

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

HELD AT HEADQUARTERS, HIGHLAND, N.Y. ON  
March 19, 2015

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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 are available on-line.

IN ATTENDANCE:

BOARD MEMBERS:

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

OFFICERS:

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

ABSENT:

Ramaglia, Joseph, Vice Chairman

Chairman Gerentine called the meeting to order at 3:23 pm. Chairman Gerentine called for a motion to adopt the minutes of the February 19, 2015 Regular meeting. On motion of Commissioner Lashua, seconded by Commissioner Dressel, the minutes of the February 19, 2015 Regular meeting were adopted unanimously. Chairman Gerentine asked for a motion to adopt the amended agenda. On a motion of Commissioner Higgins, seconded by Commissioner Lashua the amended agenda was approved unanimously.

ADMINISTRATION:1) IBTTA Member Dues 2015

Mr. Russo indicated to the Board that the Authority is in receipt of the International Bridge, Tunnel and Turnpike Association (IBTTA) invoice for active membership dues for the year 2015. The dues schedule is based on each member's toll revenue for the prior fiscal year. Based on the Authority's audited toll revenue for 2014, the membership dues for 2015 is \$24,524, an increase of \$418 over the prior year. 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.: 015-017Resolution Date: March 19, 2015

WHEREAS the New York State Bridge Authority is an active member of the International Bridge, Tunnel and Turnpike Association (IBTTA); and

WHEREAS, the Authority has received an invoice for its annual IBTTA membership dues for the year 2015 in the amount of \$24,524.00 ; now therefore

BE IT RESOLVED that payment to the IBTTA is approved in the amount of \$24,524.00 for the Authority's 2015 membership dues; 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 19<sup>th</sup> day of March, 2015.

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Joseph Ruggiero, Secretary

2) Annual Prompt Payment Report 2014

Mr. Russo reported that pursuant to New York State Bridge Authority Prompt Payment Policy §207.4b and §2880 of the Public Authorities Law, copies of the Prompt Payment Annual Report for 2014 are to be mailed within ninety days of the end of the fiscal year to the State Comptroller, the State Director of the Budget, the Chairman of the State Finance Committee, and the Chairman of the Assembly Ways and Means Committee. 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.: 015-018

Resolution Date: March 19, 2015

WHEREAS, the New York State Bridge Authority Prompt Payment Policy as adopted by this Authority in compliance with §2880 of the Public Authorities Law requires an annual report on the scope and implementation of such policy be submitted to the Board for review purposes within ninety (90) days after the close of the fiscal year; and

WHEREAS, the Executive Director has compiled and submitted such a report reflecting the requirements of Section 207.4 of such Policy; now therefore

BE IT RESOLVED the New York State Bridge Authority does hereby approve the described report for fiscal year 2014 filed herewith; 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 19<sup>th</sup> day of March, 2015.

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Joseph Ruggiero, Secretary

### 3) Annual Procurement Contracts Reports & Procurement Guidelines

Mr. Russo indicated that Public Authorities Law and the Authority's Guidelines for Establishing Standards for the Use, Award, Monitoring and Reporting of Procurement Contracts require an annual report detailing information on contracts over \$5,000 entered into during 2014 or ongoing from previous years. This report requires Board approval per the guidelines. Additionally, the Board must review and adopt the Authority's Guidelines for Establishing Standards for the Use, Award, Monitoring and Reporting of Procurement Contracts on an annual basis. These guidelines are attached as well with a resolution to re-adopt them. Following these resolutions, the report together with the guidelines, are submitted to various State departments and Legislative committees in accordance with the Public Authorities Law. Chairman Gerentine called for a motion. On a motion of Commissioner Higgins, seconded by Commissioner Higgins, the following resolutions were adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY  
BOARD RESOLUTION

Resolution No.: 015-019

Resolution Date: March 19, 2015

WHEREAS, the Bridge Authority has heretofore adopted Standards For the Use, Award Monitoring and Reporting of Procurement Contracts which was last amended as of November 15, 2012; and

WHEREAS, the guidelines recommend that they be reviewed and confirmed by the Board annually; and

WHEREAS, there are no recommendations for changes to the standards.

NOW THEREFORE,

BE IT RESOLVED, that the Bridge Authority re-affirms its Standards For the Use, Award Monitoring and Reporting of Procurement Contracts.

IN WITNESS WHEREOF, this resolution has been duly adopted this 19<sup>th</sup> day of March, 2015.

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Joseph Ruggiero, Secretary

NEW YORK STATE BRIDGE AUTHORITY  
BOARD RESOLUTION

Resolution No.: 015-020

Resolution Date: March 19, 2015

WHEREAS the Board has received and reviewed the Authority's 2014 annual procurement report in accordance with its Procurement Guidelines and pursuant to Section 2879 of the Public Authorities Law; now therefore

BE IT RESOLVED that the report is hereby approved and authorized for official submission as required by the Public Authorities Law; 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 19<sup>th</sup> day of March, 2015.

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Joseph Ruggiero, Secretary

4) Annual Report on Disposal of Property for 2014

Mr. Russo reported that pursuant to the Public Authorities Accountability Act of 2005, one of the requirements states that the Authority must annually review its guidelines for the disposal of property and furthermore, that the Board must re-designate a "Contracting Officer" to be responsible for such disposals. Based on Article 9, Title 5-A, of the Public Authorities Law, the Board must also approve annually a report listing all real property as well as a report of real and personal property disposed during the fiscal year. These reports are then submitted to various State offices as listed in the guidelines. Chairman Gerentine called for a motion to adopt the Authorities current guidelines along with the required annual reports for 2014. 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.: 015-021

Resolution Date: March 19, 2015

WHEREAS the Public Authority Accountability Act of 2005 requires that Authorities annually review and re-adopt guidelines for the disposal of property subject to Article 9, Title 5-A of the Public Authorities Law; and

WHEREAS, the Authority Board has received and reviewed its disposal guidelines; now therefore

BE IT RESOLVED that the attached "Guidelines and Procedures for the Disposal of Personal Property" are hereby re-adopted and that the Board re-designates the Director of Administrative Services as its Contracting Officer with the duties and responsibilities as described within the "guidelines"; 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 19<sup>th</sup> day of March, 2015.

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Joseph Ruggiero, Secretary

NEW YORK STATE BRIDGE AUTHORITY  
BOARD RESOLUTION

Resolution No.: 015-022Resolution Date: March 19, 2015

WHEREAS the Public Authority Accountability Act of 2005 requires that Authorities submit annually a report listing all real property owned by the Authority together with a report of all real and personal property disposed subject to Article 9, Title 5-A of the Public Authorities Law; and

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

BE IT RESOLVED that the annual Real Property and the Disposal of Personal Property reports for 2014 are hereby approved for submission in accordance with the reporting requirements of Article 9, Title 5-A of the Public Authorities Law; 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 19<sup>th</sup> day of March, 2015.

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Joseph Ruggiero, Secretary

ENGINEERING:1) WIM Agreement with NYSDOT

Mr. Wright explained to the Board that the idea of applying Weight In Motion (WIM) technology on the I-84 corridor has been in development for many years. The Authority is aware that a fair number of large overweight trucks travel the interstate at night and WIM equipment would be used to alert bridge operators of overweight vehicles. In 2013 the NYSDOT secured funding for a multi-agency WIM program that would involve installing equipment on a site the Authority previously prepared back in 2010. Mr. Wright indicated that at the time, NYSDOT asked the Authority to contribute up to \$200,000.00 in construction costs for our share of the work. The Board approved this expenditure on January 31, 2013. Mr. Wright went on to say that last month the Authority was contacted by DOT and informed that they had finalized the bid package, are scheduled to advertise the RFP this summer and would like to have an agreement with us in place prior to that. The agreement has been reviewed by counsel. A brief discussion followed in regards to the Authority receiving revenue by implementing this program. 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.: 015-023

Resolution Date: March 19, 2015

WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to work with the New York State Department of Transportation in a collaborative effort to procure and construct a commercial vehicle enforcement operations Virtual Weigh Station (VWS) on the eastbound approach of the Newburgh-Beacon Bridge on I-84 in the Town of Newburgh; and

WHEREAS, on January 31, 2013, the Board of Commissioners previously authorized the expenditure of up to \$200,000.00 toward the construction of this VWS; and

WHEREAS, the NYSDOT wishes to bid this project during the upcoming construction season; and an agreement between the NYSDOT and The Authority should be in place prior to commencing the project; and

WHEREAS, said agreement has been reviewed and approved by the Authority's General Counsel; now therefore

BE IT RESOLVED that the NYSBA Board of Commissioners does hereby authorize and direct Joseph Ruggiero, Executive Director, to execute said contract; 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 19<sup>th</sup> day of March 2015.

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Joseph Ruggiero, Secretary

2) System-Wide ITS Engineering Consultant

Mr. Wright indicated to the Board that the Engineering department advertised for an Intelligent Transportation System (ITS) Engineering Consultant in the NYS Contract Reporter and received 16 requests for the proposal package. Five firms attended the pre-proposal meeting that was held at the Newburgh-Beacon Bridge office on February 3<sup>rd</sup>. Only one firm submitted a proposal on February 13<sup>th</sup>, Kapsch Trafficom USA, Inc. The Authority intends to sign an agreement for a three (3) year term with two (2) additional one year extension options. Kapsch is familiar with the Authority's facilities as they acquired Transdyn, who has previously been the Authority's ITS Consultant, early in 2014. Their proposal for bi-annual preventative maintenance is billed at an hourly billing rate with an amount not-to-exceed \$97,804.00. 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.: 015-024

Resolution Date: March 19, 2015

WHEREAS, proposals were solicited through the New York State Contract Reporter for the contract entitled System-wide Intelligent Transportation System (ITS) Engineering Consultant (BA-2015-RO-001-ES); and one (1) proposal was received on February 13, 2015 from Kapsch Trafficom USA, Inc.; and

WHEREAS, The Authority intends to sign an agreement for a three (3) year term with two (2) additional one year extension options; and

WHEREAS, the Authority's Engineering Department has reviewed and approved Kapsch's proposal for bi-annual preventative maintenance at a not to exceed amount of \$97,804.00; now therefore

BE IT RESOLVED that the Authority enter into a professional services agreement with Kapsch Trafficom USA, Inc.; of East Rutherford, New Jersey 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 19<sup>th</sup> day of March 2015.

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Joseph Ruggiero, Secretary

### 3) System-Wide Weather Station Expansion & Upgrades

Mr. Wright informed the Board that the Authority currently utilizes a combination of systems to monitor road and weather conditions, especially during the winter months but also during severe storms requiring high-wind warnings. The Authority has had varied experiences with this combination of monitoring systems and has had to make repeated repairs to the weather stations. Fully integrated Vaisala road condition and weather monitoring systems are used throughout the transportation industry, including at bridges operated by the Port Authority and the MTA. The current basic Vaisala systems at the three smaller bridges monitor road surface temperature and road traction through a system of sensors, cameras and analytical software. Mr. Wright went on to say that the Authority's experience with the Vaisala systems at the BMB, KRB and RVWB has been very good and we believe converting the weather and road condition monitoring systems at all bridges to a standard adequate enough to meet the needs of the Authority will provide consistent data, as well as better manage long-term costs. Mr. Wright's recommendation is to upgrade the three basic systems at the smaller bridges to include ultrasonic wind sensors with updated sensor interfaces and purchase two new systems, one each for the NBB and MHB that will include road temperature and traction sensors, ultrasonic wind speed monitors, air temperature and relative humidity sensors. The price quoted includes site acceptance and testing, site visits to all facilities and two years of data services to provide monitoring and analytics for the new systems. The Authority also has a maintenance contract for these systems. In order to integrate all data from the existing and new equipment into one system, Vaisala provides the only option, thus making it a sole source provider. Mr. Wright would like to purchase the upgrades and the new systems as outlined in the quote for a total of \$92,192.60. 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.: 015-025Resolution Date: March 19, 2015

WHEREAS, the New York State Bridge Authority has determined it is in the public interest to monitor road and weather conditions to perform maintenance and provide for public safety across its facilities; and

WHEREAS, the Authority currently utilizes a combination of different systems to monitor road and weather conditions and has solicited proposals in the NYS Contract Reporter for the contract entitled System-Wide Weather Station Expansion & Upgrades as BA-2015-RE-004-CM; and

WHEREAS, the Authority has reviewed a number of options, received one (1) proposal and determined that Vaisala, the sole source provider, is the only vendor that can integrate existing systems with the requirements for new systems at two additional facilities, now therefore;

BE IT RESOLVED that the Board of Commissioners of the New York State Bridge Authority authorize the purchase of two (2) fully integrated RWS200 weather and road monitoring systems, an upgrade of the three (3) existing systems to the same level as the RWS200 and two (2) years of data services for the new systems at a not to exceed cost of \$92,192.60; 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 19<sup>th</sup> day of March 2015.

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Joseph Ruggiero, Secretary

4) Treadle Procurement

Mr. Wright indicated to the Board that treadles have been and will continue to be a critical component of our day to day revenue collection. Located in the lanes and activated by the presence of a tire, they count axles as part of an Automated Vehicle Classification System, or AVC. The Authority has received a quote for five (5) new technology fiber-optic replacement treadles, which are custom made to fit the existing frames and the associated interface board for each unit. Measurement Specialties, the sole source provider of these items has provided a proposal in the amount of \$27,585.00. A brief discussion followed regarding life expectancy of the treadles. 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.: 015-026

Resolution Date: March 19, 2015

WHEREAS, treadles are a critical component of the Authority's system-wide Automated Vehicle Classification System and revenue collection process; and

WHEREAS, the Board has determined it is in the Authority's interest to procure custom made, new technology fiber-optic replacement treadles; and

WHEREAS, Measurement Specialties, of Hampton, Virginia is the single source supplier of these items and has provided the Authority with a quotation; now therefore

BE IT RESOLVED that the Authority award a purchase order to Measurement Specialties for five (5) SL 3EZ TRMI 3.042M W/15M CBL treadles and the associated interface boards for each unit with a total amount not to exceed \$27,585.00; 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 19<sup>th</sup> day of March 2015.

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Joseph Ruggiero, Secretary

5) Newburgh-Beacon Bridge Lane Use Signal Procurement

Mr. Wright indicated to the Board that the Authority received a quote for eighteen (18) Lane Use Signals, which will be used as replacement units when the new gantries are installed on the South Span of the Newburgh-Beacon Bridge, as part of the re-decking project. The Authority plans to refurbish the existing units with new faces and install complete units where refurbishing is not possible. Our sole source provider, Marbelite Co., Inc. has supplied us with a cost proposal in the amount of \$24,830.00. 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.: 015-027

Resolution Date: March 19, 2015

WHEREAS, Lane Use Signals (LUS) are a crucial part of NSYBA's toll collection operations; and

WHEREAS, these LUS' will be used as replacement units when new gantries are installed as part of the Newburgh-Beacon Bridge South Span re-decking project; and

WHEREAS, Marbelite Co., Inc., of Manasquan, New Jersey, is the single source supplier of these items and has provided the Authority with a quotation; now therefore

BE IT RESOLVED that the Authority award a purchase order to Marbelite Co., Inc., for eighteen (18) Lane Use Signals with a total amount not to exceed \$24,830.00; 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 19<sup>th</sup> day of March 2015.

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Joseph Ruggiero, Secretary

6) Jobs in Progress

Mr. Wright advised the Board regarding the Engineering Jobs in Progress Report for the month of February. Mr. Wright mentioned that the Newburgh-Beacon South Span redecking is gearing back up. 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.: 015-028

Resolution Date: March 19, 2015

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 19th day of March 2015.

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Joseph Ruggiero, Secretary

FINANCIAL:1) Investment Transaction Report

Mr. Bushek reviewed the Investment Report for the month of November noting six investments for the month. Overall investment yields are rising as the Authority's short term investments are expended on the Newburgh-Beacon Deck 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.: 015-029

Resolution Date: March 19, 2015

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 February 19, 2015; 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 19<sup>th</sup> day of March 2015.

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Joseph Ruggiero, Secretary

2) 2014 Annual Report Per Section 2800 Public Authorities Law

Mr. Bushek informed the Board that, with their approval, the Annual Report per Section 2800 Public Authority Law is to be sent to the Governor (Authority Budget Office), Comptroller and the ranking majority and minority members of the Senate Finance and Assembly Ways and Means committees. Mr. Bushek also noted that this report is annually sent to the Governor and the Comptroller via PARIS (Public Authority Reporting Information System). 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.: 015-030

Resolution Date: March 19, 2015

WHEREAS, Public Authorities Law § 2800 requires that an annual report be prepared and submitted to the Board for approval each year and annual PARIS reporting requires the Mission Statement and Lobbying Contact Policy reported; now therefore

BE IT RESOLVED, the New York State Bridge Authority does hereby approve the Annual Report pursuant to Public Authorities Law § 2800 for the fiscal year 2015, the Mission Statement and Lobbying Contact Policy; 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 19<sup>th</sup> day of March 2015.

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Joseph Ruggiero, Secretary

3) 2014 Annual Investment Report

Mr. Bushek indicated to the Board that The Authority's Investment Guidelines adopted pursuant to Public Authorities Law requires the subject report be filed annually. The contents of the report are Independent accountants' report on compliance with Authority Investment Guidelines, the Investment Guidelines noting there were no amendments in the past year, and Investment Income record and cost of investment associated services. 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.: 015-031

Resolution Date: March 19, 2015

WHEREAS, Investment Guidelines adopted by this Authority pursuant to the Public Authorities Law § 2925 require that an annual report be prepared and submitted to the Board for approval each year; now therefore

BE IT RESOLVED, the New York State Bridge Authority does hereby approve the Annual Investment Report for the fiscal year 2014; 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 19<sup>th</sup> day of March 2015.

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Joseph Ruggiero, Secretary

4) Annual Payment To Department Of Civil Service

Mr. Bushek explained to the board that Section 11 of the Civil Service Law allows that Department to charge public authorities, among other entities, for their fractional share of the expenses for the administration of the Civil Service Department. The Bridge Authority's expense for these services is \$21,025.48 for the year ended March 31, 2014. This is based on a rate of \$172.34 per position multiplied by the 122 permanently filled positions reported by the Authority on its October 2013 payroll. 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.: 015-032

Resolution Date: March 19, 2015

WHEREAS the Board has reviewed the report relative to the payment of the Authority's share of the charges for the administration of the Department of Civil Service as mandated by the Civil Service Law, now therefore

BE IT RESOLVED, the New York State Bridge Authority does hereby approve the payment of \$21,025.48 to the Department of Civil Service for the Bridge Authority's share of these costs for the year ending March 31, 2015; 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 19<sup>th</sup> day of March 2015.

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Joseph Ruggiero, Secretary

5) Newburgh-Beacon Bridge, North Span Painting Increase – HAKS Construction Agreement – BA2012-RE-103-SU

Mr. Bushek informed the Board that the NBB – North Span Painting project was successfully completed this past December 2014. In order to complete closeout of the project records, HAKS exceeded their original 3 year not-to-exceed budget of \$1,477,697.00 by \$4,128.63. This was due to Authority approved changes in the work schedule by the construction contractor. 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.: 015-033

Resolution Date: March 19, 2015

WHEREAS, bids were solicited through the New York State Contract Reporter for construction inspection services in conjunction with the Newburgh-Beacon Bridge North Span Painting project, which was designated as BA-2012-RE-103-SU and for which HAKS was chosen as best qualified; and

WHEREAS, additional funds were required to cover demobilization of the painting contractor and to provide project closeout tasks; now therefore

BE IT RESOLVED that the contract awarded to HAKS of New York, New York be increased in the amount of \$4,128.63 from the not-to-exceed amount of \$1,477,697.00 to \$1,481,825.63.

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 19<sup>th</sup> day of March, 2015.

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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.
- 2) February 2015 Traffic and Revenue Analysis  
Mr. Ruggiero noted for the month of February traffic increased 2.57% and revenue increased 1.89%. No action was required by the Board.
- 3) February 2015 E-ZPass Sales Analysis  
Mr. Ruggiero indicated that year-to-date 2015 tag sales were 699, compared to 1136 sold year-to-date 2014. No action was required by the Board.
- 4) Review of 2014 NYSBA Progress Report  
Mr. Ruggiero informed the Board that a brief progress report from the Authority touching on our overall status and improvements made in several key areas was generated and he plans to have this posted on our website. The information will give interested parties and the public a summary of our stewardship over the past few years. No action required by the Board.
- 5) Affordable Care Act Compliance Regarding Part-Time & Seasonal Staff  
Mr. Ruggiero explained to the Board that the Authority is required to comply with the federally mandated Affordable Care Act. The various laws, rules and regulations have been reviewed by Counsel and, in conjunction with internal staff, we have identified actions that should be taken to comply with the law and avoid substantial fines. NYSBA offers health insurance to all permanent employees as well as certain part-time employees (toll collectors covered under Section 48.2 of the Collective Bargaining Agreement (CBA) with C.S.E.A. Local 050). Under the CBA NYSBA does not offer health insurance to other employees, however the Affordable Care Act defines specific requirements for full-time and part-time employees differently from what our traditional interpretation would be. The Affordable Care Act defines a full-time employee as one who works at least an average of 30 hours per week over an employer selected period of time based on criteria found in the law. After detailed review by Counsel, it has been determined that the Authority would be best served by using an annual average. In order to assure NYSBA's compliance with the Affordable Care Act and to avoid the fines associated with non-covered full-time (as determined by the ACA) employees, the Authority will be using the preceding calendar year as this is the most efficient manner allowed under the act. Having analyzed our employee population we concluded that in 2015 the Authority will need to better manage the number of part-time and seasonal employee hours. Mr. Ruggiero suggested that the recommended solution to avoid the fines is a change in policy. 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.: 015-034Resolution Date: March 19, 2015

WHEREAS, the New York State Bridge Authority is subject to the rules and regulations of the Affordable Care Act and the Board of Commissioners of the Authority desires to insure that the Authority complies with the Affordable Care Act; and,

WHEREAS, the Authority should insure that its policies and procedures are such that they do not expose the Authority to fines or penalties under the Affordable Care Act;

WHEREAS, the Authority has reviewed Counsel and staff recommendations to avoid the risk of fines as it relates to the number of hours worked by part-time, casual toll collection and seasonal employees not covered under section 48.2 under the Collective Bargaining Agreement between the Authority and C.S.E.A. Local 050; now therefore

BE IT RESOLVED the New York State Bridge Authority declares that it is the responsibility of the Authority to manage employee schedules so that all casual and seasonal employees who are not offered benefits under the Collective Bargaining Agreement shall not exceed the threshold established by the Affordable Care Act for part-time employment and shall work an average of less than 30 hours per week during a calendar year; and

- The Authority shall calculate the measurement period as the first 26 paychecks made to employees beginning on January first of each year.
- Casual Toll Collectors and part-time staff (excluding those collectors covered under Section 48.2 of the Collective Bargaining Agreement) employed the full calendar year will be required to have worked less than 30 hours regular pay per week on an annual average. Hours worked shall be computed at each pay period to insure compliance with the policy.
- Seasonal employees shall be employed not more than 25 weeks, except as provided below.
- Any seasonal employee who will transition to annual part-time employment or will be retained longer than 25 weeks shall have their hours scheduled sufficiently to produce a full year (beginning at start date) average of less than 30 hours per week.
- The Executive Director is authorized to use his/her discretion to implement this policy and may make adjustments as necessary to meet the needs of the Authority but shall not cause such adjustments to result in the Authority being subject to fines or penalties under the Affordable Care Act.

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 19<sup>th</sup> day of March 2015.

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Joseph Ruggiero, Secretary

OLD BUSINESS:1) Payment to Broadband Consulting Services

Mr. Bellucci informed the Board that the Authority has executed the new fiber optic lease with QCSTelecom for 48 excess dark fibers over the Newburgh-Beacon Bridge. This lease is for a 10-year period and the Authority has received an up-front one-time payment of \$535,260. Per the terms of System-Wide Telecom Consultant Services (**BA-2012-OA-010-PS**) with BROADBAND CONSULTING SERVICES, P.O. Box 3068, Poughkeepsie, NY 12603, the commission due to Broadband Consulting Services is \$26,763.00. After deducting the amount paid Broadband Consulting Services since July 2012 for hours billed to this assignment (\$4,800.00), the net amount to be paid is \$21,963.00 in three annual payments. 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.: 015-035

Resolution Date: March 19, 2015

WHEREAS, leasing excess dark fiber optic strands has become a significant source of non-toll revenue for the Authority; and,

WHEREAS, the Authority has executed a System-Wide Telecom Consultant Services (**BA-2012-OA-010-PS**) agreement with BROADBAND CONSULTING SERVICES and,

WHEREAS, Broadband Consulting Services has successfully fulfilled the terms of the Telecom Consultant agreement with the execution of a fiber optic lease agreement between the Authority and QCSTelecom, Inc. mission; NOW THEREFORE,

BE IT RESOLVED that, the Board of Commissioners of the New York State Bridge Authority authorizes the payment of \$21,963.00 in three equal annual amounts per the terms of the Telecom Consulting Agreement; and,

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

IN WITNESS WHEREOF, this resolution has been duly adopted this 19<sup>th</sup> day of March, 2015.

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Joseph Ruggiero, Secretary

## NEW BUSINESS:

### 1) Historic Interpretive Signage for Bear Mountain Bridge

Ms. Sullivan reported to the Board that over the past few years, a NYSBA “friends” group has been formed that is now in the process of applying for 501c3 status as the “Historic Bridges of the Hudson Valley” (HBHV). Its mission is to:

- Promote the cultural awareness and general knowledge of the Hudson Valley’s bridge history and the art of civil engineering, architecture, and bridge science for the benefit of the public.
- Promote the history and general knowledge of the bridges and their role and contributions to shaping the economy and the continued importance of the bridges to sustain the vitality of the Hudson Valley region and the North Eastern transportation corridor.
- To become the curator and custodian of historical artifacts regarding the bridges owned by the New York State Bridge Authority.
- To become a historian and archivist on bridge history, including news articles and other documents of a historical nature, to be available for researchers and for the benefit of the general public.

HBHV has created the platform for accomplishing its mission with four initiatives: creating and installing historic interpretive signage at each of the five bridges; a virtual museum for the general public; a traveling museum that will visit schools, libraries, and historic sites; and an exhibit of and in the underground anchorage of the East side of the Mid-Hudson Bridge with accompanying artifacts. While it is a mandate of HBHV to fund, create, design and install historic interpretive signage for all of the NYSBA bridges, the timeliness of this endeavor for the Bear Mountain Bridge is a priority so that it occurs during the 90<sup>th</sup> anniversary of its opening (2015). With the NYSBA funding of the BMB signage, this important recognition will be done in time for this historic anniversary, and will enable HBHV to apply for matching grant funding for the other bridges. HBHV is collaborating with the Bureau of Historic Sites and Parks (part of NYS OPRHP) to design and install beautiful interpretive signs on both sides of the bridge in September at an event featuring a second ribbon cutting to commemorate the Harriman family’s role in building what was at the time, the longest suspension bridge in the world, and the very first vehicular crossing of the Hudson between NYC and Albany. The event will be a “neighbors and community” event with the Bear Mountain State Park, the Bear Mountain Zoo and the Bear Mountain Inn. Additionally, we plan to “launch” the new non-profit organization The Historic Bridges of the Hudson Valley and “mint” a Bear Mountain Bridge commemorative coin as a fund raiser for HBHV. 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.: 015-036

Resolution Date: March 19, 2015

WHEREAS, the Mission of the New York State Bridge Authority is to maintain and operate the vehicle crossings of the Hudson River entrusted to its jurisdiction for the economic and social benefit of the people of the State; and,

WHEREAS, promotion of the historic significance of the Authority's bridges, commemoration of significant milestones and the education of the public regarding the Authority and its bridges contribute to the economic and social benefit of the people of the State; and,

WHEREAS, the Authority desires that, in cooperation with the Natural Heritage Trust (NHT), a Public Benefit Corporation of the State of New York and the New York State Office of Parks, Recreation and Historic Preservation (NYSOPRHP), Bureau of Historic Sites, Peebles Island Resource Center, Waterford, New York (Parks), the NHT and Parks provide research and design services with respect to Interpretive Signs for the Bear Mountain Bridge in recognition of the 90 years of service to the people of the region; and,

WHEREAS, these Interpretive Signs will contribute to the larger effort to promote the Authority and its Bridges; and,

WHEREAS, the Authority's General Counsel has reviewed the agreement with the Natural Heritage Trust and NYSOPRHP and finds it appropriate to execute; now therefore

BE IT RESOLVED the Executive Director of the Authority is authorized to execute an agreement with the Natural Heritage Trust and NYSOPRHP to provide services as provided for in the agreement for an amount not to exceed \$14,065.00; 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 19<sup>th</sup> day of March, 2015.

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Joseph Ruggiero, Secretary

This concluded the regular meeting. Chairman Gerentine 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 4:30 P.M.

The next regular meeting is scheduled for April 16, 2015 at 3:00 P.M. at Headquarters.