

**REGULAR BOARD MEETING - BLOOMINGTON PUBLIC TRANSPORTATION CORPORATION (BPTC) MARCH 12, 2013, 5:30 P.M.**

In the Edward J. Kuntz Board Room of the Bloomington Transit Operating Facility, 130 W. Grimes Lane, Chairman McConn convened the regular meeting of the Board of Directors of the Bloomington Public Transportation Corporation.

**ROLL CALL**

Board Members present: Chairman McConn, Vice Chairman McDaniel, Secretary Cartwright, Board Member Obermeyer, and Board Member Hasler. Also present were Lewis May, General Manager, Brenda Underwood, Human Resources/Marketing Administrator, Christa Browning, Controller, and there were no members of the public present.

**PETITIONS AND COMMUNICATIONS**

There were no petitions and communications.

**MESSAGES FROM BOARD MEMBERS**

There were no messages from Board Members.

**MESSAGES FROM THE MANAGER**

Mr. May opened with an update on the downtown transfer facility. He noted the contractor when excavating for building footers and foundation discovered six tanks underground fuel storage tanks that were located in the area that was roughly beneath where the foundation of the old gas service station building was previously located. The tanks were of various sizes and two of the tanks contained some petroleum product of some kind. He said IDEM was contacted to see if they have any concerns and particularly to answer the question are these tanks regulated under the IDEM removal process. IDEM responded that these tanks were not regulated tanks and as such IDEM had no directives to us as to how they should be removed. In discussion with legal counsel, we agreed to follow standard practices in removing these tanks. He said our contractor has given us a proposal that is addition to the construction work to remove the tanks as well as any soil that won't be suitable for building upon given concerns about the compactability of the soil. Mr. May said there are several steps in the removal process that are being recommended by the contractor and his environmental consultant. The tanks would be drained, cleaned and removed in an approved manner. An approximate area of 50' x 50' x 8' depth would be excavated and transported to an approved landfill. Soils in and around where the tanks were removed would be tested. The excavated hole would be filled with crushed limestone suitable for building upon. He said the contractor feels this is the best way to ensure the building has a stable base for construction. A vapor intrusion mitigation system is planned for the building in accordance with the environmental restrictive covenants for the site. Mr. May said the contractor has sent information including environmental consultant's recommendations to our architect (PB) for review. He noted after the architect's review PB believes the contractor's recommendations are prudent. Mr. May said the contractor and PB have developed a list of value engineering changes that could be made to the project to help offset some of the additional

costs which are estimated on a time and materials basis at \$175,000. A change order would be executed with the contractor to cover these additional costs.

Mr. May noted the Collective Bargaining Agreement with AFSCME Local 613 expires on December 31, 2013. He said traditionally in the past the Board has contracted with McDonald Transit Associates to provide collective bargaining services on behalf of BT to negotiate a new contract every few years. He said John Bartosiewicz who is an experienced transit labor negotiator proposes to provide the services on behalf of BT. He said included in the Board Packet is a proposal from McDonald Transit that is above and beyond the normal management scope of services to provide an estimated 112 hours for three trips to Bloomington to conclude negotiations of a new contract plus travel expenses. Resolution 13-07 is included under New Business for the Board's consideration.

### **MESSAGES FROM THE CONTROLLER**

Controller Browning gave an overview of the February Financial Report.

### **MINUTES**

The minutes for February 26, 2013 were presented for approval by Board Member Obermeyer and seconded by Board Member Hasler. The minutes were approved unanimously.

### **CLAIMS**

The claims for March 12, 2013 were presented for approval by Board Member Obermeyer and seconded by Board Member Hasler. The claims were approved unanimously.

### **OLD BUSINESS**


There was no Old Business.

### **NEW BUSINESS**

Under New Business, Vice Chairman McDaniel moved to approve Resolution 13-07 as amended; a resolution authorizing McDonald Transit Associates, Inc. to provide professional services in the form of collective bargaining/negotiation services. Mr. McDaniel noted the amended resolution in the last paragraph would read, *Now, Therefore Be It Resolved, by the Board of Directors of the Bloomington Public Transportation Corporation (BPTC) that McDonald Transit Associates, Inc. is authorized to provide professional services in an amount not to exceed \$15,600 without prior approval of the Board for professional services for the conduct of collective bargaining negotiations on behalf of BPTC in accordance with the terms and conditions of Section X (B) and (C) of the contract between BPTC and McDonald and the proposal submitted by McDonald dated March 7, 2013.* The motion was seconded by Secretary Cartwright. Resolution 13-07 was approved unanimously.

ADJOURNMENT

APPROVE:

  
3-26-13  
Ray McConnell, Chairman  
Board of Directors BPTC

ATTEST:

  
3-26-13  
Alex B. Cartwright, Secretary  
Board of Directors BPTC