

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

HELD AT NEWBURGH-BEACON BRIDGE, BEACON, N.Y. ON  
October 17, 2013

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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  
Dressel, Roderick O., Commissioner  
Higgins, Roger P., Commissioner  
Lashua, C. Vane, Commissioner

Whitbeck, Carl G., Counsel

OFFICERS:

Ruggiero, Joseph, Secretary  
Bushek, Brian, Treasurer

ABSENT:

Ramaglia, Joseph, Vice Chairman

Chairman Gerentine called the meeting to order at 3:02 pm. The Chairman welcomed the Board and staff to the Newburgh-Beacon Bridge, noting that the Board conducted a field review of the Authority's southspan redecking project. Chairman Gerentine called for a motion to adopt the minutes of the regular meeting of September 19 2013. On motion of Commissioner Higgins, seconded by Commissioner Lashua, the minutes of the September 19, 2013 Regular Meeting were adopted unanimously.

ADMINISTRATION:

1) NYS OGS Gasoline Contracts

Mr. Moreau presented the NYS OGS Gasoline Contract approval to the Board in Mr. Russo's absence. The NYS Office of General Services (OGS) recently awarded new one-year contracts for the bulk purchase of fuel oil and diesel fuel for use by all agencies and authorities. The Authority typically relies on the OGS contracts, which provide the benefit of a volume discount. Mr. Russo recommended the NYS OGS contracts for the purchase of fuel oil and diesel as needed, based on the terms and daily pricing provisions described therein. 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.: 013-098

Resolution Date: October 17, 2013

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

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

BE IT RESOLVED the Authority hereby adopts the following NYS OGS Fuel contract and the terms and conditions defined therein for the procurement of unleaded fuel from the identified vendors as needed at the daily unit prices as calculated in accordance with the contract terms:

OGS Award 22683 Unleaded Fuel Contract

Period: 9/20/2013 through 9/18/2014

Vendor(s): Main Brothers Oil Co., Global Montello Group 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 17<sup>th</sup> day of October 2013.

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Joseph Ruggiero, Secretary

ENGINEERING:

1) System-Wide Substructure Repairs Project - Design

Mr. Moreau indicated to the Board that two responses were received from the advertisement in the NYS Contract Reporter for design services surrounding System-Wide Substructure Repairs. Foit-Albert Associates, a WBE, has performed this design service for us numerous times in the past and was the low proposer at \$112,110.00. A brief discussion followed regarding if the project includes the bridge approaches as well concrete substructures. Chairman Gerentine called for 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.: 013-099

Resolution Date: October 17, 2013

WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to award a contract for professional design services in connection with the System-Wide Substructure Repairs to be designated BA-2014-RE-101-DE; and,

WHEREAS, the Authority's Engineering Department advertised this request in the NYS Contract Reporter and received two cost proposals; and,

WHEREAS, the Authority's Engineering Department has reviewed the cost proposals and has determined that Foit-Albert Associates is best qualified to provide the required professional services; now therefore,

BE IT RESOLVED that a professional service agreement be awarded to Foit-Albert Associates, of Albany, NY in an amount not to exceed \$112,110.00.

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 17<sup>th</sup> day of October 2013.

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Joseph Ruggiero, Secretary

2) RVWB Sidewalk & Railing Replacement Project - Design

Mr. Moreau reported to the Board that the RVWB sidewalk and railing replacement design assignment was advertised in the NYS Contract Reporter. While twenty-three (23) requests for the RFP were received, only three (3) consultants returned proposals. GPI of Albany, New York, submitted the best overall proposal, with a not to exceed cost of \$268,000.00. GPI has performed a number of engineering assignments for the Authority in the past and has a well-seasoned group of design engineers assigned to this project. 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.: 013-100

Resolution Date: October 17, 2013

WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to award a contract for professional design services in connection with the replacement of the sidewalk and railings at the Rip Van Winkle Bridge to be designated BA-2014-RE-102-DE; and,

WHEREAS, the Authority's Engineering Department advertised this request in the NYS Contract Reporter and received three cost proposals; and,

WHEREAS, the Authority's Engineering Department has reviewed the cost proposals and has determined that Greenman-Pedersen, Inc., is best qualified to provide the required professional services; now therefore,

BE IT RESOLVED that a professional service agreement be awarded to Greenman-Pedersen, Inc., of Albany, NY in an amount not to exceed \$268,000.00.

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 17<sup>th</sup> day of October 2013.

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Joseph Ruggiero, Secretary

3) System-Wide Street Sweeping Services

Mr. Moreau informed the Board that the annual sweeping services contract was advertised in the NYS Contract Reporter and three (3) proposal packages were requested. The bid opening date was Tuesday, September 24 and one (1) bid was received. The bid was from the previous sweeping contractor, Community Custom Services, who maintained the same pricing as last year. The bid price was \$946.00 per day with an estimated forty-five (45) days of sweeping. The contract will be on an “as-needed” basis and will be in the not-to-exceed amount of \$42,570.00. 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.: 013-101

Resolution Date: October 17, 2013

WHEREAS, bids were solicited through the New York State Contract Reporter for the contract entitled Systemwide Street Sweeping Services (BA-2013-OE-114-OT) for all of the bridges and one bid was received on September 24<sup>th</sup>, 2013, the low bidder being Community Custom Services at a price of \$946.00 per day; and,

WHEREAS, after a review of the bids by the Engineering Department, it is recommended that a purchase order be issued to the low bidder, now therefore,

BE IT RESOLVED that a purchase order be issued to Community Custom Services of Staatsburg, New York at a cost not-to-exceed \$42,570.00; and,

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

IN WITNESS WHEREOF, this resolution has been duly adopted this 17th day of October 2013.

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Joseph Ruggiero, Secretary

4) General Consultant Extension

Mr. Moreau indicated to the Board that three years ago the Authority advertised for a general consulting services contract. The contract allows for an extension of services; Mr. Moreau recommended awarding a three-year additional term. Modjeski and Masters has an excellent performance record with the Authority and has completed this initial three-year assignment under budget despite a number of unexpected repairs to the system. Mr. Moreau noted that Dr. Barney Martin has been promoted to both President and Chief Executive Officer of Modjeski & Masters and provides service from their Poughkeepsie office. M&M was the designer of record for three of the six vehicular spans. Chairman Gerentine 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.: 013-102

Resolution Date: October 17, 2013

WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to issue an extension to the multi-year professional engineering services contract awarded to Modjeski & Masters on November 18<sup>th</sup>, 2010 as the Bear Mountain/Newburgh-Beacon/Mid-Hudson/Kingston-Rhinecliff/Rip Van Winkle/Walkway Over the Hudson Bridges "General Consultant" designated as (BA-2011-RE-101-ES); and

WHEREAS, the Board also allowed for, on November 18<sup>th</sup>, 2010, the extension of this contract for three or more additional years; and

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

BE IT RESOLVED that the existing agreement BA-2011-RE-101-ES be extended for a three (3) year term at a not-to-exceed cost of \$2,650,000.00; 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 17<sup>th</sup> day of October 2013.

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Joseph Ruggiero, Secretary

5) TTI Preventative Maintenance Contract

Mr. Moreau indicated to the Board that a contract was executed in December of 2011 with TTI to perform preventative and on-call maintenance on the toll system. The original term was established as three years with an option to extend for two additional years. In October 2012, the scope of work was expanded to include maintenance previously provided by TRMI. Accordingly, the agreed price was adjusted and the final year of the initial three year term has been completed on budget. Mr. Moreau recommended extending the contract for the additional two years at the same scope and rate, identified in the original contract at a not-to-exceed \$67,200.00, covering 2013 through 2014 and 2015. Commissioner Higgins 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.: 013-103

Resolution Date: October 17, 2013

WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to issue an extension to the multi-year toll maintenance services contract awarded to Traffic Technologies, Inc. (TTI) on December 22, 2011 designated as (BA-2010-OO-012-PS); and

WHEREAS, the RFP allowed for the extension of this contract for two more additional years; and

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

BE IT RESOLVED that the existing agreement BA-2010-OO-012-PS be extended for a two (2) year term at a not-to-exceed cost of \$67,200.00; 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 17<sup>th</sup> day of October 2013.

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Joseph Ruggiero, Secretary

6) Jobs in Progress

Mr. Moreau advised the Board regarding the Engineering Jobs in Progress Report for the month of September, noting that the Walkway Over the Hudson Navigation project is underway. Also mentioned was the NBB paint project, which is about two thirds done, right on schedule and on budget. 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.: 013-104

Resolution Date: October 17, 2013

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 17th day of October 2013.

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Joseph Ruggiero, Secretary

FINANCIAL:

1) Investment Transaction Report

Mr. Bushek reviewed the Investment Report for the month of September noting five investments for the month. Mr. Bushek noted that the interest income and yields remain steady. Chairman Gerentine called for a motion. On a motion of Commissioner Dressel, seconded by Commissioner Lashua, the following resolution was adopted unanimously:

**NEW YORK STATE BRIDGE AUTHORITY**  
**BOARD RESOLUTION**

Resolution No.: 013-105

Resolution Date: October 17, 2013

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 September 19, 2013; 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 17<sup>th</sup> day of October 2013.

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Joseph Ruggiero, Secretary

## 2) Worker's Compensation Renewal

Mr. Bushek reported that the Authority's Workers' Compensation Insurance policy renews October 21, 2013 and, as with the expiring policy, the State Insurance Fund has offered a 35% upfront discount on the manual rates charged on each dollar of Authority payroll. Typically, all companies offer some percentage discount but in prior competitive bid processes the State Insurance Fund offers the highest discount by far. The 35% discount is currently the maximum the State Insurance Fund gives to their policyholders and that few customers receive this level of discount. Based upon salaries for the 2012-2013 audit this year's premium quote falls from the estimated \$304,090 to \$247,988.32, a decrease of \$56,102, or 18.4% not including the \$5,000 broker fee charged annually. This decrease was primarily the result of the reduction in rates and was partially offset by deterioration in the Authority's experience modification. The Authority in the past few years has seen increases in workers compensation claims resulting in an increase in the Authority's experience modification which increases from 1.06 quoted in 2012 to 1.12. Mr. Bushek noted that in 2012 the experience modification was quoted as 1.06, but reduced to 1.00 after an interim review found an error that brought down the quoted premium by \$25,000 before final audit. The modification increases to 1.12 this year with the Authority not expecting a downward revision. The Authority is actively taking steps to address this increase through the Safety Committee and is seeing positive results from these efforts. The experience modification used for this quote is based on the valued claims for the policy periods for 2010 through 2012, prior to the full implementation of the latest safety committee initiatives. The Authority expects to see improved experience priced in on the 2014 renewal. Note that this quote is subject to audit as the final premium cost is based on salaries which are audited by the State Insurance Fund at the end of the policy year. The broker, Associates of Glens Falls (AGF), approached several other markets and received declinations as indicated in the quote due to the fact that they, and many other companies, do not want to insure job classifications that include bridge painters and operators of marine vessels. The Authority believes it has received the lowest price possible for this insurance and Mr. Bushek recommended the Board to approve this purchase. 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.: 013-106

Resolution Date: October 17, 2013

WHEREAS, the Board has reviewed the report relative to the purchase of workers' compensation insurance; now therefore

BE IT RESOLVED the New York State Bridge Authority does hereby approve this purchase with the State Insurance Fund, through Associates of Glens Falls Inc., at a not-to-exceed cost, subject to payroll audit, of \$247,988.32 including a \$5,000 broker fee; and

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

IN WITNESS WHEREOF, this resolution has been duly adopted this 17th day of October 2013.

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Joseph Ruggiero, Secretary

3) Accident Review Committee Report Third Quarter 2013

Mr. Bushek reported that there were 56 accidents on Authority facilities in the third quarter of 2013 compared with 43 the previous year and 60 in 2011. During this period there were 3 accidents involving Authority personnel, there were no injuries. This compares with 5 the previous year. 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 and no expenditures were noted in the month of September.

2) September 2013 Traffic and Revenue Analysis

Year to date Bridge Authority's traffic numbers are down 234,150 from last year's traffic count, a decrease of 0.53%. While overall traffic numbers are down traffic has increased in five of the last six months. No action was required by the Board.

3) September 2013 E-ZPass Sales Analysis

The Authority sold 970 tags in September 2013, compared to 28 sold in September of 2012. Year-to-date 2013 tag sales are 8,814, compared to 523 sold year to date 2012, an increase of 1,585%. No action was required by the Board.

This concluded the regular meeting. Chairman Gerentine asked for a motion to adjourn the meeting. On a motion of Commissioner Dressel, seconded by Commissioner Lashua and approved unanimously, the regular meeting adjourned at 3:16 P.M.

The next regular meeting is scheduled for November 21, 2013 at 3:00 P.M. at Headquarters.