

MINUTES OF THE COMMISSION MEETING HELD JUNE 6, 2023

A formal meeting of the Pennsylvania Turnpike Commission convened at 11:01 a.m. on Tuesday, June 6, 2023 at the Central Office located in Middletown, Pennsylvania. Present for the meeting was Michael Carroll, Chair and Sean Logan, Secretary Treasurer. Available via telephone were William K. Lieberman, Vice Chair; Pasquale T. Deon, Commissioner and Wadud Ahmad, Commissioner.

Also available for the meeting were Mark Compton, Chief Executive Officer; Craig R. Shuey, Chief Operating Officer; Bradley J. Heigel, P.E., Chief Engineer; Carl DeFebo, Director of Communication and Customer Experience; Doreen McCall, Chief Counsel; John DeRicci, Director of Maintenance; Rick Dreher, Chief Financial Officer; Robert Brady, Director of Operations/Projects-East (via phone); Robert Taylor, Chief Technology Officer; Steve Barber, Michael Baker Int'l.; and Ann Louise Edwards, Asst. Secretary Treasurer.

Others available via telephone were Anna Marcella, Executive Administrative Assistant (in person); Anabella Wardhana, ODI CEO Intern (in person); Catherine Clements-Jenkins, Director of Diversity & Inclusion (in person); Daniel Russell, Consultant (in person); Daniel Roberts, Toll Operations CEO Intern (in person); Don Klingensmith, Asst. CFO-Financial Administration (in person); Elijah Weeks, Administrative Officer (in person); Gina Murray, Manager of Professional Services Procurement; Haiden West, IT CEO Intern (in person); Janelle Maurer, Cyber Security Specialist (in person); Kelly Horvath, Executive Administrative Assistant; Kevin Scheurich, Asst. Chief Engineer/Design (in person); Leah Vene, Engineering CEO Intern (in person); Nerma Peco, Finance Trainee (in person); Sean Laudenslager, End User Support Supervisor (in person); Shaine Hughes, Finance CEO Intern (in person); Sheri Norris, Director of Human Resources; Stephanie Newbury, Senior Procurement Specialist; Steve Marroni, Communications Specialist (in person); Tameka Hatcher, Equal Opportunity/ADA Officer; Tom Macchione, Director of Traffic Engineering & Ops (in person); Yousef Hamed, HR CEO Intern (in person); Zoe Koutsokostas, Communications CEO Intern (in person); Bernie Bydlon, Navarro & Wright; Crystalann Deardorff, Susquehanna Civil; Curtis Sanno, Dewberry; David Thomas, Hill Intl.; Derek Rogers, HW Lochner; Don Killmeyer, ms consultants; Doug George, HW Lochner; Ed Reese, GPD Group; Eric Crawford, KCI; George Settelmaier, KSE; Jennie Louwerse, WSP; Jim Brady, STV Inc.; Jock Rowe, Teamsters 77; Joe Romano, Larson Design Group; Karen Gabel, Erdman Anthony; Ken Olup, Hill Intl.; Kyle Miller, Traffic PD; Massy Paul, MBE; Michele Donaghy, T.Y. Lin; Michele Girolami, Gibson Thomas; Michele Donaghy, T.Y. Lin; Michelle Underwood, Modjeski; Mike Houser, Markosky; Nicki Jacobs, GPI; Patricia Zabinski, PRIME; Paul McNamee, KCI; Phil Rampulla, EADS Group; Phil Vitale, CMC; Robert Maschke, WSP; Scott Schaeffer, JBC Associates; Scott Cocherell, Volert; Seemon Georges, Volkert; Stan Nalitz, PRIME; Stefan Gombas, EADS Group; Tom Rowader, GPI; Tom Smith, Kleinfelder; Tony Dougherty, TPD; and Valerie Robinson, KCI.



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. 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 lateral, new hires, and vacancies.

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.

We had no requests to address the Commission.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held May 16, 2023, be approved and filed as submitted-was made by Commissioner Logan, seconded by Commissioner Deon, and passed unanimously.



COMMUNICATION

Motion-That the Commission approves the memo received from the Chief Counsel-was made by Commissioner Logan, seconded by Commissioner Deon, and passed unanimously.



PERSONNEL

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



UNFINISHED BUSINESS

No Unfinished Business to consider.



IAG

Motion-That the Commission approve payment for the E-ZPass Interoperability Hub assessment for 2023 in the amount of \$50,000.00-was made by Commissioner Logan, seconded by Commissioner Deon, and passed unanimously.



AGREEMENTS

Motion-That the Commission approve the negotiation and execution of Agreements and Amendments for the items listed in memos "a" through "g":

- a. Reimbursement Agreement with Eastern Penn Railroad (railroad) to reimburse the railroad the cost for flagging and protective services necessary during the repairs of Bridge DB-252 at MP H42.35; at a total not-to-exceed amount of \$250,000.00;
- b. Agreement with Somerset Township Municipal Authority for a right of way through Commission owned property to extend its utility at North Center Avenue, Somerset;
- c. Amendment to our agreement with Verra Mobility (formally Redflex Traffic Systems, Inc.) for the Automated Work Zone Speed Enforcement (AWZSE) program, exercising the option to renew the agreement through February 16, 2025; for a not-to-exceed amount of \$1,800,000.00 split between the Commission and PennDOT;
- d. Settlement Agreement and Release with Joseph B. Fay Company, and accept payment of the settled amount;
- e. Settlement Agreement and Release with Hempt Bros., Inc., and approve payment of the settled amount;
- f. Amendment to our agreement with Milliman for Medicare Part D Attestation, exercising the option to renew the agreement for an additional two-years (October 7, 2023 - October 26, 2025); at an approximate cost of \$13,000.00;
- g. Amendment to our agreement with Trion for COBRA Administration, exercising the option to renew the agreement for an additional three-years (September 2023-August 2026); at an approximate cost of \$10,000.00.

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



RIGHT-OF-WAY

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

- a. Acquisition of Right-of-Way #14S276 (United States Steel Corporation - William P. Hinckley), a partial take parcel necessary for the construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$33,308.50 representing fair market value and pro-rated taxes to United States Steel Corporation; 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;
- b. Acquisition of Right-of-Way #14S084 (Century Business Centre Partners - James D. Slovonik, Ronald F. Talarico and Dennis J. Sipe), a partial take parcel necessary for the construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$5,278.00 representing fair market value and pro-rated taxes to Century Business Centre Partners; 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 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 #14S288 (Peoples Natural Gas Company, LLC, formally Equitable Gas Company - Paul W. Becker and Michael C. Turzai), a partial take parcel necessary for the construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$16,697.50 representing fair market value, pro-rated taxes and business move damages to Peoples Natural Gas Company, 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 is contingent upon the delivery of a deed as prepared by the Legal Department;
- d. Acquisition of Right-of-Way #14S350 (Riverlift Industries, Inc. - Robert Schaefer), a total take parcel necessary for the construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$181,833.96 representing fair market value, pro-rated taxes and recording fees to Fee Simple Settlement, as escrow agent; also authorize payment of \$3,750.00 representing Section 710 damages to Riverlift Industries, Inc.; authorize the appropriate Commission officials to execute the Agreements 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 is contingent upon the delivery of a deed as prepared by the Legal Department;

- e. Adopt the proposed Property Acquisition for Right-of-Way #14S290 (Glenwood and Dravosburg Electric Street Railway Company), a total take parcel necessary for the construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$8,000.00 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.

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



ADVERTISING

Motion-That the Commission approve advertising for the items listed in memos "a" through "c":

- a. Mechanical and electrical maintenance services for the Central Administration Building (CAB), the CAB Annex, Turnpike Industrial Park Building, the Steelton warehouse and East Park Drive Building;
- b. Contracted Spill Response Team services from MP 0.00 to MP 179.40, MP G0.00 to MP G13.40; MP 286.10 to the Delaware River Bridge; I-95, and MP A20.00 to MP A130.60.
- c. Open-end construction management and construction inspection services between MP 0.00 and MP 200.00, I-376, Turnpike 576, Turnpike 66 and Turnpike 43.

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



PURCHASE ORDERS

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

- a. Tenable Security Maintenance software support and SC Vulnerability Management Solution, exercising the option to renew the agreement with SHI International Corp. (through June 15, 2024); at a cost of \$166,515.75;
- b. Mimecast Email Cloud services and support, exercising the option to renew the agreement with SHI International Corp. (through June 15, 2024); at a cost of \$121,195.42;
- c. Fuel storage tank cleaning services, exercising the option to renew the agreement with Brad's Fuel Filtering Inc. (through June 30, 2024); at a cost of \$140,000.00.

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



AUTHORITY APPROVAL

Motion-That the Commission approve the amended delegated authority and approve delegate authority for the items listed in memos “a” and “b”:

- a. Amend the previously approved agenda item (September 5, 2006; G-4) that authorized the Chief Engineer or his designee to execute Utility Relocation Letter agreements up to \$25,000.00, to increase the authorized amount to \$50,000.00;
- b. Authorize the Chief Technology Officer to negotiate and execute Task Orders with Plenary Broadband Infrastructure for the design and construction of fiber optic expansion projects; all task orders will be reviewed and approved by the Legal Department.

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



CHANGE ORDERS

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

- a. Final Payment for Contract #S-006.00X002-3-09 for construction of the Southern Beltway SR 0576, Section 55C1 between MP S14.24 and MP S16.06 with The Beaver Excavating Company; for a final contract value of \$98,871,319.95 and final amount due to the contractor of \$6,669.20;
- b. Change Order #7 for Contract #T-228.54S001-3-02 for redecking of Bridge EB-203 at MP 241.96 with Deblin, Inc. for a decrease of \$6,889.67 for normal quantity adjustments to balance out the subbase item; for a final contract value of \$15,752,674.84 no final payment due as all values have been paid;
- c. Change Order #7 and Final Payment for Contract #T-355.00P002-3-06 for the replacement of Bridge DB-242 (S-36013) at MP 355.62 with Allan Myers, L.P. for an increase of \$1,689.50 for replacement of two damaged post mounted Type B signs; for a final contract value of \$10,903,328.58 and a final amount due to the contractor of \$1,689.50;
- d. Final Payment for Contract #S-006.00X002-3-17 for electrical work for the Southern Beltway Maintenance facility at MP S15.30 with Schultheis Electric, Inc.; for a final contract value of \$3,216,424.31 and final amount due to the contractor of \$86,885.59;
- e. Final Payment for Contract #S-006.00X002-3-07 for construction of Southern Beltway SR 0576, Section 55A2 between MP S8.75 and MP S11.45 with Trumbull Corporation; for a final contract value of \$119,217,745.35 and final amount due to the contractor of \$10,000.00.

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



AWARD OF SERVICE

Motion-That the Commission approve the award of services and authorize the negotiations and execution of an agreement/agreements with the selected firm/firms for the items listed in memos “a” and “b”:

- a. T00225/T00226, Construction Inspection Service from MP 200.00 - Delaware River Bridge and MP A20.00 - A131.00:

- PRIME AE Group, Inc.-AWARDED
- Traffic Planning and Design, Inc.-AWARDED
- Volkert, Inc.

-Staff briefing by Brad Heigel

The Commission has selected firms PRIME AE Group, Inc. and 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. Both firms have a strong presence in Pennsylvania.

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

- b. T00239, Construction management and inspection services for facility projects:

- Hill International, Inc.-AWARDED
- Gannett Fleming, Inc.
- TRC Engineers, Inc.

-Staff briefing by Brad Heigel

The Commission has selected firm Hill International, Inc. for award based on the Commission’s determination that the firms’ proposal is the most advantageous to the Commission as determined by the Commission based on its review of all materials submitted. The firm has a strong presence in Pennsylvania.

-was made by Commissioner Logan, seconded by Commissioner Deon. Commissioner Ahmad, oppose on this selection and believe that TRC Engineers, Inc. should have been recommended due to the lowest volume of work, but understands that all firms are qualified.

-The motion passed.



NEXT COMMISSION MEETING

The next meeting of the Pennsylvania Turnpike Commission will be held on Tuesday, June 20, 2023 beginning at 11:00 a.m.



ADJOURNMENT

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



PREPARED BY:

APPROVED BY:

Ann Louise Edwards
Asst. Secretary Treasurer

Sean Logan
Secretary Treasurer

ATTACHMENT:

Memo received from the Chief Counsel