

MINUTES OF THE COMMISSION MEETING HELD OCTOBER 6, 2020

A formal telephone meeting of the Pennsylvania Turnpike Commission convened at 11:51 a.m. on Tuesday, October 6, 2020 at the Central Office located in Highspire, Pennsylvania. Available via telephone for the meeting were Yassmin Gramian, P.E., Chair and William K. Lieberman, Vice Chair. Present for the meeting were John Wozniak, Secretary Treasurer, Pasquale T. Deon, Sr., Commissioner, and Wadud Ahmad, Commissioner.

Available 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; Rick Dreher, Chief Financial Officer (via telephone); Charles Duncan III, Esquire, Director of Legislative Affairs; Bradley J. Heigel, P.E., Chief Engineer; Doreen McCall, Chief Counsel; Ray Morrow, Chief Compliance Officer (via telephone); Stacia Ritter, Director of Policy and Fare Collection (via telephone); Robert Taylor, Chief Technology Officer (via telephone); and Ann Louise Edwards, Assistant Secretary Treasurer.

Others available via telephone were Kelly Horvath, Executive Administrative Assistant; Don Klingensmith, Director of Procurement and Logistics; Shawn Laudenslager, End User Support Supervisor (in person); Wanda Metzger, Manager of Professional Services Procurement; Gina Murray, Senior Procurement Specialist; Jeff Naugle, Manager of Treasury Operations; Sheri Norris, Director of Human Resources; Jesse Ream, Communication Systems Program Manager (in person); Kevin Scheurich, Senior Engineering Project Manager; Craig Beissel, Volkert; Dan Laird, Hill Int'l; Dave Thomas, Hill Int'l; Donna Dubbs, Murray Assoc.; Ellen Sigl, LingaTech; Ed Reese, GPD; Eric Madden, JMT; Evan Levine, FHN Financial; Jaimie Scranton; Jason Mills, Drive Eng.; Joe Romano, LDG; Joshua Benton, Andculture; Karen Gabel, Erdman Anthony; Mark Karolski, Buchart Horn; Matt Shinton, Kimley-Horn; Paul McNamee, KCI; Pete Capizzi, Quality Engineering; Peter Kuhne, Atkins; Rachel Perrego, Susquehanna Civil; Rawn Williams, Jefferies; Robert Horr, Atkins; Roger Eaton, HDR; Scott Shimko, Borton Lawson; Steve Barber, Michael Baker; Tamaa Patterson.



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 promotions, vacancies, labor and department reorganizations.

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.



#### REORGANIZATION

MS. EDWARDS: The first item of business on the agenda is the election of Officers. We will begin with the election of a temporary Chair; the duties of the temporary Chair will be to accept nominations for Chair. Do I have a nomination for a temporary Chair?

COMMISSIONER AHMAD: I nominate Commissioner Wozniak for temporary Chair.

MS. EDWARDS: Are there any other nominations?

MS. EDWARDS: Hearing none, may I have a motion to close the nominations?

COMMISSIONER AHMAD: I move to close the nominations.

MS EDWARDS: May I have a second?

COMMISSIONER DEON: I second the motion.

MS. EDWARDS: All those in favor of closing the nominations said I, opposed?

MS. EDWARDS: Motion carries. We will now vote for Temporary Chair. All those in favor of Commissioner Wozniak for temporary Chair said I, opposed? Motion carries.

MS. EDWARDS: Temporary Chair Wozniak will now accept nominations for Chair.

TEMPORARY CHAIR WOZNIAK: May I have a nomination for Chair?

COMMISSIONER AHMAD: I nominate Commissioner Gramian for Chair.

TEMPORARY CHAIR WOZNIAK: Are there any other nominations?

TEMPORARY CHAIR WOZNIAK: Hearing none, may I have a motion to close the nominations?

COMMISSIONER DEON: I move to close the nominations.

TEMPORARY CHAIR WOZNIAK: May I have a second?

COMMISSIONER AHMAD: I second the motion.

TEMPORARY CHAIR WOZNIAK: Any discussion. Hearing none, I call for the vote.

MS. EDWARDS: We will now have a roll call vote for the election of Chair.

Commissioner Ahmad

Commissioner Deon

Commissioner Gramian

Commissioner Lieberman

Commissioner Wozniak

MS. EDWARDS: The vote is unanimous. Commissioner Gramian has been elected Chair.

MS. EDWARDS: The newly elected Chair will now accept nominations for the following offices:

Vice Chair

Secretary Treasurer

Two (2) Assistant Secretary Treasurer's

CHAIR GRAMIAN: May I have nominations for Vice Chair.

COMMISSIONER AHMAD: I nominate Commissioner Lieberman for Vice Chair.

CHAIR GRAMIAN: Are there any other nominations for Vice Chair?

CHAIR GRAMIAN: Hearing none, may I have nominations for Secretary Treasurer.

COMMISSIONER DEON: I nominate Commissioner Wozniak for Secretary Treasurer.

CHAIR GRAMIAN: Are there any other nominations for Secretary Treasurer?

CHAIR GRAMIAN: Hearing none, may I have nominations for two (2) Assistant Secretary Treasurer's.

COMMISSIONER DEON: I nominate Ann Louise Edwards and Jeff Naugle for Assistant Secretary Treasurer.

CHAIR GRAMIAN: Are there any other nominations for Assistant Secretary Treasurer?

CHAIR GRAMIAN: Hearing none, may I have motion to close the nominations.

COMMISSIONER AHMAD: I move to close the nominations.

CHAIR GRAMIAN: May I have a second?

COMMISSIONER DEON: I second the motion.

CHAIR GRAMIAN: Any discussion, Hearing none, I call for the vote. All those in favor of closing the nominations said I, opposed?

CHAIR GRAMIAN: Motion carries.

MS. EDWARDS: We will now have a roll call vote for the election of the nominated slate of officers.

Commissioner Ahmad

Commissioner Deon

Commissioner Gramian

Commissioner Lieberman

Commissioner Wozniak

MS. EDWARDS: The vote is unanimous. The Commission reorganization is complete. For the record: Commissioner Gramian has been elected Chair, Commissioner Lieberman has been elected Vice Chair, Commissioner Wozniak has been elected Secretary Treasurer, and Ann Louise Edwards and Jeff Naugle have been elected Assistant Secretary Treasurer's.

Congratulations. We will now proceed with the Formal Agenda.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held September 15, 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 Personnel as submitted-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



UNFINISHED BUSINESS

No Unfinished Business to consider.



NEW BUSINESS

ESTABLISHMENT OF POOLS

Motion-That the Commission approves the establishment of pools for the items listed in memo "a":

- a. Establishment of pools from which underwriting services will be selected to provide professional and other specialized services; and approval to include the selected qualified firms in the various pools:
  - Senior Book-running Manager
  - Co-manager

-was made by Commissioner Wozniak, seconded by Commissioner Deon; Commissioner Ahmad abstained.

COMMISSIONER AHMAD: I abstain on this item because I did not participate in the discussion regarding the selection of the firms.

The motion passed.

Motion-That the Commission approves the establishment of pools for the items listed in memo "b":

- b. Establishment of pools from which Bond Counsel will be selected to provide professional services as bond, special, underwriters and disclosure counsel; and approval to include the selected qualified firms in the various pools:
  - Lead Counsel
  - Co-Counsel

-was made by Commissioner Wozniak, seconded by Commissioner Deon; Commissioner Lieberman and Commissioner Ahmad abstained.

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

COMMISSIONER AHMAD: I abstain on this item because I did not participate in the discussion regarding the selection of the firms.

The motion passed.



### AGREEMENTS

Motion-That the Commission approves the negotiation and execution of the Agreements and a Supplemental Agreement for the items listed in memos "a" through "d":

- a. Agreement with C D & S Supermarkets, LLC d/b/a Cranberry SHOP 'n SAVE to distribute E-ZPass Go Paks at their stores;
- b. Agreement with Mihelics Supermarkets, LLC d/b/a Route 8 SHOP 'n SAVE to distribute E-ZPass Go Paks at their location;
- c. Supplemental Agreement with PECO Energy Company (PECO) to reimburse PECO the cost for the engineering and facility relocation work necessary for the replacement of Bridge EB-717 at MP 309.20, for an increase of \$171,331.53 for PECO's field work being done at night due to Turnpike traffic restrictions and PECO utilizing a subcontractor to expedite the relocation to meet the project schedule; for a revised not-to-exceed amount of \$272,077.57;
- d. Reimbursement Agreement with PPL Electric Utilities Corporation (PPL) to reimburse PPL the cost for the engineering and facility relocation work necessary for the replacement of Bridge NB-314 at MP A49.67; at a not-to-exceed cost of \$38,757.48.

-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” though “d”:

- a. Adopt the proposed Property Acquisition Resolution for Right-of-Way #14S397 (Lynn M. & Louis A. Baldwin), a total take parcel necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of estimated just compensation of \$57,000.00 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;
- b. Adopt the proposed Property Acquisition Resolution for Right-of-Way #14S264 (George Lysle, Jr.; Mary A. Lysle), a total take parcel necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of estimated just compensation of \$34,000.00 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;
- c. Acquisition of Right-of-Way #14S325 (Thomas R. & Kathleen Veseleny), a total take parcel necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$207,103.37 representing fair market value, pro-rated taxes and recording fees to Arrow Land Solutions, LLC, 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 owners is contingent upon the delivery of a deed as prepared by the Legal Department;
- d. Acquisition of Right-of-Way #14S074 (Aurelio Gulli), a partial take parcel necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$5,052.50 representing fair market value and pro-rated taxes to Aurelio Gulli; 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 the delivery of a Conservation Easement as prepared by the Legal Department.

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



ADVERTISING

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

- a. Automated Pavement Data Collection, video logging, inventory and analysis of pavement distress;
- b. Job Order Contracting consultant to provide the products and services necessary to develop, implement, and support a Job Order Contracting program.

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



PURCHASE ORDERS

Motion-That the Commission approves the Change Orders and Issue Purchase Orders for the items listed in memos “a” through “h”:

- a. One (1) attenuator stakebody truck (for the Southern Beltway), utilizing the Commonwealth’s contract with Freightliner WS of Harrisburg/Transtec, Inc.; at a cost of \$154,279.00;
- b. Glass panels for the Customer Service Center with AllSteel, Inc., for additional glass panels; at a cost of \$140,089.12;
- c. Qlik software services with Carahsoft Technology Corp., for annual maintenance fees (November 2020 – October 2021); at a cost of \$170,205.83;
- d. Veracode software maintenance and support, exercising the option to renew the agreement through September 17, 2021 with CDW Government, LLC; at a cost of \$70,140.51;
- e. Adobe Acrobat Pro DC Enterprise license, exercising the option to renew the agreement through June 2021 with CDW Government, LLC; at a cost of \$56,570.00;
- f. Cisco umbrella web filtering solution and services, exercising the option to renew the agreement through November 21, 2021 with ePlus Technology, Inc.; at a cost of \$68,360.95;
- g. Microsoft Enterprise agreement for software licensing and cloud services with CDW Government LLC, adding contingency funding needed to procure additional licensing and Azure Cloud services that may be required during the remainder of the current 3-year contract; at a cost of \$300,000.00;
- h. Septic tank services, exercising the option to renew the agreements for an additional year (through October 2021); and approval for staff movement of funds between contracts as needed during the contract term:

Coffee Run Outdoors	\$ 21,900.00
Kline’s Service	19,953.00
Chamberlin & Wingert	7,480.00
Dalton Sanitary Services	20,420.00
A-Septic Tank Service	38,480.00
Mr. John Septic	525.00
Walters Environmental	<u>26,700.00</u>
Total Renewal:	\$135,458.00

-was made by Commissioner Wozniak, 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” through “d”:

- a. Contract #EN-00272-03-02 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;
- b. Contract #EN-00272-03-03 for bridge repairs between MP 109.91 and MP 236.22, to the lowest responsive and responsible bidder, Bill Anskis Company, Inc.; at a not-to-exceed amount of \$2,500,000.00;
- c. Contract #EN-00272-03-04 for bridge repairs between MP 236.22 and MP 356.42 and between H40.83 and MP H42.54, to the lowest responsive and responsible bidder, J.P.S. Construction Co., Inc.; at a not-to-exceed amount of \$2,500,000.00;
- d. Contract #EN-00272-03-05 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.

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



CHANGE ORDERS AND FINAL PAYMENTS

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-00233-03-05 for roadway and miscellaneous repairs between MP 201.58 and MP 299.98 with New Enterprise Stone and Lime Co., Inc., for a decrease of \$804,533.81 to reflect the actual cost of the completed work authorizations; for a final contract value of \$3,195,466.19 and final amount due to the contractor of \$63,909.32;
- b. Change Order #2 and Final Payment for Contract #EN-00231-03-05 for bridge repairs between MP A20.00 and MP A130.64 with J.P.S. Construction Co., Inc., for a decrease of \$35,032.53 to reflect the actual cost of the completed work authorizations; for a final contract value of \$1,464,967.47 and final amount due to the contractor of \$29,299.35.

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



SUPPLEMENTAL AGREEMENT

Motion-That the Commission approves the negotiation and execution of Supplemental Agreement #1 for quality assurance laboratory testing services systemwide with GeoStructures, Inc., to extend the term of the agreement to November 30, 2022 and permit the assignment of new Work Orders through November 30, 2022-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



PSPC ITEMS

Motion-That the Commission approves the award of services and authorize the negotiations and execution of an agreement with the selected firm(s) for the items listed in memos “b” and “c”:

a. **REMOVED FROM THE AGENDA**

b. RFP 8978, Employee Assistance Program services:

- UPMC Benefit Management Services, Inc.-AWARDED

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

c. T00144, design services for the New Cumberland maintenance facility:

- USA Architects, Planners and Interior Designers, Ltd.-AWARDED
- Sowinski Sullivan Architects, PC
- Whitman, Requardt and Associates, LLP

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



PTC TRAFFIC REGULATIONS

Motion-That the Commission approves the proposed amendments and modifications to the current PTC Traffic Regulations, adopt the amended Traffic Regulations, and authorize the Legal Department to revise the proposed amended Traffic Regulations, as may be required through the regulatory review process and the Independent Regulatory Review Commission, to obtain the final-form Traffic Regulations-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 20, 2020 beginning at 10:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 12:09 p.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