

MINUTES OF THE COMMISSION MEETING HELD AUGUST 16, 2022

A formal meeting of the Pennsylvania Turnpike Commission convened at 11:22 a.m. on Tuesday, August 16, 2022 at the Central Office located in Middletown, Pennsylvania. Available via telephone were Wadud Ahmad, Chair; William K. Lieberman, Vice Chair; Sean Logan, Secretary Treasurer; Pasquale T. Deon, Sr., Commissioner and Mike Keiser, Deputy Secretary for Highway Administration.

Also available for the meeting were Mark Compton, Chief Executive Officer; Craig R. Shuey, Chief Operating Officer; Bradley J. Heigel, P.E., Chief Engineer; Charles Duncan III, Chief Compliance, Legislative & Cultural Affairs; Doreen McCall, Chief Counsel; John DelRicci, Director of Maintenance; Kelli Roberts, Director of Policy and External Affairs; Rick Dreher, Chief Financial Officer; Robert Brady, Director of Operations/Projects-East; Robert Taylor, Chief Technology Officer; Stacia A. Ritter, Esq., Asst. Chief Operating Officer/Toll Collection; Tim Scanlon, Director of Traffic Engineering & Ops (via telephone); Tom Porter, Michael Baker Int'l. and Ann Louise Edwards, Assistant Secretary Treasurer.

Others available via telephone were Anna Marcella, Executive Administrative Assistant (in person); Don Klingensmith, Asst. CFO-Financial Administration (in person); Cory Campbell, Senior Network Engineer (in person); Daniel Russell, Consultant (in person); Fawn Cassel, Contract Management Services Manager (in person); Gina Murray, Manager of Professional Services Procurement; Holly Herdman, Business Improvement & Analytics Manager (in person); Kelly Horvath, Executive Administrative Assistant (in person); Kevin Scheurich, Asst. Chief Engineer-Design (in person); Louis Van Gorder, Attorney 4; Sean Laudenslager, End User Support Supervisor (in person); Shanna Baranko, Executive Administrative Assistant; Sheri Norris, Director of Human Resources; Steve Barber, Michael Baker Int'l. (in person); Camille Evans, Virtus, LLP; Craig Beissel, Volkert (in person); Don Killmeyer, MS Consultants; Ed Reese, GPD Group; Eric Epstein, Rock the Capital (in person); Eyan Buxton, Rock The Capital (in person); Eric Madden, JMT; George Settelmaier, KSE; Jeff Davis, TranSystems (in person); Jock Rowe, Teamsters Local 77; J T Lincoln, Dewberry; Karen Gabel, Erdman Anthony; Patrick Kane, GPI; Paul McNamee, KCI; Ronald Huey, GAI; Racheal Perrego, Susquehanna Civil; and Seemon Georges, Volkert.



Chair Ahmed 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 reclassification, new hires, promotions, vacancies and a department reorganization.

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: 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.

The Commission recognized Eric Epstein of Rock the Capital. Mr. Epstein spoke on several of the items including Blink Charging, Washington Township, Buttermilk Super Dollar, the Supplemental Advisory Services pool, the medical agreements and asked that the vote on the agreement with Kapsch TrafficCom be delayed until further investigation on the history of the company could be researched.

MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held August 2, 2022 be approved and filed as submitted-was made by Commissioner Logan, seconded by Commissioner Deon, 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 Logan, seconded by Commissioner Deon, and passed unanimously.



PERSONNEL

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



UNFINISHED BUSINESS

No Unfinished Business to consider.



POLICY LETTERS

Motion-That the Commission approve revisions to a Policy and adopt a new Policy for the items listed in memos “a” and “b”:

- a. Revisions to Policy 7.12, Job Order Contracting, to include the Chief Engineer as part of the review and approval process if the estimated cost of the job order exceeds \$500,000.00 but is less than \$1,000,000.00;
- b. New Policy 8.14, Roadway Camera Video Sharing, to enable the sharing of the PTC’s roadway camera video feeds with traveler information partners, as determined by the PTC, for incident management and traveler information dissemination throughout the Commonwealth.

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



AGREEMENTS

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

- a. Amendment to our agreement with Blink Charging, Co. (f/k/a CCGI/PAT, LLC.) for operation and maintenance of its existing charging stations at five service plazas; exercising the option to renew the agreement for an additional 2 years (August 21, 2022 – August 20, 2024);
- b. Operation and Maintenance Agreement with Washington Township for the construction of a permanent onsite holding tank for wastewater disposal located at the Eastern Region Training Facility;
- c. Agreement with Buttermilk Super Dollar, Inc. d/b/a Buttermilk Shop N Save to distribute E-ZPass Go Paks at its location;
- d. Amendment to our agreements with Highmark, CVS Caremark, United Concordia and Highmark Freedom Blue Medicare Advantage (Medicare Advantage plans); exercising the option to renew the agreements for an additional 4-years (January 2023 - December 2026); at an approximate cost of \$3,500,700.00;

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

Motion-That the Commission approves the negotiation and execution of the Agreement for the item listed in memo “e”:

- e. Agreements with the Supplemental Advisory Services pool of qualified firms to provide performance audits, forensic audits, best practices, advisory services, compliance assessments, specialized security and investigation services, and employee and customer safety for a period of 3 years (January 8, 2023 – January 7, 2026) with a 2-year renewal option; at a combined not-to-exceed amount of \$3,750,000.00 (for 5 years including the 2-year renewal);

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

COMMISSIONER LIEBERMAN: I abstain on this item because Schneider Downs is a client of my firm. The motion passed.

Motion-That the Commission approves the negotiation and execution of the Agreement for the item listed in memo "f":

- f. **REMOVED FROM THE AGENDA.** Agreement with Kapsch TrafficCom USA, Inc. (as approved vendor for the E-ZPass Interagency Group) for E-ZPass contract equipment including on-board units (OBUs) for a period of seven (7) years.

- Commissioner Lieberman asked this item be removed from the Agenda until research could be done on the history of this company, the motion was 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" through "c":

- a. Adopt the proposed Property Acquisition for Right-of-Way #6045-A (Nicholas & Melissa Biondi), a partial take parcel necessary for the total reconstruction project from MP 312.00 to MP 316.00 by authorizing payment of \$83,300.00 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;
- b. Adopt the proposed Property Acquisition for Right-of-Way #6047-H (Rongjian Xie and Cai Hong Zheng), a partial take parcel necessary for the total reconstruction project from MP 312.00 to MP 316.00 by authorizing payment of \$167,000.00 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;
- c. Adopt the proposed Property Acquisition of Right-of-Way #6047-D3 (Frank W. Parenti, III), a partial take parcel necessary for the total reconstruction project from MP 312.00 to MP 316.00 by authorizing payment of \$35,500.00 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 Logan, seconded by Commissioner Deon, and passed unanimously.



CHANGE ORDER

Motion-That the Commission approve Change Order #1 for Contract #T-316.89F001-3-05 for the Devault maintenance facility with Boro Developers, Inc. for an increase of \$163,836.94 for flooring insulation under the concrete slab; for a revised not-to-exceed amount of \$2,158,836.94-was made by Commissioner Logan, seconded by Commissioner Deon, and passed unanimously.



PURCHASE ORDERS

Motion-That the Commission approve the Change Order and the Issuance of Purchase Orders for the items listed in memos “a” through “k”:

- a. Accuweather license fee for forecasting services, exercising the option to renew the agreement with CDW Government LLC for an additional year (October 2022 - September 2023); at a cost of \$103,384.07;
- b. Automotive storage batteries, exercising the option to renew the agreement with Sunbury Motor Co. for an additional year (August 2022 - August 2023); at a cost of \$150,000.00;
- c. Sixty-seven (67) rectifiers; utilizing the Commonwealth’s contract with Industrial Battery & Services, Inc.; at a cost of \$197,918.00;
- d. Catch basin cleaner chassis and body equipment, utilizing the Commonwealth’s contracts with:

M & K Truck Center of Somerset, LLC	\$163,568.22
GapVax, Inc.	<u>346,534.00</u>
TOTAL AWARDS	\$510,102.22
- e. Two (2) electric trades vans, utilizing the Commonwealth’s contract with Apple Ford of Red Lion/Apple Automotive Group, Inc.; at a cost of \$141,676.00;
- f. Ten (10) stakebody trucks, utilizing the Commonwealth’s contract with Apple Chevrolet/Westgate Chevrolet, Inc.; at a cost of \$579,520.40;
- g. Eighteen (18) Chevrolet Silverado 1500 trucks, utilizing the Commonwealth’s contract with Apple Chevrolet/Westgate Chevrolet, Inc.; at a cost of \$754,290.00;
- h. Eight (8) Chevrolet Express cargo vans, utilizing the Commonwealth’s contract with Apple Chevrolet/Westgate Chevrolet, Inc.; at a cost of \$388,648.00;
- i. Nuance hosted voice-cloud IVR hosting services for the contact center modernization with Carahsoft Technology Corp., for optimization and tuning services of the Nuance hosted voice service; at a cost of \$259,875.00;
- j. Four (4) Ventrac mowers, utilizing Sourcewell’s cooperative purchase agreement with Marshall Machinery, Inc.; at a cost of \$143,415.48;

- k. Smartnet coverage for Cisco equipment, exercising the option to renew the agreement with ePlus Technology, Inc. for three additional years (October 2022 - October 2025); at a cost of \$4,439,424.48.

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



CONTRACT AWARD

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

- a. Contract #T-197.48S003-3-02 for the traffic management system for the Blue Mountain and Kittatinny Tunnels, to the lowest responsive and responsible bidder, Thoroughbred Construction Group, LLC; at a not-to-exceed amount of \$14,689,369.90 and a contingency of \$700,000.00;
- b. Contract #EN-00115-03-19 for construction of tolling facility at MP 322.20, to the lowest responsive and responsible bidder, PKF-Mark III, Inc.; at a not-to-exceed amount of \$3,782,132.00 and a contingency of \$185,000.00.

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



SUPPLEMENTAL AGREEMENT

Motion-That the Commission approve Supplemental Agreement #2 for Contract #T-013.21S001-3 for construction management/construction inspection (CM/CI) services for the roadway and bridge reconstruction from MP 12.00 to MP 14.00 with A & L Construction Managers, LLC. for an increase of \$15,700,000.00 to complete the CM/CI services for the Beaver River Bridge replacement; for the increased number of construction contracts and extended duration for multiple construction contracts; and due to construction delays standard rates have increased; for a revised not-to-exceed amount of \$32,175,085.43-was made by Commissioner Logan, seconded by Commissioner Logan, Commissioner Lieberman abstained.

COMMISSIONER LIEBERMAN: I abstain on this item because A & L Construction Managers, LLC. 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, September 6, 2022 beginning at 11:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 11:36 p.m.-was made by Commissioner Deon, seconded by Commissioner Logan, and passed unanimously.



PREPARED BY:

APPROVED BY:

Ann Louise Edwards  
Assistant Secretary Treasurer

Sean Logan  
Secretary Treasurer

ATTACHMENTS:

- Memo received from the Chief Counsel
- Memo received from the Asst. CFO-Financial Administration
- Memo received from Eric Epstein