

MINUTES
REGULAR MEETING OF THE BOARD OF THE
ALLEGHENY COUNTY SANITARY AUTHORITY
THURSDAY, JANUARY 26, 2023

The meeting was called to order at 4:30 p.m. in the office of the Authority, 3300 Preble Avenue, Pittsburgh, Pennsylvania. Those participating were Board Members Ms. Sylvia Wilson, Mr. Harry Readshaw, Mr. Darrin Kelly, Ms. Theresa Kail-Smith and via Zoom were Mr. Paul Klein and Ms. Emily Kinkead, Dr. Shannah Tharp-Gilliam was absent from the meeting. Also participating were Ms. Arletta Scott Williams, Ms. Michelle Buys, Ms. Kimberly Kennedy, Ms. Karen Fantoni, Ms. Jeanne Clark, Ms. Suzanne Thomas, Ms. Julie Motely-Williams, Messrs. Douglas Jackson, Phil Cole, Michael Lichte and Joey Vallarian (Authority Staff), Max Junker (Babst Calland).

Everyone stood for the Pledge of Allegiance.

Ms. Sylvia Wilson stated there was an Executive Session held before the start of this meeting. (Note: Votes are never taken during the Executive Session).

No Public Comment for this meeting.

Ms. Karen Fantoni, Director of Finance, reported on the 2022, Operating Costs and Revenue compared to the budget in 2023. This is a full year of 2022, and our cash basis financial statements. We have expended 92%, from our budgeted expenditures, and collected 110% of our budgeted revenues that includes both of the Operating and some of your nonoperating revenue. We have \$7 million dollars of interest income, that was not budgeted for and that is what is driving the 110%, that was collected revenue. The Auditors will be in to conduct their Financial Statement Audits in February. We expect to come to the Board in March with the full Accrual Financial Statements from the Audit Report in March.

Ms. Kimberly Kennedy, Director of Engineering and Construction, this report establishes our 2023 Capital Budget Report. It is the costs for January through the first month of the year, is just under \$10 million dollars. It does establish our 2023 Capital Budget and about just under \$203 million, and a total all in budget method of \$210 million. As you know from our budget presentation from last year, it is a lot of construction anticipated this year.

Report of actions by the Executive Director in approval of construction change orders within the contingency included with Board Approval at the time of Contract Award as authorized by Resolution No. 2022-03-04.

1. No. 1, under Contract 1759G, "ALCOSAN Environmental Compliance Facility" from Hudson Companies in the amount of \$105,955.00. These costs are associated with additional caisson lengths over the quantities estimated in the bid form. Caisson tip elevations included in the base bid were based on estimates provided during design based on interpolated information, while actual depths to reach competent bedrock were unknown until drilling was completed. Elevations to reach competent bedrock were

between 8 - 21 feet lower than originally estimated. The original amount of the contract was \$16,732,000.00. The current value of the contract including this change order is \$16,837,955.00.

Upon motion of Harry Readshaw and seconded by Theresa Kail-Smith the Board approved the minutes of the Regular Board Meeting of January 26, 2023.

Upon motion of Paul Klein, and seconded by Emily Kinkead, the Board approved the invoices in excess of \$20,100.00 processed during the period of January 24, 2023, through February 13, 2023, and reviewed the summary report of expenses in excess of \$10,900.00 processed during the same period, a copy of which will be made part of these minutes.

Upon motion of Theresa Kail-Smith, and seconded by Darrin Kelly, the Board rejected all bids for Contract No. 1773 "Sheraden Park Ecosystem Maintenance".

Upon motion of Paul Klein, and seconded by Emily Kinkead, the Board approved the following contract:

1. Contract No. 1777 "Furnish and Deliver Sodium Hypochlorite" to JCI Jones Chemical, Inc. at the price of \$2.2519 per gallon.
2. Contract No. 1778 "Furnish and Deliver Caustic Soda for Demineralization Unit Regeneration" to Univar Solutions USA, Inc. at the price \$0.455 per pound.
3. Contract No. 1781 "Furnish and Deliver Fiberglass Flights for the Primary Sedimentation Tanks" to Brentwood Industries, Inc.

Upon motion of Theresa Kail-Smith, and seconded by, Darrin Kelly the Board authorized the preparation of specifications and advertisement for bids for the following contracts:

1. Contract No. 1773A, "Sheraden Park Ecosystem Maintenance"
2. Contract No. 1783, "Site Demolition Contract"

Upon motion by Harry Readshaw, and seconded by Paul Klein, the Board approved the following change orders that exceeds \$30,000, in value or whose cumulative total value with previously approved change orders is greater than five percent of the original contract amount:

1. No. 3, under Contract 1726, "CIPP Rehabilitation of Portions of the Monongahela Subaqueous Interceptors," from Independent Enterprises Inc, for an amount of \$799,500.00. These costs are associated with additional work in conducting the emergency repair along the collapsed section of the M-42A sewer, additional pipe stabilization work along the M-42A sewer, and five additional quick lock sleeves for the cured in place lining. The original amount of the contract was \$9,347,085.00. The current value of the contract including this change order is \$11,840,766.94.

Upon motion by Harry Readshaw, and seconded by Paul Klein, the Board approved the following change orders that exceeds \$30,000, in value or whose cumulative total value with previously approved change orders is greater than five percent of the original contract amount.

2. No. 2, under Contract 1729E, "East Headworks," from Kirby Electric, Inc. in the amount of \$40,440.00. These costs are associated with reconfiguring and adding additional lights to the East Headworks entrance, as well as installing a cable tray in the utility tunnel to re-route existing and accommodate new utilities. The original amount of the contract was \$5,698,000.00. The current value of the contract including this change order is \$5,848,440.00.

Upon motion by Harry Readshaw, and seconded by Paul Klein, the Board approved the following change orders that exceeds \$30,000, in value or whose cumulative total value with previously approved change orders is greater than five percent of the original contract amount.

3. No. 6, under Contract 1729G, "East Headworks," from PJ Dick Incorporated in the amount of \$740,159.00. These costs are associated with supporting and re-constructing a duct bank that was not shown on the drawings, adding a new manhole to the plant drain system, stabilizing soil to allow for construction of the foundation, modifying slab thicknesses to comply with code requirements, asbestos pipe removal, adding expansion joints to a process air pipeline, and upsizing sample pumps and valves. The original amount of the contract was \$78,474,915.00. The current value of the contract including this change order is \$80,208,869.00.

Upon motion by Harry Readshaw, and seconded by Paul Klein, the Board approved the following change orders that exceeds \$30,000, in value or whose cumulative total value with previously approved change orders is greater than five percent of the original contract amount

4. No. 5 (Final), under Contract 1735P, "ALCOSAN Parking Garage" from W.G. Tomko, Inc. in the amount of \$4,701.79 and an additional 180 days. The schedule extension was necessary due to delays associated with the General contract; the costs were incurred by the contractor due to the additional time. The original amount of the contract was \$182,222.00. The current value of the contract including this change order is \$202,710.59.

The items denoted with an asterisk (*) were reviewed by the Professional Service Committee at a publicly advertised meeting on December 1, 2022. The Committee unanimously approved and recommended that these items be submitted to the Board.

*Upon motion by Harry Readshaw and seconded by Darrin Kelly, the Board approved the following Service Authorizations for the Professional Consultants. Assignment is based on consultants' past efforts. Knowledge and understanding of the tasks involved and the availability of the consultant's staff to perform the tasks in the time required:

1. For DLZ, under the agreement for Engineering Consultant Services, for an amount not to exceed \$7,550,000.00 to perform the scope of services under the Capital Project S-486, "Allegheny River Tunnel Near Surface Facilities Package 6".

*Upon motion by Darrin Kelly and seconded by Harry Readshaw, the Board approved the modification of Service Authorization 378 for Grant Thornton for an amount not to exceed \$103,000.00, to provide additional services related to the JD Edwards System Upgrade.

*Upon motion by Darrin Kelly, and seconded by Paul Klein, the Board adopted Resolution No. 2023-01-01 to authorize the submission of an application for a H2O PA program grant of \$20,000,000.00 from the Commonwealth Financing Authority to be used for the Solids Thickening and Dewatering Improvements Project.

*Upon motion of Harry Readshaw, and seconded by Darrin Kelly, the Board adopted Resolution No. 2023-01-02 to authorize the submission of an application for a H2O PA program grant of \$14,500,000.00 from the Commonwealth Financing Authority to be used for the Upper Saw Mill Run and Lower Ohio Interceptor Lining Project.

*Upon motion of Harry Readshaw and seconded by Darrin Kelly, the Board adopted Resolution No. 2023-01-03 authorizing the purchase of forty-seven (47) Tax Parcels situated in the City of Pittsburgh, 23rd Ward, from The Buncher Company, for \$5,205,400.00, in furtherance of the Clean Water Plan, and authorizing the Executive Director to take any action necessary to effectuate this purchase and sale.

*Upon motion of Paul Klein, and seconded by Harry Readshaw, the Board authorized the payment of \$75,000.00 to The Buncher Company in connection with the acquisition of four parcels of property situated in the City of Pittsburgh, 23rd Ward, identified in the records of Allegheny County as parcels 9-B-14, 9-B-15, 9-B-16, 9-B-19.

*Upon motion of Harry Readshaw and seconded by Theresa Kail-Smith, the Board has authorized payment of \$193,905.00 to condemnee CES Acquisition, LLC representing the appraised value of certain personal property not retained by condemnee.

*Upon motion of Darrin Kelly and seconded by Theresa Kail-Smith, the Board approved an Agreement with the Borough of McKees Rocks regarding the Borough's timely consideration of Act 537 Plan Amendment Resolution and stipulated real estate tax assessments during construction of the Ohio River Tunnel and authorize the Executive Director to execute it.

*Upon motion of Darrin Kelly and seconded by Theresa Kail-Smith, the Board authorized payment of \$193,905.00 to condemnee CES Acquisition, LLC representing the appraised value of certain personal property not retained by condemnee.

*Upon motion of Harry Readshaw and seconded by Darin Kelly, the Board has approved an Agreement with the Borough of McKees Rocks regarding the Borough's timely consideration of Act 537 Plan Amendment Resolution and stipulated real estate tax assessments during construction of the Ohio River Tunnel and authorize the Executive Director to execute it.

*Upon motion of Paul Klein, and seconded by Theresa Kail-Smith, the Board approved the Election of Officers, as follows: Ms. Sylvia Wilson, Chairperson, Dr. Shannah Tharp-Gilliam, Vice-Chair, Harry Readshaw, Treasurer, Representative Kinkead, Secretary, and Darrin Kelly, Assistant Secretary/ Assistant Treasurer.

The next Board of Directors Meeting will be held on February 23, 2023.

There being no further business, the meeting adjourned at approximately 5:20 p.m.