

MINUTES OF THE COMMISSION MEETING HELD FEBRUARY 6, 2024

A formal meeting of the Pennsylvania Turnpike Commission convened at 11:02 a.m. on Tuesday, February 6, 2024 at the Central Office located in Middletown, Pennsylvania. Present for the meeting were Pasquale T. Deon, Sr., Commissioner, and Sean Logan, Commissioner. Available via telephone were William K. Lieberman, Vice Chair; Dr. Keith Leaphart, Secretary Treasurer; and Michael Rebert, Acting Deputy Secretary for Highway Administration.

Also available for the meeting were Mark Compton, Chief Executive Officer; Craig Shuey, Chief Operating Officer; Brad Heigel, Chief Engineer; Doreen McCall, Chief Counsel; Kelli Roberts, Chief Strategy and Communications Officer; Rick Dreher, Chief Financial Officer; Robert Brady, Director of Operations/Projects-East (via telephone); Robert Taylor, Chief Technology Officer; Stacie Ritter, Asst. COO-Toll Collection; Tom Porter, Michael Baker Int'l; and Ann Louise Edwards, Asst. Secretary Treasurer.

Others available via telephone were Anna Marcella, Executive Administrative Assistant (in person); Daniel Russell, Consultant (in person); Don Klingensmith, Asst. COF/Financial Administration (in person); Fawn Cassel, Contract Management Services Manager (in person); Gina Murray, Manager of Professional Services Procurement; Holly Herdman, Debt & Derivatives Manager; Jason Falchek, Unified Technology Solutions Architect (in person); Jeffrey Naugle, Manager of Treasury Operations (in person); Kelly Horvath, Executive Administrative Assistant (in person); Kevin Scheurich, Asst. Chief Engineer/Design (in person); Marcus Chaisson, Consultant (in person); Nerma Peco, Finance Trainee (in person); Sheri Norris, Director of Human Resources; Steph Newbury, Senior Procurement Specialist; Steve Marroni, Communications Specialist (in person); Tameka Hatcher, Equal Opportunity/ADA Officer; Brian Kimmett, RTC (in person); Camille Evans, Endow Law; Chris Messner, GPI; Daniel O'Brien, RBC; Erin Brenneman, M&M; J.T. Lincoln, Dewberry; Jason Bono, HDR; Jeff Hans, HDR; Karen Gabel, Erdman Anthony; Kari Gregory; Michele Donaghy, TY Lin; Mike House, Modjeski Masters; Mike Houser, Markosky; Nicki Jacobs, GPI; Roger Eaton; and Steve Barber, Michael Baker Int'l (in person).



Vice Chair Lieberman led the Commissioners, staff and visitors in the Pledge of Allegiance.



The Asst. Secretary Treasurer, Ann Louise Edwards, 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 salary adjustment, performance incentive award, promotions, reclassifications, new hires, and vacancies.

The Commissioners also discussed Docket #2020-01135 and engaged in non-deliberative, informational discussions regarding various actions and matters, which have been approved at previous public meetings.



PUBLIC COMMENT

Mrs. Edwards: While Pennsylvania Turnpike Commission Meetings are held in person, the Commission will continue to post information on its website for those who wish to attend the meeting virtually. In the coming months, the Pennsylvania Turnpike Commission will transition its virtual meeting option from WebEx to Teams. Due to this change, if you wish to virtually join the Commission meetings, you will need to use the Teams link that will be provided on the Commission’s website; dialing into Commission meetings via telephone will not be an option in Teams. Today’s meeting is being recorded and the Commission will post the recording on its website.

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.

We had no requests to address the Commission.

Rock the Capital live streamed the meeting.



MINUTES OF THE MEETING

Motion-That the Minutes of the meeting held January 16, 2024, be approved and filed as submitted-was made by Commissioner Deon, seconded by Commissioner Logan, and passed unanimously.



COMMUNICATION

Motion-That the Commission approve the memo received from the Chief Counsel-was made by Commissioner Deon, seconded by Commissioner Logan, and passed unanimously.



PERSONNEL

Motion-That the Commission approve personnel as submitted-was made by Commissioner Deon, seconded by Commissioner Logan, and passed unanimously.



UNFINISHED BUSINESS

No Unfinished Business to consider.



INVOICE

Motion-That the Commission approve payment of the E-ZPass Interagency Group’s invoice for expenses incurred in supporting the backup Virtual Private Network, for the period January – December 2023, in the amount of \$8,381.18.-was made by Commissioner Deon, seconded by Commissioner Logan, and passed unanimously.



AGREEMENTS

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

- a. Amendment to our Agreement with Digital Assurance Certification (DAC) a dissemination agent providing a comprehensive web-based solution to assist in providing additional financial and debt-related information to investors and potential investors; exercising the option to renew the agreement for an additional year (June 16, 2024 – June 16, 2025); at an estimated cost of \$17,000.00;
- b. Agreements with EMS providers for the respective coverage areas listed below in accordance with changes made by Lancaster County Emergency Management Agency for the overall coverage area previously held by Northwest EMS:
  - Municipal Emergency Services Authority – MP 256.60 to MP 265.40 (eastbound) and MP 253.00 and MP 258.70 (westbound)
  - Life Lion EMS – MP 265.50 to MP 272.70 (eastbound) and MP 258.80 to MP 266.40 (westbound)
  - Warwick EMS – MP 272.60 to MP 279.20 (eastbound) and MP 266.50 to MP 279.50 (westbound);
- c. Easement Agreement with Audubon Land Development/Morgantown 12 LLC, for the placement and continued maintenance of a traffic control signal located at the former Old Morgantown Interchange in Caernarvon Township;
- d. Maintenance Ownership Agreement with Upper Dublin Township for construction of a new ramp connecting the Commission’s limited access right-of-way at the Fort Washington Interchange to Commerce Drive; and authorize the appropriate Commission officials to execute the necessary documents, including an Easement Agreement for the new ramp right-of-way and Maintenance Agreement, as reviewed and approved by the Legal Department.

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



CHANGE ORDERS

Motion – That the Commission approve the Change Orders and Final Payment for the items listed in memos “a” through “c”:

- a. Change Order #1 and Final Payment for Contract #EN-00151-03-06 for durable pavement markings between MP 201.58 and MP 299.98 with Parking Lot Painting Company; for a decrease of \$462,799.70 to reflect the actual cost of the completed work authorizations; for a final contract value of \$4,287,200.30;
- b. Change Order #15 for Contract #T-099.00T002-3-05 for roadway reconstruction between MP 101.69 and MP 109.10 with New Enterprise Stone & Lime Co., Inc.; for an increase of \$5,971,767.80 for normal quantity adjustments, milling, excavation, rubblization of existing concrete, delineators post mounted signs, liquidated damages, emergency pull offs and price adjustments for diesel fuel costs; for a revised not-to-exceed amount \$137,265,586.71;
- c. Change Order #3 for Contract #T-087.16S001-3-02 for bridge painting and repairs between MP 87.16 and MP 90.14 with Allison Park Contractors, Inc. for a 140-day time extension due to difficulty in securing materials to install protective fencing;

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

Motion – That the Commission approve the Change Order and Final Payment for the item listed in memo “d”:

- d. Change Order #1 and Final Payment for Contract #G-007.10R001-3-02 for asphalt resurfacing at Greensburg Maintenance with Lindy Paving, Inc. for a decrease of \$188.61 for normal quantity adjustments, subbase, additional asphalt patching, elimination of the field office, and additional milling and paving; for a final contract value of \$681,081.99 and final amount due to the contractor of \$113,295.49.

-a motion was made by Commissioner Deon, seconded by Commissioner Logan, Commissioner Lieberman abstained.

COMMISSIONER LIEBERMAN: I abstain on this item because Lindy Paving, Inc. is a client of my firm. Motion passed.



ADVERTISING

Motion – That the Commission approve advertising for the items listed in memos “a” through “c”:

- a. Towing and road service provider coverage from MP 226.40 to MP 266.40;
- b. Towing and road service provider coverage from MP 83.70 to MP 127.20;
- c. Contract #A-068.00R001-3-02 for asphalt resurfacing between MP A68.10 and MP A76.65.

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



PURCHASE ORDERS

Motion-That the Commission approve the Award of Bids, Change Orders and the Issuance of Purchase Orders for the items listed in memos “a” through “e”:

- a. Nine (9) John Deere 5090E tractors, utilizing the Commonwealth’s contract with Deer Country Ag & Turf CBD & Govt Sales; at a cost of \$438,623.73;
- b. Expansion of AI OPS and cloud manager to cover our existing Enterprise Agreement and Pro-Services’ firewalls in accordance with the Federal GSA contract with ePlus Technology; at a cost of \$549,711.00;
- c. Safety-compliance services for cranes and hoists (February 6, 2024 - September 30, 2025); to the lowest responsive and responsible bidders; and permit staff to move funds between service contracts as needed during the contract term:

Konecranes, Inc.	\$530,000.00
Alan Tye & Associates LC	<u>\$400,000.00</u>
TOTAL	\$930,000.00
- d. Preventive maintenance and repair for the facilities control systems with Siemens Industry; at a cost of \$2,611,144.00;
- e. Varonis Instance software with ePlus Technology, Inc., to upgrade and migrate to Varonis Cloud for three years (February 2024 – January 2027), at a cost of \$945,008.00.

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



AWARD OF CONTRACTS

Motion-That the Commission approve the Award of Contracts for the items listed in memos “a” through “d”:

- a. Contract #EN-00287-03-03 for roadway and miscellaneous repairs between MP 0.00 and MP 122.00 to the lowest responsive and responsible bidder, Eurovia Atlantic Coast, LLC; at a not-to-exceed amount of \$5,000,000.00;
- b. Contract #EN-00287-03-07 for roadway and miscellaneous repairs between MP A31.34 and MP A130.64 to the lowest responsive and responsible bidder, J.D. Eckman, Inc.; at a not-to-exceed amount of \$6,000,000.00;

- c. Contract #EN-00287-03-05 for roadway and miscellaneous repairs between MP 201.58 and MP 299.98 to the lowest responsive and responsible bidder, J.D. Eckman, Inc.; at a not-to-exceed amount of \$3,000,000.00;
- d. Contract #EN-00313-03-05 for durable pavement markings between MP 299.98 and MP 356.42, MP H40.83 and MP H43.44, and MP A20.00 and MP A31.34 to the lowest responsive and responsible bidder, Guidemark, Inc.; at a not-to-exceed amount of \$3,000,000.00.

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



NEXT COMMISSION MEETING

The next meeting of the Pennsylvania Turnpike Commission will be held on Tuesday, February 20, 2024 beginning at 11:00 a.m.



ADJOURNMENT

Motion-That this meeting of the Pennsylvania Turnpike Commission be adjourned at 11:07 a.m.-was made by Commissioner Deon, seconded by Commissioner Logan, and passed unanimously.



PREPARED BY:

APPROVED BY:

Ann Louise Edwards  
Asst. Secretary Treasurer

Dr. Keith Leaphart  
Secretary Treasurer

ATTACHMENT:

Memo received from the Chief Counsel