

MINUTES OF THE COMMISSION MEETING HELD MARCH 15, 2022

A formal meeting of the Pennsylvania Turnpike Commission convened at 11:00 a.m. on Tuesday, March 15, 2022 at the Central Office located in Middletown, Pennsylvania. Available via telephone for the meeting were William K. Lieberman, Vice Chair; Wadud Ahmad, Secretary Treasurer, Pasquale T. Deon, Sr., Commissioner; and Mike Keiser, Acting Deputy Secretary for Highway Administration.

Also available for the meeting were Mark P. Compton, Chief Executive Officer; Bradley J. Heigel, P.E., Chief Engineer; Carl E. DeFebo, Jr., Director of Public Relations and Marketing; Charles Duncan III, Chief Compliance, Legislative & Cultural Affairs; Kelli Roberts, Director of Policy and External Affairs; Doreen McCall, Chief Counsel; Rick Dreher, Chief Financial Officer; Robert Brady, Director of Operations/Projects-East (via telephone); Robert Taylor, Chief Technology Officer; Thomas Porter, Michael Baker Int'l. and Ann Louise Edwards, Assistant Secretary Treasurer.

Others available via telephone were Cory Campbell, Senior Network Engineer (in person); Don Klingensmith, Asst. Chief Fin. Officer for Financial Administration (in person); Anna Marcella, Executive Administrative Secretary (in person); Jeff Smith, Asst. Foreman; Jeffrey Naugle, Manager of Treasury Operations (in person); Sean Laudenslager, End User Support Supervisor (in person); Tim Scanlon, Director of Traffic Engineering & Ops.; Tom Macchione, Manager of Traffic Engineering; Craig Beissel, Volkert; Crystalann Deardorff, Susquehanna Civil; Chris Lammando, Gmerek Government Relations; Dave Snively, CDR; Dean Morrison, Alfred Benesch; Ed Reese, GPD Group; Eric Madden, JMT; Eric Meyer, WRA; Garrett Amsbaugh, CCJM; Gary Harriger, Arora; George Settellaier, KSE; Glenn Depport, Arora; George Kevgas, Bergmann; Jim Gordon, A Morton Thomas; Joe Romano, Larson Design Group; Joseph DiFiore, Wallace Pancer Group; JT Lincoln, Dewberry; J Perrego; Lou Cortelazzi, McMahon; Michele Donaghy, T.Y. Lin; Michele Girolami, Gibson-Thomas; Osaze Romany, Bankcroft; Patrick Kane, GPI; Rachel Perrego, Susquehanna Civil; Samantha Osbourne, Virtus, LLP; Samuel Knaster, LaBella; and Todd Trabucco, Gibson-Thomas.



Vice Chair 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 reclassifications, promotions, new hires, vacancies and a request to abolish vacant positions in the Maintenance Department.

The Commissioners 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.

No requests to address the Commission.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held March 1, 2022 be approved and filed as submitted-was made by Commissioner Ahmad, seconded by Commissioner Deon, 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 Ahmad, and passed unanimously.



PERSONNEL

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



UNFINISHED BUSINESS

No Unfinished Business to consider.



ADVISORY POOL

Motion-That the Commission approves amending the Supplemental Advisory Services pool of qualified firms to provide performance audits, forensic audits, best practices, advisory services, compliance assessments and specialized security and investigation services, to include Milliman; and authorize the appropriate Commission officials to execute the agreement -was made by Commissioner Deon, seconded by Commissioner Ahmad, and passed unanimously.



AGREEMENTS

Motion-That the Commission approves the negotiation and execution of Agreements, Lease, an Addendum, and Amendments for the items listed in memos “a” through “g”:

- a. Agreement with AAA Mid-Atlantic, Inc. to distribute E-ZPass Go Paks at its designated locations;
- b. Gas and Oil Lease with Range Resources-Appalachia, LLC to lease 41.6549 acres of Commission right-of-way and surplus property in Findlay Township, Allegheny County, to explore, develop and produce oil and gas down to the Utica Shale Formation;
- c. Agreement with the University of Maryland (UMD) to procure real-time traffic flow data using one of UMD’s competitively procured vendors, INRIX Corporation, for a period of five (5) years; at a not-to-exceed amount of \$1,720,676.00;
- d. Memorandum of Agreement with the U.S. Army Corps of Engineers and the PA Historical and Museum Commission for impacts to the historic John Davis Farm, necessary for the total reconstruction project from MP 311.00 to MP 316.00, by authorizing payment of \$5,000.00 payable to the Historic Barn and Farm Foundation of Pennsylvania;
- e. Addendum to our cooperative purchase agreement with Sourcewell for Information Managed Services and Staff Augmentation Solutions, to continue to utilize Computer Aid resources in the development of the new Construction Document System through September 25, 2025; at a not-to-exceed cost of \$350,000.00;
- f. Amendment to our agreements for Application Development Work Order Services, exercising the option to renew the agreements for an additional 3 years, at a combined not-to-exceed amount of \$22,500,000.00 to address the pressing and on-going need to contract with the pool of firms (Data-Core Systems, Inc.; Deloitte Consulting, LLP; KPMG, LLP; Leverage Technologies, Inc.; V3IT Consulting, Inc.) to provide application development work order services;
- g. Amendment to our agreements with Keystone Acquisition Services, Inc. and Century Engineering (f/k/a Interstate Acquisition Services) for right-of-way acquisition services for the Mon/Fayette Expressway, Rt. 51 to I-376; exercising the option to renew the agreements for an additional 4 years, at no additional cost.

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

- a. Settlement of Right-of-Way #14S606 (National Retail Properties, Inc. f/k/a Commercial Net Lease Realty, Inc.), a partial take parcel necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$197,314.91 representing fair market value, pro-rated taxes and recording fees to Fee Simple Settlement, 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;
- b. Acquisition of Right-of-Way #14S424 (Frederick A. Schaffer, Jr.), a partial take parcel necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$500.00 representing fair market value to Frederick A. Schaffer, Jr.; authorize the appropriate Commission officials to execute the Temporary Construction Easement and other documents 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 Temporary Construction Easement as prepared by the Legal Department;
- c. Acquisition of Right-of-Way #17994-B (All Ways Safe, LLC), a partial take parcel necessary for the SR 980 drainage improvement project on the Southern Beltway by authorizing payment of \$12,943.50 representing fair market value and pro-rated taxes to All Ways Safe, LLC; also, authorize payment of \$69.25 representing recording fees to Washington 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 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;
- d. Acquisition of Right-of-Way #17994-C (Lionshare Properties, LLC), a partial take parcel necessary for the SR 980 drainage improvement project on the Southern Beltway by authorizing payment of \$7,205.00 representing fair market value and pro-rated taxes to Lionshare Properties, LLC; also, authorize payment of \$69.25 representing recording fees to Washington 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 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;
- e. Adopt the Proposed Property Acquisition Resolution for Right-of-Way #14S428 (Estate of Nancy Ulakovic; Faith D. Slampak), a partial take parcel necessary for construction of the Mon/Fayette

Expressway, Rt. 51 to I-376, by authorizing payment of \$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;

- f. Acquisition of Right-of-Way #6046-A (Marileececo Energy Company, LLC), a partial take parcel necessary for the total reconstruction from MP 312.00 to MP 316.00 by authorizing payment of \$1,210.50 representing fair market value and pro-rated taxes to Marileececo Energy 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 to the property owner is contingent upon the delivery of a deed as prepared by the Legal Department.

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



ADVERTISING

Motion-That the Commission approves advertising for the items listed in memos “a” through “c”:

- a. Contract #M-030.00R002-3-02 for asphalt resurfacing between MP M30.11 and MP M32.40;
- b. Drug testing services;
- c. Advisory Services pool of qualified firms to perform performance audits, forensic audits, best practices, advisory services, compliance assessments and specialized security and investigation services.

-was made by Commissioner Deon, seconded by Commissioner Ahmad, 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” and “b”:

- a. Site upgrade and Desigo Control Center integration for Jefferson Hills Maintenance, Jefferson Hills State Police, New Castle Fares, Searights Maintenance and Warrendale, utilizing the Commonwealth’s contract with Siemens Industry, Inc.; at a cost of \$139,181.80;
- b. Catch basin cleaners and sweepers (April 2022 – March 2023), 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	\$471,200.00
Stephenson Equipment, Inc.	31,150.00
Contingency	<u>7,650.00</u>
TOTAL AWARD/CONTINGENCY	\$510,000.00

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



CONTRACT AWARD

Motion-That the Commission approves the Award of a Contract for the item listed in memo "a":

- a. Contract #T-094.00R002-3-02 for asphalt resurfacing between MP 94.12 and MP 99.10, to the lowest responsive and responsible bidder, Lindy Paving, Inc.; at a not-to-exceed amount of \$11,855,470.35 and a contingency of \$550,000.00-was made by Commissioner Deon, seconded by Commissioner Ahmad; Commissioner Lieberman abstain.

VICE CHAIR LIEBERMAN: I abstain on this item because I have a current business relationship with Lindy Paving.

Motion-That the Commission approves the Award of Contracts for the item listed in memos "b" and "c":

- b. Contract #EN-00151-03-07 for durable pavement markings between MP 299.98 and MP 356.42, MP H40.83 and MP H43.44, and MP A20.00 and MP A31.34, to the lowest responsive and responsible bidder, Guidemark, Inc.; at a pre-established not-to-exceed amount of \$1,750,000.00, award is based on the composite of the representative items of work included for bid;
- c. Contract #EN-00151-03-08 for durable pavement markings between MP A31.34 and MP A130.64, to the lowest responsive and responsible bidder, Guidemark, Inc.; at a pre-established not-to-exceed amount of \$3,000,000.00, award is based on the composite of the representative items of work included for bid.

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



CHANGE ORDERS

Motion-That the Commission approved the Change Orders and Final Payments for the items listed in memo "a":

- a. Change Order #5 and Final Payment for Contract #S-006.00X002-3-14 for construction of cashless tolling between MP S6.11 and MP S13.78 with Allison Park Contractors, Inc. for an increase of \$282,525.52 to balance items to actual work completed, topsoil, seeding and soil supplements, demolition, gantry work, and installation of a Veeder-Root monitoring system; for a final contract value of \$4,653,285.75 and final amount due to the contractor of \$458,322.16-was made by Commissioner Deon, seconded by Commissioner Ahmad, and passed unanimously.
- b. **REMOVED FROM AGENDA.** Change Order #1 and Final Payment for Contract #A-059.00R003-3-02 for asphalt resurfacing between MP A61.00 and MP A68.10 with Lehigh Valley Site Contractors for a decrease of \$235,776.88 to balance items to actual work completed, and changes for

emergency repairs and post mounted signs; for a final contract value of \$7,099,439.64 and final amount due to the contractor of \$260,054.11.



SUPPLEMENTAL AGREEMENT

Motion-That the Commission approves Supplemental Agreement #13 with KCI Technologies, Inc. for environmental services for the I-95/I-276 Interchange project, for an increase of \$951,395.47 for ongoing permitting, wetland, stream and terrestrial mitigations tracking, construction consultation, environmental analysis including significant archeology studies and public and agency coordination; for a revised not-to-exceed amount of \$18,054,094.70-was made by Commissioner Deon, seconded by Commissioner Ahmad, and passed unanimously.



AWARD OF SERVICE

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

a. T00188, design services for the replacement of Bridge EB-550 at MP 290.32:

- Alfred Benesch and Company-AWARDED
- Gibson-Thomas Engineering Company, Inc.
- Greenman-Pedersen, Inc.

The Commission has selected firm Alfred Benesch and Company for award based on the Commission's determination that the firm's Statement of Interest is the most advantageous to the Commission as determined by the Commission based on its review of all materials submitted. The firm has extensive experience with bridge replacement projects, and currently has no prime contracts with the Commission.

-the motion was made by Commissioner Deon, seconded by Commissioner Ahmad, and passed unanimously.

b. T00190, material inspection and testing services from MP 200 to the Delaware River Bridge and the Northeast Extension:

- Quality Engineering Solutions-AWARDED
- A&A Consultants, Inc.
- Pennoni Associates, Inc.

The Commission has selected firm Quality Engineering Solutions for award based on the Commission's determination that the firm's Statement of Interest is the most advantageous to the Commission as determined by the Commission based on its review of all materials submitted. Quality Engineering Solutions is a well-qualified team and is a Diverse Business who is performing well on two agreements for similar services.

-the motion was made by Commissioner Deon, seconded by Commissioner Ahmad, and passed unanimously.

c. RFP 6508, annual independent audit services:

- SB & Company, LLC-AWARDED
- Maher Duessel
- Mitchell & Titus, LLP

The Commission has selected SB & Company, LLC 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. SB & Company, LLC is strong technically, provides practical advice, has excellent relevant experience and is a Diverse Business.

-the motion was made by Commissioner Deon, seconded by Commissioner Ahmad, and passed unanimously.



NEXT COMMISSION MEETING

The next meeting of the Pennsylvania Turnpike Commission will be held on Tuesday, April 5, 2022 beginning at 11:00 a.m.



POST-FORMAL MEETING

Mark Compton introduced Tim Scanlon and Tom Macchione who discussed the semiannual Work Zone Safety Report, including the crash rates, various projects automated work zone speed enforcement, work zone safety training and social media work zone awareness. Mark noted that we are moving this report to the Post-Formal Meeting due to the importance of this information.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 11:14 a.m.-was made by Commissioner Deon, seconded by Commissioner Ahmad, and passed unanimously.

PREPARED BY:

APPROVED BY:

Ann Louise Edwards
Assistant Secretary Treasurer

Wadud Ahmad
Secretary Treasurer

ATTACHMENTS:

Attached documents are maintained in hardcopy form in the Central Office.

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