

MINUTES OF THE COMMISSION MEETING HELD OCTOBER 19, 2021

A formal meeting of the Pennsylvania Turnpike Commission convened at 11:12 a.m. on Tuesday, October 19, 2021 at the Central Office located in Highspire, Pennsylvania. Available in person was Yassmin Gramian, P.E., Chair. Available via telephone for the meeting were William K. Lieberman, Vice Chair; Wadud Ahmad, Secretary Treasurer and Pasquale T. Deon, Sr., Commissioner.

Also available for the meeting were Mark P. Compton, Chief Executive Officer; Craig R. Shuey, Chief Operating Officer; Bradley J. Heigel, P.E., Chief Engineer; Carl DeFebo, Jr., Director of Public Relations & Marketing (via telephone); Charles L. Duncan III, Esq., Chief Compliance, Legislative, Cultural Affairs; Doreen McCall, Chief Counsel; Kelli Roberts, Director of Policy and External Affairs; Rick Dreher, Chief Financial Officer; Robert Taylor, Chief Technology Officer; Tom Porter, Chief Engineer, Michael Baker Int'l. and Ann Louise Edwards, Assistant Secretary Treasurer.

Others available via telephone were Don Klingensmith, Asst. Chief Fin. Officer for Financial Administration; Jeff Naugle, Manager of Treasury Operations (in person); Kelly Horvath, Executive Administrative Assistant (in person); Kenneth Juengling, GeoAnalytics Information Officer (in person); Sean Laudenslager, End User Support Supervisor (in person); Camille Evans, Virtus, LLP; Christopher Starner, STV; Cody Gross, McTish Kunkel; Craig Beissel, Volkert; Dan Laird, Hill Int'l.; Dante Johnson, Bancroft; T. Davies; Ed Blazina, Pittsburgh Post-Gazette; Ed Reese, GPD Group; Eric Madden, JMT; Eric Meyer, WRA, LLP; Jon Livingston, Jacobs; Joseph DiFiore, Wallace Pancher Group; Karen Gabel, Erdman Anthony; Ken Utsick, ATCS; Kevin Duris, Trumbull; Michele Donaghy, T.Y. Lin; Osaze Romany, Bankcroft; Paul McNamee, KCI; Roger Eaton, HDR; and Samantha Osbourne, Virtus, LLP.



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:

With the lifting of the Commonwealth's mask and occupancy limitation related to the COVID-19 emergency, the Pennsylvania Turnpike Commission Meetings are being held in person. However, the Commission will also continue to post call-in/WebEx information for those who wish to attend the meeting via telephone/WebEx. The WebEx information was posted at least 48 hours in advance of the meeting. 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 promotion, vacancies, new hires and a request to abolish a position in the Engineering Department.

The Commissioners also discussed Docket No. 2021-PTC-3712-WC and engaged in non-deliberative, informational discussions regarding various actions and matters, which have been approved at previous public meetings.



PUBLIC COMMENT

Mrs. Edwards: Copies of today’s agenda are located in the Large Board Room for those attending in person. The agenda is also available on the Commission website at least 48 hours in advance of the meeting. 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 at least 48 hours in advance of this meeting.

No requests to address the Commission.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held October 5, 2021 be approved and filed as submitted-was made by Commissioner Deon, seconded by Commissioner Ahmad, and passed unanimously.



COMMUNICATION

Motion-That the Commission approve the memos received from the Chief Counsel and Asst. CFO/Financial Administration-was made by Commissioner Deon, seconded by Commissioner Ahmad, and passed unanimously.



PERSONNEL

Motion-That the Commission approves personnel as amended-was made by Commissioner Deon, seconded by Commissioner Ahmad; and passed unanimously.



UNFINISHED BUSINESS

No Unfinished Business to consider.

POLICY LETTER

Motion-That the Commission approve the revisions to Policy Letter 2.23, Fair Employment Practices, to include sexual orientation and gender identity, religious beliefs, and procedural and staff changes-was made by Commissioner Deon, seconded by Commissioner Ahmad, and passed unanimously.



AGREEMENTS

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

- a. Amendment to our Agility Agreement with the Pennsylvania Department of Transportation (PennDOT) to share best practice ideas, resources and work jointly through the agility work plan process; exercising the option to renew the agreement for an additional year (through December 2022);
- b. Amendment to our E-ZPass Technology Agreement with Kapsch Traffic Com IVHS for on-board units (OBUs); exercising the option to renew the agreement for an additional year (through November 21, 2022).

-was made by Commissioner Deon, seconded by Commissioner Ahmad, 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 “d”:

- a. Acquisition of Right-of-Way #8334-A (Douglas F. and Connie L. Rabold), a partial take parcel necessary for the bridge replacement at MP A59.22, by authorizing payment of \$800.00 representing fair market value to Douglas F. and Connie L. Rabold; authorize the appropriate Commission officials to execute the Temporary Construction Easement 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 the Temporary Construction Easement as prepared by the Legal Department;
- b. Acquisition of Right-of-Way #14S347-A (Westwood & Associates, LLC), a partial take parcel necessary for construction of the Mon-Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$1,007.50 representing fair market value and pro-rated taxes to Westwood & Associates, 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 to the property owner is contingent upon the delivery of a deed as prepared by the Legal Department;

- c. Acquisition of Right-of-Way #14S672-A (Borough of West Mifflin), a partial take parcel necessary for the Mon-Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$3,900.00 representing fair market to the Borough of West Mifflin; 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 deed as prepared by the Legal Department;
- d. Acquisition of Right-of-Way #14S341 (Seth J. and Vandy M. Lucko), a partial take parcel necessary for the Mon-Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$5,657.00 representing fair market value and pro-rated taxes to Seth J. and Vandy M. Lucko; 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.

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



CHANGE ORDER

Motion-That the Commission approve Change Order #28 for Contract #S-006.00X002-3-09 for construction of the Southern Beltway MP S14.24 and MP S16.06 with The Beaver Excavating Company, for an increase of \$2,460,931.22 to balance the contract items to the actual work completed and changes for the PA Department of Environmental Protection to issue a Notice of Termination for projects 55A1, 55B and 55C1-1; for a revised not-to-exceed amount of \$97,375,246.90-was made by Commissioner Deon, seconded by Commissioner Ahmad, and passed unanimously.



PURCHASE ORDERS

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

- a. Twelve (12) truck-mounted debris removers (LaneBlade roadway cleaning device), utilizing the Commonwealth's contract with J-Tech/Betts Platinum Group, LLC; at a cost of \$438,966.00;
- b. Radio intercom controller/wall mounted stations, to the lowest responsive and responsible bidder, Schaedler Yesco Distribution, Inc.; at a total award of \$260,678.41;

- c. Gasoline contracts (November 2021 – October 2022), to the lowest responsive and responsible bidders; and approval for staff movement of funds between contracts as needed during the contract term:

Gladieux Trading & Marketing, LP	\$ 821,000.00	Gibsonia, Jefferson Hills, Harrison City, Donegal, Searights, Trevoise, Quakertown, Pocono, Wyoming Valley
Petroleum Traders Corporation	\$ 768,000.00	Homewood, S. Beltway, Kegg, Burnt Cabins, New Cumberland, Mt Gretna, Bowmansville, Slatington
PAPCO	\$ 136,000.00	Newville
Glassmere Fuel Service	\$ 258,000.00	Greensburg, Everett
Mansfield Oil Company of Gainsville	\$ 82,000.00	Devault
Contingency	<u>\$ 517,000.00</u>	
TOTAL AWARD & CONTINGENCY	\$2,582,000.00	

- d. Enterprise Data Management tools (to govern, store, secure, integrate, use and share data internally and externally), utilizing the Commonwealth’s contract with Carahsoft Technology Corp.; at a cost of \$807,716.90;
- e. Data Capable annual subscription; exercising the option to renew the agreement with Data Capable, Inc. (November 27, 2021 – November 26, 2022); at a cost of \$97,717.24;
- f. Cleaners & Protectors (December 1, 2021 - November 30, 2022), to the lowest responsive and responsible bidder; 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 LLC	\$ 10,000.00
Contingency	<u>\$ 25,000.00</u>
TOTAL AWARD & CONTINGENCY	\$135,000.00

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



AWARD OF CONTRACTS

Motion–That the Commission approves the Award of Contract for the item listed in memo “a”:

- a. Contract #T-038.35M001-3-02 for cut slope remediation between MP 38.34 and MP 38.55, to the lowest responsive and responsible bidder, Allison Park Contractors, Inc.; at a not-to-exceed amount of \$997,000.00 and a contingency of \$35,000.00–was made by Commissioner Deon, seconded by Commissioner Ahmad, and passed unanimously.

Motion—That the Commission approves the Award of Contract for the item listed in memo “b”:

- b. Contract #A-088.59S001-3-02 for replacement of bridges between MP A87.67 and MP A89.72; to the lowest responsive and responsible bidder, Trumbull Corporation; at a not-to-exceed amount of \$87,853,113.20 and a contingency of \$3,500,000.00.

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

VICE CHAIR LIEBERMAN: I abstain on this item because Trumbull Corporation is a client of my firm. The motion passed.



NEXT COMMISSION MEETING

The next meeting of the Pennsylvania Turnpike Commission will be held on Tuesday, November 2, 2021 beginning at 11:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 11:19 a.m.-was made by Commissioner Deon, seconded by Commissioner Ahmad, and passed unanimously.



PREPARED BY:

Ann Louise Edwards
Assistant Secretary Treasurer

APPROVED BY:

Wadud Ahmad
Secretary Treasurer