



**NORTHERN INDIANA COMMUTER TRANSPORTATION DISTRICT
BOARD MEETING**

May 25, 2022

US: +1 312 626 6799

Webinar ID: 858 7557 9601

Public Session – 10:30 a.m. (CST)

BOARD MEMBERS PRESENT:

Michael Smith

Jim Arnold

Jeff Good

STAFF PARTICIPANTS:

Michael Noland
Chuck Lukmann, Esq.
Kelly Wenger
Carrie Hoyt
Holly Taylor
Laura Harrington
Bjarne Henderson

Tony Siegmund
Steve Plesha
Nicole Barker
Michael Rowe
Moe Ibrahim
Amber Kettring
Brianna Evans

Justice Anderson
Jessie Watts Jr.
Derrick Wright
Stephanie Modglin
Michael Mashburn
Christine Dearing
Scott Kooi

OTHERS PRESENT

Steven Lyons-Passenger
Richard Curtis-Curtis Eng.
Victor Van Santen
Amanda Haverstick
Matt Moss

Tim Zorn-Post Tribune
Greg Price-Passenger
Carrie Noland
89.1FM-Tim Whalen
Jason Casteel INDOT

CALL TO ORDER

Chuck Lukmann, NICTD's General Counsel, called the meeting to order. Mr. Lukmann requested a roll call. Michael Smith, Jim Arnold, and Jeff Good were present. Andrew Kostielney and Jerome Prince were absent.

BOARD MEETING MINUTES

Mr. Lukmann requested a motion to approve the Board Meeting Minutes of March 28, 2022. Mr. Good made a motion to approve the board meeting minutes, Mr. Arnold seconded, and on roll call vote the motion passed unanimously.

PUBLIC COMMENT

Scott Kooi, NICTD Engineer, commented on the work environment, department culture, and scheduling practices that have been revoked in the Transportation Department.

PURCHASING (Procurement Recommendation Packet Attached)

Tony Siegmund, NICTD's Purchasing Manager, presented four recommendations to the Board. The purchasing items are listed in the recommendations that follow and the Board's vote was requested at the end of each recommendation.

The first item was a bid for Hegewisch Burnham Diamonds. The Staff recommended that Progress Rail Services Corporation of Albertville, Alabama be awarded the Contract for Hegewisch Burnham Diamonds in the amount of One Million, Eighty-One Thousand, Seven Hundred Thirty-Four Dollars and 00/100 (\$1,081,734.00). The Staff requested that the Board grant the President the authority to issue the Notice to Proceed for Hegewisch Burnham Diamonds at his discretion.

Mr. Arnold made a motion to grant authority to the NICTD President to issue a Notice to Proceed for Hegewisch Burnham Diamonds at his discretion, seconded by Mr. Good, and on roll call vote the motion passed unanimously.

The second item was a bid for the Shops Roof & Deck Replacement. The Staff recommended that E.C. Babilla, Inc. of Gary, Indiana be awarded the Contract for Shops Roof & Deck Replacement, not to exceed amount of Three Million, Eight Hundred Thirty-Five Thousand, One Hundred Eight-Two Dollars and 00/100 (\$3,835,182.00). The award includes the initial bid price of \$3,585,182 plus an additional contingency amount of \$250,000.00 in anticipation of potential material escalation. The Staff requested that the Board grant the President the authority to issue the Notice to Proceed for Shops Roof & Deck Replacement at his discretion.

Mr. Good made a motion to grant authority to the NICTD President to issue a Notice to Proceed for Shops Roof & Deck Replacement with contingency at his discretion, seconded by Mr. Arnold, and on roll call vote the motion passed unanimously.

The third item was a sole source recommendation for Parsons Technology Group, Inc. to assist with upgrades, and troubleshooting of upcoming upgrades for WSRS, Log4J vulnerability, VEEAM and Trend Micro upgrades, and Cisco patches. This is similar to a purchase order issued less than a year ago. The Staff recommended that Parsons Technology Group, Inc. of Chicago, Illinois be given a not-to-exceed purchase order for PTC Support in the amount of One Hundred Forty Thousand Dollars and 00/100 (\$140,000.00). The Staff requested that the Board grant the President the authority to issue the issue the Purchase Order for PTC Support at his discretion.

Mr. Good made a motion to grant authority to the NICTD President to issue the Purchase Order for PTC Support at his discretion, seconded by Mr. Arnold, and on roll call vote the motion passed unanimously.

The final item was sole source recommendation, Change Order 3 to West Lake Design Build, authorizing an additional \$7,426,281.06 to be added to the contract price. The District executed Contract 94028 for West Lake Design-Build to FH Paschen/Ragnar Benson Joint Venture on October 29, 2020, not to exceed cost of \$554,940,521.00. To keep the project moving forward,

two Change Orders have been approved by the District totaling \$2,328,716.70. The District requested the Board grant the President the authority to approve Change Order 3 to Contract 94028 in the amount of Seven Million, Four Hundred Twenty-Six Thousand, Two Hundred Eighty-One Dollars and 06/100 (\$7,426,281.06), pending RDA and IFA approval. This change order includes Six Million, Five Hundred Eighty-Two Thousand, Two Hundred Seventy-three Dollars and 02/100 (\$6,582,273.02) of betterments that will be funded by others and not covered by the Federal grant.

Mr. Lukmann noted that three of the change orders line items are pending written commitments with Munster. Mr. Lukmann requested the Board consider these written commitments in conjunction to Change Order 3, pending the city of Munster's approval.

Mr. Arnold made a motion to grant authority to the NICTD President to issue a Notice to Proceed, seconded by Mr. Good, and on roll call vote the motion passed unanimously.

PRESIDENT'S REPORT

Double Track NWI and West Lake Corridor Project Updates

NICTD President, Michael Noland updated the board in regards to the NICTD construction projects. Mr. Noland stated that the Double Track project is in full construction mode. NICTD is working in good partnership with the communities to alleviate problems and complaints. When issues do arise, they are addressed immediately.

As part of the Double Track NWI project, 11th Street in Michigan City is closed. 18 miles of rail has been delivered. The crossing at Route 12 and County Line Road is closed to accommodate the crossing work. The project is progressing on schedule and within budget. By the end of 2022, service is anticipated to resume between Michigan City and Dune Park. Trains will be running out of the 11th Street station. Mr. Noland acknowledged the dedication of NICTD employees, insuring the Double Track project will move forward smoothing.

The West Lake Corridor project should see excavation in north Hammond beginning in June. Soil testing is currently underway. Work is ongoing related to the 32 railcars undergoing the rehabilitation process for use along the West Lake Corridor when it opens.

Both projects, Double Track and Westlake will be in full construction mode by July. Mr. Noland thanked the officials who have been instrumental in making these projects happen.

COVID-19 Operations/Status

Mr. Noland stated that the mask mandate has been lifted for riders and employees. NICTD is continuing to explore ways to improve our sanitation practices, searching for procedures that remain effective for longer timeframes. NICTD's goal is to protect customers and employees, keeping them safe and comfortable, today and in the future.

TICKET SALES, ADVERTISING, AND MARKETING REPORT

Nicole Barker, NICTD Director of Capital Investment & Implementation, presented the **Ticket Sales, Advertising and Marketing Report**. Ms. Barker discussed the changes in ticket sales from 2019-2022.

Ms. Barker shared the new marketing materials from the “Connecting People” and “Commute and Save” Campaigns.

Ms. Barker concluded by sharing ridership from past events and events to look forward to this summer including Chicago Blues Fest, Tour de Shore, Chicago Pride Parade, Taste of Chicago, Festival of the Lakes, Lollapalooza, Pierogi Fest, and several other concerts and events.

Board member Jeff Good, who is also a Commissioner of Porter County, commented briefly about the planned new trail system that is scheduled to coincide with the Double Track completion. This is expected to increase bike ridership and to potentially increase ridership of the Bikes on Trains program.

NICTD President Michael Noland added that at this time, Dune Park has the only high level platform between East Chicago and South Bend. Upon completion of the Double Track Project, there will be high level boarding platforms at Miller, Ogden Dunes and Michigan City. This will allow easier access to the trail system, allowing for exponential growth in the Bike on Trains program.

OPERATIONS REPORT

Kelly Wenger, NICTD Grant Administrator, summarized **Ridership**. Ms. Wenger indicated that ridership is building momentum and is trending upward. Ridership has increased 87.6% YTD compared to the same period in 2021. In comparison, ridership is down 62.6% compared to the pre- pandemic levels of 2019.

Ms. Wenger reported on the Bikes on Trains program. Bike Ridership is strong and has grown regularly. Increase is expected with the completion of the trails.

Double Track Construction Bussing affected 18.5% of NICTD passengers in March and 19.9% of the NICTD passengers in April. NICTD is working with the bussing agency to alleviate delays, and to insure that adequate busses are available and onsite during special events and unforeseen surges in train ridership. Ms. Wenger recognized that the NICTD employees are working diligently to alleviate concerns and to aid passengers that are being affected by the bussing.

Ms. Wenger provided data comparing National, Regional, Metra and NICTD Ridership in regards to Pandemic Recovery. Comparing 2019 to 2022, NICTD is following the national trend.

Derrick Wright, NICTD Chief Operating Officer, commented on **On-Time Performance**.

Mr. Wright provided data that indicates that 79.1% of trains are performing on time, compared to 78.7 % in 2021. Bussing has been in effect since February 28, 2022, and most weekend trains are effected by the bussing. As repairs migrate west, challenges will increase. Adjustments are being made and experiences learned now will help alleviate future challenges.

Mr. Wright provided data showing all of the reasons for train delays, 2022 On-Time Performance, YTD. Ms. Wenger indicated that delays are increased east of Dune Park at this time. Ms. Wenger indicated that delays are reviewed weekly and any delay issues that arise are addressed.

OTHER BUSINESS

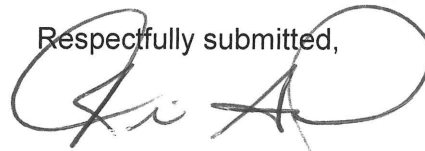
Moe Ibrahim, NICTD Conductor, spoke of issues with management/employee relationships. Mr. Ibrahim stated that he wanted to bring this to the board in hopes of improving employee relations.

Mr. Noland stated that NICTD, in the near future, will be presenting an updated Capital Program. Internally, NICTD is identifying areas to target capital investments, to improve ride quality for passengers and lower expenses. This will insure that the capital assets are in the best possible shape for the future.

ADJOURNMENT

Mr. Good made a motion to adjourn the meeting, seconded by Mr. Arnold, and on roll call vote, the motion passed unanimously. The next Board Meeting is scheduled for July 25, 2022, however, may be rescheduled on August 1, 2022.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read 'Jim Arnold', is written over the typed name below.

Jim Arnold, Secretary



PROCUREMENT RECOMMENDATIONS

Track Department:

Bids:

- **Hegewisch Burnham Diamonds**

Engineering Department:

Bids:

- **Shops Roof & Deck Replacement**

Sole Source:

- **PTC Support**

West Lake Corridor:

Sole Source:

- **Design-Build – FH Paschen/Ragnar Benson JV –
Change Order 3**

RECOMMENDATION
Track Department
Hegewisch Burnham Diamonds
May 23, 2022

A. SCOPE

The Track Department has requested bids for Hegewisch Burnham Diamonds. This project includes two (2) One-Way Low Speed (OWLS) diamonds for NICTD main tracks. Bids were solicited and a public bid opening was held at the Dune Park Offices and virtually on Thursday, May 12, 2022.

B. ADMINISTRATIVE REVIEW

1. Legal Notifications

The request for Hegewisch Burnham Diamonds was advertised throughout the region and nationally. The legal advertisements were placed in the following publications:

South Bend Tribune - South Bend, Indiana
Herald-Dispatch - LaPorte County, Indiana
Chesterton Tribune - Chesterton, Indiana
Gary Crusader - Gary, Indiana
The Times - Hammond, Indiana
NICTD Plan Room

2. Bid Review

A total of five (5) packets were requested for Hegewisch Burnham Diamonds prior to the bid opening. The request resulted in the receipt of two (2) bids.

3. DBE & Required Forms

The bids were evaluated for responsiveness to determine if they could be accepted for further review.

It was determined that one firm submitted all the necessary forms and was approved by the appropriate NICTD staff. All forms have been correctly submitted and were found to be within the guidelines set forth by the Federal Transit Administration (FTA). The second firm did not complete all necessary forms and was deemed unresponsive.

Bidder	Eligible Bidder	Lower Tier	DBE %	Non-Discrim.	Rest. Lobby	Drug Free	Buy America	Cert. of Qual.	Illegal Act.	Iran Invest.
Progress Rail Services Corporation Albertville, Alabama	X	X	6.93%	X	X	X	X	X	X	X
Voestalpine Railway Systems Nortrak Cheyenne, Wyoming	X	X	-	X	X	X	X	X	X	X

C. ENGINEERING REVIEW & PRICE ANALYSIS

The responsive bid was evaluated for compliance to the technical specifications. The bidder was determined to be responsible and met the technical specifications.

The lowest responsive and responsible bid for Hegewisch Burnham Diamonds is Progress Rail Services Corporation, with a bid of \$1,081,734.00. This is 48% (\$352,418.00) more than the engineer's estimate of \$729,316.00.

Progress Rail Services Corporation's DBE amount is 6.93% (\$75,000.00).

Hegewisch Burnham Diamonds OWLS Diamond Quantity 2		
Bidder	Unit Cost	Total Cost
Progress Rail Services Corporation	\$540,867.00	\$1,081,734.00
Voestalpine Railway Systems Nortrak	\$860,110.00	\$1,628,720.00

D. DELIVERY

Progress Rail Services Corporation can meet the District's delivery schedule for July 15, 2023.

E. RECOMMENDATION

The Staff recommends that Progress Rail Services Corporation of Albertville, Alabama be awarded the Contract for Hegewisch Burnham Diamonds in the amount of One Million, Eighty-One Thousand, Seven Hundred Thirty-Four Dollars and ⁰⁰/₁₀₀ (\$1,081,734.00).

The Staff is requesting that the Board grant the President the authority to issue the Notice to Proceed for Hegewisch Burnham Diamonds at his discretion.

RECOMMENDATION
Engineering Department
Shops Roof & Deck Replacement
May 23, 2022

A. SCOPE

The Engineering Department has requested bids for Shops Roof & Deck Replacement. This project includes removal of the existing roof system and existing concrete tile roof deck down to the existing structural steel. The work further includes the installation of new 3 inch deep metal deck, insulation, ½" cover board and fully adhered EPDM 50 mil XT membrane. Bids were solicited and a public bid opening was held at the Dune Park Offices and virtually on Thursday, April 14, 2022.

B. ADMINISTRATIVE REVIEW

1. Legal Notifications

The request for Shops Roof & Deck Replacement was advertised throughout the region and nationally. The legal advertisements were placed in the following publications:

South Bend Tribune - South Bend, Indiana
Herald-Dispatch - LaPorte County, Indiana
Chesterton Tribune - Chesterton, Indiana
Gary Crusader - Gary, Indiana
The Times - Hammond, Indiana
NICTD Plan Room

2. Bid Review

A total of twelve (12) packets were requested for Shops Roof & Deck Replacement prior to the bid opening. The request resulted in the receipt of two (2) bids.

3. DBE & Required Forms

The bids were evaluated for responsiveness to determine if they could be accepted for further review.

It was determined that one firm submitted all the necessary forms and was approved by the appropriate NICTD staff. All forms have been correctly submitted and were found to be within the guidelines set forth by the Federal Transit Administration (FTA). The second firm did not complete all necessary forms and was deemed unresponsive.

Bidder	Eligible Bidder	Lower Tier	DBE %	Non-Discrim.	Rest. Lobby	Drug Free	Buy America	Cert. of Qual.	Illegal Act.	Iran Invst.	Form 96
--------	-----------------	------------	-------	--------------	-------------	-----------	-------------	----------------	--------------	-------------	---------

E.C. Babilla, Inc. Gary, Indiana	X	X	12%	X	X	X	X	X	X	X	X
Korellis Roofing, Inc. Hammond, Indiana	X	X	-	X	X	X	X	X	X	X	X

C. ENGINEERING REVIEW & PRICE ANALYSIS

The responsive bid was evaluated for compliance to the technical specifications. The bidder was determined to be responsible and met the technical specifications.

The lowest responsive and responsible bid for Shops Roof & Deck Replacement is E.C. Babilla, Inc., with a bid of \$3,585,182.00. This is 13.21% (\$418,348.00) more than the engineer's estimate of \$3,166,834.00.

E.C. Babilla, Inc. has committed to 12% DBE participation.

Bidder	EPDM – Sectors 3 & 4
E.C. Babilla, Inc.	\$3,585,182.00
Korellis Roofing, Inc.	\$5,210,250.00

An additional contingency amount of \$250,000.00 will be added to this contract amount in anticipation of potential material escalation. The cost is deemed fair and reasonable, and the total contract value will be \$3,835,182.00.

D. DELIVERY

E.C. Babilla, Inc. can meet the District's completion schedule for December 1, 2023.

E. RECOMMENDATION

The Staff recommends that E.C. Babilla, Inc. of Gary, Indiana be awarded the Contract for Shops Roof & Deck Replacement in the not to exceed amount of Three Million, Eight Hundred Thirty-Five Thousand, One Hundred Eight-Two Dollars and ⁰⁰/₁₀₀ (\$3,835,182.00).

The Staff is requesting that the Board grant the President the authority to issue the Notice to Proceed for Shops Roof & Deck Replacement at his discretion.

RECOMMENDATION
PTC Department
PTC Support
May 23, 2022

SOLE SOURCE RECOMMENDATION:

The Engineering Department is requesting the sole source procurement for Parsons Technology Group, Inc. to assist with upgrades, and troubleshooting of upcoming upgrades for WSRS, Log4J vulnerability, VEEAM and Trend Micro upgrades, and Cisco patches. This is essential support to help maintain the reliability of the PTC system. Due to short-staffing, NICTD is in need of additional day-to-day support for our Servers and Network devices, including the rebuilding of the ESXI Host servers. This is essential support to help maintain the reliability of the PTC system.

The Staff recommends that Parsons Technology Group, Inc. of Chicago, Illinois be given a not-to-exceed purchase order for PTC Support in the amount of One Hundred Forty Thousand Dollars and ⁰⁰/₁₀₀ (\$140,000.00).

The Staff is requesting that the Board grant the President the authority to issue the Purchase Order for PTC Support at his discretion.

RECOMMENDATION
West Lake Design-Build
Change Order 3
Sole Source
May 23, 2022

RECOMMENDATION:

The District executed Contract 94028 for West Lake Design-Build to FH Paschen/Ragnar Benson Joint Venture on October 29, 2020, for a not to exceed cost of \$554,940,521.00. To keep the project moving forward, two Change Orders have been approved by the District totaling \$2,328,716.70. Change Order 3 authorizes an additional \$7,426,281.06 to be added to the contract price.

PCO #	Change Description	Cost
009	Credit for eliminating lighting and the power feed at the Pennsy Greenway pedestrian tunnel	(\$19,569.92)
018	Credit for relief regarding the opening dimension of the Munster/Dyer pedestrian tunnel. The underpass will be 14' wide instead of 15'.	(\$5,810.88)
031	Relocate the existing fire hydrant at Allison Road and Megan Way. This is a safety-related alteration to the project to comply with fire marshal input.	\$54,572.83
043	Betterment to eliminate the detention pond at Munster Ridge - Design costs only. (Funded by Others)	\$177,439.56
048	Fencing adjustments in Munster required per code along the public facing right-of-way	\$511,519.89
063	Replace the quick curb channelizing system at Fisher Street in Munster with a concrete median	\$9,724.76
077	Credit for relief on the number of design package hard copies to be submitted to NICTD and its team	(\$1,947.79)
078	Requested betterments in the Munster Ridge station area (Funded by Others)	\$895,552.48
079	Requested betterments in the Munster/Dyer station area (Funded by Others)	\$5,112,105.39
082	Change the entrance into the Main Street parking lot to a T-intersection. This is a safety and O&M improvement.	\$76,424.54
107	Increase the existing roadway width along Manor Avenue in Munster near Ridge Road from 26' to 28'. These roadway cross section modifications are safety driven to help limit car speeds through the area.	\$219,094.61
130	Requested betterment to relocate the existing 12" water main south of the Pennsy Greenway Trail in Munster (Funded by Others)	\$397,175.59
Total		\$7,426,281.06

PCOs 078, 079, and 130 were financially committed to by Munster's Board at their Town Council Meeting on May 16, 2022. PCO-043 is expected to be approved at a future Munster Town Council Meeting, and NICTD's Board approval is subject to Munster's approval.

An independent cost estimate has been prepared for the PCOs that are not being funded by others and the costs associated with each have been determined to be fair and reasonable.

The District is requesting the Board grant the President the authority to approve Change Order 3 to Contract 94028 in the amount of Seven Million, Four Hundred Twenty-Six Thousand, Two Hundred Eighty-One Dollars and ⁰⁶/₁₀₀ (\$7,426,281.06), pending RDA and IFA approval.