

## MINUTES OF THE COMMISSION MEETING HELD AUGUST 20, 2024

A formal meeting of the Pennsylvania Turnpike Commission convened at 11:00 a.m. on Tuesday, August 20, 2024 at the Central Office located in Middletown, Pennsylvania. Present for the meeting was Michael Carroll, Chair. Available via Teams were William K. Lieberman, Vice Chair; Dr. Keith Leaphart, Secretary Treasurer; Sean Logan, Commissioner; and Pasquale T. Deon, Sr., Commissioner.

Also available for the meeting were Mark Compton, Chief Executive Officer; Craig Shuey, Chief Operating Officer; Brad Heigel, Chief Engineer; Catherine Clements-Jenkins, Director of Diversity & Inclusion; Doreen McCall, Chief Counsel; Kelli Roberts, Chief Strategy and Communications Officer; Rick Dreher, Chief Financial Officer; Robert Brady, Director of Operations/Project-East (via Teams); Robert Taylor, Chief Technology Officer; Tom Porter, Michael Baker Int'l.; and Ann Louise Edwards, Asst. Secretary Treasurer.

Others available were Anna Marcella, Executive Administrative Assistant (in person); Don Klingensmith, Asst. CFO/Financial Administration (in person); Gina Murray, Manager of Professional Services; Holly Herdman, Debt and Derivatives Manager; Jason Falchek, Unified Technology Solutions Architect (in person); Jeffrey Naugle, Manager of Treasury Operations/ Assistant Secretary Treasurer (in person); Kelly Horvath, Executive Administrative Assistant; Lauren Dennis, Cash Manager (in person); Kevin Scheurich, Asst. Chief Engineer/ Design; Marissa Orbanek, Press Secretary; Nerma Peco, Financial Analyst (in person); Sheri Norris, Director of Human Resources; Steve Marroni, Communications Specialist (in person); Stephanie Newbury, Senior Procurement Specialist; Ben Allis, GAI; Bernie Bydlon, Navarro & Wright; Brad McCullough, HDR Inc; Daniel Russell, Unified Technology Solutions Architect (in person); Camille Evans, Endow Law; Chris Messner, GPI; Crystalann Deaerdoff, Susquehanna Civil; Curtis Sanno, Dewberry; Daniel Laird, GAI; Dave Snively, CDR Maguire; Dean Morrison, Benesch; Eric Meyer, WRA; Gary Graham, Bowman; Hannah Kolmansberger, Navarro & Wright; Heather Sweitzer, NTM; Irene Eells, JMT; Jack Cramer, ATC; Jeff Davis, TranSystems; John Nicholson, Jonathon Perrego, TranSystems; Jennie Louwerse, WSP; Jim Frank, Lehman; Joseph Sullivan, WSP; Kevin Johnson, TPD; Kimberlee Waiwada, HNTB; Mark Karolski, Bucharth Horn; Matthew Kusic, Gannet Fleming; Matthew Macey, SAI; Lincoln J.T., Dewberry; Lori Karalius, CAI; Lou Cortelazzi, Bowman; Michael House, Modjeski & Masters; Michele Girolami, Gibson Thomas; Paul McNamee, KCI; Rodger Eaton, HDR; Steve Barber, Baker Int'l. (in person); Santana Luz, Susquehanna Civil; Seemon Georges, GPI; Thomas Bice, Gannet Fleming; Thomas Friel, Dewberry; and William Brooks, STV.



Chair Carroll led the Commissioners, staff and visitors in the Pledge of Allegiance.



The Asst. Secretary Treasurer, Ann Louise Edwards, 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 a termination, new hires, and vacancies.

The Commissioners also engaged in informational discussions regarding various actions and matters, which have been approved at previous public meetings.



PUBLIC COMMENT

Mrs. Edwards: While Pennsylvania Turnpike Commission Meetings are held in person, the Commission will continue to post Teams meetings on its website for those who wish to attend the meeting virtually. Today's meeting is being recorded and the Commission will post the recording on its website.

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. 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.

We had no requests to address the Commission.

Rock the Capital live streamed the meeting.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held August 6, 2024, be approved and filed as submitted-was made by Commissioner Deon, seconded by Commissioner Leaphart, and passed unanimously.



COMMUNICATION

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



PERSONNEL

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



UNFINISHED BUSINESS

No Unfinished Business to consider.



AWARD OF CONTRACT

Motion-That the Commission approve the Award of Contract #EN-00335-03-03 for sinkhole repairs between MP 312.03 and MP 356.42, MP H40.83 and MP H43.44 and MP A20.00 and MP A70.07, to the lowest responsive and responsible bidder, J.D. Eckman, Inc.; at a not-to-exceed amount of 2,000,000.00-was made by Commissioner Deon, seconded by Commissioner Leaphart, and passed unanimously.



PURCHASE ORDERS

Motion-That the Commission approve the Issuance of Purchase Orders for the items listed in memos "a" through "f":

- a. ProjectReady software, exercising the option to renew the agreement for an additional three years through September 25, 2027 with Insight Public Sector, Inc.; at a cost of \$257,013.11;
- b. Automotive storage batteries, exercising the option to renew the agreements for an additional year (September 2024 – August 2025):

Good Tire	\$ 40,000.00
Sunbury Motors	70,000.00
Contingency	<u>15,000.00</u>
Total Renewal:	\$125,000.00
- c. Rubrik Enterprise Edition software including Universal Cloud and Cloud Vault, exercising the option to renew the agreement for an additional year (October 2024 – September 2025) with ePlus Technology, Inc.; at a cost of \$587,212.03;
- d. Qlik software services maintenance, exercising the option to renew the agreement for an additional year (November 2024 – October 2025) with Carahsoft Technology, Corp.; at a cost of \$178,250.00;
- e. Splunk Cloud subscription, exercising the option to renew the agreement for an additional year (September 30, 2024 – September 29, 2025) with Insight Public Sector, Inc.; at a cost of \$136,985.31;
- f. Adobe enterprise software bundle subscription, exercising the option to renew the agreement for an additional year (September 26, 2024 – September 25, 2025) with SHI International Corp.; at a cost of \$53,269.90.

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



RIGHT-OF-WAY REQUESTS

Motion—That the Commission approve the Right-of-Way requests for the items listed in memos “a” through “h”:

- a. Acquisition of Right-of-Way #14S375-A (Richland Cemetery Company), a partial take parcel necessary for the construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$1,200.00 representing fair market value to Richland Cemetery Company; also authorize payment of \$181.75 representing recording fees to Allegheny County Department of Real Estate; 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 to the property owner is contingent upon the delivery of a deed as prepared by the Legal Department;
- b. Acquisition of Right-of-Way #3381-D (Beinhower Real Estate, LLC), a partial take parcel necessary for the New Cumberland Maintenance Shed Reconstruction project, by authorizing payment of \$60,834.00 representing fair market value and pro-rated taxes to Beinhower Real Estate LLC; also authorize \$261.50 representing recording fees to York County Recorder of Deeds; 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 to the property owner is contingent upon the delivery of a deed as prepared by the Legal Department;
- c. Settlement of Right-of-Way #14126 (James J. and Cheryl Bowman), a partial take parcel necessary for construction of the Southern Beltway, Rt. 22 to I-79, by authorizing payment of \$43,500.00 representing settlement and delay damages; authorize the appropriate Commission officials to execute the Settlement Agreement and General Release as reviewed and approved by the Legal Department; and payment of the settlement funds is contingent upon the receipt of an executed Settlement Agreement and General Release;
- d. Adopt the proposed Property Acquisition Resolution of Right-of-Way #6008-B (Vernon N. and Doris Weaver; Chester County Department of Open Space Preservation and the Commonwealth of PA), a partial take parcel necessary for the total reconstruction project from MP 302.00 to MP 308.00 by authorizing payment of \$7,869.00 representing Estimated Just Compensation to Chester County Dept. of Open Space Preservation; also authorize payment of \$33,549.00 representing Estimated Just Compensation to the Commonwealth of PA; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;
- e. Adopt the proposed Property Acquisition Resolution of Right-of-Way #6011-B (Monteiro Family Partnership, LP; Chester County Department of Open Space Preservation and the Commonwealth of PA), a partial take parcel necessary for the total reconstruction project from MP 302.00 to MP 308.00 by authorizing payment of \$7,302.00 representing Estimated Just

Compensation to counsel named at a later date; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;

- f. Adopt the proposed Property Acquisition Resolution of Right-of-Way #6012-B (Marshland, LP; Chester County Department of Open Space Preservation and the Commonwealth of PA-agricultural easement), a partial take parcel necessary for the total reconstruction and widening project from MP 302.00 to MP 308.00 by authorizing payment of \$4,800.00 representing Estimated Just Compensation to counsel named at a later date; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer;
- g. Acquisition of Right-of-Way #6012-B (Marshland, LP; Chester County Department of Open Space Preservation and the Commonwealth of PA), a partial take parcel necessary for the total reconstruction and widening project from MP 302.00 to MP 308.00 by authorizing payment of \$12,469.40 representing fair market value, pro-rated taxes and recording fees to Diversified Settlement Services, Inc., as 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 owner is contingent upon the delivery of a deed as prepared by the Legal Department;
- h. Adopt the proposed Acquisition Resolution of Right-of-Way #6011-A (Marsh Creek Tree Farm, LLC; Chester County Department of Open Space Preservation and the Commonwealth of PA), a partial take parcel necessary for the total reconstruction and widening project from MP 302.00 to MP 308.00 by authorizing payment of \$20,700.00 representing Estimated Just Compensation to Marsh Creek Tree Farm, LLC; also authorize payment of \$4,183.00 representing Estimated Just Compensation to Chester County Department of Open Space Preservation and the Commonwealth of PA; and authorize payment of statutory damages and costs as calculated by the Legal Department and approved by the Chief Executive Officer.

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



#### CHANGE ORDERS AND FINAL PAYMENTS

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

- a. Change Order #1 for Contract #EN-00287-03-04 for roadway and miscellaneous repairs between MP 122.18 and MP 201.58 with New Enterprise Stone & Lime Co., Inc., for an increase of \$3,750,000.00 for additional repairs of the roadway; for a revised not-to-exceed amount of \$8,750,000.00;
- b. Change Order #1 for Contract #EN-00287-03-05 for roadway and miscellaneous repairs between MP 201.58 and MP 299.98 with New Enterprise Stone & Lime Co., Inc., for an increase of

\$1,500,000.00 to complete repairs that exceed the original contract amount; for a revised not-to-exceed amount of \$4,500,000.00;

- c. Change Order #1 and Final Payment for Contract #EN-00286-03-05 for roadway and miscellaneous repairs between MP 201.58 and MP 299.98 with New Enterprise Stone & Lime Co., Inc., for a decrease of \$943,530.92 to reflect the actual cost of the completed work authorizations; for a final contract value of \$3,056,469.08 and final amount due to the contractor of \$152,823.45;
- d. Change Order #1 and Final Payment for Contract #EN-00286-03-04 for roadway and miscellaneous repairs between MP 122.00 and MP 201.58 with New Enterprise Stone & Lime Co., Inc., for a decrease of \$2,372,371.71 to reflect the actual cost of the completed work authorizations; for a final contract value of \$1,627,628.29 and final amount due to the contractor of \$81,381.41;
- e. Change Order #1 for Contract #EN-00287-03-07 for roadway and miscellaneous repairs between MP A31.34 and MP A130.64 with J.D. Eckman, Inc., for an increase of \$1,200,000.00 for unanticipated roadway repairs; for a revised not-to-exceed amount of \$7,200,000.00.

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



#### AWARD OF SERVICES

Motion-That the Commission approve the award of services and authorize the negotiation and execution of an agreement with the selected firms for the items listed in memos "a" and "b":

- a. RFP #12392, insurance broker for Employee Insurances, Flexible Spending Accounts, Stop Loss and COBRA Administration:
  - Alliant Insurance Services, Inc.-AWARDED

Staff Briefing by Sheri Norris

The Commission has selected firm Alliant Insurance Services, Inc. for award based on the Commission's determination by the firms' proposals are the most advantageous to the Commission as determined by the Commission based on its review of all materials submitted.

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

VICE CHAIR LIEBERMAN: I abstain on this item because I have a business relationship with Alliant Insurance Services, Inc.

The motion passed.

- b. T00259, final design services for the Quakertown Interchange:
  - Traffic Planning and Design, Inc.-AWARDED
  - KCI Technology, Inc.
  - TranSystems Corporation d/b/a TranSystems Corporation Consultants

Staff Briefing by Brad Heigel

The Commission has selected the firm Traffic Planning and Design, Inc. for award based on the Commission's determination that the firms' proposals are the most advantageous to the Commission as determined by the Commission based on its review of all materials submitted. The firm has demonstrated it exceeds the requirements of this project and has significant relevant experience on similar projects, thus demonstrating the ability to deliver the required services.

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



NEXT COMMISSION MEETING

The next meeting of the Pennsylvania Turnpike Commission is scheduled on Tuesday, September 3, 2024 beginning at 11:09 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 11:05 a.m.-was made by Commissioner Deon, seconded by Commissioner Lieberman, and passed unanimously.



PREPARED BY:

APPROVED BY:

Ann Louise Edwards  
Asst. Secretary Treasurer

Dr. Keith Leaphart  
Secretary Treasurer

ATTACHMENTS

Memo received from the Chief Counsel

Memo received from the Asst. CFO-Financial Administration