

MINUTES OF THE COMMISSION MEETING HELD OCTOBER 21, 2014

A formal meeting of the Pennsylvania Turnpike commission convened at 11:20 a.m. October 21, 2014 at the Central Office located in Highspire, Pennsylvania. Present 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.

Other present for the meeting were Mark P. Compton, Chief Executive Officer; Craig R. Shuey, Chief Operating Officer; Larry Bankert, Chief Engineer for Michael Baker Jr., Inc.; Robert F. Brady, Director of Operations/Projects-East; William J. Capone, Chief of Communications & Public Relations; Scott D. Fairholm, Chief Information Officer; Todd S. Garrison, Director of Maintenance; Nikolaus Grieshaber, Chief Financial Officer; Bradley J. Heigel, P.E., Chief Engineer; Jeffrey L. Hess, Director of Fare Collection and Field Operations; Doreen A. McCall, Chief Counsel; Ray Morrow, Chief Compliance Officer; Myneca Y. Ojo, Director of Diversity and Inclusion; Stacia A. Ritter, Director of Government Affairs and Ann Louise Edmunds, Assistant Secretary Treasurer.

Also in attendance were Christine J. Baker, Public Information/Photo Specialist; Charlie Camp, Fare Collection Operations Manager; John Christensen, Director of FEMO; Renee Colborn, Manager of Media and Public Relations; Carl E. Defebo, Jr., Director of Public Relations & Marketing; Richard S. Dipiero, Senior Fare Collection Operations Manager; Richard C. Dreher, Assistant CFO; Kelly Horvath, Executive Administrative Assistant; Robert Kleimenhagen, Jr., Strategic Planning Coordinator; Donald S. Klingensmith, P.E., Director of Contracts Administration; Donna Lapano, Executive Office Assistant; Gina M. Murray, Engineering Contracts Supervisor; Jeffrey A. Naugle, Manager of Treasury Operations; Cindy Smith, General Accountant II; Mark A. Strause, Technician of PC/LAN Systems; Alan Williamson, Senior Engineer Project Manager; Steve Barber, Michael Baker, Jr., Inc.; Peter Kuhne, Atkins; Kristi Reichard, Raudenbush Engineering, Inc.; Louis Norella, GPI; Glenn Deppert, Arora and Associates, P.C.; Damon Rhodes, LDG; Jon Livingston, Jacobs; Paul McNamee, KCI Technologies; David Snively, AMT; Michael Bond, Burns Group; William Sauers, C.S. Davidson, Inc.; Pamela Conti, Parsons Brinckerhoff; Mike Seitz, Fox 43; Dave Rupp, WGAL; Mary Farrell, InfoLogistics; Mark Hall, ABC27; Kyrie George, ABC27; Kevin Zwick, Capitolwire; Rich, CBS 21 and Lara Greenberg, CBS21.



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 present.



SUNSHINE ANNOUNCEMENT

The Commissioners met in Executive Session prior to today's Formal Agenda Session to consider matters of personnel, which included a promotion, terminations, new hires, vacancies and requests to post and fill; and to fill positions in the Eastern Regional Office and the Fare Collection Department.

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 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 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; all visitors stood and introduced themselves.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held October 7, 2014 be approved and filed as submitted-was made by Commissioner Logan, 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 Pratt, seconded by Commissioner Deon, and passed unanimously.



NEW BUSINESS

POLICY LETTERS-REMOVED FROM THE AGENDA



AGREEMENTS, AMENDMENTS, WORK ORDER

Motion-That the Commission approves the negotiation and execution of the Amendments, Agreements and a Work Order for the items listed in memos “a” through “d”:

- a. Amendment to our agreement with Ross Body and Frame Works d/b/a A-1 Towing for authorized service provider coverage from MP A37.90 to MP A67.50, to extend the month-to-month contract for an additional year;
- b. Amendment to our agreements with Lenzi Service Station, Inc. for authorized service provider coverage from MP M28.00 to MP M39.00; and amendment to our agreement with CT Auto Recyclers for authorized service provider coverage from MP M39.10 to MP M54.00, to extend the month-to-month contracts for an additional year;
- c. Settlement Agreement and Release with Sharon Williams and authorize the issuance of the workers’ compensation settlement payment;
- d. Work Order #42 with TransCore to provide: 1. all engineering software development and equipment required to integrate, install and make operable All Electronic Tolling in place; 2. roadside license plate image system hardware, software, connectivity and supports required to capture entry and exit images in all current conventional and express lanes associated with each highway system with the exception of the Southern Beltway; 3. and the removal of all existing Automatic Ticket Issuing Machines, Automatic Multi-Mode machines, collector interface equipment and construction of booth closure panels; at a not-to-exceed amount of \$44,735,128.00.

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



RIGHT-OF-WAY REQUESTS

Motion-That the Commission approves the acquisition of Right-of-Way #3122-A (*Scott A. Holtry*), a partial take parcel necessary for the total reconstruction project from MP 202.00 to MP 206.00, by authorizing payment of fair market value and pro-rated taxes of \$8,323.00 to Scott A. Holtry; authorize the appropriate Commission officials to execute the agreement of sale and other documents as 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 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. Insurance Broker to procure insurance for OCIP on a project for the Southern Beltway from US 22 to I-79;
- b. Human Resources services for employee transition management for the All-Electronic (AET) Conversion.

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



AWARD OF BIDS, CHANGE ORDERS AND 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" through "d":

- a. Change Order for two (2) Telephone Expense Management SME resources (July 14, 2014 – November 14, 2014) to extend the resources to investigate future options for growth of our radio backbone network, utilizing the Commonwealth's contract with Computer Aid, Inc.; at a cost of \$88,808.00;
- b. Change Order for an SAP HCM Functional Business Analyst resource, to extend the resources to assist with the KPMG project and IT staffing realignment project, utilizing the Commonwealth's contract with Computer Aid, Inc.; at a cost of \$79,000.00;

- c. Ten (10) Chevrolet 2500 HD crew cab pickup trucks (First Responders), utilizing the Commonwealth's contract with Apple Automotive Group; at a total award of \$390,880.00;
- d. Automated Data Collection (November 1, 2014 – October 31, 2015), exercising the option to renew the agreement with Applied Research Associates, Inc.; at a cost of \$78,900.00.

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



AWARD OF A CONTRACT

Motion-That the Commission approves the Award of Contract # T-028.45T001-3-02 for the replacement of Bridge WB-400 at MP 29.33, to the lowest responsive and responsible bidder, Joseph B. Fay Co.; at a not-to-exceed amount of \$6,363,407.50 and a contingency of \$300,000.00-was made by Commissioner Deon, seconded by Commissioner Pratt, and passed unanimously.



PSPC AWARDS

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" and "b":

- a. Ref #3-265; Open-end mechanical, electrical and plumbing (MEP) services, systemwide;
 - 1. L.D. Astorino & Associates, Ltd.-AWARDED
 - 2. Borton-Lawson Engineering, Inc.
 - 3. Burns Engineering, Inc.

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

CHAIRMAN LIEBERMAN: I abstain on this item because L.D. Astorino & Associates, Ltd. is a client of my firm.

The motion passed.

- b. Ref #3-264; Open-end construction technical and management services, systemwide;
 - 1. Quality Engineering Solutions, Inc.-AWARDED
 - 2. Volkert, Inc.
 - 3. Navarro & Wright Consulting Engineers, Inc.

-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 and c-d":

- a. Change Order #4 and Final Payment for Contract #A-059.00R001-3-02 with New Enterprise Stone and Lime Co., Inc. for bituminous resurfacing and bridge painting between MP A58.11 and MP A68.00, for a decrease of \$522,923.62 to balance items to actual work completed, changes for the installation and removal of additional temporary concrete barrier to help expedite the work on three bridges, and a 29-day time extension due to the increase in contract item quantities; for a final contract value of \$7,708,257.69 and final amount due to the contractor of \$318,939.71;
- c. Change Order #3 and Final Payment for Contract #T-355.00P001-3-05 with Carr & Duff, Inc. for Advanced ITS Deployment for I-276/I-95 Interchange project, MP 350.20 to MP 359.00, for a decrease of \$389,241.96 to balance items to actual work completed; for a final contract value of \$2,966,937.92 and final amount due to the contractor of \$74,971.27;
- d. Change Order #1 for Contract #T-333.59F001-3-05 with Boro Developers, Inc. dba Boro Construction for heating, ventilation and air conditioning at the Plymouth Meeting Maintenance facility, for an increase of \$85,372.70 for additional well casings used at seven well locations for the Geothermal system; for a revised not-to-exceed amount of \$1,496,372.70.

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

Motion-That the Commission approves the Change Order for the item listed in memo "b":

- b. Change Order #2 for Contract #S-006.00X002-3-04 with Mosites Construction Company for roadway and bridge construction of the Southern Beltway, Section 55A1-1 between MP S5.08 and MP S5.64, for an increase of \$54,925.04 for escalation costs of concrete, rebar, labor and supervision for 2015 rates, and a 62-day time extension for additional pile driving lengths at 17 locations due to geological conditions; for a revised not-to-exceed amount of \$14,442,985.76;

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

CHAIRMAN LIEBERMAN: I abstain on this item because Mosites Construction Company is a client of my firm.

The motion passed.



PAYMENT OF INVOICE

Motion-That the Commission approves payment from the PA Department of Labor and Industry for the 2014 Notice of Assessments from the Bureau of Workers' Compensation in the amount of \$15,836.00, for the Supersedeas and Subsequent Injury Fund-was made by Commissioner Deon, seconded by Commissioner Pratt, and passed unanimously.



ESTABLISHMENT/AMENDING POOLS

Motion-That the Commission approves the establishment of pools for the item listed in memo "a":

a. Establishment of pools from which underwriting services will be selected to provide professional and other specialized services; and approval to include the selected qualified firms in the various pools:

- Senior Book-running Manager
- Co-manager

-was made by Commissioner Deon, seconded by Commissioner Schoch; Commissioner Pratt abstained.
VICE CHAIRMAN PRATT: I abstain on this item because my firm represents various banks who may or may not be engaged for this service.

Motion-That the Commission approves amending pools for the items listed in memos "b" and "c":

b. Amend the pool of qualified real estate appraisers for real estate appraisal services to include Ferlic Appraisal Service to the qualified pool;

c. Amend the pool of qualified real estate appraisers for machinery and equipment appraisal services to include Keystone Acquisition Services Corporation to the qualified pool;

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

Motion-That the Commission approves the establishment of pools for the item listed in memo "d":

d. Establishment of pools from which Bond Counsel will be selected to provide professional services as bond, special, underwriters and disclosure counsel; and approval to include the selected qualified firms in the various pools:

- Lead Counsel
- Co-Counsel

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

CHAIRMAN LIEBERMAN: I abstain on this item because vendors listed on the pools are clients of my firm.

COMMISSIONER LOGAN: I abstain on this item because I had a past business relationship with a firm on the list.

The motion passed.



ITEM ADDED TO THE AGENDA

AMENDMENT

Motion-That the Commission approves the negotiation and execution of an amendment with Spencer Advertising and Marketing, Inc. for advertising service, for an additional \$325,000.00 for a work zone safety campaign to make significant impacts on the motorist travelling in our work zone, especially in the wake of two fatal work zone accidents in the last two years; for a revised not-to-

exceed amount of \$550,000.00-was made by Commissioner Deon, seconded by Commissioner Pratt, and passed unanimously.



POST-FORMAL MEETING

Mark Compton introduced the Advisory Committee member, Maureen Lally-Green, John L. Gedid and M. G. Patel. Maureen Lally-Green spoke on behalf of the Committee regarding the findings of the Committee. The Chairman concluded asking the Committee member to continue for another year.

ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 11:54 a.m.-was made by Commissioner Lieberman, seconded by Commissioner Deon, and passed unanimously.



PREPARED BY:

APPROVED BY:

Ann Louise Edmunds
Assistant Secretary Treasurer

Pasquale T. Deon, Sr.
Secretary Treasurer