

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

HELD AT HEADQUARTERS, HIGHLAND, N.Y. ON
August 19, 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
Dressel, Roderick O., Commissioner
Gerentine, Richard A., Commissioner
Higgins, Roger P., Commissioner
Lashua, C. Vane, Commissioner

Carl G. Whitbeck, Jr., Counsel

OFFICERS:

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

ABSENT:

Vecellio, Francis N., Vice Chairman
Ramaglia, Joseph, Commissioner

Chairman Sproat called the meeting to order at 3:05 PM. Chairman Sproat called for a motion to adopt the minutes of the July 15, 2010 Regular meeting. On motion of Commissioner Gerentine, seconded by Commissioner Lashua, the minutes of the July 15, 2010 Regular meeting were adopted unanimously.

ENGINEERING:1) Newburgh-Beacon Bridge Superstructure Railroad Flagger Support

Mr. Moreau indicated to the Board that in order to perform the superstructure painting project, an agreement with Metro-North is needed for flag-person service when any work is being performed within their overhead right of way. An existing agreement with Metro-North was in effect for the Modular Joint project and has been amended under the same terms and conditions to include the superstructure painting project. Mr. Moreau further indicated that in the past, Metro-North requires an advance deposit to cover flagging and other support charges. Metro North requested that an additional \$40,000 be deposited with Metro-North for support services, as the Authority Contractor installs and removes their under-deck scaffolding and containment system. Mr. Moreau went on to say that billing is invoiced on a cost-plus basis and any remaining funds will be reimbursed. Chairman Sproat called for a motion. On a motion of Commissioner Gerentine, seconded by Commissioner Higgins the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-071

Resolution Date: August 19, 2010

WHEREAS, the Authority's Engineering Department has determined that it is in the New York State Bridge Authority's interest to award a contract increase to Metro-North for professional services in connection with the railroad flagman service at the Newburgh-Beacon Bridge (North Span) Superstructure Painting Project to be designated (BA2009-RE-104-MR); and

WHEREAS, the Authority has determined that Metro-North Railroad the owner of the east shore rail line is uniquely qualified to provide the required flag-person services; and

WHEREAS, the Authority's Engineering Department has reviewed Metro-North's additional funding request and recommends that an additional \$40,000.00 advance payment be made to Metro-North; now therefore

BE IT RESOLVED that the existing Agreement with Metro-North Railroad of New York, New York to provide railroad flag-person services be increased \$40,000.00 to a revised not to exceed cost of \$100,000.00; 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 19th day of August, 2010.

Joseph Ruggiero, Secretary

2) Garage Doors at Rip-Van Winkle Bridge

Mr. Moreau indicated that a purchase order was issued to Dutchess Overhead Doors to install three (3) new 12' x 12' garage doors in the MHB office building garage. This garage is now going to be repurposed as a system-wide command center and the purchase order was cancelled; however the Authority is liable for the material costs of \$6,280.00. The three new doors can be installed at RVWB Maintenance garage as part of an in-house capital project where replacement of all four doors was anticipated. Mr. Moreau further indicated that Dutchess Overhead Doors provided a proposal to install four new doors with operators at the RVWB for a total of \$14,900.00. This proposal would eliminate any liability on the first purchase order. Mr. Moreau recommended awarding a purchase order to Dutchess Overhead Doors in the amount of \$14,900.00, as this is the lowest overall price for four new doors at the RVWB Maintenance garage. Chairman Sproat called for a motion. On a motion of Commissioner Lashua, seconded by Commissioner Higgins, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-072Resolution Date: August 19, 2010

WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to issue a purchase order to Dutchess Overhead Doors of Poughkeepsie, New York, for providing and installing four (4) new overhead garage doors at the Maintenance building garage, Building R-24 at the Rip Van Winkle Bridge; and

WHEREAS, this project will be completed as part of the 2010 In-House Capital Project Plan, Contract Number BA-2010-RE-102-CM.2; and

WHEREAS, the Authority solicited three estimates from qualified vendors with Dutchess Overhead Doors providing the lowest cost proposal; and

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

BE IT RESOLVED that a purchase order be issued to Dutchess Overhead Doors for the purchase of four (4) new overhead garage doors, in the amount of \$14,900.00; 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 19th day of August, 2010.

Joseph Ruggiero, Secretary

3) Command Center Design Project

Mr. Moreau indicated to the Board that the reprioritization of the new Command Center has created a challenging schedule to finish construction. Mr. Moreau asked Modjeski & Masters to work with an architectural design group and develop a proposal to prepare bid documents for the renovations necessary. Mr. Moreau stated that the proposal to utilize the existing garage bays at the MHB Administration Building also alters our previous plan for capital improvements to that building. Mr. Moreau further indicated that the original heating system contains asbestos, which will need to be mitigated at some point in the near future. Mr. Moreau went on to say that while previously dedicated funds for this building renovation can be shifted to this new priority, the capital program should continue to address this future need and the cost for the design phase of this project is estimated to be \$46,200.00. Chairman Sproat called for a motion. On a motion of Commissioner Higgins, followed by Commissioner Gerentine the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-073

Resolution Date: August 19, 2010

WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to award a supplemental agreement for design services in connection with the Systemwide Command Center, (BA-2010-RE-110-DE); and

WHEREAS, this assignment will be a supplemental agreement to BA-2005-101, General Consultant; and

WHEREAS, the Authority's Engineering Department has determined that Modjeski & Masters, Inc. is uniquely qualified for this assignment as they are the only consultant that can meet our completion timeline; and

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

BE IT RESOLVED that a supplemental professional service agreement be issued to Modjeski & Masters, Inc. of Poughkeepsie, New York in an amount not to exceed \$46,200.00.

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 August 2010.

Joseph Ruggiero, Secretary

4) Pure Technologies-Bear Mountain Bridge Cable Monitoring

Mr. Moreau indicated that in 2007, supplemental cables were added to the BMB to strengthen the aging main cable. These supplemental cables have been installed with strain gauges to allow us to monitor the strain and any change in the overall system. The existing cable is also monitored and is wired with monitors to detect high energy impulses, indicating a new wire break. Mr. Moreau further indicated that both systems have been monitored by the original vendor, the old cable since 2000 and the supplemental cables since 2007. This project will continue the monitoring with the sole source vendor for a one year term in the amount of \$30,000.00. Mr. Moreau informed the board that these in-house projects achieve significant savings for the Authority as well as properly classify legitimate capital improvements as such, and remove them from the Operating budget. A brief discussion followed relative to the age of the cables and inspection of them. Chairman Sproat called for a motion. On a motion of Commissioner Dressel, seconded by Commissioner Higgins the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-074

Resolution Date: August 19, 2010

WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to issue a purchase order to Pure Technologies Ltd. for monitoring the cables and anchorage of the Bear Mountain Bridge; and

WHEREAS, Pure Technologies installed the original equipment and has been monitoring on-site activity at the Bear Mountain Bridge since 2000; and

WHEREAS, the Authority's Engineering Department has reviewed and approved this cost proposal as a sole source vendor; now therefore

BE IT RESOLVED that a purchase order be issued to Pure Technologies Ltd. in the amount of \$30,000.00; 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 19th day of August 2010.

Joseph Ruggiero, Secretary

5) Travel Authorization – NYS Thruway Grand Island Bridge Deck Replacement, Buffalo, NY August 24th – 25th

Mr. Moreau requested travel authorization to visit the New York State Thruways' Grand Island Bridge Deck Replacement Project which is being held in Buffalo, New York, August 24th through August 25th as the project will provide information pertinent to a future New York State Bridge Authority Newburgh-Beacon Bridge project. Mr. Moreau indicated to the Board that he will be traveling in a Bridge Authority vehicle and staying over one night in a hotel. Chairman Sproat called for a motion. On a motion of Commissioner Higgins, seconded by Commissioner Lashua the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-075

Resolution Date: August 19, 2010

WHEREAS, the Board has reviewed the request for Bill Moreau to visit the New York State Thruway's Grand Island Bridge Deck Replacement Project in Buffalo, New York, August 24th through August 25th, 2010; now therefore

BE IT RESOLVED that this site visit is authorized in accordance with Mr. Moreau's travel request form estimated at \$200.00; 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 August, 2010.

Joseph Ruggiero, Secretary

6) Tiger II Grant – Matching Funds

Mr. Moreau stated that the criteria for grant applications clearly states that applications with a secure funding source for the matching portion of the project will receive priority status in FHWA's evaluation. Accordingly, Mr. Moreau recommended the Board pass by resolution an anticipation of the 25% matching share of this \$100 million dollar project. A brief discussion followed relative to bonds and borrowing match shares as well as the Authority's strong credit rating and sound finances which puts the Authority in a better position than most. Chairman Sproat called for a motion. On a motion of Commissioner Higgins, seconded by Commissioner Lashua the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-076

Resolution Date: August 19, 2010

WHEREAS, pursuant to the State Bridge Authority Act, Title 2 of Article 3 of the Public Authorities Law, Chapter 43-A of the Consolidated Laws, the Authority is authorized to issue its bonds and notes for its corporate purposes; and

WHEREAS, the Authority has previously issued its bonds pursuant to the General Revenue Bond Resolution adopted by the Authority on December 19, 1996, as amended (the "General Bond Resolution"); and

WHEREAS, the Authority expects to undertake certain additional reconstruction and rehabilitation projects as part of its ongoing Capital Construction and Rehabilitation Program which include the Newburgh Beacon Bridge South Span Deck Replacement and Electrical Upgrade Project with a total maximum cost of approximately \$100,000,000 (the "Program"); and

WHEREAS, the Authority intends to apply to the U.S. Department of Transportation and the U.S. Department of Housing and Urban Development for grant funding to finance a portion of the costs of the Program; and

WHEREAS, the Authority intends to issue its additional bonds (the "Additional Bonds") pursuant to the General Bond Resolution to finance a portion of the costs of the Program, together with certain costs of issuance and funding of debt service reserve funds related thereto; and

WHEREAS, in anticipation of the issuance of the Additional Bonds, the Authority expects to pay a portion of the costs of the Program from other available funds and to reimburse such costs from the proceeds of the Additional Bonds when issued; and

WHEREAS, pursuant to Section 150-2 of the Treasury Regulations promulgated pursuant to Section 103 and 141 to 150 of the Internal Revenue Code of 1986, as amended, the Authority must declare its official intent in order to reimburse itself for certain expenditures originally paid from sources other than proceeds of its bonds; and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended, and the regulations adopted pursuant thereto (SEQRA), the Program constitutes a Type II action which will not result in any significant adverse environmental impacts; now therefore

BE IT RESOLVED by the Board of the New York State Bridge Authority as follows:

Section 1. The Authority hereby declares its official intent, within the meaning of Treasury Regulation Section 1.150-2, to reimburse all or a portion of the expenditures for the Program described herein originally paid from other available funds with the proceeds of its bonds. On the date hereof, the Authority reasonably expects that it will reimburse such expenditures made for the Program with proceeds of its bonds. The Authority understands that all such expenditures must be capital in nature.

Section 2. The Authority expects and intends to issue its Additional Bonds to finance the Program in a maximum principal amount of \$25,000,000.

Section 3. 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.

Section 4. This resolution shall take effect immediately.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of August, 2010.

Joseph Ruggiero, Secretary

7) 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 making good progress. A barge is in the river for the remaining two spans and the project is expected to be on time and on budget. Commissioner Lashua added that after a wonderful experience of climbing the Bear Mountain Bridge, he would like to commend Mr. Moreau and his staff for going above and beyond with such detail to maintain the Bridge. Chairman Sproat called for a motion. On motion of Commissioner Dressel, seconded by Commissioner Lashua, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-077

Resolution Date: August 19, 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 19th day of August 2010.

Joseph Ruggiero, Secretary

FINANCIAL:1) Investment Report

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

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-078
Resolution Date: August 19, 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 July 15, 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 19th day of August 2010.

Joseph Ruggiero, Secretary

2) Accident Review Committee Report – Second Quarter 2010

Mr. Sewell indicated to the Board that there were 40 accidents on Authority facilities in the second quarter of this year which compares with 43 the previous year. During this period, the Accident Review Committee investigated one accident involving Authority personnel and another in which there could have been liability on the part of the Authority. No action was required by the Board.

3) Independent Account Services – Audit of Year-End 2010 Financial Statements

Mr. Sewell indicated that the Bridge Authority Audit Committee, at its July 15th meeting, unanimously recommended that the Board approve a contract with Toski, Schaefer and Co. to audit the Authority's 2010 year-end financial statements. Mr. Sewell further indicated this recommendation was based upon the Authority's satisfaction with their previous audits and the fact that they are maintaining their not-to-exceed cost of \$16,900.00 for the annual contract, which is in its fifth and final year. Chairman Sproat called for a motion. On a motion of Commissioner Higgins, seconded by Commissioner Dressel the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-079Resolution Date: August 19, 2010

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, is hereby renewed with Toski, Schaefer & Co., for the audit of the Authority's 2010 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 19th day of August 2010.

Joseph Ruggiero, Secretary

4) 2010 Retirement Incentive Program

Mr. Sewell informed the Board that the 2010 Retirement Incentive Program (Chapter 105, Laws of 2010) is a temporary program for certain New York State and Local Employees' Retirement System (ERS) members, which includes all Bridge Authority permanent employees. This program has two distinct parts.

- Part A is a targeted incentive in which employers must identify eligible titles. Part A provides one additional month of service credit for each year of credited service an eligible member has upon retirement. The maximum additional incentive service credit is three years.
- Part B is not targeted and open to all eligible members. Part B allows members who are at least age 55 and have 25 years or more of service credit to retire without a benefit reduction.

Employers may offer either or both parts of the program and employees who meet the requirements of Part A and Part B may choose either one. If the Authority elects to provide the incentive, the Board must enact a resolution by August 31st and establish an open period, from 30 to 90 days for Part A and 90 days for Part B, during which eligible employees can retire and receive benefits. The open period cannot extend beyond December 31, 2010.

There is a cost to the employer for each employee who accepts the incentive. Under Part A the estimated annual cost is based on a percentage of the employees' salaries dependent upon their tier in the retirement system. Those percentages are tier 1 – 17%, tier 2 – 12%, tier 3 – 15% and tier 4 – 25%. Under Part B the percentage of the total salary is fixed at 28%. This annual cost is then multiplied by 5 to obtain the estimated five year total cost to the employer. At the conclusion of the incentive program, the Retirement System will calculate the cost for each employer. Employers can choose to pay the cost in one lump sum or in five annual installments with the first installment due February 1, 2012. The Incentive Program requires the employer to target positions and, if an employee in that position retires, to either eliminate that position or demonstrate that replacement employees' base salaries result in a minimum savings of 50 percent of the targeted employees' combined two-year salaries during the following two years.

Mr. Sewell provided the Board with analyses targeting all Authority positions for the retirement incentive and indicating the eligible employees for Parts A and B. The reports showed there would be a potential first year annual savings for all but three eligible employees. Mr. Sewell further stated that the model shows a replacement employee for virtually all eligible positions but noted that the Authority will meet the requirement of eliminating the position or realizing the aggregate 50% savings over the two year period. A brief discussion followed relative to projected savings and the benefit to the Authority. Chairman Sproat also added that this program is optional for the employees and an operational advantage to the Authority. Chairman Sproat called for separate motions to provide Part A and Part B of the 2010 Retirement Incentive Program to eligible Authority employees. On a motion of Commissioner Gerentine, seconded by Commissioner Lashua the following resolutions were adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-080
Resolution Date: August 19, 2010

WHEREAS, the New York State Local & Retirement System has established a 2010 Retirement Incentive Program under Chapter 105 of the Laws of 2010 ; and

WHEREAS, the Authority, after reviewing the potential benefits and impacts to the Authority, has determined it is in the public interest to adopt and offer this retirement incentive program to its eligible employees; now therefore

BE IT RESOLVED that the Board of the New York State Bridge Authority does hereby elect to provide the benefits of Part A of Chapter 105 of the Laws, 2010, commencing on October 2, 2010 for all eligible employees who retire with an effective date of retirement set during the 90 day period beginning with and immediately following the commencement date and who are otherwise eligible as specified by Part A of Chapter 105, Laws of 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 19th day of August, 2010.

Joseph Ruggiero, Secretary

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-081
Resolution Date: August 19, 2010

WHEREAS, the New York State Local & Retirement System has established a 2010 Retirement Incentive Program under Chapter 105 of the Laws of 2010 ; and

WHEREAS, the Authority, after reviewing the potential benefits and impacts to the Authority, has determined it is in the public interest to adopt and offer this retirement incentive program to its eligible employees; now therefore

BE IT RESOLVED that the Board of the New York State Bridge Authority does hereby elect to provide the benefits of Part B of Chapter 105 of the Laws, 2010, commencing on October 2, 2010 for all eligible employees who retire with an effective date of retirement set during the 90 day period beginning with and immediately following the commencement date and who are otherwise eligible as specified by Part B of Chapter 105, Laws of 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 19th day of August, 2010.

Joseph Ruggiero, Secretary

1) Telephone System – Mid-Hudson Bridge Complex and Wide Area Connectivity

Mr. Herd indicated to the Board that the telephone system at the Mid-Hudson Bridge Facility complex is scheduled for replacement in 2010. The current telephone system is over ten years old and parts are no longer available. By changing the system the Authority will be utilizing the same system that is at the Rip Van Winkle, Kingston-Rhinecliff, Newburgh-Beacon and Bear Mountain Bridges. Mr. Herd further indicated that there will be an increase in the ease of interoperability between all of the phone systems allowing the administration of these systems to be done from a central location. The total cost of equipment and services provided by Verizon is \$56,364.01. Mr. Herd went on to say that the in-house cost of supplies required for the project including cabling, racks, connectors, equipment placement and miscellaneous parts will not exceed \$5,000.00, bringing the total cost to a not-to-exceed amount to \$61,346.01. Mr. Herd apprised the Board that in the Capital Improvement Program \$75,000.00 was planned for this expense and there will be an 18% saving from the originally planned amount. Chairman Sproat called for a motion. On a motion of Commissioner Gerentine, seconded by Commissioner Dressel the following resolution was adopted unanimously.

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-082

Resolution Date: August 19, 2010

WHEREAS the Board of Commissioners has reviewed the memorandum regarding the replacement of the Mid-Hudson Facility Complex Telephone System, BA-2010-RO-006-IT.4; and

WHEREAS, the Authority has identified this project in the 2010 Department of Information Technology Capital Improvement Program; now therefore

BE IT RESOLVED that the telephone system procurement be made through Verizon Select Services, Inc. and the New York State OGS Contract # PT64341 with the necessary commodity items for an amount not-to-exceed \$61,346.01; 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 August, 2010.

Joseph Ruggiero, Secretary

2) Electronic Door Access System Upgrade

Mr. Herd indicated to the Board that the current electronic door access system is 8 years old and the Authority needs to upgrade the current software to a supported version. Currently the software that the Authority uses is no longer supported and per NYS Office for Technology Directive we must use supported software. This upgrade will require modification to the control panels at each bridge. Mr. Herd further indicated that this upgrade is available through, Universal Security Systems, and the total cost of this upgrade is \$10,811.72. A brief discussion took place relative to the compatibility of this system with windows 07. Chairman Sproat called for a motion. On a motion of Commissioner Lashua, seconded by Commissioner Dressel the following resolution was adopted unanimously.

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-083Resolution Date: August 19, 2010

WHEREAS the Board of Commissioners has reviewed the memorandum regarding the upgrade of the System-Wide Electronic Door Access Upgrade, BA-2010-RO-008-OT; and

WHEREAS, the Authority has identified this project in the 2010 Department of Information Technology Capital Improvement Program; now therefore

BE IT RESOLVED that this electronic door access upgrade be made through the New York State OGS Contract # PT63305 at a cost of \$10,811.72; 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 August, 2010.

Joseph Ruggiero, Secretary

3) Systemwide Lane Controller Hardware Upgrades

Mr. Herd indicated to the Board that the lab has been testing hardware to work with the Toll System Lane Controllers because of the upgrades required for the software. This hardware will allow the upgraded software to function properly and process the traffic through the lanes. After months of testing, the hardware has proven to work well with the lane controllers and now needs to be procured for all of the Authority's lanes. Mr. Herd recommends ICP America as the sole source supplier of this hardware. ICP will supply the complete package for the lane controllers at a total cost not-to-exceed \$27,986.00. Mr. Herd stated that the toll system team will do the retrofit of the lane controllers and by doing this retrofit the lane controllers will carry the Authority forward several more years until the systems are changed for Open Road/ All Electronic Tolling. Chairman Sproat called for a motion. On a motion of Commissioner Lashua, seconded by Commissioner Dressel the following resolution was adopted unanimously.

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-084Resolution Date: August 19, 2010

WHEREAS the Board of Commissioners had reviewed the memorandum regarding the hardware upgrade for the Authority's Lane Controllers, BA-2010-RO-006-IT.5; and

WHEREAS, the Authority has identified this project in the 2010 Department of Information Technology Capital Improvement Program; now therefore

BE IT RESOLVED that the hardware procurement be made through ICP America at a cost of \$27,986.00; 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 August, 2010.

Joseph Ruggiero, Secretary

4) Systemwide ITS/Video Installation Project

Mr. Herd indicated to the Board that in January, 2010, a contract was awarded to Transdyn naming them as the Authority's General Intelligent Transportation Systems (ITS) Consultant. This contract allowed for design, maintenance, integration and inspection of the Authority's ITS systems. The System-Wide ITS/ Video Installation Project in conjunction with the Port Authority of New York and New Jersey is scheduled to start this year. Transdyn will be assigned to design this project and this project will consist of installing cameras, video and upgrades at all of the Authority's facilities. Mr. Herd further indicated that there will be security enhancements and closed circuit camera equipment to view critical and potentially vulnerable areas of the Authority's bridges. There has been a review of the design with the IT department and at this time they recommend awarding a System Design Contract to Transdyn to develop and provide design documents for the civil and electrical construction contracts specific to this project. The cost of this design contract will be a not-to-exceed amount of \$631,690.00. Seventy five percent of this amount will be reimbursed through the Port Security Grant. Chairman Sproat added that he would like to acknowledge the hard work that Brad Moritt put in to get the grant. Chairman Sproat called for a motion. On a motion of Commissioner Higgins, seconded by Commissioner Dressel the following resolution was adopted unanimously.

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-085

Resolution Date: August 19, 2010

WHEREAS the Board of Commissioners has reviewed the memorandum regarding the award of the System-Wide ITS/ Video Installation Project – Design designated BA-2010-RO-013-HS.2; and

WHEREAS, the Authority has determined the Transdyn, the Authority's General Intelligent Transportation Systems Consultant is best qualified to provide these design services; now therefore

BE IT RESOLVED that a contract be awarded to Transdyn for design of the ITS/ Video Installation Project - Design at a not-to-exceed cost of \$631,690.00 with 75% of this amount reimbursed through the Port Security grant; 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 August, 2010.

Joseph Ruggiero, Secretary

5) Port Security Monthly Procurement Report

Mr. Herd apprised the Board that as of August 10, 2010 the total cost of procurement will be \$281,630.20 with 75% of this amount reimbursed to the Authority through the Port Security Grant. No action was required by the Board.

PUBLIC RELATIONS AND PLANNING:

Mr. Bellucci updated the Board on future events involving the Authority and indicated a schedule 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 July.

2) Travel Authorization

Mr. Ruggiero indicated to the Board that he expects that, in his official capacity, there will be occasions where he will need to secure overnight accommodations in the Albany area. For ease of business and efficiency, he recommends that the Board adopt a resolution authorizing him to secure accommodations as necessary. Mr. Ruggiero further indicated that this authorization would pertain to overnight accommodations in the Albany area only and that all other business related travel would be subject to individual authorization in accordance with the travel guidelines. Chairman Sproat called for a motion. On a motion of Commissioner Gerentine, seconded by Commissioner Dressel the following resolution was adopted unanimously.

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-086Resolution Date: August 19, 2010

WHEREAS, as Chief Operating Officer of the New York State Bridge Authority, the Executive Director is required to attend meetings and conduct Authority business with other state agencies and governmental entities in the Albany, NY area; and

WHEREAS, the Executive Director's official work station is at the Authority's administrative offices in Highland, NY; now therefore

BE IT RESOLVED that authorization is hereby granted to Joseph Ruggiero, Executive Director, to receive reimbursement for lodging/meal expenses while in overnight travel status in the Albany, NY area while on Authority official business. Reimbursement is authorized in accordance with the current New York State Bridge Authority Travel and Expense Guidelines and the Office of the State Comptroller's Travel Guidelines; and

BE IT FURTHER RESOLVED that the Treasurer, 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 August, 2010.

James P. Sproat, Chairman

3) Traffic Classification Report

Mr. Ruggiero presented the Traffic Classification Comparison report for the year to date and June 2010 numbers. This report shows the traffic count on each bridge, as well as the associated revenue. Year to date, New York State Bridge Authority's revenues are \$237,583.55 above last year's receipts. Chairman Sproat added that, indicative of the economy, truck traffic is up slightly on I-84. No action required by the Board.

NEW BUSINESS

1) Review 2009 Audit Reports and Approve 2010 Audit Plan

Mr. Mickle informed the Board that at last month's meeting on July 15th the Audit Committee Meeting reviewed audit reports, findings and recommendations for 2009 as well as the 2010 Audit Plan for next year. Mr. Mickle ask the Board to adopt the resolution as approved by the Audit Committee. Chairman Sproat called for a motion. On a motion of Commissioner Gerentine, seconded by Commissioner Dressel the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-087
Resolution Date: August 19, 2010

WHEREAS the Board has reviewed the Annual Internal Audit Reports with respect to the audits performed in 2009; and

WHEREAS, the Authority has accepted the Audit Committee's 2010 audit work plan; now therefore;

BE IT 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 August 2010.

Joseph Ruggiero, Secretary

The Board recessed to attorney client privilege session at 4:00 pm.

At 5:10 the Governance Committee Meeting was called to order and ended at 5:15 p.m.

The regular Board Meeting reconvened at 5:16 pm.

Chairman Sproat had two motions relative to the pending acquisitions of the Walkway Over the Hudson structure by the Bridge Authority.

Chairman Sproat recommended a motion to authorize a supplemental agreement with Modjeski and Masters to conduct a conditions inspections of the Walkway Over the Hudson structure in the not-to-exceed amount of \$292,000.00. On a motion of Commissioner Higgins, seconded by Commissioner Lashua the following resolution was adopted unanimously.

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-088

Resolution Date: August 19, 2010

WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to award a supplemental agreement for condition inspection services in connection with the Walkway Over The Hudson (WOTH); and

WHEREAS, this assignment will be a supplemental agreement to BA-2005-101, General Consultant; and

WHEREAS, the Authority's Engineering Department has determined that Modjeski & Masters, Inc. is uniquely qualified for this assignment as they have inspected this structure for the railroad in the past; and

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

BE IT RESOLVED that a supplemental professional service agreement be issued to Modjeski & Masters, Inc. of Poughkeepsie, New York in an amount not to exceed \$292,000.00.

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 August 2010.

Joseph Ruggiero, Secretary

The next motion relative to the Walkway Over the Hudson concerns the need to obtain as-built drawings from an engineering firm that has done previous work relative to the Walkway over the Hudson and as well to acquire surveys of the Walkway over the Hudson property. Chairman Sproat asked for a motion for Bergmann Associates to be awarded as a sole source contractor. Mr. Whitbeck added that the survey that the Authority is asking for ties the survey map to the as-built drawing and also ties together the encroachment report which is part of Bergmann's engineering services to the Walkway. On a motion of Commissioner Higgins, seconded by Commissioner Lashua the following resolution was adopted unanimously.

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-088

Resolution Date: August 19, 2010

WHEREAS, chapter 219 of the Laws of 2010 directed that the Authority take title to the Walkway Over the Hudson; and

WHEREAS, Bergmann Associates were the design engineers for the renovations and reconstruction of the Walkway Over the Hudson; and

WHEREAS, the Authority, as part of its due diligence to accept title to the Walkway Over the Hudson, requires an "as-built" engineering report detailing the work completed on the Walkway Over the Hudson as part of its renovation and reconstruction; and

WHEREAS, Bergmann Associates also completed certain survey work concerning the Walkway Over the Hudson, although no survey map was prepared; and

WHEREAS, Bergmann Associates also completed an encroachment report detailing certain lands of the Walkway Over the Hudson that have been encroached upon by others, including neighboring property owners; and

WHEREAS, Bergmann Associates is the sole source capable of providing professional services to complete an "as-built" engineering report and a survey which can tie the encroachment report to a survey map; and

WHEREAS, one survey map showing the lands of the Authority and the lands of the Office of Parks, Recreation and Historic Preservation is desirable; now therefore

BE IT RESOLVED, that the Authority enter into a contract with Bergmann Associates to provide an "as-built" engineering report of the renovations and reconstruction of the Walkway Over the Hudson, together with a boundary survey and map to tie the encroachment report to specific areas on the aforesaid survey map at a cost not to exceed \$110,000.00; and

BE IT FURTHER RESOLVED, that the survey map be prepared, together with the areas of the Walkway Over the Hudson to be owned by the State of New York through the New York State Office of Parks, Recreation and Historic Preservation, same being responsible for its pro rata share of the cost of the survey map.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of August, 2010.

Joseph Ruggiero, Secretary

Chairman Sproat had two personnel matters to address. With the previous adoption of the NYS Retirement Incentive Program for Bridge Authority Employees, NYSBA needs to take steps to retain professional services and have someone who can fill the role of Comptroller to the Authority. Chairman Sproat ask for a motion to create the position of Comptroller and authorize the Executive Director to conduct interviews and fill the position. On a motion of Commissioner Gerentine, seconded by Commissioner Lashua the following resolution was adopted unanimously.

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-089
Resolution Date: August 19, 2010

WHEREAS, the Board of Commissioners of the New York State Bridge Authority has approved participation in the New York State Early Retirement Incentive and acknowledges that experienced employees may take advantage of this opportunity to retire ; and,

WHEREAS the Board also recognized the value of continuity in professional services and financial management of NYSBA affairs;

BE IT RESOLVED the New York State Bridge Authority does hereby create the director level position of Comptroller; and

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

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of August 2010.

Joseph Ruggiero, Secretary

The final motion relates to the compensation package for the Executive Director. Chairman Sproat noted that the Board, when approving the resolution to appoint the Executive Director at its February 18, 2010 meeting, neglected to approve appropriate vacation time as part of the compensation package. Chairman Sproat recommended that the Board approve four weeks vacation time as part of the annual compensation package for Executive Director Joseph Ruggiero. On a motion of Commissioner Higgins, seconded by Commissioner Gerentine the following resolution was adopted unanimously.

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-090
Resolution Date: August 19, 2010

WHEREAS, Joseph Ruggiero was appointed Executive Director of the Authority effective March 11, 2010 by Resolution dated February 18, 2010; and

WHEREAS, Joseph Ruggiero had 16 years of administrative experience prior to his appointment as Executive Director of the Authority; and

WHEREAS, the Board wishes to grant vacation time to Joseph Ruggiero more in keeping with a person of his background and experience; now therefore

BE IT RESOLVED, that Joseph Ruggiero, as Executive Director of the Authority, is annually granted four weeks of vacation retroactive to the date of his appointment on March 11, 2010; and

BE IT FURTHER RESOLVED, that the leave accruals carried over for Joseph Ruggiero at the time of his appointment are in addition to the four weeks vacation granted annually in this Resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19th day of August, 2010.

Joseph Ruggiero, Secretary

Chairman Sproat called for a motion to amend the Procurement Policy. On a motion of Commissioner Higgins to move the resolution previously approved by the Governance Committee and seconded by Commissioner Gernetine the following resolution was adopted unanimously.

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 010-091
Resolution Date: August 19, 2010

WHEREAS, the New York State Bridge Authority Board has reviewed the policy relative to the procurement procedure for goods and services costing \$15,000 and above; now therefore

BE IT RESOLVED that the Authority policy is hereby amended to incorporate the recommended changes to those procurement procedures; 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 August 2010.

Joseph Ruggiero, Secretary

This concluded the agenda of the regular meeting. On motion of Commissioner Higgins, seconded by Commissioner Gerentine and approved unanimously, the regular meeting adjourned at 5:55 P.M.

The next regular meeting is scheduled for September 16, 2010 at 3:00 P.M. at Headquarters.