



**NORTHERN INDIANA COMMUTER TRANSPORTATION DISTRICT
BOARD MEETING**

May 22, 2023

Webinar ID: 86573363173

Passcode: 826975

Public Session – 10:30 a.m. (CST)

BOARD MEMBERS PRESENT

Michael Smith
Matt Murphy

Jim Arnold

Carl Baxmeyer

STAFF PARTICIPANTS

Michael Noland
Chuck Lukmann, Esq.
Nicole Barker
Kelly Wenger

Tony Siegmund
Jessie Watts, Jr.
Amber Kettering
Michael Rowe

Connie Grashel
Anthony Hall
Rebekah Hammond

OTHERS PRESENT

Joe Crnkovich – NICTD retired
Andy Kostielky - DLZ
Tim Zorn – Post Tribune

Steven Lyons – Rider
Greg Price – Passenger

Stephen Zolvinski – Rider
Timothy Whalen – AECOM

CALL TO ORDER

Michael Smith, NICTD Board Chairman, called the meeting to order. Mr. Smith requested a roll call. Attorney Chuck Lukmann, NICTD's General Counsel, conducted the roll call. Michael Smith, Jim Arnold, Matt Murphy and Carl Baxmeyer were present. Board Vice Chairman Jerome Prince was absent.

BOARD MEETING MINUTES

Mr. Smith requested a motion to approve the Board Meeting Minutes of March 27, 2023. Mr. Baxmeyer made a motion to approve the board meeting minutes, Mr. Arnold seconded, and on roll call vote, the motion passed unanimously.

PUBLIC COMMENT

No public comments were received.

PURCHASING (Procurement Recommendation Packet Attached)

Tony Siegmund, NICTD's Purchasing Manager, presented six 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 for a tri-axle dump truck. The Track Department has requested bids for a tri-axle dump truck.

A total of five (5) packets were requested for the tri-axle dump truck prior to the bid opening. The request resulted in the receipt of one (1) bid. The bid was determined to be responsible and responsible.

The Staff recommends that Truck Centers, Inc. of South Bend, Indiana be awarded the contract for a tri-axle dump truck in the amount of One Hundred Fifty-Six Thousand, Seven Hundred and Five Dollars and 00/100 (\$156,705.00).

The Staff is requesting that the Board grant the President the authority to issue the Notice to Proceed for a tri-axle dump truck at his discretion.

Mr. Baxmeyer made a motion to grant authority to the NICTD President to issue a Notice to Proceed for a tri-axle dump truck, at his discretion, seconded by Mr. Murphy and on roll call vote the motion passed unanimously.

The second item was a proposal for ties. This project includes the District's annual purchase of ties for maintenance.

A total of four (4) packets were requested for ties prior to the bid opening. The request resulted in the receipt of one (1) bid. The bid was determined to be responsible and responsible.

The lowest responsive and responsible bid for ties is Intelligent Polymer Solutions, with a bid of \$455,000.00. This is 16.7% (\$65,200.00) more than the engineer's estimate of \$389,800.00.

Intelligent Polymer Solutions can meet the District's delivery schedule for July 2023.

The Staff recommends that Intelligent Polymer Solutions of Chardon, Ohio be awarded the Contract for Ties in the amount of Four Hundred Fifty-Five Thousand Dollars and 00/100 (\$455,000.00).

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

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

The third item was a proposal for roof replacement. The Engineering Department has requested bids for roof replacements. This project includes the replacement of Operation Control Center (OCC) and Dune Park building roofs.

A total of six (6) packets were requested for Roof Replacements prior to the bid opening. The request resulted in the receipt of two (2) bids.

The bids were evaluated and determined to be responsible and responsive.

The lowest responsive and responsible bid for roof replacements is Korellis Roofing, Inc., with a bid of \$1,010,517.00. This is 12.3% (\$110,517.00) more than the engineer's estimate of \$900,000.00.

Korellis Roofing, Inc. can meet the District's construction schedule of May 2024.

The Staff recommends that Korellis Roofing, Inc. of Hammond, Indiana be awarded the contract for roof replacements in the amount of One Million, Ten Thousand, Five Hundred Seventeen Dollars and 00/100 (\$1,010,517.00).

The Staff is requesting that the Board grant the President the authority to issue the Notice to Proceed for roof replacements at his discretion.

Mr. Murphy made a motion to grant authority to the NICTD President to issue a Notice to Proceed for roof replacements, at his discretion, seconded by Mr. Baxmeyer and on roll call vote the motion passed unanimously.

The fourth item was from the NICTD PTC Department for PTC Level 3 Support. The NICTD PTC Department has requested proposals from qualified firms to select an appropriate support team for the Positive Train Control (PTC) Program. Sixteen (16) packets were requested for PTC Level 3 Support before the proposal opening. The request resulted in the receipt of two (2) proposals.

The bids were reviewed by staff and both firms were interviewed. Piper Networks, Inc. was identified as the strongest proposer.

The Staff recommends that Piper Networks, Inc. of San Diego, California be awarded the Contract for PTC Level 3 Support in the amount of Two Million Dollars and 00/100 (\$2,000,000.00). This contract amount reflects a 3-year contract with the discretion of the District to extend for another two (2) – one (1) year extensions. The annual spend on this service is anticipated not to exceed \$400,000.

The Staff is requesting that the Board grant the President the authority to issue the Notice to Proceed for PTC Level 3 Support at his discretion.

Mr. Arnold made a motion to grant authority to the NICTD President to issue a Notice to Proceed for PTC Level 3 Support, at his discretion, seconded by Mr. Baxmeyer and on roll call vote the motion passed unanimously.

The fifth item was a recommendation for Double Track Project One, Change Orders 9 & 10.

The District executed Contract 95603 for Double Track Project One with Walsh-Herzog Joint Venture on December 21, 2021, for a not to exceed cost of \$375,519,909.30. To keep the project moving forward, the District has approved 8 Change Orders, totaling (\$158,364.57). Since this approval, additional scope items were sought by the project team as further described below. Change Order 9 authorizes an additional \$669,188.93 and Change Order 10 authorizes an additional \$722,541.63. The updated total contract price would be \$376,753,275.29.

An independent cost estimate has been prepared for the PCOs and the costs associated with each have been determined to be fair and reasonable.

The District is notifying the Board that the President has approved Change Orders 9 and 10 to Contract 95603 in the amount of One Million, Three Hundred Ninety-One Thousand, Seven Hundred Thirty Dollars and 56/100 (\$1,391,730.56), with RDA and IFA approval.

Mr. Baxmeyer made a motion to accept the change previously approved by NICTD's President, seconded by Mr. Murphy, and on roll call vote, the motion passed unanimously.

The sixth item was a recommendation for West Lake Design-Build, Change Order 9.

The District executed Contract 94028 for West Lake Design-Build with 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, the District has approved eight Change Orders (totaling \$19,368,098.64). Change Order 9 authorizes an additional \$225,007.98. The updated total contract price would be \$574,533,627.62.

An independent cost estimate has been prepared for the PCOs 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 9 to Contract 94028 in the amount of Two Hundred Twenty-Five Thousand, Seven Dollars and 98/100 (\$225,007.98), pending RDA and IFA approval.

Mr. Murphy made a motion to grant authority to the NICTD President to issue a Notice to Proceed for West Lake Design-Build, Change Order 9, at his discretion, seconded by Mr. Baxmeyer and on roll call vote the motion passed unanimously.

PRESIDENT'S REPORT

Double Track NWI and West Lake Corridor Project Updates

Mr. Noland gave a brief update on the Double Track NWI Project and West Lake Corridor Project.

Double Track is currently 67% complete. The first phase of the project is from Michigan City to Dune Park. Tracks, crossovers, catenary and signal systems are installed. Finish work and testing are in process, to bring the phase to substantial completion. Once complete, NICTD will begin testing on the lines. Revenue trains are anticipated to begin in mid – August opening the currently closed corridor from Michigan City to Dune Park.

The second phase of the project is the area between Dune Park to just east of Gary Metro. Double track is in, four bridges are in or in progress. Expected completion of civil construction is November of 2023. At that point, from November to May of 2024, the PTC contractor will update PTC system on the entire line. NICTD will test and commission the entire line. NICTD will run the new schedule, which includes 14 additional trains per day, with anticipated revenue service of May, 2024.

The West Lake Corridor Project is approximately 50% larger than the Double Track Project. This is a Design-Build project and construction is approximately 25% complete. Rail is being laid and platforms are being installed. West Lake is due to be at substantial completion in October of 2024, with anticipated revenue service beginning May of 2025.

Board President Smith inquired about safety on these projects. Mr. Noland stated that the NICTD Safety Director Kristen Coslet is diligent in making sure Double Track contractor Welsh Herzog is following the law. West Lake hasn't had any safety issues. NICTD is monitoring safety issues for both projects closely.

South Bend Airport Station

Mr. Noland stated that NICTD is studying going into the west side of the airport. This would reduce the number of crossings from 21 to approximately 4 or 5 crossings, and would reduce travel time. This would allow NICTD to run faster, with a goal of 90 miles from South Bend to downtown Chicago, in 90 minutes. There is tremendous opportunity to realize that goal at this time, due to the current infrastructure bill.

This would also allow, in a 2nd phase, NICTD to return to downtown South Bend in the future. Currently the expense of bringing the rail service to downtown is approximately four times higher than going into the airport. NICTD is hoping to have a project that has support from the greater South Bend community to advance to the federal government for a grant application.

Metra Track 4 Project

NICTD travels on 15 miles of Metra tracks. We are adding 26 trains to this corridor with our Double Track and West Lake projects. This project will allow for 25% increased capacity on the Metra Electric Line to accommodate NICTD's increased service. Metra has approved the project to proceed. The project is moving forward and NICTD will be bonding for this project in the next few months. The project is ongoing and should be completed in late 2025.

Resolution 23-01

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE NORTHERN INDIANA COMMUTER TRANSPORTATION DISTRICT CONFIRMING THE DISTRICT'S PURCHASE OF PROPERTIES, AND ACCEPTANCE OF PROPERTIES OWNED BY THE TOWN OF MUNSTER FOR THE WEST LAKE CORRIDOR RAIL PROJECT

Mr. Lukmann introduced Resolution No. 23-01, Confirming the District's Purchase of Properties, and Acceptance of Properties Owned by the Town of Munster for the West Lake Corridor Rail Project. Mr. Lukmann explained that this resolution is finalizing the purchase and in kind contribution agreement entered into in 2019.

Mr. Baxmeyer made a motion to accept Resolution 23-01 Confirming the District's Purchase of Properties, and Acceptance of Properties Owned by the Town of Munster for the West Lake

Corridor Rail Project, seconded by Mr. Murphy, and on roll call vote the motion passed unanimously.

Resolution 23-02

RESOLUTION NO. 23-02 A RESOLUTION OF THE BOARD OF TRUSTEES OF THE NORTHERN INDIANA COMMUTER TRANSPORTATION DISTRICT AUTHORIZING (1) THE EXECUTION AND DELIVERY OF A FIRST AMENDMENT TO EASEMENT FOR ELEVATED RAIL TRACKS RELATED TO THE WEST LAKE CORRIDOR RAIL PROJECT, AND (2) THE EXECUTION AND DELIVERY OF A LETTER OF CREDIT WITH CENTIER BANK

Mr. Lukmann introduced Resolution No. 23-02, Authorizing (1) the Execution and Delivery of a First Amendment to Easement for Elevated Rail Tracks Related to the West Lake Corridor Rail Project, and (2) the Execution and Delivery of a Letter of Credit with Centier Bank. Mr. Lukmann explained that this will guarantee that construction of West Lake will not interfere with properties owned by NIPSCO.

Mr. Murphy made a motion to accept Resolution 23-02 , Authorizing (1) the Execution and Delivery of a First Amendment to Easement for Elevated Rail Tracks Related to the West Lake Corridor Rail Project, and (2) the Execution and Delivery of a Letter of Credit with Centier Bank, seconded by Mr. Arnold, and on roll call vote the motion passed unanimously.

Resolution 23-03

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE NORTHERN INDIANA COMMUTER TRANSPORTATION DISTRICT AUTHORIZING (1) THE EXECUTION AND DELIVERY OF A FIFTH AMENDED AND RESTATED GOVERNANCE AGREEMENT RELATED TO THE RAIL PROJECTS, (2) THE EXECUTION OF A THIRD AMENDED AND RESTATED REVENUE TRUST FUND AGREEMENT, AND (3) OTHER ACTIONS RELATED THERETO

Mr. Lukmann introduced Resolution No. 23-02, Authorizing (1) the Execution and Delivery of a Fifth amended and Restated Governance Agreement Related to the Rail Projects, (2) the Execution of a Third Amended and Restated Revenue Trust Fund Agreement, and (3) Other Actions Related Thereto. Mr. Lukmann explained that there are minor changes to the existing agreement, allowing for more flexibility and changes required by Mellon Bank. This does not change NICTD costs or obligations.

Mr. Arnold made a motion to accept Resolution 23-02 , Authorizing (1) the Execution and Delivery of a Fifth amended and Restated Governance Agreement Related to the Rail Projects, (2) the Execution of a Third Amended and Restated Revenue Trust Fund Agreement, and (3) Other Actions Related Thereto, seconded by Mr. Baxmeyer, and on roll call vote the motion passed unanimously.

ADVERTISING AND MARKETING REPORT

Nicole Barker, NICTD Director of Capital Investment & Implementation, presented the Advertising and Marketing Report.

Ms. Barker shared that post-Covid, ridership is increasing. NICTD is seeing more discretionary riders. Ms. Barker shared the current social media and billboard campaign, aimed at insuring passengers that sanitation practices are still in effect, and that riding the train is a safe form of transportation.

Ms. Barker stated that the current busing situations causes confusion for passengers, generating questions. There is a current email campaign to explain the busing. Train personnel has been given a script to follow. There is a new section on the website dedicated to busing.

Bikes on Trains are limited this year due to busing, and we are expecting an increase next year when the Double Track Project is complete.

Upcoming events include the Taylor Swift Concert, the Pride Parade and the NASCAR race.

TICKET SALES, RIDERSHIP AND OPERATIONS REPORT

Ms. Kelly Wenger stated that NICTD is regularly working with the busing company to insure that the passengers concerns are addressed.

Digital and general ticket sales are increasing over 2022. Passengers can now utilize cash at the ticket vending machines. NICTD is still offering the BOGO Monthly tickets.

Bike ridership numbers are up for April 2023, even though bikes are not allowed between East Chicago and South Bend due to the construction outage.

Ms. Wenger predicts that discretionary and off peak ridership will increase with the warmer, summer weather. There are many events planned in Chicago this summer that should increase ridership.

Mr. Noland stated that weekday ridership has lagged comparing to weekend and discretionary riders. We are seeing a trend that employees are returning to work, which is favorable to us. With better weather, there is an increase in discretionary riders. While we are facing post pandemic headwinds, we also have added challenges to bringing back riders due to the fact that we are busing. We feel positively about the way ridership is trending.

Mr. Anthony Hall, Chief Operating Officer, presented the On-Time Performance statistics. Mr. Hall stated that we are seeing improvement, year over year. Despite weather events, there was an improvement in on-time performance. NICTD is planning to open the service to Dune Park this summer.

OTHER BUSINESS

None

ADJOURNMENT

Mr. Baxmeyer made a motion to adjourn the meeting, seconded by Mr. Murphy, and on roll call vote, the motion passed unanimously. The next Board Meeting is scheduled for July 24th, 2023.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jim Arnold", with a stylized flourish at the end.

Jim Arnold, Secretary



PROCUREMENT RECOMMENDATIONS

MAY 22, 2023

Track Department:

Bid:

- **Tri-Axle Dump Truck**
- **Ties**

Engineering Department:

Bid:

- **Roof Replacements**

PTC Department:

Proposal:

- **PTC Level 3 Support**

Double Track Project:

Sole Source:

- **Project One – Change Orders 9 & 10**

West Lake Corridor:

Sole Source:

- **Design-Build – Change Order 9**

Track Department
Tri-Axle Dump Truck
May 22, 2023

- **SCOPE**

The Track Department has requested bids for a Tri-Axle Dump Truck. Bids were solicited and a public bid opening was held at the Dune Park Offices and virtually on Wednesday, April 26, 2023.

- **ADMINISTRATIVE REVIEW**

- **Legal Notifications**

The request for a Tri-Axle Dump Truck 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

- **Bid Review**

A total of five (5) packets were requested for the Tri-Axle Dump Truck prior to the bid opening. The request resulted in the receipt of one (1) bid.

- **DBE & Required Forms**

The bid was evaluated for responsiveness to determine if it could be accepted for further review.

It was determined that the 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).

Bidder	Eligible Bidder	Lower Tier	DBE %	Non-Discrim.	Rest. Lobby	Drug Free	Buy America	Cert. of Qual.	Illegal Act.	Iran Invst.
Truck Centers, Inc. South Bend, Indiana	X	X	0%	X	X	X	X	X	X	X

- **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 a Tri-Axle Dump Truck is Truck Centers, Inc., with a bid of \$156,705.00. This is 17.5% (\$33,295.00) less than the engineer's estimate of \$190,000.00.

Description	Cost
2023 Tri-Axle Dump Truck	\$186,705.00
Trade-In: 2011 Freightliner Tandem Dump Truck	(\$30,000.00)
Total	\$156,705.00

- **DELIVERY**

Truck Centers, Inc. can meet the District's delivery schedule for December 2023.

E. RECOMMENDATION

The Staff recommends that Truck Centers, Inc. of South Bend, Indiana be awarded the Contract for a Tri-Axle Dump Truck in the amount of One Hundred Fifty-Six Thousand, Seven Hundred and Five Dollars and ⁰⁰/₁₀₀ (\$156,705.00).

The Staff is requesting that the Board grant the President the authority to issue the Notice to Proceed for a Tri-Axle Dump Truck at his discretion.

RECOMMENDATION
Track Department
Ties
May 22, 2023

A. SCOPE

The Track Department has requested bids for ties. This project includes the District's annual purchase of ties for maintenance. Bids were solicited and a public bid opening was held at the Dune Park Offices and virtually on Friday, May 12, 2023.

B. ADMINISTRATIVE REVIEW

1. Legal Notifications

The request for ties 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 four (4) packets were requested for ties prior to the bid opening. The request resulted in the receipt of one (1) bid.

3. DBE & Required Forms

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

It was determined that the 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).

Bidder	Eligible Bidder	Lower Tier	DBE %	Non-Discrim.	Rest. Lobby	Drug Free	Buy America	Cert. of Qual.	Illegal Act.	Iran Invest.
Intelligent Polymer Solutions Chardon, Ohio	X	X	60%	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 ties is Intelligent Polymer Solutions, with a bid of \$455,000.00. This is 16.7% (\$65,200.00) more than the engineer's estimate of \$389,800.00.

Intelligent Polymer Solutions's DBE amount is 60% (\$273,000.00).

Description	Qty.	Unit Cost	Total Cost
Grade #5 Hardwood Cross Ties Dual-Treated 7" x 9" - 8'6"	5,000	\$91.00	\$455,000.00

D. DELIVERY

Intelligent Polymer Solutions can meet the District's delivery schedule for July 2023.

E. RECOMMENDATION

The Staff recommends that Intelligent Polymer Solutions of Chardon, Ohio be awarded the Contract for Ties in the amount of Four Hundred Fifty-Five Thousand Dollars and ⁰⁰/₁₀₀ (\$455,000.00).

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

RECOMMENDATION
Engineering Department
Roof Replacements
May 22, 2023

A. SCOPE

The Engineering Department has requested bids for Roof Replacements. This project includes the replacement of Operation Control Center (OCC) and Dune Park building roofs. Bids were solicited and a public bid opening was held at the Dune Park Offices and virtually on Tuesday, May 9, 2023.

B. ADMINISTRATIVE REVIEW

1. Legal Notifications

The request for Roof Replacements 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 six (6) packets were requested for Roof Replacements 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 the firms submitted all the necessary forms and were 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).

Bidder	Eligible Bidder	Lower Tier	DBE %	Non-Discrim.	Rest. Lobby	Drug Free	Buy America	Cert. of Qual.	Illegal Act.	Iran Invst.	Form 96
Korellis Roofing, Inc. Hammond, Indiana	X	X	5.7%	X	X	X	X	X	X	X	X
E.C. Babilla, Inc. Gary, Indiana	X	X	12%	X	X	X	X	X	X	X	X

i) **ENGINEERING REVIEW & PRICE ANALYSIS**

The responsive bids were evaluated for compliance to the technical specifications. Both bidders were determined to be responsible and met the technical specifications.

The lowest responsive and responsible bid for Roof Replacements is Korellis Roofing, Inc., with a bid of \$1,010,517.00. This is 12.3% (\$110,517.00) more than the engineer's estimate of \$900,000.00.

Korellis Roofing, Inc.'s DBE amount is 5.7% (\$96,000.00).

Description	Cost
Base Bid A: Operation Control Center Roof + \$25k Contingency	\$388,081.00
Base Bid B: Dune Park Roof + \$25k Contingency	\$625,436.00
Total Base Bids A and B: +\$50k Contingency *\$3,000 discount for award of both roofs.	\$1,010,517.00

ii) **DELIVERY**

Korellis Roofing, Inc. can meet the District's construction schedule for May 2024.

E. RECOMMENDATION

The Staff recommends that Korellis Roofing, Inc. of Hammond, Indiana be awarded the Contract for Roof Replacements in the amount of One Million, Ten Thousand, Five Hundred Seventeen Dollars and ⁰⁰/₁₀₀ (\$1,010,517.00).

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

May 22, 2023

A. SCOPE

The NICTD PTC Department has requested proposals from qualified firms to select an appropriate support team for the Positive Train Control (PTC) Program. Proposals were solicited and a private proposal opening was held on Thursday, May 4, 2023.

B. ADMINISTRATIVE REVIEW

1. Legal Notifications

The request for PTC Level 3 Support proposals 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. Proposal Review

Sixteen (16) packets were requested for PTC Level 3 Support before the proposal opening. The request resulted in the receipt of two (2) proposals.

3. DBE & Required Forms

The proposals were evaluated for responsiveness to determine if they could be accepted for further review. It was determined that the firms submitted all the necessary forms and were approved by the appropriate NICTD staff. All forms have been correctly submitted and were found to be within the guidelines set forth by the FTA.

[illegible]

C. STAFF REVIEW

Team Evaluation Review:

The team was composed of two (2) individuals that evaluated the proposals on:

- i) Business Organization & History
- ii) Team Identification
- iii) Statement of Qualifications & Approach
- iv) Price Proposal

The evaluation review resulted in an interview with both firms.

Proposer	Score	Rank
Piper Networks, Inc.	172	1
Hatch Associates Consultants, Inc.	164	2

The District held interviews with both proposers to clarify the details of their proposals. As a result, Piper Networks, Inc. was identified as the strongest proposer. Piper Networks had the most comprehensive and complete approach, and the District was able to negotiate a contract amount that will ensure the PTC Program will have adequate Level 3 support.

D. RECOMMENDATION

The Staff recommends that Piper Networks, Inc. of San Diego, California be awarded the Contract for PTC Level 3 Support in the amount of Two Million Dollars and ⁰⁰/₁₀₀ (\$2,000,000.00). This contract amount reflects a 3-year contract with the discretion of the District to extend for another two (2) – one (1) year extensions. The annual spend on this service is anticipated not to exceed \$400,000.

The Staff is requesting that the Board grant the President the authority to issue the Notice to Proceed for PTC Level 3 Support at his discretion.

RECOMMENDATION
Double Track Project One Change Orders 9 & 10
May 22, 2023

RECOMMENDATION:

The District executed Contract 95603 for Double Track Project One with Walsh-Herzog Joint Venture on December 21, 2021, for a not to exceed cost of \$375,519,909.30. To keep the project moving forward, the District has approved 8 Change Orders, totaling (\$158,364.57). Since this approval, additional scope items were sought by the project team as further described below. Change Order 9 authorizes an additional \$669,188.93 and Change Order 10 authorizes an additional \$722,541.63. The updated total contract price would be \$376,753,275.29.

CO	PCO	Change Description	Cost
9	16	OCS Modifications Revision 9 - Project Wide	\$126,665.28
9	55	Brown Ditch OCS – Revision 22	\$102,363.34
9	61	Existing Sanitary Main at 11 th and Franklin Street Revisions	\$44,764.87
9	64	Sewer Revisions Michigan City Lafayette	\$14,139.76
9	65	Michigan City Water Valve V34 and 12" Storm Sewer Line	\$26,704.75
9	77	Storm Sewer Structure 181 Michigan City	\$8,975.53
9	81	Sanitary Obstruction with Existing Casing Washington and 11th	\$10,173.83
9	90	Existing Storm Sewer at Washington and 11th	\$9,278.83
9	97	Amtrak Temporary Signal Design and Installation	\$72,977.70
9	100	Michigan City Oak and 11th Sewer Revisions	\$28,457.99
9	105	Gary Miller STR GSD-10 Changed Site Condition	\$49,077.15
9	108	Conflict with Gas Main and Structure P130	\$4,031.04
9	112	Conflict with Water Main and Sanitary at 11th and Ohio	\$7,691.17
9	116	Elston Street Water Main	\$23,112.95
9	118	Existing Storm Pipe at 11th and Manhattan	\$12,766.41
9	122	CUL 609 Existing Headwall Concern	\$19,518.88
9	136	Sanitary Lateral Connection for Gary Miller	\$7,328.46
9	140	Decorative Street Lighting Foundations Along Franklin St. Michigan City	\$64,106.29
9	142	Existing Light Pole in Cedar St Cul-De-Sac	\$1,316.19
9	163	Existing Casing on Storm Sewer at Tennessee Michigan City	\$7,085.83
9	164	Existing Storm Pipe at Kentucky	\$4,969.49
9	165	Conflict with Existing Water Main and Barrier Wall Base/Wall	\$23,683.19
10	45	Michigan City Depth of Traffic Signal Conduit	No Cost
10	46	Temporary Power Plan for County Line US 12) during construction of new track and crossing	\$6,200.57
10	49	OCS Pole 34KV Interference STA 1993+90 to 2002+48	(\$13,778.99)
10	82	Unidentified Concrete Encased 4" Conduit at 10th St Near Grant	\$6,818.05
10	83	ACME Fiber Conflict with New Sewer at 11th and Washington	\$6,410.21
10	87	Michigan City - East Of Michigan Quiet Zone Revisions	\$131,928.31
10	117	OWL's Double Diamond	No Cost

10	123	Conflict with Sanitary Casing at 11th and Ohio	\$19,615.57
10	146	Sanitary Service NEC Wabash and 11th	No Cost
10	152	Brown Ditch Handrail / Fall Protection	\$23,993.78

10	154	Unsuitable Soil Subgrade Replacement UP3 Quantity Revisions	(\$286,929.86)
10	158	Douglas Sanitary Sewer	(\$13,272.97)
10	162	60" Storm Sewer at Douglas Ave.	(\$23,197.97)
10	168	10 th and Sheridan Inlet on West and Re-route to South	\$36,229.21
10	169	Existing Fire Hydrant Conflict at Ohio and 11 th	\$3,909.96
10	182	10 th Street Underground Utility Modifications – Revision 47	\$113,272.12
10	185	Nortrak Tie Interference	\$47,110.45
10	200	Tie Length Changes	\$101,805.03
10	215	Installation of 19.5' Rail Plugs for Existing Insulated Joints to be Removed from Service	\$532,729.24
10	228	Portage/Ogden Dunes South Parking Lot MOT	\$29,698.92
Change Order 9 Total			\$669,188.93
Change Order 10 Total			\$722,541.63
Grand Total			\$1,391,730.56

An independent cost estimate has been prepared for the PCOs and the costs associated with each have been determined to be fair and reasonable.

The District is notifying the Board that the President has approved Change Orders 9 and 10 to Contract 95603 in the amount of One Million, Three Hundred Ninety-One Thousand, Seven Hundred Thirty Dollars and ⁵⁶/₁₀₀ (\$1,391,730.56), with RDA and IFA approval.

RECOMMENDATION
West Lake
Design-Build
Change Order 9
May 22, 2023

RECOMMENDATION:

The District executed Contract 94028 for West Lake Design-Build with 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, the District has approved eight Change Orders (totaling \$19,368,098.64). Change Order 9 authorizes an additional \$225,007.98. The updated total contract price would be \$574,533,627.62.

PCO	Change Description	Cost
153	Muster Ridge Transformer	\$177,090.13
171	Additional Demolition from Final Remnant List	\$38,955.68
188	Kronos Clock Location and Details	\$8,962.17
Total		\$225,007.98

An independent cost estimate has been prepared for the PCOs 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 9 to Contract 94028 in the amount of Two Hundred Twenty-Five Thousand, Seven Dollars and ⁹⁸/₁₀₀ (\$225,007.98), pending RDA and IFA approval.