

MINUTES OF THE COMMISSION MEETING HELD JUNE 16, 2020

A formal telephone meeting of the Pennsylvania Turnpike Commission convened at 10:06 a.m. on Tuesday, June 16, 2020 at the Central Office located in Highspire, Pennsylvania. Available via telephone for the meeting were Yassmin Gramian, P.E., Chair; William K. Lieberman, Vice Chair; John Wozniak, Secretary Treasurer and Pasquale T. Deon Sr., Commissioner.

Present for the meeting were Mark P. Compton, Chief Executive Officer; Craig R. Shuey, Chief Operating Officer; Larry Bankert, Michael Baker Int'l. (via telephone); Robert Brady, Director of Operations/Projects-East; Carl DeFebo, Jr., Director of Public Relations & Marketing; Charles L. Duncan III, Esquire (via telephone); Nikolaus Grieshaber, Chief Financial Officer (via telephone); Bradley J. Heigel, P.E., Chief Engineer; Doreen McCall, Chief Counsel; Myneca Y. Ojo, Director of Diversity and Inclusion (via telephone); Robert Taylor, Chief Technology Officer and Ann Louise Edwards, Assistant Secretary Treasurer.

Others available via phone were Rick Dreher, Asst. Chief Financial Officer/Financial Mgt.; Kelly Horvath, Executive Administrative Assistant; Donald S. Klingensmith, P.E., Director of Procurement & Logistics; Shawn Laudenslager, End User Support Supervisor (in person); Gina Murray, Senior Procurement Specialist; Jeff Naugle, Manager of Treasury Operations; Neil Raup, Total Reconstruction Program Manager; Jesse Ream, Communication Systems Program Manager (in person); Jeffrey Griffiths, Michael Baker Int'l.; Crystalann Deardorff, Susquehanna Civil; Ed Blazina, Pittsburgh Post-Gazette; Eric Madden, JMT; Glenn Depport, Arora & Assoc.; Jamie North, DLZ; Jeff Hans, HDR; Jill Bolt, T.Y. Lin; Joe Platt, TPD; Joe Romano, LDG; J. T. Lincoln, GAI; Karen Gabel, Erdman Anthony; Mark Karloski, Buchart Horn; Mike Houser, Markosky; Robert Horr, Atkins; Roger Eaton, HDR; Tom Owad, Rock the Capital; Tom Rowader, GPI; Donald Davanzo, SPK; George Kevgas, Bergman; Gary Harriger, Arora & Assoc.; Jim Gordon, A Morton Thomas; Ronald Ladyka, Prime; Tom Friel, WSP; Doug Smith, Prime AE Group; Rachel Slade; Sarah Joslin; Jock Rowe, Teamsters; and Rich Ames, WSP.



Chair Gramian 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:

Due to COVID-19, the Pennsylvania Turnpike Commission Administration Building remains closed to visitors. Accordingly, the Commission Meetings will be held via telephone (through June 2020 or until further notice). The Commission will continue to post call-in/WebEx information for those who wish to attend the meeting via telephone/WebEx. WebEx information should be posted at least 48 hours in advance of the meeting. The Commission will continue to closely monitor the CDC's and other government websites for up-to-date information regarding COVID-19, risk assessment and guidance to business. 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 termination, vacancies and requests to rescind staffing appointments in the Maintenance Department and to fill positions in the Central Office due to bumping.

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: 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.

Sara Joslin, private citizen from Cherry Hill, NJ requested time to speak. Ms. Joslin spoke regarding the layoff of the toll collectors and toll impact on non-E-ZPass stakeholders. She expressed her opposition to the implementation of an automatic annual toll hike and the implementation of E-ZPass only access. Ms. Joslin also was interested in the results of the stakeholders survey that was conducted in October 2019 and she reported the inadequate number of female restroom stalls at the westbound reconstructed plaza.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held June 2, 2020 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

POLICY LETTERS

Motion-That the Commission adopts revisions to the Policy Letters for the items listed in memos “a” and “b”:

- a. Policy 9.01, Land Use, to authorize adjustments in the fees for staff approvals and to clarify procedural changes;
- b. Policy 9.02, Tower, Monopole and Cell Site Structure Leasing, to authorize adjustments in the fees for staff approvals and to clarify procedural changes.

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



AGREEMENT

Motion-That the Commission approves the negotiation and execution of an Amendment to the Lease and Funding Agreement with the Pennsylvania Department of Transportation-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



POOL FOR REAL ESTATE SERVICES

Motion-That the Commission approves the issuance of an Invitation to Qualify (ITQ) for real estate and appraisal services and approve amending the current pool of qualified real estate closing services for the items listed in memos “a” and “b”:

- a. ITQ for a pool of qualified real estate appraisal services, machinery and equipment appraisal services, and real estate closing services to assist with the purchase, sale or lease of Commission owned residential, commercial or industrial property;
- b. Amending the pool of qualified real estate closing services to include Tri-County Abstract Agency, LLC and ALROWS, LLC.

-was made by Commissioner Wozniak, seconded by Commissioner Deon, 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 "d":

- a. Transfer of 0.464 acres of the former Stewart property (Right-of-Way #14S320-ADV) to Pennsylvania American Water, Inc. in consideration of fair market value of \$6,960.00; authorize the appropriate Commission officials to execute the Purchase and Sale Agreement and all documents required for closing; and the transfer of title to the property is contingent upon the receipt of fair market value;
- b. Settlement of Right-of-Way #1018-A (Patrick Herring), a partial take parcel necessary for the total reconstruction project from MP 99.00 to MP 109.00 by authorizing payment of \$900.00 plus delay damages as calculated by outside counsel and approved by the Chief Counsel; and payment of the additional damages to Patrick Herring and the Law Offices of Carolann A. Young and Associates;
- c. Acquisition of Right-of-Way #14S268 (The Estate of Steven J. Lucko a/k/a Steven Lucko, Laura A. Lucko, Administrator and Laura A. Lucko, individually), a total take parcel necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$122,546.92 representing fair market value, pro-rated taxes and recording fees to Arrow Land Solutions, LLC, escrow agent; authorize the appropriate Commission officials to execute the Agreement of Sale and other documents that may be required for closing; authorize 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 #14S605 (West Mifflin Area School District), a total take parcel necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$192,181.75 representing fair market value and recording fees to Universal Settlement Services of PA, LLC, escrow agent; authorize the appropriate Commission officials to execute the Agreement of Sale and other documents that may be required for closing; authorize 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 Wozniak, seconded by Commissioner Deon, and passed unanimously.



ADVERTISING

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

- a. Contract #EN-00272-03-04, bridge repairs between MP 236.22 and MP 356.42, and between MP H40.83 and MP H42.54;
- b. Contract #EN-00272-03-05, bridge repairs between MP A20.00 and MP A130.64;
- c. Contract #EN-00272-03-02, bridge repairs between MP 0.00 and MP 109.91, Toll I-376, Turnpike 576, Turnpike 43 and Turnpike 66;
- d. Contract #EN-00272-03-03, bridge repairs between MP 109.91 and MP 236.22.

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



PURCHASE ORDERS

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

- a. Stormwater control measure maintenance (July 2020 – June 2022), to the lowest responsive and responsible bidders; and approval for staff movement of funds between contracts as needed during the contract term:

The U Company, LLC	\$2,000,000.00	District 1 Extensions
The U Company, LLC	700,000.00	District 1
The U Company, LLC	875,000.00	District 2
Clark Contractors, Inc.	1,100,000.00	District 3
M&M Landscaping, LLC	<u>1,500,000.00</u>	District 4
TOTAL AWARD:	\$6,175,000.00	

- b. Janitorial supplies (through September 2020), for additional funding for selected cleaning and disinfecting supplies due to COVID-19:

Central Poly Bag Co.	\$15,000.00
Desantis Solutions	25,000.00
Veritiv Operating Co.	35,000.00
W. W. Grainger, Inc.	<u>8,000.00</u>
TOTAL REQUEST:	\$83,000.00

- c. Info-Tech membership, exercising the option to renew the agreement for an additional year (June 21, 2020 – June 20, 2021), with Info-Tech Research Group, Inc.; at a cost of \$66,240.00.

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



AWARD OF CONTRACTS

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

- a. Contract #M-034.90R001-3-02 for concrete repairs between MP 34.86 and MP 36.93, to the lowest responsive and responsible bidder, Swank Construction Company, LLC; at a not-to-exceed amount of \$6,282,076.30 and a contingency of \$300,000.00;
- b. Contract #A-056.00M001-3-02 for the installation of pre-entry Intelligent Transportation Systems between MP A30.13 and MP A94.59, to the lowest responsive and responsible bidder, Bruce & Merrilees Electric Co.; at a not-to-exceed amount of \$2,826,508.51 and a contingency of \$100,000.00.

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



CHANGE ORDER/FINAL PAYMENT

Motion-That the Commission approves Change Order #1 and Final Payment for Contract #EN-00200-03-05 for bridge repairs between MP A20.00 and MP A130.64 with J.P.S. Construction Co., Inc., for a decrease of \$394,524.65 to reflect the actual cost of the completed work authorizations and a 157-day time extension due to Work Authorization #16; for a final contract value of \$2,105,475.35 and final amount due to the contractor of \$105,273.77-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 negotiations and execution of an agreement with the selected for the items listed in memos “a” and “b”:

- a. T00150, widening and redecking of Bridge NB-647 at MP A110.00:
 - SAI Consulting Engineers, Inc.-AWARDED
 - Borton-Lawson Engineering, Inc.
 - Modjeski and Masters, Inc.

The Commission has selected firm SAI Consulting Engineers, Inc. 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 bridge and highway project experience with the PTC and demonstrated a good understanding of approaching the project challenges with potential design techniques-was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.

b. T00151/T00152/T00153, three (3) engineering design services systemwide:

- Dawood Engineering, Inc.-AWARDED
- H.W. Lochner, Inc.-AWARDED
- Prime AE Group, Inc.-AWARDED
- Arora and Associates, P.C.
- Dewberry Engineers, Inc.

The Commission has selected firms Dawood Engineering, Inc.; H.W.Lochner, Inc.; and SAI Consulting Engineers, Inc. for award based on the Commission's determination that the firm's Statement of Interest are the most advantageous to the Commission as determined by the Commission based on its review of all materials submitted. The firms have demonstrated a high level of experience on past similar projects and demonstrated the ability to deliver efficient and cost-effective services- 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, July 7, 2020 beginning at 9:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 10:28 a.m. -was made by Commissioner Wozniak, seconded by Commissioner Deon, and passed unanimously.



PREPARED BY:

APPROVED BY:

Ann Louise Edwards
Assistant Secretary Treasurer

John Wozniak
Secretary Treasurer