

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

HELD AT HEADQUARTERS, HIGHLAND, NY. ON
February 20, 2014

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 copy of the web cast is kept as part of the Board meeting files.

IN ATTENDANCE:

BOARD MEMBERS:

Gerentine, Richard A., Chairman
Ramaglia, Joseph, Vice Chairman
Dressel, Roderick O., Commissioner
Higgins, Roger P., Commissioner
Lashua, C. Vane, Commissioner

OFFICERS:

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

Chairman Gerentine called the meeting to order at 3:05 pm. Chairman Gerentine called for a joint motion to adopt the amended minutes of the regular meeting of December 19, 2013 as well as the minutes of the regular meeting of January 16, 2014. On motion of Commissioner Higgins, seconded by Commissioner Lashua, the amended minutes of the December 19, 2013 Regular Meeting and the minutes of the January 16, 2014 were adopted unanimously.

ENGINEERING:

1) 2014 In-House CIP

Mr. Moreau reported to the Board that based upon the most recent inspections, the Authority's Maintenance and Engineering department, along with our General Consultant, has developed both an update to our 5-year capital plan and a series of in-house capital improvements. These in-house projects are necessary and can be accomplished with the Authority's own forces. Significant savings are generated by performing these tasks in-house vs. by contract. The projected savings for 2014 is estimated at \$1,044,300.00. Mr. Moreau asked the Board to consider authorizing \$1,008,020.00 for the 2014 In-House Capital Improvement Program. The Board acknowledged the engineering department's very ambitious program and inquired about grants and additional savings. Safety and extended services were also discussed. Chairman Gerentine called for a motion. The Board approved the resolution by a vote of 4 ayes (Commissioner Dressel was out of the room at the time of the vote).

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 014-008

Resolution Date: February 20, 2014

WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to authorize the in-house capital projects as recommended by the Authority's Consulting Engineer; and

WHEREAS, the Authority continues to invest in cost saving measures utilizing our in-house maintenance skills wherever practical; the projected savings generated by performing these tasks in-house versus by contract is \$1,044,300.00; and

WHEREAS, the scope of work for these projects has been developed by the Engineering Department and determined to be necessary for the continued safe and efficient operation of the bridges by the General Consultant; now therefore

BE IT RESOLVED that this Board authorizes the 2014 In-House Capital Projects in the amount of \$1,008,020.00; 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 20th day of February 2014.

Joseph Ruggiero, Secretary

2) Newburgh-Beacon Fiber Damage/Schupps Pre-Authorization

Mr. Moreau confirmed that the Board authorized up to \$40,000 for repair to the internal fiber optic cable at Newburgh from fire damage caused by the incident in January. With the assistance of the Authority's snooper vehicle and crew, the total cost for repairs was \$28,667.82. These repairs were completed by Schupp's, who is the Authority's on-call fiber optic repair contractor, having been awarded this project under a publicly advertised opportunity for a three year term. Chairman Gerentine had inquired about insurance at January's Board meeting, it was determined that it would not be cost efficient to pursue. Chairman Gerentine called for a motion. On a motion of Commissioner Higgins, seconded by Vice Chairman Ramaglia, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 014-009

Resolution Date: February 20, 2014

WHEREAS, a fire occurred in the electrical cable tray of the South Span of the Newburgh-Beacon Bridge on the morning of January 10th 2014, which damaged fiber optic lines servicing the Authority's cameras, email and traffic control devices.; and

WHEREAS, the functionality and reliability of these items is paramount to the operation of the Authority, and

WHEREAS, the Executive Director authorized repair work to commence immediately on the fiber optic lines and the Board authorized up to \$40,000.00 for said repair at their January 2014 meeting; and

WHEREAS, in October 2012, the Board passed a resolution retaining Schupp's Line Construction, Inc., as the Authority's on-call fiber optic repair contractor and Schupp's was able to provide repairs at a cost of \$28,667.82; now therefore

BE IT RESOLVED that the Authority's Board of Commissioners ratifies the decision which authorized this emergency work; 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 20th day of February 2014.

Joseph Ruggiero, Secretary

Mr. Moreau also recommended preauthorizing a fixed amount of \$35,000.00 to simplify the Authority's reaction should any similar damage occur in the future. This would be consistent with other on-call repair service contracts and allow mitigating measures to proceed immediately for this high priority component of our infrastructure. Chairman Gerentine 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.: 014-010

Resolution Date: February 20, 2014

WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to preauthorize a budget amount for future fiber optic cable damage through the current contract with Schupp's Line Construction, Inc.; and

WHEREAS, Schupp's was selected through a publicly advertised opportunity, and

WHEREAS, the Authority's Engineering Department has reviewed and approved their rate schedule; now therefore

BE IT RESOLVED that a not to exceed fee in the amount of \$35,000.00 be approved for payment on a time and material basis for emergency fiber optic repair work upon authorization by the Authority; and

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

IN WITNESS WHEREOF, this resolution has been duly adopted this 20th day of February 2014.

Joseph Ruggiero, Secretary

3) 2014 Pickup Truck Acquisition

Mr. Moreau reported that the NYS Office of General Services has now provided multi-year vehicle contracts. Due to budgetary issues the Authority had delayed the purchase of new pickups since 2010; the existing vehicles have been stretched beyond their useful life and are now of concern with regard to future repairs. Mr. Moreau proposed to replace seven (7) pickups in the 2014 budget. Mr. Moreau noted that all seven vehicles meet or exceed the Board approved replacement criteria of 5 years of age, 100,000 miles or 3000 hours: Mr. Moreau suggested purchasing six (6) new FORD F-250 4x4s and one (1) FORD F-250 crew cab off the OGS contract from Henderson Ford, Inc. at a cost of \$170,255.49. Henderson Ford is a certified MBE vendor. After a brief discussion regarding older vehicles going to auction and service on the new ones, Chairman Gerentine called for a motion. On a motion of Vice Chairman Ramaglia, seconded by Commissioner Higgins, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 014-011

Resolution Date: February 20, 2014

WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to issue a purchase order to Webster Ford, DBA Henderson Ford of Webster, New York, for the purchase of six (6) Ford F-250, 4-wheel drive regular cab pickup trucks and one (1) Ford F-250 crew cab.

WHEREAS, the Authority has determined that Henderson Ford has the OGS contract award and is a certified MBE vendor, 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 Henderson Ford for the purchase of six (6) Ford F-250, 4-wheel drive regular cab pickup trucks and one (1) Ford F-250 crew cab in the amount of \$170,255.49; 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 20th day of February 2014.

Joseph Ruggiero, Secretary

4) MHB Bearing and Hanger Repair Bid Contract Award

Mr. Moreau reported that fourteen (14) contractors requested bid documents in response to the advertisement in the NYS Contract Reporter; three bids were received on February 11th, 2014. Piasecki Steel Construction submitted the low bid of \$532,000.00. These steel repairs involve restoration of the bearings and structural links at each end of the bridge stiffening truss. Mr. Moreau further indicated that significant wear to the pins, hangers and bushings has created an offset condition at the west abutment and impact damage continues to increase as a result. Mr. Moreau noted that these repairs will remove a yellow flag condition identified by M&M in their 2013 inspection. Chairman Gerentine called for a motion. On a motion of Commissioner Higgins, seconded by Vice Chairman Ramaglia, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 014-012

Resolution Date: February 20, 2014

WHEREAS, bids were solicited through the New York State Contract Reporter for the contract entitled Mid-Hudson Bridge “Bearing and Hanger Repair” as (BA2013-RE-117-CM) and three (3) bids were received on February 11th, 2014, the low bidder being the firm of Piasecki Steel Construction Corporation at a bid of \$532,000.00; and

WHEREAS, an environmental review of this project has determined there is no significant negative impact; and

WHEREAS, after further review of the cost proposal by the Engineering Department, it is recommended that a contract be awarded to the firm of Piasecki Steel Construction Corporation; now therefore

BE IT RESOLVED that a contract be awarded to Piasecki Steel Construction Corporation of Castleton, NY in the amount of \$532,000.00 pending the filing of proper certifications, and the receipt of bonding and insurance requirements; and

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

IN WITNESS WHEREOF, this resolution has been duly adopted this 20th day of February, 2014.

Joseph Ruggiero, Secretary

5) Jobs in Progress

Mr. Moreau advised the Board regarding the Engineering Jobs in Progress Report for the month of January, noting that eastbound lane markings on the Newburgh-Beacon Bridge have been restriped. Also mentioned was the testing of a new system to fill potholes. Chairman Gerentine called for a motion. On a motion of Commissioner Higgins, seconded by Vice Chairman Ramaglia, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 014-013

Resolution Date: February 20, 2014

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 20th day of February 2014.

Joseph Ruggiero, Secretary

FINANCIAL:

1) Investment Transaction Report

Mr. Bushek reviewed the Investment Report for the month of January noting eight investments for the month. Mr. Bushek noted that the interest incomes is slightly higher for January but is likely to be lower in the near future as the remaining 2012 series proceeds are projected to be spent within the current year. Chairman Gerentine 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.: 014-014

Resolution Date: February 20, 2014

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 January 16, 2014; 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 20th day of February 2014.

Joseph Ruggiero, Secretary

HUMAN RESOURCES:

1) Extension of Workplace Service Agreement

Ms. Hritz-Seifts indicated to the Board that the service agreement between The WorkPlace and NYSBA expired on December 31, 2013. The Authority is in the process of issuing a Request for Proposals for future services. Ms. Hritz-Seifts recommended that the Service Agreement with The WorkPlace, which was amended in September 2013, be extended on a month-to-month basis until the responses to the Requests for Proposals and a new service agreement is reached. Ms. Hritz-Seifts asked that the Board of Commissioners authorize expenditures, not-to-exceed \$25,000, to The WorkPlace to continue to provide these services for the health and safety of NYSBA employees. A brief discussion followed relative to the possibility of St. Francis Hospital changing to Westchester Medical and if there would be any impact to the Authority's Agreement. Chairman Gerentine 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.: 014-015

Resolution Date: February 20, 2014

WHEREAS, the New York State Bridge Authority's contract with The WorkPlace of St. Francis Hospital for Occupational Health Services expired on December 31, 2013; and,

WHEREAS, the Authority is developing Requests for Proposals for a new contract for occupational health services and expects to have this process completed in the 2nd quarter of 2014; and,

WHEREAS, the Authority desires to have the necessary occupational health services available, and The WorkPlace of St. Francis Hospital has agreed to extend the terms of the recently expired contract on a month-to-month basis until the procurement process has been completed; now therefore

BE IT RESOLVED that the Authority authorizes an amount not to exceed \$25,000.00 for occupational health services with The WorkPlace of St. Francis Hospital; 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 20th day of February, 2014.

Joseph Ruggiero, Secretary

BRIDGE OPERATIONS:

1) New York State Thruway Authority – 4th Quarter 2013 E-ZPass Expenses

Mr. Ferguson and Mr. Savosky have reviewed the invoice from the New York State Thruway Authority for 4th quarter 2013 Bridge Authority E-ZPass expenses for the period October 1, 2013 through December 31, 2013 and as such find them to be true and accurate and recommended that they be paid in the amount of \$869,077.97. Chairman Gerentine 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.: 014-016

Resolution Date: February 20, 2014

WHEREAS, the Board has reviewed the report relative to the payment to the New York State Thruway Authority for 4th Quarter 2013 Bridge Authority E-ZPass costs in the amount of \$869,077.97; now therefore

BE IT RESOLVED that this payment is hereby approved at a cost not to exceed \$869,077.97; 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 20th day of February 2014.

Joseph Ruggiero, Secretary

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 in the month of January.

2) January 2014 Traffic and Revenue Analysis

Year to date Bridge Authority's traffic numbers are down 179,256 from last year's traffic count, a decrease of 4.09%. Total traffic has decreased in the last three months. No action was required by the Board.

3) January 2014 E-ZPass Sales Analysis

The Authority sold 546 tags in January 2014, compared to 456 sold in January of 2013, an increase of 19.74%. No action was required by the Board.

4) Fiber Optic Leasing Regulations

General Counsel Whitbeck explained to the Board that by adopting this Board Resolution it would start the process to replace an antiquated section of the Authority's Rules and Regulations with a section that accurately reflects the Dark Fiber Leasing opportunities that are available to the Authority. The current section of the rule details how the Authority should proceed to pay someone else to install fiber optics on our facilities. This section was created more than 15 years ago when fiber optics were a new innovation and the Authority was first approached with the new technology. Today, any installation of fiber optic infrastructure for the Authority's purpose would be handled through the well-defined procurement process. The new opportunity is in leasing Fiber Optic excess capacity to generate revenue for the Authority. NYSBA has already had exceptionally positive experiences in creating fiber leasing opportunities. The Authority has vetted the process and now believes it is appropriate to codify the policies and methodology of dark fiber leasing in the Authority's regulations. Mr. Whitbeck has reviewed and approved this revision and it was recommended that the Board of Commissioners be asked to authorize Executive Director Joseph Ruggiero to proceed with the rulemaking process to implement this change. Chairman Gerentine 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.: 014-017

Resolution Date: February 20, 2014

WHEREAS the New York State Bridge Authority has undertaken the leasing of excess capacity in its Fiber Optic infrastructure to the benefit of the Authority and the People of the State of New York; and,

WHEREAS, technological changes, updated leasing contracts and new opportunities necessitate an updating of the New York State Bridge Authority General Rules And Regulations, Title 21, N.Y.C.R.R. Parts 200-208; now therefore,

BE IT RESOLVED that the Authority will proceed with the rulemaking process to delete Part 208 ACCOMODATION PLAN FOR THE LONGITUDINAL USE OF BRIDGE AUTHORITY RIGHT-OF-WAY BY UTILITIES and insert the following:

PART 208 FIBER OPTIC LEASING, DARK FIBER

Section 208.1. General policy

(a) With the exception of fiber optic signal transmission equipment, the longitudinal use of bridges and highway rights-of-way under the jurisdiction of the New York State Bridge Authority by other than vehicle and pedestrian passage shall not be allowed.

(b) The authority has an existing fiber optic infrastructure within the jurisdictional boundaries of certain authority facilities. Title to such fiber optic network infrastructure is vested exclusively in the authority. The fiber optic infrastructure has been designed with fiber strand capacity (dark fiber), which may be available for leasing.

Section 208.2. Leases

(a) Subject to the provisions of this Part and New York State law, the authority, at its discretion, may enter into fee-based fiber leasing agreements with providers of telecommunication services, hereinafter known as Providers, for the lease of dark fiber optic cable(s) owned by the authority. A Provider of telecommunication services shall mean any person or entity that provides fiber optic communications.

(b) Agreements for the right to lease fiber optic equipment may be granted under the authority of section 528(9) of the Public Authorities Law and shall be limited to a period of no more than 10 years from the date on which they are made. Pursuant to such lease agreements, the authority will provide the network infrastructure facilities, including the fiber optic cable(s) that will connect to Provider locations and shall operate, maintain, repair, disconnect, replace and remove facilities, cable and other equipment necessary for the fiber optic infrastructure between and including the co-location rooms. The Provider shall be responsible for the equipment that is necessary to connect the provider's fiber optic cable to each co-location room.

(c) Interested Providers may submit separate proposals for lease agreements of fiber optic infrastructure at each of the authority's Hudson River facilities where such infrastructure is available, except that the Newburgh-Beacon Bridge and the parallel Newburgh-Beacon Bridge may be deemed to be a single facility for the purposes of this Part. Providers seeking access to fiber optic infrastructure at more than one facility may provide a single proposal containing separate technical details rather than a separate proposal for each facility. Nothing herein shall be construed to prohibit any Provider from being awarded leases to use fiber optic infrastructure at more than one facility.

(d) Unless engineering, bridge maintenance or maintenance of traffic considerations require otherwise, the authority will not award an exclusive lease for sole access to any portion of the fiber optic infrastructure at any authority facility by any Provider. In order to avoid interference with its regular operations, however, the authority does reserve the right to refrain, after the award of any lease or leases for use of fiber optic infrastructure at any facility, from the award of additional leases for access to the same fiber optic infrastructure up to but not exceeding a period of 10 years.

(e) The authority may also accept proposals from and award leases to two or more Providers acting as a joint venture.

(f) The authority shall have sole discretion to accept a proposal or proposals for lease of its fiber optic equipment, subject only to the provisions of this Part.

Section 208.3. Procedure

(a) In reviewing proposals for lease of its fiber optic equipment, the authority shall not unduly discriminate against any Provider. When entering into a lease of fiber optic equipment, the authority shall, in good faith, make all commercially reasonable efforts to ensure that each Provider pays a price per fiber mile equivalent to other Providers, based upon the number of leased fibers, total fiber miles, investment in authority infrastructure, and length of lease term. The authority shall, in good faith, make all commercially reasonable efforts to require equivalent adequate assurance from each Provider based upon the total lease payment due by that Provider.

(b) When accepting a proposal to lease fiber optic equipment, the authority may include a granting of an easement across authority property to permit the Provider access to the co-location room and may include this easement as part of the dark fiber lease agreement.

(c) *Proposals.* Each proposal submitted by a Provider for lease of authority fiber optic equipment shall include:

- (1) Unless waived by the Authority, a plot or engineered drawing encompassing a “General Plan for Dark Fiber Installation” which shall include an overall description of the route of access across the authority’s property from the property border to the respective Co-Location rooms on each side of the Hudson River;
- (2) Unless waived by the Authority, detailed drawings and schematics for dark fiber installation which shall include the specific details and delineation of the Fiber route, conduit or other method of access, fiber cable specifications and fiber count and other details as required by the Authority;
- (3) Unless waived by the Authority, Co-Location room patch connections descriptions and details as necessary;
- (4) Unless waived by the Authority, list of any other equipment and appropriate detail regarding equipment specifications to be installed on Authority Property;
- (5) the proposed payment to be made for lease of the fiber optic equipment;
- (6) any other information the authority may deem material in respect to a specific authority facility or site;
- (7) such other information as may be material and helpful in the evaluation of the proposal(s) may be included in a concise form.

(d) *Review and evaluation.* Review and evaluation of the proposals will be by the executive director, the chief engineer and general counsel with such staff and/or outside assistance as they shall deem appropriate and necessary. The authority may consult with other governmental agencies in the course of its review, but, under the provisions of the Public Authorities Law, sole responsibility for the determination of whether to enter into a lease shall rest with the authority.

Section 208.4. Lease award

Awards are subject to the negotiation of an acceptable dark fiber lease agreement and approval by the authority.

Section 208.5. Dark fiber lease provisions

Dark fiber leases may vary but will generally include the following provisions:

(a) The authority reserves the right to restrict the use of its facilities. Such restrictions may include but not be limited to: number and types of fiber optic leases allowed; and/or availability of fiber optic infrastructure.

(b) In the event of any relocation of any fiber optics infrastructure on a facility, made necessary as a result of construction or maintenance operations, or changes in authority policy or design standards, the authority may terminate existing lease agreements affected by the relocation without liability to the authority.

(c) The Provider shall be responsible for obtaining all necessary permits, approvals, etc. required by any Federal agency or other State agency for the utilization of fiber optic infrastructure and shall furnish to the authority copies of such permits and approvals.

(d) Acceptance of a lease by the selected Provider shall constitute an agreement by the selected Provider to indemnify and hold harmless the authority, its officers, agents, and employees from all loss, expense, liability, claim, cost, damage, and harm, including attorney's fees, arising out of or relating to the foregoing. Such indemnification agreement shall apply regardless of any negligence or fault on the part of the authority, its officers, agents, and employees.

; 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 20th day of February, 2014.

Joseph Ruggiero, Secretary

5) DWI Policy - Tabled

Chairman Gerentine asked for discussion on the Governance Committee recommendation to adopt a DWI policy regarding employee use of Authority vehicles. Authority Counsel Carl Whitbeck explained the need for the policy, noting that this would apply a consistent procedure when employees do not have the proper license to operate a vehicle in the conduct of their duties. Commissioner Ramaglia noted that an employee may be able to legally operate a vehicle under a conditional license and questioned how the policy would apply to those employees. Commissioner Higgins questioned if employees would be compensated for a reduction in pay or suspension of employment if they are subsequently found innocent. Mr. Whitbeck noted that the decision to suspend or otherwise restrict a driver's license is not within the prerogative of the Authority. The policy is directed towards those employees who must be able to drive as a condition of employment and whose ability to do so has been suspended under NYS law. After additional discussion, Mr. Whitbeck said he would propose additional language to clarify certain provisions.

This concluded the regular meeting. Chairman Gerentine asked for a motion to adjourn the meeting. On a motion of Commissioner Higgins, seconded by Vice Chairman Ramaglia and approved unanimously, the regular meeting adjourned at 3:45 P.M.

The next regular meeting is scheduled for March 20, 2014 at 3:00 P.M. at Headquarters.