

## MINUTES OF THE COMMISSION MEETING HELD JANUARY 18, 2019

A formal telephone meeting of the Pennsylvania Turnpike Commission convened at 10:30 a.m. on Friday, January 18, 2019 at the Central Office located in Highspire, Pennsylvania. Present for the meeting was John Wozniak, Commissioner; and available via telephone were Leslie S. Richards, Chair; William K. Lieberman, Vice Chair; Barry Drew, Secretary Treasurer and Pasquale T. Deon, Sr., Commissioner.

Also in attendance for the meeting were Mark P. Compton, Chief Executive Officer; Craig R. Shuey, Chief Operating Officer; Larry Bankert, Michael Baker, Inc.; Robert F. Brady, Director of Operations/Projects-East; Nikolaus Grieshaber, Chief Financial Officer; Bradly J. Heigel, P.E., Chief Engineer; Doreen McCall, Chief Counsel; Myneca Y. Ojo, Director of Diversity & Inclusion; Stacia A. Ritter, Esquire, Director of Policy and Fare Collection; Robert Taylor, Chief Technology Officer and Ann Louise Edmunds, Assistant Secretary Treasurer.

Others present were John DelRicci, Director of Maintenance; Kelly Horvath, Executive Administrative Assistant; Donald S. Klingensmith, P.E., Director of Procurement & Logistics; Shawn Laudenslager, End User Support Technician; Wanda Metzger, Contracts Supervisor; Jeffrey A. Naugle, Manager of Treasury Operations; Susan Shawver, Manager of Insurance & Risk Services; Paul McNamee, KCI; Harry Sigley, CMTS; Ron Spacht, Cherry Weber & Assoc.; and Karl Schreiter, WSP, Inc.



Ms. Edmunds led the Commissioners, staff and visitors in the Pledge of Allegiance.



The Assistant Secretary Treasurer, Ann Louise Edmunds, 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 reclassification, 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

Ms. Edmunds: 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 signed in a requested time to speak. If you have not done so, you are invited to do so at this time.

There were no requests to address the Commission.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held January 2, 2019 be approved and filed as submitted -was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



COMMUNICATIONS

Motion-That the Commission approves the memos received from the Chief Counsel and the Director of Procurement & Logistics-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



PERSONNEL

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



UNFINISHED BUSINESS

No Unfinished Business to consider.



NEW BUSINESS

SUPPLEMENT

Motion-That the Commission approves the negotiation and execution of Supplemental Agreement #1 for design services for the I-95/I-276 Interchange, Section D, with Gannett Fleming, Inc., for an increase of \$7,500,000.00 to complete final design for a portion of Section D that consists of the mainline total reconstruction and widening and to perform post-design services on the same section; for a revised

not-to-exceed amount of \$35,500,000.00-was made by Commissioner Wozniak, seconded by Commissioner Deon, and approved unanimously.



### AGREEMENTS

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

- a. Reimbursement Agreement with Milford Township for elimination of a portion of Doerr Road (Township Road), necessary for the total reconstruction project from MP A37.50 to MP A44.00; in exchange for the elimination of a portion of the Township Road, the Commission will improve an alternate local road, at an estimated cost of \$400,000.00;
- b. Assignment Agreement with The Lane Construction Corporation, to assign its active material supply procurement contract to Eurovia Atlantic Coast, LLC d/b/a Northeast Paving (a Blythe Construction, Inc. subsidiary) due to its acquisition of the Paving and Plants Division of The Lane Construction Corporation;
- c. Assignment Agreement with The Lane Construction Corporation, to assign its active construction contracts to Eurovia Atlantic Coast, LLC (a Blythe Construction, Inc. subsidiary) due to its acquisition of the Paving and Plants Division of The Lane Construction Corporation;
- d. Supplemental Reimbursement Agreement with West Penn Power Company (WPP) to reimburse WPP the cost for the engineering and utility relocation necessary for construction of the Southern Beltway, Section 55C1-2, for an increase of \$116,003.59 for higher labor and material costs due to inclement weather, difficult terrain obstacles, and the unanticipated need for WPP to contract out its work to meet project deadlines; for a revised not-to-exceed amount of \$401,003.59;
- e. Reimbursement Agreement with Aqua PA to reimburse Aqua the cost for the engineering and utility relocation necessary for the total reconstruction project from MP 308.00 to MP 312.00 (Bridge EB-719, MP 310.36); at a not-to-exceed amount of \$60,907.49.

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



### RIGHT-OF-WAY REQUEST

Motion-That the Commission approves the Right-of-Way Requests for the items listed in memos “a” through “g”:

- a. Adopt the proposed Property Acquisition Resolution for Right-of-Way #14079-P1 (Barbara Russ), a partial take parcel necessary for the total reconstruction project from MP 49.00 to MP 53.00 by authorizing payment of \$9,000.00 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;

- b. Adopt the proposed Property Acquisition Resolution for Right-of-Way #14079-V (Akhrass Family Limited Partnership), a partial take parcel necessary for the total reconstruction project from MP 49.00 to MP 53.00 by authorizing payment of \$89,100.00 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;
- c. Acquisition of Right-of-Way #14S269 (Kirk & Kathleen Hagerty), a total take parcel necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$56,974.50 representing statutory business dislocation damages to Kirk A. Hagerty, d/b/a Kirk Hagerty Remodeling; and authorize payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel;
- d. Acquisition of Right-of-Way #14S230-1 (Barbara R. Rubish-Tepedino, Rose M. Bowman), a total take parcel necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$4,410.00 representing rent supplement to Rose M. Bowman, also authorize payment of \$4,111.00 representing residential moving costs to South Hills Movers, Inc.; authorize the appropriate Commission officials to execute all required documents; and authorize payment of additional statutory damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel;
- e. Acquisition of Right-of-Way #14S388 (James R. Pennell), a total take parcel necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$136,012.37 representing fair market value, pro-rated taxes, recording fees, housing supplement and closing costs to Closure Settlement, LLC, 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 his delivery of a deed as prepared by the Legal Department;
- f. Acquisition of Right-of-Way #14079-RA (Unity United Presbyterian Church), a partial take parcel necessary for the total reconstruction from MP 49.00 to MP 53.00 by authorizing payment of \$47,004.75 representing fair market value, pro-rated taxes and deed recording as follows: \$46,838.00 payable to Unity United Presbyterian Church and \$166.75 payable to ARROW Land Solutions, 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;
- g. Settlement of Right-of-Way #17953 (Steve Borda, Onexxx Production and Exploration Corp.), a total take parcel necessary for construction of the Southern Beltway, US 22 to I-79, by authorizing payment of \$8,900.00 representing settlement amount to Onexxx Production and Exploration Corporation; authorize the appropriate Commission officials to execute the settlement documents as reviewed and approved by the Legal Department; and payment of settlement funds is contingent upon the delivery of an executed Settlement and Mutual Release Agreement.

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



ADVERTISING

Motion-That the Commission approves the Award of Contracts for the items listed in memos “a” and “b”:

- a. Contract #T-141.59S001-3-02 for rehabilitation of Bridge B-305 at MP 134.13 and Bridge B-507 at MP 141.59, to the lowest responsive and responsible bidder, J.P.S. Construction Co., Inc.; at a not-to-exceed amount of \$1,269,000.00 and a contingency of \$50,000.00;
- b. Contract #S-006.00X002-3-10 for construction of the Southern Beltway, Section 55C2-1 between MP S17.04 and MP S19.23, to the lowest responsive and responsible bidder, Walsh Construction Company II, LLC; at a total not-to-exceed amount of \$174,300,000.00 and a contingency of \$8,500,000.00.

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



PURCHASE ORDERS

Motion-That the Commission approves the Change Order and Issue Purchase Orders for the items listed in memos “a” through “c”:

- a. Mower parts, exercising the option to renew the agreements for an additional year (February 1, 2019 – December 31, 2019):

Messicks Farm Equip.	\$100,000.00
Cherry Valley Tractor Sales	20,000.00
Lacal Equipment Inc.	<u>10,000.00</u>
TOTAL RENEWAL:	\$130,000.00
- b. Change Orders to the contracts for automotive filters (through December 31, 2019), to cover requirements through the end of the contract period:

Cumberland Truck	\$60,000.00
Sunbury Motors	<u>36,000.00</u>
TOTAL CHANGE ORDERS:	\$96,000.00
- c. Tunnel Asset Management system implementation and hosting for a period of 3-years, utilizing the Commonwealth’s contract with Agile Assets, Inc.; at a total award of \$1,694,657.65 including contingency.

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





PSPC ITEM

Motion-That the Commission approves the award of services and authorize the negotiation and execution of an agreement with the selected firm(s) for the items listed in memos “a” and “b”:

a. RFP #8063, cloud-based vendor portal

- SmartDocs, Inc.-AWARDED

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

b. RFP #8300, Workers’ Compensation Claims Third Party Administrator (TPA) services:

- UPMC Benefit Management Services d/b/a UPMC Work Partners-AWARDED

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



NEXT COMMISSION MEETING

The next meeting of the Pennsylvania Turnpike Commission will be a telephone meeting on Tuesday, February 5, 2019 beginning at 2:00 p.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 10:37 a.m. -was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



PREPARED BY:

APPROVED BY:

Ann Louise Edmunds  
Assistant Secretary Treasurer

Barry Drew  
Secretary Treasurer