



NEW YORK
STATE OF
OPPORTUNITY™

**Thruway
Authority**

**BOARD OF DIRECTORS MEETING NO. 763
TUESDAY, JUNE 11, 2024
ALBANY, NEW YORK**



Thruway Authority

BOARD MEETING AGENDA

Meeting No. 763
June 11, 2024
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. 762
2. Review and Approval of the February and March 2024 Financial Reports
3. Review and Approval of the Authority's Investment Transactions – First Quarter 2024
4. Approving the Twenty Second Supplemental Resolution, Authorizing the Issuance of General Revenue Bonds, Series Q, Approving the Forms of Certain Related Documents and Authorizing an Authorized Officer to Execute Any Other Necessary Documents Related Thereto

C. Action Items

5. Authorizing the Executive Director to Execute an Agreement with Athena Consulting LLC dba Athena Actuarial Consulting for Actuary Services
6. Authorization to Execute a Contract with Transworld Systems (TSI) to Provide Collection Services to the Authority for Toll Related Debt
7. Declaring Real Property Reference No. TN22-2, Located in the Village of Chestnut Ridge, Towns of Ramapo and Clarkstown, County of Rockland, as Not Necessary for the Authority's Corporate Purposes and Authorizing a Negotiated, Less than Fair Market Value Disposal
8. Declaring Real Property Reference No. TN23-1, Located in the Town of New Paltz, County of Ulster, as Not Necessary for the Authority's Corporate Purposes and Authorizing the Auction Thereof
9. Authorization for an Agreement with a Telecommunications Provider for the Use of the New York State Thruway Authority's Fiber Optic System
10. Term Agreement for Architectural Design Services Primarily in Syracuse and Buffalo, Contract No.: D214975
11. Term Agreement for Construction Inspection (CI) Support Services New York Division Contract No.: D214985
12. TAB 23-6 Buffalo On-Demand 2023-2024 Contract No.: D214910

13. Authorizing Funding and schedule change for B227.1 Buffalo Division next On-Demand Contract No.: TBD
14. Authorizing Additional Funding for Project H355.1, I-95 New England Thruway MP 604.0 to MP 608.8; Highway Rehabilitation 2024; Project B700.1 Rehabilitations and Larchmont Station Plaza Substructure; and Project B742.1 MP 219.91: Thruway Bridge Over Mohawk
15. Honoring NYS Thruway Authority Employee - Vincent Giammarva
16. Honoring NYS Thruway Authority Employee – Mark Vara

D. Report to the Board

17. Thruway Personal Service Contracts Up to \$500,000 for the Period January 1, 2024 – March 31, 2024
18. Executive Director’s Report

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

F. Other Business

G. Adjournment

Meeting No. 763

Item 1

Appendix A

TO: The Thruway Authority Board

DATE: June 11, 2024

FROM: Julie Greco
Board Secretary

SUBJECT: Approval of Minutes of Board Meeting No. 762

Copies of the Minutes of Board Meeting No. 762 were made available to the Board Members as part of the agenda.

RECOMMENDATION

It is recommended that the Minutes of Board Meeting No. 762, held on April 9, 2024, be approved by the Board.


Board Secretary

RECOMMENDATION APPROVED:


Executive Director



MINUTES
NEW YORK STATE THRUWAY AUTHORITY
BOARD MEETING NO. 762
April 9, 2024

Meeting minutes of the New York State Thruway Authority was held in the boardroom at 200 Southern Boulevard, Albany, New York and via video conference at SUNY College of Environmental Science and Forestry, 229 Bray Hall, 1 Forestry Drive, Syracuse, NY 13210.

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
 Norman H. Jones, Board Member

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

Staff present:

Tom McIntyre, Deputy Executive Director of Operations & Special Projects
 Nicole Leblond, Chief of Staff
 Dave Malone, Chief Financial Officer
 Joe Igoe, First Deputy General Counsel
 Brent Howard, Chief Engineer
 Josh Klemm, Chief Information Officer
 Selica Grant, Director of Administrative Services
 Erika Beardsley, Director for Strategic Management
 Jennifer Givner, Director of Media Relations & Communications

Andrew Trombley, Director of Procurement Services
 Andrew Nagy, Superintendent of Maintenance
 Sean Lasher, Information Technology Specialist
 William Hewitt, Information Technology Specialist
 Julie Greco, Board Secretary
 Danielle Adams, Director of Compliance
 Jeffrey Mysliwicz, Auditor

Also Present:

Brendan Kennedy, BST & Co. CPAs, LLC.
 Murray Bodin, Constituent

Chair Mahoney called the meeting of the Thruway Authority Board to order at approximately 1:39 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 (34:40)

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

B. CONSENT ITEMS (ITEM # 1-6) (35:07)

Item 1 by Chair Mahoney (Appendix A)
Approval of the Minutes of Meeting No 761

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. 761 held on January 29, 2024, which were made available to the Board Members as part of the agenda.

Item 2 by Dave Malone (Appendix B)
Financial Report– December 2023 & January 2024

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

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 accepted the Financial Reports for December 2023 and January 2024.

Item 3 by Dave Malone (Appendix C)

Approval of the Authority's Annual Investment Report

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

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 Authority's Annual Investment Report.

Item 4 by Dave Malone (Appendix D)

Approval of the Annual Report for 2023 Procurement Contracts

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

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 Annual Report for 2023 Procurement Contracts.

Item 5 by Brendan Kennedy, BST (Appendix E)

Report of BST & Co. CPAs, LLC's Audit of the Authority's Financial Statements, Single Audit Report, Report on Compliance with Investment Guidelines and Required Communications to the Authority's Board

The Item was advanced to the Board at the recommendation of the Audit Committee.

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 Report of BST & Co. CPAs, LLC's Audit of the Authority's Financial Statements, Single Audit Report, Report on Compliance with Investment Guidelines and required communications to the Authority's Board.

Item 6 by Joseph Igoe (Appendix F)

Approval of Thruway Authority's Bylaws and Certain Authority Policies

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

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 Thruway Authority's Bylaws and certain Authority policies.

C. ACTION ITEMS (ITEMS 7-21)

Item 7 by Selica Grant (Appendix G) (35:40)
Staff Appointment of Nicole Leblond as Chief of Staff

Director of Administrative Services, Selica Grant, presented the resolution to the Board to approve the staff appointment of Nicole Leblond as Chief of Staff.

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

Upon motion duly made and seconded, the Board approved the staff appointment of Nicole Leblond as Chief of Staff and adopted the following resolution:

RESOLUTION NO. 6496
STAFF APPOINTMENT OF NICOLE LEBLOND
AS CHIEF OF STAFF

RESOLVED, that the Board hereby
 appoints Nicole Leblond as Chief of Staff effective
 April 9, 2024, at a salary grade of 37 with an annual
 salary of \$184,132, for which funds are available in
 the 2024 Operating Budget and it be further

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

Item 8 by Selica Grant (Appendix H) (36:34)
Staff Appointment of Erika Beardsley as Director of the Department of Strategic Management

Director of Administrative Services, Selica Grant, presented the resolution to the Board to approve the staff appointment of Erika Beardsley as Director of the Department of Strategic Management.

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

Upon motion duly made and seconded, the Board approved the staff appointment of Erika Beardsley as Director of the Department of Strategic Management and adopted the following resolution:

RESOLUTION NO.6497
STAFF APPOINTMENT OF ERIKA BEARDSLEY AS
DIRECTOR OF STRATEGIC MANAGEMENT

RESOLVED, that the Board hereby
 appoints Erika Beardsley as Director of Strategic
 Management effective April 9, 2024 with an
 annual salary of \$162, 824, for which funds are
 available in the 2024 Operating Budget, and it be
 further

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

Item 9 by Selica Grant (Appendix I) (37:20)
Staff Appointment of Andrew Trombley as Director of Procurement Services

Director of Administrative Services, Selica Grant, presented the resolution to the Board to approve the staff appointment of Andrew Trombley as Director of Procurement Services.

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

Upon motion duly made and seconded, the Board approved the staff appointment of Andrew Trombley as Director of Procurement Services and adopted the following resolution:

RESOLUTION NO. 6498
STAFF APPOINTMENT OF ANDREW TROMBLEY
AS DIRECTOR OF PROCUREMENT SERVICES

RESOLVED, that the Board hereby appoints
Andrew Trombley as Director of Procurement
Services effective April 9, 2024, at salary grade 34
with a salary of \$167,799 for which funds are available
in the 2024 Operating Budget, and it be further

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

Item 10 by Selica Grant (Appendix J) (38:30)
Staff Appointment of Diana Nebiolo as Director of Revenue Management

Director of Administrative Services, Selica Grant, presented the resolution to the Board to approve the staff appointment of Diana Nebiolo as Director of Revenue Management.

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

Upon motion duly made and seconded, the Board approved the staff appointment of Diana Nebiolo as Director of Revenue Management and adopted the following resolution:

RESOLUTION NO. 6499
STAFF APPOINTMENT OF DIANA NEBIOLO AS
DIRECTOR OF REVENUE MANAGEMENT

RESOLVED, that the Board hereby appoints
Diana Nebiolo as Director of Revenue Management
effective April 9, 2024, at salary grade 36 with a salary
of \$182,339 for which funds are available in the 2024
Operating Budget, and it be further

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

Item 11 by Joseph Igoe (Appendix K) (39:15)

Authorizing the Auction of Thruway Authority Property in Town of Hamburg, Erie County

First Deputy General Counsel, Joseph Igoe, presented to the Board the resolution to authorize the auction of Thruway Authority property in the Town of Hamburg, Erie County.

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

Upon motion duly made and seconded, the Board authorized the auction of Thruway Authority property in the Town of Hamburg, Erie County and adopted the following resolution:

RESOLUTION NO. 6500

**AUTHORIZING THE AUCTION OF THRUWAY
PROPERTY IN THE TOWN OF HAMBURG, ERIE
COUNTY**

RESOLVED, that the Board reaffirms Resolution No. 6437 and hereby finds, determines and declares that all remaining right, title and interest in and to Real Property Reference No. TB21-2 (hereinafter, "Subject Property"), as shown and delineated on Exhibits A and B attached hereto and made a part hereof, is not necessary for the Authority's corporate purposes and, therefore, available for auction subject to the reservation of a drainage easement for the People of the State of New York; and be it further

RESOLVED, that the Office of Real Property Management is authorized to conduct a public auction of the Subject Property at a minimum-bid amount of \$3,100,000; and be it further

RESOLVED, that the Executive Director, or designee, be, and the same hereby is, authorized to accept the highest responsive bid that meets or exceeds the minimum bid, to memorialize such acceptance via the execution of an agreement for the sale of real property with the highest bidder on terms and conditions deemed by General Counsel to be in the Authority's best interest, and to convey the Subject Property to such highest responsive bidder; 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.

Item 12 by Andrew Nagy (Appendix L) (42:47)
Authorizing the Executive Director to Execute an Agreement with the Town of Ulster for the Installation of a Water Transmission System and for the Provision of Water to the Ulster Service Area

The Superintendent of Maintenance, Andrew Nagy, presented to the Board the resolution to authorize the Executive Director to execute an agreement with the Town of Ulster for the

installation of a water transmission system and for the provision of water to the Ulster Service Area.

Details of the 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 execute an agreement with the Town of Ulster for the installation of a water transmission system and for the provision of water to the Ulster Service Area and adopted the following resolution:

RESOLUTION NO. 6501

**AUTHORIZING THE EXECUTIVE DIRECTOR TO
EXECUTE AN AGREEMENT WITH THE TOWN OF
ULSTER FOR THE INSTALLATION OF A WATER
TRANSMISSION SYSTEM AND FOR THE PROVISION
OF WATER TO THE ULSTER SERVICE AREA**

RESOLVED, that the Executive Director, or his designee, be, and hereby is authorized to execute an Agreement with the Town of Ulster, on behalf of the Halcyon Park Water District, for the installation of a water transmission line and for the provision of water to the Ulster Service Area in accordance with the terms and conditions of the Agreement attached hereto, provided that the payments shall not exceed one million dollars; and be it further

RESOLVED, that the Agreement shall be for a term of forty years with the right to renew this Agreement for two (2) consecutive ten (10) year terms, with the Authority paying for water service in accordance with the Town's established Annual Rate Schedule for the Service Area; and be it further

RESOLVED, that the Agreement shall be on such other terms and conditions as the Executive Director, in consultation

with General Counsel and Director of Maintenance of Operations, determines to be in the best interests of the Authority; and be it further

RESOLVED, that the Executive Director, or his designees, shall have the authority to exercise all powers reserved to the Authority under the provisions of the Agreement, to manage and administer the Agreement, amend 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

RESOLVED, that the sufficient funds are projected to become available through the Authority's Department of Maintenance and Operations Operating Budget; and be it further

RESOLVED, that the Chief Financial Officer be, and hereby is, authorized to charge expenditures for services rendered under such Agreement to the appropriate funds provided therefore, subject to reallocation and adjustment as determined by final audit of charges; and be it further

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

Item 13 by Brent Howard (Appendix M) (44:45)

Authorizing Funding for Projects H142.1, Pavement Rehabilitation Buffalo Division MP 351.4 to MP 362.5 H368.1, Pavement Resurfacing, MP 362.5 to 378.2, and Project H145.1, Pavement Resurfacing in the Buffalo Division from MP 430.6 to MP 438.5

Chief Engineer, Brent Howard, presented to the Board the resolution to authorize funding for projects H142.1, pavement rehabilitation Buffalo Division MP 351.4 to MP 362.5 H368.1, pavement resurfacing, MP 362.5 to 378.2, and project H145.1, pavement resurfacing in the Buffalo Division from MP 430.6 to MP 438.5.

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

Upon motion duly made and seconded, the Board authorized funding for projects H142.1, pavement rehabilitation Buffalo Division MP 351.4 to MP 362.5 H368.1, pavement resurfacing, MP 362.5 to 378.2, and project H145.1, pavement resurfacing in the Buffalo Division from MP 430.6 to MP 438.5, and adopted the following resolution:

RESOLUTION NO.6502

AUTHORIZING FUNDING FOR H142.1/H368.1, TAB 24-25/D214983, PAVEMENT REHABILITATION FROM MP 351.4 to MP 378.2 & H145.1, TAB 24-23/D214981, PAVEMENT REHABILITATION FROM MP 351.4 to MP 362.5.

RESOLVED, that Project Item (H142.1) in the amount of \$4,235,294 be added to the 2024 Contracts Program, Pavement Rehabilitation Buffalo Division MP 351.4 to MP 362.5, and be it further

RESOLVED, that Project Item (H368.1) in the amount of \$6,988,235 be added to the 2024 Contracts Program, Pavement Resurfacing, MP 362.5 to 378.2, and be it further

RESOLVED, that Project Item (H145.1) in the amount of \$5,878,588 be added to the 2024 Contracts Program, Pavement Resurfacing, MP 430.6 to 438.5, and be it further

RESOLVED, that the funding be allocated to H142.1, H368.1 and H145.1; from either project deferments and bid savings in the 2024 Contracts Program or from the carry-over of up to \$17,102,117 of unspent capital funding from the fiscal year 2023 into the 2024 Contracts Program, and be it further

RESOLVED, that the Chief Financial Officer include in the 2024 Revised Financial Plan and report to the Board the actual amount of unused capital funds from the fiscal year 2023 that were used to fund the 2024 Contracts Program, 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 contracts, manage and administer the contracts, amend the provisions of the contracts consistent with the terms of this Item and other Board authorizations and suspend or terminate the contracts in the best interests of the Authority, and be it further

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

Item 14 by Brent Howard (Appendix N) (47:10)

Term Agreement for Construction Inspection (CI) Support Services NY Division
Contract No.: D214972

Chief Engineer, Brent Howard, presented the resolution to the Board to authorize a term agreement for construction inspection (CI) support services for the New York Division (Contract No.: D214972).

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

Upon motion duly made and seconded, the Board authorized the term agreement with ALRA Engineers, P.C. for construction inspection (CI) support services for the New York Division (Contract No.: D214972), and adopted the following resolution:

RESOLUTION NO.6503
AUTHORIZING THE EXECUTION OF AGREEMENT
D214972 WITH ALRA ENGINEERS, P.C.

RESOLVED, that the Chief Engineer or his designee, be, and he hereby is, authorized to execute agreement D214972 with ALRA Engineers, P.C. as listed in Exhibit A, attached hereto, provided that sufficient funding has been identified to complete services for the projects through this agreement, with the Maximum Amount Payable of the agreement not to exceed the amount shown in the attached Exhibit A, and such 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 Chief Engineer or his designees shall 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 in accordance with the 2024 Contracts Program Resolution and other Board

authorizations, and suspend or terminate the agreement in the best interest of the Authority, and be it further

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

Item 15 by Brent Howard (Appendix O) (48:07)

**Term Agreement for Construction Inspection (CI) Support Services Syracuse Division
Contract No.: D214973**

Chief Engineer, Brent Howard, presented the resolution to the Board to authorize a term agreement for construction inspection (CI) support services for the Syracuse Division (Contract No.: D214973).

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

Upon motion duly made and seconded, the Board authorized the term agreement with Erdman Anthony and Associates, Inc. for construction inspection (CI) support services for the Syracuse Division (Contract No.: D214973), and adopted the following resolution:

RESOLUTION NO. 6504

**AUTHORIZING THE EXECUTION OF AGREEMENT D214973
WITH ERDMAN ANTHONY (D.B.A. ERDMAN ANTHONY).**

RESOLVED, that the Chief Engineer or his designee, be, and he hereby is, authorized to execute agreement D214973 with Erdman Anthony and Associates, Inc. (d.b.a. Erdman Anthony) as listed in Exhibit A, attached hereto, provided that sufficient funding has been identified to complete services for the projects through this agreement, with the Maximum Amount Payable of the agreement not to exceed the amount shown in the attached Exhibit A, and such 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 Chief Engineer or his designees shall 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 in accordance with the 2024 Contracts Program Resolution and other Board authorizations, and suspend or terminate the agreement in the best interest of the Authority, and be it further

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

Item 16 by Brent Howard (Appendix P) (49:00)

Term Agreement for Design Support Services Statewide Contract No.: D214974

Chief Engineer, Brent Howard, presented the resolution to the Board to authorize a term agreement for design support services statewide (Contract No.: D214974).

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

Upon motion duly made and seconded, the Board authorized the term agreement with Stantec Consulting Services, Inc. for design support services statewide (Contract No.: D214974), and adopted the following resolution:

RESOLUTION NO. 6505

**AUTHORIZING THE EXECUTION OF AGREEMENT D214974
WITH STANTEC CONSULTING SERVICES, INC.**

RESOLVED, that the Chief Engineer or his designee, be, and he hereby is, authorized to execute agreement D214974 with Stantec

Consulting Services, Inc. as listed in Exhibit A, attached hereto, provided that sufficient funding has been identified to complete services for the projects through this agreement, with the Maximum Amount Payable of the agreement not to exceed the amount shown in the attached Exhibit A, and such 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 Chief Engineer or his designees shall 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 in accordance with the 2024 Contracts Program Resolution and other Board authorizations, and suspend or terminate the agreement in the best interest of the Authority, and be it further

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

Item 17 by Brent Howard (Appendix Q) (49:51)
Term Agreement for Preliminary Engineering Support Services Statewide Contract No: D214976

Chief Engineer, Brent Howard, presented the resolution to the Board to authorize a term agreement for preliminary engineering support services statewide (Contract No.: D214976).

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

Upon motion duly made and seconded, the Board authorized the execution of agreement D214976 with GPI Engineering Landscape Architecture and Surveying, LLP., and adopted the following resolution:

RESOLUTION NO. 6506
AUTHORIZING THE EXECUTION OF AGREEMENT D214976
WITH GPI ENGINEERING LANDSCAPE ARCHITECTURE
AND SURVEYING, LLP

RESOLVED, that the Chief Engineer or his designee, be, and he hereby is, authorized to execute agreement D214976 with GPI Engineering Landscape Architecture and Surveying, LLP as listed in Exhibit A, attached hereto, provided that sufficient funding has been identified to complete services for the projects through this agreement, with the Maximum Amount Payable of the agreement not to exceed the amount shown in the attached Exhibit A, and such 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 Chief Engineer or his designees shall 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 in accordance with the 2024 Contracts Program Resolution and other Board authorizations, and suspend or terminate the agreement in the best interest of the Authority, and be it further

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

Item 18 by Brent Howard (Appendix R) (51:17)
Increasing the Maximum Amount Payable and Authorizing Additional Funding for
TANY 23-7/D214911, New York Division: On-Demand Repair Contract – 2023-2024

Chief Engineer, Brent Howard, presented the resolution to the Board to authorize the increase of the maximum amount payable and additional funding allocated for an on-demand repair contract for the New York Division (TANY 23-7/D214911).

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

Upon motion duly made and seconded, the Board authorized the increase of the maximum amount payable and additional funding allocated for an on-demand repair contract for the New York Division (TANY 23-7/D214911) and adopted the following resolution:

RESOLUTION NO. 6507
AUTHORIZING AN INCREASE TO THE MAXIMUM
AMOUNT PAYABLE AND AUTHORIZING ADDITIONAL
FUNDING FOR TANY 23-7/D214911, NEW YORK
DIVISION: ON-DEMAND REPAIR CONTRACT - 2023 -
2024.

RESOLVED, that \$2,930,000 in additional funding be
allocated to TANY 23-7/D214911, New York Division: On-
Demand Repair Contract - 2023 -2024 from project deferments
and bid savings from the 2024 Contracts Program, and be it
further

RESOLVED, that the additional authorization in the
amount of \$3,450,000 be approved to TANY 23-7/D214911,
New York Division: On-Demand Repair Contract - 2023 -2024
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 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.

Item 19 by Brent Howard (Appendix S) (53:53)

Authorizing Additional Funding, Title Change, and Schedule Change for Project B229.1, New York Division: On-Demand Repair Contract – 2025-2026

Chief Engineer, Brent Howard, presented the resolution to the Board to authorize additional funding, title change, and schedule change for an on-demand repair contract for the New York Division (Project B229.1).

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

Upon motion duly made and seconded, the Board authorized additional funding, title change, and schedule change for an on-demand repair contract for the New York Division (Project B229.1), and adopted the following resolution:

RESOLUTION NO. 6508

**AUTHORIZING ADDITIONAL FUNDING, TITLE
CHANGE AND SCHEDULE CHANGE FOR PROJECT
B229.1, NEW YORK DIVISION - ON-DEMAND REPAIR
CONTRACT - 2025-2026**

RESOLVED, that Project Item (B229.1) in the amount of \$5,000,000 be accelerated in the 2024 Contract Program, and be it further

RESOLVED, that Project Item (B229.1), be authorized to change the Title of the Item to B229.1, New York Division - On-Demand Repair Contract - 2024-2026 and be it further

RESOLVED, that the scheduled letting date for B229.1 be authorized to be accelerated from the 4th Quarter of 2024 to the 2nd Quarter of 2024, and be it further

RESOLVED, that the funding for B229.1 be authorized; from project deferments and/or bid savings in the 2024 Contracts Program, 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 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.

Item 20 by Brent Howard (Appendix T) (55:14)
Authorizing Additional Funding for TANY 24-8/D214964, MP 46.0 to MP 60.1: Mill to Concrete / 4" Overlay in the New York Division

Chief Engineer, Brent Howard, presented the resolution to the Board to authorize additional funding for TANY 24-8/D214964, MP 46.0 to MP 60.1: Mill to Concrete/ 4" Overlay for the New York Division.

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

Upon motion duly made and seconded, the Board authorized additional funding, title change, and schedule change for an on-demand repair contract for the New York Division (Project B229.1), and adopted the following resolution:

RESOLUTION NO. 6509
AUTHORIZING ADDITIONAL FUNDING FOR TANY 24-8/D214964, MP 46.0 TO MP 60.1: MILL TO CONCRETE/ 4" OVERLAY IN THE NEW YORK DIVISION

RESOLVED, that an additional \$8,578,827 (revising the total contract value to \$36,578,827) for TANY 24-8/D214964, MP 46.0 to MP 60.1: Mill to Concrete/ 4" Overlay in the New York Division be, and the same hereby is authorized, and be it further

RESOLVED, that the additional funding be allocated to TANY 24-8/D214964 from project deferments and/or bid savings from the 2024 Contracts Program, 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 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.

Item 21 by Brent Howard (Appendix U) (58:58)

Authorizing Scope Increase and Additional Funding for B776.2 Bridge Preservation for MP 29.54 - Thruway over Suffern-Mt. Ivy Route 202 in the New York Division

Chief Engineer, Brent Howard, presented the resolution to the Board to authorize a scope increase and additional funding for B776.2 Bridge Preservation for MP 29.54 - Thruway over Suffern-Mt. Ivy Route 202 in the New York Division.

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

Upon motion duly made and seconded, the Board authorized a scope increase and additional funding for B776.2 Bridge Preservation for MP 29.54 - Thruway over Suffern-Mt. Ivy Route 202 in the New York Division, and adopted the following resolution:

RESOLUTION NO. 6510

AUTHORIZING SCOPE INCREASE AND ADDITIONAL FUNDING FOR B776.2 BRIDGE PRESERVATION FOR MP 29.54 - THRUWAY OVER SUFFREN-MT. IVY ROUTE 202 IN THE NEW YORK DIVISION

RESOLVED, that an additional \$4,000,000 in funding, thereby revising the total project's contract value to \$14,000,000, for B776.2 Bridge Preservation for MP 29.54 - Thruway over Suffern-Mt. Ivy Route 202 in the New York Division is authorized, and be it further

RESOLVED, that the scope of the project be expanded to include the necessary joint replacement at MP 29.41 Thruway over Mahwah River, and be it further

RESOLVED, that the additional funding be allocated to B776.2 from project deferments and/or bid savings from the 2024 Contracts Program, 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 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.

D. REPORT TO THE BOARD (1:00:20)

Item 22 by Andrew Trombley

Andrew Trombley, Director of Procurement Services, announced the new Compliance Director for Procurement Services, Danielle Adams.

Details of the announcement is included in the audio recording of the meeting.

E. GENERAL PUBLIC COMMENT PERIOD FOR GENERAL MATTERS (1:01:17)

Chair Mahoney asked Ms. Greco if there were any public comment regarding general matters. Mr. Murray Bodin arrived in Albany to provide comments in person.

Details of the public comment period are included in the audio recording of the meeting.

F. ADJOURNMENT (1:10:46)

There being no other business, upon motion duly made and seconded, the board voted to adjourn the meeting at 2:16 p.m.

Juliane Greco
Board Secretary

DRAFT

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Item	2
Appendix	B

TO: The Thruway Authority Board

DATE: June 11, 2024

FROM: David Malone
Chief Financial Officer

SUBJECT: Financial Report – February and March 2024

The Chief Financial Officer is formally submitting a copy of the Financial Report for the months of February and March 2024.

The Finance Committee considered this item at its June 11, 2024 meeting and recommended that this item be presented to the full Board for consideration.

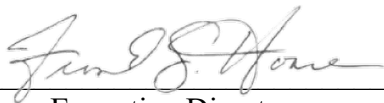
SUBMISSION:

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

Meeting No. 763
Item 3
Appendix C

TO: The Thruway Authority Board
FROM: David Malone
Chief Financial Officer

DATE: June 11, 2024

SUBJECT: Investment Transactions – First Quarter Investments 2024

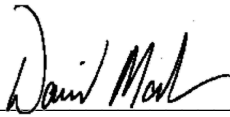
The Chief Financial Officer or designated representative has engaged in numerous financial transactions investing funds not immediately required for the fiscal management of the New York State Thruway Authority or for the Local Highway and Bridge Service Contract Bond Program, Second General Highway and Bridge Trust Fund Bond Program, or the State Personal Income Tax Revenue Bond Program. These transactions include the purchase of authorized securities, repurchase agreements and certificates of deposit.

The attached Exhibit A presents the details of all investments purchased during the Quarter ending March 31, 2024. The attached Exhibit B details the investments held as of March 31, 2024. These Exhibits are submitted in accordance with the Authority's Investment Policy as approved by the Board on April, 9, 2024.

The Finance Committee considered this item at its June 11, 2024, meeting and recommended that this item be presented to the full Board for consideration.

RECOMMENDATION:

It is recommended that the Board accept these reports and that this item be included in the minutes of this meeting.



Chief Financial Officer

RECOMMENDATION APPROVED:



Executive Director

Please refer to Item # 3
in the Finance
Committee Meeting
Book

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TO: The Thruway Authority Board

DATE: June 11, 2024

FROM: David Malone
Chief Financial Officer

SUBJECT: Approving the Twenty Second Supplemental Resolution, Authorizing the Issuance of General Revenue Bonds, Series Q, Approving the Forms of Certain Related Documents, Authorizing an Authorized Officer to Execute Any Other Necessary Documents Related Thereto, and Confirming Certain Matters Relating to the Series Q Bonds

In accordance with the New York State Thruway Authority Act, Title 9 of Article 2 of the New York State Public Authorities Law, as amended (the “Act”), the Authority is authorized to issue its bonds and notes, in such principal amount, in the opinion of the Authority, as shall be necessary to provide sufficient moneys for achieving its corporate purposes. The Authority desires to authorize the issuance of General Revenue Bonds, Series Q (the “Series Q Bonds”), in an aggregate principal amount not to exceed \$850,000,000 at any one or more times prior to June 11, 2025 in order to (i) finance a portion of its ongoing capital programs; (ii) pay capitalized interest on any Series Q Bonds; (iii) refund all or a portion of one or more series of outstanding General Revenue Bonds (“General Revenue Bonds”); (iv) pay cost of issuance of the Series Q Bonds, and (v) fund a required deposit to the Senior Debt Service Reserve fund or, in lieu thereof, purchase one or more Reserve Credit Facilities.

The Authority’s 2024 Budget approved by the Board in November 2023, included the planned issuance of long-term bonds as part of the Authority’s financial and multi-year capital plans.

The Series Q Bonds will be issued pursuant to the General Revenue Bond Resolution, adopted by the Board on August 3, 1992 and as amended on January 5, 2007 (as so amended, the

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“Bond Resolution”) and will be the seventeenth series of Bonds issued thereunder. Pursuant to supplemental resolutions (collectively the “Supplemental Resolutions”), the Authority previously issued: (i) \$350,000,000 of Series A Bonds on August 25, 1992; (ii) \$202,345,000 of Series B Bonds on December 23, 1993; (iii) \$320,000,000 of Series C Bonds on February 23, 1995; (iv) \$350,000,000 of Series D Bonds on May 15, 1997; (v) \$575,555,000 of Series E Bonds on June 18, 1998; (vi) \$624,570,000 of Series F Bonds on March 30, 2005; (vii) \$738,925,000 of Series G Bonds on September 29, 2005; (viii) \$1,008,910,000 of Series H Bonds on October 11, 2007; (ix) \$1,122,560,000 of Series I Bonds on June 27, 2012; (x) \$677,460,000 of Series J Bonds on February 6, 2014; (xi) \$743,865,000 of Series K Bonds on December 17, 2014; (xii) \$596,220,000 of Series L Bonds on March 8, 2018; (xiii) \$857,625,000 of Series M Bonds on October 30, 2019; (xiv) \$450,000,000 of Series N Bonds on March 5, 2020; (xv) \$549,580,000 of Series O Bonds on March 5, 2021; and (xvi) \$1,024,320,000 of Series P Bonds (the remaining outstanding bonds of the foregoing series of General Revenue Bonds, together with the Series Q Bonds, are hereinafter referred to collectively as the “Bonds”). The Bond Resolution, as supplemented by such Supplemental Resolutions and as further supplemented by the Series Q Supplemental Resolution are collectively referred to herein as the “Resolution”.

The Resolution establishes limits on the issuance of additional series of General Revenue Bonds, through an additional bonds test, a refunding bonds test (as applicable) and a toll covenant. Subject to such incurrence tests, General Revenue Bonds may be issued or incurred to: finance Authority project costs authorized by law, including capital costs relating to the Thruway System, to pay previously issued notes, to refund certain outstanding bonds, to make deposits into the Senior Debt Service Reserve Fund, to pay costs of issuance, and if prudent, to make deposits into

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the Reserve Maintenance Fund. The issuance of Series Q Bonds will only occur upon a finding of an Authorized Officer (as such term is defined in the Resolution) that such issuance complies with the requirements established by the Resolution.

In order to issue the Series Q Bonds, Section 202 of the Resolution requires that a Supplemental Resolution (the “Series Q Supplemental Resolution”) be adopted by the Board. The Series Q Supplemental Resolution authorizing the issuance of the Series Q Bonds is submitted to the Board for approval. All General Revenue Bonds, including the Series Q Bonds, are direct obligations of the Authority, and the full faith and credit of the Authority and all Revenues of the Authority, not subject to prior liens, are thereby pledged to their repayment in accordance with the terms of the Resolution.

The Resolution establishes a flow of funds for Authority operations, which among other things, establishes the operating and maintenance needs of the Thruway System as the highest priority. It establishes reserve funds for the capital program including equipment for the Thruway System and for the payment of principal of and interest on the Bonds, as well as a General Reserve Fund, whose funds are available, subject to Board approval, for any lawful corporate purposes of the Authority.

In accordance with the Act and the Resolution, the Authority will also need to adopt, execute or deliver various other documents. The Series Q Supplemental Resolution authorizes an Authorized Officer to determine whether the sale of the Series Q Bonds will be sold on a competitive bid or negotiated offering basis. While it is currently anticipated that the Series Q Bonds will be offered and sold on a competitive bid basis, a final determination as to whether to

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undertake a competitive or negotiated offering of the Series Q Bonds to the public is best determined closer to the anticipated offering date to investors. Accordingly, the Board is being asked to approve both a competitive bid offering of Series Q Bonds and a negotiated offering of Series Q Bonds, as well as the following documents, in order to effectuate the financing plan to issue the Series Q Bonds:

1. The Twenty Second Supplemental Resolution Authorizing Series Q Bonds: The form of the Twenty Second Supplemental Resolution is presented to the Board for authorization to issue Series Q Bonds. The Twenty Second Supplemental Resolution authorizes the issuance of up to \$850,000,000 aggregate principal amount of Series Q Bonds on a tax-exempt and/or taxable basis to (i) pay or reimburse the Authority for Project Costs, including any amount determined by an Authorized Officer pursuant to a Certificate of Determination to be used to make required deposits into the Reserve Maintenance Fund; (ii) refund all or a portion of one or more series of outstanding General Revenue Bonds through the issuance of Series Q Bonds; (iii) pay capitalized interest on any Series Q Bonds; (iv) pay the Costs of Issuance of the Series Q Bonds; and (v) fund a required deposit to the Senior Debt Service Reserve fund or, in lieu thereof, purchase one or more Reserve Credit Facilities.. The Twenty Second Supplemental Resolution delegates to an Authorized Officer, within certain parameters, the power to determine certain matters, including the principal amount of Series Q Bonds to be issued, maturity dates, interest rates and redemption prices for the Series Q Bonds and whether to obtain a Credit Facility or a Reserve Credit Facility (as such terms are defined in the Resolution), as well as the power

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to execute and deliver any further documents and instruments necessary to carry out the provisions of such supplemental resolution.

2. Series Q Bonds Preliminary Official Statement:

A Preliminary Official Statement and final Official Statement (collectively referred to as the "Official Statement") will be prepared and distributed to potential investors of the Series Q Bonds. In order to comply with federal securities law requirements, the Official Statement will include descriptions of the material aspects of the financing (except, in the case of the Preliminary Official Statement, for the omission of pricing terms) and the Series Q Bonds, the security therefor and related matters, and will contain historic and current financial and operating information relating to the Authority.

3. Series Q Bonds Notice of Sale and Bid Form *(only used for a competitive offering)*. The form of the notice of sale and bid form to be included in the Preliminary Official Statement (the "Notice of Sale") if the Series Q Bonds are competitively offered is submitted with this item. Pursuant to the Notice of Sale, the Authority will award the Series Q Bonds to the winning bidder(s) at the lowest true interest cost to the Authority and the winning bidder(s) will agree to buy on the closing date all of the Series Q Bonds described in their bid(s) at the prices, costs and other consideration included in the winning bid(s). Pursuant to the Series Q Resolution, the Board has delegated to an Authorized Officer the power to make such changes to the terms of the Notice of Sale and to determine the winning bid(s) at the lowest true interest cost to the Authority and award the Series Q Bonds to the winning bidder(s) as may be approved by such Authorized Officer.

4. Continuing Disclosure Agreement: Rule 15c2-12, promulgated under the Securities Exchange Act of 1934 (“Rule 15c2-12”), requires underwriters of municipal securities to determine that municipal issuers have agreed to provide continuing disclosure of certain identified information to the Electronic Municipal Market Access (“EMMA”) System maintained by the Municipal Securities Rulemaking Board (“MSRB”), and that such underwriters have systems in place to monitor such the filing of such information with EMMA concerning municipal bonds, notes or other securities in the secondary market. Entering into the Continuing Disclosure Agreement will (i) enable such purchasers/underwriters to comply with their SEC regulatory requirements, and (ii) facilitate the best competitive bid(s) or negotiated prices for the Series Q Bonds for the Authority. The form of the Continuing Disclosure Agreement submitted with this item meets the requirement of Rule 15c2-12 in that the Authority will become contractually obligated to provide continuing disclosure of annual financial and operating information to EMMA in connection with the issuance of the Series Q Bonds. In addition, the Continuing Disclosure Agreement establishes the Authority’s contractual obligation to file notice of the occurrence of certain types of “Listed Events” with EMMA.

The Finance Committee reviewed and accepted this item at its June 11, 2024 meeting and recommended that it be advanced to and approved by the Authority Board.

RECOMMENDATION:

It is recommended that the Board adopt the following resolution:

RESOLUTION NO. 6511

**APPROVING THE TWENTY SECOND SUPPLEMENTAL
RESOLUTION, AUTHORIZING THE ISSUANCE OF
GENERAL REVENUE BONDS, SERIES Q, APPROVING
THE FORMS OF CERTAIN RELATED DOCUMENTS;
AUTHORIZING AN AUTHORIZED OFFICER TO
EXECUTE ANY OTHER NECESSARY DOCUMENTS
RELATED THERETO; AND CONFIRMING CERTAIN
MATTERS RELATING TO THE SERIES Q BONDS**

RESOLVED, in accordance with the New York State Thruway Act, Title 9 of Article 2 of the New York State Public Authorities Law, as amended (the “Act”), the Authority is authorized to issue its bonds, in such principal amount, in the opinion of the Authority, as shall be necessary to provide sufficient moneys for achieving its corporate purposes, and be it further

RESOLVED, that the Act authorizes the Authority to adopt bond resolutions establishing the contract with its bond holders, and be it further

RESOLVED, that the Board approved, on August 3, 1992, and amended on January 5, 2007 a General Revenue Bond Resolution (as so amended, the “Bond Resolution”) which, consistent with the Act, authorizes bonds of the Authority, designated as “General Revenue Bonds”, as direct and general obligations of the Authority in accordance with the terms thereof to

finance all or a portion of the costs of various corporate purposes of the Authority, and be it further

RESOLVED, that Section 202 of the Bond Resolution requires that the issuance of General Revenue Bonds by the Authority shall be authorized by a supplemental resolution or resolutions of the Authority adopted by the Board at, or prior to, the time of issuance (the Bond Resolution, as supplemented by such supplemental resolutions, including the Series Q Supplemental Resolution (defined herein), being collectively referred to herein as the “Resolution”), and be it further

RESOLVED, that there has been prepared and submitted to the Board a form of Twenty Second Supplemental Revenue Bond Resolution Authorizing General Revenue Bonds, Series Q (the “Series Q Supplemental Resolution”), authorizing an aggregate principal amount of up to \$850,000,000 of General Revenue Bonds, Series Q (“Series Q Bonds”) to be issued at any one or more times prior to June 11, 2025: (i) pay Project Costs, including any amount determined by an Authorized Officer (as defined in the Resolution) pursuant to a Certificate of Determination to be used to make required deposits into the Reserve Maintenance Fund; (ii) refund all or portions of one or more series of outstanding General Revenue Bonds; (iii) pay capitalized interest on any Series Q Bonds; (iv) pay

the Costs of Issuance of the Series Q Bonds; and (v) fund a required deposit to the Senior Debt Service Reserve fund or, in lieu thereof, purchase one or more Reserve Credit Facilities, and be it further

RESOLVED, that pursuant to the Resolution and the Series Q Supplemental Resolution, the Authority intends to authorize the issuance of an aggregate principal amount of up to \$850,000,000 of the Series Q Bonds to be issued at any one or more times prior to June 11, 2025, and be it further

RESOLVED, that the Series Q Bonds Resolution authorizes an Authorized Officer the power to determine whether the sale of the Series Q Bonds will be sold on a competitive bid or negotiated offering basis, and be it further

RESOLVED that if an Authorized Officer determines to offer and sell the Series Q Bonds on a competitive bid basis, such offer and sale shall be pursuant to a Notice of Sale, the form of which Notice of Sale has been set forth before the Board, and award of the Series Q Bonds shall be made to the winning bidder(s) at the lowest true interest cost to the Authority, and be it further

RESOLVED, that the Board approves the form of the Notice of Sale for the Series Q Bonds offered on a competitive bid basis and authorizes an Authorized Officer to approve such changes to the

terms of such Notice of Sale as may be deemed necessary or desirable to effectuate the purposes thereof, and be it further

RESOLVED that if an Authorized Officer determines to sell the Series Q Bonds through a negotiated offering, the Authorized Officer shall have the power to select the underwriter(s) of the Series Q Bonds, and execute and deliver one or more Bond Purchase Agreements between the Authority and the underwriter(s) of the Series Q Bonds with customary financing provisions, subject to the limitations set forth in the Resolution, such terms that are in the best interests of the Authority as determined by such Authorized Officer in his or her reasonable judgment, said execution and delivery being conclusive evidence of such approval, and be it further

RESOLVED, that the Board approves the form of the Series Q Supplemental Resolution as submitted with this item and made a part of this resolution as though set forth in full herein, and authorizes an Authorized Officer to approve and execute such changes to the Series Q Supplemental Resolution as may be deemed necessary or desirable to effectuate the purposes thereof, and be it further

RESOLVED, that in connection with the offering and sale of the Series Q Bonds, the Board approves the preparation and delivery of a Preliminary Official Statement and a final Official

Statement, with such changes to the terms of such documents as an Authorized Officer may deem necessary or desirable to effectuate the purposes thereof, and any amendments or supplements thereto which may be necessary or desirable and authorizes an Authorized Officer to approve and execute such documents, and be it further

RESOLVED, that the Board authorizes the distribution and use of the Preliminary Official Statement and the final Official Statement relating to the Series Q Bonds and any amendments or supplements thereto which may be necessary or desirable to investors, and be it further

RESOLVED, that the Board authorizes an Authorized Officer to confirm that the Preliminary Official Statement related to the Series Q Bonds is deemed final for purposes of Rule 15c2-12, promulgated under the Securities and Exchange Act of 1934 (“Rule 15c2-12”), except for certain permitted omissions and information not required under said Rule to be included therein, and be it further

RESOLVED, that the Board authorizes an Authorized Officer to execute or deliver, on behalf of the Authority, a final Official Statement relating to the sale of the Series Q Bonds in substantially the form of the Preliminary Official Statement, with such changes, insertions and omissions as may be approved by an Authorized Officer, said execution or delivery being conclusive

evidence of such approval, and any amendments or supplements thereto which may be necessary or desirable. After execution, if appropriate, an Authorized Officer is hereby authorized to deliver to the initial purchaser(s) or underwriter(s), as the case may be, of the Series Q Bonds an executed copy or copies of such final Official Statement and any further amendments or supplements thereto, and be it further

RESOLVED, that the Board approves the Continuing Disclosure Agreement in substantially the form submitted with this item and made a part of this resolution as though set forth in full herein and authorizes an Authorized Officer to execute and deliver such Continuing Disclosure Agreement and to approve and execute such changes as may be deemed necessary or desirable to effectuate the purposes thereof, and be it further

RESOLVED, that the Board confirms the continuation and selection of The Bank of New York Mellon, New York, New York as Trustee and Paying Agent, and be it further

RESOLVED, that the Board authorizes an Authorized Officer of the Authority to execute a Declaration of Intent under Section 1.150-2 of the Income Tax Regulations promulgated by the Department of the Treasury, evidencing the intent of the Authority to use proceeds of the Series Q Bonds to reimburse itself for the

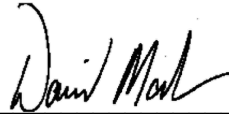
payment of certain acquisition, construction, equipping, planning, design, legal and other costs and expenses with its own funds prior to the issuance of the Series Q Bonds, and be it further

RESOLVED, that an Authorized Officer is authorized to: (i) make any determinations or selections and/or appointments of any necessary or desirable consultants or agents; (ii) execute any additional certificates, agreements or other documents necessary to facilitate the authorization, sale, issuance and delivery of the Series Q Bonds; (iii) accomplish the other purposes of this Resolution, including but not limited to agreements with securities depositories and documents relating to credit enhancement; and (iv) do and cause to be done any and all acts and things necessary or proper to carry out the transactions contemplated by this Resolution, and be it further

RESOLVED, that all the authorizations contained herein shall be effective until June 11, 2025.

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



Chief Financial Officer

RECOMMENDATION APPROVED:



Executive Director

Please refer to Item # 4
in the Finance
Committee Meeting
Book

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TO: The Thruway Authority Board

DATE: June 11, 2024

FROM: Dave Malone
Chief Financial Officer

SUBJECT: Authorizing the Executive Director to Enter into a Contract with Athena Consulting LLC d/b/a Athena Actuarial Consulting for Actuarial Services

The Authority retains the services of an actuary to evaluate the Authority's financial obligations for postemployment benefits, other than pensions. This service is required to comply with our financial reporting requirements established by the Government Accounting Standards Board (GASB). Currently, the Authority has an agreement with Bolton Partners, Inc. (Bolton) to perform the said services. The Authority entered the current contract with Bolton on November 13, 2018, for a two-year term with an option to renew the contract for one additional three-year term. The optional renewal has been exercised and the current agreement expires on June 30, 2024.

The Authority issued a Request for Proposal (RFP) for required and optional actuarial services on December 18, 2023. The RFP indicated that the Authority intended to enter into an agreement for these services for a five-year term. The RFP established the criteria by which proposals would be evaluated. A weighting committee representing the Department of Finance and Accounts, Department of Strategic Management and Department of Administrative Services determined the weight for each criterion.

An RFP Announcement was sent to seven hundred and twenty-six (726) potential Contractors on the issue date of December 18, 2023.

Five (5) proposals were received by the due date of February 2, 2024. An Evaluation Committee comprised of Authority staff representing the Department of Finance and Accounts

evaluated the proposals in accordance with the criteria set forth in the RFP. Numerical evaluation standards were provided and used by the Evaluation Committee to assist the evaluation process and to assure continuity and evenhandedness in approach. After the evaluations were concluded, the Bureau of Purchasing applied the previously established weights to the raw scores submitted by the Evaluation Committee. The Non-Engineering Personal Services Committee found that the best interests of the Authority would be served by entering an agreement with Athena Consulting LLC d/b/a Athena Actuarial Consulting (Athena), the firm with the highest weighted score.

Athena is an actuarial consulting firm based in Minneapolis, MN. Athena has staff with decades of actuarial experience, including similar evaluations for another New York State authority. The firm has over twenty (20) employees, of which five (5) are actuaries. The staff they have proposed to perform our evaluation have experience completing similar evaluations for other entities, similar to the Authority. While this RFP did not include an M/WBE participation goal, Athena is a New York State certified M/WBE and listed on the GSA Schedule.

The Purchasing Bureau has undertaken an affirmative review of the proposed contractor's responsibility and has reasonable assurance that the proposed contractor is responsible.

The contract term is for five (5) years. Athena's fee schedule contains a maximum annual fee ranging from \$6,000 to \$16,750 per year to provide the Required Services for all five years covered by the RFP. Athena's maximum fee for all five years is \$73,750, consisting of \$67,700 for Required Services and \$6,050 for Optional Services.

Since this amount exceeds \$15,000 and the term is greater than one (1) year Board approval is required.

RECOMMENDATION:

It is recommended that the Board adopt the following resolution:

RESOLUTION NO. 6512

**AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER
INTO A CONTRACT WITH ATHENA CONSULTING LLC
D/B/A ATHENA ACTUARIAL CONSULTING FOR
ACTUARIAL SERVICES**

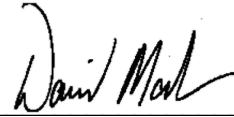
RESOLVED, that contingent upon the completion of vendor responsibility review and positive results, the Executive Director is authorized to enter a contract with Athena Consulting LLC d/b/a Athena Actuarial Consulting to perform actuary services for the Authority, and be it further

RESOLVED, that the Contract shall be for a term of five years for a maximum amount payable of \$73,750, and be it further

RESOLVED, that the Executive Director 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 terminate the contract 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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TO:	The Thruway Authority Board	DATE: June 11, 2024
FROM:	Diana Nebiolo Director of Revenue Management	
SUBJECT:	Authorizing the Executive Director to Execute an Agreement with Transworld Systems, Inc. (TSI) for Collection Services	

On July 21, 2023, the Authority issued a Request for Proposals (“RFP”) for experienced and qualified firms to provide collection services for the Authority’s debt which the E-ZPass New York Customer Service Center or the Authority has been unable to collect through its standard processes. Such debt accrues, primarily, in one of two ways: an E-ZPass customer fails to replenish the pre-paid balance on their E-ZPass account; or a patron does not pay their tolling invoice.

In response to the RFP, the Authority received thirteen (13) proposals from qualified companies. The proposals were evaluated and scored in accordance with the criteria set forth in the RFP by an evaluation Committee representing the Department of Revenue Management, the Department of Finance and Accounts and the New York State Bridge Authority: (A) the Proposer’s approach to and work plan for providing the services; (B) demonstrated record of the Proposer’s experience and capability to perform the required services; (C) the qualifications, experience and availability of the Proposer’s lead person(s) and other staff who would be assigned to provide services to the Authority; (D) fee proposal; (E) Proposer’s status as a NYS certified Minority or Women-Owned Business Enterprise as defined in section three hundred ten (310) of the New York State Executive Law or Service-Disabled Veteran-Owned Business as defined in section three hundred sixty ninth (369) of the New York State Executive Law.

After the criteria weights were applied to the evaluation scores, Transworld Systems Inc., (“TSI”) was the highest ranked proposer. TSI’s proposal will include Debtor Account Establishment, Skip Tracing, Communications with Debtors, Lockbox Services, Payments, Reporting and Records, and Data File Transfers.

TSI will utilize its robust infrastructure of domestic call centers and information technology specialists while working with the Authority to maximize collections efforts and promptly resolve disputes if they arise. TSI has over 50 years of collection experience with public sector Tolling Authorities such as the MTA, the North Carolina Turnpike Authority, and the Pennsylvania Turnpike Authority. TSI is a leading global provider of analytics-driven accounts receivable collections services with 36 global locations, 10,000 employees and licenses to do business in all 50 states.

TSI will perform services for the Authority and will maintain all data securely and confidentially as required by the contract. The Authority will continue to own all debt.

It is recommended that the Board authorize the Executive Director to enter into an agreement with TSI to provide collection services to the Authority for toll debt. The agreement term will be two (2) years with the option to renew for three (3) additional one-year terms. The maximum amount of the contract is \$6.5 million.

The Department of Revenue Management has sufficient funds in their budget and will continue to allocate funds in future budget years to continue funding collections pursuant to this Agreement.

RECOMMENDATION:

It is recommended that the Board adopt the following resolution:

RESOLUTION NO. 6513

**AUTHORIZING THE EXECUTIVE DIRECTOR TO
EXECUTE AN AGREEMENT WITH TRANSWORLD
SYSTEMS, INC. (TSI) FOR COLLECTIONS SERVICES**

RESOLVED, that the Executive Director be, and he hereby is, authorized to execute an Agreement (#C010736) with Transworld Systems (TSI) to collect toll debt (“Agreement”); and be it further

RESOLVED, that such Agreement shall be for a term of two years with the option to renew for three additional one-year terms, and the monetary cap shall not exceed \$6,500,000; and be it further

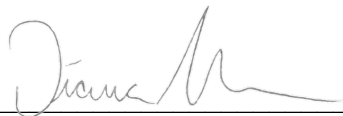
RESOLVED, that the Authority’s Chief Financial Officer be, and hereby is, authorized to charge expenditures for goods and services provided pursuant to such Agreement to the Operating Budget; and be it further

RESOLVED, that the Executive Director or his designee shall 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

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Appendix	F

and suspend or terminate the Agreement in the best interests of the Authority; and be it further

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



Director of Revenue Management

RECOMMENDATION APPROVED:



Executive Director

Meeting No. 763
Item 7
Appendix G

TO: The Thruway Authority Board

DATE: June 11, 2024

FROM: Sandra D. Rivera
General Counsel

SUBJECT: Authorizing the Sale of Real Property Located in the Village of Chestnut Ridge,
Towns of Ramapo & Clarkstown, for Less Than Fair Market Value.

TRANSACTION:

Proposed is the sale of Real Property Reference No. TN22-2 (hereinafter, “Subject Property”), via a negotiated, less than fair market value disposal. In 2002, the New York State Department of Transportation conveyed property for \$1-payment waived to the County of Rockland (hereinafter, “County”), a municipal corporation, and a political subdivision of the State, to construct a new highway department facility (hereinafter, “Facility”). Included in the conveyance was property still under the Authority’s jurisdiction. To facilitate construction of the Facility, the Authority issued the County an Interim Occupancy Permit in 2021 pending the completion of the subject disposal.

This transaction will convey the Subject Property to the County for \$1-payment waived with a clause that it will revert automatically to State ownership/Authority jurisdiction if not used for a public purpose.

PROPERTY DESCRIPTION:

The Subject Property is an irregularly shaped parcel comprising 2.225± acres located within the County’s new 23.525± acre Facility located at 26 Scotland Hill Road, Chestnut Ridge, New York. It is improved with an asphalt parking and circulation area, curbing, landscaping, storm drains and slope stabilization materials and is situated adjacent and north of the on/off ramps for Thruway Interchange 14A (Garden State Connector), near mile post 23.4± of the Thruway

mainline (Hudson Section - Interstate 87/Interstate 287), in the Village of Chestnut Ridge and the Towns of Ramapo and Clarkstown, County of Rockland as shown on the attached survey map and aerial site sketch attached hereto as Exhibits I and II, respectively. The Authority does not have a present nor future anticipated future need for the Subject Property.

FORMER USE AND PRESUMED INTENDED USE:

Prior to its use as part of the new Facility, the Subject Property was vacant, landlocked, and only accessible via the County's property. It will continue to be used as part of the Facility into the foreseeable future.

VALUATION:

In accordance with the Authority's Real Property Management Policy and Office of the Comptroller requirements, the value of the Subject Property was independently appraised by one appraisal consultant although the Subject Property will be disposed for \$1-payment waived. Goodman-Marks Associates, Inc. (hereinafter, "Appraiser") independently estimated the value of the Subject Property at \$725,000. The Appraiser 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 Appraiser's estimate of value 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 County for a negotiated, less than fair market disposal of 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.

In accordance with the Thruway Real Property Management Policy, such purchase agreement would be subject to approval by the Office of the Attorney General and by the State Comptroller. 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 Comptroller, Director of Budget, the Commissioner of General Services, and the Legislature. An explanatory statement will be prepared and distributed to those 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.

For the purpose of satisfying 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. 6514

**AUTHORIZING THE SALE OF REAL PROPERTY
LOCATED IN THE VILLAGE OF CHESTNUT RIDGE,
TOWNS OF RAMAPO AND CLARKSTOWN AND COUNTY
OF ROCKLAND, FOR LESS THAN FAIR MARKET VALUE**

RESOLVED, that the Board hereby finds, determines and declares that all remaining right, title and interest in and to Real Property Reference No. TN22-2 (hereinafter, "Subject Property"), as shown and delineated on Exhibits I and II attached hereto and made a part hereof, is not necessary for the Authority's corporate purposes and, therefore, available for a negotiated, less than fair market value disposal ; and be it further

RESOLVED, that the Executive Director be, and the same hereby is, authorized to execute a purchase agreement with the County of Rockland 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,

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Item 7
Appendix G

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.



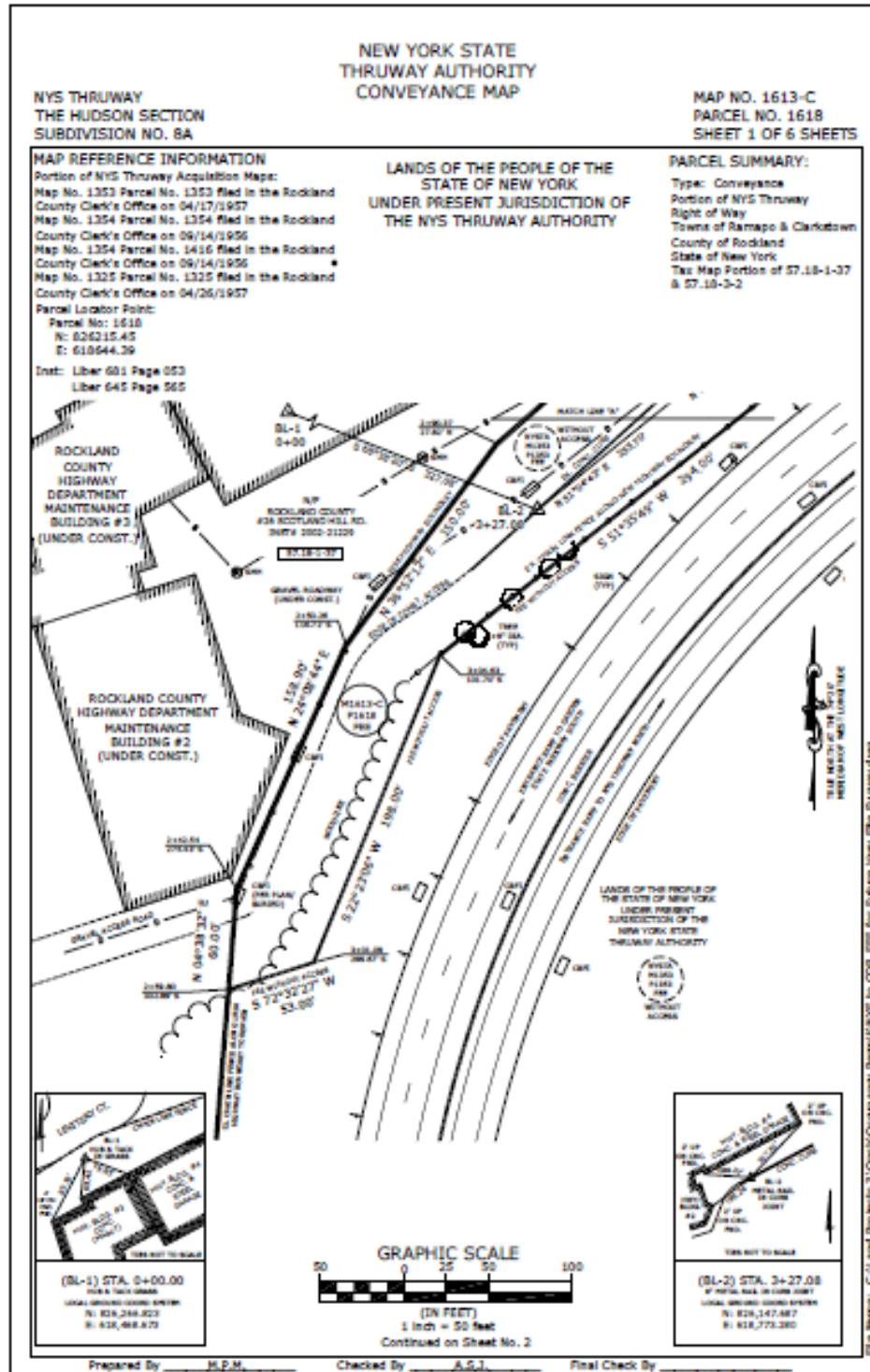
General Counsel

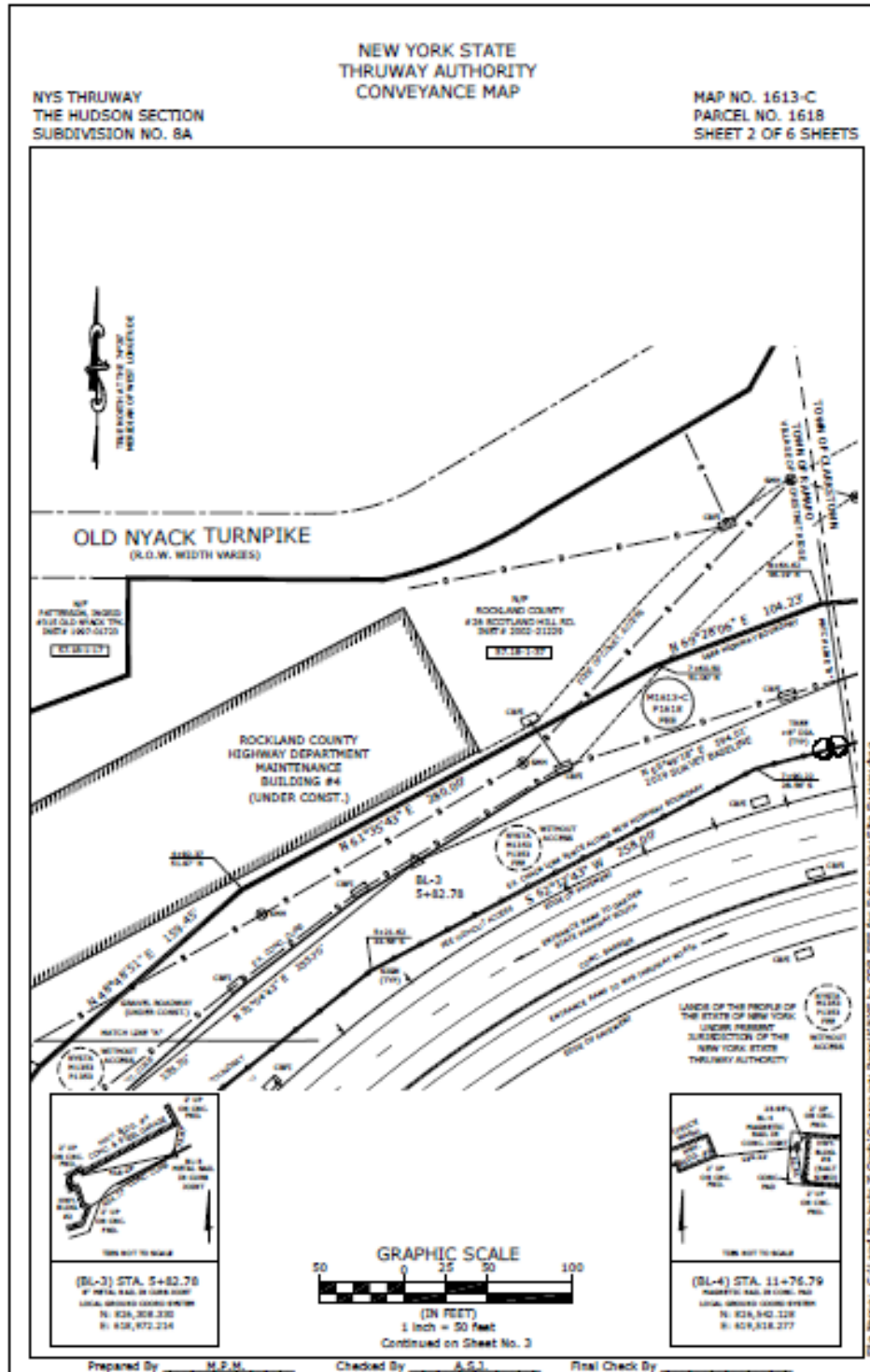
RECOMMENDATION APPROVED:



Executive Director

Exhibit I

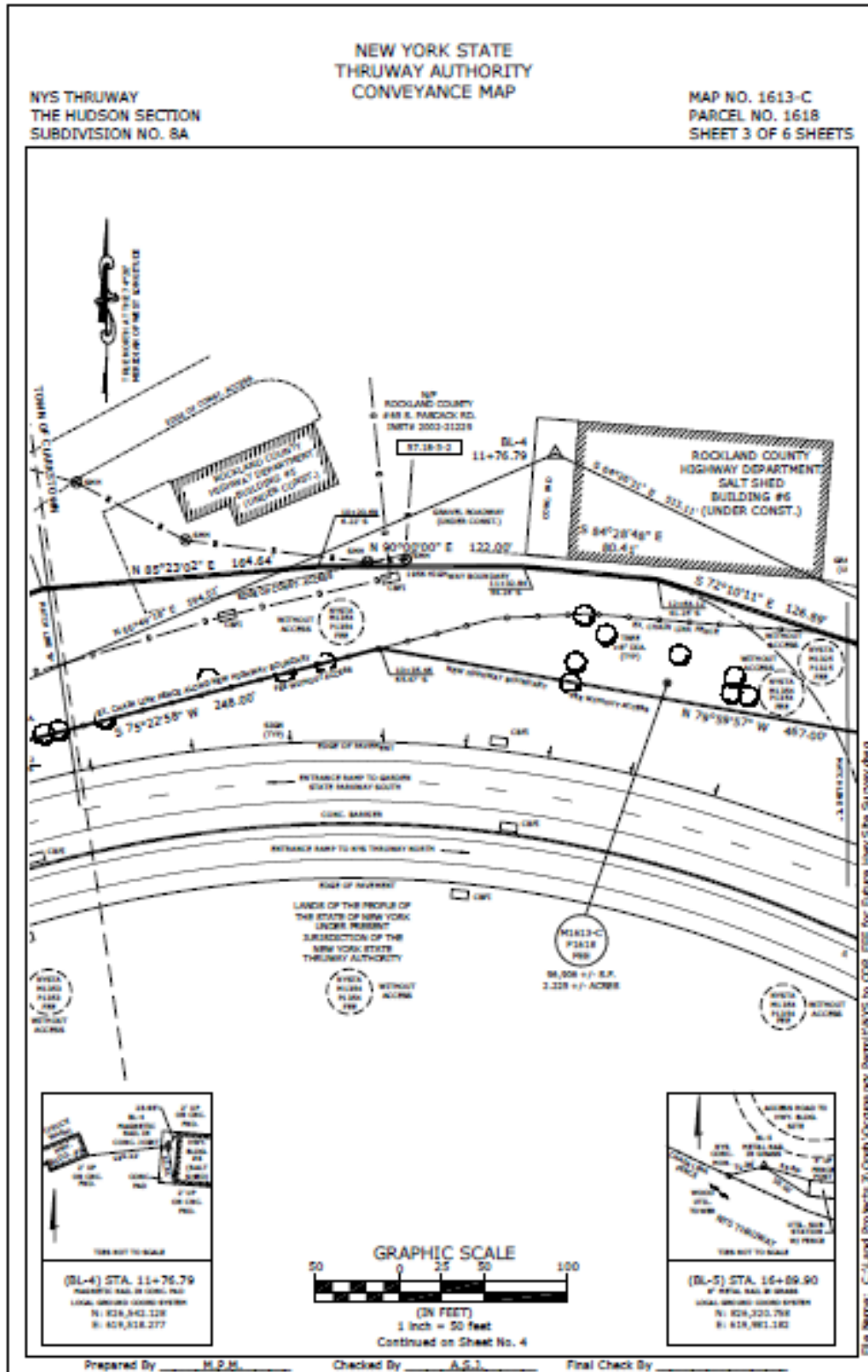




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Appendix G



Appendix G



NEW YORK STATE
THRUWAY AUTHORITY
CONVEYANCE MAP

NYS THRUWAY
THE HUDSON SECTION
SUBDIVISION NO. 8A

MAP NO. 1613-C
PARCEL NO. 1618
SHEET 5 OF 6 SHEETS

All that certain piece or parcel of property hereinafter designated as Parcel No. 1618, situate in the Towns of Ramapo & Clarkstown, County of Rockland and State of New York, as shown on the accompanying Map No. 1613-C and described as follows:

PARCEL NO. 1618

Beginning from a point being S 39°16'56" W 161.39' from the southwest corner of lands of Tudor Hill Condominium known as Tax lot 57.18-1-1, said point being 24.17 feet distant southeasterly, measured at right angles from Station 15+82.70 of the hereinafter described survey baseline; thence through the property of the People of the State of New York the following six courses and distances:

(1) North 79°59'57" West, 467.00 feet to a point 65.47 feet southerly, measured at right angles from Station 10+35.46 of said baseline; (2) South 75°22'58" West, 248.00 feet to a point 28.56 feet southeasterly, measured at right angles from Station 7+90.22 of said baseline; (3) South 62°17'43" West, 258.00 feet to a point 33.58 feet southeasterly, measured at right angles from Station 5+21.62 of said baseline; (4) South 51°35'49" West, 284.00 feet to a point 101.70 feet southeasterly, measured at right angles from Station 3+04.63 of said baseline; (5) South 22°23'06" West, 198.00 feet to a point 289.67 feet southeasterly, measured at right angles from Station 3+01.09 of said baseline; (6) South 72°32'27" West, 53.00 feet to a point on the easterly line of the lands of County of Rockland known as Tax lot #57.18-1-37, the last mentioned point being 332.89 feet southeasterly, measured at right angles from Station 2+59.80 of said baseline which comprise the southern boundary of the parcel and is conveyed without the right of access; thence along the original State Highway boundary and the existing southerly boundary of Tax lot #57.18-1-37 the following eleven courses and distances: (1) N 04°38'32" East, 60.00 feet to a point 275.43 feet southeasterly, measured at right angles from Station 2+42.54 of said baseline; (2) North 24°08'44" East, 158.90 feet to a point 116.72 feet southeasterly, measured at right angles from Station 2+50.28 of said baseline; (3) North 36°52'12" East, 150.00 feet to a point 27.82 feet northeasterly, measured at right angles from Station 2+80.37 of said baseline; (4) North 48°48'51" East, 159.45 feet to a point 51.97 feet northeasterly, measured at right angles from Station 4+92.37 of said baseline; (5) North 61°35'43" East, 280.00 feet to a point 51.00 feet northeasterly, measured at right angles from Station 7+60.50 of said baseline; (6) North 69°28'06" East, 104.23 feet to a point 46.19 feet northeasterly, measured at right angles from Station 8+64.62 of said baseline; (7) North 85°23'02" East, 164.64 feet to a point 6.22 feet southeasterly, measured at right angles from Station 10+20.69 of said baseline; (8) North 90°00'00" East, 122.00 feet to a point 54.24 feet southeasterly, measured at right angles from Station 11+32.84 of said baseline; (9) South 84°28'48" East, 80.41 feet to a point 41.25 feet southeasterly, measured at right angles from Station 12+64.12 of said baseline; (10) South 72°10'11" East, 126.89 feet to a point 24.19 feet southeasterly, measured at right angles from Station 13+89.86 of said baseline; (11) South 64°27'00" East, 192.64 feet to a point 24.17 feet southeasterly, measured at right angles from Station 15+82.70 of said baseline to the point of beginning, being 96,906 square feet or 2.225 acres more or less.

Being a portion of the property acquired in fee by virtue of Parcels No. 1353 of Map No. 1353, Parcel No. 1354 of Map No. 1354 and Parcel No. 1416 of Map No. 1354, which maps were filed in the Office of the Clerk of Rockland County on September 14, 1956 & April 17, 1957, and being a portion of Parcel No. 1325 of Map No. 1325 which was filed in the Office of the Clerk of Rockland County on April 26, 1957.

Access to the property is strictly prohibited along its southern boundary, the courses and distances of which are described hereinabove. Access, therefore, is permitted across all other courses and distances and boundaries described hereinabove. There is no access to the property from the Thruway.

The above mentioned survey baseline is a portion of the 2019 survey baseline for the construction of the Rockland County Highway Department Capital Project No. 3414 Highway Department/Emergency Operations Facility as shown on a map and plan on file in the Office of the Rockland County Highway Department and described as follows:

Beginning at Station (BL-1) 0+00; running thence S 68°38'20" E to Station (BL-2) 3+27.08; thence N 51°04'43" E to Station (BL-3) 5+82.78; thence N 66°49'18" E to Station (BL-4) 11+76.79; thence S 64°26'31" E to Station (BL-5) 16+89.90.

All bearings referred to True North at the 74°20' Meridian of West Longitude.

Continued on Sheet No. 6


Prepared By M.P.M. Checked By A.S.J. Final Check By

File Name: C:\Land Projects\3000th Occupancy Permits\NYS to COG\PEE for Future Hwy S&E Surveys.dwg

Meeting No. 763

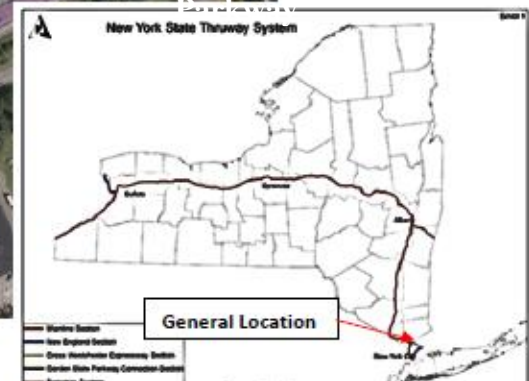
Item 7

Appendix G

NEW YORK STATE THRUWAY AUTHORITY CONVEYANCE MAP		MAP NO. 1613-C PARCEL NO. 1618 SHEET 6 OF 6 SHEETS
NYS THRUWAY THE HUDSON SECTION SUBDIVISION NO. 8A		
<p>I hereby certify that the property mapped above is not necessary for the Authority's corporate purposes.</p> <p>Date <u>December 12</u> 20 <u>23</u></p> <p><u>[Signature]</u> Richard W. Lee, P.E. Chief Engineer, New York State Thruway Authority</p> <p></p> <p>Unauthorized alteration of a survey map bearing a licensed land surveyor's seal is a violation of the New York State Education Law.</p> <p>I hereby certify that this is an accurate map made from an accurate survey under my direction.</p> <p>Date <u>Nov 21</u> 20 <u>23</u></p> <p><u>[Signature]</u> Mark Mahoney, Land Surveyor P.L.S. License No. 050665</p> <p>Map No. 1613-C Parcel No. 1618</p> <p>NEW YORK STATE THRUWAY AUTHORITY FOR CONVEYANCE OF PROPERTY</p> <p>NEW YORK STATE THRUWAY HUDSON SECTION SUBDIVISION NO. 8A PROPERTY TO BE QUIT CLAIMED</p> <p>Total Area = 96,906 +/- S.F. or 2.225 +/- Acres</p> <p>THE ORIGINAL MAP IS HEREBY OFFICIALLY FILED IN THE OFFICE OF THE NEW YORK STATE THRUWAY AUTHORITY.</p> <p>Date <u>Dec 12</u> 20 <u>23</u></p> <p>Prepared By <u>M.P.R.</u> Checked By <u>A.S.J.</u> Final Check By _____</p>		

File Name: C:\Land Projects 3\Green\Occupancy Permits\NYS to COE 1618 for Future Hwy State Survey.dwg

Exhibit II



Meeting No.	763
Item	8
Appendix	H

TO: The Thruway Authority Board

DATE: June 11, 2024

FROM: Sandra D. Rivera
General Counsel

SUBJECT: Authorizing the Public Auction of Real Property Located in the Town of New Paltz, Ulster County

TRANSACTION:

Proposed is the sale of Real Property Reference No. TN23-1 (hereinafter, "Subject Property"), via a public auction.

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 the in-field 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 unzoned, but adjacent to a commercially zoned area. This is an Authority-initiated disposal, and potential purchasers will likely seek to commercially develop the Subject Property as approved by the Town of New Paltz.

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 minimum bid price is estimated to be \$490,000 as it was found to be justified, defensible and soundly reasoned.

APPROVAL PROCESS:

The Subject Property was deemed appropriate for disposal via auction under a transactional analysis and recommendation. Based upon the aforementioned valuation, ORPM staff has recommended that a minimum auction bid of \$490,000 be approved.

It is further recommended that the Executive Director be authorized to accept the highest bid that meets or exceeds the minimum bid, and to execute an agreement for the sale of real property with the highest bidder. In accordance with the Thruway Real Property Management Policy, such purchase agreement would be subject to approval by the Office of the Attorney General and by the State Comptroller. The Office of Attorney General would prepare a deed that would be delivered.

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.

For the purpose of satisfying 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. 6515

**AUTHORIZING THE PUBLIC AUCTION OF REAL
PROPERTY LOCATED IN TOWN OF NEW PALTZ,
ULSTER COUNTY**

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, therefore, available for auction; and be it further

RESOLVED, that the Office of Real Property Management is authorized to conduct a public auction (hereinafter, "Auction") of the Property at a minimum-bid amount of \$490,000; and be it further

RESOLVED, that the Executive Director be, and the same hereby is, authorized to accept the highest responsive bid that meets or exceeds the minimum bid, to memorialize such acceptance via the execution of an agreement for the sale of real property with the highest bidder on terms and conditions deemed by General Counsel

to be in the Authority's best interest, and to convey the Subject Property to such highest responsive bidder; 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

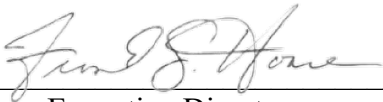
RESOLVED, that the Executive Director, Chief Engineer, Chief Financial Officer, and General Counsel be, and the same hereby are, authorized to take all steps necessary to implement this Board action; and be it further

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



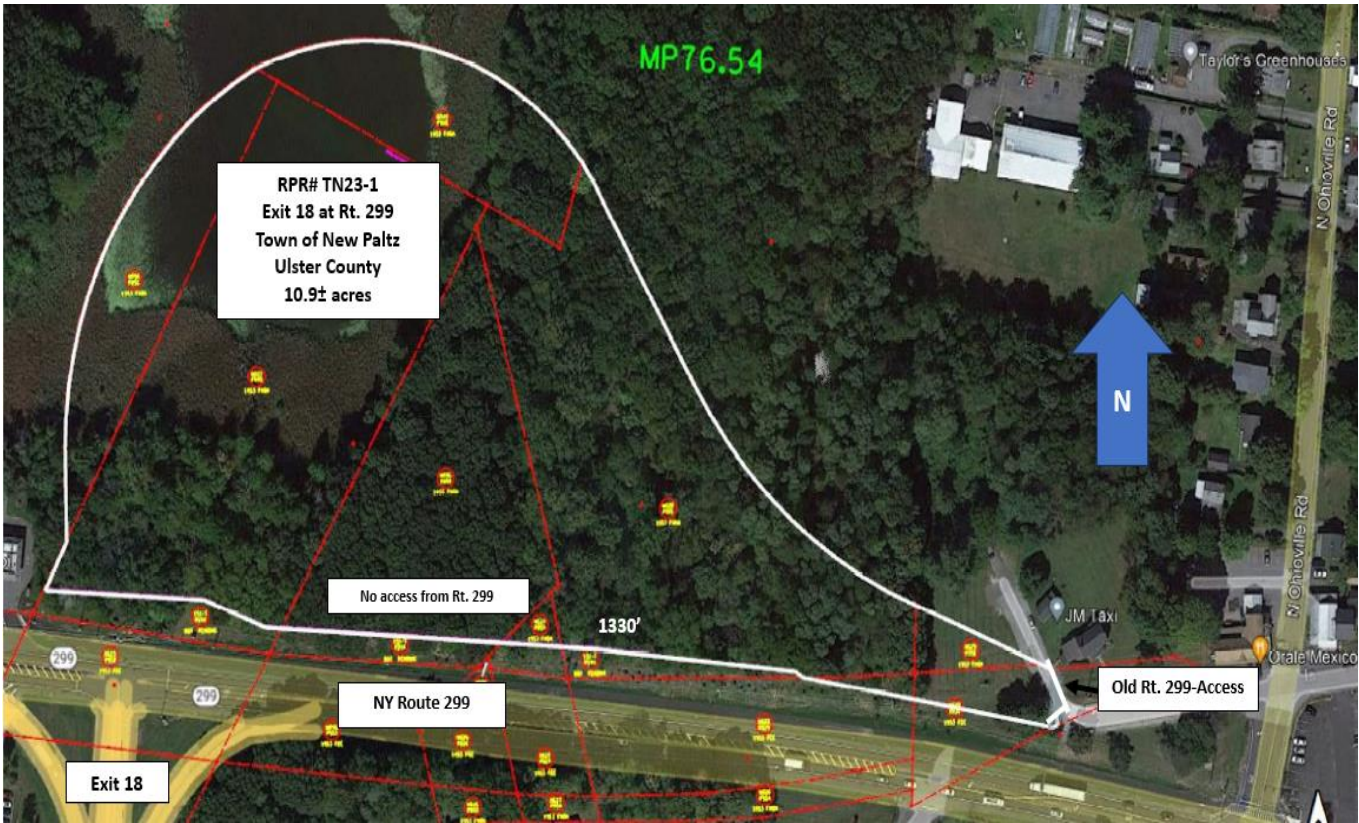
General Counsel

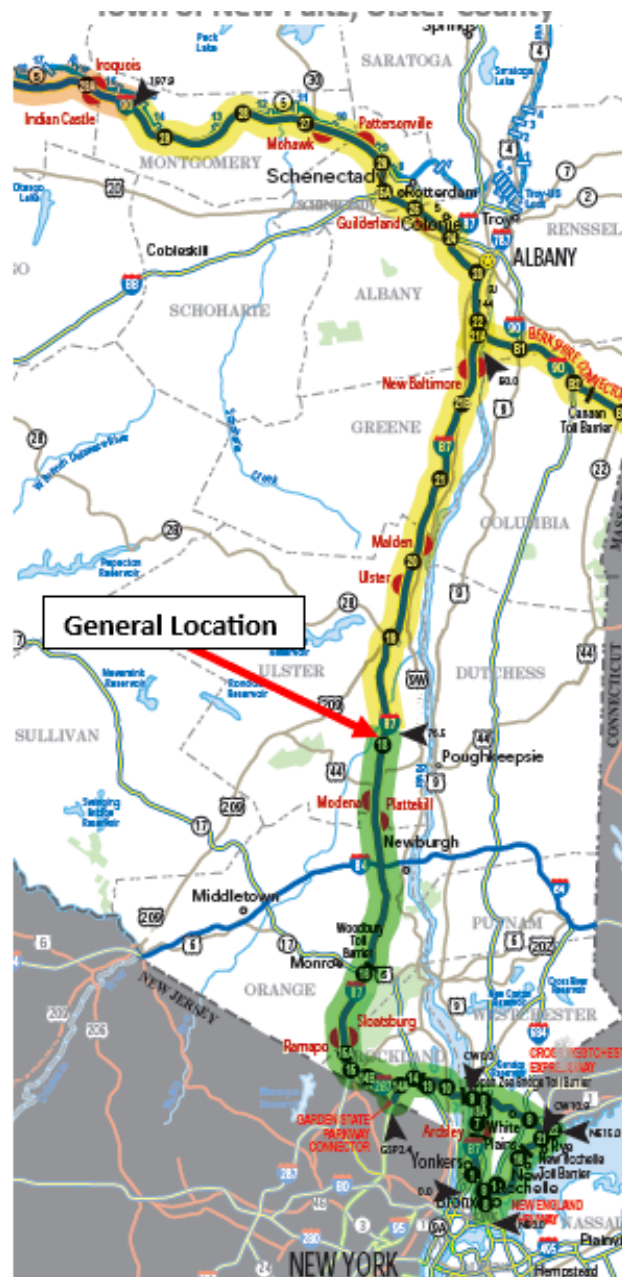
RECOMMENDATION APPROVED:



Executive Director

Exhibit I





Meeting No. 763
Item 9
Appendix I

TO: The Thruway Authority Board

DATE: June 11, 2024

FROM: Joshua Klemm
Chief Information Officer

SUBJECT: Authorizing an Agreement with Telecommunication Provider for the Use of the New York State Thruway Authority's Fiber Optic System.

The following telecommunication provider ("User") has requested the use of the New York State Thruway Authority's ("Authority") fiber optic system ("System") for their own use: Crosslake Fiber USA LP ("Crosslake"). The assets to be leased to the User are detailed in Exhibit 2. Total fees payable by the User to the Authority are \$1,418,651.57 and the breakdown of such is contained in Exhibit 1.

Under the agreement, the Authority will also provide maintenance of the System and electric power in the regeneration facilities. Maintenance will be furnished through a third-party contractor retained by the Authority, presently Adesta LLC.

Public Authorities Law ("PAL") § 2897 (6) (f) allows for disposals of the Authority's System, or any part thereof, through agreements based on set fees and does not require public auction for them, provided that: (i) the Authority has determined the disposal of such property complies with all applicable provisions of the PAL; (ii) the disposal is in the best interests of the Authority and (iii) the set fees established by the Authority for use of the fiber optic system or part thereof shall be based on an independent appraisal of the fair market value of the property. PAL § 2897 (6) (f) also requires that the agreements be sent to the Attorney General's Office and the Office of the State Comptroller for their review and approval.

Staff advises that the disposal: (i) is in the best interest of the Authority because it will provide value to the Authority through long-term agreements; and (ii) the disposal complies with all applicable terms of the PAL. The Authority obtained an independent appraisal establishing the fair market value of the duct, fiber optic cable and regeneration building space. The Authority's Finance Committee for Fiber Optics consisting of executive staff reviewed the valuation and approved the User fees for this disposal. The fees to be charged the User are set forth in the Exhibits.

In addition, it is recommended the Chief Information Officer ("CIO") be delegated the authority to make all necessary decisions pursuant to SEQRA¹ as needed to execute and administer the Agreement, and any future agreements relative to any use of the System.

RECOMMENDATION:

It is recommended that the Board adopt the following resolution:

RESOLUTION NO. 6516

**AUTHORIZING AN AGREEMENT WITH
TELECOMMUNICATION PROVIDER FOR THE USE OF
THE NEW YORK STATE THRUWAY AUTHORITY'S
FIBER OPTIC SYSTEM**

RESOLVED, that agreement with the telecommunications provider set forth in this agenda item for the use and maintenance of the Authority's fiber optic system ("System") on the terms and

1. New York State Environmental Conservation Law Article 8, and implementing regulations 6 NYCRR Part 617 et seq.

conditions contained in the agenda item and such other terms as are deemed to be in the best interest of the Authority by the Chief Information Officer (“CIO”), the General Counsel and the Chief Financial Officer, be, and hereby are, authorized, and be it further

RESOLVED, that the Executive Director or his designee be, and hereby is, authorized to execute such agreement and any associated documentation; and be it further

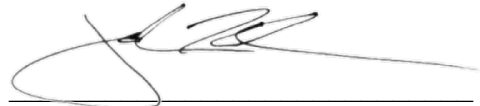
RESOLVED, that the Executive Director or his designee, shall have the authority to exercise all powers reserved to the Authority under the provisions of the agreement, manage and administer the agreement, amend the provisions of the agreement consistent with the terms of this item and other Board authorizations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

RESOLVED, that the CIO shall be, and hereby is, authorized to undertake review and make all necessary decisions pursuant to the State Environmental Quality Review Act (“SEQRA”) with relation to activities necessary to support the agreement and any future agreements relative to any use of the System, and is authorized to execute the SEQRA documentation and to publish and distribute any required documents; and be it further

RESOLVED, this resolution be fully incorporated in the

Meeting No. 763
Item 9
Appendix I

minutes of this meeting.



Chief Information Officer

RECOMMENDATION APPROVED:



Executive Director

Exhibit I



**Thruway
Authority**

NEW Fiber Users Planning to Execute IRU Agreements

User	Contract Number	Lease Term (Years)	Lease Fee (One-Time)	First-Year	First-Year	Adesta Marketing Services Fee (27% of One-Time Fee)	Estimated Lease Term Agreement Value
				Maintenance Fee (Annual)	Regen Bldg. Space Leased Space Fee (Annual)		
Crosslake Fiber USA LP	X010734	15	\$ 144,161.00	\$ 23,525.00	\$ 45,000.00	\$ 38,923.47	\$ 1,418,651.57
Totals for NEW Fiber Customers:			\$ 144,161.00	\$ 23,525.00	\$ 45,000.00	\$ 38,923.47	\$ 1,418,651.57

Total Lease Fee, Maint. Fee & Regen Bldg. Space Fee: \$ 212,686.00

May 14, 2024



Exhibit II

Crosslake Fiber USA LP

(15-Year IRU)



Memorandum

To: Finance Committee for Fiber Optics Date: May 15, 2024

From: Caitlin Cady Subject: Telecommunications Customer Agreement
with Crosslake Fiber USA LP
Contract #X010734

This is a notification of the proposed fees and charges for a telecommunications customer agreement with Crosslake Fiber USA LP ("Crosslake"). A Board agenda item for this agreement will be processed and presented to the Board at the June 11, 2024 Board meeting. If you have any questions or need additional information, do not hesitate to contact me at extension x3061.

BACKGROUND:

Crosslake has requested a lease agreement for use of the System. The lease proposal will be in accordance with Public Authorities Law Section 2897 (6)(f). The set fees described in the Law and included in the proposal has been determined by an independent appraisal by CBRE of the fair market value of the Authority's fiber optic network. The pricing recommendations included in the asset valuation report prepared by CBRE was approved by the Finance Committee for Fiber Optics on July 14, 2023. The asset valuation report is attached for your reference.

In coordination with the Authority's Legal department, Adesta has provided marketing services in accordance with a Settlement Agreement and has drafted the IRU agreements for the telecom customers. The agreement with Crosslake is in the process of being finalized; however, the proposed fees are final.

PROPOSAL SUMMARY:

The summary below includes the fees, lease term in years, the assets to be leased and the egress connections for the user.

Term: 15 years from the date the agreement is approved by the Office of the New York State Comptroller ("OSC").

User Route and User Fibers

The User Route consists of the following segments:

Fiber Segments						
Description	Number of Fibers	Route Miles	User Fee Per Fiber Mile	User Fee (15 Year Term)	First Year Annual Maintenance Fee per Route Mile	First Year Annual Maintenance Fee
Mainline Exit 53 to MP 494.92*	2	94.10	\$766	\$144,161	\$250	\$23,525
Total				\$144,161		\$23,525

* Includes Seneca Re-route (30.11 miles)

User Regen Space

The User will have access to a cage space in the Regeneration Facilities listed below.

Regen Building Space

Location	User Square Feet	First Year Monthly Regen Space Fee (Per Sq. Ft.)	First Year Regen Space Fee
Regen 4 Dunkirk	50	\$25	\$15,000
Regen 5 Eden-Angola	50	\$25	\$15,000
Regen 6 Buffalo	50	\$25	\$15,000
Total	150		\$45,000

In accordance with the User Agreement for Fiber in progress between Crosslake] and the Authority, the following are the fees and charges that are applicable to this agreement:

- One-Time Use Fee: \$144,161
- Annual Maintenance Fee: \$23,525
Escallated annually using the lessor of the year-over-year CPI or 3%, but in no event less than 0.
- Annual Regen Facility Fee: \$45,000
Escallated annually using the lessor of the year-over-year CPI or 3%, but in no event less than 0.
- Monthly Electric Power Fee:

$$\text{Electric Power Fee} = \text{Utility Charges} \times \frac{\text{User Regen Space (sq. ft)}}{\text{Total Leased Space (sq. ft)}} \times 120\%$$

The total estimated Lease Agreement value (15 years) is \$1,418,651.57.

In accordance with the Settlement agreement, the Authority is required to pay Adesta a Marketing Services Fee of 27% of the One-Time Use Fee. For this agreement with Crosslake the Marketing Services Fee to be paid to Adesta is \$38,923.47.



Caitlin Cady
Contract Management Specialist 2

TO: The Thruway Authority Board

DATE: June 11, 2024

FROM: Brent E. Howard, P.E.
Chief Engineer

SUBJECT: Authorizing the Execution of Agreement D214975 with Colliers Engineering & Design CT, PC

In accordance with Authority policy, Colliers Engineering & Design CT, PC has been designated to provide Architectural Design Services Primarily in Syracuse and Buffalo Divisions. through agreement D214975; as presented in Exhibit A. Board authorization is requested to execute an agreement with Colliers Engineering & Design CT, PC. Sufficient funding for agreement D214975 is provided for in the 2024-2028 Contracts Program.

RECOMMENDATION:

It is recommended that the Board adopt the following resolution:

RESOLUTION NO. 6517

**AUTHORIZING THE EXECUTION OF AGREEMENT D214975
WITH COLLIERS ENGINEERING & DESIGN CT, PC**

RESOLVED, that the Chief Engineer or his designee, be, and he hereby is, authorized to execute agreement D214975 with Colliers Engineering & Design CT, PC, as listed in Exhibit A, attached hereto, provided that sufficient funding has been identified to complete services for the projects through this agreement, with the Maximum Amount Payable of the agreement not to exceed the amount shown in the attached Exhibit A, and such 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 Chief Engineer or his designees shall 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
in accordance with the 2024 Contracts Program Resolution and other
Board authorizations, and suspend or terminate the agreement in the best
interest 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

EXHIBIT A
Agreements for Engineering Services

D No./Agreement/ Designation Date	Firm/Address	MAP/ Contracts Program Item No.	Term of Agreement	M/WBE and SDVOB Firms/Goals
D214975, Term Agreement for Architectural Design Services Primarily in Syracuse and Buffalo, 05/17/2024	Colliers Engineering & Design CT, PC 280 East Broad Street, Suite 200 Rochester, NY 14604	\$2,000,000 Funding will be allocated according to the Board authorized Capital Program for amounts not to exceed the designated amounts in each Capital project, total spending of this item will not exceed the Maximum Amount payable specified in the competitive solicitation.	Three years, with an option for the Authority to extend for one (1) additional two (2) year term	<ul style="list-style-type: none"> Watts Architecture & Engineering, D.P.C. (MBE) Aubertine and Currier Architects, Engineers & Land Surveyors, PLLC Atlantic Testing Laboratories, Limited (WBE) Encorus Group Engineering, P.C. (SDVOB) Trophy Point, LLC (SDVOB) RAN Fire Protection Engineering, P.C. McMahon & Mann Consulting Engineering and Geology, P.C. Goals: 30% M/WBE and 6% SDVOB

TO: The Thruway Authority Board

DATE: June 11, 2024

FROM: Brent E. Howard, P.E.
Chief Engineer

SUBJECT: Authorizing the Execution of Agreement D214985 with Dewberry Engineers, Inc.

In accordance with Authority policy, Dewberry Engineers, Inc., has been designated to provide services through agreement D214985; as presented in Exhibit A. Board authorization is requested to execute an agreement with Dewberry Engineers, Inc., for Construction Inspection in the NY Division. Sufficient funding for agreement D214985 is provided for in the 2024-2028 Contracts Program.

RECOMMENDATION:

It is recommended that the Board adopt the following resolution:

RESOLUTION NO. 6518

**AUTHORIZING THE EXECUTION OF AGREEMENT D214985
WITH DEWBERRY ENGINEERS, INC.**

RESOLVED, that the Chief Engineer or his designee, be, and he hereby is, authorized to execute agreement D214985 with Dewberry Engineers, Inc., as listed in Exhibit A, attached hereto, provided that sufficient funding has been identified to complete services for the projects through this agreement, with the Maximum Amount Payable of the agreement not to exceed the amount shown in the attached Exhibit A, and such 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 Chief Engineer or his designees shall have the authority to exercise all powers reserved to the Authority under the provisions of the agreement, manage and administer the agreement, amend

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the provisions of the agreement consistent with the terms of this Item and in accordance with the 2024 Contracts Program Resolution and other Board authorizations, and suspend or terminate the agreement in the best interest 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

EXHIBIT A
Agreements for Engineering Services

D No./Agreement/ Designation Date	Firm/Address	MAP/ Contracts Program Item No.	Term of Agreement	M/WBE and SDVOB Firms/Goals
D214985, Term Agreement for Construction Inspection (CI) Support Services NY Division, 05/30/2024	Dewberry Engineers Inc. 31 Penn Plaza, 132 West 31st Street, Suite 301 New York, NY 10001	\$4,000,000 Funding will be allocated according to the Board authorized Capital Program for amounts not to exceed the designated amounts in each Capital project, total spending of this item will not exceed the Maximum Amount payable specified in the competitive solicitation.	Three years, with an option for the Authority to extend for two (2) additional one (1) year terms	<ul style="list-style-type: none"> • ALRA Engineers, P.C. (MBE) • KS Engineers P.C. (MBE) • Hayduk Engineering, LLC (SDVOB) <p>Goals: 30% M/WBE and 6% SDVOB</p>

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TO: The Thruway Authority Board

Date: June 11, 2024

FROM: Brent E. Howard, P.E.
Chief Engineer

SUBJECT: Increasing the Maximum Amount Payable and Authorizing Additional Funding for TAB 23-6/D214910, Buffalo Division: On-Demand Repair Contract - 2023 -2024.

TAB 23-6/D214910, Buffalo Division: On-Demand Repair Contract - 2023 -2024 was let on January 11th, 2023. The low bid of \$2,945,900.00 was submitted by Oakgrove Construction Inc.

As presented in the attached additional funds memorandum (Exhibit A), at this time, Board approval is requested for an additional \$2,054,100 in authorization for this contract. This authorization includes approximately \$1,179,100.00 to fund past and current emergency assignments under this contract. An additional authorization is sought for \$875,000 in the event of an emergency condition prior to the new On-Demand Contract being fully executed. Total authorization under the contract is requested to not exceed \$5,000,000.

The additional funding to complete Buffalo Division: On-Demand Repair Contract - 2023 - 2024 is available from project deferments and/or bid savings in the 2024 Contracts Program.

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RECOMMENDATION:

It is recommended that the Board adopt the following resolution:

RESOLUTION NO. 6519

**AUTHORIZING AN INCREASE TO THE MAXIMUM
AMOUNT PAYABLE AND AUTHORIZING ADDITIONAL
FUNDING FOR TANY 23-6/D214910, NEW YORK DIVISION:
ON-DEMAND REPAIR CONTRACT - 2023 -2024.**

RESOLVED, that \$2,054,100 in additional funding be authorized and allocated to TAB 23-6/D214910, Buffalo Division: On-Demand Repair Contract - 2023 -2024 (“Contract”) from project deferments and bid savings from the 2024 Contracts Program, and be it further

RESOLVED, that the maximum amount payable under the Contract shall not exceed \$5,000,000 and be it further

RESOLVED, that the Chief Engineer or his designee(s) 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 terminate the contract in the best interests of the Authority, and be

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it further

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



Chief Engineer

RECOMMENDATION APPROVED:



Executive Director



**Thruway
Authority**

Memorandum

Additional Funding Request OOC- SA Order on Contract-Supplemental Agreement

Date:		Subject:	Division:
To:			
From:			

Explanation:

--

Additional Funds Request:

--

Original Contract Value:	
Any Prior Approved Additional Funds Memo amount: Memo ID:	
Increase Amount Requested Currently: ()	
Revised Contract Value:	
Disbursement Schedule:	

Approved Authorization and Funding:

--

Subject:

Additional Funding Request OOC- SA

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Upon receiving the necessary approvals, an Order on Contract will be processed.

Andrew Trombley, Director of Procurement Services

Date _____

I Approve

Brent Howard, Chief Engineer

Date _____

Funds Allocated

David Malone, Chief Financial Officer

Date _____

I Approve (write NA if not needed) **Frank Hoare, Executive Director**

Date _____

CC:

[illegible]

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TO: The Thruway Authority Board

DATE: June 11, 2024

FROM: Brent Howard, P.E.
Chief Engineer

David Malone
Chief Financial Officer

SUBJECT: Authorizing Additional Funding Title Change and Schedule Change for Project B227.1, Buffalo Division - On-Demand Repair Contract - 2025-2026

Project B227.1, Buffalo Division - On-Demand Repair Contract - 2025-2026 is included in the 2024-2028 Capital Program with a budgeted cost of \$3,000,000 and a scheduled letting date in November 2024.

Due to several high usage incidents in 2024, the current on demand contract, TAB 23-6 D214910 Buffalo On-Demand 2023-2024, had the maximum amount payable increased to cover existing assignments and future assignment should the need arise under the previously approved resolution. In order to foster competition and opportunity for all vendors, this item seeks to move the letting date for this project to the third quarter of 2024, change the title of the project and modify the budget to reflect current Authority needs.

Funding for these projects is not included in the 2024 Contracts Program. This item seeks authorization to allocate up to \$5,000,000 of unused funds from fiscal year 2024 if it is determined to be needed. In conjunction with the 2024 Revised Financial Plan the Chief Financial Officer will report to the Board on the actual amount of funds, if any, are spent.

RECOMMENDATION:

It is recommended that the Board adopt the following resolution:

RESOLUTION NO. 6520

**AUTHORIZING ADDITIONAL FUNDING TITLE CHANGE
AND SCHEDULE CHANGE FOR PROJECT B227.1,
BUFFALO DIVISION - ON-DEMAND REPAIR CONTRACT
- 2025-2026**

RESOLVED, that Project Item (B227.1) in the amount of \$5,000,000 be accelerated in the 2024 Contract Program, and be it further

RESOLVED, that Project Item (B229.1), be authorized to change the Title of the Item to B227.1, to Buffalo Division - On-Demand Repair Contract - 2024-2026 and be it further

RESOLVED, that the scheduled letting date for B227.1 be authorized to be accelerated from the 4th Quarter of 2024 to the 3rd Quarter of 2024, and be it further

RESOLVED, that the funding be authorized for B227.1; from either project deferments and bid savings in the 2024 Contracts Program, and be it further

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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 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



Additional Funding Request Prior to Let

Date:		Subject:	Division:
To:			
From:			

Project Description:

--

The following table reflects the approved and current funding:

All costs in Millions	Approved Construction Cost	Engineer's Estimate	Approved Cash Year:	Revised Cash Flow Year:

Reasons for Increase:

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Conclusion:

--

Subject:

Additional Funding Request Prior to Let

--

Should you have any questions concerning this request please contact the undersigned.

Andrew Trombley, Director of Procurement Services

Date

I Approve Brent Howard, Chief Engineer

Date

Funds Allocated David Malone, Chief Financial Officer

Date

I Approve (write NA if not needed) **Frank Hoare, Executive Director**

Date _____

CC:

[illegible]

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

DATE: June 11, 2024

SUBJECT: Authorizing Additional Funding for Projects H355.1, I-95 New England Thruway MP 604.0 to MP 608.8: Highway Rehabilitation 2024 B700.1 Rehabilitations and Larchmont Station Plaza Substructure and Project B742.1 MP 219.91: Thruway Bridge Over Mohawk

Project H 355.1 I-95 New England Thruway MP 604.0 to MP 608.8 is included in the 2024-2028 Capital Program with a budgeted cost of \$45,000,000 and a scheduled letting date in August 2024.

Project B700.1 Rehabilitations and Larchmont Station Plaza Substructure Repairs is included in the 2024-2028 Capital Program with a budgeted cost of \$3,000,000 and a scheduled letting date in August 2024.

B742.1 MP 219.91: Thruway Bridge Over Mohawk Street is included in the 2024-2028 Capital Program with a budgeted cost of \$16,200,000 and a scheduled letting date in August 2024.

Due to increased costs including new concrete specifications, unanticipated additional scope of work and inflationary cost pressure in the construction industry , it has been determined that the budget estimated for in these three projects must be increased. This work will restore the condition of each project to appropriate driving standards and address safety and reliability concerns.

Changing the the letting dates on the projects will result in estimated cashflow savings in 2024 of \$4,800,000 for H 355.1, an increase of \$100,000 for B700.1 and an increase of \$314,000 for B742.1 in 2024.

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The funding to complete H355.1, I-95 New England Thruway MP 604.0 to MP 608.8: Highway Rehabilitation 2024 B700.1 Rehabilitations and Larchmont Station Plaza Substructure and Project B742.1 MP 219.91: Thruway Bridge Over Mohawk is available from project deferments and bid savings from the 2024 Contracts Program. Board authorization is requested to approve the revised Capital Program Item in the amount of \$60,000,000 for H355.1, \$6,000,000 for B700.1 and \$25,000,000 for B742.1. The approved total Capital Program allocation for 2024 remains the same.

RECOMMENDATION:

It is recommended that the Board adopt the following resolution:

RESOLUTION NO. 6521

AUTHORIZING FUNDING FOR H355.1, I-95 NEW ENGLAND THRUWAY MP 604.0 TO MP 608.8: HIGHWAY REHABILITATION 2024; B700.1 REHABILITATIONS AND LARCHMONT STATION PLAZA SUBSTRUCTURE AND PROJECT AND B742.1 MP 219.91: THRUWAY BRIDGE OVER MOHAWK

RESOLVED, that the additional funding be allocated to H355.1; B700.1 and B742.1; from project deferments and/or bid savings in the 2024 Contracts Program, and be it further

RESOLVED, that the Chief Engineer or his designee shall

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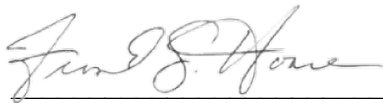
have the authority to exercise all powers reserved to the Authority under the provisions of the contract, manage and administer the contract, amend the provisions of the contract consistent with the terms of this Item and other Board authorizations and suspend or terminate the contract in the best interests 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



Thruway Authority

Memorandum

Additional Funding Request Prior to Let

Date:	June 11, 2024	Division: NY/Syracuse
To:	Brent Howard	H355.1, I-95 New England Thruway MP 604.0 to MP 608.8: Highway Rehabilitation 2024 B700.1 Rehabilitations and Larchmont Station Plaza Substructure and Project B742.1 MP 219.91: Thruway Bridge Over Mohawk
From:	Andrew Trombley	

Project Description:

Additional Funding for Projects H355.1, I-95 New England Thruway MP 604.0 to MP 608.8: Highway Rehabilitation 2024 B700.1 Rehabilitations and Larchmont Station Plaza Substructure and Project B742.1 MP 219.91: Thruway Bridge Over Mohawk.

The following table reflects the approved and current funding:

All costs in Millions	Approved Construction Cost	Engineer's Estimate	Approved 2024 Cash Flow	Revised 2024 Cash Flow
H355.1	\$45.0M	\$60M	\$7.2M	\$2.4M
B700.1	\$3.0M	\$6.0M	\$480K	\$580K
B742.1	\$16.2M	\$25M	\$579K	\$893K

Reasons for Increase:

Due to increased costs including new concrete specifications, unanticipated additional scope of work and inflationary cost pressure in the construction industry , it has been determined that the budget estimated for in these three projects must be increased. This work will restore the condition of each project to appropriate driving standards and address safety and reliability concerns.

Conclusion:

The resulting changes in letting dates and approved budgets for each projects result in a cash flow savings of \$6.3M in 2024. Additional Funds will be expensed in 2025 and 2026 and will be accounted for in the next 5 year Capital Program budget. Authorization is available by cancelling project H146.1 in the 2024 Capital Program and cancelling authorization in Item 617.1.

Additional Funding Request Prior to Let

Subject: H355.1, I-95 New England Thruway MP 604.0 to MP 608.8: Highway Rehabilitation 2024 B700.1 Rehabilitations and Larchmont Station Plaza Substructure and Project B742.1 MP 219.91: Thruway Bridge Over Mohawk.

Should you have any questions concerning this request please contact the undersigned.

Andrew Trombley, Director of Procurement Services	Date
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I Approve	Brent Howard, Chief Engineer	Date
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Funds Allocated	David Malone, Chief Financial Officer	Date
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I Approve	Frank Hoare, Executive Director	Date
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CC:

James Konstalid	Director Maintenance & Operations
Albert Mastroianni	Engineering Director of Design
Matthew Latko	Division Director Buffalo
Robert Cournoyer	Engineer
David Vosburgh	Engineer
Lisa Herbst	Engineering
J. Adamczak	Structures Design Squad
Aaron Hull	Budget
Linda Thomas	Finance & Accounts
Ron Smith	Procurement Services
Angelo Zullo	Procurement Services
Tom Dugan	Procurement Services
Karolyn Giardina	Procurement Services
Tina Hale	Procurement Services

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TO: The Thruway Authority Board
FROM: Frank G. Hoare
Executive Director
SUBJECT: Recognizing and Honoring Vincent “Vinny” Giammarva

This agenda item seeks to recognize and honor the life and service of Vincent “Vinny” Giammarva. Vinny was tragically killed in the line of duty on May 9, 2024 while picking up a work zone on the New York State Thruway in Monroe County.

Vinny worked in the Henrietta Maintenance Section as a Construction Equipment Operator and worked for the Thruway Authority for nearly 20 years. He made significant contributions to ensuring the safe and efficient operation of the New York State Thruway for the benefit of the traveling public.

Vinny’s unwavering dedication embodied the very essence of the Thruway Authority.

RECOMMENDATION:

It is recommended that the Board adopt the following resolution:

RESOLUTION NO. 6522

RECOGNIZING AND HONORING VINCENT “VINNY” GIAMMARVA

WHEREAS, Vincent “Vinny” Giammarva was employed by
the New York State Thruway Authority from April 7, 2005 to May
9, 2024, and

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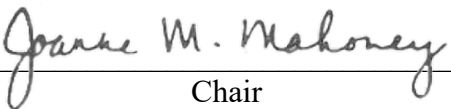
WHEREAS, Mr. Giammarva, throughout his 19-year tenure at the Thruway Authority, made significant contributions to ensuring the safe and efficient operation of the New York State Thruway for the well-being of the traveling public., and

WHEREAS, Mr. Giammarva was a loyal and dedicated Thruway Authority employee and great friend to his co-workers, now it be

RESOLVED, the New York State Thruway Authority Board hereby extends its gratitude and appreciation for his service and contributions to the Thruway Authority and the traveling public, and be it further

RESOLVED, that Mr. Giammarva's service is hereby proclaimed as meeting the very highest standards of public service, and be it further

RESOLVED, that a copy of this resolution be presented to Mr. Giammarva's family and be incorporated in the minutes of this meeting.


Chair

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Appendix P

TO: The Thruway Authority Board
FROM: Frank G. Hoare, Esq.
Executive Director
SUBJECT: Recognizing and Honoring Mark Vara

This agenda item seeks to recognize and honor the service of Thruway employee Mark Vara. Mark was one of two Thruway employees involved in the tragic work zone crash on May 9, 2024 while picking up a work zone on the New York State Thruway in Monroe County. Mark sustained serious injuries and is currently hospitalized, facing a lengthy recovery ahead.

Mark is a colleague of ours in the Henrietta Maintenance Section as a Thruway Maintenance Worker and has worked for the Thruway Authority for nearly three years. Mark has made significant contributions to ensuring the safe and efficient operation of the New York State Thruway for the benefit of the traveling public.

Mark's unwavering dedication embodies the very essence of the Thruway Authority, and we endeavor to continue to support him and his family during his recovery.

Mark's son Andrew is also employed at the Thruway Authority and stationed at the Henrietta Maintenance Section.

RECOMMENDATION:

It is recommended that the Board adopt the following resolution:

RESOLUTION NO. 6523

RECOGNIZING AND HONORING MARK VARA

WHEREAS, Mark Vara has been gainfully employed by the New York State Thruway Authority since June 29, 2021, and

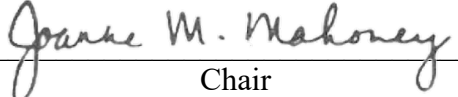
WHEREAS, Mr. Vara, throughout his nearly three-year tenure at the Thruway Authority, has made significant contributions to ensuring the safe and efficient operation of the New York State Thruway for the well-being of the traveling public, and

WHEREAS, Mr. Vara is a loyal and dedicated Thruway Authority employee and a great friend to his co-workers, now it be

RESOLVED, the New York State Thruway Authority Board hereby extends its gratitude and appreciation for his service and contributions to the Thruway Authority and the traveling public, and be it further

RESOLVED, that Mr. Vara's service is hereby proclaimed as meeting the very highest standards of public service, and be it further

RESOLVED, that a copy of this resolution be presented to Mr. Vara's family and be incorporated in the minutes of this meeting.


Chair

Meeting No. 763
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Appendix Q

TO: The Thruway Authority Board

DATE: June 11, 2024

FROM: Frank G. Hoare
Executive Director

SUBJECT: Report on Procurement Contracts and Other Agreements Up to \$500,000
Executed by the Executive Director During the Period January 1, 2024 Through
March 31, 2024

Pursuant to Resolution No. 6461 adopted at Meeting No. 760 held on November 14, 2023, the Board adopted the Procurement Contracts Policy which authorizes the Executive Director to: execute any procurement contract, including amendments thereto, in an amount not to exceed \$500,000 provided that a Procurement Contract for professional services has a term of one year or less; increase by up to \$500,000 any procurement contract previously approved by the Board; extend any procurement contract for a period in excess of one year provided such contract or extension does not exceed \$500,000 provided that a Procurement Contract for professional services has a term of one year or less; and waive the use of a competitive procedure for certain procurement contracts. The Procurement Contracts Policy requires that the Executive Director report to the Board quarterly on all Procurement Contracts or Amendments thereto that have been executed pursuant to such authority.

Pursuant to this Resolution, attached hereto as Exhibit I is a list of the Procurement Contracts and or Amendments thereto executed by the Acting Executive Director pursuant to the authority in the Procurement Contracts Policy during the time period of January 1, 2024 through March 31, 2024.

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RECOMMENDATION:

It is recommended that the Boards receive these Procurement Contracts and Other Agreements Report and file them for the public record.


Executive Director

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Appendix Q

EXHIBIT I

**THRUWAY PERSONAL SERVICE CONTRACTS UP TO \$500,000
FOR THE PERIOD January 1, 2024 – March 31, 2024**

Date	Amount	Contractor	Amendment No.	MWBE Goal %	SDVOBE Goal %	Purpose
2/20/24	\$483,400	Northeast UAS Airspace Integration Research Alliance Inc. ("NUAIR")	n/a	0	0	SMART Grant - Unmanned Aerial System ("UAS") Bridge Inspection