

MINUTES OF THE COMMISSION MEETING HELD OCTOBER 7, 2014

A formal telephone meeting of the Pennsylvania Turnpike Commission convened at 11:20 a.m. October 7, 2014 at the Central Office located in Highspire, Pennsylvania. Available via the telephone for the meeting were William K. Lieberman, Chairman; A. Michael Pratt, Esquire, Vice Chairman; Pasquale T. Deon, Sr., Secretary Treasurer, Sean Logan, Commissioner and Barry J. Schoch, P.E., Secretary of Transportation.

Present for the meeting were Mark P. Compton, Chief Executive Officer; Craig R. Shuey, Chief Operating Officer; Larry Bankert, Chief Engineer, Michael Baker Jr., Inc.; Todd S. Garrison, Director of Maintenance; Nikolaus Grieshaber, Chief Financial Officer; Doreen A. McCall, Chief Counsel; Myneca Y. Ojo, Director of Diversity and Inclusion; Stacia Ritter, Director of Government Affairs and Ann Louise Edmunds, Assistant Secretary Treasurer.

Also in attendance were Susan Carson-Casoni, Cash Manager; John Christensen, Director of Facilities & Energy Management Operations; Richard C. Dreher, Assistant CFO; Jason Falchek, Technician of PC/LAN Systems; Kelly Horvath, Executive Administrative Assistant; Donald S. Klingensmith, P.E., Director of Procurement & Logistics; Jeffrey A. Naugle, Manager of Treasury Operations; Michael D. Shaak, P.E., Assistant Chief Engineer-Construction; Ralph Jones, US Bank; Peter Kuhne, Atkins; Kevin Clark, Cosmos Technologies, Inc.; Kenneth McClain, URS Corporation; Richard Hilboky, Gibson-Thomas Engineering Co., Inc.; Matthew Hickson, TPD; Robert Prophet, TPD; John Burkhardt, Jr., TPD; Glenn Deppert, Arora and Associates; Thomas Cushman, Jr.; AECOM; Daniel Giles, HDR; Quentin Rissler, Larson Design Group; Troy Holloway, Century Engineering; Kristi Reichard; Raudenbush Engineering, Inc.; Dave Snively, AMT; and Paul McNamee, KCI.



Ms. Edmunds led the Commissioners and staff 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 terminations, promotions, new hires, vacancies and requests to abolish; to create, post and fill; to create and fill and to post and fill positions in the Executive Office, Maintenance and Facility and Energy Management Operations departments.

The Commissioners also discussed Docket Nos. 12-10238 and 3949 and 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 at this time 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, efficient, effective and dignified meeting, all persons wishing to address the Commission should have signed in and requested time to speak. If you have not done so, you are invited to do so.

Commissioners, we have no requests to address the Commission. At this time all visitors introduced themselves.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held September 16, 2014 be approved and filed as submitted-was made by Commissioner Schoch, 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 and Logistics-was made by Commissioner Schoch, seconded by Commissioner Deon, and passed unanimously.



PERSONNEL

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



NEW BUSINESS

POLICY LETTERS

Motion-That the Commission approves a new Policy Letter, revisions to existing Policy Letters and elimination of a Policy Letter as listed in memos "a" through "d":

- a. Revisions to Policy Letter 5.3, Facility Security Policy, to rename the policy "Access Control Policy" and to update the policy to reflect operational and procedural changes;
- b. Revisions to Policy Letter 6.3, Procedure for Issuance of Pennsylvania Turnpike Keys, to rename the policy "Procedure for Management of Pennsylvania Turnpike Keys" and to update the policy to reflect operational and procedural changes;
- c. Elimination of Policy Letter 7.2, Non-Revenue Cards for Individuals Who Are Not Turnpike Employees; creation of Policy Letter 7.13, "Non-Revenue Cards for Individuals Who are Not Turnpike Employees", to reflect operational and procedural changes of Policy Letter 7.2;
- d. New Policy Letter 7.14, "Non-Revenue Cards for Employees", to govern the issuance, usage and procedures of Non-Revenue Cards for employees of the Commission;

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

Items "e" and "f" were removed from the Agenda.



AGREEMENTS

Motion-That the Commission approves the negotiation and execution of the Agreements and Amendments for the items listed in memos "a, b, c and e":

- a. Reimbursement Agreement with PECO Energy Co. to reimburse PECO the costs to perform the required engineering and facility relocation work necessary for the I-95 Interchange project (Bridge DB-239 at MP 355.08), at a not-to-exceed amount of \$156,925.00;
- b. Amendment to our agreement with Hartford for short term disability, to extend our agreement for six months (December 1, 2014 – May 30, 2015); at an approximate cost of \$256,000.00;
- c. Agreement with the Pennsylvania State University and The Thomas D. Larson Pennsylvania Transportation Institute to produce three or more training videos to be used to train and educate maintenance employees for operations, safety and preventative maintenance of equipment, at a not-to-exceed amount of \$30,000.00;
- e. Amendments to our agreements with two (2) Trustee Banks for an additional year; and authorization to advertise for the third Trustee Service:
 - Exercising our option to renew our Trustee Services agreement with US Bank N.A. for the Senior Bonds, at an approximate cost of \$100,000.00;
 - Exercising our option to renew our Trustee Services agreement with Wells Fargo Bank N.A. for the Subordinate Bonds, at an approximate cost of \$45,000.00;
 - Advertise for Trustee Services for the Oil Franchise Bonds, Special Obligation Bonds and the Motor Vehicle Registration Fee Bonds;

-was made by Commissioner Schoch, seconded by Commissioner Deon; Commissioner Pratt abstained.
VICE CHAIRMAN PRATT: I ABSTAIN ON THESE ITEMS BECAUSE THE VENDORS LISTED ARE CURRENT OR FORMER CLIENTS OF MY FIRM.

Approve the negotiation and execution of the Agreement, Amendment and Work Order for the items listed in memos "d, f and g":

- d. Amendment to our agreement with Castle Branch, Inc. for pre-employment screening services, exercising our option to renew the agreement for an additional year (thru January 31, 2016), at a cost of \$10,000.00;
- f. Reimbursement Agreement with PPL Electric Utilities Corporation to reimburse PPL the cost for the facility relocation work necessary for the replacement of Bridge EB-207 at MP 242.29; at a not-to-exceed amount of \$74,531.71;

- g. Work Order #30 with TransCore to replace 400 existing Vehicle Classification Devices (VCD) and Lane Controllers (LC) with one self-contained unit (Lane Processing Unit); at a not-to-exceed amount of \$8,051,478.00.

-was made by Commissioner Schoch, 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" and "b":

- a. Acquisition of Right-of-Way #14072-A1 (John T. & Gretchen M. Bennett), a partial take parcel necessary for the total reconstruction project from MP 40.00 to MP 48.00, by authorizing payment of fair market value, pro-rated taxes and Section 710 fees of \$14,541.50 to John T. and Gretchen M. Bennett; 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 Administration 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;
- b. Acquisition of Right-of-Way #5117-RA (Leon H. & Dorothy A. Lichty), a total take parcel necessary for the total reconstruction project from MP 298.00 to MP 302.00, by authorizing payment of fair market value, pro-rated taxes, replacement housing supplement and closing costs of \$230,616.28 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 Administration 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.

-was approved by Commissioner Schoch, seconded by Commissioner Deon, and passed unanimously.



ADVERTISING

Motion-That the Commission approves advertising for the items listed in memos "a" and "b":

- a. Two (2) open-end contracts for traffic engineering services systemwide;

- b. Contract #T-129.00T001-3-06 for the New Baltimore slope remediation from MP 127.23 to MP 129.37.

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



AWARD OF BIDS, CHANGE ORDERS & ISSUANCE OF PURCHASE ORDERS

Motion-That the Commission approves the Award of Bids, Change Orders and the Issuance of Purchase Orders for the items listed in memos “a, b, d and e”

- a. Rental of a pothole patcher with Patch Management, Inc., exercising the option to renew the agreement for an additional year (January 1, 2015 – December 31, 2015); at \$100,000.00;
- b. AET vehicle classification hardware and IDRIS software, to 3M Company; at a total award of \$179,416.00;
- d. Change Orders for diesel motor fuel and heating/emergency generator fuel (January 1, 2013 – December 31, 2014), due to the high usage during the severe winter;

	Change Order
Mansfield Oil Co.	\$275,000.00
Glassmere Fuel Service	<u>50,000.00</u>
TOTAL CHANGE ORDERS:	\$325,000.00

- e. Tree clearing from MP 312.00 to MP 319.00, to the lowest responsive and responsible bidder, Independence Constructors Corp.; at a total award of \$674,488.50.

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

Motion-That the Commission approves the Award of a Bid and the Issuance of a Purchase Order for the item listed in memo “c”:

- c. Accuweather license fee with DELL Marketing, LP, exercising the option to renew the agreement for an additional year (October 1, 2014 – September 30, 2015); at \$59,000.00;

-was made by Commissioner Schoch, seconded by Commissioner Deon; Commissioner Lieberman abstained.

CHAIRMAN LIEBERMAN: I ABSTAIN ON THIS ITEM BECAUSE I SIT ON A BOARD THAT DOES BUSINESS WITH DELL.

The motion passed.



AWARD OF CONTRACTS

Motion-That the Commission approves the Award of Contracts for the items listed in memos "a" through "c":

- a. Contract #EN-00124-03-04 for sinkhole repairs between MP 199.26 and MP 312.03 to the lowest responsive and responsible bidder, Bi State Construction Co., Inc.; at a not-to-exceed amount of \$500,000.00;
- b. Contract #T-355.00P002-3-02 for the replacement of Bridge DB-239 (S-34063) at MP 355.08, to the lowest responsive and responsible bidder, Neshaminy Constructors, Inc.; at a not-to-exceed amount of \$5,587,973.43 and a contingency of \$250,000.00;
- c. Contract #EN-00124-03-05 for sinkhole repairs between MP 312.03 and MP 358.11 and between MP A20.00 and MP A70.07, to the lowest responsive and responsible bidder, New Enterprise Stone & Lime Co., Inc.; at a not-to-exceed amount of \$1,000,000.00.

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



CHANGE ORDERS AND FINAL PAYMENTS

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

- a. Change Order #4 and Final Payment for Contract #T-109.91R001-3-02 with New Enterprise Stone and Lime Company, Inc. for construction of Somerset Interchange Five Points Intersection at MP 109.91, for an additional \$2,272.00 to balance contract items to actual work completed and the removal of pavement markings at MP 103.47 for safety reasons; for a final contract value of \$4,680,093.82 and final amount due to the contractor of \$49,050.22;
- b. Change Order #1 and Final Payment for Contract #EN-00118-03-07 with Road-Con, Inc. for roadway and miscellaneous repairs between MP 298.33 and MP 358.11, for a decrease of \$807,002.12 to balance contract items to actual work completed, a 34-day time extension due to increased quantities and coordination issues with adjacent projects; for a final contract value of \$2,192,997.88 and final amount due to the contractor of \$43,859.96;
- c. Change Order #1 for Contract T-187.00R002-3-02 with Swank Construction Company, LLC for drainage and sinkhole repairs at MP 187.30, for a decrease of \$124,201.75 for value engineering proposal that includes the elimination of the impervious rock lined channel and replacement of the rock lined channel with the installation of thermoplastic pipe and inlets to convey the storm water throughout the area; for a revised not-to-exceed amount of \$520,962.00.

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



PSPC ITEMS

Motion-That the Commission approves the award of services and authorizes the negotiation and execution of an agreement with the selected firm for the items listed in memos “a, b, d, e and f”:

- a. RFP #4733; Emergency spill and response provider from MP A57.40 to MP A130.60;
 - 1. Rapid Response, Inc. / Environmental Waste Minimization, Inc.-AWARDED-was made by Commissioner Schoch, seconded by Commissioner Deon, and passed unanimously.

- b. Ref #1-166; Open-end material inspection and lab testing services-West;
 - 1. Quality Engineering Solutions, Inc.-AWARDED-was made by Commissioner Schoch, seconded by Commissioner Deon, and passed unanimously.

- d. Ref #5-096; Total reconstruction project from MP A53.00 to MP A57.00;
 - 1. Gannett Fleming, Inc.-AWARDED
 - 2. Century Engineering, Inc.
 - 3. Alfred Benesch & Company-was made by Commissioner Schoch, seconded by Commissioner Deon, and passed unanimously.

- e. Ref #5-095; Total reconstruction project from MP A48.00 to MP A53.00;
 - 1. Jacobs Engineering Group, Inc.-AWARDED
 - 2. Stantec Consulting Services, Inc.
 - 3. HDR Engineering, Inc.-was made by Commissioner Schoch, seconded by Commissioner Deon, and passed unanimously.

- f. Ref #5-085; Total reconstruction project from MP A44.00 to MP A48.00;
 - 1. Traffic Planning and Design, Inc.-AWARDED
 - 2. Century Engineering, Inc.
 - 3. Jacobs Engineering Group, Inc.-was made by Commissioner Schoch, seconded by Commissioner Deon, and passed unanimously.

Item “c” was removed from the Agenda.



NEXT COMMISSION MEETING

Ms. Edmunds-The next meeting of the Pennsylvania Turnpike Commission will be held on Tuesday, October 21, 2014 beginning at 9:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 11:38 a.m. – was made by Commissioner Lieberman, seconded by Commissioner Deon.



PREPARED BY:

APPROVED BY:

Ann Louise Edmunds
Assistant Secretary Treasurer

Pasquale T. Deon, Sr.
Secretary Treasurer