

MINUTES
REGULAR MEETING OF THE BOARD OF THE
ALLEGHEN COUNTY SANITARY AUTHORITY
THURSDAY, JANUARY 28, 2022

The meeting was called to order at 4:30 p.m. in the Trefz Boardroom of the Authority, 3300 Preble Avenue, Pittsburgh, Pennsylvania. Those participating were Board Members Dr. Shannah Tharp-Gilliam (remotely), Ms. Sylvia Wilson (remotely), and Representative Emily Kinkead (remotely), Messrs. Corey O'Connor (remotely) and John Weinstein (remotely). Harry Readshaw and Jack Shea were both Absent from the meeting. Also participating were Ms. Arletta Williams, Ms. Kimberly Kennedy, Ms. Julie Motley-Williams, Ms. Karen Fantoni, Ms. Suzanne Thomas, Ms. Michelle Buys, and Ms. Jeanne Clark Messrs. Michael Lichte, Douglas Jackson, Joseph Vallarian (Authority staff) and Max Junker (Babst Calland).

Everyone stood for the Pledge of Allegiance.

No Public Comment for this meeting.

Mr. Corey O'Connor stated there was an Executive Session held before the start of this meeting.

Ms. Karen Fantoni, Director of Finance, presented ALCOSAN's 2021 Operating Costs and Revenue reports. Karen stated that Alcosan has officially closed the books on 2021. Operating expenses were approximately, \$144,000,000.00, or 88%, of what was budgeted. Actual Revenues came in at approximately, \$196,000,000.00, which is higher than budget, at 102%, of the budget. We closed the fiscal year on the accrual basis; budget numbers are presented on a cash basis. The financial statement audit will be starting in February, and we will report back to the Board in March, with audit report and the full accrual financial results from 2021.

Ms. Kimberly Kennedy, Director of Engineering and Construction, provided a review of the 2022, Capital Budget Report. The report reviewed the early spending through January focused on the Parking Garage, North End Facilities, and East Headworks projects. These are our most active construction projects at this time. This is the first Capital Budget Report for 2022; not a lot of activity yet but does establish what the expectations are for the year.

Upon motion Mr. John Weinstein and seconded by Ms. Sylvia Wilson, the Board approved the January 28, 2022, Board minutes and invoices of \$20,100.00, processing during the period of January 15, 2022, to February 14, 2022.

Upon motion of Mr. John Weinstein and seconded by Dr. Tharp-Gilliam, the Board awarded the following contracts:

1. Contract No. 1757 "Furnish and Deliver Sodium Hypochlorite," to Univar Solutions USA, Inc., at the price of \$1.35/gallon.

2. Contract No. 1758 “Furnish and Deliver Caustic Soda for Demineralization Unit Regeneration,” to Univar Solutions USA, Inc., at the price of \$0.315/lb.

Upon motion of Mr. John Weinstein, and seconded by Ms. Sylvia Wilson, the Board approved the following construction change orders less than \$30,000.00 and a cumulative total change order value to date of less than five percent of the original contract amount:

1. No. 8, under Contract 1723-G, “North End Plant Expansion,” from Mascaro Construction, for the amount of \$569,334.00. These costs include several credits for approved changes during the course of construction, as well as additional costs for changes to the king pile wall and a resolution on decontamination. The original amount of the contract was \$94,124,350.00. The current value of the contract including this change order is \$103,711,631.42.
2. No. 1, under Contract 1729-G, “East Headworks,” from P.J. Dick for the amount of \$105,384.00. These costs are associated with unforeseen underground obstructions near the auger cast piles and excavation supports and installation of temporary power. There are also two credits: (1) a credit for modification to the slab of the pipe tunnel intersection, and (2) a credit for allowing single cement lined ductile iron pipe for the buried drain. The original amount of the contract was \$78,474,915.00. The current value of the contract including this change order is \$78,580,299.00.

The items denoted with an asterisk () were reviewed by the Professional Services Committee at a publicly advertised meeting on January 13, 2022. The Committee unanimously approved and recommended that these items be submitted to the Board.*

*Upon motion of Mr. John Weinstein, and seconded by Mr. Corey O’Connor, the Board awarded Contract 1744: Chartiers Creek – Ohio Junction Access Shaft Improvements (Capital Project No. S-483) to Anser Advisory and authorize the Executive Director to negotiate a fee.

*Upon motion of Mr. John Weinstein, and seconded by Mr. Mr. Corey O’Connor, the Board approved modification of Service Authorization 264 for 9Rooftops to continue the scope of work for the next phase of the campaign for Strategic Communications and Public Relations for an amount not to exceed \$1,198,646.00.

*Upon motion of Mr. John Weinstein, and seconded by Dr. Tharp-Gilliam, the Boarded approved modification of Service Authorization 299 for AECOM to perform the scope of services under Capital Program S-466, as the Regionalization Program Manager, to provide continued program management support for an additional two years in an amount not to exceed \$7,000,000.00.

*Upon motion of Dr. Tharp-Gilliam, and seconded by Mr. Corey O’Connor, the Board approved modification of Service Authorization 302 for Jacobs Engineering Group, Inc. to extend their Green Infrastructure/Source Control Program Management to provide services for three additional GROW cycles and to provide ongoing program management support for the ALCOSAN GROW Program for an amount not to exceed \$2,300,000.00.

*Upon motion of Mr. John Weinstein, and seconded by Mr. Corey O'Connor, the Board approved modification of Service Authorization 318 for 3RWW in the amount of \$1,783,632.00, for the 2022 additional option year to provide for ongoing municipal stakeholder support.

Mr. O'Connor read Action Item J, "Motion to adopt Resolution 2022-01-01, revising the policy for authorizing construction contract change orders." Ms. Arletta Williams explained the need for changes to the policy, due to the magnitude of the ongoing construction program. Prior to the vote, Mr. John Weinstein, stated that he agreed that the amount of the change order policy should be increased; however, he was uncomfortable with the increased amount of the change orders. Mr. Weinstein stated, "with all due respect to Arletta, and no reflection on her, Mr. Weinstein disagreed with the \$100,000.00, proposed in the motion. Mr. Weinstein spoke to the policy only being 8 years old, and a lot of work has been done, but he would feel better if the increments were taken in steps of, \$50,000.00, or \$60,000.00, if need to be revisited.

Ms. Arletta Williams, responded to the Chairman, Mr. Corey O'Connor stating, "given the concern expressed by the Board, we will take this back, we will revise it, we will bring it back to the Board, and because it is a reflection upon me, I will come back with a reduction as opposed to an increase. The Board has the ability and the right to see every change order, and I would not want to put myself, nor my staff in a position where there was any question about what we are doing." Ms. Williams asked if this motion would be tabled, it would be appreciated.

*Upon motion of Mr. Corey O'Connor, and seconded by Mr. John Weinstein, the Board moved to table this motion.

*Upon motion of Ms. Sylvia Wilson, and seconded by Mr. Corey O'Connor, the Board ratified the engagement of Salzmann Hughes, P.C. as Special Counsel to work in close coordination with the Solicitor on matters involving the potential sale of municipal customers' sanitary sewer assets to a public utility regulated by the Public Utility Commission.

Mr. John Weinstein questioned the cost of the engagement of Salzmann Hughes, PC, as Special Counsel, and Max Junker, stated that the rates will be mirrored to Babst-Calland. There is no flat fee and reduced their hourly rates, to come in line with our current counsel.

*Upon motion of Representative Emily Kinkead, and seconded by Mr. John Weinstein, the Board approved to table the Election of Officers