



**MINUTES**  
**NEW YORK STATE THRUWAY AUTHORITY**  
**BOARD MEETING NO. 726**  
**March 27, 2017**

Minutes of a meeting of the New York Thruway Authority, held in the boardroom at, 200 Southern Boulevard, Albany, New York.

The meeting of the New York State Thruway Authority Board opened in session for the consideration of various matters. These minutes reflect only the items considered by the New York State Thruway Authority Board. The meeting began approximately at 11:54 a.m.

The following committee members were present:

- Joanne M. Mahoney, Chair
- Richard N. Simberg, Board Member
- Jose Holguin-Veras, Ph.D., Board Member
- Robert Megna, Board Member, via video conference

Constituting a majority of the members of the Thruway Authority Board.

Members of the Board excused:

- Donna Luh, Vice Chair
- J. Donald Rice
- Stephen Saland

Staff Present:

- Bill Finch, Acting Executive Director
- Gordon Cuffy, General Counsel
- Adam Wood, Chief of Staff
- Matt Howard, Treasurer and Chief Financial Officer
- Richard Lee, Chief Engineer
- Jennifer Givner, Director of Media Relations & Communications
- Brian Donnelly, Director of Maintenance and Operations
- Dave Malone, Director of Accounting & Disbursements
- Mark Hixson, Deputy Director Maintenance & Operations
- Major Joseph Dodd, New York State Police
- Harry Lennon, Director of Internal Audit
- John Barr, Acting Director of Administrative Services
- Stephen Grabowski, Acting New York Division Director
- Kevin Allen, Director of Purchasing
- Tony Kirby, Director of Real Property Management
- Dorraine Steele, Director of Fiscal Audit and Budget
- Maureen McDermott, Director of Human Resource Management

Carlos Millan, Director of Labor Relations and Employee Safety  
Lilia Chen, Assistant Director of Employee Safety Carly Hill, FAIR Committee  
Frank Macarilla, Information Technology Specialist  
Kathleen LeFave, Board Secretary

Also in attendance:

Joe Bress, Chief Negotiator  
Karen Wilson, President CSEA Local 058  
Paul Goetz, BST  
Carly Hill, FAIR Committee  
Karen Morrison, Vice President Transportations Services (AGC)  
Laura Steinberger – Private Citizen  
Scott Owens, Barrett Paving  
Steve Avveduti – Harrison & Burrowes Bridge Contractors  
Murray Bodin - Welded Steel Sculptures  
Greg Floyd, WRGB News Channel 6  
Mark Zwinak, WRGB News Channel 6 Cameraman  
Jerry Olbrich, OGS Media Services Center  
Fred Abramson, OGS Media Services Center

Chair Mahoney called the meeting of the Thruway Authority Board to order.

Ms. LeFave recorded the minutes as contained herein (public notice of the meeting had been given).

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### **PUBLIC COMMENT PERIOD RELATED TO THE MEETING AGENDA**

There were no comments made during the period.

#### **Item 1 by Chair Mahoney (Appendix A)** **Approval of Minutes of Meeting No. 725**

Chair Mahoney asked for a motion to approve the minutes of the previous meeting.

Upon motion duly made and seconded, the Board approved the minutes of Meeting No. 725 held on January 23, 2017, which were made available to the Board Members as part of the Agenda.

#### **Item 2 by Matt Howard (Appendix B)** **Financial Reports for December 2016 and January 2017**

The financial reports were advanced to the Board at the recommendation of the Finance Committee.

Upon motion duly made and seconded, the Board accepted the Financial Reports for December 2016 and January 2017.

**Item 3 by Matt Howard (Appendix C)**  
**Approval of the Authority's Annual Investment Report**

The item was advanced to the Board at the recommendation of the Finance Committee.

Upon motion duly made and seconded, without any objects, the Board approved the Authority's Annual Investment Report and adopted the following resolution:

**RESOLUTION NO. 6127**

**REVIEW AND APPROVAL OF THE AUTHORITY'S ANNUAL INVESTMENT REPORT**

RESOLVED, that the Authority's Investment Report including the revised policy statement FINANCIAL INVESTMENTS, the annual report by the independent auditors, and the listing of investment income has been reviewed and is hereby approved, and be it further

RESOLVED, that this resolution be incorporated in the minutes of this meeting.

**Item 4 by Matt Howard (Appendix D)**  
**Approval of the Annual Report of 2016 Procurement Contracts**

The item was advanced to the Board at the recommendation of the Finance Committee.

Upon motion duly made and seconded, without any objections, the Board approved the Annual Report of 2016 Procurement Contracts and adopted the following resolution:

**RESOLUTION NO. 6128**

**ANNUAL REPORT OF 2016 PROCUREMENT CONTRACTS**

RESOLVED, that the Schedules of 2016 Procurement Contracts (Exhibits A1, A2 and A3), as submitted, are hereby accepted, and be it further

RESOLVED, that all such contracts were executed in accordance with the applicable provisions of the following Board approved Policy Statement: PROCUREMENT CONTRACTS (25-5-01), unless otherwise authorized by the Board, and be it further

RESOLVED, that the Bond Sale Report for Calendar Year 2016 (Exhibit B), as submitted, is hereby accepted, and be it further

RESOLVED, that staff is authorized to submit this report to the New York State entities as required by Section 2879 of the Public Authorities Law, and be it further

RESOLVED, that this resolution be incorporated in the minutes of this meeting.

**Item 5 by Matt Howard (Appendix E)**

**Approval of the Revised Thruway Real Property Management Policy (No. 25-6-02) and Reviewing the Standard Operating Procedures (500-2) and the Thruway Personal Property Disposal Policy (25-6-01)**

The item was advanced to the Board at the recommendation of the Governance Committee.

Upon motion duly made and seconded, without any objections, the Board approved the Revised Thruway Real Property Management Policy and adopted the following resolution:

**RESOLUTION NO. 6129**

APPROVING THE REVISED THRUWAY REAL PROPERTY MANAGEMENT POLICY (25-6-02) AND REVIEWING THE THRUWAY STANDARD OPERATING PROCEDURES (500-2) AND THE THRUWAY PERSONAL PROPERTY DISPOSAL POLICY (25-6-01)

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RESOLVED, that the revisions proposed to be made to the current Thruway Real Property Management Policy (25-6-02), as described of this agenda item, be, and the same hereby are, approved, and be it further

RESOLVED, that the Thruway Standard Operating Procedures (500-2) and the Thruway Personal Property Disposal Policy (25-6-01) have been reviewed and is hereby approved, and be it further

RESOLVED, that this resolution be incorporated in the minutes of this meeting.

**Item 6 by Bill Finch (Appendix F)**

**Appointment of Adam Wood as Chief of Staff**

Mr. Finch presented the resolution seeking the approval of the Board to appoint Adam Wood as Chief of Staff.

Details of the presentation and discussion with Board Members are included in the video recording of the meeting.

Upon motion duly made and seconded, the Board authorized the appointment and adopted the following resolution:

RESOLUTION NO.6130

STAFF APPOINTMENT OF ADAM WOOD AS CHIEF OF STAFF

RESOLVED, that the Board hereby appoints Adam Wood as Chief of Staff effective March 27, 2017, at salary grade 38 and an annual salary of \$165,000, for which funds are available in the 2017 Operating Budget and it be further

RESOLVED, that this resolution be incorporated in the minutes of this meeting.

**Item 7 by Matt Howard (Appendix G)**  
**Declaring Surplus to the Authority's Needs Full Jurisdiction Over Title to Real Property Reference No. TB16-1, and Authorizing its Transfer from the Authority to the New York State Department of Transportation**

Mr. Howard presented the resolution seeking the approval of the Board to authorize a transfer from the Authority to the NYS Department of Transportation.

Details of the presentation and discussion with Board Members are included in the video recording of the meeting.

Upon motion duly made and seconded, the Board authorized the transfer and adopted the following resolution:

RESOLUTION NO. 6131

DECLARING SURPLUS TO THE AUTHORITY'S NEEDS FULL JURISDICTION OVER TITLE TO REAL PROPERTY REFERENCE NO. TB16-1, AND AUTHORIZING ITS TRANSFER FROM THE AUTHORITY TO THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION

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RESOLVED, that full jurisdiction over title in and to certain real property, designated as Real Property Reference No. TB16-1 and shown on, and described in, Exhibit I attached hereto and made a part hereof, is hereby found to be not necessary for the Authority's corporate purposes, and, therefore, declared to be surplus to the needs of the Authority, and be it further

RESOLVED, that, pursuant to Public Lands Law § 3, subd. 4, and without any monetary consideration to be given by any party to the other, a transfer of full jurisdiction over title in and to Real Property Reference No. TB16-1 (hereinafter, "TJ") from the Authority to New York State Department of Transportation be, and the same hereby is, authorized, and be it further

RESOLVED, that the TJ described in the agenda item shall be subject to such other legal, financial, engineering and other provisions as may be deemed by the Acting Executive Director, the Chief Engineer and the General Counsel, to be in the best interest of the Authority and consistent with the terms of this agenda item, and be it further

RESOLVED, that the Acting Executive Director, the Chief Engineer, the Chief Financial Officer and the General Counsel be, and the same hereby are, authorized to take all steps necessary to implement this board action, and be it further

RESOLVED, that the Acting Executive Director, or his designee, be, and he hereby is, authorized to execute all documents necessary to consummate the TJ, and be it further

RESOLVED, that this resolution be incorporated in the minutes of this meeting.

**Item 8 by Rich Lee (Appendix H)**  
**Authorizing the Execution of Supplemental Agreement No. 2 to D214254 with Thornton Tomasetti, Inc. for Construction Inspection Services Relative to TANE 14-1, I-95 (New England Thruway) Concrete Pavement Restoration and Rehabilitation of Three Bridges, and Allocating Funds Therefor**

Mr. Lee presented the resolution seeking the approval of the Board to execute the Supplemental Agreement No. 2 to D214254 with Thornton Tomasetti, Inc.

Details of the presentation and discussion with Board Members are included in the video recording of the meeting.

Upon motion duly made and seconded, the Board approved the supplemental agreement and adopted the following resolution:

RESOLUTION NO. 6132

AUTHORIZING THE EXECUTION OF SUPPLEMENTAL AGREEMENT NO. 2 TO D214254 WITH THORNTON TOMASETTI, INC. FOR CONSTRUCTION INSPECTION SERVICES RELATIVE TO TANE 14-1, I-95 (NEW ENGLAND THRUWAY) CONCRETE PAVEMENT RESTORATION AND REHABILITATION OF THREE BRIDGES, AND ALLOCATING FUNDS THEREFOR

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RESOLVED, that the Chief Engineer be, and he hereby is, authorized to execute Supplemental Agreement No. 2 to D214254 with Thornton Tomasetti, Inc., 51 Madison Avenue, New York, New York 10010, for an additional sum of \$580,000 (Items H853.1, H1124.1 and B922.1 of the 2017 Contracts Program), and such Supplemental Agreement shall be on such other terms and conditions as the Chief Engineer, in consultation with the General Counsel, determines to be in the best interest of the Authority, and be it further

RESOLVED, that the revised Maximum Amount Payable for this Agreement (D214254) be \$4,920,000 and be it further

RESOLVED, that an additional \$580,000 be allocated to the Agreement (D214254) through bid savings and other adjustments made to the 2017 Contracts Program, and be it further

RESOLVED, that the Chief Engineer or his designees shall have the authority to exercise all powers reserved to the Authority under the provisions of the Supplemental Agreement, manage and administer the Supplemental Agreement, amend the provisions of the Supplemental Agreement consistent with the terms of this Item and in accordance with the 2017 Contracts Program Resolution and other Board authorizations, and suspend or terminate the Supplemental Agreement in the best interest of the Authority, and be it further

RESOLVED, that information relating to agreement D214254 be included in the Chief Engineer's Quarterly Report to the Board on Contracts Program activities which will include the date of execution of the agreement, and be it further

RESOLVED, that this resolution be incorporated in the minutes of this meeting.

**Item 9 by John Barr (Appendix I)**

**Authorization for the Acting Executive Director to Execute a Collective Bargaining Agreement between the Thruway Authority and the Civil Service Employees Association, Local 058**

Mr. Barr presented the Collective Bargaining Agreement between the Thruway Authority and the Civil Service Employees Association, Local 058.

Details of the presentation and discussion with Board Members are included in the video recording of the meeting.

Upon motion duly made and seconded, the Board approved the CBA between the Authority and CSEA and adopted the following resolution:

**RESOLUTION NO.6133**

**AUTHORIZATION FOR THE ACTING EXECUTIVE DIRECTOR  
TO EXECUTE A COLLECTIVE BARGAINING AGREEMENT  
BETWEEN THE THRUWAY AUTHORITY AND THE CIVIL  
SERVICE EMPLOYEES ASSOCIATION, LOCAL 058**

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RESOLVED, that the Acting Executive Director be, and hereby is, authorized to execute an agreement between the Authority and Civil Service Employees Association, Local 058 (as representatives of employees in Negotiating Unit II) (“Agreement”), and be it further

RESOLVED, that such Agreement shall have a term beginning July 1, 2012 and ending June 30, 2022, and shall be on the terms and conditions consistent with this item, and be it further

RESOLVED, that the Acting Executive Director or his designee be, and hereby is, authorized to enter into Memoranda of Understanding or Settlement Agreements with representatives of CSEA Local 058 to clarify or otherwise settle questions or disputes regarding the interpretation and application of the Agreement, and be it further

RESOLVED, that this resolution be incorporated in the minutes of this meeting.

**Item 10 by John Barr (Appendix J)**

**Approval of New Salary Schedule and Benefits for Management Confidential Employees**

Mr. Barr presented the new salary schedule for Management/Confidential employees.



Details of the presentation and discussion with Board Members are included in the video recording of the meeting.

Upon motion duly made and seconded, the Board approved the new salary schedule and adopted the following resolution:

RESOLUTION NO. 6134

AUTHORIZATION FOR THE ACTING EXECUTIVE DIRECTOR  
TO APPROVE NEW SALARY SCHEDULES AND BENEFITS FOR  
M/C EMPLOYEES

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RESOLVED, that the Acting Executive Director be, and hereby is, authorized to take the necessary steps to implement the M/C Salary Schedule (Exhibit A) effective the pay period that includes January 1, 2017, and the M/C Salary Schedule (Exhibit B) effective the pay period July 1, 2017, and be it further

RESOLVED, that the next M/C Salary Schedule (Exhibit C) with the last parity increase and cost of living increase be implemented in the pay period July 1, 2018, and be it further

RESOLVED, that the recommendations to withhold salary increases, in whole or in part, are subject to the approval of the Acting Executive Director, and be it further

RESOLVED, that the Productivity Enhancement Program and Duty Officer Pay for certain M/C Employees be implemented, and be it further

RESOLVED, that this resolution be incorporated in the minutes of this meeting.

**GENERAL PUBLIC COMMENT PERIOD**

The following individuals signed up for the general comment period. Their comments are included in the video recording of the meeting.

1. Karen Morrison, Vice President Transportations Services (AGC)
2. Carly Hill, FAIR Committee
3. Laura Steinberger – Member of the Public
4. Scott Owens, Barrett Paving
5. Murray Bodin - Welded Steel Sculptures

**ADJOURNMENT**

There being no other business, upon motion duly made and seconded, the board voted to adjourn until its next meeting scheduled for May 22, 2017.

A handwritten signature in black ink that reads "Kathleen LeFave". The signature is written in a cursive style with a large initial 'K'.

Kathleen LeFave  
Board Secretary