

**REGULAR MEETING OF THE BOARD  
9:30 A.M., FRIDAY, MARCH 26, 2021  
AGENDA**

- I. Call to Order – Mr. Jeff Letwin, Chair**
- II. Roll Call**
- III. Approval of Minutes:**
  - 1. February 26, 2021 Regular Meeting**
- IV. Report of the Chief Executive Officer – Ms. Katharine Kelleman**
- V. Public Comment:**
  - 1. Laura Chu Wiens, Pittsburghers for Public Transit**
  - 2. Sam Applefield, Pittsburgh Food Policy Council**
  - 3. Dana Dolney, Just Harvest**
  - 4. Andrew Hussein**
  - 5. Laura Perkins, Casa San Jose**
  - 6. Kyna James, Alliance for Police Accountability**
  - 7. Brandi Fisher, Alliance for Police Accountability**
- VI. Report of Performance Oversight Committee – Ms. Michelle Zmijanac, Chair**
  - 1. Awarding of Bids**
- VII. Report of Planning and Stakeholder Relations Committee – Mr. John L. Tague Jr., Chair**
  - 1. Authorization to Adopt Art Policy**
- VIII. Report of Finance Committee – Ms. Ann Ogoreuc, Chair**
  - 1. Authorization to Proceed to Public Comment Period for FY 2022 Proposed Fare Policy Changes**
  - 2. Authorization to Extend and Amend Agreement with Brink’s U.S., to Provide Armored Car and Cash Management Services**

3. **Authorization to Enter into Second Amendment to Funding Agreement with the Stadium Authority of the City of Pittsburgh**
4. **February 2021 Financial Statements**

**IX. New Business**

**X. NEXT REGULAR MEETING – April 23, 2021**

**XI. Adjournment**

# PORT AUTHORITY



BOARD MEETING MARCH 26, 2021

[twitter.com/pghtransit](https://twitter.com/pghtransit) **PortAuthority.org**

**REPORT OF PERFORMANCE OVERSIGHT COMMITTEE**

## **AWARDING OF BIDS**

### **1. REMANUFACTURED/EXCHANGE FUEL INJECTORS (COACH)**

This bid was publicly advertised and ebusiness documents were distributed. Three firms accepted the invitation and three bids were received for remanufactured/exchange fuel injectors (coach) over a one-year period.

The low bidder did not meet the warranty requirements specified and is therefore ineligible for award.

**RECOMMENDATION:** That a contract be awarded to the low responsible bidder that submitted a responsive bid, Cummins Inc., in the estimated amount of \$622,944.60 over the one-year period.

This price represents an 11 percent increase over the previous contract prices for this product one year ago. Staff has determined the pricing to be fair and reasonable and consistent with the funds budgeted.

### **2. COPIER MANAGEMENT SERVICES**

This bid was publicly advertised and documents were distributed. Six bids were received for copier management services over a three-year period with one optional year.

The low bidder qualified their proposal by inserting their own terms and conditions and is therefore ineligible for award.

**RECOMMENDATION:** That a contract be awarded to the low responsible bidder that submitted a responsive bid, Canon Solutions America, Inc., in the estimated amount of \$332,908.80 over the three-year term and including the one-year option.

This price represents a three percent decrease over the previous contract prices for this service four years ago. Staff has determined the pricing to be fair and reasonable and consistent with the funds budgeted.

### **3. LRV SWIVEL RINGS**

This bid was publicly advertised and ebusiness documents were distributed. Three firms accepted the invitation and three bids were received for LRV swivel rings over a three-year period.

**RECOMMENDATION:** That a contract be awarded to the low responsible bidder that submitted a responsive bid, CAF-USA Inc., in the estimated amount of \$1,184,270.48 over the three-year period.

There has been no recent purchase of these items, however, staff has determined the pricing to be fair and reasonable and consistent with the funds budgeted.

### **RESOLUTION**

**RESOLVED**, that recommendations as set forth in the report are accepted and that the chief executive officer or chief financial officer be, and hereby are, authorized and directed to execute such documents on behalf of Port Authority of Allegheny County as shall be required for the entry of proper contracts covering those items recommended for acceptance.

**REPORT OF PLANNING AND STAKEHOLDER RELATIONS  
COMMITTEE**

## SUMMARY OF RESOLUTION

### Authorization to Adopt Art Policy

As part of its public transit operations, Port Authority of Allegheny County (Authority) owns various transit stations and facilities throughout Allegheny County. The Authority also owns certain pieces of permanent artwork located on some of its property and regularly receives community requests for the installation of both permanent and temporary artwork.

In order to establish a transparent and uniform policy and procedures for the Authority to review, consider and approve the installation and presentation of artwork on designated portions of the Authority's property, the Authority's Planning Department staff and legal counsel reviewed other transit agency best practices and consulted with the City of Pittsburgh's Office of Public Art to develop a proposed art policy (Art Policy) for the Authority.

A copy of the proposed Art Policy is attached as "Exhibit A" to the resolution. Art Policy includes a vision, goals and staff responsibilities for implementing and maintaining Art Policy, along with authorizing the creation of an Arts Committee to act as an advisory committee to the Authority's chief executive officer in regards to art projects and the potential acquisition of artwork. Art Policy would also authorize the Authority staff to issue and maintain administrative guidelines for permanent artwork, temporary artwork and the removal, or deaccessioning, of artwork on the Authority's property.

This resolution authorizes the Authority's adoption of Art Policy, subject to future amendments deemed necessary by the Authority's Board, and further authorizes the Authority to fully implement Art Policy and related guidelines to be issued and maintained by staff of the Authority.

## RESOLUTION

**WHEREAS**, as part of its public transit operations, Port Authority of Allegheny County (Authority) owns various transit stations and facilities throughout Allegheny County. The Authority also owns certain pieces of permanent artwork located on some of its property and regularly receives community requests for the installation of both permanent and temporary artwork; and

**WHEREAS**, in order to establish a transparent and uniform policy and procedures for the Authority to review, consider and approve the installation and presentation of artwork on designated portions of the Authority's property, the Authority's Planning Department staff and legal counsel reviewed other transit agency best practices and consulted with the City of Pittsburgh's Office of Public Art to develop a proposed art policy (Art Policy) for the Authority; and

**WHEREAS**, a copy of the proposed Art Policy is attached hereto as "Exhibit A"; and

**WHEREAS**, Art Policy includes a vision, goals and staff responsibilities for implementing and maintaining Art Policy, along with authorizing the creation of an Arts Committee to act as an advisory committee to the Authority's chief executive officer in regards to art projects and the potential acquisition of artwork. Art Policy would also authorize the Authority staff to issue and maintain administrative guidelines for permanent artwork, temporary artwork and the removal, or deaccessioning, of artwork on the Authority's property; and

**WHEREAS**, the Authority believes it is prudent and in the best interest of the Authority and the public to adopt and implement Art Policy.

**NOW, THEREFORE BE IT RESOLVED**, that Art Policy attached hereto as Exhibit "A" is adopted and shall become effective on April 1, 2021, or as soon thereafter as the Authority has staff in place to fully implement Art Policy.

**FURTHER RESOLVED**, that the chief executive officer, chief development officer, transit oriented communities program manager and/or chief legal officer be, and hereby are, directed to take any and all actions necessary and proper to implement and carry out Art Policy, including the issuance and maintenance of administrative guidelines for permanent artwork, temporary artwork and removal, or deaccessioning, of artwork on the Authority's property.

**FURTHER RESOLVED**, that the Board reserves to itself the power to, at any time and with or without notice, make revisions or amendments to Art Policy for any purpose or reason whatsoever.

## EXHIBIT "A"

### PORT AUTHORITY OF ALLEGHENY COUNTY

#### Art Policy

The Port Authority of Allegheny County (the "Authority") recognizes the value public art can offer in enhancing the transit environment, encouraging ridership, improving the perception of transit, enhancing community livability, improving the customer experience, deterring vandalism, and increasing safety and security. With acknowledgement of the unique benefits public art can provide for public transit, the Authority will consider and support the installation of art on Designated Art Space (as defined herein) meeting the requirements of this Policy and any other guidelines or procedures administratively issued by the Chief Executive Officer consistent with this Policy

This Policy may be amended, suspended, revoked, or otherwise modified or terminated at any time within the sole discretion of the Authority and its Board and subject to all applicable laws.

**PURPOSE:** To establish a policy to facilitate the process for review, consideration and approval of the installation and presentation or deaccession of art on the Authority's Designated Art Space.

#### **DEFINITIONS:**

Art or Artwork: When used in this Policy, the term "Art" or "Artwork" means a creative expression by a third-party artist presented in media visual form with the exception of live performances. Live performances are defined to mean when the artist or others, on behalf of the artist, are presenting to an audience on location.

Art Project(s): An artist's defined scope of services, which includes but is not limited to development of a design and implementation of an Artwork in the Authority's Designated Art Space.

Agreement: A written, legally binding document. "Agreements" when used in this document refer to written contracts between the Authority and a third-party holding rights to the art permitted to be installed in the Authority's Designated Art Space.

Deaccession and Deaccessioning: Removal of an artwork from the Authority's Designated Art Space.

Designated Art Space: Space on real property, transit vehicles or other physical assets owned and/or controlled by the Authority and deemed by the Authority, in its sole discretion, an appropriate location for the installation and presentation of art. Designated Art Space shall not include revenue-generating advertising space; space where the Authority posts its own public communications; or locations being actively utilized for Authority management authorized employee-generated projects such as, for example, holiday bus decorations, during the time that the subject locations are in use for Authority management authorized employee-generated projects.

Permanent Artwork: Art installed in a manner intended to be long-term in nature, which for purposes of this Policy means greater than one (1) calendar year and acquired by Port Authority through a competitive or other lawful solicitation process.

Site: A specific location within the Authority's Designated Art Space.

Site-Specific Artworks: Stand alone or discrete Artworks that are specific to the site in which they are located, and which are generally fabricated and installed as part of the Artist contract or scope of services.

Temporary Artwork: Art installed in a manner intended to be temporary in nature, which for purposes of this Policy means less than one (1) calendar year, and any artwork proposed by an external party to be installed in the Authority's Designated Artspace that was not sought by the Authority via a competitive solicitation or other lawful solicitation process.

## **POLICY STATEMENT:**

### Vision

The Authority supports the presentation of art in its system as a means to achieve its goal of enhancing the rider experience by creating safer and more welcoming transit environment. Public art in the transit system will enhance the perception of public transit and the Authority.

### Goals

- Provide a better experience and environment for individual riders through improved aesthetics of existing properties
- Beautify and connect to neighborhoods around the Authority's property
- Engage with the communities in which the Authority operates
- Support the creation and presentation of public art and the work of artists
- Promote quality art which captures the attention and imagination of the public

### Responsibilities

- I. **Staff Member—Appointed by Authority's Chief Executive Officer**
  - a. Facilitates and supports art in compliance with this Policy within the Authority.
  - b. Assists in the daily administration and implementation of art programs including the identification of art opportunities, liaison with artists, budget management, facilitation of Arts Committee meetings and Artwork contract negotiations and administration.
  - c. Provides an annual report as well as updates, as requested, to the Authority's Board or applicable Committee of the Authority's Board. At a minimum, this annual report will include a list of current Artwork – both permanent and temporary – installed in the Authority's Designated Art Space, new Artwork contracts entered into over the prior year and any Artwork deaccessioned during the prior year.
  - d. Ensures compliance with the Authority's Arts Policy and any guidelines or procedures administratively issued by the Chief Executive Officer consistent with this Policy
- II. **Port Authority of Allegheny County Arts Committee (Arts Committee)**
  - a. Provides advice and assistance to the Authority regarding all permanent artwork. Assistance includes:
    - i. Identification of opportunities for integration of art into the Authority's system
    - ii. Review of and recommendations regarding proposed art
    - iii. Recommendations on deaccession of art.

- b. Conducts regularly scheduled meetings to consider Temporary Artwork applications in accordance with Temporary Art Program Guidelines.
- III. Chief Executive Officer
  - a. Shall consider the Arts Committee's recommendations as to permanent artwork installation and presentation.
  - b. Approves membership of the Arts Committee consistent with this Policy's requirements for membership.
  - c. Designates Senior Management representatives and other Port Authority personnel to assist in compliance with and implementation of this Policy and guidelines adopted in accordance with same.

#### Sites for Artwork

The Authority must approve all Sites for Art within Authority's Designated Art Space. Art will be pursued and allowed wherever it is deemed feasible and in the best interest of the Authority. Sites and art installations shall not interfere with the operations of the Authority or the access, movement, and/or safety of transit users/the general public. Safety, design, material, operation, and space concerns may prevent various locations from being acceptable for art installation.

#### The Existing Collection

- I. The Authority has existing art within its system facilities. This existing art will continue to be maintained and recognized as a valuable asset to the Authority.
- II. Artwork acquired prior to this Policy will adhere to the original terms of acquisition.
- III. The Authority reserves the right, in its sole discretion, to deaccession existing artwork from its collection.

#### New Additions

The Authority will add new permanent artwork to its Designated Art Space only through two processes:

- I. Authority-initiated projects.
  - a. At the Authority's discretion, a process to commission or purchase artwork for designated sites.
  - b. Public solicitation for proposals for art projects will occur through a competitive selection process consistent with all applicable laws and the Authority's Board-adopted Limits of Authority Policy. In unique situations and only if permitted by applicable procurement requirements and other laws, the Authority will consider alternative selection processes.
  - c. The solicitation process will identify desired standards as well as terms and the selection process.
  - d. Authority initiated permanent artwork projects will follow the terms established in this Policy and Permanent Art Program Guidelines administratively issued by the Chief Executive Officer consistent with this Policy.
- II. Externally Led projects
  - a. Any projects not initiated by the Authority through a competitive solicitation or other lawful procurement process shall be deemed Temporary Artwork and reviewed in accordance with Temporary Art Program Guidelines to be administratively issued by the Authority's Chief Executive Officer.
- III. Prohibitions and Limitations

- a. The authority will not accept memorials or monuments of any kind.
- b. The authority will not accept gifts of artwork.
- c. The authority will not accept cultural artifacts.

#### Port Authority of Allegheny County Arts Committee (Arts Committee)

- I. Advisory Committee Only
  - a. The Arts Committee shall be solely advisory in nature and shall have no authority to negotiate for or commit the Authority in any respect to any art project or art acquisition.
- II. Composition
  - a. The Arts Committee will be comprised of four employees of the Authority and up to three outside art and design professionals. The following membership shall constitute the Arts Committee:
    - i. Four employee representatives including the employee designated to administer the Authority's Arts Program; a representative from the Communications Division; a representative from the Planning Division; and a representative from the Operations Division.
    - ii. Up to three art and design professionals from the Allegheny County region recommended by the Office of Public Art at the Greater Pittsburgh Arts Council.
    - iii. Membership must be approved by the Authority's Chief Executive Officer.
- III. Terms of Membership
  - a. The term of membership shall be for three years, and no member may serve more than two terms consecutively. Should a vacancy occur prior to the end of the member's scheduled term, the Authority's Chief Executive Officer shall appoint a replacement for the non-expired term. Members who have served previous full terms may return after a three-year break in service.
- IV. Responsibilities
  - a. Permanent Artwork
    - i. The Arts Committee shall provide recommendations to the Chief Executive Officer consistent with this Policy and Permanent Art Program Guidelines administratively issued consistent with this Policy.
  - b. Temporary Artwork
    - i. The Arts Committee shall provide recommendations to the Chief Executive Officer consistent with this Policy and Temporary Art Program Guidelines administratively issued consistent with this Policy.
  - c. The Arts Committee will also provide the Authority with advice regarding:
    - i. best practices in the fields of visual arts
    - ii. opportunity for integrating artwork into the Authority's system
    - iii. identification of eligible and qualified artists with whom the Authority may contract for creation of specific works of art
    - iv. development of commissioned pieces of public artwork
    - v. maintenance and conservation of displayed public artworks
    - vi. acquisition and deaccession of displayed public artwork
    - vii. development of the Authority's art programs
    - viii. budgets and fundraising for the Authority's art projects.

- V. Conflict of Interest
  - a. Committee members must declare a conflict of interest when monetary gain in fact or perception could occur as a result of their participation on the Arts Committee. Committee members must abstain from discussion and voting on projects where such a conflict exists. Artists and other art professionals serving on the Arts Committee shall not be eligible to have their proposals considered for Authority-initiated art projects or programs during their tenure on the Committee nor for the ensuing 12 months from the end of their term.
  - b. Committee members that are employees of the Authority shall also be subject at all times to the requirements of Port Authority's Board-adopted Standard of Conduct Policy for Employees.
- VI. Staffing: The Authority shall appoint one staff member to oversee the daily administration of and the facilitation of all meetings of the Arts Committee.

## Terms

- I. Consistency with guidelines and advertising policy
  - a. All Art must comply with the content standards set forth in the Authority's administratively issued Permanent Artwork and Temporary Artwork Guidelines.
  - b. All Art must also comply with the Authority's Board-adopted Advertising Policy, as may be amended from time to time in the Authority Board's sole discretion, which prohibits certain subject matters in order to maintain a safe, welcoming, and view-point neutral environment for the Authority's employees and patrons.
- II. Ownership and Licensing
  - a. All artwork commissioned, purchased, accepted, or allowed by the Authority will be under full ownership of the Authority. The artist will be required to grant the Authority the right to royalty-free, perpetual license to use any depictions of the artwork for use in any publication and release any and all ownership interests or other rights in the Artwork to Authority, including but not limited to any rights or claims under the federal Visual Artists Rights Act.
  - b. The artist will be credited in all publications as well as at the Site of the Artwork.
  - c. The Authority will not be held liable for any damages or disrepair which occurs to the artwork prior to installation, after installation, during the life of the Artwork, or during removal.
- III. Insurance
  - a. The Agreement for artwork will include details regarding the procurement of insurance that must be maintained during the entire period of the performance of the Agreement.
  - b. Types and amounts of required insurance will be listed in the Agreement.
- IV. Safety
  - a. The Port Authority of Allegheny seeks to provide the highest form of safety for its system and those who use it. For this purpose, every Artwork must maintain or improve current safety conditions and also adhere to all safety restrictions. Any Artwork deemed unsafe for riders, Authority personnel, the general public, or the artist will be appropriately removed or prohibited.
  - b. Any new art being constructed, created, or installed on Authority property by an artist, artist staff, or third party will require a signed license agreement, including release and indemnification requirements, prior to any installation or other work occurring on the Authority's property.
- V. Media Guidelines

- a. All artist media outreach regarding artwork installation and presence must be coordinated with the Authority and may not be published without the Authority's prior written approval.

VI. Deaccessioning of Artwork

- a. Deaccessioning, or the formal procedure for the withdrawal of an artwork from a public collection, will take place in accordance with the Guidelines for Deaccessioning of Artwork, which will be administratively issued by the Chief Executive Officer consistent with this Policy.

*ADOPTED BY PORT AUTHORITY OF ALLEGHENY COUNTY BOARD RESOLUTION: March 26, 2021*

*EFFECTIVE DATE: April 1, 2021*

## **REPORT OF FINANCE COMMITTEE**

## SUMMARY OF RESOLUTION

### Authorization to Proceed to Public Comment Period for FY 2022 Proposed Fare Policy Changes

Port Authority of Allegheny County (Authority) provides public transportation services within and for Allegheny County pursuant to the Second Class County Port Authority Act, as amended. The Authority last made changes to its Fare Policy and structure on January 1, 2017.

In 2019, the Authority retained an outside consultant to assist in gathering public input, reviewing other transit agency fare policies and structures and to develop potential further changes to the Authority's Fare Policy and structure to make it more efficient, user friendly and attract increased ridership. Based upon this review effort, the Authority is now considering various Fare Policy and structure changes for future implementation, including the elimination of the \$0.25 ConnectCard stored value discount, elimination of the \$1.00 transfer charge and introduction of rolling monthly and weekly passes (FY 2022 Proposed Fare Policy Changes). Further details of FY 2022 Proposed Fare Policy Changes are listed in Exhibit "A" attached to the resolution.

This resolution authorizes the Authority to proceed with a formal public comment period, including a public hearing, for FY 2022 Proposed Fare Policy Changes.

## RESOLUTION

**WHEREAS**, Port Authority of Allegheny County (Authority) provides public transportation services within and for Allegheny County pursuant to the Second Class County Port Authority Act, as amended; and

**WHEREAS**, the Authority retained an outside consultant in 2019 to assist in gathering public input, reviewing other transit agency fare policies and structures and to develop potential further changes to the Authority's Fare Policy and structure to make it more efficient, user friendly and attract increased ridership; and

**WHEREAS**, based upon this review effort, the Authority is now considering various Fare Policy and structure changes for future implementation as detailed in Exhibit "A" to this resolution (FY 2022 Proposed Fare Policy Changes); and

**WHEREAS**, in order to communicate with, and to receive the input of, the Authority's customers, other stakeholders and the general public concerning FY 2022 Proposed Fare Policy Changes, the Authority seeks to conduct a formal public comment period by which customers and the public will be given the opportunity to submit written comments to the Authority; and

**WHEREAS**, the public comment period for FY 2022 Proposed Fare Policy Changes would be for a period of 40 days and would include a formal public hearing; and

**WHEREAS**, upon due consideration, the Authority's Board approves proceeding with the proposed public comment period, including a formal public hearing.

**NOW, THEREFORE, BE IT RESOLVED**, that the Authority's chief executive officer, chief financial officer, chief communications officer and/or chief development officer be, and hereby are, authorized to proceed with a 40-day public comment period commencing on March 26, 2021 and ending on May 5, 2021, which will include at least one public hearing, in a form and manner approved by counsel, to consider FY 2022 Proposed Fare Policy Changes detailed more fully in Exhibit "A" to this resolution and to take any and all other actions necessary and proper to carry out the purpose and intent of this resolution.

## Exhibit A - FY 2022 Proposed Fare Policy Changes

### Current Product/Pricing

Stored Value Full Fare	2.50
Stored Value Half Fare	1.25
Single Trip	2.50
Single Trip w/Transfer	3.50
	currently not available
	currently not available
Day Pass	7.00
Electronic Tickets full fare	25.00
Electronic Tickets half fare	12.50
Electronic Transfers	1.00
Calendar Weekly full fare	25.00
Calendar Weekly half fare	12.50
	currently not available
	currently not available
Calendar Monthly full fare	97.50
Calendar Monthly half fare	48.75
	currently not available
	currently not available
Annual Pass	1,072.50
Connect Card Fee	1.00

### Proposed Product/Pricing

Stored Value Full Fare	2.75
Stored Value Half Fare	1.35
eliminated	N/A
eliminated	N/A
3 hour pass full fare	2.75
3 hour pass half fare	1.35
Day Pass	7.00
eliminated	N/A
eliminated	N/A
eliminated	N/A
Calendar Weekly full fare	25.00 Via Corporate Web Portal Only
Calendar Weekly half fare	12.50 Via Corporate Web Portal Only
7 Day Pass full fare	25.00
7 Day Pass half fare	12.50
Calendar Monthly full fare	97.50 Via Corporate Web Portal Only
Calendar Monthly half fare	48.75 Via Corporate Web Portal Only
31 Day Pass full fare	97.50
31 Day Pass half fare	48.75
Annual Pass	1,072.50
Connect Card Fee	1.00

### Incline Tickets:

Single Trip full fare	2.50	eliminated	N/A
Kids Single Trip	1.25	eliminated	N/A
3 hour Round Trip full fare	3.50	3 hour Round Trip full fare	2.75
3 hours Kids	1.75	3 hours Kids Pass	1.35
Transit Day Round Trip full fare	5.00	Eliminated	N/A
Kids Transit Day Round Trip	2.50	Eliminated	N/A

## SUMMARY OF RESOLUTION

### Authorization to Extend and Amend Agreement with Brink's U.S., to Provide Armored Car and Cash Management Services

In October 2016, Port Authority of Allegheny County (Authority), in accordance with its Board-adopted Procurement Policy and Procedures for Competitive Negotiations for Professional and Technical Services, issued a request for proposals to obtain the services of a firm to provide armored car and cash management services (Services). Services include, but are not limited to, collecting, counting and depositing currency and coin from fareboxes located at four bus garages and one rail center; and collecting, counting and depositing currency and coin from the Authority's Downtown Service Center, as well as to replenish consumables at the Authority's ticket vending machines (TVMs) installed across the Authority's light rail, busways and other transit system locations.

In January 2017, the Authority's Board authorized the award of Agreement No. R16-06 (Agreement) to Brink's U.S., a division of Brink's, Incorporated (Brink's) to provide Services for an initial three-year term and at a total not-to-exceed amount of \$3,500,000. Agreement also contains two additional option years to be exercised by the Authority in its sole discretion.

In April 2020, the Board authorized the exercise of the first option year, extending the term of Agreement until May 4, 2021, and increasing the total not-to-exceed amount to \$4,268,600.

To date, Services performed by Brink's have been satisfactory and in compliance with Agreement

The current term of Agreement expires on May 4, 2021. The Authority has determined that it is in its best interest to exercise the second option year extending the term of Agreement to May 4, 2022, and to increase the total not-to-exceed amount of Agreement by \$743,400 in order for Services to continue to be performed.

The attached resolution authorizes an amendment to Agreement to exercise the option to extend the term of Agreement for an additional year to May 4, 2022, and to increase the previously authorized total not-to-exceed amount from \$4,268,600 to \$5,012,000.

## RESOLUTION

**WHEREAS**, Port Authority of Allegheny County's (Authority) Board, following issuance of Request for Proposals No. 16-06, authorized the award of an agreement (Agreement) to Brink's U.S., a division of Brink's, Incorporated (Brink's), to provide armored car and cash management services (Services) for an initial term of three-years and at a total not-to-exceed amount of \$3,500,000.00 for the initial three-year term of Agreement; and

**WHEREAS**, Agreement provides for an option to extend the term of Agreement for up to two additional years at the sole discretion of the Authority; and

**WHEREAS**, in April 2020, the Board approved the exercise of the first option year, extending the term of Agreement to May 4, 2021, and approving an increase to the total not-to-exceed amount to \$4,268,600; and

**WHEREAS**, Services performed by Brink's have been satisfactory and in compliance with Agreement; and

**WHEREAS**, in order for Services to continue to be provided, the Authority has determined that it is in its best interest to exercise the second option year and extend the term of Agreement to May 4, 2022; and

**WHEREAS**, the Authority has also determined that an increase of \$743,400 to the previously authorized total not-to-exceed amount of Agreement is necessary to perform Services, increasing the total not-to-exceed amount for the Agreement to \$5,012,000.

**NOW, THEREFORE, BE IT RESOLVED**, that the chief executive officer and/or chief financial officer be, and hereby are, authorized to execute an amendment to Agreement with Brink's, in a form approved by counsel, to increase the previously authorized total not-to-exceed amount for Agreement from \$4,268,600 to \$5,012,000, and to extend the term of Agreement for one additional year to May 4, 2022, and to take all such other actions as may be necessary and proper to carry out the purpose and intent of this resolution.

## SUMMARY OF RESOLUTION

### Authorization to Enter into Second Amendment to Funding Agreement with the Stadium Authority of the City of Pittsburgh

Port Authority of Allegheny County (Authority) owns and operates a T/light rail system that provides service from Downtown Pittsburgh to the North Shore and includes a T/light rail station commonly referred to as North Side Station (Station).

On or about April 1, 2015, and following March 27, 2015 Authority Board approval, the Authority entered into an agreement with the Stadium Authority of the City of Pittsburgh (SA) to fund free fare at Station from April 1, 2015 through March 31, 2020 for annually set amounts paid to the Authority by SA on a monthly basis and other terms and conditions (Funding Agreement). On or about November 1, 2019, and following October 25, 2019 Board approval, the Authority and SA entered into a first amendment to extend Funding Agreement an additional year from April 1, 2020 through March 31, 2021.

Since that time, the COVID-19 virus has grown into a global pandemic that has included various federal, state and local health authority orders that have placed continuing restrictions on in-office work and special events. But for the COVID-19 pandemic's continuing impact, SA would be in a position to continue and would want to continue to pay the funding amounts for further Station free fares. As a recipient of federal CARES Act and supplemental CARES Act funding, the Authority is eligible to reimburse its operating budget for revenues lost as a direct result of the COVID-19 pandemic.

Recently, the Authority and SA negotiated a proposed further extension of Funding Agreement that recognizes that the COVID-19 pandemic continues to affect SA's ability to fund Station free fares at this time but that the Authority can continue to utilize CARES Act funding to do so until such time that SA is in a position to resume funding Station free fares (Second Amendment).

The proposed Second Amendment would extend Funding Agreement one additional year from April 1, 2021 through March 31, 2022, at a total funding amount of \$265,000.00, but SA would not begin paying this amount on a monthly basis until such time that parking capacity at its designated North Shore garages and lots reaches 90 percent utilization for a period of three consecutive months. Until this utilization is reached, the Authority would fund the monthly payments via CARES Act and supplemental CARES Act reimbursement to its operating budget.

This resolution authorizes the Authority to enter into Second Amendment with SA to extend the term of Funding Agreement one year through March 31, 2022, for a total amount not to exceed \$265,000.00, payable via the Authority's CARES Act and supplemental CARES Act funding until such time that SA's parking utilization measure is reached and in a form and manner otherwise approved by the Authority's legal counsel.

## RESOLUTION

**WHEREAS**, Port Authority of Allegheny County (Authority) owns and operates a T/light rail system that provides service from Downtown Pittsburgh to the North Shore and includes a T/light rail station commonly referred to as North Side Station (Station); and

**WHEREAS**, on or about April 1, 2015, and following March 27, 2015 Board approval, the Authority entered into an agreement with the Stadium Authority of the City of Pittsburgh (SA) to fund free fare at Station from April 1, 2015 through March 31, 2020, for annually set amounts paid to the Authority by SA on a monthly basis and other terms and conditions (2015 Funding Agreement); and

**WHEREAS**, on or about November 1, 2019, and following October 25, 2019 Board approval, the Authority and SA entered into a first amendment to extend Funding Agreement an additional year from April 1, 2020 through March 31, 2021; and

**WHEREAS**, the Authority and SA have negotiated a proposed further extension of Funding Agreement that recognizes that the COVID-19 pandemic continues to affect SA's ability to fund Station free fares at this time but that the Authority can continue to utilize CARES Act funding to do so until such time that SA is in a position to resume funding Station free fares (Second Amendment); and

**WHEREAS**, the proposed Second Amendment would extend Funding Agreement an additional year from April 1, 2021 through March 31, 2022, at a total funding amount of \$265,000.00, but SA would not begin paying this amount on a monthly basis until such time that parking capacity at its designated North Shore garages and lots reaches 90 percent utilization for a period of three consecutive months. Until this utilization is reached, the Authority would fund the monthly payments via CARES Act and supplemental CARES Act reimbursement to its operating budget.

**NOW, THEREFORE, BE IT RESOLVED**, that the Authority's chief executive officer, chief financial officer and/or chief legal officer be, and hereby are, authorized to enter into Second Amendment to extend the term of Funding Agreement one year through March 31, 2022, for a total amount not to exceed \$265,000.00 payable via the Authority's CARES Act and supplemental CARES Act funding until such time that SA's parking utilization measure is reached, and otherwise in a form approved by legal counsel, and to take any and all other actions as may be necessary and proper to carry out the purpose and intent of this resolution.

**FEBRUARY 2021 FINANCIAL STATEMENTS**



Port Authority of Allegheny County  
**CONSOLIDATED STATEMENT OF NET POSITION**  
*For the Current Period*  
*As of February 28, 2021*

	<u>OPERN</u>	<u>CAPTL</u>	<u>TOTAL</u>
<b><u>ASSETS</u></b>			
CURRENT ASSETS			
Cash and cash equivalents	\$ 110,198,506.32	\$ 17,278,394.54	127,476,900.86
Capital grants receivable	-	15,567,572.50	15,567,572.50
Other receivables	4,308,016.92	0.00	4,308,016.92
Prepaid expenses	1,653,892.99	-	1,653,892.99
Materials & supplies	18,858,527.71	-	18,858,527.71
<b>Total Current Assets</b>	<b>135,018,943.94</b>	<b>32,845,967.04</b>	<b>167,864,910.98</b>
NONCURRENT ASSETS			
Restricted assets for capital additions and related debt	-	17,961,302.25	17,961,302.25
Designated for reserve fund	40,471,824.00	-	40,471,824.00
Capital assets, net of accumulated depreciation	-	1,240,570,255.60	1,240,570,255.60
<b>Total Non-Current Assets</b>	<b>40,471,824.00</b>	<b>1,258,531,557.85</b>	<b>1,299,003,381.85</b>
<b>TOTAL ASSETS</b>	<b>\$ 175,490,767.94</b>	<b>\$ 1,291,377,524.89</b>	<b>\$ 1,466,868,292.83</b>
<b><u>DEFERRED OUTFLOWS OF RESOURCES</u></b>			
Deferred charge on refunding	-	6,319,672.36	6,319,672.36
Related to pensions	106,098,500.00	-	106,098,500.00
Related to OPEB	115,177,734.00	-	115,177,734.00
<b>TOTAL DEFERRED OUTFLOWS OF RESOURCES</b>	<b>\$ 221,276,234.00</b>	<b>\$ 6,319,672.36</b>	<b>\$ 227,595,906.36</b>
<b><u>LIABILITIES</u></b>			
CURRENT LIABILITIES			
Accounts payable	6,562,991.59	972,684.51	7,535,676.10
Accrued compensation, benefits & withholdings	15,731,418.97	-	15,731,418.97
Unearned revenue	135,494,641.93	26,590,934.64	162,085,576.57
Reserves for claims & settlements	6,456,215.00	-	6,456,215.00
Current portion of bond payable	-	13,830,000.00	13,830,000.00
Other current liabilities	-	4,127,943.78	4,127,943.78
<b>Total Current Liabilities</b>	<b>164,245,267.49</b>	<b>45,521,562.93</b>	<b>209,766,830.42</b>
NONCURRENT LIABILITIES			
Bond payable, net	-	144,706,549.15	144,706,549.15
Reserves for claims & settlements	4,843,711.00	-	4,843,711.00
Accrued OPEB liability	672,396,227.00	-	672,396,227.00
Net pension liability	358,065,922.00	-	358,065,922.00
<b>Total Non-Current Liabilities</b>	<b>1,035,305,860.00</b>	<b>144,706,549.15</b>	<b>1,180,012,409.15</b>
<b>TOTAL LIABILITIES</b>	<b>\$ 1,199,551,127.49</b>	<b>\$ 190,228,112.08</b>	<b>\$ 1,389,779,239.57</b>
<b><u>DEFERRED INFLOWS OF RESOURCES</u></b>			
Related to pensions	94,333,985.00	-	94,333,985.00
Related to OPEB	16,732,378.00	-	16,732,378.00
<b>TOTAL DEFERRED INFLOWS OF RESOURCES</b>	<b>\$ 111,066,363.00</b>	<b>\$ -</b>	<b>\$ 111,066,363.00</b>
<b><u>NET ASSETS</u></b>			
<b>TOTAL NET POSITION</b>	<b>\$ (968,870,056.55)</b>	<b>\$ 1,107,469,085.17</b>	<b>\$ 138,599,028.62</b>



PORT AUTHORITY OF ALLEGHENY COUNTY

COMPARATIVE SUMMARY OF REVENUES AND EXPENSES

	Month of February 2021			8 Month Year-to-Date			Notes
	Budget	Actual	Variance	Budget	Actual	Variance	
<b>REVENUE :</b>							
Passenger revenue -							
Bus, Light Rail & Incline Plane	\$7,015,737	\$2,284,248	(\$4,731,489)	\$59,519,794	\$19,587,163	(\$39,932,631)	
ACCESS program service	829,339	362,958	(\$466,381)	7,030,518	4,658,273	(\$2,372,245)	
Advertising	411,627	150,237	(\$261,390)	2,119,940	1,111,821	(\$1,008,119)	
Interest income	89,000	4,283	(\$84,717)	1,490,004	131,330	(\$1,358,674)	
Other income	78,755	67,794	(\$10,961)	639,602	558,833	(\$80,769)	
<b>Total Operating Income</b>	<b>\$8,424,458</b>	<b>\$2,869,520</b>	<b>(\$5,554,938)</b>	<b>\$70,799,858</b>	<b>\$26,047,420</b>	<b>(\$44,752,438)</b>	Total Operating Income for the month of February was \$5.5 million under budget which is generally consistent with previous months results. For Fiscal year-to-date all revenue categories are below budget due to the pandemic.
<b>EXPENSE :</b>							
Wages & salaries	\$14,205,702	\$13,960,779	\$236,923	\$111,383,677	\$110,558,767	\$824,910	
Employee benefits	15,018,915	13,156,428	\$1,862,487	118,733,293	110,438,505	\$8,294,788	
Materials & supplies	3,802,515	2,723,111	\$1,079,404	31,873,281	24,875,618	\$6,997,663	
Provision for injuries & damages	362,415	348,953	\$13,462	3,209,320	1,869,860	\$1,339,460	
Purchased services	1,670,769	1,120,782	\$549,987	13,567,757	8,304,862	\$5,262,895	
Utilities	687,339	782,892	(\$95,553)	5,498,912	4,286,966	\$1,211,946	
Other expense	997,727	1,027,116	(\$29,389)	9,913,501	4,406,435	\$5,507,066	
Interest	0	0	\$0	0	0	\$0	
ACCESS program service	2,435,234	2,056,614	\$378,620	19,481,879	17,174,964	\$2,306,915	
<b>Total Expense</b>	<b>\$39,180,616</b>	<b>\$35,184,675</b>	<b>\$3,995,941</b>	<b>\$313,661,620</b>	<b>\$281,915,977</b>	<b>\$31,745,643</b>	Total Expense for the month was \$3.9 million under budget. All expense categories for the fiscal year are below budget. If this trend holds, the Authority will not use any reserves and less CARES Act I funding than originally projected.
<b>Deficit before Subsidy</b>	<b>(\$30,756,158)</b>	<b>(\$32,315,155)</b>	<b>(\$1,558,997)</b>	<b>(\$242,861,762)</b>	<b>(\$255,868,557)</b>	<b>(\$13,006,795)</b>	
<b>Operating Subsidy:</b>							
County Drink Tax Revenue	\$ 4,818,217	\$ -	(\$4,818,217)	\$ 14,454,651	\$ -	(\$14,454,651)	
RAD Assistance - Local	225,000	213,750	(\$11,250)	2,235,715	2,120,357	(\$115,358)	
Gen Operating Assist - State	28,624,526	28,887,115	\$262,589	175,330,241	171,415,083	(\$3,915,158)	
Gen Op Assist - State Match 5310							
Defer State Operating Assist	7,118,048	-	(\$7,118,048)	14,236,096	-	(\$14,236,096)	
Cost of Contracting	3,029,649	3,029,649	\$0	8,671,298	8,671,298	\$0	
Redistribute to Vehicle Overhaul			\$0	3,290,000	411,181	(\$2,878,819)	
Redistribute to Capital Account's	158,383	248,697	\$90,314	1,341,064	1,568,473	\$227,409	
Fringe Benefits Redistrib Cap Accts	85,000	124,291	\$39,291	680,000	741,399	\$61,399	
Preventive Maintenance			\$0	23,339,976	23,339,976	\$0	
Third Party Reimbursements	5,000	70,000	\$65,000	202,000	341,334	\$139,334	
ACCESS-5310 revenue		131,507	\$131,507	420,750	131,507	(\$289,243)	
ACCESS-PWD	51,600	26,033	(\$25,567)	412,800	287,607	(\$125,193)	
CARES - Port Authority	8,333		(\$8,333)	66,664	24,333,371	\$24,266,707	
CARES - County			\$0		12,724,843	\$12,724,843	
<b>Total Subsidy</b>	<b>\$44,123,756</b>	<b>\$32,731,042</b>	<b>(\$11,392,714)</b>	<b>\$244,681,255</b>	<b>\$246,086,430</b>	<b>\$1,405,175</b>	Total Subsidy for the month is \$11.4 million below budget due to budget for Deferred Revenue Usage. Total Subsidy is \$1.4 million above budget due to CARES funding exceeding budgeted Deferred Revenue and Local Tax Revenue.
<b>Surplus/Deficit</b>	<b>\$13,367,598</b>	<b>\$415,887</b>	<b>(\$12,951,711)</b>	<b>\$1,819,493</b>	<b>(\$9,782,127)</b>	<b>(\$11,601,620)</b>	



PORT AUTHORITY OF ALLEGHENY COUNTY  
COMPARATIVE SUMMARY OF REVENUES AND EXPENSES

	Monthly Actuals			Year to Date Actuals			Notes
	February 2020	February 2021	Variance	FY2020	FY2021	Variance	
<b>REVENUE :</b>							
Passenger revenue -							
Bus, Light Rail & Incline Plane	\$7,035,365	\$2,284,248	(\$4,751,117)	\$59,539,526	\$19,587,163	(\$39,952,363)	
ACCESS program service	829,339	362,958	(\$466,381)	7,030,518	4,658,273	(\$2,372,245)	
Advertising	511,626	150,237	(\$361,389)	2,199,938	1,111,821	(\$1,088,117)	
Interest income	189,639	4,283	(\$185,356)	1,590,643	131,330	(\$1,459,313)	
Other income	78,753	67,794	(\$10,959)	679,701	558,833	(\$120,868)	
<b>Total Operating Income</b>	<b>\$8,644,722</b>	<b>\$2,869,520</b>	<b>(\$5,775,202)</b>	<b>\$71,040,326</b>	<b>\$26,047,420</b>	<b>(\$44,992,906)</b>	Total Operating Income is \$44.9 million below last fiscal year primarily due to lower Passenger Revenue related to the impact of the pandemic.
<b>EXPENSE :</b>							
Wages & salaries	\$13,833,623	\$13,968,779	(\$135,156)	\$106,553,670	\$110,558,767	(\$4,005,097)	
Employee benefits	13,584,260	13,156,428	\$427,832	107,952,862	110,438,505	(\$2,485,643)	
Materials & supplies	3,762,778	2,723,111	\$1,039,667	28,227,984	24,875,618	\$3,352,366	
Provision for injuries & damages	294,992	348,953	(\$53,961)	2,506,035	1,869,860	\$636,175	
Purchased services	1,013,355	1,120,782	(\$107,427)	7,091,150	8,304,862	(\$1,213,712)	
Utilities	640,697	782,892	(\$142,195)	4,600,533	4,286,966	\$313,567	
Other expense	1,258,796	1,027,116	\$231,680	3,843,769	4,406,435	(\$562,666)	
Interest		0	\$0		0	\$0	
ACCESS program service	1,864,024	2,056,614	(\$192,590)	18,096,458	17,174,964	\$921,494	
<b>Total Expense</b>	<b>\$36,252,525</b>	<b>\$35,184,675</b>	<b>\$1,067,850</b>	<b>\$278,872,461</b>	<b>\$281,915,977</b>	<b>(\$3,043,516)</b>	Total Expense is \$3.04 million higher than last fiscal year primarily due to higher Wage & Salaries and Employee Benefits.
<b>Deficit before Subsidy</b>	<b>(\$27,607,803)</b>	<b>(\$32,315,155)</b>	<b>(\$4,707,352)</b>	<b>(\$207,832,135)</b>	<b>(\$255,868,557)</b>	<b>(\$48,036,422)</b>	
<b>Operating Subsidy:</b>							
County Drink Tax Revenue	\$ -	\$ -	-	\$ -	\$ -	-	
RAD Assistance - Local	225,000	213,750	(11,250)	2,100,000	2,120,357	20,357	
Gen Operating Assist - State	28,624,526	28,887,115	262,589	168,749,456	171,415,083	2,665,627	
Gen Op Assist - State Match 5310		-	-		-	-	
Defer State Operating Assist		-	-		-	-	
Cost of Contracting	858,578	3,029,649	2,171,071	7,028,354	8,671,298	1,642,944	
Redistribute to Vehicle Overhaul	463,001		(463,001)	4,006,075	411,181	(3,594,893)	
Redistribute to Capital Accounts	112,597	248,697	136,100	1,588,695	1,568,473	(20,222)	
Fringe Benefits Redistrib Cap Accts	36,197	124,291	88,094	609,506	741,399	131,893	
Preventive Maintenance	2,130,303		(2,130,303)	24,131,610	23,339,976	(791,635)	
Third Party Reimbursements	13,084	70,000	56,916	456,863	341,334	(115,528)	
ACCESS-5310 revenue	419,482	131,507	(287,975)	419,482	131,507	(287,975)	
ACCESS-PWD	49,808	26,033	(23,775)	408,545	287,607	(120,938)	
CARES - Port Authority			-		24,333,371	24,333,371	
CARES - County			-		12,724,843	12,724,843	
<b>Total Subsidy</b>	<b>\$32,932,576</b>	<b>\$32,731,042</b>	<b>\$ (201,534)</b>	<b>\$209,498,586</b>	<b>\$246,066,430</b>	<b>\$ 36,587,845</b>	Total Subsidy is \$36.5 million higher than last fiscal year due to CARES ACT subsidy that offsets lower revenue.
<b>Surplus/Deficit</b>	<b>\$5,324,773</b>	<b>\$415,887</b>	<b>\$ (4,908,886)</b>	<b>\$1,666,451</b>	<b>(\$9,782,127)</b>	<b>(\$11,448,577)</b>	