

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

HELD AT HEADQUARTERS, HIGHLAND, N.Y. ON
AUGUST 16, 2007

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 August 16, 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
Dressel, Roderick O., Vice Chairman
Carter, Robert P., Commissioner
Gerentine, Richard A., Commissioner
Madison, Thomas J., Commissioner
Paradies, Walter A., Commissioner
Teator, David A., Commissioner

Whitbeck, Carl G., Esq., Counsel

OFFICERS:

Sinnott, George C., Secretary
Bresnan, James J., Assistant Secretary
Sewell, John R., Treasurer

Chairman Sproat called the meeting to order at 3:10 P.M. and stated the first order of business was to adopt the minutes of the Authority's July 19, 2007 meeting if there were no comments or questions. On motion of Commissioner Paradies, seconded by Vice Chairman Dressel, the Minutes of the July 19, 2007 regular meeting was adopted unanimously.

ENGINEERING AND MAINTENANCE:

1) Capital Program 2008-2012

Mr. Moreau stated that he had met with senior staff and the Authority's consultant to develop the 5-year Capital Program and have put aside \$67,390 million over the next five years to maintain the structures, which presently are in very good condition. Major emphasis in the plan continues to focus on lead abatement\maintenance painting and bridge deck joint replacement at the Newburgh facility. A major investment will also be made in information technology for traffic management through the cooperative agreement with the NYS Department of Transportation. Mr. Moreau asked the Board if they had any questions. Commissioner Carter asked about reporting requirements. Mr. Moreau stated the Authority was obligated to file in October with several government agencies in Albany. Discussions followed regarding the timelines of the lead abatement removal at the Rip Van Winkle Bridge. Also addressed was the contractor's milestones and time frame of when the job would be finished; safety procedures when the cocoon was being used and when the cocoon would be removed. Commissioner Teator asked about his term expiring next year and should he abstain from voting on the program. Mr. Sinnott stated that the plan presented was a fluid plan and reviewed annually by the Board further stating that priorities may shift, but the monies remained steadfast depending on the market. Internally, the program is reviewed twice a year. Commissioner Madison added further that it is not uncommon for transportation agencies to have a long term capital program and whoever is on the Board at the time has the responsibility to give input and vote. Chairman Sproat called for a motion if there were no further questions or comments. On motion of Commissioner Teator, seconded by Commissioner Gerentine, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 007-096

Resolution Date: August 16, 2007

WHEREAS, the Board has reviewed the 2008 – 2012 Capital Program for scope and cost;
and;

WHEREAS, the Authority Directors and Executive Office have prepared this plan upon
recommendations from our General Consultant; now therefore

BE IT RESOLVED that the 2008 – 2012 Capital Program in the amount of \$67,390,000 be
approved; 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 16th day of August
2007.

George C. Sinnott, Secretary

2) Mid-Hudson Bridge Navigation Lights Purchase

Mr. Moreau stated the navigation fixtures for the Mid-Hudson Bridge, which were 18 years old, needed to be replaced. These fixtures were recommended by the Coast Guard to help guide ships. Replacement fixtures were advertised in the NYS Contract Reporter and only one bid was received from Automatic Power, Inc., the manufacturer of the current fixtures; and a company the Authority has successfully done business with in the past. Accordingly, Engineering recommends issuing a purchase order to Automatic Power, Inc. in the not-to-exceed amount of \$54,400.00. A brief discussion followed relative to the type of lighting, power source; the legitimacy of the channel markers and the longevity of the lights. Further, Mr. Moreau also updated the Board on the lighting at the other bridges. On motion of Commissioner Carter, seconded by Commissioner Madison, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 007-097

Resolution Date: August 16, 2007

WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to issue a purchase order to Automatic Power Line, Inc. for the purchase six LitePipes for use at the Mid-Hudson Bridge; and

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

BE IT RESOLVED that a purchase order be issued to Automatic Power Line, Inc. for the purchase of six LitePipes for combined price of \$54,400.00; 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 16th day of August 2007.

George C. Sinnott, Secretary

3) NYS Office of General Services (OGS) Contract for Fuel and Heating Fuel Contracts

- Mr. Moreau indicated that he was filling in for Mr. Russo and that the next item was the NYS OGS contract award for gasoline which has an expiration date of 7/26/07 and that the contract for diesel fuel is due to expire August 16, 2007. OGS has extended the use of these contracts to August 23, 2007 and September 17, 2007 respectively or sooner if new contracts are awarded accordingly. The Authority will continue to operate under the terms of these contracts until a new one is in place at which time Administration will ask the Board to adopt the use of the new contracts.
- In addition, The NYS OGS awarded a new contract for heating fuel from August 16, 2007 through August 20, 2009 and the Authority would like to adopt the use of the NYS OGS contract for the purchase of fuel oil, as needed, based on the terms and daily pricing provisions. The contract was awarded to several vendors based on county. A list of vendors is provided for each county by OGS. After a brief discussion, Chairman Sproat called for a motion. On motion of Commissioner Gerentine, seconded by Commissioner Paradies, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 007-098
Resolution Date: August 16, 2007

WHEREAS, the Board has established that it is necessary to procure fuel products to maintain its facilities and operate its equipment; and

WHEREAS, the Authority has the opportunity to participate in the use of contracts negotiated by the NYS Office of General Services (OGS) for the procurement of fuel at bulk quantity rates for all agencies and authorities; now therefore

BE IT RESOLVED the Authority hereby adopts the NYS OGS Heating Fuel Oil contract and the terms and conditions defined therein for the procurement of fuel oil for the period August 17, 2007 through August 20, 2009, and authorizes the procurement of fuel oil as needed from the OGS contract vendors at the daily unit prices as calculated in accordance with the contracts; 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 16th day of August 2007.

George C. Sinnott, Secretary

4) Monthly Jobs In Progress Report

Mr. Moreau stated that before he discussed the report, he would like to update the Board on the bridge inspections recently performed. Mr. Sinnott stated that he and Bill Moreau attended a meeting to brief the Governor on the status of the Authority bridges in light of the Minneapolis bridge collapse. Mr. Sinnott informed the Board that the Authority bridges were given a very good inspection rating by the Authority's general consultants. Mr. Moreau added that in addition to the regular inspections, the Authority will complete the visual inspections as asked for by the Governor's office with the Authority's in-house personnel. Mr. Moreau further stated that these additional inspections would be completed by the end of the month. Chairman Sproat commended the engineering staff on a job well done. Chairman Sproat referred the Board to the Engineering Jobs in Progress report for July and deferred to Mr. Moreau. Discussions followed regarding various projects. Vice Chairman Dressel asked about the safety procedures for both workmen and the environmental protection of the lead abatement removal project at the Rip Van Winkle Bridge (RVWB) and Mr. Moreau stated every measure was being taken to ensure the safety of both the workers and the environment. Commissioner Paradies asked about the underwater inspections. Mr. Moreau stated the Newburgh-Beacon Bridge underwater inspections were going well and that the balance of the systemwide inspections will be completed by the end of August. Chairman Sproat referred to the in-house projects noting the ability of the maintenance staff and the cost savings to the Authority having these projects performed in-house. Commissioner Teator asked about the RVWB Dock project and Mr. Moreau indicated the cement was laid and that the project should be completed shortly. Mr. Sinnott asked Mr. Moreau to contact Commissioner Teator when the project was finished. Chairman Sproat

called for a motion if there were no further questions. On motion of Vice Chairman Dressel, seconded by Commissioner Paradies, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 007-099

Resolution Date: August 16, 2007

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 16th day of August 2007.

George C. Sinnott, Secretary

FINANCIAL:

1) Investment Report

Mr. Sewell reviewed with the Board the Investment Report for the month of July going over the investments and interest income. Commissioner Gerentine asked Mr. Sewell to explain how there could be less interest income in June than May and yet the June percentage yield is higher. Mr. Sewell stated there was one less day in June as compared to May which added approximately 3% to the monthly total for May. Chairman Sproat called for a motion. On motion of Commissioner Paradies, seconded by Commissioner Carter, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 007-100

Resolution Date: August 16, 2007

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 July 19, 2007; 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 16th day of August 2007.

George C. Sinnott, Secretary

2) Independent Accountant Services Renewal

Mr. Sewell stated that in October 2006, upon the Board's approval, the Authority entered into a contract for \$16,900 with Toski, Schaefer & Co. to provide the Authority with the audit of the 2006 year-end financial statements. In Toski's three-year proposal, the fees for the second and third years were also \$16,900. Based upon the Authority's satisfaction with the 2006 year-end audit, Mr. Sewell recommended awarding a one-year contract to Toski, Schaefer & Co. for the audit and preparation of the 2007 year-end financial statements at a not-to-exceed cost of \$16,900. Chairman Sproat called for a motion to act upon Mr. Sewell's recommendation. On motion of Vice Chairman Dressel, seconded by Commissioner Madison, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 007-101

Resolution Date: August 16, 2007

WHEREAS, the New York State Bridge Authority Board has reviewed the report relative to renewing the contract for Independent Accountant Services; now therefore

BE IT RESOLVED that the contract BA2006-OA-010PS, Independent Accountant Services, be hereby renewed with Toski, Schaefer & Co., for the preparation of the Authority's 2007 year-end financial statements at a not-to-exceed cost of \$16,900.00; 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 16th day of August 2007.

George C. Sinnott, Secretary

3) 2007 Audit Planning Memorandum

Commissioner Paradies, as Chairman of the Audit Committee, referred to the 2007 internal audit work plan for the Authority. Commissioner Paradies stated that there was little change from the 2006 audit plan produced by Mr. Mickle, the Authority's internal auditor. Commissioner Paradies stated that he and Commissioner Carter, as members of the Audit Planning Committee, would like to recommend to the Board approval of Mr. Mickle's plan for 2007. Chairman Sproat called for a motion if there were no questions. On motion of Vice Chairman Dressel, seconded by Commissioner Gerentine, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 007-102

Resolution Date: August 16, 2007

WHEREAS, the Board has previously reviewed the Annual Internal Audit Reports with respect to the audits performed in 2006; and

WHEREAS, the Authority's Audit Committee has recommended the adoption of a 2007 audit work plan; now therefore

BE IT RESOLVED that the 2007 audit work plan is hereby approved; 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 16th day of August 2007.

George C. Sinnott, Secretary

4) Accident Review Committee Report – 2Q07

Mr. Sewell reported 51 second quarter accidents compared with 43 the previous year and 53 in 2005. The report detailed three minor vehicular accidents involving Authority employees and one incident where a bicyclist struck a pedestrian on the Newburgh-Beacon Bridge walkway. The pedestrian reportedly sustained numerous injuries. The Authority signs are in place at each end of the walkway indicating bicyclists must yield to pedestrians. This was caused by the inattentiveness of the cyclist and no procedural changes were made as a result of this incident. Chairman Sproat commented on the number of accidents on the Mid-Hudson Bridge. Mr. Sewell attributed the accidents to the inattentiveness of the drivers during commuter rush hours and stated the accidents were minor rear end incidents. Chairman Sproat asked if the police were contacted when an incident occurred and Mr. Sewell stated all incidents were reported and investigated by Authority staff as well as the state police and/or local police on the scene. General Counsel stated there are very few claims against the Authority. Commissioner Carter commented on the number of insurance claims received by his office relative to rear end incidents. Commissioner Carter emphasized the importance of General Counsel's statement indicating that the Authority is not at fault but rather it is the inattentiveness of the drivers. Chairman Sproat thanked Mr. Sewell for the report.

INFORMATION TECHNOLOGY

1) Newburgh-Beacon Bridge Telephone System

Mr. Herd stated the telephone system at the Newburgh-Beacon Bridge, which is now fourteen years old, needs to be replaced. Mr. Herd indicated parts for the system are no longer available. The new telephone system from Verizon is available through the NYS Office of General Services (OGS) contracts and the systems are provided with a 2-year warranty. The in-house technical services team will help with installation and the total cost of equipment provided by Verizon is \$15,664.00. Additional supplies required for the project, including cable, racks, connectors and miscellaneous parts, will not exceed \$7,336.00. Mr. Herd stated that by doing a large part of the installation in house the Authority would be saving approximately \$4,000 thus bringing the total to a not-to-exceed cost of \$23,000.00. After a brief discussion relative to the number of phones and the type of service being installed, Chairman Sproat called for a motion if there were no further questions. On motion of Commissioner Madison, seconded by Commissioner Gerentine, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 007-103

Resolution Date: August 16, 2007

WHEREAS, the Board of Commissioners has reviewed the memorandum regarding the replacement of the Newburgh-Beacon Bridge Telephone System, BA-2007-RO-003-IT.4; and

WHEREAS, this project is identified within the 2007 Department of Information Technology Capital Improvement Program; now therefore

BE IT RESOLVED that the telephone system procurement be made through New York State OGS Contracts # PT58097 and PS58098 with necessary commodity items for an amount not-to-exceed \$23,000.00; 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 16th day of August 2007.

George C. Sinnott, Secretary

PUBLIC RELATIONS AND PLANNING:

1) Consulting Agreement – Suicide Prevention Program

Mr. Bellucci stated that all of the bridges now have functioning systems, which are checked regularly. Due to other agencies showing an interest in the Authority's program, which was substantiated by several meetings, the Authority would like to avail the services of Gary Spielmann, the Authority's consultant, to other agencies to assist them in establishing a program of their own. Mr. Bellucci referred the Board to the agreement to contract Mr. Spielmann as a consultant. The contract is presented at an annual cost not-to-exceed \$9,000.00. Mr. Bellucci further stated that the Board generally approves only contracts over \$10,000.00, but since Mr. Spielmann was engaged by the Authority by a previous agreement, it seemed appropriate to seek the Board's approval for the 2007 agreement. Chairman Sproat noted the benefits of making this program available to other agencies for the safety of the general public. Commissioner Carter agreed. Commissioner Madison asked if this might become a Federation project since it involved state agency members of the Federation. Mr. Sinnott stated that the Authority was hopeful of extending the program "officially" to not only the members of the Federation but also to the major bridges in New York City under the Port Authority as well as the MTA, western New York and the bridges that span Canada. Commissioner Teator asked if at some point the other agencies could hire Mr. Spielmann and Mr. Sinnott stated yes but for now the intention of this agreement was to put together a package of the program for the Authority and would be presented to other agencies. Mr. Bellucci stated that this could not be done without the qualified opinion of Mr. Spielmann who is the expert in working and coordinating with suicide prevention groups on the regional, state and national mental health group levels. In addition, Mr. Bellucci was

informed just today that the Thruway Authority will be implementing this program on the Tappan Zee Bridge. Further discussions followed relative to the advantages of putting this package together under the guidance of Mr. Spielmann. Mr. Sinnott stated that the IBTTA had shown an interest of making this a topic of discussion worldwide and introducing the program at one of their conferences next year. Commissioner Madison supported the package encouraging the Authority to introduce it to the Federation stating it was a small contribution in saving lives. Commissioner Gerentine agreed that \$9,000.00 was a small price to pay for saving a life. In addition, Commissioner Gerentine asked that the resolution be amended to read that *the sum, not-to exceed the amount of \$9,000.00, is for the calendar year 2007 and that such compensation shall be payable in January 2008.* On motion of Commissioner Paradies, seconded by Vice Chairman Dressel, the following resolution was adopted unanimously as amended:

NEW YORK STATE BRIDGE AUTHORITY

BOARD RESOLUTION

Resolution No.: 007-104

Resolution Date: August 16, 2007

WHEREAS, Suicide Prevention is a priority of the New York State Bridge Authority;
and

WHEREAS, the Authority desires the continued services of Gary Spielmann, past Director of Suicide Prevention for the New York State Office of Mental Health, in order to assist and coordinate various aspects of the expansion of suicide prevention efforts for both the Authority and other transportation partners; now therefore

BE IT RESOLVED that an Independent Contractor Agreement with Mr. Spielmann be executed under the terms provided for in the agreement and that such sum is not-to exceed the amount of \$9,000.00, which will be for services performed for the calendar year 2007 and shall be payable in January 2008; 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 16th day of August 2007.

George C. Sinnott, Secretary

Mr. Bellucci briefed the Board on the following:

Bridge Ratings and Inspections - The Authority has received many media calls from basically every outlet statewide relative to the *Bridge Ratings and Safety*, as a result of the Minneapolis bridge collapse that made nationwide news. The Authority's process of bridge inspections was explained and a very aggressive and forth right approach has been taken in getting information to the public. In addition, every opportunity has been taken to let the people in the Hudson Valley know that the Authority bridges are safe with emphasis placed on the rigorous maintenance and inspection programs that are directed by the Authority's Engineering Department. Mr. Bellucci further stated that the Authority would continue to provide this information to the media and public for as long as it is needed and would keep the Board apprised of any new developments. A brief discussion followed regarding the structure of the Authority bridges and the Minneapolis bridge. Bridge inspections took place within the last 60 days and that a report to the Governor would be released by the end of the month. Chairman Sproat stated that it is known through the inspections that the Authority not only has the best ratings for its bridges but that they are the best maintained in the statewide. Mr. Moreau will be doing a visual inspection, to conform to the Governor's request, of the bridges and that report will go to the Governor's office as well. Vice Chairman Dressel noted that when the report comes out on the Minneapolis bridge collapse it would give the Authority another direction to further examine maintaining the Authority bridges. Mr. Bellucci stated that Mr. Martin, senior vice president of Modjeski and Masters, the Authority's general consultants, stated that in his opinion the Authority bridges are the best maintained in the country and you could quote him on that.

REPORTS TO THE BOARD:

Monthly Activity Report of the Executive Director

- Mr. Sinnott reported a \$1,000 was expensed for food to assist with the annual CSEA Union picnic's cost as traditionally has been done for the past three years. Commissioner Carter asked when the picnic was being held and if the Board was invited. Mr. Sinnott stated yes the Board was invited and the picnic was being held August 24, 2007.

Vice Chairman Dressel stated that he would like to recognize a report submitted by Mr. Russo on the IBTTA Violations Enforcement Summit that Mr. Russo recently attended. Vice Chairman Dressel stated it was an excellent report informing the Board of where the Authority is going in the toll industry regarding technology and violation enforcement. Commissioners Carter and Teator agreed. Chairman Sproat stated that it attests to the value of the IBTTA and a good practice that Mr. Sinnott has put into place to obtain a written report from a staff member whenever they attend an IBTTA meeting.

Chairman Sproat called for a motion to adjourn to the Attorney/Client Privilege Session and to adjourn the regular meeting as well. On motion of Commissioner Paradies, seconded by Vice Chairman Dressel, and approved unanimously, the regular meeting adjourned at 4:10 P.M.

The next regular meeting is scheduled for September 20, 2007 at 3:00 P.M. at Headquarters.