

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

HELD AT HEADQUARTERS, HIGHLAND, N.Y. ON  
November 16, 2017

---

Business agenda documents/reports are mailed to the Board Members and General Counsel one week prior to the meeting. Board meetings are web cast and are available on-line.

IN ATTENDANCE:

BOARD MEMBERS:

Gerentine, Richard A., Chairman  
Higgins, Roger P, Vice Chairman  
Dressel, Roderick O., Commissioner  
Jablonski, Diane, Commissioner  
Stanton, J. Henry, Commissioner

OFFICERS:

Ruggiero, Joseph, Secretary  
Bushek, Brian, Treasurer  
Whitbeck, Carl G., Counsel

Chairman Gerentine called the meeting to order at 3:11 pm. Chairman Gerentine called for a motion to adopt the minutes of the October 19, 2017 Regular meeting. On a motion of Vice Chairman Higgins, seconded by Commissioner Dressel, the minutes of the October 19, 2017 Regular meeting were adopted unanimously.

ENGINEERING:1) MHB Anchorage Architectural Design Development Change Order – BA-2016-RE-120-DE

Mr. Wright indicated to the Board that in 2016, as a design assignment under their General Consultant agreement, the Authority tasked Modjeski & Masters with design development of a museum in the Mid-Hudson Bridge Anchorage. Preliminary estimates placed the job below the threshold required for Board approval. As this assignment is under their General Consultant agreement, it was given the Authority's standard M/WBE goal of 30%. As the project has progressed, the Authority has had to ask M&M to perform some additional engineering services such as attend meetings and collaborate with the museum specialist, prepare existing conditions documents depicting the "Toll Taker's Quarters", prepare additional drawings to assist in furthering the museum's design and to extend the date of completion of Basic and Additional Services to January 31, 2018. This has resulted in a change order to the project. These additional services are over and above the original scope of work and have resulted in additional coordination and record drawing research, too. M&M has provided a cost proposal of \$12,191.00 for this Change Order, bringing the not-to-exceed total for this design project to \$27,181.00. Chairman Gerentine called for a motion. On a motion of Vice Chairman Higgins, second by Commissioner Dressel, the following resolution was adopted by majority with one abstention.

NEW YORK STATE BRIDGE AUTHORITY  
BOARD RESOLUTION

Resolution No.: 017-118

Resolution Date: November 16, 2017

WHEREAS, Modjeski & Masters' was tasked in 2016 by the Authority's Engineering department with design development of a museum in the anchorage of the Mid-Hudson Bridge (BA-2016-RE-120-DE) under their General Consultant Agreement with the Authority, BA-2017-OE-102-ES, which was publicly advertised and bid; and

WHEREAS, as the project has progressed, additional engineering services have become necessary, such as attending meetings and collaborating with the museum specialist, preparing existing conditions documents depicting the "Toll Taker's Quarters," preparing additional drawings to assist in furthering the museum's design and extending the design completion date to January 31, 2018; and

WHEREAS, these additional services are over and above the original scope of work and have resulted in Change Order Amendment 1; and

WHEREAS, the Engineering department has reviewed and approved Modjeski & Masters' cost proposal for this additional design work; now therefore

BE IT RESOLVED that the Board of Commissioners approve Modjeski & Masters' Change Order Amendment 1 in the amount of \$12,191.00, bringing the total not-to-exceed cost of this assignment to \$27,181.00; 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 16<sup>th</sup> day of November, 2017.

---

Joseph Ruggiero, Secretary

2) System-Wide Automatic Incident Detection Typographical Error – BA-2016-RE-118-AC.5

Mr. Wright indicated to the Board that this part of the project was awarded last month in the amount \$54,692.80 to Anixter Cabling and Security when the memo and resolution should have read **Adirondack** Cabling and Security instead. This was an OGS purchase so M/WBE considerations do not apply. Chairman Gerentine called for a motion. On a motion of Vice Chairman Higgins, seconded by Commissioner Jablonski, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY  
BOARD RESOLUTION

Resolution No.: 017-119

Resolution Date: November 16, 2017

WHEREAS, the Board of Commissioners of the New York State Bridge Authority determined that it was in the public interest to authorize the following purchase BA-2016-RE-118-AC.5 in relation to the Authority's publicly advertised and bid project entitled System-Wide Automatic Incident Detection on October 19<sup>th</sup>, 2017, as per Resolution #017-107; and

WHEREAS, the purchase was made off NYS OGS contract so M/WBE considerations do not apply; and

WHEREAS, the vendor designated on the original resolution for item BA-2016-RE-118-AC.5 was listed incorrectly; now therefore

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners of the New York State Bridge Authority amend the vendor to be Adirondack Cabling and Security of Albany, NY in the amount of \$54,692.80; and

BE IT FURTHER RESOLVED that this resolution shall supersede Resolution #017-107 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 16<sup>th</sup> day of November 2017.

\_\_\_\_\_  
Joseph Ruggiero, Secretary

3) NBB I-84 Over Route 9W Rehabilitation - BA-2016-RE-102-CM

Mr. Wright indicated to the Board that the Authority advertised this project in the NYS Contract Reporter with bids due November 2, 2017. Forty-one (41) contractors requested the proposal package with one (1) bid received from Kubricky Construction Corp. of \$18,338,605.00. As the bid was more than 30% above the Engineer's Estimate, the Authority would like to reject it and re-bid the project shortly with some revisions. Chairman Gerentine called for a motion. On a motion of Vice Chairman Higgins, seconded by Commissioner Jablonski, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY  
BOARD RESOLUTION

Resolution No.: 017-120

Resolution Date: November 16, 2017

WHEREAS, bids were solicited through the New York State Contract Reporter for the contract entitled Newburgh-Beacon Bridge "I-84 over Route 9W Bridge Rehabilitation" – (BA-2016-RE-102-CM) and forty-one (41) contractors requested the bid package with bids due on November 2, 2017; and

WHEREAS, only one bid of \$18,338,605.00 was received from Kubricky Construction Corp. and the bid was more than 30% higher than the Engineer's Estimate; now therefore

BE IT RESOLVED that the Board of Commissioners of the New York State Bridge Authority reject the bid from Kubricky Construction Corp.; 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 16<sup>th</sup> day of November, 2017.

\_\_\_\_\_  
Joseph Ruggiero, Secretary

4) Jobs in Progress

Mr. Wright advised the Board regarding the Engineering Jobs in Progress Report for the month. Mr. Wright reported that the sidewalk and railings as well as viewpoints are completely installed, and welding underneath has to be completed at the Rip Van Winkle Bridge. Sidewalk Lighting, roof and window replacement projects are completed at the Mid-Hudson Bridge. Also the steel repairs are on schedule at the Mid-Hudson Bridge. The catwalk lowering continues with a completion date of 2018. Chairman Gerentine called for a motion. On a motion of Vice Chairman Higgins, seconded by Commissioner Stanton, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY  
BOARD RESOLUTION

Resolution No.: 017-121

Resolution Date: November 16, 2017

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

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 November 2017.

---

Joseph Ruggiero, Secretary

## FINANCIAL:

1) Investment Transaction Report

Mr. Bushek reviewed the Investment Report for the month noting nine investments. Chairman Gerentine called for a motion. On a motion of Vice Chairman Higgins, seconded by Commissioner Jablonski, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY  
BOARD RESOLUTION

Resolution No.: 017-122

Resolution Date: November 16, 2017

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 October 19, 2017; now therefore and,

BE IT RESOLVED, that the Board of Commissioners of the New York State Bridge Authority 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 16<sup>th</sup> day of November, 2017.

\_\_\_\_\_  
Joseph Ruggiero, Secretary

2) Annual Billing from NYS Employee Retirement System

Mr. Bushek indicated that annually, as a participating employer, the Bridge Authority is billed, by the State Employees Retirement System, for its share of the yearly expense for the future pension benefits of its employees. The cost for the fiscal year ending March 31, 2018 is \$1,520,797 for the Authority's 173 employees currently in the system. The individual employers' cost vary from year to year based upon salaries, as well as contribution rates which rise and fall predicated upon investment results of the Retirement Fund. This year's cost is an increase of \$75,766, or 5.2% compared to the prior year. This is the first increase in three years and a result of adjustments to prior years. The Retirement System amortizes losses over 5 years. Chairman Gerentine called for a motion. On a motion of Vice Chairman Higgins, seconded by Commissioner Stanton, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY  
BOARD RESOLUTION

Resolution No.: 017-123

Resolution Date: November 16, 2017

WHEREAS, the Board has reviewed the report relative to the payment of the annual invoice to the New York State Employees' Retirement System; and,

BE IT RESOLVED, the New York State Bridge Authority does hereby approve the payment of \$1,520,797 to the New York State and Local Retirement System for pension costs incurred for the year ending March 31, 2018; 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 16<sup>th</sup> day of November, 2017.

\_\_\_\_\_  
Joseph Ruggiero, Secretary

### 3) Budget and Financial Plan

Pursuant to the authority vested by Section 5 of Article 10 of the New York State Constitution, Article 9 of the Public Authorities Law and Section 8 (14) of the State Finance Law, the State Comptroller adopted Regulation 2 NYCRR Part 203, "Budget and Financial Plan Format, Supporting Documentation and Monitoring – Public Authorities." The Authority's Budget and Financial Plan 2018-2021 (the Plan) required by this regulation includes the Budget and Financial Plan 2018-2021 including text, condensed budgeted revenues, expenditures and changes in current net assets 2018 - 2021, actual financial performance for 2016 and the change in estimates for the previously approved 2017 budget, debt Schedule 2018 – 2021 and Capital Improvement Program 2018 – 2022. The plan documents were provided to audit and finance committee members and other Board members at the meeting on September 20<sup>th</sup>. Both committees approved sending the budget to the full Board for approval. No changes have been made. As of November 16<sup>th</sup>, the Plan has been available for public inspection and comment at all five NYSBA facilities for the thirty days required by the regulation. It has also been made available to the public on the Authority's website. Mr. Bushek noted that there have been no public comments. Chairman Gerentine called for a motion. On a motion of Commissioner Dressel, seconded by Commissioner Jablonski, the following resolution was adopted unanimously:

#### NEW YORK STATE BRIDGE AUTHORITY BOARD RESOLUTION

Resolution No.: 017-124

Resolution Date: November 16, 2017

WHEREAS, Office of the State Comptroller Regulation 2 NYCRR Part 203 requires that Bridge Authority budget and financial plan information for fiscal years 2018 through 2021 be prepared, approved and forwarded in report form to the Comptroller; and,

BE IT RESOLVED, that the Authority hereby approves the proposed budget and financial plan information; and

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

IN WITNESS WHEREOF, this resolution has been duly adopted this 16<sup>th</sup> day of November, 2017.

\_\_\_\_\_  
Joseph Ruggiero, Secretary

#### 4) Quarterly Operations Report

Mr. Bushek indicated to the Board that the traffic increase of 0.04% was the result of a net increase in passenger traffic of 0.28% and a decrease in commercial traffic of 3.59%. This slight increase reflects a small increase in traffic when the first quarter impact of 2017 winter weather and the leap year in 2016 are considered. Toll revenue decreased 0.81% as a result of the mix of traffic. The increase in passenger traffic was not enough to offset the decrease in commercial traffic. Increasing interest rates resulted in interest income increasing \$112,000 to \$611,000 year to date. Miscellaneous receipts increased \$126,000 primarily as a result of incremental fiber leasing. Operating expenses decreased \$1,014,000 directly as a result of the decrease in Employee Retirement related to GASB 68. Employee Retirement was down \$2,200,000 as the Authority will book retirement costs as part of year end reporting. Other variances to prior year include salaries, health insurance, workers compensation, maintenance and repairs, equipment, and depreciation all increased over prior. Operating expenses were budgeted at \$34.4 million, which includes \$2.5 million for accrual post-employment benefits and \$1.6 million for depreciation of the Walkway Over The Hudson booked at year end. As of 9/30, \$18.1 million was spent. No action was required by the Board.

REPORTS TO BOARD:

- 1) Monthly Activity Report of the Executive Director  
The Monthly Activity Report was submitted by Executive Director Joseph Ruggiero noting no expenditures.
- 2) October 2017 Traffic and Revenue Analysis  
Mr. Ruggiero noted for the month of October traffic increased 3.52% and revenue increased 1.73%. No action was required by the Board.
- 3) October 2017 E-ZPass Sales Analysis  
Mr. Ruggiero indicated that year-to-date 2017 tag sales were 10,379, compared to 4,834 sold year-to-date 2016. No action was required by the Board.
- 4) Historic Bridges of the Hudson Valley (HBHV) Monthly Report for October 2017  
  
The full monthly and detailed report was submitted to the NYSBA Board of Commissioners and submitted by the Historic Bridges of the Hudson Valley President Tara Sullivan and Director Kathy Burke.

NEW BUSINESS:1) Renewal of Licensing Agreement with Travelers Marketing

Mr. Scaglione reported to the Board that the agreement with Travelers Marketing to provide comprehensive services to NYSBA for advertising will expire on January 31, 2018. The Agreement provides the option for two 2-year renewals under the terms of the agreement. The initial term of the agreement was dated between January 24, 2011 and January 31, 2016. The agreement was renewed from January 31, 2016 until January, 2018. Travelers Marketing has worked with the Authority for the last seven years and have generated more than \$1,062,000.00 in revenue with annual net revenue projected at approximately \$150,000 per year. In addition, Travelers Marketing has worked well with Authority personnel regarding installations and accommodating our requirements. Chairman Gerentine called for a motion. On a motion of Vice Chairman Higgins, seconded by Commissioner Jablonski, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY  
BOARD RESOLUTION

Resolution No.: 017-125

Resolution Date: November 16, 2017

WHEREAS, the NYS Bridge Authority works to maximize revenues through all reasonable and responsible means to insure the proper maintenance and operation of the critical infrastructure under its stewardship; and,

WHEREAS, the Board of Commissioners awarded BA-2010-OA-017-PS to Travelers Marketing on January 20, 2011 for a License Agreement to propose, design, sell and implement a non-toll revenue program at no cost to the Authority for a period of five years with an option for two two-year renewals; and,

WHEREAS, Travelers Marketing has generated substantial net revenue for the Authority since the inception of the License Agreement with current revenue expected to be about \$150,000 per year; now therefore

BE IT RESOLVED, that the Board of Commissioners of the New York State Bridge Authority authorizes the renewal of the License Agreement with Travelers Marketing for a two-year period encompassing February 1, 2018 thru January 31, 2020; 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 November, 2017.

---

Joseph Ruggiero, Secretary

This concluded the regular meeting. Chairman Gerentine asked for a motion to adjourn the meeting. On a motion of Vice Chairman Higgins, seconded by Commissioner Jablonski and approved unanimously, the regular meeting adjourned at 3:31 P.M.

The next Regular Meeting of the Board of Commissioners meeting is scheduled for December 21, 2017 at 3:00 P.M. at Headquarters.