

PORT AUTHORITY OF ALLEGHENY COUNTY  
MINUTES OF THE REGULAR BOARD MEETING  
FRIDAY, SEPTEMBER 23, 2016

The Regular Meeting of the Board of Port Authority of Allegheny County was held on Friday, September 23, 2016 at 9:30 a.m. at the Authority's Administration Offices, 345 Sixth Avenue, Pittsburgh, Pennsylvania, 15222-2527, pursuant to due public notice given as required by law.

**Board Members:**

Robert Hurley, Chair  
Tom Donatelli  
John Tague  
Rob Vescio  
Michelle Zmijanac  
Senator Jim Brewster  
Representative Dom Costa  
Joel Lennen, General Counsel

**Media:**

Mike Walton, Trib

**Port Authority Staff:**

Ellen McLean, chief executive officer, Jim Ritchie, Communications officer, Pete Schenk, chief financial officer, Keith Wargo, assistant general manager Engineering and Technical Support, Barry Adams, assistant general manager Human Resources, Breen Masciotra, Communications coordinator, Dan DeBone, Communications and Government Relations officer, Ed Typanski, director Grants and Capital Programs, Catherine Terrill, Professional Services contract specialist Tom Noll, director Technical Support & Capital Projects, Jerimaine Ward, Sr. Professional Services contract specialist, Robert Sechler, Professional Services contract specialist, Inez Colon, director Employment, John DeAngelis, manager Contract Administration, Jeff Faddis, contract specialist, Fred Mergner, assistant manager Scheduling and Service Planning, Amelia Keys, AFCS, Diane Williamson, executive assistant.

**Other**

Molly Nichols, PPT, Carolyn Lenigan, Joan Natko, ACTC, Glen Walsh, Rusty Loudermilk, ACCESS Rider, C. Farkas, Matt Sickles, CDM Smith, Kim Morewood, ACCESS, Chardina Cherukupalli, Patty Folan, GAI, Joe DiFiore, Parsons, Brian Miles, Stertil-Koni, John Ward, Alan Tye & Associates, Mike Moorman, WSP Parsons, Judith Andersen, WSP/Parsons, Ken Zapinski, ACCD, Henry Nutbrown, Jacobs Engineering, Robert Valenzuela.

The Chairman called the meeting to order. Following recital of the pledge of allegiance, a recommendation was made for approval of the minutes of the July 29, 2016 Regular Meeting. A motion was moved, seconded and passed.

The Chairman called on Ms. McLean for a report from the chief executive officer. Ms. McLean reported that this month our staff participated in a parking day, an annual event that envisions what streetscapes would be like without so much space dedicated to parking but instead to usable active space. Our employees set up a mock bike rack at a tent at Gateway Station and folks from Bike Pittsburgh, whose tent was nearby, brought their bikes over and several people

tried them out. We also had two members of the street team out there handing out ConnectCards with information about our fare policy changes that are coming up in just a few months.

Ms. McLean next reported on the Liberty Bridge and the extra traffic on the roads since the closure of the bridge. Port Authority, with the help of PennDot, pledged extra buses and rail cars to help alleviate the congestion. Ms. McLean noted that although our final rider numbers for September are not available for another few weeks, we have seen a 10 percent uptake in the number of people using our South Hills Village Garage, so we certainly hope that those riders, many of whom would otherwise be driving and paying for parking downtown, will continue to use the Light Rail System to save money and especially on January 1 when our fare goes from \$3.75 to \$2.50 for that area.

Ms. McLean stated that on Sunday, more than 30 bus schedules will be adjusted as part of our quarterly service change. Some of the changes are being implemented to meet our service guidelines on existing routes, and others are being implemented in response to ridership requests. She noted that includes the expansion of the 79 East Hills to Lincoln Loop, along with restoring the weekend service in 89 Garfield Commons. It is too early to say whether we'll be able to add routes next year, but we will continue to be evaluating existing routes and accepting service requests.

Ms. McLean announced that this afternoon she will be joining County Executive Rich Fitzgerald and State Senator Wayne Fontana, along with some Board members, to celebrate the reopening of the Red Line between Potomac and Fallowfield Station. This six-month project to replace embedded tracks along the one-mile stretch of Broadway Avenue has been successful and completed on time. Ms. McLean thanked the Beechview Community for its support and patience as we went through the process.

That concluded the chief executive officer's report.

Mr. Hurley thanked Ellen, staff and the contractor who did a remarkable job accommodating the community with the t-line project. He knows that there were a few people that did not appreciate the work that was undertaken and how quickly it was accomplished.

The Chairman began public comment by calling on the first speaker, Mr. Russell Loudermilk. Mr. Loudermilk stated that although he was here today to speak regarding his concerns with Port Authority's relationship with ACCESS Transportation, he is not going to do so. He explained that he had a separate meeting yesterday with his long-time friend and colleague, Dr. Charles Martoni, who will be contacting one or two of the Board members to see if they would be willing to meet with Dr. Martoni to help my issues get resolved.

Mr. Loudermilk stated that he would appreciate any help that this Board could provide in agreeing to meet with Dr. Martoni to discuss the issues he and many others with more severe disabilities are having with the ACCESS service.

The Chairman called on the next speaker, Ms. Molly Nichols from Pittsburghers for Public Transit. Ms. Nichols thanked the Board and staff again for listening to the hundreds of requests for service from residents in Garfield and Penn Hills. She said that they are thrilled about the service coming back on September 25 and she invited the Board members and staff to a celebration on October 8 in the lobby at the Kelly Strayhorn Theater at 10:30 a.m. until noon. The event is being hosted by PPT, the Bloomfield Garfield Corporation, Lincoln Park Community Center and the Kelly Strayhorn Theater. Residents from Garfield will be taking a bus ride on the 89 into East Liberty. Residents of Penn Hills will take the 79, which then becomes the 82, from Lincoln Park into town. We will hear from riders about how this bus service will make such a difference in their lives.

Ms. Nichols then stated that she wanted to highlight an important issue that has been getting a lot of attention recently and that is affordable housing. As we all know, this spring Port Authority adopted Transit-Oriented Development Guidelines which include affordable housing as a key principle. PPT commends this step and asks that the Board ensure that all developments near transit hubs include units that are affordable to those who need transit the most. She noted that we know Port Authority is paying attention to this and is evident because you co-hosted the equitable transit oriented development event at the end of August with the Cleveland Federal Reserve Bank.

Ms. Nichols then stated that Michael Spotts from Enterprise Community Partners cited a study they recently did and it showed that because lower-income people are more likely to use transit and utilize it more frequently, ridership can actually decline as an area becomes higher income. So if you are doing transit-oriented development and it's all market-rate housing and the income is going up, often you may expect ridership to go up but it doesn't in the ways expected because there isn't enough affordable housing in the place.

Ms. Nichols suggested one step that we could take now, either as individuals or in whatever positions you hold, is to lend support to the Affordable Housing Trust Fund Legislation that Councilman R. Daniel Lavelle has introduced to City Council. She announced that there is a public hearing this week about it and this would create a \$10 million fund to put toward preserving and creating affordable housing. The legislation specifically states that for projects of 20 or more units, special priority will be given to developments located in areas with frequent transit service and bikeable/walkable streets.

Ms. Nichols concluded her remarks by stating that PPT knows Port Authority's mission is to connect people to life, and you do a lot to improve the transit service, but we really want to see you play a strong role to ensure that those who need transit the most, the riders in this region, can live near the frequent transit service that we have.

The Chairman called on Ms. Zmijanac for a report of the Performance Oversight Committee. Ms. Zmijanac reported that a meeting of the Performance Oversight Committee was held on Thursday, September 15, 2016, and the minutes from the previous meeting were approved by the Committee.

Ms. Zmijanac stated that the financial results for the month of August 2016 were reported at the meeting. It was reported that total operating income exceeded budget by \$200,000 due to higher passenger revenues. Total operating expenses were below budget by approximately \$1.4 million due to lower wages, benefits and materials expense.

From a year-to-date perspective, it was reported that total operating income is \$496,000 under budget primarily due to lower passenger revenues. However, it was explained that \$230,000 of this variance is due to a late payment received in September.

Total operating expenses were reported as \$6.0 million under budget due to lower wages, fuel costs and professional service expenses. The total subsidies for the first two months of the fiscal year were reported as \$417,000 under budget which is a timing issue.

Ms. Zmijanac stated that there were 11 resolutions reviewed at the meeting by the Performance Oversight Committee for consideration by the Board. However, one of the resolutions has since been withdrawn and will be considered at a subsequent time.

The Performance Oversight Committee first reviewed seven procurement actions and found the bids to be in accordance with the Authority's procurement policies and procedures, prices to be fair and reasonable, and the bidders to be responsive and responsible.

Ms. Zmijanac stated that you will note in the resolution that the Committee recommended that should the low bidder for the purchase of diesel engine oil, 1st Choice Energy Services, fail to meet the bonding or other pre-award requirements, the Authority is then authorized to proceed with the next lowest bidder that submitted a responsive bid, Petro Choice, subject to this bidder being found to be responsible, providing the statutorily required performance bond and meeting all other pre-award requirements.

With the referenced change, the Performance Oversight Committee therefore recommends for award all seven items outlined in the resolution. On behalf of the Performance Oversight Committee, Ms. Zmijanac respectfully requested approval of the resolution as amended.

It was moved, seconded and unanimously agreed that the resolution be approved as presented.

Ms. Zmijanac reported that the next resolution authorizes the Authority to extend and amend an agreement with Interstate Acquisition Services to provide real estate consulting services.

On November 30, 2012, the Authority's Board authorized the award of an agreement to IAS to provide the services on an as-needed basis through task-specific work orders for the total not-to-exceed amount of \$1,275,000. The agreement was for an initial term of three years with the option to extend the term up to an additional two years at the sole discretion of the Authority.

On September 25, 2015, the Board authorized the exercise of the first option year to extend the agreement through December 31, 2016, with no increase in the previously authorized total not-

to-exceed amount. The Performance Oversight Committee now recommends exercising the second option year and increasing the total not-to-exceed amount by \$300,000.

On behalf of the Performance Oversight Committee, Ms. Zmijanac respectfully requested approval of the resolution.

It was moved, seconded and unanimously agreed that the resolution be approved as presented.

Ms. Zmijanac noted that the next resolution authorizes the Authority to settle a public liability claim. It was reported at the meeting that an accident occurred on October 26, 2015, on Centre Avenue and Allequippa Street in Oakland. The bus stopped to allow bus passengers, Mr. Henry Walker and his wife, Christine Williamson to exit. As Mr. Walker and Ms. Williamson began to cross the intersection in front of the bus, within the crosswalk with a green traffic signal, a sport utility vehicle began to make a left hand turn from Allequippa Street onto Centre Avenue and struck Mr. Walker. Mr. Walker, who was in a motorized wheelchair, was thrown in front of the bus. Ms. Williamson attempted to aid Mr. Walker after he was struck. In attempting to view what occurred, the driver of the bus stood up, while the bus was in drive, causing the bus to move forward, striking both Mr. Walker and Ms. Williamson. Despite prompt emergency medical response, both were pronounced dead at the accident scene.

As executrix of their estates, the daughter of Mr. Walker and Ms. Williamson filed suit against the Authority and other defendants seeking monetary recovery. The parties have reached an amicable agreement to fully and finally settle in the total amount of \$450,000.

This resolution authorizes a settlement payment payable to the estate by the Authority in the total amount of \$450,000 to fully and finally settle this litigation.

On behalf of the Performance Oversight Committee, Ms. Zmijanac respectfully requested approval of the resolution.

It was moved, seconded and unanimously agreed that the resolution be approved as presented.

Ms. Zmijanac stated that the next resolution authorizes the Authority to extend and amend an agreement for Oracle/PeopleSoft Training. In November 2013, Authority entered into an agreement with TransAmerica Training Management, Inc., to provide Oracle/PeopleSoft Training services.

The agreement was for an initial term of three years, for the total not-to-exceed amount of \$250,000, with the option to extend the term up to an additional two years. As the agreement is set to expire, the Authority has determined that it is in its best interest to execute the first option year, at no increase in the total not-to-exceed amount.

This resolution would extend the agreement for one additional year through October 31, 2017, at no increase in the previously authorized total not-to-exceed amount.

On behalf of the Performance Oversight Committee, Ms. Zmijanac respectfully requested approval of the resolution.

It was moved, seconded and unanimously agreed that the resolution be approved as presented.

The next resolution authorizes the Authority to award a general construction contract for the Emsworth Bridge Repair project. Port Authority prepared and publicly advertised bid documents to perform the work for the project, and two bids were received. After review of the responsive bids, it was determined that the bid of Mosites Construction Company was the lowest responsive bid from a responsible bidder meeting the requirements for the contract.

Ms. Zmijanac stated that the Performance Oversight Committee recommends awarding the contract to Mosites Construction Company in the amount of \$3,647,777.00, subject to completion of all pre-award requirements. On behalf of the Performance Oversight Committee, Ms. Zmijanac respectfully requested approval of the resolution.

It was moved, seconded and unanimously agreed that the resolution be approved as presented.

The next resolution authorizes Authority to enter into Plumbing, Electrical and General Engineering contracts for the Bus Lift Improvement Project at the East Liberty Garage, Ross Garage and Manchester Main Shop Facility. In order to perform the work, bid documents were prepared and publicly advertised. Three bids were received for the General Construction Contract, two bids were received for the Plumbing Construction Contract and two bids were received for the Electrical Construction Contract.

Ms. Zmijanac noted that this resolution will award the General Construction Contract to Plavchak Construction Co., in the amount of \$3,439,775.00; the Plumbing Construction Contract to Wheels Mechanical Contracting & Supplier, Inc., in the amount of \$550,000.00; and the Electrical Construction Contract to Allegheny City Electric, in the amount of \$255,000.00, all subject to completing the pre-award requirements. On behalf of the Performance Oversight Committee, Ms. Zmijanac respectfully requested approval of the resolution.

It was moved, seconded and unanimously agreed that the resolution be approved as presented.

Ms. Zmijanac stated that the next resolution authorizes the Authority to award a general construction contract and a plumbing construction contract for the South Hills Village Pavement and Facility Improvements project. To perform the work, bid documents were prepared and advertised. In addition to the required base work for the Project, both bid documents included a bid option pertaining to waterlines under the light rail yard tracks.

Six bids were received for the General Construction contract and three bids were received for the Plumbing Construction contract. It has been determined that the bid of A. Folino Construction, Inc., for the General Construction Contract in the amount of \$1,920,968.97, which includes the base bid and Bid Option A; and the bid of Tedesco Excavating and Paving, Inc., for the Plumbing Construction Contract, in the amount of \$2,524,440.00, which includes the base bid and Bid Option A, are the lowest responsive bids from responsible bidders meeting the requirements for the contracts.

On behalf of the Performance Oversight Committee, Ms. Zmijanac respectfully requested approval of the resolution.

It was moved, seconded and unanimously agreed that the resolution be approved as presented.

The next resolution authorizes the Authority to amend agreements for General Architect/Engineer Consulting Services. The Authority's Board previously awarded agreements to Gannett Fleming, Inc., and AECOM Technical Services, Inc., to provide general architect/engineer consulting services. The Authority's Board originally authorized a total not-to-exceed amount of \$4,000,000 for the Agreements, which was subsequently increased to \$5,000,000.

As the Authority's Infrastructure and Facilities Repairs and Improvements Capital Program has been greater than originally planned in light of additional, unplanned, state capital funding resulting from Act 89, and in order to continue the Program, Ms. Zmijanac stated that the Performance Oversight Committee recommends increasing the previously approved total not-to-exceed amount of the agreements from \$5,000,000 to \$6,000,000.

On behalf of the Performance Oversight Committee, Ms. Zmijanac respectfully requested approval of the resolution.

It was moved, seconded and unanimously agreed that the resolution be approved as presented.

Ms. Zmijanac reported that the next resolution authorizes the Authority to amend agreements for Light Rail Transit Systems Contract Services. Similar to the prior resolution, the Authority's Board previously awarded agreements to Hatch Mott MacDonald, LLC and Jacobs Engineering Group, Inc., for these services. The Authority's Board originally authorized a total not-to-exceed amount of \$4,000,000 for the Agreements, which was subsequently increased to \$5,000,000.

As the Authority's Infrastructure and Facilities Repairs and Improvements Capital Program has been greater than originally planned in light of additional, unplanned, state capital funding resulting from Act 89, and in order to continue the Program, Ms. Zmijanac stated that the Performance Oversight Committee recommends increasing the previously approved total not-to-exceed amount of the agreements from \$5,000,000 to \$6,000,000.

On behalf of the Performance Oversight Committee, Ms. Zmijanac respectfully requested approval of the resolution.

It was moved, seconded and unanimously agreed that the resolution be approved as presented.

Ms. Zmijanac stated that the final resolution for the Board's consideration is authorization to extend and amend an agreement with Peirce Park Group for Chief Investment Officer Services. In October 2013, the Authority's Board authorized an award to enter into a three-year agreement with Peirce Park Group to provide these services for a total not-to-exceed amount of \$660,000. The agreement also contained two additional option years.

To date, Peirce Park Group has performed satisfactory and is in compliance with the agreement.

Ms. Zmijanac stated that the Performance Oversight Committee recommends exercising the first option year, extending the agreement to November 30, 2017, and increasing the total not-to-exceed amount by \$179,000, in order for the services to continue to be performed by Peirce Park Group. On behalf of the Performance Oversight Committee, Ms. Zmijanac respectfully requested approval of the resolution.

It was moved, seconded and unanimously agreed that the resolution be approved as presented.

That concluded the report of the Performance Oversight Committee.

The Chairman then called on Mr. Tague for a report of the Stakeholder Relations Committee.

Mr. Tague reported that that Planning and Stakeholders Relations Committee met on September 15. The Committee received a presentation from Mr. Todd Tusick of the Engineering Division regarding the planned bus terminal at Fifth Avenue and Atwood Street in Oakland. Currently, there's an existing bus stop at this location which is the highest used stop outside Downtown Pittsburgh. Mr. Tague noted that this stop serves 13 routes and approximately 4,000 riders a day. This is an inbound stop along Fifth Avenue in Oakland and the proposed new shelter will accommodate two articulated buses. The shelter will be placed on UPMC property near the old Children's Hospital with an easement, and Port Authority will own the shelter.

Some of the features of the new bus shelter will be new benches with leaning bars, an overhead shelter with glass panels in the back providing protection from rain and wind, two ConnectCard machines, bike racks, additional room for customers using wheelchairs in between the benches, and some light above the roof panels to help identify the shelter at night.

Mr. Tague noted that this is an exciting project and the presentation was very informative. Mr. Tague stated that we will anticipate a resolution regarding the agreement with UPMC in the near future.

This concluded the report of the Planning and Stakeholder Relations Committee.

There was no further business to conduct.

The next Regular Meeting of the Board will be Friday, October 28, 2016.

The meeting was adjourned.