

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

HELD AT HEADQUARTERS, HIGHLAND, N.Y. ON
October 18, 2012

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:

Vecellio, Francis N., Chairman
Gerentine, Richard A., Vice Chairman
Higgins, Roger P., Commissioner
Lashua, C. Vane, Commissioner

Whitbeck, Carl G., Counsel

OFFICERS:

Ruggiero, Joseph, Secretary
Bushek, Brian, Treasurer

ABSENT:

Dressel, Roderick O., Commissioner
Ramaglia, Joseph, Commissioner

Chairman Vecellio called the meeting to order at 3:05 pm and called for a motion to adopt the minutes of the September 20, 2012 Regular Meeting. On motion of Commissioner Higgins, seconded by Commissioner Gerentine, the minutes of the September 20, 2012 Regular Meeting were adopted unanimously.

ENGINEERING:1) Bid Results for MHB & NBB Steel Repair

Mr. Moreau indicated to the Board that the Authority advertised for a cost proposal for various steel repairs at the Mid-Hudson and Newburgh-Beacon Bridges. The assignment included repairing the wind link assembly at the (MHB) and repairing the bottom chord cover plates at nine (9) joint locations at the (NBB). Mr. Moreau explained that the repairs became evident during routine inspections. Mr. Moreau further indicated that the package was requested by fourteen contractors. Three (3) bids were received with Piasecki Steel of Castleton, New York, providing the low bid. Mr. Moreau recommended award of a contract to Piasecki Steel in the amount of \$939,000.00. Chairman Vecellio 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.: 012-110

Resolution Date: October 18, 2012

WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to award a contract for steel repairs at both the Mid-Hudson and Newburgh-Beacon Bridges to be designated BA-2012-RE-118-CM; and

WHEREAS, the Authority's Engineering Department advertised this request in the NYS Contract Reporter and received three (3) cost proposals; and

WHEREAS, the Authority's Engineering Department has reviewed the cost proposals and has determined that Piasecki Steel is the apparent low bidder; now therefore

BE IT RESOLVED that a contract be awarded to Piasecki Steel, of Castleton, NY in an amount not to exceed \$939,000.00.

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 18th day of October 2012.

Joseph Ruggiero, Secretary

2) M & M Assignment – MHB Wind Tongue

Mr. Moreau indicated to the Board that M&M is our General Consultant and their agreement allows for additional work assignments on an as-needed basis per contract BA-2011-OE-101-ES. This Spring's bridge inspection program uncovered some cracking of the tower strut on the Mid-Hudson Bridge. This condition was recorded as a yellow flag and reported to NYSDOT in accordance with standard procedures. Flag conditions are reported so that repairs can be tracked and monitored with repairs scheduled as soon as possible. Mr. Moreau noted that no additional funds are required as the budget for on-call repairs has not been exceeded. No action by the Board is needed.

3) Fiber Maintenance Contract Award

Mr. Moreau indicated to the Board that the System Wide Fiber Maintenance Services RFP was advertised in the NYS Contract Reporter and MWBE firms were sought through use of the approved database search utilities. Mr. Moreau noted that all 40 firms in the MWBE database were contacted directly, with only one company requesting a copy of the RFP. Three responses to the RFP were received: G4S Technology (formerly Adesta), Schupp's Line Construction Inc. (MWBE & DBE) and Millennium Communications Group Inc. Mr. Moreau explained that past experience with G4S (under the name Adesta) has been very negative. In instances where work was previously done on NYSBA facilities, the quality of the work was found to be far below industry standards or what NYSBA would consider to be acceptable. Mr. Moreau went on to say that based on these factors the Authority considered G4S disqualified. Millennium Communications Group Inc. failed to include information requested in the RFP and is deemed unresponsive. Mr. Moreau recommended an award of this contract to Schupp's Line Construction Inc. Mr. Ruggiero added that no monies will be paid out unless they were called for their services. Chairman Vecellio 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.: 012-111

Resolution Date: October 18, 2012

WHEREAS bids were solicited through the New York State Contract Reporter for the contract entitled "System Wide Fiber Maintenance Services" (BA-2012-OO-002-IT) and three bids were received, Schupp's Line Construction, Inc. was the recommended vendor for this service; and

WHEREAS, the Board of Commissioners has reviewed the memorandum describing the Fiber Maintenance Contract award; now therefore

BE IT RESOLVED that Schupp's Line Construction Inc. be awarded the maintenance contract with the following rates: fiber repair regular work week hours-\$235.00/hour, off hours-\$280.00; trenching and backfilling regular work week hours-\$255.00, off hours-\$310.00; 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 18th day of October, 2012.

Joseph Ruggiero, Secretary

4) Utility Enhancement at NBB – Design Build

Mr. Moreau apprised the Board that the electrical system at the NBB was built in pieces to support the needs of the two spans as they evolved. This means the north span receives its power from the maintenance building basement and the south span receives its power from the administration building basement. Each span has a limited number of circuits and when a short is experienced, the Authority loses multiple systems, most commonly, our traffic control system. The electrical system on the south span is being replaced along with the deck work. The north span electric is scheduled for future replacement in the Capital Plan. This leaves the electric service entrance and the supply lines between the buildings and the bridge abutments unaltered. As the Authority considers additional fiber optic lines it appears a new alignment on the east approach would best serve future needs. The Authority would like to build a new electrical switch room to service both bridges with the connections to the buildings through the existing toll plaza tunnel. Mr. Moreau explained that this will allow us to isolate shorts more effectively and providing a higher level of reliability for all of our electrical systems. While this portion of the electrical system at NBB was not discreetly identified in the five year Capital Plan, the Engineering department would like to perform this work in advance of the deck replacement project so that it can provide a seamless integration of the work as it is performed in steps. This new electrical room is also in a convenient location to house a co-location space for our current fiber optic leases. Mr. Moreau noted that the new fiber optic line will also share a good portion of this utility alignment, affording us a great deal of flexibility in the future. Mr. Moreau added that Transdyn has successfully advanced two design build projects for the Authority recently, both associated with fiber optic and electrical work on our Homeland Security projects. This project could also be handled as a design build assignment. The Authority's experience with Transdyn has been excellent and it is felt that their work at NBB makes them uniquely qualified for this assignment. Mr. Moreau went on to say that working with Transdyn will also maintain the confidentiality of the power and security systems at this bridge. A cost proposal was provided to complete this work in an amount not-to-exceed \$254,000.00. Mr. Moreau also noted that over 80% of this contract will be subcontracted to W/MBE businesses. Chairman Vecellio 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.: 012-112Resolution Date: October 18, 2012

WHEREAS, the Board has determined it is in the Authority's interest to retain a design build contractor to perform utility upgrades at the Newburgh-Beacon facility; and

WHEREAS, the Authority has previously retained Transdyn, Inc., of East Rutherford, New Jersey for similar work through a competitively advertised opportunity; and

WHEREAS, advertising for these services would expose confidential information on the Authority's existing electrical and security systems; and

WHEREAS, our General Counsel has reviewed this procurement of services and agrees with this recommendation as it is essential to maintain the confidentiality of our facility; now therefore

BE IT RESOLVED that the Authority's Public Procurement Policy opportunity be waived in this instance, due to the secure nature of the subject and that a contract be awarded to Transdyn, Inc., in the amount of \$254,000.00 to complete said enhancements; 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 18th day of October, 2012.

Joseph Ruggiero, Secretary

5) UPS Upgrade at BMB

Mr. Moreau indicated to the Board that based on the Authority's experience at the Kingston-Rhinecliff Bridge (KRB) and the intention to expand Project Nightwatch to Bear Mountain, the Authority has looked into improving the UPS power capacity. The Authority's electrical engineer, Lockwood, Kessler, Bartlette (LKB) previously, reviewed the power requirements and existing conditions and provided us with a design for the KRB upgrade. Mr. Moreau explained that the Authority would mimic the enhancements from KRB and not hire an electrical design engineer. Mr. Moreau informed the Board that the main power servicing the Administration building at BMB still runs through a 1940's vintage panel and replacing this panel alone is \$2,770.00. The Authority's computer equipment is powered from multiple circuits which make UPS supply power difficult to protect from potential shorts. Mr. Moreau recommended isolating the power supply and computer equipment by installing a single new transformer and a new feeder to meet the 100 amp capacity; this task is \$13,230.00. To actually install an upgraded UPS system capable of providing the 100 amp is \$8,070.00. Mr. Moreau went on to say that in total, it is nearly \$25,000.00 worth of work, which would normally be designed for bid, advertised and brought to the Board for award. Mr. Moreau explained that if the Authority follows the strategy from KRB and hire an electrical engineer to prepare the bid documents, the estimated consulting fee would be approximately \$20,000.00. Mr. Moreau added that advertising this project for public bid would expose vulnerabilities regarding the electric service and backup emergency power. Mr. Moreau requested the Board to authorize procurement of these services under the Authority's Homeland Security Program, per Authority Counsel's advice. Perreca Electric was selected to perform similar work at RVWB and KRB through an hourly rate labor cost competition. Accordingly, Mr. Moreau recommended an award to them for this assignment. Chairman Vecellio 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.: 012-113Resolution Date: October 18, 2012

WHEREAS, the Board has determined it is in the Authority's interest to retain an electrician to upgrade the Uninterruptable Power Supply (UPS) at the Bear Mountain Bridge; and

WHEREAS, the Authority's has previously retained Perreca Electric of Newburgh, New York for similar work through a competitive hourly wage comparison; and

WHEREAS, advertising for these services would expose confidential information on the Authority's existing electrical and security systems; and

WHEREAS, our General Counsel has reviewed this procurement of services and agrees with this recommendation as it is essential to maintain the confidentiality of our facility; now therefore

BE IT RESOLVED that the Authority's Public Procurement Policy opportunity be waived in this instance, due to the secure nature of the subject and that a contract be awarded to Perreca Electric in the amount of \$24,070.00 to complete said enhancements; 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 18th day of October, 2012.

Joseph Ruggiero, Secretary

6) Interim Treated Salt Supply

Mr. Moreau informed the Board that the NYS Office of General Services (NYSOGS) has not awarded procurement contracts for Snow/Ice Control Agents as of yet. This is how the Authority has previously purchased the Type 2 treated salt that is used on the bridges. With no OGS contract in place, Mr. Moreau contacted the various treated salt suppliers from past contracts for pricing to fill the salt sheds from last year and to provide an interim source of salt until an OGS contract is approved and put into place. Mr. Moreau indicated that he emailed a request to the suppliers to provide a price per ton on salt to be supplied as needed up to a quantity of 150 tons each for four bridges. The initial shipment to fill the salt sheds of 160 tons would be delivered right away, leaving a balance of 450 tons to meet future needs. This Type 2 treated salt is a NYSDOT specification and only produced by a few companies. Mr. Moreau said that two price quotes were received and one declined to bid. The price for 150 tons of treated salt ranged from \$10,438.50 to \$11,281.50 depending on location. The total of the four purchase orders would be \$44,250.00. Mr. Moreau noted that the quantities of treated salt will not carry the Bridge Authority through the winter and that these quantities are to fill the salt sheds to capacity prior to the season and provide a quantity to resupply until an NYSOGS contract comes into effect. Mr. Moreau mentioned that the prices actually decreased since last year. Chairman Vecellio 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.: 012-114Resolution Date: October 18, 2012

WHEREAS, the Board has determined it is in the Authority's interest to award a contract to supply winter deicing salt; and

WHEREAS, the Authority has previously purchased this product through the NYSOGS contract which is not in place at this time; and

WHEREAS, unit prices were solicited from available suppliers; and

WHEREAS, International Salt, of Clark's Summit, Pennsylvania provided the low quote

BE IT RESOLVED that the Authority award four purchase orders, one for each facility, with a total amount not to exceed \$44,250.00; 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 18th day of October, 2012.

Joseph Ruggiero, Secretary

7) Jobs in Progress Monthly Report

Mr. Moreau reported on the Engineering Jobs in Progress Report for the month of September, noting that the Mid-Hudson resurfacing approach and joint repairs are complete. The Newburgh-Beacon Bridge paint project is 60% done. Chairman Vecellio called for a motion. 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.: 012-115Resolution Date: October 18, 2012

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 18th day of October 2012.

Joseph Ruggiero, Secretary

FINANCIAL:1) Investment Transaction Report

Mr. Bushek reviewed the Investment Report for the month of September noting four investments for the month. Mr. Bushek mentioned the interest income and yield remains fairly steady. Chairman Vecellio called for a motion. 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.: 012-116Resolution Date: October 18, 2012

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 20, 2012; 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 18th day of October 2012.

Joseph Ruggiero, Secretary

2) Workers Compensation Renewal

Mr. Bushek indicated to the Board that our Workers' Compensation Insurance policy renews October 21, 2012 and, as with the expiring policy, the State Insurance Fund has offered the Authority a 35% upfront discount on the annual 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. Mr. Bushek further indicated that the 35% discount is currently the maximum the State Insurance Fund gives to their policyholders and the Authority has been told few customers receive this level of discount. Based upon salaries for the 2010-2011 audit this year's premium rises from \$262,614 to \$304,090, an increase of \$41,476, or 16% not including the \$5,000 broker fee, which also increased from prior years, charged annually. This increase was primarily the result of the deterioration in the Authority's experience modification. The Authority in the past few years has seen an increase in workers compensation claims resulting in a substantial increase in our experience modification. Mr. Bushek added that previously the Authority would have received an experience modification credit which will now become an incremental charge. Mr. Bushek assured the Board that the Authority is actively taking steps to address this increase through the Safety Committee. 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 from several other insurers' quotation. This was due to the fact that many companies do not want to insure job classifications that include bridge painters and operators of marine vessels. Mr. Bushek went on to say that AGF did receive a quote from PERMA Insurance of \$315,515, however being a cooperative this quote while being higher than NYSIF would also expose the Authority to incremental risk. The final premium cost is based on salaries which are audited by the State Insurance Fund at the end of the policy year which will determine the final cost. The Authority believes it has received the lowest price possible for this insurance and Mr. Bushek recommended the Board to approve this purchase. Chairman Vecellio 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.: 012-116

Resolution Date: October 18, 2012

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 20, 2012; 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 18th day of October 2012.

Joseph Ruggiero, Secretary

3) Accident Review Committee Report Third Quarter 2012

Mr. Bushek reported to the Board that there were 43 accidents on Authority facilities in the Third quarter of 2012. This compares with 60 the previous year. Mr. Bushek noted that during that period there were 5 accidents involving Authority personnel with no injuries which compares with 6 the previous year. No action was required by the Board.

OPERATIONS:1) TTI Annual Maintenance Renewal and Lane Software Assignment

Mr. Ferguson apprised the Board that the Authority cancelled its lane controller software retainer with TRMI on August 24, 2012. Mr. Ruggiero explained that Traffic Technologies Inc. ("TTI") is currently under contract with the Authority to provide toll plaza/central maintenance through October, 2013. TTI is capable of performing lane controller software maintenance for the Authority without training or orientation. The toll collection system requires that the lane controller software be maintained seamlessly to insure the revenue stream to the Authority. It is recommended that the Board authorize the extension of the toll plaza/central maintenance retainer with TTI to provide on-call/emergency lane controller software maintenance and support through October, 2013, increasing the hours allocated under the retainer from 112 to 192 at a total cost of \$31,680. Chairman Vecellio 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.: 012-117Resolution Date: October 18, 2012

WHEREAS, the Authority has terminated the lane controller software maintenance agreement with TRMI as a result of unacceptable performance on other contracts with the Authority; and

WHEREAS, Traffic Technologies, Inc. (hereinafter "TTI") has experience with the Authority's lane controller software maintenance and is capable of providing such maintenance services without training or orientation; and

WHEREAS, the lane controller software is critical to the collection of tolls for the Authority which is the Authority's sole revenue source; and

WHEREAS, the authorization for the third year of the current TTI maintenance contract is now due; and

WHEREAS, TTI has provided adequate service and it is in the interest of the Authority to continue this contract without interruption; NOW, THEREFORE,

BE IT RESOLVED, that the Authority retain the services of **TTI** through October, 2013 as part of the existing plaza/central maintenance retainer (BA-201 0-00-012-PS), and extend the scope of services to include the lane controller software for a total of 192 hours at \$31,680.

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 September.

2) Traffic Classification Report

Mr. Ruggiero reported the Traffic Classification Comparison report for the year to date September 2012 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 \$12,368,468.00 above last year's receipts. Mr. Ruggiero noted declining traffic is a direct result of high gas prices. No action was required by the Board.

OLD BUSINESS:1) TTI Nightwatch Integration Assignment

Mr. Bushek apprised the Board that in September 2012, the Board approved the agreement with TTI to familiarize itself with the Nighwatch software and investigate the software crashes. TTI completed this agreement and resolved the software crashes. During the course of testing the Authority identified a number of issues primarily surrounding the Image Handler and the Web Application. Mr. Ruggiero explained that the Authority reviewed the list of issues with TTI who was asked to provide an estimate to resolve. Having received the estimate the Authority made the decision to utilize in-house staff, to the extent possible, to reduce the scope of work. The remaining issues TTI has proposed an estimate of \$30,000 and approximately 6 weeks to resolve. Chairman Vecellio 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.: 012-118Resolution Date: October 18, 2012

WHEREAS, the Board has reviewed the report relative to the Nightwatch project and the estimate from Traffic Technologies Inc. (TTI) based on the scope of work to resolve known problems with Nightwatch applications; now therefore

BE IT RESOLVED the New York State Bridge Authority does hereby approve the purchase from TTI under the existing support contract BA-2012-OO-006-PS at a not to exceed amount of \$30,000; 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 18th day of October 2012.

Joseph Ruggiero, Secretary

This concluded the regular meeting. Chairman Vecellio asked for a motion to adjourn the meeting. On a motion of Commissioner Higgins, seconded by Commissioner Lashua and approved unanimously, the regular meeting adjourned at 3:30 P.M.

The next regular meeting is scheduled for November 15, 2012 at 3:00 P.M. at Headquarters.