

## MINUTES OF THE COMMISSION MEETING HELD MARCH 21, 2023

A formal meeting of the Pennsylvania Turnpike Commission convened at 11:00 a.m. on Tuesday, March 21, 2023 at the Central Office located in Middletown, Pennsylvania. Present for the meeting was Michael Carroll, Chair. Available via telephone were William K. Lieberman, Vice Chair; Sean Logan, Secretary Treasurer; Pasquale T. Deon, Commissioner and Wadud Ahmad, Commissioner.

Also available for the meeting were Mark Compton, Chief Executive Officer (via phone); Craig R. Shuey, Chief Operating Officer; Carl E. DeFebo, Jr., Director of Communication and Customer Experience; Charles L. Duncan III, Esquire-Chief Compliance & Diversity Officer; Doreen McCall, Chief Counsel; Kelli Roberts-Director of Policy and External Affairs; Rick Dreher, Chief Financial Officer; Bradley J. Heigel, P.E., Chief Engineer; Robert Taylor, Chief Technology Officer; Stacia A. Ritter, Esq., Asst. COO/Toll Collection; Tom Porter, Michael Baker Int'l.; and Jeff Naugle, Asst. Secretary Treasurer.

Others available via telephone were Ann Louise Edwards, Assistant Secretary Treasurer; Anna Marcella, Executive Administrative Assistant (in person); Catherine Clements-Jenkins, Director of Diversity & Inclusion (in person); Cindy Smith, ETC Programs Supervisor (in person); Cory Campbell, Senior Network Engineer (in person); Crispin Havener, Media Communications Specialist (in person); Daniel Russell, Consultant (in person); Don Klingensmith, Asst. CFO-Financial Administration (in person); Kelly Horvath, Executive Administrative Assistant (in person); Sean Laudenslager, End User Support Supervisor (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 (in person); Nerma Gobeljic, Finance Trainee (in person); Andrea Gosfield, Gosfield Law; Alyssa Barlup, NTM Bernie Bydlon, Navarro & Wright; Brad Milbrand, CAI; Brian Kimmett, RTC (in person); Crystalann Deardorff, Susquehanna Civil; Cheryl Teamann, HDR; Daniel O'Brien, RBC; Ed Reese, GPD Group; D. E. Veydt, GF Net; Eric Epstein, RTC (in person); George Settelmaier, KSE; Jason, Bono, HDR; Jeff Davis, TranSystem; Jeff Hans, HDR; Jason Gagen, GP; Joe Rieger; John Smith, Info-Matrix; Jon Livingston, Jacobs (in person); Michele Donaghy, TY Lin; Michelle Underwood, Jodjeski; Michael Poletti; Nicki Jacobs, GPI; Osaze Romany, Bancroft Capital; Patrick McCabe, GPI; Paul McNamee, KCI; Patrick Kane, GPI; Robert Esposito, Swank; Tim Kilberg, Stantec; and Vince Jannetti, Janetti.



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



The Asst. Secretary Treasurer, Jeff Naugle, called the roll and declared a quorum available. Mr. Naugle 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 new hire, performance incentive, promotions, reclassifications, 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

Mr. Naugle: 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 (RTC). Mr. Epstein discussed his concern regarding external communication protocol, bad audio, the outstanding Right-To-Know requests, and the fact the prior meeting was over in a short period of time with millions of dollars being approved.

RTC live streamed the meeting.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held March 7, 2023 be approved and filed as submitted-was made by Commissioner Logan, seconded by Commissioner Lieberman, 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 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.



CHANGE ORDERS

Motion-That the Commission approve the Change Orders for the items listed in memos “a” and “b”:

- a. Change Order #2 for Contract #EN-00282-03-07 for roadway and miscellaneous repairs between MP A31.34 and MP A130.64 with J.D. Eckman, Inc. for an increase of \$91,552.00 for overruns on quantities for roadway repairs for Work Authorizations 3 & 4; for a revised not-to-exceed amount \$7,841,552.00;
- b. Change Order #2 for Contract #T-109.00R003-3-03 for shoulder and slope rehabilitation between MP 110.79 and MP 114.51 with New Enterprise Stone & Lime Co., Inc. for an increase of \$54,741.27 for normal quantity adjustments, underdrain, backfilling, concrete barrier, impact attenuator and asphalt adjustments; for a revised not-to-exceed amount of \$7,531,627.46.

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



AGREEMENTS

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

- a. Agreement with My Country Store Group d/b/a Mini Market to distribute E-ZPass GoPaks at its location;
- b. Amendment to our agreement with Johns Eastern for the General and Auto Liability Third Party Administrator (TPA) services; exercising the option to renew the agreement for an additional year from July 18, 2023 - July 18, 2024; at a cost of \$51,870.00;
- c. Amendment to our agreement with Acrisure, LLC d/b/a/ North American Insurance Management (NAIMC) for insurance consulting and other related insurance overview services; exercising the option to renew the agreement for an additional year from September 1, 2023 - September 1, 2024; at a cost of \$30,000.00.

-was made by Commissioner Logan, seconded by Commissioner Deon, 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 “f”:

- a. Acquisition of Right-of-Way #14S289 (TLC Properties, LLC; Principal-Martin Media, LP (owner); Lamar Advantage GP Company, LLC (tenant), James R. McIlwain; Lamar Advertising Limited partnership; Lamar Media Corp., Stan Geier), a total take parcel necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$55,911.89 representing fair market value and pro-rated taxes to TLC Properties, LLC; also authorize payment of \$66,229.80 representing payment of personal property loss to Lamar Advantage GP Company; 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 #15015-C (TCMZT Realty Group, LP; Principals- John L. Zembelli, Henry Turkowski, Jr., James Canova, Kevin McFadden, Llewellyn Thomas, IV), a total take parcel necessary for the total reconstruction and widening project from MP 57.00 to MP 67.00, by authorizing payment of \$2,802,487.31 representing fair market value, pro-rated taxes and recording fees to Fee Simple Settlement, LLC, 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;
- c. Acquisition of Right-of-Way #7128-A (Kenneth T. Everett and Kathleen J. Everett), a total take parcel necessary for the construction of the I-95 Interchange, Section D30, by authorizing payment of \$348,334.36 representing fair market value, pro-rated taxes, recording fees and settlement fee to Diversified Settlement Services, 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 owners is contingent upon the delivery of a deed as prepared by the Legal Department;
- d. Acquisition of Right-of-Way #7133-B (John J. Headley, Sr. and Valerie Headley), a partial take parcel necessary for the construction of the I-95 Interchange, Section D30, by authorizing payment of \$132,651.94 representing fair market value, pro-rated taxes and recording fees to Diversified Settlement Services, 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 owners is contingent upon the delivery of a deed as prepared by the Legal Department;
- e. Acquisition of Right-of-Way #14S365-A (Daniel Frank Krznic and Roberta Carol Krznic), a partial take parcel necessary for construction of the Mon/Fayette Expressway, Route 51 to I-376 project, by authorizing payment of \$710.50 representing fair market value and pro-rated taxes to Daniel Frank Krznic and Roberta Carol Krznic; 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;

- f. Acquisition of Right-of-Way #6171-B (Elizabeth Stroud Kory), a total take parcel necessary for the construction of the Lafayette Street Connector, by authorizing payment of \$270,971.34 representing fair market value, pro-rated taxes and recording fees to Diversified Settlement Services, Inc., as escrow agent; also authorize payment of \$29,900.00 representing the replacement housing supplement payment to Elizabeth Stroud Kory; 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.

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



PURCHASE ORDERS

Motion-That the Commission approve Award of a Bid and Issuance of Purchase Orders for the items listed in memos “a” through “f”:

- a. Uninterruptable Power Systems (UPS) replacement at the Allegheny Valley Interchange, utilizing the Commonwealth’s contract with Schultheis Electric; at a cost of \$107,746.00;
- b. Amazon Web (cloud) services, exercising the option to renew the agreement through April 30, 2024 with Carahsoft Technology Corporation; at a cost of \$75,000.00;
- c. Catch basin cleaners and sweeper rental (April 2023 - March 2024); to the lowest responsive and responsible bidders; and approval for staff movement of funds between contracts as needed during the contract term:

A&H Equipment Co.	\$335,400.00
Vacuum Sales, Inc.	\$ 37,600.00
CONTINGENCY	<u>\$ 38,000.00</u>
TOTAL	\$411,000.00
- d. Daktronics extended service agreement, exercising the option to renew the agreement through July 2024 with Daktronics, Inc.; at a cost of \$117,750.00;
- e. Mobile device refresh project, utilizing the Commonwealth’s contract with Verizon Wireless-Cellco Partnership / Verizon Communications Inc. from April 1, 2023 through March 31, 2024; at a cost of \$350,000.00;

- f. SmartCOP Computer Aided Dispatch System (software, services, one year maintenance) for the traffic operations center, utilizing the Commonwealth's contract with SmartCOP, Inc.; at a cost of \$962,000.00.

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



AWARD OF SERVICES

Motion-That the Commission approve the award of services and authorize the negotiations and execution of an agreement with the selected firms for RFP 8494, Small Business Advisory, Strategy and Independent Verification and Validation (IV & V) Work Order Services:

- Info-Matrix Corporation-AWARDED
- Momentum, Inc.-AWARDED
- Inspiration Global, LLC d/b/a Inspiration Digital

-after staff briefing, a motion was made by Commissioner Ahmad, seconded by Commissioner Deon, passed unanimously.

The Commission has selected Info-Matrix Corporation and Momentum, 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 met or exceeded the expectations set in the RFP, each proposed strong qualifications and prior experience providing these services and identified key personnel.



NEXT COMMISSION MEETING

The next meeting of the Pennsylvania Turnpike Commission will be held on Tuesday, April 4, 2023 beginning at 11:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 11:18 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

ATTACHMENTS:

Memo received from the Chief Counsel

Memo received from the Asst. CFO/Financial Administration

Memo received from Eric Epstein, Rock the Capital