



**Thruway
Authority**

**BOARD OF DIRECTORS MEETING NO. 767
WEDNESDAY, JANUARY 15, 2025
ALBANY, NEW YORK**



BOARD MEETING AGENDA

Meeting No. 767
January 15, 2025
Albany, New York

A. Public Comment Period on the Agenda Items

B. Consent Items

1. Approval of Minutes for Thruway Board of Director's Meeting No. 766
2. Review and Approval of the October 2024 Financial Report

C. Action Items

3. Authorizing the Executive Director to Execute a Fourth Amendment to Agreement C010601 with Mission Critical Partners, LLC for Tiburon CAD/RMS System Support
4. Authorizing the Executive Director to Execute a Supplemental Agreement with Public Resources Advisory Group, Inc. (Contract C010632) to Extend the End Date of the Contract to July 18, 2026, and to Increase the Maximum Amount Payable by \$790,000
5. Declaring Real Property Reference No. TN23-1, Located in the Town of New Paltz, County of Ulster, as Not Necessary for Authority Corporate Purposes and Authorizing a Negotiated, Less Than Fair Market Value Disposal
6. Authorizing Funding for B111.1; Superstructure Repairs to the Kaaterskill Creek Bridge and the Catskill Creek Bridge in the Albany Division

D. Report to the Board

7. Executive Director's Report

E. Public Comment Period for General Thruway Authority Matters (15-Minute Limit)

F. Other Business

G. Adjournment

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Item 1
Appendix A

TO: The Thruway Authority Board

DATE: January 15, 2025

FROM: Julie Greco
Board Secretary

SUBJECT: Approval of Minutes of Board Meeting No. 766

Copies of the Minutes of Board Meeting No. 766 were made available to the Board Members as part of the agenda.

RECOMMENDATION

It is recommended that the Minutes of Board Meeting No. 766, held on December 3, 2024, be approved by the Board.


Board Secretary

RECOMMENDATION APPROVED:


Executive Director



**MINUTES
NEW YORK STATE THRUWAY AUTHORITY
BOARD MEETING NO. 766
December 3, 2024**

Meeting minutes of the New York State Thruway Authority were held in the Boardroom at 200 Southern Boulevard, Albany, New York, and via video conference at the following locations:

SUNY College of Environmental Science and Forestry
229 Bray Hall
1 Forestry Drive
Syracuse, NY 13210

NYS Thruway Authority Buffalo Division Headquarters
455 Cayuga Road, Suite 800
Cheektowaga, NY 14225

Westchester County Office Building
148 Martine Ave
White Plains, NY 10601

Monroe County City Place Building
50 W. Main Street, Rochester, NY 14614

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 following Board Members were present:

Robert Megna, Vice-Chair
Jose Holguin-Veras, Ph.D., Board Member
Heather Briccetti Mulligan, Board Member

Also available via WebEx:

Joanne M. Mahoney, Chair
Paul Tokasz, Board Member
Joan McDonald, Board Member

Norman H. Jones, Board Member

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

Staff present:

Frank Hoare, Executive Director
Nicole Leblond, Chief of Staff
Dave Malone, Chief Financial Officer
Sandra Rivera, General Counsel
Brent Howard, Chief Engineer
Josh Klemm, Chief Information Officer
Selica Grant, Chief Administrative Officer
Kevin Wisely, Chief Maintenance & Operations Officer
Jennifer Givner, Chief Media & Government Relations Officer
Julie Greco, Board Secretary
Michelle McHale, Assistant Board Secretary
Sean Lasher, Information Technology Specialist
William Hewitt, Information Technology Specialist
Kira Gruber, Excelsior Service Fellow

Chair Mahoney called the meeting of the Thruway Authority Board to order at 1:07 p.m.

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

A. PUBLIC COMMENT PERIOD RELATED TO THE MEETING AGENDA (01:09)

Chair Mahoney asked the Board Secretary if there were any public comments related to the agenda items. Ms. Greco stated there were no comments.

B. CONSENT ITEM (01:26)

Item 1 by Chair Mahoney (Appendix A)
Approval of the Minutes of Meeting No. 765

Chair Mahoney requested a motion to approve the minutes from the previous Board of Directors meeting held on November 19, 2024.

Upon motion duly made and seconded, the Board approved the minutes of Meeting No. 765, which were made available to the Board Members as part of the agenda.

C. ACTION ITEM (01:48)

Item 2 by Dave Malone (Appendix B)

Authorization for the Executive Director to Approve a Recruitment and Retention Pay Differential for Select Titles

Chief Finance Officer, Dave Malone, presented the resolution to the Board to authorize the Executive Director to approve a recruitment and retention pay differential for select titles.

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

Upon motion duly made and seconded, the Board authorized the Executive Director to implement a recruitment and retention pay differential for select titles and adopted the following resolution:

RESOLUTION NO. 6551

AUTHORIZATION FOR THE EXECUTIVE DIRECTOR TO APPROVE RECRUITMENT AND RETENTION PAY DIFFERENTIAL FOR SELECT TITLES

RESOLVED, that the Executive Director be, and hereby is, authorized to take the necessary steps to implement a Recruitment and Retention Pay Differential of up to \$7,000 and to grant an additional pay differential of up to \$6,500 for employees in select positions at select locations where there is recruitment/retention difficulty for such positions, and be it further

RESOLVED, that employees who receive a geographic pay differential as authorized by the Board pursuant to Resolution No. 6417 are not eligible for the Recruitment and Retention Pay Differential, and be it further

RESOLVED, that the Recruitment and Retention Pay Differential may be withheld in whole or in part from any officer or employee when, in the opinion of the Executive Director, such

withholding is necessary to maintain appropriate salary relationships among officers or employees of the Authority, or to reduce Authority expenditures to acceptable levels or when, in the opinion of the Executive Director, such increase is not warranted or is not appropriate, and be it further

RESOLVED, that Recruitment and Retention Pay Differentials begin on a date determined by the Executive Director no earlier than January 1, 2025, and be it further

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

D. GENERAL PUBLIC COMMENT PERIOD FOR GENERAL MATTERS (09:00)

Chair Mahoney asked the Board Secretary if there were any public comments regarding general matters. Ms. Greco stated there were no comments.

E. OTHER BUSINESS (09:11)

Executive Director Hoare gave an overview of the first winter snowstorm of the season in Buffalo, New York. The Executive Director thanked the maintenance facilities, communication teams, and Buffalo Division for their hard work and professionalism.

Details of the overview and discussion with Board Members are included in the audio recording of the meeting.

F. ADJOURNMENT (12:48)

There being no other business, upon motion duly made and seconded, the Board voted to adjourn the meeting at 1:20p.m.

Julie Greco
Board Secretary

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TO: The Thruway Authority Board

DATE: January 15, 2025

FROM: David Malone
Chief Financial Officer

SUBJECT: Financial Report – October 2024

The Chief Financial Officer is formally submitting a copy of the Financial Report for the month of October 2024.

The Finance Committee considered this item at its January 15, 2025 meeting and recommended that this item be presented to the full Board for consideration.

SUBMISSION:

This report is submitted for inclusion as part of the official records for this meeting.



Chief Financial Officer

APPROVED:



Executive Director

Please refer to Item # 2
in the Finance
Committee Meeting
Book

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Appendix C

TO: The Thruway Authority Board

DATE: January 15, 2025

FROM: Kevin E. Wisely
Chief Maintenance & Operations Officer

SUBJECT: Authorizing the Executive Director to Execute a Fourth Amendment to Agreement C010601 with Mission Critical Partners, LLC for Tiburon CAD/RMS System Support

Board approval is being sought to waive the competitive procedure for the Executive Director to negotiate and execute an amendment to the Authority's single source Agreement with Mission Critical Partners, LLC ("MCP") to continue providing the Authority with maintenance for the Tiburon Computer-Aided Dispatch and Records Management System ("CAD/RMS").

CAD/RMS is a critical system used by the Authority's Statewide Operation Center to perform incident management for vehicles traveling on the New York State Thruway. As the contractor of record for maintaining CAD/RMS, MCP is the most suitable vendor to maintain this system for the Authority and is best positioned to provide the required services in both a timely and economical manner.

In 2021, a single source contract, #C010601, was awarded to MCP to provide consulting services for maintenance of CAD/RMS. This contract had a one (1) year term which expired on August 11, 2022. In 2022, a first amendment was executed to extend the term for an additional 1-year period, increase the monetary cap by \$30,300.00 to a new cap of \$59,700.00, and include the current Appendix A and the Business in Russia Certification. In 2023, the second amendment extended the term for an additional 1-year period, added \$12,405.00 in on-demand services for system upgrades, and increased the monetary cap by \$43,605.00 to a new cap of \$103,305.00. In 2024, the third amendment extended the term for an additional 1-year period and increased the

monetary cap by \$32,160.00 to a new cap of \$135,465.00. The fourth amendment will extend the term for a 1-year period and increase the monetary cap by \$35,000 to a new cap of \$170,465.00.

In accordance with Purchasing Policy 25-5-01, Section IV, Waiver of Competition, the Board may waive the use of the competitive procedure for procurement contracts when there is a condition that exists that makes it impractical or not in the Authority's best interest to seek competition due to the specialized nature of the goods or services required, or there is a historical relationship, the continuation of which is in the best interest of the Authority. Given the ongoing need to maintain CAD/RMS and the historical and beneficial relationship between MCP and the Authority involving these specialized services, waiving competition is in the best interest of the Authority.

Sufficient funding is included in the 2025 Budget for this project.

RECOMMENDATION:

It is recommended that the Board adopt the following resolution:

RESOLUTION NO. 6552

**AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE
A FOURTH AMENDMENT TO AGREEMENT C010601 WITH
MISSION CRITICAL PARTNERS, LLC. FOR TIBURON
CAD/RMS SYSTEM SUPPORT**

RESOLVED, that the competitive procedures required by the Thruway Authority Procurement Contracts Policy are waived and the Executive Director be, and hereby is, authorized to negotiate and execute a fourth amendment to the Agreement with Mission

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Critical Partners, LLC to provide maintenance for the Authority's Tiburon CAD/RMS System; and be it further

RESOLVED, that such fourth amendment to the Agreement will be for a term of one (1) year, shall increase the maximum amount payable of the Agreement to \$170,465.00, and shall be on such other terms and conditions as the Executive Director and General Counsel determine to be in the best interest of the Authority; and be it further

RESOLVED, that Chief Financial Officer be, and hereby is, authorized to charge expenditures for services rendered pursuant to such Agreement to the Department of Maintenance and Operations Budget; and be it further

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



Chief Maintenance & Operations Officer

RECOMMENDATION APPROVED:



Executive Director

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TO: The Thruway Authority Board

DATE: January 15, 2025

FROM: David J. Malone
Chief Financial Officer

SUBJECT: Authorizing the Executive Director to Execute a Supplemental Agreement with Public Resources Advisory Group, Inc. (Contract C010632) to Extend the End Date of the Contract to July 18, 2026, and to Increase the Maximum Amount Payable by \$790,000

The Authority has a contract with Public Resources Advisory Group, Inc. (PRAG) to provide financial advisory services to the Authority. The contract was approved with a three-year term beginning July 19, 2021, and included two, one-year renewal options. The first supplemental agreement to the contract was approved in 2024 to execute the first of the two one-year renewals bringing the current end date of the contract to July 18, 2025.

The Authority continues to have a need for the services currently being performed by PRAG and desires to execute the final one-year renewal provided in the agreement to extend the contract end date to July 18, 2026. Additionally, the contract has neared its original not to exceed amount of \$900,000 and the Authority desires to increase the maximum amount payable to fund current billings and ongoing services for current assignments, as well as anticipated new assignments.

The Board is requested to authorize the Executive Director to execute a second amendment to the contract to extend the end date to July 18, 2026, and to increase the maximum amount payable by \$790,000.

RECOMMENDATION:

It is recommended that the Board adopt the following resolution:

RESOLUTION NO. 6553

Authorizing the Executive Director to Execute a Supplemental Agreement with Public Resources Advisory Group, Inc. (Contract C010632) to Extend the End Date of the Contract to July 18, 2026, and to Increase the Maximum Amount Payable by \$790,000

RESOLVED, that the Board authorizes the Executive Director or his designee to negotiate and execute a supplemental agreement with Public Resources Advisory Group, Inc. (PRAG) to extend the end date of the contract to July 18, 2026, and be it further

RESOLVED, that the Board authorizes the Executive Director or his designee to negotiate and execute a supplemental agreement with PRAG to increase the maximum amount payable by \$790,000 to \$1,690,000 and be it further

RESOLVED, that the Board authorizes the Executive Director or his designee to have the authority to exercise all powers reserved to the Authority under the provisions of the Agreement, manage and administer the Agreement, amend the provisions of the Agreement consistent with the terms of this item, and other Board authorizations, and suspend or terminate the Agreement in the best interests of the Authority, and be it further

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



Chief Financial Officer

RECOMMENDATION APPROVED:



Executive Director

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Appendix E

TO: The Thruway Authority Board

DATE: January 15, 2025

FROM: Sandra D. Rivera
General Counsel

SUBJECT: Declaring Real Property Reference No. TN23-1, Located in the Town of New Paltz, County of Ulster, as Not Necessary for Authority Corporate Purposes and Authorizing a Negotiated, Less Than Fair Market Value Disposal.

TRANSACTION:

Proposed is the sale of Real Property Reference No. TN23-1 (hereinafter, "Subject Property"), to the Town of New Paltz for \$1-payment waived.

PROPERTY DESCRIPTION:

The Subject Property is an irregularly shaped, vacant, unimproved parcel comprising 10.9± acres. It is situated opposite the on/off ramps at Interchange 18 of the Catskill Section of the Thruway Mainline (Interstate 87) and is north of NY Route 299 (including a portion of the Empire State Trail) and west of Old Route 299, a town road, near Mile Post 76.45 in the Town of New Paltz, County of Ulster as shown on the attached aerial site sketch attached hereto as Exhibit I.

FORMER USE AND PRESUMED INTENDED USE:

The Subject Property is currently vacant and was intended for the placement of on/off ramps and infield area at Interchange 18 but was never constructed. There is no access to the Subject Property from Route 299; the only access is from Old Route 299 towards the easterly edge of the Subject Property. The Subject Property is currently not zoned, but adjacent to a commercially zoned area. At meeting No. 763 held on June 24, 2024, the Board adopted Resolution No. 6515 which authorized the auction of the Subject Property. A public auction was

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held on August 23, 2024, and no bids were received that met or exceeded the minimum bid of \$490,000 established by the Board.

This is an Authority-initiated disposal, and the Town will likely use the parcel for conservancy or as a public park.

VALUATION:

In accordance with the Authority's Real Property Management Policy, the value of the Subject Property was independently appraised by two appraisal consultants. The appraisers considered the Subject Property's value as a single estimate of the present value.

In a review appraisal conducted by staff from the Office of Real Property Management (hereinafter, "ORPM"), the \$490,000 estimated value of the Subject Property was found to be justified, defensible and soundly reasoned.

APPROVAL PROCESS:

Based upon the aforementioned valuation, ORPM staff has recommended that the Executive Director be authorized to execute a purchase agreement with the Town for a for \$1- payment waived with a clause that it will revert automatically to State ownership/Authority jurisdiction if not used for a public purpose.

In accordance with the Thruway Real Property Management Policy, such purchase agreement would be subject to approval by the Office of Attorney General. The Office of Attorney General would prepare a deed that would be delivered.

Public Authorities Law Article 9, Title 5-A and the Policy require that 90 days before this type of transaction, an explanatory statement describing the transfer shall be transmitted to the

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Comptroller, Director of Budget, the Commissioner of General Services, and the Legislature. An explanatory statement will be prepared and distributed to those aforementioned parties.

GENERAL COUNSEL'S CERTIFICATION:

In my capacity as General Counsel, I concur with the foregoing recommendations and advice by ORPM staff, and attest that the proposed sale complies with all applicable provisions of law relating to such transactions and with the Thruway Real Property Management Policy.

To satisfy the Authority's obligations pursuant to the State Environmental Quality Review Act (hereinafter, "SEQRA"), a SEQRA Short Environmental Assessment form was completed for the proposed transaction. The Chief Engineer has recommended execution of a SEQRA Negative Declaration.

RECOMMENDATION:

It is recommended that the Board adopt the following resolution:

RESOLUTION NO. 6554

DECLARING REAL PROPERTY REFERENCE NO. TN23-1, LOCATED IN THE TOWN OF NEW PALTZ AND COUNTY OF ULSTER, AS NOT NECESSARY FOR THE AUTHORITY'S CORPORATE PURPOSES AND AUTHORIZING THE AUTHORIZING A NEGOTIATED, LESS THAN FAIR MARKET VALUE DISPOSAL

RESOLVED, that the Board hereby finds, determines and declares that all remaining right, title and interest in and to Real Property Reference No. TN23-1 (hereinafter, "Subject Property"), as shown and delineated on Exhibit I attached hereto and made a

part hereof, is not necessary for the Authority's corporate purposes;
and be it further

RESOLVED, that the Executive Director be, and the same hereby is, authorized to execute a purchase agreement with the Town of New Paltz for the Subject Property for \$1-payment waived with a clause that it will revert automatically to State ownership/Authority jurisdiction if not used for a public purpose, and on other terms and conditions deemed by General Counsel to be in the Authority's best interest; and be it further

RESOLVED, that the Chief Engineer, or his designee, be and the same hereby is, authorized to execute the SEQRA Short Environmental Assessment form and SEQRA Negative Declaration, and to distribute any required documents on behalf of the Board relative to such adoption; and be it further

RESOLVED, that the Executive Director, Chief Engineer, Chief Financial Officer, and 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 this resolution be incorporated in the minutes of this meeting.



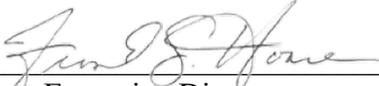
General Counsel

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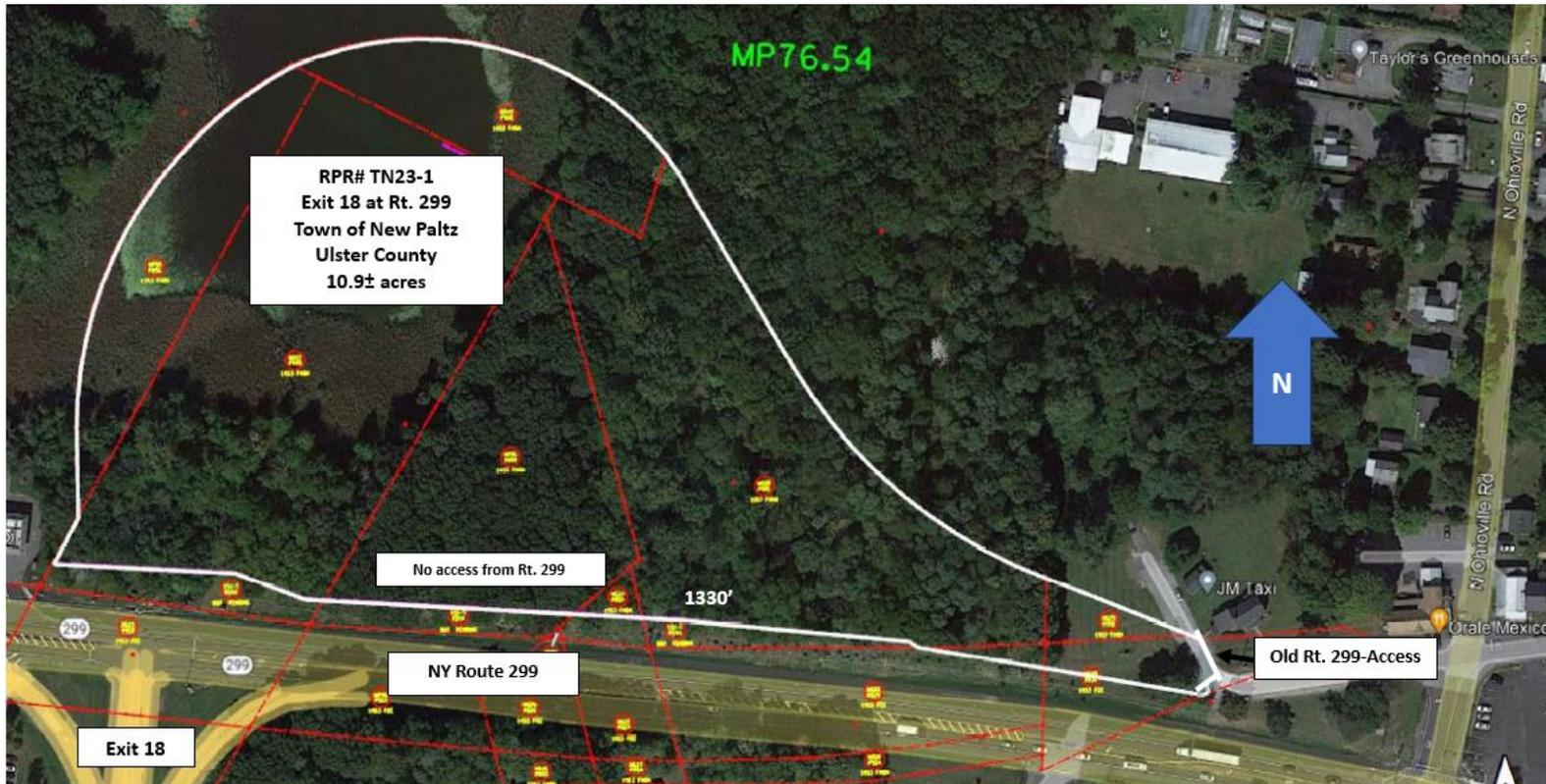
RECOMMENDATION APPROVED:



Executive Director

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Exhibit I



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Item 6
Appendix F

TO: The Thruway Authority Board
FROM: Brent E. Howard, P.E.
Chief Engineer

DATE: January 15, 2025

SUBJECT: Authorizing Funding for B111.1; Superstructure Repairs to the Kaaterskill Creek Bridge and the Catskill Creek Bridge in the Albany Division

Project B111.1; Superstructure Repairs to the Kaaterskill Creek Bridge and the Catskill Creek Bridge in the Albany Division is being added to the 2025-2029 Capital Program. An estimated budget amount of \$55,000,000 has been determined to be appropriate to complete the project's construction and construction inspection.

This new project is required to address load carrying capacity at the stringer/floor beam connections resulting from a level 1 load rating analysis of the structures.

Board authorization is requested to approve a new Capital Program Item in the amount of \$55,000,000 for project to advance B111.1; Superstructure Repairs to the Kaaterskill Creek Bridge at milepost 111.13 and the Catskill Creek Bridge at milepost 113.22. Funding will be made available from project deferrals and/or bid savings from the 2025 and 2026 Contracts Program, or from the carry over of unspent capital funding from the previous fiscal year. The approved 2025-2029 Capital Program allocation remains the same.

RECOMMENDATION:

It is recommended that the Board adopt the following resolution:

RESOLUTION NO. 6555

AUTHORIZING FUNDING FOR B111.1; SUPERSTRUCTURE REPAIRS TO THE KAATERSKILL CREEK BRIDGE AND THE CATSKILL CREEK BRIDGE IN THE ALBANY DIVISION

RESOLVED, that an additional Item (B111.1) in the Albany Division entitled Superstructure Repairs to the Kaaterskill Creek Bridge and the Catskill Creek Bridge in the amount of \$55,000,000 be added to the 2025 Contracts Program, and the same hereby is authorized, and be it further

RESOLVED, that the funding be allocated to B111.1; from either project deferments and bid savings or from the carry over of unspent capital funding, and be it further

RESOLVED, that the Chief Engineer or his designee shall have the authority to exercise all powers reserved to the Authority under the provisions of the contract, manage and administer the contract, amend the provisions of the contract consistent with the terms of this Item and other Board authorizations and suspend or

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terminate the contract in the best interests of the Authority, and be
it further

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



Chief Engineer

RECOMMENDATION APPROVED:



Executive Director