mike Gross, Wallace Montgomery, Mark Boris, Borton Lawson and Eric Madden, JMT.



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 available.



SUNSHINE ANNOUNCEMENT

The Commissioners met in Executive Session prior to today's Formal Agenda Session to consider matters of Personnel, which included promotions, terminations, reclassifications, new hires, vacancies and a request to post and fill positions in the Maintenance Department.

The Commissioners also discussed Docket No. 2013-CV-2187 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 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 19, 2017 be approved and filed as submitted -were made by Commissioner Drew, seconded by Commissioner Deon, and passed unanimously.



COMMUNICATIONS

Motion-That the Commission approves the memos received from the Chief Counsel and the Assistant Director of Toll Collection -was made by Commissioner Drew, seconded by Commissioner Deon, and passed unanimously.



PERSONNEL

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



UNFINISHED BUSINESS

No Unfinished Business to consider.



NEW BUSINESS

POOLS

Motion-That the Commission authorizes the establishment of pools from which bond counsel will be selected to provide bond, special, underwriters and disclosure counsel services; and approval to include the selected qualified firms in the following pools:

- Lead Counsel
- Co-Counsel

-was made by Commissioner Drew, seconded by Commissioner Deon; Commissioners Richards and Lieberman abstained.

CHAIR RICHARDS: I abstain on this item because my husband is employed by Schnader Harrison Segal & Lewis LLP.

VICE CHAIR LIEBERMAN: I abstain on this item because Clark Hill is a client of my firm.

The motion passed.



AGREEMENTS

Motion-That the Commission approves the negotiation and execution of the Agreement and a Supplement for the items listed in memos "a" and "b":

- a. Supplemental Reimbursement Agreement with PECO Energy Company to reimburse PECO for the engineering and facility relocation work necessary for the roadway widening project from MP A26.00 to MP A31.00 (MP A29.24), for an additional \$3,053.35 for contractor costs and overhead charges that were higher than expected; for a revised not-to-exceed amount of \$380,382.10;
- b. Easement Agreement with Pine Development Company to permit Pine Development access to our right-of-way adjacent to MP 32.00 EB for the proposed Emerald Fields Development; Pine Development will reimburse the Commission \$9,900.00.

-was made by Commissioner Drew, seconded by Commissioner Deon, 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 "c":

- a. Acquisition of Right-of-Way #14104-A (Michael J. Francis Sullivan), a partial take parcel necessary for construction of the Southern Beltway, US 22 to I-79, by authorizing payment of \$2,369.50 representing fair market value and pro-rated taxes to Michael Sullivan; 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 owner is contingent upon his delivery of a deed prepared by the Legal Department;

- b. Settlement of Right-of-Way #6057-G (Thomas Fillippo), a partial take parcel necessary for the Route 29 Slip Ramp by authorizing payment of \$415,900.00 representing the balance of the Board of Viewers award to Lamb McErlane PC; and authorize payment of delay damages as approved by the Chief Counsel;
- c. Adopt the proposed Property Acquisition Resolution for Right-of-Way #6022-A (Milford Road Associates, L.P.), a partial take parcel necessary for the total reconstruction project from MP 308.00 to MP 312.00 by authorizing payment of \$6,800.00 representing Estimated Just Compensation to counsel 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.

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



INVOICE PAYMENT

Motion-That the Commission approves payment of the 2017 Notice of Assessment from the Bureau of Workers' Compensation for the Supersedeas and Subsequent Injury Funds, in the amount of \$21,942.00-was made by Commissioner Drew, seconded by Commissioner Wozniak and passed unanimously.



PURCHASE ORDERS

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

- a. Software and implementation of the E911 Emergency Dispatch System; utilizing the Commonwealth's contract with ePlus Technology, Inc.; at a total award of \$130,459.07;
- b. Twelve (12) 2018 Chevrolet Silverado crew cab trucks; utilizing the Commonwealth's contract with Apple Chevrolet/Westgate Chevrolet, Inc.; at a total award of \$584,695.50;
- c. Change Order for tree clearing from MP 153.10 to MP 157.30 with Penn Line Service, Inc., for an additional \$51,759.45 to pay the final invoice;
- d. Twenty-two truck/trailer mounted attenuators, utilizing the Commonwealth's contract with Traffix Devices, Inc.; at a total award of \$562,702.88;
- e. Construction of a new tower at the Willow Grove tower facility, to the lowest responsive and responsible bidder, Skyhook, Inc.; at a total award of \$560,000.00.

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



AWARD OF CONTRACTS

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

- a. Contract #EN-00200-03-02 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, J.P.S. Construction Co., Inc.; at a not-to-exceed amount of \$1,500,000.00;
- b. Contract #EN-00200-03-03 for bridge repairs between MP 109.91 and MP 236.22, to the lowest responsive and responsible bidder, Allison Park Contractors, Inc.; at a not-to-exceed amount of \$1,500,000.00.

-was made by Commissioner Drew, seconded by Commissioner Deon, 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” and “b”:

- a. Change Order #1 and Final Payment for Contract #EN-00162-03-04 for bridge repairs between MP 236.22 and MP 358.11 with J.P.S. Construction Co., Inc. for a decrease of \$279,610.72 to reflect the actual cost of the completed work authorizations and a 63-day time extension due to protective fencing fabrication delays; for a final contract value of \$1,720,389.28 and final amount due to the contractor of \$34,407.79;
- b. Change Order #3 and Final Payment for Contract #A-115.84S001-3-02 for the elimination of Bridge NB-657 at MP A115.84 and Bridge S-18485 with Beech Construction, Inc., for an increase of \$13,697.20 to balance items to actual work completed; for a final contract value of \$1,319,252.90 and final amount due to the contractor of \$60,721.80.

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



SUPPLEMENTS

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

- a. Supplement #1 for open-end design services with Rettew Associates, Inc., for an additional \$250,000.00 to complete the design of two (2) Work Orders for bituminous resurfacing projects; at a revised not-to-exceed amount of \$1,250,000.00;

- b. Supplement #1 for open-end design services with Susquehanna Civil, Inc., for an additional \$250,000.00 to complete the design of two (2) Work Orders for bituminous resurfacing projects; at a revised not-to-exceed amount of \$1,200,000.00.

-was made by Commissioner Drew, seconded by Commissioner Deon, 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 for the items listed in memos “a” and “b”:

- a. RFP #7787, project management and business analysis work order services:

- Info-Matrix Corporation-AWARDED
- Computer Aid, Inc.
- Momentum, Inc.

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

- b. Ref #3-279, open-end architectural services systemwide:

- Sowinski Sullivan Architects, P.C.-AWARDED
- Borton-Lawson Engineering, Inc.
- L.R. Kimball-Architecture and Engineering

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



NEXT COMMISSION MEETING

The next meeting of the Pennsylvania Turnpike Commission will be held on Tuesday, October 17, 2017 beginning at 10:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 11:06 a.m. -was made by Commissioner Drew, seconded by Commissioner Wozniak, and passed unanimously.



PREPARED BY:

APPROVED BY:

Ann Louise Edmunds
Assistant Secretary Treasurer

Barry Drew
Secretary Treasurer