

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

HELD AT HEADQUARTERS, HIGHLAND, N.Y. ON
June 17, 2010

Business agenda documents/reports are mailed to the Board Members and General Counsel one week prior to the meeting. Web casting of Board meetings is effective as of the July 19, 2007 meeting. A copy of the web cast will be kept as part of the Board meeting files.

IN ATTENDANCE:

BOARD MEMBERS:

Sproat, James P., Chairman
Vecellio, Francis N., Vice Chairman
Dressel, Roderick O., Commissioner
Gerentine, Richard A., Commissioner
Higgins, Roger P., Commissioner
Lashua, C. Vane, Commissioner
Ramaglia, Joseph, Commissioner

Carl G. Whitbeck, Jr., Counsel

OFFICERS:

Ruggiero, Joseph., Secretary
Sewell, John R., Treasurer

Chairman Sproat called the meeting to order at 3:10P.M. Mr. Ruggiero opened the meeting by presenting Ryan Griffiths with a plaque in recognition of his exceptional efforts in helping to save a life on the Newburgh-Beacon Bridge on June 11, 2010. Chairman Sproat called for a motion to adopt the minutes of the May 20, 2010 Annual and Regular meetings. On motion of Vice Chairman Vecellio, seconded by Commissioner Higgins, the minutes of the May 20, 2010 Annual and Regular meetings were adopted unanimously as amended.

ENGINEERING AND MAINTENANCE:

1) Jobs in Progress Monthly Report

Mr. Moreau presented the Engineering Jobs in Progress Report and indicated that the Paint project at Newburgh-Beacon Bridge is going well and blasting and painting is underway. Chairman Sproat called for a motion. On motion of Commissioner Gerentine, seconded by Vice Chairman Vecellio, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-055
Resolution Date: June 17, 2010

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

BE IT RESOLVED that the Engineering Progress Report is accepted as an instrument documenting the Board's briefing of 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 17th day of June 2010.

Joseph Ruggiero, Secretary

FINANCIAL:

1) Investment Report

Mr. Sewell reviewed with the Board the Investment Report for the month of May. A brief discussion took place relative to current interest rates. Chairman Sproat called for a motion. On motion of Commissioner Gerentine, seconded by Vice Chairman Vecellio, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-056
Resolution Date: June 17, 2010

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 May 20, 2010; 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 purpose 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 17th day of June 2010.

Joseph Ruggiero, Secretary

2) Lobby Contact Policy

Mr. Sewell indicated to the Board that the Public Authorities Reform Act of 2009 created Section 2987 of Public Authorities Law requiring all authorities to adopt a policy to document and maintain records of lobbying activity between a lobbyist and a member, officer or employee of an authority when the contact relates to the adoption of any rule or regulation by that authority. A brief discussion followed regarding the definition of the term “Lobbyist” and how it relates to this policy. Chairman Sproat called for a motion. On a motion of Commissioner Ramaglia, seconded by Vice Chairman Vecellio the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-057

Resolution Date: June 17, 2010

WHEREAS, the Board has reviewed the requirements of Section 2987 of Public Authorities Law, recently enacted by the Public Authorities Reform Act of 2009, relative to the adoption of a policy to document and maintain records of lobbying activity; and

WHEREAS, the Board has considered an Authority Lobbying Contact Policy prepared by staff; now therefore

BE IT RESOLVED that the Lobbying Contact Policy is hereby adopted; 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 17th day of June 2010.

Joseph Ruggiero, Secretary

3) General and Excess Liability Policy Renewals – August 1, 2010

Mr. Sewell indicated to the Board that last year, at this time, our general liability carrier, Lexington Insurance, an AIG company, and our two excess liability companies, Arch Insurance and Axis Insurance, offered two year policies with small premium reductions and agreed to keep the same rates in the second year. Mr. Sewell further indicated that the Board approved the policies at an annual cost of \$134,644 for the \$1 million general liability and \$136,900 for the \$25 million excess liability. For the August 1, 2010 inception date, the general liability premium has increased \$572, or .42%, to \$135,216. Mr. Sewell went on to say that while the rate remains the same, there is a small increase due to the Authority's .42% increase in 2009 traffic, upon which the final premium is based. The excess liability carriers have kept the premium at the \$136,900 charged in 2009. On a motion of Commissioner Ramaglia, seconded by Vice Chairman Vecellio the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-058
Resolution Date: June 17, 2010

WHEREAS, the Board has reviewed the report relative to the August 1, 2010 renewal purchase of insurance policies covering general liability and excess liability; now therefore

BE IT RESOLVED that the purchase of these insurances is hereby approved for a period of one year at the following costs:

\$135,216, subject to audit, for General Liability with the Lexington Insurance Company through Risk Strategies Inc.;

\$136,900 for Excess Liability with the Arch Specialty and Axis Insurance companies through Risk Strategies Inc.;

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 17th day of June 2010.

Joseph Ruggiero, Secretary

4) Maintenance Reserve Fund Balance Determination

Mr. Sewell indicated that Section 5.03 of the General Revenue Bond Resolution requires the balance in the Maintenance Reserve Fund to equal an amount set forth in a certificate, filed annually with the Trustee, of an Authorized Officer of the Authority. This amount, determined by resolution, is the amount necessary to enable the Authority to comply with Section 7.12 of the Bond Resolution. The Bond Resolution requires that the Board set a balance in the Authority's Maintenance Reserve Fund in an amount that is sufficient to properly maintain, preserve and reconstruct the bridges. Mr. Sewell further stated that the amount be at least the same amount that the Authority's consulting engineers recommend. Modjeski and Masters recommends an amount equal to the first three years of the Authority's Five Year Capital Improvement Plan, which for the years 2010, 2011 and 2012 totals \$46,706,000.00. Mr. Sewell stated that the Board generally uses that as a barometer to determine the Maintenance Reserve Fund Balance. A brief discussion followed relative to the last time the balance was determined and the theory behind it. Also discussed were rates and restrictions regarding the different designated funds held by the Trustee. Chairman Sproat called for a motion. On a motion of Commissioner Gerentine, seconded by Commissioner Ramaglia the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-059
Resolution Date: June 17, 2010

WHEREAS, the Board has reviewed the report relative to determining the adequate balance in the Maintenance Reserve Fund; now therefore

BE IT RESOLVED that the balance shall be \$46,706,000 as recommended by the consulting Engineers, Modjeski and Masters, P.C.; 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 17th day of June 2010.

Joseph Ruggiero, Secretary

HUMAN RESOURCES:

Mr. Pizzuto briefed the Board on the “See Something, Say Something” Trainings. Chairman Sproat commended Mr. Ruggiero and Mr. Moritt for their involvement in the training of all Authority employees. Mr. Ruggiero stated that, since the training, one of the Authority’s employees called in a tip which was determined to be legitimate but, had it not been for the training session, it may have been overlooked.

1) The Workplace

Mr. Pizzuto indicated to the Board that due to a change in policy, which now requires pre-employment drug screening for seasonal employees, the not-to-exceed amount for The Workplace Service Agreement needed to be raised an additional \$10,000.00, bringing the total to \$40,000.00. A brief discussion relative to background checks for security purposes took place.

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-059
Resolution Date: June 17, 2010

WHEREAS, the Board approved The Workplace Service Agreement on January 21, 2010 for a not-to-exceed amount of \$30,000.00; and

WHEREAS, the Authority will exceed the \$30,000.00 not-to-exceed amount due to a change in policy requiring pre-employment drug screening; now therefore

BE IT RESOLVED that the expense for healthcare services through The Workplace be at a not-to-exceed \$40,000 for the period January 1, 2010 – December 31, 2010; 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 17th day of June, 2010.

Joseph Ruggiero, Secretary

INFORMATION TECHNOLOGY

1) Microsoft Licensing Services

Mr. Herd indicated that Microsoft and New York State have developed a software licensing program for use by all state entities. This licensing program, known as Software Assurance, is available to us through NYS OGS Contract PT61408, with HP Software Licensing and Management Solutions as the listed reseller. Mr. Herd further indicated that this will be the second installment payment on the three (3) year agreement that the Authority has with Hewlett Packard. This payment of \$23,253.35 is identified in the Information Technology 2010 Operating Budget. Chairman Sproat called for a motion. On a motion of Commissioner Gerentine, seconded by Commissioner Ramaglia the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-060
Resolution Date: June 17, 2010

WHEREAS, the Board has reviewed the memorandum describing the need to license the Microsoft software products in use on the Authority's electronic computer systems; and

WHEREAS, the Authority will participate in this licensing program through the NYS OGS Statewide Contract #PT61408; now therefore

BE IT RESOLVED that the purchase of software licensing services for the one-year period beginning July 1, 2009 is hereby approved at a cost of \$23,253.35; 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 17th day of June 2010.

Joseph Ruggiero, Secretary

2) ITS Maintenance Funding -Transdyn

Mr. Herd indicated to the Board that typically the Authority budgets \$125,000 for the year in its Information Technology's Capital Program for maintenance of this system. Mr. Herd further indicated that over the past five years, on average, the Authority spent approximately \$50,000.00 to cover an infrastructure worth \$600,000,000 and which includes cameras, variable message signs, lane use signals and fiber rings across the bridge carrying information to the Information Technology Department. The Information Technology Department is requesting funding for this contract with the ITS Consultant at a not-to-exceed amount of \$50,000.00 for the continued support of the Authority's ITS Systems. Chairman Sproat called for a motion. On a motion of Commissioner Ramaglia, seconded by Vice Chairman Vecellio the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-061
Resolution Date: June 17, 2010

WHEREAS, the Board of Commissioners has reviewed the memorandum and scope of consulting services for the System-Wide Intelligent Transportation Systems Engineering Consulting Contract BA-2010-RO-001-ES; and

WHEREAS, the Authority has established a consulting contract with Transdyn; now therefore

BE IT RESOLVED that an addendum to contract BA-2010-RO-001-ES Intelligent Transportation Systems Consultant be established for a not-to-exceed amount of \$50,000.00; 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 17th day of June, 2010.

Joseph Ruggiero, Secretary

BRIDGE OPERATIONS:

1) **New York State Thruway – 1st Quarter of 2010**

In Wayne Ferguson's absence, Barry Mickle indicated to the Board that the manager of toll systems and Mr. Ferguson reviewed the invoice from the New York State Thruway Authority for 1st quarter 2010 Bridge Authority E-ZPass expenses and recommended that it be paid in the amount of \$781,589.43. Mr. Mickle noted that it is up about \$85,000 over the 2009 1st quarter billing. Mr. Mickle indicated this resulted from the close out of the old contract with ACS and subsequent release of the remaining retainage, as well as and rebilling for the additional postage costs from March 2009 through January 2010. A brief discussion took place relative to the E-ZPass marketing and all electronic toll collection. Chairman Sproat called for a motion. On a motion of Commissioner Higgins, seconded by Commissioner Ramaglia the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-062

Resolution Date: June 17, 2010

WHEREAS, the Board has reviewed the report relative to the payment to the New York State Thruway Authority for 1st Quarter 2010 Bridge Authority E-ZPass costs in the amount of \$781,589.43; now therefore

BE IT RESOLVED that this payment is hereby approved at a cost not-to-exceed \$781,589.43; 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 17th day of June 2010.

Joseph Ruggiero, Secretary

PUBLIC RELATIONS AND PLANNING:

Mr. Bellucci updated the Board on future events the Authority will be a part of and indicated a complete written report of these events is available upon request.

REPORTS TO BOARD:

1) Monthly Activity Report of the Executive Director

The Monthly Activity Report was submitted by the Executive Director Joseph Ruggiero who indicated there were no expenditures for the month of May.

2) Traffic Classification Comparison Report

Mr. Ruggiero reported to the Board the Traffic Classification Comparison report for the year-to-date May 2010 numbers. This report shows the traffic count on each bridge, as well as the associated revenue. Mr. Ruggiero stated that year to date, New York State Bridge Authority's unaudited revenues are \$106,396.55 below last year's actual receipts. Mr. Ruggiero noted that there will be a revenue adjustment, which is done quarterly, to reflect UUCT and other miscellaneous revenues, which this report does not currently represent. Mr. Sewell added that the Authority is up about \$100,000 for the year and making a profit on a monthly basis. He is expecting revenue to rise about 1% for the year. There was no action required by the Board.

PRESENTATION TO BOARD:

1) Lobby Renovations

Mr. Ruggiero indicated to the Board that last month he apprised them of a Headquarters Building security upgrade which would include a lobby renovation. Mr. Moreau informed the Board of the required steps for the renovations that need to be made in order to secure visitors in the lobby. The total cost for this project, which will be completed primarily with in-house staff, is \$21,500. A brief discussion took place relative to wheelchair accessibility and the proper signage required at a public facility. No action was required from the Board.

This concluded the agenda of the regular meeting. On motion of Commissioner Ramaglia, seconded by Commissioner Gerentine and approved unanimously, the regular meeting adjourned at 3:55 P.M.

The next regular meeting is scheduled for July 15, 2010 at 3:00 P.M. at Headquarters.