

PERFORMANCE OVERSIGHT COMMITTEE MEETING

January 20, 2022

Board Committee Members

Michelle Zmijanac, Chair
Representative Lori Mizgorski
Representative Austin Davis
Jeff Letwin

Other Board Member

Ann Ogoreuc
John Tague Jr.
Stephanie Turman

1. Approval of Minutes:

The Committee approved the minutes from the November 10, 2021 Performance Oversight Committee meeting.

2. Proposed Resolution:

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

The Performance Oversight Committee agreed to recommend the award of bids listed in the resolution for the total amount of approximately \$4.3 million dollars.

The next resolution reviewed was seeking authorization for settlement of a public liability claim.

It was reported that an accident involving a Port Authority bus and a pedestrian occurred on January 18, 2020 in Oakland. After servicing a stop near an intersection, the bus began making a right turn when the bus struck a pedestrian, Barbara Como, who was crossing the street at the time and later died as a result of the injuries sustained in the accident.

The executrix of Ms. Como's estate submitted a personal injury claim to the Authority seeking monetary recovery for Ms. Como's death.

It was noted at the meeting that the parties have reached an amicable agreement.

The Performance Oversight Committee agreed to recommend authorizing a settlement payment in the total not-to-exceed amount of \$500,000 to fully and finally settle the claim in a release form approved by the Authority's legal counsel.

The next resolution reviewed was seeking authorization to award a construction contract for the restoration of bridges along Port Authority's LRT and Busways.

It was reported that bid documents were prepared and publicly advertised and three bids were received.

Staff determined that the bid of Gulisek Construction, LLC is the lowest responsible bid from a responsible bidder meeting the requirements for the contract.

The Performance Oversight Committee agreed to recommend that a contract be awarded to Gulisek Construction LLC in the amount of \$3,607,450.91, subject to completing all pre-award requirements.

The final resolution reviewed at the meeting was seeking authorization to award Ancillary Services contracts for upgrades and improvements to property and facilities owned and/or operated by the Authority.

It was reported at the meeting that services will be identified and issued on an individual work order basis up to a total not to exceed contract amount over an initial three-year period with options to extend the agreements an additional two years at the sole discretion of the Authority.

The Performance Oversight Committee agreed to recommended that the General Heavy Highway Construction contact be awarded to Michael Facchiano Contracting, Inc., for an amount not to exceed \$13,655,750.00; the General Building Construction Contract be awarded to Arcon Contracting, Inc., for an amount not to exceed \$10,688,216.00; the plumbing construction contract be awarded to Tedesco Excavating and Paving Inc., for an amount not to exceed \$12,766,754.00; the Electrical Construction contract be awarded to T.S.B., Inc. d/b/a Schultheis Electric, for an amount not to exceed \$13,103,365.00; the HVAC Construction Contract be awarded to SSM Industries, Inc., for an amount not to exceed \$10,332,970.00; and the Railroad Construction contract be awarded to Railworks Track Services, Inc., for an amount not to exceed \$14,110,094.50, all awards subject to the contractors' completion of the pre-award requirements.

With no further business, the meeting was adjourned.