

MINUTES OF THE COMMISSION MEETING HELD JULY 16, 2024

A formal meeting of the Pennsylvania Turnpike Commission convened at 11:01 a.m. on Tuesday, July 16, 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; 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 (via Teams); Robert Brady, Director of Operations/Project-East (via Teams); Robert Taylor, Chief Technology Officer; Stacia Ritter, Esq., Asst. Chief Operating Officer/Toll Collection; Tom Porter, Michael Baker Int'l.; and Ann Louise Edwards, Asst. Secretary Treasurer.

Others available via Teams were Crispin Havener, Media Communications Specialist; Daniel Russell, Unified Technology Solutions Architect (in person); Don Klingensmith, Asst. CFO/Financial Administration (in person); Gina Murray, Manager of Professional Services Procurement; Jeff Naugle, Manager of Treasury Operations/Assistant Secretary Treasurer (in person); Holly Herdman, Debt and Derivatives Manager (in person); Kelly Horvath, Executive Administrative Assistant (in person); Kevin Scheurich, Asst. Chief Engineer/Design (in person); Marcus Chaisson, Consultant (in person); Mark Callihan, Consultant (in person); Nerma Peco, Financial Analyst (in person); Robert Firestine, Human Resources Specialist; Sheri Norris, Director of Human Resources; Steve Marroni, Communications Specialist (in person); Steve Barber, Baker Int'l. (in person); Brian Kimmett, Rock The Capital (in person); Crystalann Deardorf, Susquehanna Civil; Daniel Laird, GAI Consultants; David Lowdermilk, HNTB; Roger Eaton, HDR; George Settelmaier, KSE; Jeff Davis, TransSystems; Jeff Hans, HDR (in person); John Nicholson, WSP; Don Killmeyer, ms consultants; Lori Karalius, CAI; Michael House, Modjeski; Nolan Ritchie, PA Senate (in person); Paul McNamee, KCI; Amy Knelly, WWT; Kenneth Olup, Hill; Ed Reese, GPD Group; Doug Smith, CEC Inc.; Tim Scanlon, Drive Engineering; and William Brooks, STV, Inc.



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 promotion, downgrade, new hires, vacancies and a request to create, post and fill positions in the Information Technology Department.

The Commissioners also discussed Docket No. 2020-CV-10097-CV and 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.

Rock the Capital live streamed the meeting.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held July 2, 2024, be approved and filed as submitted-was made by Commissioner Deon, seconded by Commissioner Logan, 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 Lieberman, and passed unanimously.



PERSONNEL

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



UNFINISHED BUSINESS

No Unfinished Business to consider.



POLICY LETTERS

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

- a. Revisions to Policy 7.04, Procurement, to clarify the application of Contractor Integrity Provisions in contracts and procurement documents, simplify terminology, modify the approval process to issue RFPs, clarify obligations for maintaining confidentiality, and clarify the obligations for the disclosure of conflicts of interest in the procurement phase and during the performance of the contract;
- b. Adopt new Policy Letter 8.16, Acceptable Use Policy for Artificial Intelligence (AI) Including Generative AI (GenAI), to inform Pennsylvania Turnpike Commission Authorized Users of Commission technology resources of their responsibilities related to the acceptable use of AI Tools including GenAI, promote ethical and responsible use of AI Tools, and ensure data privacy and security regarding such activities.

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



AGREEMENTS

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

- a. Supplemental Reimbursement Agreement with East Penn Railroad for bridge repairs at structure DB-252 at MP H42.35 for an increase of \$125,000.00 due to unexpected additional necessary work that was not originally anticipated during the design; for a revised not-to-exceed amount of \$375,000.00;
- b. Supplemental Reimbursement Agreement with PECO Energy Company for the I-95 Interchange project that requires electric line relocation at MP 355.63, for an increase of \$379,533.79 due to higher costs from the time the estimate was provided to when actual work was performed; for a revised not-to-exceed amount of \$621,987.95;
- c. Interagency Agreement with the Pennsylvania Department of Transportation (PennDOT) for the Alternatives Analysis for the replacement of Commission-owned Bridge WB-305 and widening of SR 3022; PennDOT will reimburse the Commission for the approved costs associated with the development of the Alternatives Analysis.

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



SUPPLEMENTAL AGREEMENT

Motion—That the Commission approve the negotiation and execution of Supplemental Agreement #2 for Contract #EN-00288-01 with Gibson Thomas Engineering for open-end design services, to continue the contract through the construction phase of the Access Ramps at MP 238.00 for support of the Engineering Digital Delivery Effort; for an increase of \$150,000.00; for a revised not-to-exceed amount of \$2,500,000.00—was made by Commissioner Deon, seconded by Commissioner Lieberman, and passed unanimously.



ADVERTISING

Motion—That the Commission approve advertising for the items listed in memos “a” and “b”:

- a. Aerial mapping and survey support services systemwide;
- b. Land surveying support services systemwide.

– was made by Commissioner Deon, seconded by Commissioner Lieberman, and passed unanimously.



PURCHASE ORDERS

Motion—That the Commission approve the Award of Bids and the Issuance of Purchase Orders for the items listed in memos “a” through “h”:

- a. Fuel storage tank cleaning (July 17, 2024 - June 30, 2025), utilizing the Commonwealth’s contract with Brads Fuel Filtering, Inc.; at a cost of \$165,000.00;
- b. BeOn radio spare parts, utilizing the Commonwealth’s contract with L3Harris Technologies, Inc.; at a cost of \$128,180.00;
- c. Open-End drilling contract for coverage from MP 0.00 to MP 247.30, Greensburg Bypass, Beaver Valley Expressway, Mon/Fayette Expressway, and the Southern Beltway, to the lowest responsive and responsible bidder, TRC Engineers, Inc.; at a not-to-exceed amount of \$900,000.00 or three (3) years, whichever occurs first;
- d. Fiber Optic Network/Cisco Optical devices, utilizing the Commonwealth’s contract with World Wide Technology LLC; at a cost of \$10,256,557.79;
- e. Verizon Lookout Mobile Endpoint security, exercising the option to renew the agreement for an additional year (August 6, 2024 - August 5, 2025) with Verizon Wireless Services LLC/Verizon Communications, Inc.; at a cost of \$52,651.00;

- f. Ingentis Org Manager subscription, exercising the option to renew the subscription for an additional two years (December 2024 - November 2026) with SHI International Corp.; at a cost of \$59,250.00;
- g. Calcium Chloride products (August 2024 – June 2025); to the lowest responsive and responsible bidders; and permit staff to move funds between service contracts as needed during the contract term:

SAL Chemical Co., Inc.	\$ 15,000.00
Calcium Chloride Sales/DA-Lee Group Inc.	\$368,000.00
CONTINGENCY	<u>\$ 90,250.00</u>
TOTAL AWARD	\$473,250.00

- h. Daktronics extended service agreement, exercising the option to renew the agreement through July 2025 with Daktronics, Inc.; at a cost of \$147,151.00.

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



AWARD OF CONTRACTS

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

- a. Contract #T-201.29R001-3-02 for asphalt resurfacing of the Blue Mountain Interchange at MP 201.29, to the lowest responsive and responsible bidder, New Enterprise Stone & Lime Co., Inc.; at a not-to-exceed amount of \$2,475,000.00 and a contingency of \$120,000.00;
- b. Contract #T-319.00R002-3-02 for asphalt resurfacing between MP 319.33 and MP 322.22, to the lowest responsive and responsible bidder, Highway Materials, Inc.; at a not-to-exceed amount of \$4,772,277.00 and a contingency of \$235,000.00;
- c. Contract #A-053.00T001-3-05 for replacement of Bridge NB-336 at MP A53.36, to the lowest responsive and responsible bidder, Deblin, Inc.; at a not-to-exceed amount of \$17,638,622.28 and a contingency of \$1,100,000.00.

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



NEXT COMMISSION MEETING

The next meeting of the Pennsylvania Turnpike Commission is scheduled on Tuesday, August 6, 2024 beginning at 11:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 11:07 a.m.-was made by Commissioner Deon, seconded by Commissioner Lieberman, and passed unanimously.



PREPARED BY:

Ann Louise Edwards
Asst. Secretary Treasurer

APPROVED BY:

Dr. Keith Leaphart
Secretary Treasurer

ATTACHMENTS

Memo received from the Chief Counsel

Memo received from the Asst. CFO/Financial Administration