

**THE BOARD OF PUBLIC EDUCATION**  
*OF THE SCHOOL DISTRICT OF PITTSBURGH, PENNSYLVANIA*

**MINUTES**

**Meeting of:** July 6, 2010

**Call of the Meeting:** Special Legislative Meeting

**Members Present:** Mark Brentley, Theresa Colaizzi, Jean Fink, Sherry Hazuda, William Isler, Floyd McCrea, Sharene Shealey, Thomas Sumpter and Dr. Dara Ware Allen

**The following matters were received and acted upon.**

**Actions taken are recorded following the reports.**

We are an equal rights and opportunity school district.

# **THE BOARD OF PUBLIC EDUCATION**

**PITTSBURGH, PENNSYLVANIA 15213**

**Administration Building  
341 South Bellefield Avenue**

**July 6, 2010**

## **SPECIAL LEGISLATIVE AGENDA**

### **ROLL CALL**

1. **Committee on Business/Finance**

**[Roll Call]**

That the following addition to a construction contract previously approved be adopted. (Report No. REP 1032A-1)

We are an equal rights and opportunity school district.

**REPORT NUMBER 1032A-1**  
**CHANGE ORDER REPORT**  
**Approvals recommended in accordance with**  
**Change Order Policy effective date 7/23/07**  
**(Exceeds the amount of \$25,000)**

SCHOOL NAME	CHANGE ORDER DESCRIPTION	ADD \$	DEDUCT \$
<b>CUPPLES STADIUM</b> OF0604 Vasco Sports Contractors	<b>Additional excavation, underground piping and new tap</b>  After the project was started, Pittsburgh Water and Sewer Authority (PWSA) required additional modifications to correct existing non-conforming conditions and to meet all current sanitary and storm water disposal standards, thus requiring extensive excavation, underground piping and a new tap connected into the 72" brick public sewer line.	\$ 171,395.00	
	<b>Unforeseen additional repairs</b>  Additional costs for unforeseen emergency repairs, including premium time labor, that may be encountered at the 72" brick sewer/tap connecton. This is to authorize the PPS Solicitor and the COO/CFO to approve these costs on an emergency basis if needed.	\$ 180,000.00	
<b>CUPPLES STADIUM</b> OF0605 Merit Electrical Group	<b>Replace deteriorated conduits.</b>  Existing below-grade conduits are clogged, damaged and deteriorated, thus requiring installation of new conduits.	\$ 35,000.00	
<b>TOTAL</b>		<b>\$ 386,395.00</b>	<b>\$ -</b>

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TRANSCRIPT OF PROCEEDINGS

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PITTSBURGH BOARD OF PUBLIC EDUCATION  
SPECIAL LEGISLATIVE MEETING  
TUESDAY, JULY 6, 2010  
5:30 P.M.

ADMINISTRATION BUILDING - BOARD COMMITTEE ROOM

- - -

BEFORE:

THERESA COLAIZZI, BOARD PRESIDENT  
THOMAS SUMPTER, FIRST VICE PRESIDENT  
WILLIAM ISLER, SECOND VICE PRESIDENT  
DR. DARA WARE ALLEN  
MARK BRENTLEY  
JEAN FINK  
SHERRY HAZUDA  
FLOYD McCREA  
SHARENE SHEALEY

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ALSO PRESENT:

MR. IRA WEISS	MR. PETER J. CAMARDA
MR. CHRISTOPHER M. BERDNIK	MS. LISA FISCHETTI
MR. VIDYAHAR PATIL	MR. MONTY TUCKWILLER

- - -

REPORTED BY: EUGENE C. FORCIER  
PROFESSIONAL COURT REPORTER

- - -

COMPUTER-AIDED TRANSCRIPTION BY  
MORSE, GANTVERG & HODGE, INC.  
PITTSBURGH, PENNSYLVANIA  
412-281-0189

- - -

ORIGINAL

1 P-R-O-C-E-E-D-I-N-G-S

2 MS. COLAIZZI: Good evening, ladies and  
3 gentlemen, I would like to welcome you to the  
4 July 6th, 2010 special legislative meeting.

5 Would we please all rise to salute the  
6 flag.

7 (Salute to the flag.)

8 MS. COLAIZZI: If I could please ask  
9 everyone to make sure their cell phones are either off  
10 or on vibrate.

11 Mr. Weiss, may we have a roll call, please.

12 MR. WEISS: Dr. Allen?

13 DR. ALLEN: Present.

14 MR. WEISS: Mr. Brentley?

15 MR. BRENTLEY: Here.

16 MR. WEISS: Mrs. Fink?

17 MS. FINK: Here.

18 MR. WEISS: Mrs. Hazuda?

19 MS. HAZUDA: Here.

20 MR. WEISS: Mr. Isler?

21 Mr. McCrea?

22 MR. McCREA: Here.

23 MR. WEISS: Miss Shealey?

24 MS. SHEALEY: Here.

25 MR. WEISS: Mr. Sumpter?

1 Mrs. Colaizzi?

2 MS. COLAIZZI: Here.

3 MR. WEISS: Seven members present.

4 MS. COLAIZZI: Thank you.

5 There is only one item in front of us this  
6 evening, it comes to us by the Committee on Business  
7 and Finance, which is chaired by Mr. McCrea.

8 This is an item -- several items, actually,  
9 three items of additional work that needs to be done  
10 at Cupples Stadium.

11 Does anybody have any questions or  
12 comments?

13 Dr. Allen?

14 DR. ALLEN: Yes.

15 I understand that we are -- I don't know if  
16 this is the correct term, but applying for an  
17 abatement or something to be able to recoupe a portion  
18 of these costs; is that correct? And if so, how much  
19 is that?

20 MR. WEISS: It's not an abatement.

21 We intend to pursue the design consultant  
22 whom we believe is principally responsible for much of  
23 the cost overruns on this project.

24 They have been placed on notice.

25 Initially, they were given a specific letter last

1 week, when this was discussed, and we intend to pursue  
2 them quickly, upon completion of the project, to  
3 recover as much of the additional cost as possible;  
4 which includes some costs that accrued before and  
5 these costs as well.

6 Now, some of this is not their doing, but  
7 we believe a lot of what's occurring there is their  
8 doing.

9 So, it's really not an abatement, it is  
10 pursuing a design professional for what we believe is  
11 inadequate work.

12 DR. ALLEN: Is there a range for how much  
13 we think we could get back?

14 MR. WEISS: I hate to put a number on it,  
15 but I would think in excess of \$300,000, or more.

16 DR. ALLEN: Okay. Thank you.

17 MS. COLAIZZII: Thank you.

18 Mr. Brentley.

19 MR. BRENTLEY: Yes. I have just some  
20 questions.

21 Was there a construction manager on this  
22 job?

23 MR. BERDNIK: Yes, and we actually have him  
24 with us tonight, Monty Tuckwiller from Turner  
25 Construction.

1           If there are any detailed questions on the  
2 project, he is certainly with us and available to  
3 answer.

4           MR. BRENTLEY: You know, my question would  
5 be directed to staff.

6           Chris, I mean, we have been here before,  
7 this is a huge dollar amount, and I'm just asking,  
8 where are our checks and balances, to allow something  
9 like this to slip by?

10          I mean, we see the 50,000's, hundred  
11 thousands here, you know, it's close to a half million  
12 dollars, and it's -- you know, we vote on it, pass it,  
13 just like that.

14          Who's -- where are the checks and balances,  
15 who monitors, and who is responsible for this in the  
16 beginning?

17          MR. BERDNIK: I think I would answer the  
18 question on several different levels.

19          The first, it might be helpful for everyone  
20 to take a step back and remember that the actual  
21 budget in the capital budget for this project was  
22 \$2.12 million.

23          After the change orders in July are  
24 approved, we would be at 2.148. So we are -- I mean,  
25 for everything terrible that has gone on in our



1 dealings with another public entity, and what they put  
2 us through, and the design -- what we believe to be  
3 design errors by the consultant, like in terms of the  
4 District's planning and overall resource allocation,  
5 you are actually not yet worse off than what was  
6 planned for it.

7               That being said, we -- we deliberately,  
8 because we really only have one true competition  
9 stadium, and it is wonderful, it is very efficient, it  
10 really means when you do this work, you have to do  
11 this work, and you really have a time constraint on  
12 the back end, we selected a high end construction  
13 manager, Turner, and he is -- Turner's representative  
14 is onsite every single day at Cupples Stadium.

15               MR. BRENTLEY: Okay.

16               Now, you mentioned that the whole job is  
17 under budget. But if we are ever going to experience  
18 the savings of those dollars, ticket items like this  
19 would easily wipe out what possible savings we could  
20 save at the end of that job, and say, "Hey, look, we  
21 were able to do it under budget, and we are saving."

22               Who is the design company?

23               MR. BERDNIK: The design firm was Pashek  
24 Architects.

25               MR. BRENTLEY: This is a -- we have used

1 this company before?

2 MR. BERDNIK: Yes.

3 MR. BRENTLEY: Okay. Are they involved  
4 with other sites in the District?

5 MR. BERDNIK: I don't think we have any  
6 other current contracts with them.

7 MR. BRENTLEY: Okay. Is this the first  
8 large project for them?

9 MR. BERDNIK: I don't think this is the  
10 first large project this firm has ever done.

11 MR. BRENTLEY: Okay.

12 I mean, you have to agree this is not just  
13 a small ticket item that somebody just overlooked.

14 I mean, usually at your first construction  
15 meeting, somebody is meeting up with all of the  
16 utilities, and all of the little -- somebody's  
17 talking, and made those kinds of views of those maps,  
18 and so on.

19 I just don't see it this large, at so late  
20 in the project, so -- you know, I -- I won't be  
21 supporting. I'm sorry, I won't be supporting it.

22 I want to be helpful, very supportive of  
23 the stadium project, but -- and not to you,  
24 Mr. Berdnik, don't take it personal, about it's  
25 just -- just the atmosphere here, which is, "No

1 problem, it's money, we just spend," I mean, you know  
2 what I mean.

3                   And look, understand, that's me, let me  
4 vent, you know what I mean, so -- it's huge, and I  
5 have raised questions before.

6                   Have we checked with any patterns with any  
7 particular companies always submitting change orders?  
8 The dollars continue to mount, and to add up and, you  
9 know, it's kind of -- I thought, when we approved  
10 these -- these -- these -- these sites, that when you  
11 say to the construction manager, I thought that was  
12 his or her job to kind of monitor the dollars, and  
13 monitor that everything is onsite, and on time, "If  
14 you need something, I'm here, I'm working with you,"  
15 but whoops, you are not supposed to have an oversight  
16 of close to half a million dollars, and then we come  
17 back, and we are paying again.

18                   And the second item here, this is just  
19 \$180,000, you just want to put on the side just in  
20 case we run into anything else?

21                   MR. BERDNIK: Sure.

22                   Let me do my best to, in 30 seconds or  
23 less, explain what this is.

24                   We have to tie into a 72 inch brick main  
25 that runs alongside Carson Street. And basically you

1 are going underneath part of your stadium, on a major  
2 thorofare.

3 I certainly hope that we don't spend a  
4 single penny of the \$180,000, but once that work  
5 starts going on, if something goes wrong, I sure don't  
6 want to have to wait a week, or two weeks in order  
7 to -- in order to take immediate corrective action.

8 And so what we are asking for, is in  
9 advance to ask the Board if something goes terribly  
10 wrong, and we have to take measures to protect our  
11 property on this project, that we can do so.

12 MR. BRENTLEY: And my final question is:  
13 Because this involves PWSA, are there still costs that  
14 we have to pay as well; do they work with us at all?  
15 How does that work, when you deal with two  
16 governmental agencies?

17 MR. BERDNIK: Not very well on this  
18 project.

19 But I think at this point, on June 30th we  
20 received the final sign off from PWSA, on this work,  
21 to tie-in.

22 And the reality is, if you were to go to  
23 Cupples Stadium, you could actually see the conduit  
24 that has deteriorated in the ground.

25 You can see some of the pipes, where there

1 was supposed to be a 12 inch, there is only a six  
2 inch, and because it is actually trenched out, you can  
3 visibly see the unforeseen conditions that have to be  
4 dealt with.

5 MR. BRENTLEY: So with the two governmental  
6 agencies, I mean, there is nothing that PWSA would do,  
7 that would bring this cost down at all?

8 MR. BERDNIK: This is us tying into them.

9 MR. BRENTLEY: Oh. Wow.

10 Okay. Thank you, very much.

11 MS. COLAIZZU: Thank you, Mr. Brentley.

12 Mrs. -- before we go on Mrs. Fink,  
13 Mr. Weiss, do you need to record the other members  
14 that just walked in?

15 MR. WEISS: Mr. Sumpter and Mr. Isler have  
16 arrived, so it is nine present.

17 MS. COLAIZZU: Thank you.

18 Mrs. Fink, do you have any questions?

19 MS. FINK: I guess, just the -- a question  
20 about when the design firm looked at this project, and  
21 didn't they realize at that point that some of the  
22 pipes were below the acceptable size that -- that -- I  
23 mean, you would think that a design firm would look at  
24 all of the conditions, and make sure that what they  
25 were designing was going to be up to code and, you

1 know, did they not do that?

2 MR. WEISS: Well, that's the background for  
3 the response I gave Dr. Allen.

4 There have been a series of events here  
5 that, in my mind, lead to culpability on the part of  
6 this firm.

7 I would rather not get into them in detail  
8 here at a public meeting, but suffice it to say, that  
9 the management team, the District folks, and Turner,  
10 are working very closely together, and once this  
11 project is over, because you practically can't do it  
12 during the project, there are going to be steps taken  
13 to hold them accountable.

14 MS. FINK: Okay.

15 MS. COLAIZZI: Mrs. Hazuda.

16 MS. HAZUDA: Is this the same base issue  
17 that we already approved additional money for, or is  
18 this a second issue from that issue?

19 MR. BERDNIK: The second and third issue.

20 MS. HAZUDA: So can you give me a Reader's  
21 Digest, uninformed construction person -- what?

22 MR. ISLER: (Inaudible.)

23 MS. HAZUDA: Yeah.

24 MR. BERDNIK: I would invite Mr. Tuckwiller  
25 to briefly describe the Reader's Digest version.

1 MS. COLAIZZI: All three.

2 MR. TUCKWILLER: Hello. Hi, my name is  
3 Monty Tuckwiller. As Chris previously said, I'm the  
4 everyday construction manager.

5 Just a real quick synopsis of what  
6 happened.

7 The previous change order, and this change  
8 order, are results of PWSA review, while ongoing  
9 construction was in the process.

10 A lot of the constraint would be that we  
11 have to complete this by August, to play football, and  
12 makes -- make some emergency meetings, and premium  
13 time, and guys working Saturdays, more than eight  
14 hours a day, to fulfill and deliver the promise and  
15 the guarantee, that we want to hold, and we will hold  
16 them to, as a completion date, so football can  
17 continue.

18 MS. HAZUDA: Okay. So I get that's what  
19 that extra money is for. I get that.

20 But could you tell me what the issues are  
21 for all three.

22 MR. TUCKWILLER: Sure. Sure.

23 The first issue, is -- is what I will call  
24 a real cost. These are hard numbers that we have  
25 solicited from our subcontractors, to revise, and to

1 move forward with work that PWSA is asking us to do,  
2 to comply with local regulations and jurisdictions.

3 The second item --

4 MS. HAZUDA: Wait a minute. I -- not these  
5 counting three. When I asked if it was related to the  
6 first one, he said this is the second and the third.

7 So I'm asking you, could you please go back  
8 to the first issue that we already approved, so that  
9 my head can get --

10 MR. ISLER: And amounts.

11 MS. HAZUDA: And the amounts -- so my head  
12 can get, okay, this happened, and then we found out  
13 this, so we need to do, and then we found out this.

14 MR. TUCKWILLER: Okay.

15 I think I understand. From basically how  
16 we went from the \$250,000 we approved, to today.

17 MS. HAZUDA: Right.

18 MR. TUCKWILLER: The \$250,000 to approve  
19 the original plans that were bid, and contracts were  
20 awarded, never went through a preliminary review with  
21 PWSA.

22 So, when we proceeded with the work, and as  
23 Mr. Brentley suggested, at the first meeting we called  
24 local governing bodies, and that's when the flag went  
25 up.



1           And, the design documents were wrong.

2           And, we designed new design documents,  
3 based on the PWSA, and to comply with local  
4 regulations and restrictions.

5           When we applied for this -- when we applied  
6 for this permit, we found that record documents, and  
7 as Chris elaborated, pipe size was incorrect, once we  
8 excavated, and uncovered pipe that was in excess of  
9 12 feet underground, underneath the turf, underneath  
10 the track.

11           Upon that realization, we brought this up  
12 to PWSA, and we had to go through a second review  
13 process, which altered the plans yet again.

14           And that's how we got to where we are now.

15           And the third -- the third process is just  
16 the possibility of unforeseen conditions of making  
17 this tap into a 72 inch brick sewer, that is probably  
18 over a hundred years old.

19           MS. HAZUDA: So, with what was already in  
20 my head, and what you just said, am I right in that  
21 once we started the work, it was discovered that there  
22 was a drainage problem, and that wasn't correct, and  
23 now we are approved to get that corrected, and now  
24 what we are doing is looking to tie into a main sewer,  
25 and it's two different sizes, so now it's going to

1 cost us extra money to tie-in?

2 MR. TUCKWILLER: That's right along the  
3 same lines.

4 What we had, the original plans, and the  
5 original idea with PWSA, was we didn't want to touch  
6 this 72 inch sewer, obviously, because of a lot of  
7 unforeseen conditions.

8 We wanted to tap into an intermediate line  
9 that was going into the sewer, but upon reviewing it,  
10 and finding in the field, and verifying pipe sizes,  
11 that would have been incorrect, and wouldn't have been  
12 allowed per Allegheny County Health Department and  
13 Pittsburgh Water and Sewer Authority.

14 So we had to go through a reapplication for  
15 plans and permits.

16 MS. HAZUDA: And so if we do this, barring  
17 any unforeseen water explosions, which we have a lot  
18 of in Pittsburgh, this puts us on track, for all  
19 intents and purposes?

20 MR. TUCKWILLER: Yes, ma'am.

21 MS. HAZUDA: Okay.

22 What -- I lost my train.

23 Oh, if we don't approve it, what happens?

24 MR. BERDNIK: We will probably be  
25 scheduling football games at Oliver and Westinghouse

1 fields.

2 I don't -- I am not trying to be dramatic,  
3 I'm trying to give you the honest answer.

4 Even with our back time, with the time  
5 constraints, one -- I mean, the only give we have on  
6 sequencing, is that the track, the rubberized track  
7 surface outside of the turf, does not necessarily need  
8 to be finished as soon as football season starts, we  
9 can give a little bit on the schedule there, to not  
10 have to pay premium time for that but, frankly, beyond  
11 that we don't have much give, other than looking to  
12 play football somewhere else.

13 MS. HAZUDA: Oh, I know what my other  
14 question was.

15 If we started out with 2.12 million, and  
16 even with these, it comes to 2.148 -- am I right, what  
17 you said, did I write it down right?

18 MR. BERDNIK: Yes.

19 MS. HAZUDA: Isn't that addition already  
20 covered in our last change? Isn't it minute enough?  
21 Or is it because of the way it is broken down, we have  
22 to look at it again?

23 MR. BERDNIK: We don't have -- the items in  
24 front of you, like when you adopt a budget, that never  
25 authorizes the spending per se. There is always like

1 individual Board actions, or other -- if it's below a  
2 certain dollar amounts, like there is administrative  
3 decisions, but the actual spending of money is a  
4 separate vote from the adopting of a capital budget.

5 MS. HAZUDA: Let me try this a different  
6 way.

7 MR. CAMARDA: You are within budget,  
8 because what you originally --

9 MS. HAZUDA: That's what I am saying.

10 MR. CAMARDA: You are within, you are very  
11 close to the budget, a skinny \$28,000 difference,  
12 because of what the original bids came in at.

13 So, you have the original bid, and then you  
14 have the series of change orders, and that's -- and  
15 the combination of original, and the change orders, is  
16 just slightly over what the budget was.

17 MS. HAZUDA: So, why do we need to do this?

18 MR. CAMARDA: As Chris said, you have to  
19 approve every step of all processes.

20 The budget doesn't --

21 MS. HAZUDA: Because of the way it's  
22 funded?

23 MR. CAMARDA: It's because of you award a  
24 bid, the work's requiring you to have expenses higher  
25 than what the bid award was, so it has nothing to do

1 with the relationship of the budget, that was just  
2 letting you know that the results were in line with  
3 what you originally anticipated back in November and  
4 December, when you adopted the capital plan.

5 MS. HAZUDA: Okay. Just, thank you.

6 Okay.

7 Not with what the original bid was, but  
8 with what the budget was prior to getting the bids.

9 Okay. Thank you. Go it.

10 MS. COLAIZZI: Mr. Isler.

11 MR. ISLER: Excuse me, and the fact that  
12 these are change orders.

13 MR. CAMARDA: Correct.

14 MR. ISLER: And they are above the  
15 threshold that they need Board approval.

16 All right?

17 MS. HAZUDA: I'll tell you later.

18 MR. ISLER: Okay.

19 How long has the construction been going on  
20 at Cupples; how many years?

21 MR. TUCKWILLER: Construction started the  
22 first of April.

23 MR. ISLER: Of this year?

24 MR. TUCKWILLER: Yes, sir.

25 MR. ISLER: So if I may go back -- because

1 you are with Turner; right?

2 MR. TUCKWILLER: Yes, sir.

3 MR. ISLER: Okay. Good. Thank you.

4 Mr. Berdnik, how long have the renovations  
5 been going on at Cupples Stadium, how many years have  
6 we been working on this place?

7 MR. BERDNIK: I guess it would depend upon  
8 what date.

9 The renovations have certainly been in  
10 phases. There was like the press box and the  
11 concession stand on one side.

12 I mean, even looking forward, there is  
13 another phase, which is the visitor side, which is an  
14 8 -- which is not 88 compliant right now.

15 MR. ISLER: Right.

16 MR. BERDNIK: So, probably from when this  
17 first set of bleachers and the stands went up, you are  
18 eight years, I would say, someone said.

19 MR. ISLER: I have been on the Board ten, I  
20 think it is probably more like ten or 11.

21 I mean, what I'm getting at here is, is the  
22 cost effectiveness of what we are doing, how many days  
23 is Cupples Stadium used; do we know; out of the year?

24 MR. BERDNIK: Boy, I don't -- I don't have  
25 a schedule with me. We can certainly get that

1 information to the Board. It's used for -- it is used  
2 for football, for soccer, there is also community  
3 usages, it's used for track.

4 MR. ISLER: We rent the facility.

5 MR. BERDNIK: If you look at it a different  
6 way, that we have a whole lot of high schools that  
7 play at one stadium, as opposed to some of our  
8 counterparts.

9 MR. ISLER: Right, I'm with you on that.

10 I'm just trying to figure out the usage,  
11 and the cost effectiveness of all of the stuff that we  
12 are going into, and now we are getting into a  
13 situation, and I understand the sensitive nature of  
14 what we can ask within this room, because of what  
15 Mr. Weiss has said but, again, you can't ask Turner to  
16 pull out their crystal ball and to say, is this it,  
17 because once you start tapping in, you don't know  
18 what's going to happen. Right?

19 I mean, I want to be very, very realistic  
20 here.

21 This -- you may be back to this table.

22 MR. BERDNIK: I would hope not but, yes, if  
23 things go terribly wrong.

24 MR. ISLER: I mean, because what you are  
25 really asking us for is 171,395, with the contingency

1 of 180, in case anything happens.

2                   So I -- I mean, literally, we know we are  
3 going to spend the 171,395, there is a very good  
4 chance we are going to spend the 180.

5                   So -- well, I'm not -- again, there is  
6 unforeseeable circumstances here. Again, you know, I  
7 would love to crystal ball this, too, but budgets are  
8 incredibly tight, we know that, \$180,000 is a lot of  
9 money, now more than ever, and of this 386, \$206,000  
10 is going to be -- 205,000, \$201,000 is going to be  
11 spent immediately, right? I mean that is a given, 206  
12 something --

13                   MR. BERDNIK: Yes.

14                   MR. ISLER: -- we know is going out the  
15 door, and then you are asking us to give you the right  
16 to potentially spend another 180, if everything  
17 doesn't go right, or if there is additional overtime  
18 or anything else, all because of the design flaw;  
19 right? Human error.

20                   I just want to get that out on the table  
21 again. This is -- a lot of this is do due to human  
22 error.

23                   MR. BERDNIK: Yes.

24                   MR. ISLER: Again, I am not putting the  
25 blame on anybody, please, understand that, and I'm



1 trying to be sensitive to Mr. Weiss's sort of  
2 guidelines.

3 Mr. McCrea, has your committee reviewed all  
4 of this, or is this the first time you are seeing  
5 this, too?

6 MR. McCREA: We had just a telephone  
7 conversation on it, at least, I think Gail's office  
8 did.

9 MR. ISLER: What's your sense of this, if I  
10 may ask? I know this is a legislative meeting, and I  
11 hate to ask it as a Business Affairs meeting, but I am  
12 interested.

13 MR. McCREA: It is more or less a necessary  
14 evil, as far as getting everything going on time, but  
15 I agree with you, we have to watch for human error.

16 I was going to bring that up, when it comes  
17 my turn.

18 MR. ISLER: You can please bring it up  
19 again.

20 Mr. Berdnik, is any of this related to  
21 anything dealing with the fact that at one time we had  
22 three parcels of land there, on three different  
23 blocks? Are they all tied in? Or is this purely a  
24 Cupples Stadium issue?

25 I mean, are we paying for anything other

1 than what the Pittsburgh Public School District is  
2 going to utilize?

3 MR. BERDNIK: This has absolutely nothing  
4 to do with the Annex, or the old South Vocational  
5 building, if that's -- I think I get your question.

6 MR. ISLER: That's guaranteed.

7 MR. BERDNIK: Absolutely nothing.

8 MR. ISLER: This is only for Pittsburgh  
9 Public School usage, this has nothing to do with  
10 anybody else?

11 MR. BERDNIK: This is our property line,  
12 which is sort of the field, and we have the storage  
13 building up above.

14 MR. ISLER: But if there is anything else  
15 that has to be done by which any of the other  
16 buildings, including any of our sales agreements, or  
17 anything else, we have no liability; correct?

18 MR. WEISS: That's correct.

19 MR. BERDNIK: Yes.

20 MR. ISLER: The only thing I would like to  
21 ask, is -- and I know that this is a timing issue, is  
22 that the 180, I think if any of that is going to be  
23 expended at any time, a memo, e-mail should go to the  
24 Board immediately.

25 I mean, I will defer to the committee

1 chair, but I think the Board must know immediately how  
2 much, and why.

3                   And also, that there is a very --  
4 difference between what this School District and its  
5 employees do, what the construction manager does, and  
6 what the design is, and I think that has to be laid  
7 out, too.

8                   But this is an issue purely on design.  
9 Have we learned anything from it, so that it won't  
10 happen again, when we have other construction  
11 projects?

12                   MR. BERDNIK: Yes. It's probably a longer  
13 conversation than we can entertain during this  
14 legislative meeting.

15                   MR. ISLER: I am not asking it to be smart,  
16 I am picking up on Mrs. Hazuda's comment, which is we  
17 know we have an aging infrastructure in this city, we  
18 know we have an aging infrastructure with our  
19 buildings, I mean, we know Cupples Stadium has been  
20 around -- for how long, 60 years, 70 years?

21                   MR. BERDNIK: I have no idea.

22                   MR. ISLER: I mean, before you were born  
23 they were playing football in there, I can guarantee  
24 you of that, and it was an oil field, at best.

25                   So I just think that we have to be very

1 realistic going forward, what we might have learned,  
2 whenever we get into these big projects, so that it  
3 doesn't come back, and we have to nail the taxpayer  
4 after the fact.

5           And I think Mr. Weiss also has to keep us  
6 informed of where you are going, because I think it is  
7 something that the Board is going to continually ask  
8 you about.

9           MR. WEISS: I think once we move forward,  
10 the Board will be kept in regular -- with regular  
11 updates.

12           MR. ISLER: Thank you.

13           Thank you, Mrs. Colaizzi.

14           MS. COLAIZZII: Thank you.

15           Mr. McCrea.

16           Mr. McCrea. Thank you.

17           Mr. Isler, it is a great idea, we get  
18 e-mail notice.

19           MS. COLAIZZII: Through you.

20           MR. MCCREA: Through me? okay.

21           MS. COLAIZZII: Through you.

22           MR. MCCREA: I just have a few things.

23           Why was there no preliminary review done?  
24 You mentioned there was no preliminary review.

25           Mr. Tuckwiller, I'm sorry.

1 MR. TUCKWILLER: No, that's okay.

2 But no preliminary review, it seems that  
3 PWSA -- in a normal construction progress of a major  
4 project, you will get a collaboration with utilities,  
5 Duquesne Light, PWSA, et cetera.

6 I believe there was a misunderstanding, or  
7 a misleading, prior to these documents being  
8 published, to what kind of work was being pursued.

9 They -- from -- maybe Vidya can speak to  
10 this better than I can, but PWSA never saw the plans  
11 until we submitted them for a permit. They only had a  
12 phone conversation with the architect, which led them  
13 to believe nothing was going to be revised.

14 MR. CAMARDA: Ira, at some point we are  
15 going to cause ourselves trouble, with the questions.

16 MS. COLAIZZI: Ira, he is seeking advice  
17 from you.

18 MR. WEISS: Well, as I said before, much of  
19 this deals with various actions, or failure to act on  
20 the part of the design professional.

21 I think the Board needs to know that, and I  
22 think the details can best be dealt with in a more  
23 appropriate setting.

24 MR. McCREA: Okay.

25 I didn't want to get too specific, but does

1 this deal with storm water, or sanitary water, or  
2 both?

3 MR. TUCKWILLER: Both.

4 MR. McCREA: Both.

5 I didn't think we sent them both down the  
6 same tube.

7 MR. TUCKWILLER: That's the --

8 MR. WEISS: We don't.

9 MR. TUCKWILLER: That's the issue.

10 MR. McCREA: Okay.

11 I'm just really concerned about the 72 inch  
12 brick line, and I spoke with Mr. Berdnik about this, I  
13 can see half of Carson Street collapsing, when you do  
14 this thing. This is why that 180 is in there, and why  
15 you said we might need more, but just, I'm wanting to  
16 take every precaution necessary, is my advice.

17 And then, in further review, we may discuss  
18 it in other Business meetings in the future, is the  
19 need for consultants to start doing site surveys a  
20 little more efficiently.

21 Thank you.

22 MS. COLAIZZI: Miss Sharene Shealey.

23 MS. SHEALEY: Thank you.

24 Just, for the third item, that's the  
25 replacing the deteriorating conduits, could you have

1 known about that without -- before digging, that those  
2 conduits were bad?

3 MR. TUCKWILLER: No, ma'am.

4 MS. SHEALEY: So that is a change that we  
5 will be facing to matter what happens.

6 MR. TUCKWILLER: Yes, ma'am.

7 MS. SHEALEY: Okay. thank you.

8 You made a comment that the record  
9 documents were wrong.

10 Does that mean that our drawings of that  
11 site had the incorrect piping?

12 MR. TUCKWILLER: I don't know who the  
13 drawings were, if they were your drawings, or just an  
14 old record set from work done 30, 40 years ago, but,  
15 yes.

16 MS. SHEALEY: (Inaudible.).

17 MR. TUCKWILLER: Yes, ma'am.

18 MS. SHEALEY: That's it.

19 Thank you, Mrs. Colaizzi.

20 MS. COLAIZZI: Mr. Sumpter.

21 MR. SUMPTER: Thank you, Mrs. Colaizzi.

22 Do we have the right protocols in place, to  
23 avoid this circumstance?

24 And I guess it's back to THE why PWSA  
25 didn't get the preliminary review, or how do projects

1 happen, or how do things get tied together, is there a  
2 sequential -- sequencing of events, such that the  
3 permits are done, the designs are reviewed, the area  
4 teams have gotten together on the management plan, or  
5 whatever?

6 I'm just -- it's like -- it sounds like we  
7 know something went wrong, but is it a fix for future  
8 projects, and can it lead to the point where we can  
9 distinctly say, what should have been done on this  
10 project?

11 MR. BERDNIK: I would suggest, just to give  
12 the short answer to the question on -- I think from  
13 me, one lesson learned that I would suggest to the  
14 Board, and this is why we have taken to you, you have  
15 seen, was it on Northview, I think we took a  
16 preconstruction manager, so you actually have  
17 another -- so you have somebody like Turner on the  
18 front end, so their being another set of eyes on the  
19 architect, and the engineer, so you can offer again  
20 some independent, or third party verification, that --  
21 on the scheduling, and the activities that have  
22 occurred.

23 And the one lesson learned, if -- if -- on  
24 major projects, we should probably do more  
25 preconstruction management, so that the person that is



1 ultimately the construction manager, owns the project  
2 on the front end, as well as on the back end.

3 MR. SUMPTER: Well, thank you, for that  
4 response.

5 And I am kind of getting at to know that  
6 the right governmental entities are contacted in the  
7 proper manner.

8 I mean, if they go to either zoning, or  
9 PWSA, or it is the utilities, or it's -- all of those  
10 ducks have to be lined up in the front.

11 Other than that, you are hoping things work  
12 out right, rather than being assured that things are  
13 going to work out right.

14 If you are going to tap into a sewer, you  
15 have to know whether it has the capacity, the right  
16 size piping, whether it can handle it or not, whether  
17 it is going to cause any problems, impacts in the  
18 area, or things of that nature.

19 So I just again, it's just a little  
20 disconcerting to be hearing this, and not know that  
21 either the right procedures were, or were not  
22 followed, and whether the right procedures are in  
23 place for future projects, so that you don't come up  
24 with a "Whoops, we should have had this looked at on  
25 the front end, but we didn't," we tried to get by, and

1 then it came on afterwards.

2                   So I guess that's a conversation for a  
3 later date, because it doesn't -- it won't get at the  
4 problem we have here, but I'm just looking as it  
5 relates to other projects, in similar situations, to  
6 avoid this situation in the future.

7                   So I guess it goes -- it comes back -- it  
8 comes back to the sequencing of events, and whether  
9 they were done in a proper manner, and done before  
10 dirt was removed, to the extent.

11                   But then sometimes you can't. Sometimes  
12 you have to move the dirt to see, and you run into a  
13 problem with that situation.

14                   But again, it's something that's just  
15 trying to get at the root, without exposing any  
16 faults, but to make sure it doesn't happen again.

17                   Thank you.

18                   MS. COLAIZZI: Mr. Patil, if I could ask a  
19 few questions and, Mr. Weiss, please stop me if I go  
20 too far.

21                   I'm asking you, because I assume that you  
22 have been following this project from the beginning,  
23 until at least this point; am I correct?

24                   MR. PATIL: Yes, ma'am.

25                   MS. COLAIZZI: Okay.

1                   So when we first started the project, we  
2   have plans that are given to us from some design  
3   company.

4                   Am I correct to assume that's the first  
5   step?

6                   MR. PATIL: Right. Correct.

7                   MS. COLAIZZI: You have asked us for  
8   approval to get a design company to come in and make  
9   designs; right?

10                  MR. PATIL: Correct.

11                  MS. COLAIZZI: Okay. What's the next  
12   step?

13                  MR. PATIL: The plans are presented to  
14   staff for review, the staff asks them pertinent  
15   questions, in this particular case representation was  
16   made by the consultant that everything was reviewed by  
17   the agencies that were to be -- to have an oversight.  
18   That representation was made, and then after that, the  
19   plans are then put to bid, through our office.

20                  MS. COLAIZZI: Okay.

21                  MR. PATIL: Once they are bid, then the  
22   contractors then -- after approval by the Board, the  
23   contractors then proceed to get their respective  
24   permits.

25                  And that's the time when this started,

1 we brought the construction manager on, and they had  
2 their first meeting, a hard question obviously was  
3 asked, you know, did we go through the review process,  
4 and then I think things came into light. Yes.

5 MS. COLAIZZI: Okay. So when does the  
6 construction manager come on in the middle of this  
7 whole process; is it after the designing, before, when  
8 does the project manager come on?

9 MR. PATIL: In this case, it was after the  
10 design, and that's why I think a good lesson learned  
11 for us, is to bring the construction manager or  
12 another set of eyes in either at the time of design,  
13 or before bid.

14 MS. COLAIZZI: Okay.

15 So, when the project -- or, I'm sorry, when  
16 the design company comes forward, that they are going  
17 to do this work for you, what do they request from us,  
18 that -- like for example, those designs that I keep  
19 hearing, the drawings, where do they get them? Do  
20 they ask from -- for those from us, do they get them  
21 from the city?

22 Where do they get them?

23 MR. PATIL: A combination of both.

24 Our office maintains all of the records  
25 that we have since probably the building of the

1 Cupples Stadium, we have got a set of records.

2 We have asked the consultants to review  
3 those records.

4 We also ask consultants to review any other  
5 records as available with the City of Pittsburgh, of  
6 any other agency that may have records.

7 It is part of their due diligence.

8 MS. COLAIZZI: Okay.

9 So in other words, when they -- when they  
10 decided to take on the project -- okay -- we have  
11 hired them, in other words, it is truly their  
12 responsibility at that point, then, to find any form  
13 of designs anywhere there is; or is it our  
14 responsibility to make sure they get it?

15 MR. PATIL: It is the consultant's  
16 responsibility.

17 MS. COLAIZZI: Okay. So I take it, then,  
18 that after that step, and the project manager was  
19 brought in, we realized there was some  
20 misunderstandings, or whatever you want to call them,  
21 at that point in time. Okay.

22 The amount of money that we approved the  
23 last time which, if I remember correctly, and I'm --  
24 I'm not sure I do, is that they ran into a problem, as  
25 they were working.

1           Was that in the same sort of way they ran  
2 into a problem, or was it a problem, unforeseen in --

3           MR. PATIL: I think Mr. Tuckwiller can  
4 explain that better than I can, but my -- our best  
5 understanding is the first 250 was for the redesign of  
6 the drainage of the entire field. That's for the  
7 drainage, because of, in order to comply with PWSA's  
8 requirements.

9           MS. COLAIZZI: So that -- was that the same  
10 design company?

11          MR. PATIL: Yes. It is the same company.

12          The second requirement that we are coming  
13 to, is we have what is called a storage building and  
14 parking at the upper level, if I'm -- at the stadium  
15 stands, that has -- those drains ultimately come  
16 through the field and tie into the city system.

17          Those drains, as they were excavating, they  
18 discovered those about the first week of June, and  
19 that's what, again, they brought, what the record  
20 drawings showed, what they discovered were two  
21 different things.

22          That's when this came to light, and that's  
23 when they went back to the PWSA, and said, "We got  
24 this now," and then PWSA, said, "Well, now you have  
25 got" -- "now you are required to have a separate tap,

1 because you can't combine storm and sanitary sewers."

2 MS. COLAIZZU: Okay.

3 I think what I really would like to know at  
4 some point, Mr. Berdnik, or Mr. Weiss, is who at PWSA  
5 is in charge of, at least providing information for  
6 us, and working -- I mean, I'm not asking you to  
7 answer that specifically.

8 MR. WEISS: I would like to give the Board  
9 in an appropriate setting kind of a detailed narrative  
10 of this, and I would say that Mr. Berdnik's comments,  
11 about getting construction management -- onsite  
12 construction management involved earlier is a good  
13 one.

14 Because, typically, the earlier they are  
15 involved, the more coordinated it is.

16 But I'll give the Board a summary of all of  
17 this, plus the information you seek, in executive  
18 session, where it belongs.

19 MS. COLAIZZU: Thank you, Mr. Weiss.

20 Okay.

21 I have no more questions, but I did get  
22 Miss Sharene and Mr. Sumpter, so I am going to do back  
23 around this way.

24 So, Mr. Sumpter.

25 MR. SUMPTER: I'm going to try to

1    capsulize, or bottom line this.

2                   The whole matter is related to the timing  
3    of when PWSA was involved in the project; is that  
4    correct?

5                   MR. PATIL:   Yes.

6                   I think the review process by PWSA -- PWSA,  
7    they have been very cooperative with us, but they are  
8    again -- it's impossible to rush them.  We have got to  
9    give them adequate time for review.

10                  And, then, yes, these should have been  
11   brought to their attention well in advance, by a  
12   consultant.

13                  MR. SUMPTER:  Okay.

14                  And then you mentioned one comment about  
15   agencies reviewing plans and drawings.  Was PWSA  
16   involved at that juncture, or not?

17                  MR. PATIL:  We were led to believe, through  
18   the consultants, through staff, that this was done.

19                  MR. SUMPTER:  Okay.  Thank you.

20                  MS. COLAIZZI:  Miss Shealey.

21                  MS. SHEALEY:  Just with the amount of these  
22   changes, specifically the first and the third, are  
23   these -- and I think this is a question that would be  
24   generalized construction, are these bid out, or are  
25   they just add-ons to the contract, or the person, or



1 the entity that won the original contract?

2 MR. PATIL: These are add-ons to the  
3 original -- to the contracts that are already in  
4 place. The construction manager and our staff reviews  
5 the cost breakout prior to bringing it forward.

6 MS. SHEALEY: So that if the -- let's say  
7 the electrical subcontractor, you thought that -- if  
8 you thought that that cost was out of whack, you would  
9 not bring it forward?

10 MR. PATIL: That's correct. We would  
11 negotiate that with them, and if they do not bring it  
12 forward, we have, depending on the situation, brought  
13 in other contractors.

14 MR. McCREA: Thank you, very much.

15 And thank you, Mrs. Colaizzi, that's it for  
16 me.

17 MS. COLAIZZI: Thank you.

18 Mr. McCrea, anything else?

19 Mr. Isler.

20 MR. ISLER: I just want to ask a point of  
21 order of the solicitor.

22 Do I need to make a motion on the 180, that  
23 before it is expended we are informed, as a Board?

24 MR. WEISS: Well, the meeting is being  
25 transcribed, I think the direction of the Board is

1 clear, so I don't think you need a motion.

2 MR. ISLER: So it is very clear that none  
3 of that 180 will be spent until we are informed?

4 MR. WEISS: Yes.

5 MR. ISLER: Thank you.

6 Thank you, Mrs Colaizzi.

7 MS. COLAIZZI: Mrs. Hazuda?

8 Mrs. Fink?

9 MS. FINK: I --

10 MS. HAZUDA: Yes, please, may I say  
11 something?

12 The reason he asked that was because I had  
13 leaned over and said to him, we have been trying to  
14 ask the administration not to take action based on  
15 something one person says. And if, in fact, that's  
16 what we are doing, then he needed to make a motion.

17 That was my suggestion, that's where that  
18 came from.

19 And so, I don't know if there is -- like  
20 you can poll us for consensus, or something.

21 But other than that, if we are trying to  
22 ask the administration not to react on something one  
23 person says, then we need to live by that ourselves.

24 MR. ISLER: I'm very happy to make sure  
25 that there is a consensus of the Board at that. I

1 didn't want to put that forward, for that reason. I  
2 was checking on my own, for the legality of it, more  
3 so than what is your reason was.

4 Is there anybody that is opposed to it?

5 MS. COLAIZZI: I'm not opposed, I was just  
6 going to say, to just give you a different view of  
7 that, it was requested it goes through the chair,  
8 which means only one person then would get it, and  
9 distribute it, it doesn't necessarily need to go -- do  
10 you see what I am saying, there doesn't need to be a  
11 motion for that reason.

12 But whatever you guys want to do, is fine.

13 You want a motion on the floor? Make a  
14 motion.

15 MR. ISLER: I really, I was asking more  
16 from a procedural point of view. Mrs. Hazuda is  
17 asking for another point of view.

18 I'm satisfied. I just want to make sure  
19 that the money -- that there is not a -- and I don't  
20 mean this to the negative, this is -- you know, there  
21 is a lot of human error involved in all of the work we  
22 do, and all of us make mistakes, and I just don't want  
23 a blank check of \$180,000 sitting there.

24 I think we should be informed of that.

25 That's why we passed the policy about

1 change orders. We used to have a blank check on  
2 those, and we are way down, I think because of the  
3 Board's action, and because of the work of the staff.

4 MS. COLAIZZI: I suggest you make it a  
5 motion. Truly.

6 MR. ISLER: I move that before any of the  
7 \$180,000 contingency amount in this budget is  
8 expended, that the chair of the Business and Finance  
9 Committee be informed, and he inform all other Board  
10 members.

11 MS. COLAIZZI: Second?

12 MS. HAZUDA: Second.

13 MS. COLAIZZI: There is a motion on the  
14 floor. There is a second.

15 Does anybody have any questions or comments  
16 on the motion itself?

17 On the motion.

18 I'm sorry, Dr. Allen, did you have your  
19 hand up, too?

20 DR. ALLEN: No.

21 MS. COLAIZZI: Okay. Mr. Brentley.

22 MR. BRENTLEY: I will support it.

23 Meaningless. We know that rarely does this kind of  
24 thing ever return any dollars. Let's stop kidding  
25 ourselves here.

1           This is a step that has been used by most  
2 contractors in the past. You get into the jobs, you  
3 bid low, and then all of a sudden, "Oops, I opened the  
4 wall, and we found some additional things."

5           I am not suggesting if this is going on,  
6 but we know it happens.

7           And so I mean, I'll support it.

8           Secondly, it doesn't make any sense to send  
9 the information to the chair, then the chair -- that  
10 is complicating it.

11          If you are spending it, you spending it,  
12 you send a little note out letting us know, keeping us  
13 on a tab of what it is.

14          It is an open check for \$180,000, and it is  
15 something we have been doing in the past, you have --  
16 you have accepted it in the past, and so what's the  
17 big deal.

18          So, go ahead, I'll support it.

19          MS. COLAIZZI: Thank you, Mr. Brentley.

20          Anybody else on the motion?

21          Seeing none, Mr. Weiss, may we have a roll  
22 call on the motion, please.

23          MR. WEISS: Dr. Allen?

24          DR. ALLEN: Yes.

25          MR. WEISS: Mr. Brentley?

1 MR. BRENTLEY: Yes.

2 MR. WEISS: Mrs. Fink?

3 MS. FINK: Yes.

4 MR. WEISS: Mrs. Hazuda?

5 MS. HAZUDA: Yes.

6 MR. WEISS: Mr. Isler?

7 MR. ISLER: Yes.

8 MR. WEISS: Mr. McCrea?

9 MR. McCREA: Yes.

10 MR. WEISS: Miss Shealey?

11 MS. SHEALEY: Yes.

12 MR. WEISS: Mr. Sumpter?

13 MR. SUMPTER: Yes.

14 MS. COLAIZZI: Mrs. Colaizzi?

15 MS. COLAIZZI: Yes.

16 MR. WEISS: Motion carries.

17 MS. COLAIZZI: Thank you. Okay.

18 Getting back to the actual item itself, if

19 there are any more questions or comments on the item.

20 Mr. Brentley?

21 I'm sorry, Mrs. Fink, I apologize, we did

22 stop at you.

23 MS. FINK: Okay.

24 I just, maybe to our construction manager,

25 or whoever, before South Stadium ever existed, that

1 piece of property was barracks, during the depression,  
2 I believe they were standing there yet, and the whole  
3 field. And I have seen pictures of this, in old  
4 books, guys, I'm not that old.

5               There were rows, and rows, the whole length  
6 of that field.

7               Now, one would assume that all of those  
8 buildings had indoor plumbing, by that point in time.

9               So, now you have got pipes under there.

10              Now, whenever South Stadium was built, late  
11 '40's, '50's, whatever, there was a tendency just to  
12 bulldoze everything and, you know, just cover it up,  
13 and put down new, and dah, dah, dah, and I'm thinking,  
14 if we are going, digging around under there, we may  
15 find more stuff than we knew was ever there, once  
16 again.

17              So, you know, somebody needs to bear in  
18 mind that there have been other things on that site,  
19 which would have required sewer tapplings, and there  
20 may be more pipes down there, leading to more taps  
21 than we ever thought was necessary, and so just take  
22 the -- you may want to do a little research on that.

23              I'm sure if you looked on the Internet, you  
24 might find something on that.

25              But just be aware that there could be more

1 stuff there.

2 MS. COLAIZZI: Mr. Brentley.

3 MR. BRENTLEY: Yes. I just want to mention  
4 that this is the company that is a general company,  
5 general contractor, the one that is before us?

6 Is there a general?

7 MR. PATIL: Vidya Patil, director for  
8 facilities operations.

9 Yes, there is the general contractor, and  
10 there is an electrical contractor, there are two  
11 primes on this project.

12 This contractor, at least from my having  
13 been here for 15 years, I think the first time that we  
14 are working with this contractor.

15 MR. BRENTLEY: Okay.

16 So there were other contractors who were  
17 involved with this change order as well?

18 MR. PATIL: Just two prime. Just two prime  
19 contractors.

20 MR. BRENTLEY: Just two prime.

21 MR. PATIL: Yes, sir.

22 MR. BRENTLEY: Okay.

23 Well, one of the things, too, that I think  
24 would have been helpful, the way -- not necessarily  
25 you, Vidya, directly to staff, but when we got this



1 information, we got it as a special legislative, we  
2 never had an opportunity to ask those kinds of  
3 questions, that -- some of the questions that were  
4 suggested that we not talk about in the public forum  
5 here, and that's the unfortunate part about it,  
6 because probably some of these questions would answer  
7 a lot of things that's going on in our mind.

8 But here we are, it is thrown before us, at  
9 a public setting, for a special legislation.

10 When I got it yesterday -- I got this, by  
11 the way, today, in the mail. My mail actually came,  
12 dated the 2nd, but I got this today. Prior to that it  
13 just said special legislation, Cupples Stadium. That  
14 was it, I had no idea what was going on.

15 And so that's part of the problem, when  
16 things are thrown before us.

17 But it has been a pattern of this  
18 administration, that has put us in this position.

19 Now, what would happen to us now, if  
20 something strange happens, and this doesn't pass, and  
21 those games would have to be played at the other  
22 fields, here we are, public forum, forced to make a  
23 vote right now, and we become the bad guys if those  
24 students have to be forced to play in another area.

25 That's my frustration.

1                   And it's the way the administration  
2 presents it, throws it to us, the same kind of thing,  
3 "House on fire, house on fire, do it now, do it now,"  
4 and that's what puts us in a bad situation.

5                   But there is a similar pattern here that  
6 has taken place, that we voted on last month at  
7 Concord, and so somewhere we have to get a hold of  
8 this. Change orders, change orders, cost runs, and  
9 then it just continues, continues to mount, and it  
10 seems like there is nobody really checking.

11                  And my final comment is, the reason why I'm  
12 not supporting it, is that here we have additional  
13 dollars, we could have been standing at the top of the  
14 mountain at the end of this jobsite, saying we came in  
15 under budget, but we are close to getting to that  
16 amount.

17                  And just two or three months ago, which  
18 still hurts me, the fact that this administration laid  
19 off librarians, nothing with you guys, librarians,  
20 we're closing some of our libraries in our schools.

21                  So I can't do -- I will not support that.

22                  And I would ask again, for what it's worth,  
23 for this administration, something like this should  
24 come prior to us being put on front street, and allow  
25 us to ask the kind of questions, before we have to

1 make these kinds of decisions.

2 Thank you.

3 MS. COLAIZZI: Thank you, Mr. Brentley.

4 Dr. Allen? No?

5 Okay. Seeing no more questions, Mr. Weiss,  
6 may we have a roll call, please.

7 MR. WEISS: Dr. Allen?

8 DR. ALLEN: Yes.

9 MR. WEISS: Mr. Brentley?

10 MR. BRENTLEY: No.

11 MR. WEISS: Mrs. Fink?

12 MS. FINK: Yes.

13 MR. WEISS: Mrs. Hazuda?

14 MS. HAZUDA: Yes.

15 MR. WEISS: Mr. Isler.

16 MR. ISLER: In the words of Dr. Allen, yes.

17 MR. WEISS: Mr. McCrea?

18 MR. MCCREA: Yes.

19 MR. WEISS: Miss Shealey?

20 MS. SHEALEY: Yes.

21 MR. WEISS: Mr. Sumpter?

22 MR. SUMPTER: Yes.

23 MR. WEISS: Mrs. Colaizzi?

24 MS. COLAIZZI: Yes.

25 MR. WEISS: The motion passes, 8-1.

1 MS. COLAIZZI: Thank you.

2 MR. WEISS: That's the last item of  
3 business.

4 MS. COLAIZZI: Seeing no more questions,  
5 this meeting is adjourned.

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7 (Thereupon, at 6:22 p.m., the Special  
8 Legislative Meeting was concluded.)

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## C-E-R-T-I-F-I-C-A-T-E

I, Eugene C. Forcier, the undersigned, do hereby  
certify that the foregoing forty-nine (49) pages are a  
true and correct transcript of my stenotypy notes  
taken of the Special Legislative Meeting held in the  
Pittsburgh Board of Public Education, Administration  
Building, Board Committee Room, on Tuesday, June 6,  
2010.



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Eugene C. Forcier, Court Reporter

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