

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

HELD AT HEADQUARTERS, HIGHLAND, N.Y. ON
DECEMBER 17, 2020

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

IN ATTENDANCE VIA ZOOM TELECONFERENCE:

BOARD MEMBERS:

McDonald, Joan, Chair
Bruni, Maria, Vice-Chair
Berardi, Alexander, Commissioner
Gilbert, Ilan, Commissioner
Jarvis, Colin, Commissioner
O'Brien, Michael, Commissioner

OFFICERS:

Sullivan, Tara, Secretary
Bushek, Brian, Treasurer

Chair McDonald called the meeting to order at 3:10pm. First order of business was to adopt the Regular Board meeting minutes of November 19, 2020. Chair McDonald called for a motion. On a motion of Commissioner O'Brien, seconded by Commissioner Berardi, the minutes of the November 19, 2020 Regular meeting were, adopted as amended unanimously by the Commissioners present:

ENGINEERING:

1) Request for Travel Authorization – Ryan Griffiths

Mr. Wright informed the Board that the Authority's under bridge inspection truck is currently being remanufactured at the Aspen Aerials facility in Duluth, MN. The truck will be complete sometime in the beginning of February 2021. We would like to fly our lead operator, Ryan Griffiths, to MN to receive two (2) days of training on the new truck and to drive the truck back to NY. The travel expenses would be offset by the savings of \$5,000 for having a second party transport the truck back to NYSBA and a savings of \$8,000 by doing the truck training in MN, as opposed to paying Aspen Aerials to do the training onsite in NY. We anticipate the total cost of the trip to be approximately \$1,300.00. Expenses will include the cost of an airline ticket to Duluth, MN, all meals, a hotel room there for three (3) nights and two nights on the road while transporting the truck back to NY. Estimated expense documentation as of today is attached; flight and hotel pricing may vary. Chair McDonald called for a motion. On a motion of Commissioner Gilbert and seconded by Commissioner O'Brien, Chair McDonald called for a roll call vote. All Commissioners present voted aye unanimously:

NEW YORK STATE BRIDGE AUTHORITY BOARD RESOLUTION

Resolution No.: 020-122

Resolution Date: December 17, 2020

WHEREAS, the Board of Commissioners has reviewed the travel authorization request memo for Ryan Griffiths, lead operator of the Authority's under-bridge inspection truck and Senior Laborer at the Newburgh-Beacon Bridge, to travel to Duluth, Minnesota in February 2021 to receive two (2) days of training on the newly rehabilitated truck at Aspen Aerials and to drive the vehicle back to New York; and

WHEREAS, Mr. Griffiths' travel expenses are estimated at approximately \$1,300.00 for a one-way flight to Duluth and lodging and meals for the duration of his expected three (3) days and two (2) nights on the road; now therefore

BE IT RESOLVED that the Board of Commissioners of the New York State Bridge Authority approve Mr. Griffiths' travel request, as per NYSBA travel guidelines, estimated at approximately \$1,300.00; and

BE IT FURTHER RESOLVED that the Acting Executive Director, or her 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 December, 2020.

Tara Sullivan, Secretary

2) Under Bridge Inspection Truck Rehabilitation – Additional Rehab Work

Mr. Wright explained to the Board that the Authority's under bridge inspection truck was manufactured in 2008. American National Safety Institute (ANSI) guidelines dictate that the unit undergo a complete rehabilitation and inspection after twelve (12) years. In July of 2020, the Board approved issuing a purchase order to Aspen Aerials to rebuild our existing inspection truck body and place it on a new cab and chassis at a cost of \$447,598.00. At the time of the award the original estimate from Aspen Aerials had indicated that additional work, pending inspection, could amount to upwards of \$75,000.00. After the truck arrived in Minnesota, it underwent a more detailed examination and that inspection revealed \$42,696.00 in additional costs for rebuilding and replacing components. The work includes rebuilding hydraulic cylinders, replacing the sliding counterweight components, upgrading the intercom system, replacing the radio control system, repairing the rear body box and replacement of a hydraulic cylinder cover. The Authority does not expect any additional costs. Purchasing a brand new unit would have cost the Authority \$700K. The old unit had a trade in value of \$75K, making the net cost of a new unit \$625K. This machine, at a cost of \$490,294, will essentially be a new unit, saving the Authority \$134,706.00. Mr. Wright recommended for approval by the Board, the issuance of an additional purchase order to Aspen Aerials, of Duluth, MN, to cover the above items, at a not-to-exceed cost of \$42,696.00. Chair McDonald called for a motion. On a motion of Commissioner Berardi, seconded by Commissioner O'Brien, Chair McDonald called for a roll call vote. All Commissioners present voted aye unanimously:

NEW YORK STATE BRIDGE AUTHORITY BOARD RESOLUTION

Resolution No.: 020-123

Resolution Date: December 17, 2020

WHEREAS, on July 16, 2020, the Board of Commissioners of the New York State Bridge Authority authorized issuing a purchase order in the not-to-exceed amount of \$447,598.00 for the complete factory rebuild of NYSBA's Aspen A-62 under bridge inspection truck to Aspen Aerials, of Duluth, Minnesota, in accordance with American National Safety Institute (ANSI) guidelines; and

WHEREAS, Aspen Aerials, in their original estimate, indicated that after the under bridge inspection truck arrived in MN and underwent a more thorough and detailed examination, additional rebuilding work and replacing of components up to \$75,000.00 could be possible; and

WHEREAS, the Engineering and Maintenance department has reviewed and approved the total net cost proposal from Aspen Aerials for the additional work in the amount of \$42,696.00; now therefore

BE IT RESOLVED that the Board of Commissioners of the New York State Bridge Authority approve issuing a purchase order to Aspen Aerials, Inc., of Duluth, Minnesota, for the total not-to-exceed cost of \$42,696.00; and

BE IT FURTHER RESOLVED that the Acting Executive Director, or her 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 December 2020

Tara Sullivan, Secretary

3) OGS Gasoline Contracts Award

Mr. Wright informed the board that in 2018, the NYS Office of General Services awarded two-year contracts for the bulk purchase of gasoline to be utilized by all State agencies and authorities. That contract was recently extended through December 16, 2021. NYSBA relies on these OGS contracts, which provide the benefit of a statewide volume discount. The Authority's estimated requirements under this OGS contract were as follows: OGS Award 23092, Gasoline Statewide Period: 12/19/2018 extended through 12/16/2021: vendor: Global Montello Group Corp., Waltham, MA, quantity (All locations) 49,800gl, not-to-exceed \$110,949.26. Chair McDonald called for a motion. On a motion of Commissioner Berardi, seconded by Commissioner O'Brien, Chair McDonald called for a roll call vote. All Commissioners present voted aye unanimously:

NEW YORK STATE BRIDGE AUTHORITY BOARD RESOLUTION

Resolution No.: 020-124

Resolution Date: December 17, 2020

WHEREAS, the New York State Bridge Authority has determined it is necessary to procure gasoline 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 gasoline at bulk quantity rates for all agencies and authorities; now therefore

BE IT RESOLVED that the Authority's Board of Commissioners hereby approves creation of purchase orders for the procurement of gasoline from the identified vendors as needed, at the daily unit prices calculated in accordance with the contract terms and to issue purchase orders to the designated vendor(s) with the following not-to-exceed amounts:

OGS Award 23092 Gasoline Statewide Period: 12/19/2018 extended through 12/16/2021

Vendor: Global Montello Group Corp., Waltham, MA (All locations) \$10,949.26

BE IT FURTHER RESOLVED that the Acting Executive Director, or her 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 December 2020.

Tara Sullivan, Secretary

4) Jobs in Progress

Mr. Wright advised the Board regarding the Engineering Jobs in Progress Report for the month. NBB Redecking Project is going well. The Authority has been negotiating with Yonkers to expedite the project and have come to an agreement, which is being reviewed by counsel. We have agreed to a substantial completion date of 9/30/22, which provides for all traffic to be back to normal on both bridges, the toll plaza completely reconstructed and all work completed above the deck. Any increased costs associated with these new dates will be offset by deletions to Yonkers' scope of work. This will greatly reduce the impact to our travelling patrons. MHB Curb and Railing Project: the contractor has slowed operations for the winter and will be concentrating on work off the road, as weather permits. On a motion of Commissioner Gilbert and seconded by Commissioner Jarvis, Chair McDonald called for a roll call vote. All Commissioners present voted aye unanimously:

NEW YORK STATE BRIDGE AUTHORITY BOARD RESOLUTION

Resolution No.: 020-125

Resolution Date: December 17, 2020

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 Acting Executive Director, or her 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 December 2020.

Tara Sullivan, Secretary

FINANCIAL:

1) Investment Report

Mr. Bushek reviewed the monthly Investment Report noting nine investments for the month. Chair McDonald called for a motion. On a motion of Commissioner Jarvis and seconded by Commissioner Berardi, Chair McDonald called for a roll call vote. All Commissioners present voted aye unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 020-126

Resolution Date: December 17, 2020

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 November 19, 2020; now therefore

BE IT RESOLVED, that the Board of Commissioners of 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 Acting Executive Director, or her 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 December, 2020.

Tara Sullivan, Secretary

2) Annual Renewal of E-ZPass Discounts

Mr. Bushek explained to the Board that Title 21 NYCRR Section 201.2 entitled "Bridge Tolls" establishes tolls charged for passage across facilities owned and operated by the New York State Bridge Authority. It provides for discounted tolls allowed for fares paid through the E-ZPass Electronic toll system subject to the requirements of Title 21 NYCRR Section 201.6. Annually it is required that discounted tolls allowed for fares paid through E-ZPass shall expire on December 31st of each year, except and to the extent extended annually by the Authority. Mr. Bushek recommended the Board to award an approval, which extends the existing E-ZPass toll discounts implemented with the toll schedule on January 30, 2012 effective through December 31, 2012 to be extended from the eighth extension of December 31, 2020 to December 31, 2021. Chair McDonald called for a motion. On a motion of Commissioner Gilbert, seconded by Commissioner O'Brien, Chair McDonald called for a roll call vote. All Commissioners present voted aye unanimously:

NEW YORK STATE BRIDGE AUTHORITY BOARD RESOLUTION

Resolution No.: 020-127

Resolution Date: December 17, 2020

WHEREAS, Title 21 NYCRR Section 201.2 entitled "Bridge Tolls" establishes, by rulemaking process in accordance with state law, the tolls charged for passage across facilities owned and operated by the New York State Bridge Authority and provides for discounted tolls allowed for fares paid through the E-ZPass electronic toll system subject to the requirements of Title 21 NYCRR Section 201.6; and,

WHEREAS, the toll schedule requires that discounted tolls allowed for fares paid through the E-ZPass electronic toll system shall expire on December 31st of each year, except and to the extent extended annually by the Authority; now therefore

BE IT RESOLVED, that the Board of Commissioners of the New York State Bridge Authority extends the discount for fares paid through the E-ZPass electronic toll system as specified in the toll schedule placed in effect January 30, 2012 for the period through December 31, 2021; and

BE IT FURTHER RESOLVED, that the Acting Executive Director, or her 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 December, 2020.

Tara Sullivan, Secretary

3) Toll Systems Provider Award BA-2020-RO-011-IT

The Authority has planned for several years to replace its existing toll systems that were materially designed and installed when E-ZPass was implemented 20+ years ago. The Authority has monitored the industry transition to All Electronic Tolling (AET) both nationwide and locally at other NY Authorities as Tolls by Mail (TBM), and concludes that an AET system is in the best interest of the traveling public. The elimination of the need to stop and pay the toll will improve traveling time for our patrons, help reduce emissions, and support the construction project at Newburgh-Beacon North Span to replace the deck. The Authority has evaluated and recommended a cost-effective approach to upgrading its toll systems by having a new toll system designed, installed and operated by a vendor solely to support AET. The proposed strategy will retire the existing system as cash collection operations cease at each facility upon conversion to AET under this proposed contract. No historical tolling activity will be migrated to the new system. To support the replacement of the existing toll system, an RFP was issued in October 2020 for the above referenced contract. The Authority received three proposals by the December 1, 2020 deadline. All three were evaluated and two of the proposals were determined to be non-compliant with mandatory requirements of the RFP. The final evaluation sheet reflects the final evaluation and scoring of the proposals with a recommendation to award the contract to TransCore. Note that the Kapsch proposal was submitted for technical scoring provisionally as the Authority was left with only one proposal after review of compliance with all the mandatory requirements. The TransCore proposal consists of three main elements: Implementation at a cost of \$9,121,258, System Operation & Support for the first four years of \$4,129,074, and optional two additional two-year extensions (4yrs total) \$5,102,958. The Board was asked to consider items 1 and 2 at the December 2020 meeting. The amounts for 2020 and 2021 are reflected in the current Capital Program. The Contract will include an option for the extensions to be determined by the Board at a later date. The Authority has reviewed the MWBE goals under the proposal and finds them to be compliant with Authority requirements. Mr. Bushek recommended the Board award an approval to TransCore for the initial 4 year term. Chair McDonald added that she has worked with TransCore in the past and found them to be excellent and their scoring met all criteria. Chair McDonald also applauded the team on a great job in the scoring/vetting process. Chair McDonald noted that this project will be beneficial to the traveling customer and provide less risk for the Authority. Chair McDonald called for a motion. On a motion of Commissioner Berardi, seconded by Commissioner Jarvis, Chair McDonald called for a roll call vote. All Commissioners present voted aye unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 020-128

Resolution Date: December 17, 2020

WHEREAS, the New York State Bridge Authority (NYSBA) has determined that it is in the public interest to modernize tolling systems and processes at all of its facilities; and,

WHEREAS, NYSBA has determined that proceeding with development of a plan to implement Tolls by Mail / All Electronic Tolling is in the public interest; and

WHEREAS, the NYSBA has determined that contracting with TransCore to provide and operate a system(s) to transact and support technical elements of All Electronic Tolling including: the roadside toll collection system, the central tolling system, and toll transaction management reporting system is also in the public interest; and

WHEREAS, the Board has reviewed the staff memo regarding the proposed contract BA-2020-RO-011-IT Toll Systems Provider procurement; now therefore

BE IT RESOLVED, that the Board of Commissioners of the New York State Bridge Authority does hereby award the four year contract BA-2020-RO-011-IT Toll Systems Provider at a cost of \$13,250,332; and

BE IT FURTHER RESOLVED, that the Acting Executive Director, or her 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 December, 2020.

Tara Sullivan, Secretary

4) Approve Bridge Property & Loss of Revenue Insurance 2021 BA-2016-OA-004-IN

Mr. Bushek indicated to the Board that in October 2016, the Authority issued an RFP for Bridge Property and Loss of Revenue Insurance. In November 2016 the Authority received a single proposal from Risk Strategies, the incumbent vendor, for three years coverage. This proposal locked in the 2017 rates for three years with no risk to the Authority while still allowing premiums to be paid annually. The premium changes were only based on changes in insured values and revenues. The Authority retains the right to terminate at the end of each year and to extend the contract for two additional years at substantially the same terms and conditions. The Authority had anticipated receiving limited responses to this RFP and set no MWBE or SDV goals. The proposed 2020 premium of \$927,377 represents a \$15,861, or 1.7% increase, over the 2019 premium of \$911,516. For comparison, in 2018 was \$883,934, 2017 was \$858,154, 2016 was \$854,130, 2015 was \$836,916, 2014 was \$871,199 and 2013 was \$839,281. The 2020 premium increase is primarily attributable to an increase in the insurable values of \$2,134,100,000, or a 3.2% increase from \$2,068,430,000. The smaller element is attributable to the anticipated toll revenue increase during 2021. The bridge values are provided by Modjeski & Masters and the projected revenues are based on the 2020-2024 budget and financial plan. Chair McDonald called for a motion. On a motion of Commissioner Berardi, seconded by Vice-Chair Bruni, Chair McDonald called for a roll call vote. All Commissioners present voted aye unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 020-129

Resolution Date: December 17, 2020

WHEREAS, the Board has reviewed the report relative to the Contract BA2016-OA-004-IN Bridge Property and Loss of Revenue Insurance; and

WHEREAS, the Authority included an option for the Authority to extend the contract for two additional one year terms; now therefore

BE IT RESOLVED, the New York State Bridge Authority does hereby approve the extension of the contract BA2016-OA-004-IN Bridge Property and Loss of Revenue Insurance for 2021 and the premium payment to Risk Strategies Company for \$1,009,031; and

BE IT FURTHER RESOLVED, that the Acting Executive Director, or her 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 December, 2020.

Tara Sullivan, Secretary

BRIDGE OPERATIONS:

1) NYS Police MHB Traffic Control

Mr. Rosso informed the Board that the Authority pays the New York State Police to provide traffic control during the weekday AM and PM traffic pattern changes at the Mid-Hudson Bridge. Provisions are made for these services each year and that amount is included in the annual approved budget for the Mid-Hudson Bridge. New York State Police may invoice the Authority a maximum of four hours per weekday (Monday – Friday), excluding holidays, for this service. The Authority has been notified by the budgeting office for the New York State Police that the hourly rate for the provided services, currently \$142.62/hour will increase on April 1, 2021. Applying a projected rate increase of 2%, the hourly rate anticipated to begin on April 1, 2021 would be \$145.47. Mr. Rosso recommended the Board to award an amount not-to-exceed \$150,262.80 for these services in 2021. This amount assumes the maximum 1040 hours of coverage be provided at the current rate of \$142.62/hour for 360 hours and the anticipated rate increase of \$145.47/hour for 680 hours. Chair McDonald called for a motion. On a motion of Commissioner Gilbert, seconded by Commissioner Jarvis, Chair McDonald called for a roll call. All Commissioner present voted aye unanimously:

NEW YORK STATE BRIDGE AUTHORITY BOARD RESOLUTION

Resolution No.: 020-130

Resolution Date: December 17, 2020

WHEREAS, the Authority's Mid-Hudson Bridge facility undergoes traffic pattern changes twice each weekday to accommodate morning and afternoon peak traffic periods; and,

WHEREAS, the Authority has engaged the New York State Police, Troop F, to provide traffic control services during these periods of increased traffic volume at an overtime rate; and,

WHEREAS, this hourly rate is currently \$142.62 and is expected to increase 2 percent to \$145.47 on April 1, 2021; and,

WHEREAS, the number of hours invoiced by the State Police in 2021 is not expected to exceed one thousand and forty hours, now therefore

BE IT RESOLVED, that the Board of Commissioners of the New York State Bridge Authority approves payment for the NYS State Police to provide traffic control services at the Mid-Hudson Bridge for the period January 1, 2021 – December 31, 2021 in the not-to-exceed amount of \$150,262.80; and

BE IT FURTHER RESOLVED, that the Acting Executive Director, or her 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 December, 2020.

Tara Sullivan, Secretary

REPORTS TO BOARD:

1) Monthly Activity Report of the Acting Executive Director

The Monthly Activity Report was submitted by Acting Executive Director Tara Sullivan noting no expenditures. No action was required by the Board.

2) November 2020 Traffic and Revenue Analysis

Ms. Sullivan noted for the month of November that the Authority's year-to-date revenues are \$4,652,403 below last year's receipts (\$49,436,172) in 2020, \$54,088,575 in 2019), a decrease of 8.60%. No action was required by the Board.

3) November 2020 E-ZPass Sales Analysis

Ms. Sullivan indicated that year-to-date 2020 tag sales are 9,993 compared to 8,531 sold year-to-date 2019, an increase of 17.14%. No action was required by the Board.

4) Historic Bridges of the Hudson Valley (HBHV) Monthly Report for November 2020

The full monthly and detailed report was submitted to the NYSBA Board of Commissioners by Historic Bridges of the Hudson Valley Director, Kathy Burke. No action was required by the Board.

NEW BUSINESS:

1) Committee Annual Reports and Resolution for Audit and Finance (Only)

Mr. Bushek presented the Annual reports for the Audit and Finance Committees **only** and will revisit the Governance Committee Annual report and Charter at the January Board meeting. Mr. Bushek recommended to the Board to adopt the amended resolution, which will conclude the process and recognize that both the Audit and Finance Committees have fulfilled their requirements under their respective charters and the resolution to reflect the removal/table of the Governance Committee portion as indicated at the Board meeting. Chair McDonald called for a motion. On a motion of Commissioner Jarvis, seconded by Commissioner Berardi, Chair McDonald called for a roll call vote. All Commissioners present voted aye unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 020-131

Resolution Date: December 17, 2020

WHEREAS the Audit Committee and Finance Committee are required to present to the Board of Commissioners an annual report summarizing each committee's activities and assessing their performance in meeting the requirements of their mission; and,

WHEREAS, the Authority has received and reviewed these reports; now therefore

BE IT RESOLVED that the Board of Commissioners accepts these reports as meeting the charter obligations of each committee and the annual reports of the Audit Committee and Finance Committee are made part of the records of the Authority; and

BE IT FURTHER RESOLVED that the Acting Executive Director, or her 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 December 2020.

Tara Sullivan, Secretary

This concluded the Regular meeting. Chair McDonald asked for a motion to adjourn. On a motion of Commissioner Gilbert, seconded by Vice-Chair Bruni, and approved unanimously, the Regular meeting adjourned at 4:00 p.m.

The next Regular meeting of the Board of Commissioners meeting is scheduled for January 21, 2021 at 3:00pm at Headquarters.