

MINUTES OF THE COMMISSION MEETING HELD AUGUST 17, 2021

A formal meeting of the Pennsylvania Turnpike Commission convened at 11:22 a.m. on Tuesday, August 17, 2021 at the Central Office located in Highspire, Pennsylvania. Available in person were Yassmin Gramian, P.E., Chair and John Wozniak, Secretary Treasurer. Available via telephone for the meeting were William K. Lieberman, Vice Chair and Wadud Ahmad, Commissioner.

Also available for the meeting were Mark P. Compton, Chief Executive Officer; Craig R. Shuey, Chief Operating Officer; Bradley J. Heigel, P.E., Chief Engineer; Doreen McCall, Chief Counsel; Kelli Roberts, Director of Policy and External Affairs; Myneca Ojo, Director of Diversity and Inclusion (via telephone); Rick Dreher, Chief Financial Officer; Robert Taylor, Chief Technology Officer; Stacia Ritter, Asst. Chief Operating Officer-Toll Collection (via telephone); Timothy M. Scanlon, Director of Traffic Engineering and Operations (via telephone); Tom Porter, Chief Engineer, Michael Baker Int'l.; and Ann Louise Edwards, Assistant Secretary Treasurer.

Others available via telephone were Don Klingensmith, Asst. Chief Fin. Officer for Financial Administration; Erik Johnson, Landscape Specialist (in person); Jeff Naugle, Manager of Treasury Operations (in person); Gina Murray, Senior Procurement Specialist; Jesse Ream, Communication Systems Program Manager (in person); Kelly Horvath, Executive Administrative Assistant (in person); Melissa Orlandini, Engineer Project Manager 1 (in person); Shawn Laudenslager, End User Support Supervisor (in person); Susan Carson-Casoni, Cash Manager; Steve Barber, Michael Baker (in person); Camille Evans, Virtus, LLP; Craig Beissel, Volkert; Dan O'Brien, RBC Capital Markets; Don Killmeyer, MS Consultants; Ed Blazina, Pittsburgh Post-Gazette; Ed Jones, TranSystem (in person); Eric Madden, JMT; George Settelmaier, KS Engineers; Jon Livingston, Jacobs; Karen Gabel, Erdman Anthony; Ken Utsick, ATCS; Mark Karolski, Buchart Horn; Mike Houser, Markosky (in person); Paul McNamee, KCI; Paul Archibald; Peter Berg, TranSystems (in person) and Roger Eaton, HDR.



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 present. 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 a reclassification, department reorganization, new hires, and requests to create and fill positions in the Engineering department.

The Commissioners also discussed Docket No. 2015-12895 and 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 August 3, 2021 be approved and filed as submitted-was made by Commissioner Wozniak, seconded by Commissioner Ahmad, and passed unanimously.



COMMUNICATIONS

Motion-That the Commission approve the memos received from the Chief Counsel and Asst. CFO-Financial Administration-was made by Commissioner Wozniak, seconded by Commissioner Ahmad, and passed unanimously.



PERSONNEL

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



UNFINISHED BUSINESS

No Unfinished Business to consider.



CHANGE ORDERS

Motion-That the Commission approves the Change Orders and Final Payments for the items listed in memos "a" through "d":

- a. Change Order #1 and Final Payment for Contract #EN-00245-03-04 for bridge repairs between MP 236.22 and MP 356.42, MP H40.83 and MP H43.44 with J.P.S. Construction Co., Inc., for a decrease of \$291,344.60; to reflect the actual cost of the completed work authorizations; for a final contract value of \$2,208,655.40 and final amount due to the contractor of \$102,757.72;
- b. Change Order #4 and Final Payment for Contract #A-051.36S002-3-02 for painting and rehabilitation of Bridges NB-323, NB-327 and NB-328 between MP A51.36 and MP A51.82 with Road-Con, Inc. for a decrease of \$33,561.40; for normal quantity adjustments to balance items to actual work completed; for a final contract value of \$2,941,118.22 and final amount due to the contractor of \$1,398.60;
- c. Change Order #1 for Contract #EN-00277-03-07 for roadway and miscellaneous repairs between MP A31.34 and MP A130.64 with New Enterprise Stone & Lime Co., Inc., for an increase of \$2,500,000.00 to complete unanticipated repairs between MP A95.00 and MP A101.00; for a revised not-to-exceed amount of \$7,000,000.00;
- d. Change Order #1 and Final Payment for Contract #EN-00250-03-05 for roadway and miscellaneous repairs between MP 201.58 and MP 299.98 with New Enterprise Stone & Lime Co., Inc., for a decrease of \$2,561,850.81 to reflect the actual cost of the completed work authorizations; for a final contract value of \$1,438,149.19 and final amount due to the contractor of \$28,762.98.

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



AGREEMENTS

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

- a. Assignment Agreement with CDI-Infrastructure, LLC d/b/a/ L.R. Kimball, to assign its active contracts to TranSystems Corporation d/b/a TranSystems Corporation Consultants due to TranSystems Corp. acquisition of CDI-Infrastructure, LLC;
- b. Reimbursement Agreement with Sunoco Pipeline, L.P (Sunoco) to reimburse Sunoco the cost for the engineering and utility relocation work necessary for the Lafayette Street Interchange at MP 331.60; at a not-to-exceed amount of \$6,828,911.25;
- c. License Agreement with Lehigh Valley Custom Homes, LLC (LVCH) for a drainage easement at MP A53.00 NB necessary for the development of property owned by LVCH that is adjacent to the Turnpike.

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



RIGHT-OF-WAY REQUESTS

Motion-That the Commission approve the Right-of-Way Requests for the items listed in memos “a” and “h”:

- a. Settlement of Right-of-Way #17781 and #17728 (Connie M. Hart; Range Resources-Appalachia, LLC; Daniel Machek; Michael Machek; Marta Zak, JTWRS), a partial take parcels necessary for construction of the Southern Beltway, Rt. 22 to I-79, by authorizing payment of \$7,100.00 representing estimated just compensation to Connie M. Hart and Range Resources-Appalachia, LLC; also authorize payment of \$35,000.00 representing estimated just compensation to Daniel Machek, Michael Machek and Marta Zak; authorize the fee simple transfer of the remnant parcel of Right-of-Way 17723; and authorize appropriate Commission officials to execute the Joint Settlement Agreement, deed and other documents that may be required;
- b. Settlement of Right-of-Way #14S603 (United States Steel Corporation, successor in interest to Carnegie Steel Company), a partial take parcel necessary for construction of the Mon-Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$2,473,702.50 representing fair market value and pro-rated taxes to United States Steel Corporation; 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;

- c. Acquisition of Right-of-Way #14S711 (United States Steel Corporation, successor in interest to Carnegie Steel Company); a partial take parcel necessary for construction of the Mon-Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$4,234.50 representing fair market value and pro-rated taxes to United States Steel Corporation; 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. Settlement of Right-of-Way #14S051 (United States Steel Corporation, successor in interest to Carnegie-Illinois Steel Company); a partial take parcel necessary for construction of the Mon-Fayette Expressway, Rt. 51 to I-376, by authorizing payment of \$341,421.50 representing fair market value and pro-rated taxes to United States Steel Corporation; 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;
- e. Acquisition of Right-of-Way #8334-D (David M. Jandl), a partial take parcel necessary for the bridge replacement project at MP A59.55 by authorizing payment of \$3,300.00 representing fair market value to David M. Jandl; authorize the appropriate Commission officials to execute the Temporary Construction Easement 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 the Temporary Construction Easement as prepared by the Legal Department;
- f. Acquisition of Right-of-Way #6168-A (Kathy Ramsey; Jacob Colletti), a total take parcel necessary for construction of the Lafayette Street Connector by authorizing payment of \$741,228.93 representing fair market value, pro-rated taxes and recording fees to Diversified Settlement Services, Inc., 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;
- g. Acquisition of Right-of-Way #14S040 (The Port Authority of Allegheny County), a partial take parcel necessary for construction of the Mon/Fayette Expressway, Rt. 51 to I-376, authorize the appropriate Commission officials to execute the Agreement of Sale and other documents that may be required for closing; and authorize payment of Statutory 710 damages as calculated by the Right-of-Way Administrator and approved by the Chief Counsel;
- h. Settlement Agreement with Jay W. Lewis, Jr. and Nickole L. Smith Lewis, owners of property adjacent to the Southern Beltway limited access right-of-way; for the transfer of landlocked, surplus property to the Lewis; and authorize the appropriate Commission officials to execute the Settlement Agreement, Subdivision Plan, Deed and other documents that may be required for

closing; transfer of the surplus parcel is contingent upon the execution and delivery of a Full and Final Settlement Agreement and Release of Claims as drafted by the Legal Department.

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



ADVERTISING

Motion-That the Commission approve advertising for IT Project Management and Business Analysis Services for four (4) years-was made by Commissioner Wozniak, seconded by Commissioner Ahmad, and passed unanimously.



PURCHASE ORDERS

Motion-That the Commission approves the Change Orders and Issuance of Purchase Orders for the items listed in memos "a" through "f":

- a. Asphalt joint sealant with Crafcoc, Inc; for additional funding through the end of the contract (November 2021); at a cost of \$60,000.00;
- b. Maintenance services for the microwave towers with Nokia of America Corp.; exercising the option to renew the agreement for five years (through October 1, 2026); at a cost of \$712,933.70;
- c. F5 load balancer upgrade and replacement of hardware and license support with ePlus Technology, Inc.; exercising the option to renew the agreement for an additional year (through September 2022); at a cost of \$212,428.36;
- d. Access Control System hardware, software, maintenance and support with Genetec (through September 2026) in accordance with COSTARS Contract 040-012, to include video system support; at a cost of \$157,023.60;
- e. Maintenance for the tunnel control system at the Blue Mountain and Kittatinny Tunnels (September 2021-May 2026) and Tuscarora Tunnel (September 2021-May 2022), to Optimum Controls, Corp.; at a cost of \$176,400.00;
- f. Data licensing for Digital Map Products (DMP) Smart Parcels, exercising the option to renew the agreement with Carahsoft Technology, Corp. (through August 2023); at a cost of \$87,720.00.

-was made by Commissioner Wozniak, seconded by Commissioner Ahmad, 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 #EN-00283-03-02 for sinkhole repairs between MP 199.26 and MP 312.03, to the lowest responsive and responsible bidder, New Enterprise Stone & Lime Co., Inc.; at a not-to-exceed amount of \$2,000,000.00;
- b. Contract #A-070.60F001-3-05 for HVAC work at the Eastern Training facility at MP A70.60NB, to the lowest responsive and responsible bidder, K.C. Mechanical Service, Inc.; at a not-to-exceed amount of \$294,300.00 and a contingency of \$10,000.00;
- c. Contract #A-070.60F001-3-03 for plumbing work at the Eastern Training facility at MP A70.60NB, to the lowest responsive and responsible bidder, K.C. Mechanical Service, Inc.; at a not-to-exceed amount of \$297,000.00 and a contingency of \$10,000.00.

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



SUPPLEMENTAL AGREEMENTS

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

- a. Supplemental Agreement #1 with Gannett Fleming, Inc. for design services for the total reconstruction project from MP A53.00 to MP A57.00, for an increase of \$18,000,000.00 to complete final design of this complex total reconstruction project that includes the complete reconfiguration of the Lehigh Valley Interchange and toll plaza and the complete replacement of five (5) bridges that will require difficult construction staging; for a revised not-to-exceed amount of \$30,000,000.00;
- b. Supplemental Agreement #2 with ms consultants, inc. for design services for the total reconstruction project from MP 28.00 to MP 31.00, for an increase of \$3,000,000.00 to complete the reconfiguration design of the Warrendale Toll Plaza; for a revised not-to-exceed amount of \$14,500,000.00;
- c. Supplemental Agreement #4 with CDR Maguire, Inc. for construction management services for the Southern Beltway, Rt. 22 to I-79, for an increase of \$1,900,000.00 for additional construction management services for S.R. 0980 drainage piping and stream relocation work; Section 55C2-1 staffing beyond the timeframe that was originally anticipated; Section 55M staffing beyond the timeframe that was originally anticipated; Section 55C1-1 close-out efforts beyond what was originally anticipated; and additional PA DEP environmental permit close-out requirements; for a revised not-to-exceed amount of \$25,900,000.00.

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



RESCISSION AND AWARD

Motion-That the Commission approve the rescission of a contract award to CDI-Infrastructure, LLC d/b/a /L.R. Kimball (CDI-Infrastructure) for construction inspection services for roadway and bridge reconstruction from MP A38.00 to MP A43.00; and approve the award of the contract to TranSystems Corporation d/b/a/ TranSystems Corporation Consultants (TranSystems) due to TranSystems acquisition of CDI-Infrastructure-was made by Commissioner Wozniak, seconded by Commissioner Ahmad, and passed unanimously.

NEXT COMMISSION MEETING

The next meeting of the Pennsylvania Turnpike Commission will be held on Tuesday, September 7, 2021 beginning at 11:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 11:30 a.m.-was made by Commissioner Wozniak, seconded by Commissioner Ahmad, and passed unanimously.



PREPARED BY:

Ann Louise Edwards
Assistant Secretary Treasurer

APPROVED BY:

John Wozniak
Secretary Treasurer