

MINUTES OF THE ANNUAL MEETING OF THE
NEW YORK STATE BRIDGE AUTHORITY

HELD AT HEADQUARTERS, HIGHLAND, N.Y. ON
MAY 19, 2005

IN ATTENDANCE:

BOARD MEMBERS:

Sproat, James P., Chairman
Dressel, Roderick O., Vice Chairman
Paradies, Walter A., Commissioner
Teator, David A., Commissioner

Whitbeck, Carl G., Jr., Esq., Counsel

OFFICERS:

Sinnott, George C., Secretary
Sewell, John R., Treasurer

Absent:

Bresnan, James J., Assistant Secretary

The annual meeting was called to order at 3:00 P.M. by Vice Chairman Dressel and he stated the first order of business was to elect the Chairman and called for a motion to have James P. Sproat return as Chairman this year. Vice Chairman Dressel further stated that Mr. Sproat had performed his duties as Chairman in the best interest of the Authority and was confident that he would continue to do so. On motion of Commissioner Teator, seconded by Commissioner Paradies, the following resolution to elect the Chairman was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 05-048

Resolution Date: May 19, 2005

WHEREAS, Section 528 of the Public Authorities Law and the Bylaws of the New York State Bridge Authority confer upon the Authority the power to appoint or elect officers; now therefore

BE IT RESOLVED that James P. Sproat is hereby elected Chairman of the New York State Bridge Authority; and

BE IT FURTHER RESOLVED that the Chairman will hold office and perform the duties as prescribed in the Authority Bylaws until his successor has been duly elected.

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of May 2005.



George C. Sinnott, Secretary

Chairman Sproat thanked the Board for their vote of confidence. Upon the election of Chairman Sproat, Commissioner Dressel turned the meeting over to the Chairman and the election of officers took place. Chairman Sproat stated that the next order of business for the Annual Board Meeting was to elect the officers as prescribed in the Authority Bylaws and made a motion to elect Vice Chairman Roderick O. Dressel, Secretary George C. Sinnott, Assistant Secretary James J. Bresnan, General Counsel Carl G. Whitbeck, Jr., Treasurer John R. Sewell, and adopt the following resolution, which was seconded by Commissioner Paradies, and adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 05-049

Resolution Date: May 19, 2005

WHEREAS, Section 528 of the Public Authorities Law and the Bylaws of the New York State Bridge Authority confer upon the Authority the power to appoint or elect officers; now therefore

BE IT RESOLVED that the following officers are hereby elected:

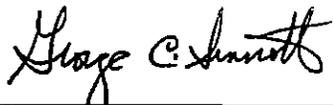
Vice Chair	Roderick O. Dressel
Secretary	George C. Sinnott
Assistant Secretary	James J. Bresnan

General Counsel Carl G. Whitbeck, Jr.
Treasurer John R. Sewell, and;

BE IT FURTHER RESOLVED that these officers shall hold office and perform the duties as prescribed in the Authority Bylaws until their successors have been duly elected.

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of May 2005.



George C. Sinnott, Secretary

Chairman Sproat proceeded to the next and final resolution of the Annual Board Meeting stating that he had before him a resolution, which under Section 528, Public Authorities Law, grants the New York State Bridge Authority the power to appoint or designate one or more persons as police officers for the purpose of enforcing law, order and the observance of the rules and regulations as established by the Authority. Upon review of the appointment of police officers and on motion of Commissioner Paradies, seconded by Commissioner Teator, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 05-050

Resolution Date: May 19, 2005

WHEREAS, Section 528, Public Authorities Law, confers upon the New York State Bridge Authority the power to appoint or designate one or more persons as police officers for the purpose of enforcing law, order and the observance of the rules and regulations as established by the Authority; now therefore

BE IT RESOLVED that the appointments of all patrolmen as established at the last Annual Meeting of this Authority held on May 20, 2004 be rescinded and the following members and employees of the Authority be and hereby are appointed New York State Bridge Authority police officers to hold until separated from the service of the Bridge Authority or until such earlier date as this Authority shall determine.

James P. Sproat, Roderick O. Dressel, Walter A. Paradies, David A. Teator, Jr., Carl G. Whitbeck, Jr., George C. Sinnott, James J. Bresnan, John R. Sewell, William J. Moreau, Robert Russo II, Brad Moritt, Thomas Cavallino, Douglas D. Garrison, Mark Sheedy, Barbara

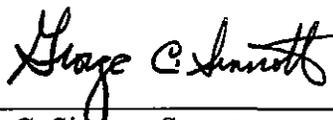
Haywood, George Fong, Craig Gardner, Barry Mickle, Mark Morgese, Gregory Herd, Wayne Ferguson, Scott Smith, Carol Petersen, William Sullivan, Dorothy Pruitt, Helen DiRubbo, Vicki Briggs, Susan Clauson, Robert Emslie, Michael Savosky, Dana Tripodo, John Schin, Kenneth Knutsen, Joseph Primo, Donald Faulkner, Stephen Accilli, George J. Houghtalin, Richard J. Vacek, Joseph Boria, Joseph Kozloski, Gregory Coons, David Gardner, Joseph Cherny, Howard Fisher, Christopher Perrello, Klaus Roth, Albert Monroe George B. Fredenburgh, Joann Lynn Acker, Cynthia P. Teator, Robert P. McDonald, Anthony J. Vecchione, Beverly A. Weckesser, Donald O. Chrysler, Jr., Salvatore Marano, Barbara A. Kelly, Robert D. Myer, Dennis Weiss, Joseph R. Puglisi, Janet Berg, Flora M. Drahos, Freda A. Longi, Sue Ellen M. Eckert, David C. Fitzgerald, Joann Croft, Emily A. Neer, Beatrice E. Sala, Richard T. Matthews, Thomas Cannon, Richard Call, Bruce Briggs, Michele D. Wahrendorff, Sophia L. Jones, Daniel Price, Patrick C. Pellegrino, Bonnie S. Grace, Geraldine E. Nicolosi, Frank M. Pavlin, Lisa I. Badillo, Violet Lyster, Anthony Marcantonio, Carlene Miller, Albert Monroe, David Kyriazis, Ive Smith, Donna Morley, Cynthia Ann Santiago, Lawrence JJ Byrne, Dianne Hansen, Kathleen M. Hughes, Priscilla J. Wilklow, Debra A. Raymo, Erik G. Keating, Robert C. Agor, Joy D. Harris, Betty A. Burchetta, Elaine Sassone Ahmed, Jeanne E. Mader, Lance Moskaluk,; and

BE IT FURTHER RESOLVED that nothing herein shall be construed to confer on any individual the right to carry firearms in the course of his or her duties or while off duty.

BE IT FURTHER RESOLVED that no fire arms shall be permitted on Bridge Authority premises except as provided by law.

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of May 2005.



George C. Simmott, Secretary

This concluded the Annual Meeting agenda and on motion of Vice Chairman Dressel, seconded by Chairman Sproat, the Annual Meeting adjourned to the regular meeting at 3:15 P. M.

MINUTES OF THE REGULAR MEETING OF THE
NEW YORK STATE BRIDGE AUTHORITY

HELD AT HEADQUARTERS, HIGHLAND, N.Y. ON
May 19, 2005

Business agenda documents/reports are mailed to the Board Members and General Counsel one week prior to the meeting.

IN ATTENDANCE:

BOARD MEMBERS:

Sproat, James P., Chairman
Dressel, Roderick O., Vice Chairman
Paradies, Walter A., Commissioner
Teator, David A., Commissioner

Whitbeck, Carl G., Jr., Esq., Counsel

OFFICERS:

Sinnott, George C., Secretary
Sewell, John R., Treasurer

Absent:

Bresnan, James J., Assistant Secretary

Chairman Sproat called the regular meeting of the Authority to order at 3:15 P.M. and called for a motion to adopt the minutes of the April 21, 2005. On motion of Commissioner Paradies, seconded by Vice Chairman Dressel, the minutes of the April 21, 2005 meeting were adopted unanimously. Chairman Sproat stated the first order of business on the agenda falls under Administration and asked Mr. Russo to proceed.

ADMINISTRATION:

1) E-ZPass Account Information Policy

Mr. Russo stated that the document before the Board was a copy of the Authority's E-ZPass Account Information Policy and under advisement of General Counsel; the Authority has implemented a written policy. Although this policy has been in practice, it has never been formerly adopted by the Board. Accordingly, Mr. Russo asked the Board to approve and adopt this policy as it pertains to the protection of privacy of E-ZPass customer information and related transaction activity and how the Authority handles requests for information. Mr. Russo stated that the policy mirrors other member agencies' policies. After review of the E-ZPass Account Information Policy, Chairman Sproat referred to the first page and first paragraph under Third Party Use and inquired about the underlining of the last sentence. Mr. Russo stated that it was not a change to the policy but rather the underlining was used to stress the importance of this procedure in an emergency situation requiring immediate Authority disclosure. Chairman Sproat made a motion to approve the resolution, if the Board had no other questions, which was seconded by Vice Chairman Dressel, and approved unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 05-051

Resolution Date: May 19, 2005

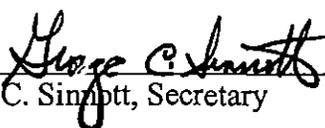
WHEREAS, the Board recognizes the need to protect the personal privacy of its customers with respect to information requests related to E-ZPass records; and

WHEREAS, the Authority has reviewed and discussed the policy as presented by staff and General Counsel; now therefore

BE IT RESOLVED that the New York State Bridge Authority E-ZPass Account Information Policy is formerly adopted as attached hereto; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of May 2005.



George C. Simptt, Secretary

2) E-ZPass IAG Reciprocity II – 2nd Amendment

Mr. Russo referred the Board to the report which contained the Pilot Parking Service Program Agreement. Mr. Russo stated to the Board that the Reciprocity II is an agreement approved by the IAG in 2001 as a supplement to the E-ZPass IAG Reciprocity I Agreement. Further stated from this report was that the Reciprocity II set forth the provisions of a pilot public parking services program utilizing E-ZPass, which was initially used as a mechanism to provide for an agreement between the NYS Thruway and the Albany County Airport. The first amendment extended the term of this pilot to November 1, 2004. The second amendment extends the expiration to November 1, 2005. As a full member of the IAG, with voting rights, the Authority is required to execute the Agreement together with the other member agencies for it to become effective. Accordingly, Mr. Russo asked the Board to approve this second amendment. Commissioner Teator asked Mr. Russo to elaborate on the auto charge for airport parking and Mr. Russo stated that the charge can only be debited if the E-ZPass holder has a credit card on file. Vice Chairman Dressel asked about the E-ZPass logo stating that the logo does not appear at some toll facilities even though they take E-ZPass. Mr. Russo stated that the members are in the process of changing out their old signs (former electronic toll collection systems) to replace with the E-ZPass logo. Mr. Russo stated that he would like to give a presentation at a subsequent meeting, which would give further details about the function of the IAG organization, its members and their objectives, if the Board would like and the Board agreed. Chairman Sproat moved to accept this amendment and authorize the execution of the document. On motion of Commissioner

Paradies, seconded by Commissioner Teator, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 05-052

Resolution Date: May 19, 2005

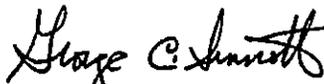
WHEREAS, the parties to the E-ZPass Reciprocity II Interagency Agreement dated as of April 5, 2001 ("Reciprocity II") and amended as of October 27, 2004 and have determined it to be necessary and in the best interest of the parties to further extend the Agreement for one additional year and to include additionally named publicly-owned parking facilities; and

WHEREAS, the Board has reviewed the Second Amendment to the Reciprocity II Agreement; now therefore

BE IT RESOLVED that the Executive Director or the Chairman is hereby authorized to execute, acknowledge and deliver the Second Amendment. The execution of the Second Amendment by any such officer shall be conclusive evidence of approval. The officers, agents and employees of the Authority are hereby authorized and directed to do all such acts and things and to execute all such documents as may be necessary or convenient to carry out and comply with the terms of this resolution.

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of May 2005.



George C Sinnott, Secretary

ENGINEERING:1) Mid-Hudson Bridge Maintenance Building Water and Sewer Upgrade

Mr. Moreau presented the project report and stated that investigations revealed that the existing foundation was not adequate for a new 2-story building. Also, due to continuing problems with sewer at this facility, Engineering would like to incorporate the water and sewer design into this project. The scope change would require the consultant of record to design a new replacement foundation and a new water and service upgrade, which was discussed at the Board's last meeting. This sewer system would connect to a municipal system owned by the Town of Lloyd. Based on these findings, Mr. Moreau asked for the Board's approval to award a supplemental professional service agreement to Foit-Albert Associates, the consultant on record, at a not-to-exceed cost of \$96,000.00. The current approved cost for this project is \$98,276.99, which has nearly been exhausted, and the additional engineering design work would bring the cost of this project to \$194,276.00. Commissioner Paradies asked if there would be a conflict with cash flow and Mr. Moreau stated that Engineering has prepared an analysis of the annual cash flow requirements and that they are well within the Authority's resources, which he would explain further at the end of the meeting under "Old Business." Based on the report and the information submitted by Mr. Moreau, Chairman Sproat called for a motion by the Board. On motion of Vice Chairman Dressel, seconded by Commissioner Paradies, the following resolution was approved unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 05-053

Resolution Date: May 19, 2005

WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to award a supplemental agreement for professional services in connection with the Mid-Hudson Bridge "Maintenance Building" designated (BA-2003-RE-114-DE); and

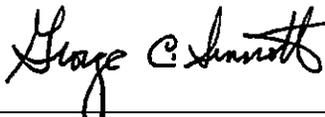
WHEREAS, the Authority's Engineering Department has determined that Foit-Albert Associates is best qualified to provide the required professional services; and

WHEREAS, the Authority's Engineering Department has reviewed and approved the "cost-plus" not-to-exceed proposal; now therefore

BE IT RESOLVED that a supplemental professional service agreement be issued to Foit-Albert Associates of Albany, New York in an amount not to exceed \$96,000.00.

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of May 2005.



George C. Sinnott, Secretary

2) Rip Van Winkle Bridge Tack Weld Removal and Structural Steel Repairs

Mr. Moreau stated that bid responses to the advertisement were due May 17, 2005 and were not opened in time to be included with the Board's package. However, based on a successful bid received on May 17th, he is now prepared to discuss this with the Board today. Mr. Moreau further stated that he was giving the Board a list of bids received from four contractors and based on the Authority's guidelines and review of the bids, recommending Piasecki Steel Construction Corporation, as the low cost bidder in an amount not-to-exceed \$1,685,339.00. The Engineering Report and previous assessment of this project in the Capital Improvement Program was estimated at a cost of \$2,000,000.00. Accordingly, Mr. Moreau asked for the Board's approval to award this contract to Piasecki. Mr. Moreau further stated that this capital improvement project was included in the 2005 5-Year Capital Improvement Program report, which was submitted to the Board for approval at a former meeting. After the Board's review of the Construction Project Report, Chairman Sproat called for a motion to approve the needed work for the Rip Van Winkle Bridge. On motion of Commissioner Teator, seconded by Commissioner Paradies, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 05-054

Resolution Date: May 19, 2005

WHEREAS, bids were solicited through the New York State Contract Reporter for the contract entitled Rip Van Winkle Bridge "Tack Weld Removal and Structural Steel Repairs" (BA2004-RE-101-CM) and four (4) bids were received on May 17, 2005, the low bidder being the firm of Piasecki Steel Construction Corp. at a bid of \$1,685,339.00; and

WHEREAS, Piasecki Steel Construction Corp. has previously completed several specialty contracts with the Authority and after further review of the cost proposal by the Engineering Department, it is recommended that a contract be awarded to the firm of Piasecki Steel Construction Corp.; now therefore

BE IT RESOLVED that a contract be awarded to Piasecki Steel Construction Corp. of Castleton, New York in the amount of \$1,685,339.00 pending the filing of proper certifications, and the receipt of bonding and insurance requirements; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of May 2005



George C. Sinnott, Secretary

3) Rip Van Winkle Bridge Tack Weld Removal and Structural Steel Repairs Design Support

Mr. Moreau presented the Engineering Project Report to the Board and stated that Parsons Brinckerhoff Quade & Douglas, Inc. is presently the Engineer of Record for the design of this project. Mr. Moreau continued to say that because of this he would like to recommend to the Board that Parsons be awarded a supplemental professional service agreement at a not-to-exceed cost of \$56,186.00 for the design support services during construction. After some discussion and given that the Board had no further questions, Chairman Sproat made a motion to approve the supplemental professional service agreement to Parsons and adopt the resolution, which was seconded by Commissioner Teator, and approved unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 05-055

Resolution Date: May 19, 2005

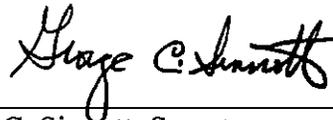
WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to award a supplemental professional service contract in connection with the Rip Van Winkle Bridge "Tack Weld Removal and Structural Steel Repairs" project to be designated (BA2004-RE-101-DS); and

WHEREAS, the Authority's Engineering Department has reviewed the cost proposal and recommend Parsons Brinckerhoff Quade & Douglas, Inc. as uniquely qualified for this assignment as they are the Engineer of record for the design of this project; now therefore

BE IT RESOLVED that a Supplemental Agreement be awarded to Parsons Brinckerhoff Quade & Douglas, Inc. of New York, New York to provide professional services at a not-to-exceed cost of \$56,186.00; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of May 2005.



George C. Sinnott, Secretary

4) Rip Van Winkle Bridge Tack Weld Removal and Highway Repaving Supervision

Mr. Moreau stated that detailed proposals were provided on May 3rd and three firms were short-listed for this project as a result of the request for proposal advertised. Mr. Moreau drew the Board's attention to an analysis sheet of the firms short-listed stating B&H provided the best qualified proposal as indicated by the ranking of each firm. Commissioner Teator referred to the "overhead" column and asked if the percentage could change. Mr. Moreau stated that overhead was an auditable item and it would not change throughout the project. He further stated that Creighton was a firm that the Authority had not worked with in the past and it was a good opportunity to review their qualifications. Crawford, on the other hand, was a firm that the Authority had worked with before but their proposal was incomplete. Based on the information submitted to the Board, Mr. Moreau asked them for their approval to award the contract to B & H Engineers. Chairman Sproat asked for a motion. Commissioner Teator moved the motion, which was seconded by Commissioner Paradies, and approved unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 05-056

Resolution Date: May 19, 2005

WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to award a professional services agreement in connection with the "Rip Van Winkle Tack Weld Removal and Highway Re-paving" projects to be designated (BA-2004-RE-101-SU); and

WHEREAS, the Authority advertised for Construction Inspection Services in the New York State Contract Reporter, and

WHEREAS, three firms were short-listed, and asked to prepare detailed cost proposals, and

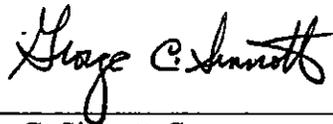
WHEREAS, the Authority has determined that B & H Engineers of Whitestone, New York, is best qualified to provide the required professional services; and

WHEREAS, the Authority's Engineering Department has reviewed and approved the cost proposal; now therefore

BE IT RESOLVED that an agreement be awarded to B & H Engineers of Whitestone, New York in an amount not-to-exceed \$330,190.00; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of May 2005.



George C. Sinnott, Secretary

5) Rip Van Winkle Bridge Approach Roadway Rehabilitation

Mr. Moreau went over the report submitted to the Board and stated that the bid responses were received May 17th. Bid results were not submitted to the Board at the time of the mailing and were presented at the meeting. There were six requests for plans but only one company submitted a bid for this project, that being, I. & O.A. Slutzky, Inc. Mr. Moreau stated that Slutzky had submitted a bid, which was below the Engineering's estimated cost for this project (\$900,000.00) at a cost not-to-exceed \$809,806.30. Mr. Moreau further stated that the work to be performed would include the reconstruction of the west approach roadway and the resurface of the east approach roadway between New Hamburg Road and the Rt. 385 intersection as noted in the report that the Board had before them. Included in the scope of work was the removal and replacement of the west abutment approach slab and the work would be performed at night to minimize the disruption of traffic. Based on the above, Mr. Moreau asked the Board to approve an award of this contract to Slutzky. Chairman Sproat stated if there were no questions, he would like to call for a motion to adopt the resolution that awards this contract to I. & O.A. Slutzky, Inc. in an amount not-to-exceed \$809,806.30. On motion of Vice Chairman Dressel, seconded by Commissioner Teator, the following resolution was approved unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 05-057

Resolution Date: May 19, 2005

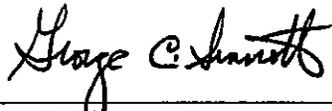
WHEREAS, bids were solicited through the New York State Contract Reporter for the contract entitled Rip Van Winkle Bridge "Approach Roadway Rehabilitation" (BA2005-RE-105-CM) and one (1) bid was received on May 17, 2005, the low bidder being the firm of I. & O.A. Slutzky, Inc. at a bid of \$809,806.30; and

WHEREAS, I. & O.A. Slutzky, Inc. has previously completed several contracts with the Authority and after further review of the cost proposal by the Engineering Department, it is recommended that a contract be awarded to the firm of I. & O.A. Slutzky, Inc.; now therefore

BE IT RESOLVED that a contract be awarded to I. & O.A. Slutzky, Inc. of Hunter, New York in the amount of \$809,806.30 pending the filing of proper certifications, and the receipt of bonding and insurance requirements; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of May 2005



George C. Sinnott, Secretary

6) Monthly Engineering Progress Report

Mr. Moreau presented a cost summary report for jobs in progress for the period ending April 2005. This report, which is mailed to the Board prior to the meeting, reflects all ongoing projects for all facilities reporting original awards, revised contract amounts and contract balances and contract status. Mr. Moreau drew the Board's attention to the Newburgh-Beacon Bridge project, where the widening of the toll plaza and replacement of the plaza concrete was in progress. Since some of the Board Members had expressed an interest in this project at the last meeting, Mr. Moreau told the Board he would be happy to provide the commissioners with a tour of the job site in the first or second week of June or if they would prefer, could show them the work in progress, through video, at the next meeting. Chairman Sproat stated that this was an excellent suggestion and would take it under advisement and called for a motion to accept the report as presented, which was seconded by Commissioner Teator, and approved unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 05-058

Resolution Date: May 19, 2005

WHEREAS, the Board has reviewed the monthly Engineering Progress Report on the Capital Project Status; now therefore

BE IT RESOLVED that the Engineering Progress Report for April 2005 is accepted as an instrument documenting the Board's briefing of the Capital Construction activities; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of May 2005.



George C. Sinnott, Secretary

FINANCIAL:1) Investment Report

The Treasurer presented the Investment Report for the month of April 2005 and stated that there were just three investments made in the designated funds held by the Trustee, The Bank of New York, and three certificates of deposit with Bank of America. He noted certificate of deposit interest rates rose ¼ percent near the end of April. Chairman Sproat stated that this was a routine report and called for a motion to accept the report, if there were no questions, which was seconded by Vice Chairman Dressel, and approved unanimously:

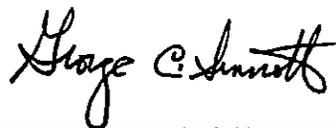
NEW YORK STATE BRIDGE AUTHORITY**BOARD RESOLUTION**Resolution No.: 005-059Resolution Date: May 19, 2005

WHEREAS, the investment control procedures for the New York State Bridge Authority provide that the Board shall review and approve the report of investment transactions completed since the meeting of the Board on April 21, 2005; now therefore

BE IT RESOLVED the New York State Bridge Authority does hereby concur with and approve the investment report as filed with this body on this date for the purposes noted; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of May
2005.



George C. Sinnott, Secretary

2) Amendment to Procurement Contract Guidelines

The Treasurer stated that action on this amendment was tabled at the Board's last meeting. This change to the procurement guidelines reflects Chairman Sproat's request to amend them to identify certain current practices and bring us into compliance with recommendations of the Office of the State Comptroller. One provision would not allow work, except in the case of an emergency, to begin on a contract, or an amendment to a contract, without Board approval. Mr. Sinnott stated that a formal policy was in place subsequent to discussions at the last Board meeting. Mr. Whitbeck stated that should immediate action be required between Board meetings, Mr. Sinnott would contact the Chairman by phone. The Chairman in turn would contact the other Board members for their approval and a resolution would be approved at the next Board meeting. Mr. Sewell stated that a further provision would be added stipulating that additional work, not related to the scope of the original contract, would require a competitive process in order to select a contractor. General Counsel proposed we incorporate these provisions by adding Sections 3.07 and 3.08 to the guidelines as follows:

- Sec. 3.07 – Board Approval. Except in the case of an emergency selection, no work shall begin on a procurement contract over \$10,000, or an amendment to a procurement contract over \$10,000, until such contract or amendment is approved by the Board.

- Sec. 3.08 – Additional Work. If proposed additional work on any procurement contract is not related to the scope of the original contract, a competitive process shall be used to select a contractor for the work.

Having no further questions, Chairman Sproat made a motion to adopt the procurement contract guidelines, as amended, which was seconded by Commissioner Teator, and adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 005-060

Resolution Date: May 19, 2005

WHEREAS, the Guidelines Establishing Standards for the Use, Award, Monitoring and Reporting of Procurement Contracts were adopted as the operating guidelines in this area for the New York State Bridge Authority; and

WHEREAS, from time to time it is necessary to amend such guidelines; now therefore

BE IT RESOLVED that as of May 19, 2005 Article III, Sections 3.07 & 3.08 of said Guidelines are added as follows:

Article III Use and Selection of Procurement Contractors

Sec. 3.07 – Board Approval. Except in the case of an emergency selection, no work shall begin on a procurement contract over \$10,000, or an amendment to a procurement contract over \$10,000, until such contract or amendment is approved by the Board.

Sec. 3.08 – Additional Work. If proposed additional work on any procurement contract is not related to the scope of the original contract, a competitive process shall be used to select a contractor for the work.

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of May 2005.



George C. Sinnott, Secretary

3) General Liability Insurance Policy Audit 2003-2004

The Treasurer stated that the premium for the Authority's general liability insurance policy, with an inception date of August 1, 2003, is based on annual traffic during the policy period. The original premium cost factored 55,850,000 crossings. Commissioner Teator asked if this premium is always based upon traffic. Mr. Sewell indicated it is always based upon either traffic or revenue using the prior calendar year's actual figures. Mr. Sewell stated that a recent audit verified actual traffic for that period at 58,886,438 and factoring the difference by the \$3.64 rate per 1,000 vehicles has added \$11,270.03 to the original cost. Since there were no further questions, Chairman Sproat made a motion to approve the \$11,270.03 payment, which was seconded by Commissioner Paradies, and approved unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 005-061

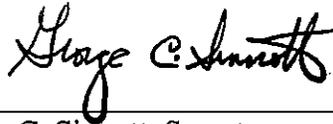
Resolution Date: May 19, 2005

WHEREAS the New York State Bridge Authority has reviewed the report relative to the additional cost of General Liability Insurance, inception date 8/1/03, based upon audited traffic; now therefore

BE IT RESOLVED the New York State Bridge Authority does hereby approve the payment of \$11,270.03 to Associates of Glens Falls Inc.; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of May 2005.



George C. Sinnott, Secretary

4) Funding for NYSBA vs. Feldman Claim

Mr. Sewell stated that the Authority's General Liability policy includes a \$100,000 retained limit for each occurrence, or claim, and a stipulation that we employ a Claims Service firm to handle any claims. This means the Authority is responsible for the first \$100,000 in costs for any claim made against it. These costs include claims service, defense counsel, expert witnesses, judgments, etc. Mr. Sewell stated that York Claims Service was contracted to supervise and administer the handling of claims and to represent the Authority in matters related to the investigation, processing, supervision and resolution of claims for monetary damages asserted by third parties. This gives York the authority to designate defense counsel and they agreed, at our request, to designate Rappaport, Meyers, Whitbeck, Shaw & Rodenhausen, LLP as our counsel to represent the Authority in the Feldman claim.

On June 28, 2003, Andrew Feldman claims to have been struck by a toll gate arm upon exiting Lane 1 at the Newburgh-Beacon Bridge. He and his wife subsequently filed a \$1.65 million claim. At its January 15, 2004 meeting, the Board authorized up to \$50,000 for payment of expenses related to this incident. That \$50,000 has been exhausted and the service company has asked for another \$50,000 to pay current and future billings. Jason Shaw, the Authority's counsel, has indicated the claim will almost certainly exceed the Authority's \$100,000 responsibility and agrees we should meet this request. As such, Mr. Sewell asked the Board to approve up to an additional \$50,000 to service this claim. Vice Chairman Dressel asked if there were other claims paid by the Authority or on its behalf. Mr. Whitbeck stated that historically there were very few. Based on the

information above, Commissioner Paradies made a motion to provide additional funds by pay the Authority's portion of this claim, which was seconded by Vice Chairman Dressel, and approved unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 005-62

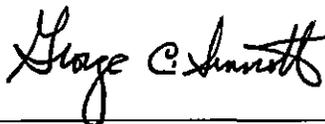
Resolution Date: May 19, 2005

WHEREAS, the New York State Bridge Authority has reviewed the report relative to providing up to \$50,000, in addition to the \$50,000 it previously authorized, to make the necessary payments in the matter of Feldman vs. New York State Bridge Authority; now therefore

BE IT RESOLVED, the New York State Bridge Authority does hereby concur with and approve the issuance of up to an additional \$50,000 for the payment of expenditures related to Feldman vs. New York State Bridge Authority; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of May 2005.



George C. Sinnott, Secretary

5) Insurance Police Renewals – August 1, 2004

Mr. Sewell referred the Board to the report before them and stated that last year, the Authority awarded contracts for five insurance policies for one year periods beginning August 1, 2004. The right was reserved by the Authority to renew these policies for two additional one year periods, if the carriers offered timely renewal, at substantially the same terms, conditions and rates subject to modification for actual loss experience. Those insurances and their previous, current, and proposed annual costs are as follows:

	<u>2003/2004</u>	<u>2004/2005</u>	<u>2005/2006</u>
Commercial Package - (Fire, Crime, Building & Contents)	\$ 81,436	\$ 43,351	\$ 46,000
General Liability	222,000	161,045	152,993
Excess Liability	210,600	159,902	151,907
Commercial Automobile	98,390	93,901*	93,000
Police Professional	<u>12,000</u>	<u>12,600</u>	<u>12,600</u>
	\$ 624,426	\$ 470,799	\$ 456,500

Mr. Sewell indicated the addition of 6 new vehicles in 2005 added \$6,867 to the \$87,034 original premium of the commercial automobile policy. Mr. Sinnott stated the new vehicles replaced three pick-ups and four blazers, which would be taken off the policy when auctioned this year. This would further reduce this insurance policy's premium. Mr. Sewell stated that the Authority realized significant savings, \$160,494, on these policies last August and the proposed premiums will lower the overall cost another \$14,299. Mr. Sewell included a 10-year premium history for each of these insurances. Vice Chairman Dressel noted the graphs presented for each insurance package and stated that it gave the Board a "quick" glance at the history of the premiums over the ten years and thanked Mr. Sewell for including them in his report. After the Board's further review of the report, Chairman Sproat indicated that if all were in agreement, he would

ask for a motion to adopt the attached resolution to renew the insurance policies. On motion of Commissioner Paradies, seconded by Vice Chairman Dressel, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 005-063

Resolution Date: May 19, 2005

WHEREAS, the Board has reviewed the report relative to the August 1, 2005 purchase of insurance policies covering general liability, excess liability, business automobile, commercial package and police professional liability; now therefore

BE IT RESOLVED that the purchase of these insurances is hereby approved for a period of one year at the following not-to-exceed costs:

\$152,993, subject to audit, for General Liability with the Lexington Insurance Company through Risk Strategies Co.;

\$151,907 for Excess Liability with the Arch Specialty Insurance Company through Risk Strategies Co.;

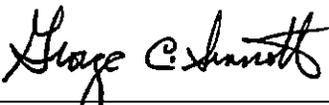
\$93,000, subject to audit, for Business Automobile with Harleystville Insurance Company through Associates of Glens Falls;

\$46,000, subject to audit, for Commercial Package with Peerless and Hartford Insurance companies through Salerno Brokerage Corp.;

\$12,600 for Police Professional Liability with the General Star National Insurance Company (APEX) through Risk Strategies, Co.; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of May 2005.



George C. Sinnott, Secretary

6) UHY LLP – Authority’s 2004 Audited Financial Statements

Mr. Sewell introduced Donald Neubecker, a principal with the Authority’s independent accountants, UHY LLP, and stated Mr. Neubecker would report to the Board on the Authority’s 2004 Audited Financial Statements. Mr. Sewell referred the Board to the report before them, which contained the financial statements, supplementary letters and a memorandum from Mr. Sewell on the report findings and recommendations. Mr. Neubecker referred the Board to UHY’s report discussing various sections. After a 15-minute briefing, Mr. Neubecker thanked the Board for their time. The Board asked the Treasurer if the findings and recommendations had been addressed. Mr. Sewell stated that the Director of Administration, the Internal Auditor and he had prepared the report, included in their package, which speaks to all of the findings and recommendations.

REPORTS TO THE BOARD:

- Monthly Activity Report of the Executive Director

The Monthly Activity Report for April 2005 was submitted by the Executive Director, Mr. Sinnott, who stated there were no expenditures to report.

- Capital Program Funding

Mr. Moreau presented a summary sheet of the Capital Improvement Program (2005-2009) for the Board's review indicating that the cash flow requirements are well within the Authority's resources and the 2005 cash flow will run below the original estimates. Mr. Sinnott stated that the Authority would continue to examine the funding of the capital program and bring to fruition savings when viable and keep the Board apprised.

Chairman Sproat announced that this concluded the business agenda of the regular meeting and that the Board would adjourn to the Executive Session. The regular meeting was officially adjourned on motion of Chairman Sproat, seconded by Commissioner Paradies, at 5:00 P.M.