



**Thruway  
Authority**

**MINUTES  
NEW YORK STATE CANAL CORPORATION  
BOARD MEETING NO. CC-207  
September 12, 2016**

Minutes of a meeting of the New York Thruway Authority, held in the board room at, 200 Southern Boulevard, Albany, New York and by video and phone conference from MTA Headquarters, 2 Broadway, New York, NY.

The meetings of the New York State Thruway Authority and Canal Corporation Boards opened in joint session for the consideration of various matters. These minutes reflect only those items considered by the New York State Canal Corporation.

Members of the Board present were:

Joanne M. Mahoney, Chair  
Donna Luh, Vice Chair  
Richard N. Simberg, Board Member  
Jose Holguin-Veras, Ph.D., Board Member  
Stephen Saland, Board Member  
Robert Megna, Board Member  
J. Donald Rice, Jr., Board Member, via video/phone conference

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

Staff Present:

Bill Finch, Acting Executive Director  
Gordon Cuffy, General Counsel  
Maria Lehman, Chief Operating Officer  
Karen Hunter, Chief of Staff  
Matt Howard, Treasurer and Chief Financial Officer  
Thomas Pericak, Deputy Chief Engineer and Director of Capital Program Delivery  
Harry Lennon, Acting Director of Audit & Management Services  
Major Joseph Dodd, NYS Police  
Mark Hixson, Deputy Director Maintenance & Operations  
John Barr, Acting Director of Administrative Services  
Jamey Barbas, Project Director for the New NY Bridge  
Brian Stratton, Director NYS Canal Corporation  
John Callaghan, Deputy Director of the NYS Canal Corporation  
Jennifer Givner, Director of Media Relations & Communications  
Shane Mahar, Deputy Communications Director  
Kevin Allen, Director of Purchasing  
Larry Norville, Chief Compliance Officer



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Tony Kirby, Director of Real Property Management  
Stephen Grabowski, Acting New York Division Director  
Joseph Moloughney, Acting Albany Division Director  
Frank Macarilla, Information Technology Specialist  
Kathleen LeFave, Board Secretary

Also in attendance:

Karen Wilson, President, CSEA Local 058  
John Bien, Civil Engineer 3  
Ron Briggs, Capital Region CSEA President  
Bryan Miller, Capital Region Political Action Coordinator  
David Gordon, Civil Engineer 1  
Eric Herbstritt, Info Tech Specialist 3 Programming  
Ted Shields, Civil Engineer 1  
Joseph DiRubbo, Administrative Assistant  
Terry Cordell, Info Tech Specialist 4  
Carlos Cardona, Info Tech Specialist 4 Database  
Seth Hendrick, Assistant Traffic Supervisor  
Joseph Pastula, Assistant Traffic Supervisor  
Lisa Patentreger, Info Tech Specialist 3 Programming  
Shawn Mancini, Info Tech Specialist 3 Database  
Frank Tracey, Vice President AFL-CIO Local 72  
Jimmy Vielkind – Politico NY  
Rich Karlin – Times Union  
Paul Minni, OGS Engineer

Chair Mahoney called the meeting of the Thruway Authority and Canal Corporation Boards to order.

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

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Chair Joanne Mahoney opened the meeting by welcoming our two newest board members, Stephen Saland and Robert Megna.

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

There were no comments made during the period.



**Item 1 by Brian Stratton**  
**Canal Transfer Update**

General Counsel Gordon Cuffy to provide the board members with an overview of the Canal reimbursement agreement with the New York Power Authority (NYPA). Mr. Gordon stated that the Authority will maintain and operate the Canal System and operate the Canal Corporation during the transition period of April 1<sup>st</sup> through January 1, 2017.

Mr. Stratton then provided an update to the Canal Corporation transition to the New York State Power Authority effective January 1, 2017.

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

**Item 2 by Bill Finch**  
**Suggested 2017 Meeting Dates**

Chair Mahoney asked Board Members to review the suggested meeting dates for 2017 and if there are any issues with the suggested date please let Kathy LeFave know.

**Item 3 by Kevin Allen**  
**Report on Procurement Contracts and Other Agreements Executed by the Acting Executive Director During the Second Ending June 30, 2016**

Chair Mahoney invited Mr. Allen to present the report of procurement contracts.

Upon motion duly made and seconded, without any objections, the Board accepted the Report on Procurement Contracts and other Agreements Executed by the Acting Executive Director during the quarter ending June 30, 2016.

**Item 4 by Chair Mahoney**  
**Approval of Minutes of Meeting No. 205 and Meeting No. 206**

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. 205 held on June 6, 2016, and Meeting No. 206 held on June 13, 2016, which were made available to the Board Members as part of the Agenda.

**Item 5 by Thomas Pericak**  
**Authorizing the Execution of Two Agreements (D214500 and D214502) with Two Firms, and Allocating Funds Thereof**



Mr. Pericak presented the resolution seeking board authorization to execute engineering agreements with two firms.

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 and adopted the following resolution:

**CANAL CORPORATION RESOLUTION NO. 660**

**AUTHORIZING THE EXECUTION OF TWO AGREEMENTS (D214500 and D214502) WITH TWO FIRMS, AND ALLOCATING FUNDS THEREFOR**

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RESOLVED, that the Chief Engineer be, and she hereby is, authorized to execute two agreements (D214500 and D214502) with the two firms listed in Exhibit A, attached hereto, provided that sufficient funding has been identified to complete services for the projects through these agreements, with the Maximum Amount Payable of each agreement not to exceed the amount shown in the attached Exhibit A, and such agreements 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 Corporation, and be it further

RESOLVED, that an additional \$1,000,000 be allocated to agreement D214500 through adjustments made to the 2016 Canal Contracts Program, and be it further

RESOLVED, that the Chief Engineer or her designees shall have the authority to exercise all powers reserved to the Authority and



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Corporation under the provisions of the agreements, manage and administer the agreements, amend the provisions of the agreements consistent with the terms of this Item and in accordance with the 2016 Thruway and Canal Contracts Program Resolutions and other Board authorizations, and suspend or terminate the agreements in the best interests of the Authority and Corporation, and be it further

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

RESOLVED, that these resolutions be incorporated in the minutes of these meetings.

**Item 6 by Thomas Pericak**

**Authorizing an Amendment to the 2016 Canal Contracts Program for C275.1, Rehabilitation of Culvert 70 in Hulberton, Orleans County, and Allocating Funds Therefor**

Mr. Pericak presented the resolution seeking board approval to authorizing an amendment to the 2016 Canal Contracts Program.

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

Upon motion duly made and seconded, without any objections, the Board approved the lease agreement and adopted the following resolution:

**RESOLUTION NO. 661**

**AUTHORIZING AN AMENDMENT TO THE 2016 CANAL CONTRACTS PROGRAM FOR C275.1, REHABILITATION OF**



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**CULVERT 70 IN HULBERTON, ORLEANS COUNTY, AND  
ALLOCATING FUNDS THEREFOR**

RESOLVED, that the 2016 Canal Contracts Program be amended in order to let C275.1, rehabilitation of Culvert 70 in Hulberton, Orleans County, in 2016, be, and the same hereby is, approved, and be it further

RESOLVED, that the 2016 Contracts Program be amended to account for the additional \$1,210,000 in Canal Capital funds (for construction and construction inspection), and the same hereby is, allocated towards C275.1 from adjustments made to the 2016 Canal Contracts Program, and be it further

RESOLVED, that the Chief Engineer or her designee shall have the authority to exercise all powers reserved to the Corporation 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 Corporation, and be it further

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



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**GENERAL PUBLIC COMMENT PERIOD**

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

1. 1. Karen Wilson, CSEA President, Local 058

**ADJOURNMENT**

There being no other business, upon motion duly made and seconded, the board voted to adjourn until its next meeting scheduled for October 3, 2016.

  
Kathleen LeFave  
Board Secretary

*Note: Webcasts, which include dialogue of Authority/Corporation Board Meetings, are available on the Thruway Authority website 48 hours after such meetings occur and remain on the website for a period of four months.*