



## **MINUTES**

### **NEW YORK STATE THRUWAY AUTHORITY**

#### **BOARD MEETING NO. 649**

**March 23, 2006**

**Minutes of a meeting of the New York State Thruway Authority, held in the Board room at Administrative Headquarters, 200 Southern Boulevard, Albany, New York, 12209.**

**The meeting began at 10:50 a.m.**

**John L. Buono, Chairman  
John R. Riedman, Board Member**

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

**In addition, there were present the following staff personnel:**

**Michael R. Fleischer, Executive Director  
John Brizzell, Deputy Executive Director, Chief Engineer  
John Bryan, Chief Financial Officer  
Sharon O'Connor, General Counsel  
William Rinaldi, Acting Director, Operations  
Joanne Riddett, Director, Information Technology  
George Tanner, Director, Maintenance Engineering and Assistant Chief Engineer  
Jill Warner, Secretary and Board Administrator  
Major George Beach, Troop T  
Daniel Gilbert, Director, Public Affairs  
Thomas Fitzgerald, Acting Director, Administrative Services  
Donald Bell, Director, Albany Division  
Christopher Waite, Director, Engineering Services and Assistant Chief Engineer  
Carmella Mantello, Director of Canal Corporation  
Lawrence Frame, Deputy Director of Canal Corporation  
Richard Garrabrant, Director, Syracuse Division**

**William Leslie, Director, Buffalo Division**  
**Ramesh Mehta, Director, New York Division**  
**Jennifer Meicht, Deputy Director of Canal Corporation**  
**Will Ristau, Deputy Director, Department of Planning Services**  
**Dorraine Steele, Director, Office of Fiscal Audit and Budget**  
**Cathy Sheridan, Canal Capital Program**  
**Kevin Allen, Unit Supervisor, Audit and Management Services**  
**Michael Sikule, Director, Office of Investments and Asset Management**  
**Peter Casper, Assistant Counsel**  
**Richard Harris, Deputy Director of Canal Community Development and Land Management**  
**Sharon Leighton, Senior Canal Project Development Specialist**  
**Also in Attendance:**  
**Kathy Garceau, Auditor, Office of the State Comptroller**  
**Roger Mazula, Auditor, Office of the State Comptroller**  
**Cathy Woodruff, Reporter, *Albany Times Union***  
**William Kahn, Partner, UHY, LLP**  
**Robert Urban, Senior Manager, UHY, LLP**

Chairman Buono noted that he and Mr. Riedman had received and reviewed the Agenda submitted for consideration at this meeting and were prepared to act on each of the items.

The Chairman called the meeting to order.

Ms. Warner recorded the minutes as contained herein.

Public notice of the meeting had been given, Ms. Warner said.

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**Item 1 by Ms. Warner (Appendix A)**  
**Minutes of Meeting No. 648**

On the motion of Mr. Riedman, seconded by Chairman Buono, without any objections, the Board approved the minutes of Meeting No. 648 held on January 19, 2006, which were made available to the Board Members as part of the Agenda.



**Item 2 by Mr. Bryan (Appendix B)**  
**Financial Report – December 2005**

Mr. Bryan reported to the Board that net toll revenue in 2005 was \$71.6 million over the level collected in 2004, representing an increase of 16.3 percent (\$46.3 million of this increase was from passenger vehicles and \$25.3 million was from commercial vehicles).

Approximately 24 percent of toll collections in the months since the toll adjustment was implemented were derived from the new toll plan. In dollar terms, the Authority estimates that \$69.3 million was generated by the toll adjustment in 2005.

Higher fuel prices and their impact on traffic in the last four months of 2005 contributed to the reduction in gasoline deliveries and revenues. In 2005, deliveries were down by 6.6 percent or 5.3 million gallons and revenues fell 6.8 percent. In contrast, revenues from food concessions increased by 2.9 percent. As a result, for 2005 total concession revenue is about 0.5 percent or \$70,800 above the level collected in 2004.

Sundry and other revenue collections in 2005 significantly exceed the 2004 level – up by over \$4.8 million or 29.6 percent. This is principally due to higher interest earnings received on Authority investments and strong receipts under rental income and E-ZPass administrative and tag fees.

Accounting for toll, concession, sundry and other revenue collections, total revenue collected in 2005 reached over \$547 million which was \$76.5 million or 16.2 percent above the level collected in 2004.

On the expense side, total operating expenses in 2005 were \$16.8 million or 4.8 percent above the 2004 level. As noted in previous monthly reports nondiscretionary expenses, such as growing health insurance premiums, pension costs and high fuel and electricity costs are driving increases in the budget from year-to-year.

The Authority's overall operating expense growth rate of 4.8 percent falls just below the total producer price inflation rate of 5.7 percent – which indicates that the Authority did a good job at holding down expense growth in 2005.

Finally, he reported that given that operating revenues were slightly off budget but operating expenses were significantly under budget in 2005, the Authority ended the year with a \$5.1 million surplus. A portion of this surplus has been used to increase



**Item 2 by Mr. Bryan (Appendix B)**  
**Financial Report – December 2005 (Continued)**

reserve funds and the remaining portion will fund additional work on the highway. As a result:

- The Authority deposited an additional \$2.0 million into the Liability Claims Reserve. The 2005 Budget contemplated a \$1.5 million deposit into this reserve fund during the year. This additional deposit will increase the 2005 total deposit to \$3.5 million, bringing the year-end fund balance to just under \$15 million; and
- The Authority deposited an additional \$3.1 million into the Reserve Maintenance Fund to provide funds to the Authority's capital and equipment program. The Authority recently announced a plan to increase the number of dedicated E-ZPass lanes, make major upgrades to E-ZPass lane markings and improve E-ZPass signage across the system. These additional Reserve Maintenance funds have been earmarked to finance this important project that is currently underway. This additional deposit will bring the year-end Fund balance to just over \$78 million.

Following discussion regarding the financial condition of the Authority, on the motion of Mr. Riedman, seconded by Chairman Buono, without any objections, the Board accepted the Financial Report for the month of December 2005.

**Item 3 by Mr. Bryan (Appendix C)**  
**Report of UHY, LLP Examination of the Authority's Financial Statements and Report on Compliance with Investment Guidelines**

William Kahn of UHY reported to the Board that a review of the Authority's financial statements was done for the 2005 fiscal year consistent with all applicable auditing standards. The review of Internal Controls showed a material weakness and reportable condition regarding financial reporting and dealing with account reconciliations. UHY staff and Authority staff are now working to correct this material weakness in the coming year.

After full discussion, on the motion of Mr. Riedman, seconded by Chairman Buono, without any objections, the Board accepted the Report of UHY, LLP Examination of the Authority's Financial Statements and Report on Compliance with Investment Guidelines.



**Item 4 by Mr. Fleischer (Appendix D)**  
**Approving Certain Amendments to the Thruway Authority ByLaws**

After full discussion, on the motion of Chairman Buono, seconded by Mr. Riedman, without any objections, the Board adopted the following resolution:

**RESOLUTION NO. 5489**  
**APPROVING CERTAIN AMENDMENTS TO THE**  
**THRUWAY AUTHORITY BYLAWS**

**RESOLVED**, that the amendments to the Thruway Authority ByLaws attached hereto as Exhibit A are hereby approved (material to be deleted is identified with a strike through, material to be added is underscored); and be it further

**RESOLVED**, that such amendments shall take effect immediately; and be it further

**RESOLVED**, that the Executive Director, in consultation with the General Counsel, is hereby directed to modify Authority policies and procedures as necessary to incorporate and be consistent with these amendments; and be it further

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

**Item 5 by Mr. Fleischer (Appendix E)**  
**Staff Appointment of Daniel Gilbert as Chief of Staff**

After full discussion, on the motion of Mr. Riedman, seconded by Chairman Buono, without any objections, the Board adopted the following resolution:

**RESOLUTION NO. 5490**  
**APPROVING THE STAFF APPOINTMENT OF DANIEL**  
**GILBERT AS CHIEF OF STAFF**

**RESOLVED**, that the Board hereby appoints Daniel Gilbert as Chief of Staff effective March 23, 2006 at Salary Grade 38 and at an annual salary of \$133,089, funds for



**Item 5 by Mr. Fleischer (Appendix E)**  
**Staff Appointment of Daniel Gilbert as Chief of Staff (Continued)**

which are available in the 2006 Operating Budget, and be it further

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

**Item 6 by Mr. Fleischer (Appendix F)**  
**Staff Appointment of Donald Bell as Director of Maintenance and Operations**

After full discussion, on the motion of Mr. Riedman, seconded by Chairman Buono, without any objections, the Board adopted the following resolution:

**RESOLUTION NO. 5491**  
**STAFF APPOINTMENT OF DONALD BELL AS**  
**DIRECTOR OF MAINTENANCE AND OPERATIONS**

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RESOLVED, that the Board hereby appoints Donald Bell as Director of Maintenance and Operations, effective March 23, 2006 at salary grade 37 and an annual salary of \$135,982, funds for which are available in the 2006 operating budget, is hereby confirmed, and be it further

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

**Item 7 by Mr. Fleischer (Appendix G)**  
**Staff Appointment of Christopher Waite as Chief Engineer**

After full discussion, on the motion of Mr. Riedman, seconded by Chairman Buono, without any objections, the Board adopted the following resolution:

**RESOLUTION NO. 5492**  
**STAFF APPOINTMENT OF CHRISTOPHER WAITE AS**  
**CHIEF ENGINEER**

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**Item 7 by Mr. Fleischer (Appendix G)**  
**Staff Appointment of Christopher Waite as Chief Engineer (Continued)**

RESOLVED, that the Board hereby appoints Christopher Waite as Chief Engineer effective March 23, 2006, at salary grade 36, and at an annual salary of \$135,145, funds for which are available in the 2006 Operating Budget, and be it further

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

**Item 8 by Mr. Bryan (Appendix H)**  
**Approving Revised Policy 25-6-02 - Thruway Real Property Management Policy and Designating the Authority's Chief Financial Officer as the Contracting Officer for both the Disposal and Acquisition of Real Property**

Mr. Riedman noted for the record that staff should pay close attention to matters of valuation relative to determinations on whether to proceed with a staff appraisal of the property or an outside consultant appraisal of the property. If it is unclear or is a close call as to whether or not the estimated value of the property is below the \$10,000 threshold for a staff appraisal, then an outside consultant appraisal should be obtained.

After full discussion, on the motion of Mr. Riedman, seconded by Chairman Buono, without any objections, the Board adopted the following resolution:

**RESOLUTION NO. 5493**  
**APPROVING REVISED POLICY 25-6-02 – THRUWAY  
REAL PROPERTY MANAGEMENT POLICY AND  
DESIGNATING THE AUTHORITY'S CHIEF  
FINANCIAL OFFICER AS THE CONTRACTING  
OFFICER FOR BOTH THE DISPOSAL AND THE  
ACQUISITION OF REAL PROPERTY**

RESOLVED, that the revised Thruway Real Property Management Policy 25-6-02, attached hereto as Exhibit A be, and the same hereby is, approved, replacing all prior real property policies; and be it further



**Item 8 by Mr. Bryan (Appendix H)**  
**Approving Revised Policy 25-6-02 - Thruway Real Property Management Policy and**  
**Designating the Authority's Chief Financial Officer as the Contracting Officer for**  
**both the Disposal and Acquisition of Real Property (Continued)**

**RESOLVED**, that the Chief Financial Officer be, and he hereby is, designated the Contracting Officer required by the Public Authorities Accountability Act of 2005, and that he will be responsible for the Authority's compliance with, and enforcement of, the Policy as it applies to the disposal and acquisition of real property; and be it further

**RESOLVED**, that the revised Policy shall take effect immediately; and be it further

**RESOLVED**, that the Executive Director be, and he hereby is directed to, in consultation with the Chief Financial Officer and the Chief of Staff, develop and/or modify operational policies and/or administrative procedures as necessary to incorporate and be consistent with the revised Policy by September 30, 2006 for presentation to the Board thereafter; and be it further

**RESOLVED**, that the Chief Financial Officer be, and, he hereby is, authorized to take all actions necessary to arrange for independent review of the Fee Policy by an independent party to verify the methodology used to establish permit fees and to redraft the Fee Policy to reflect current real property values by December 31, 2006; and be it further

**RESOLVED**, that the Chief Financial Officer will advise the Board of the results of such review and any proposed revisions to the Fee Policy; and be it further

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



**Item 9 by Ms. O’Conor (Appendix I)**

**Authorizing the Executive Director to Execute a Third Amendment to the Agreement (C100426) with Hawkins Delafield & Wood LLP for Legal Services to Increase the Monetary Cap**

After full discussion, on the motion of Mr. Riedman, seconded by Chairman Buono, without any objections, the Board adopted the following resolution:

**RESOLUTION NO. 5494**

**AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE A THIRD AMENDMENT TO THE AGREEMENT (C100426) WITH HAWKINS DELAFIELD & WOOD LLP FOR LEGAL SERVICES TO INCREASE THE MONETARY CAP**

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**RESOLVED**, that the Executive Director be, and he hereby is, authorized to execute a Third Amendment to the Agreement (C100426) with Hawkins, Delafield & Wood LLP for legal services, such amendment to be on such terms and conditions as the Executive Director and General Counsel determine to be in the best interest of the Authority, and be it further

**RESOLVED**, that such Third Amendment shall exercise the Authority’s option to extend the Agreement for an additional one-year term, and increase the maximum amount payable under such agreement by \$150,000, from the current monetary cap of \$150,000, to a new monetary cap of \$300,000, 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 this Agreement, manage and administer this Agreement, amend the provisions of this Agreement consistent with the terms of this Item and other Board authorizations and suspend or terminate this Agreement in the best interest of the Authority, and be it further



**Item 9 by Ms. O’Conor (Appendix I)**

**Authorizing the Executive Director to Execute a Third Amendment to the Agreement (C100426) with Hawkins Delafield & Wood LLP for Legal Services to Increase the Monetary Cap (Continued)**

RESOLVED, that sufficient funds are provided in the 2006 Thruway and Canal operating budgets for these expenditures, and be it further

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

**Item 10 by Mr. Bryan (Appendix J)**

**Establishing a Green Discount Plan for Hybrid Vehicles that Meet Certain Fuel Efficiency and Emission Standards**

After full discussion, on the motion of Mr. Riedman, seconded by Chairman Buono, without any objections, the Board adopted the following resolution:

**RESOLUTION NO. 5495**

**ESTABLISHING A GREEN DISCOUNT PLAN FOR HYBRID VEHICLES THAT MEET CERTAIN FUEL EFFICIENCY AND EMISSIONS STANDARDS.**

RESOLVED, that the Board approves and authorizes implementation of a Green Discount Plan for hybrid vehicles that meet certain fuel efficiency and emissions standards, such Plan to be effectuated via the E-ZPass system and as described in this item, and be it further

RESOLVED, that implementation of the Green Discount Plan will be in compliance with the applicable provisions of the Authority’s General Revenue Bond Resolution and will not adversely affect the progression of the Authority’s multi-year capital plan, and be it further

RESOLVED, that the Board affirms the issuance of the Negative Declaration of Environmental Significance originally adopted on April 25, 2005, and be it further



**Item 10 by Mr. Bryan (Appendix J)**

**Establishing a Green Discount Plan for Hybrid Vehicles that Meet Certain Fuel Efficiency and Emission Standards (Continued)**

**RESOLVED**, that the Board approves the proposed amendments to the Authority's rules and regulations as presented in Exhibit II attached hereto and authorizes the Executive Director, or his designee, to take all actions necessary for adoption of such amendments in accordance with the State Administrative Procedure Act, Executive Order #20 and any other applicable statutes, policies and procedures, and be it further

**RESOLVED**, that the Executive Director is authorized to make modifications to such amendments as he deems appropriate in response to any comments that may be received during the adoption process conducted in accordance with the State Administrative Procedures Act, Executive Order #20 and other applicable statutes, policies and procedures, and be it further

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

**Item 11 by Mr. Fitzgerald (Appendix K)**

**Confirming Informal Approval of a Sublease of the Authority's Leased Office Space at One Rockefeller Center in New York City**

After full discussion, on the motion of Mr. Riedman, seconded by Chairman Buono, without any objections, the Board adopted the following resolution:

**RESOLUTION NO. 5496**

**CONFIRMING INFORMAL APPROVAL OF A  
SUBLEASE OF THE AUTHORITY'S LEASED OFFICE  
SPACE AT ONE ROCKEFELLER CENTER IN NEW  
YORK CITY**

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**RESOLVED**, that the Acting Director of Administrative Services or his designee is authorized to negotiate a sublease agreement with Voce for the office space leased by the Authority from RCPI Landmark



**Item 11 by Mr. Fitzgerald (Appendix K)**  
**Confirming Informal Approval of a Sublease of the Authority's Leased Office Space at One Rockefeller Center in New York City (Continued)**

Properties, L.L.C. at One Rockefeller Center on the terms described in the body of this item, or such terms as may be deemed to be in the best interest of the Authority and consistent with the terms of this item and the Thruway Real Property Management Policy (25-6-02), and to approve expenditures required in connection with such sublease, and be it further

RESOLVED, that the Executive Director or his designee is authorized to execute the sublease agreement on behalf of the Authority, and all other documents necessary to implement, or related to, said sublease agreement, and be it further

RESOLVED, that the recommendation regarding the environmental significance of this action be and the same hereby is approved, and be it further

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

**Item 12 by Ms. Riddett and Mr. Bryan (Appendix L)**  
**Authorizing the Executive Director to Execute an Agreement with Solbourne Computer, Inc. to Provide Consulting Services to Implement a Financial System Using Oracle E-Business Suite Software**

After full discussion, on the motion of Mr. Riedman, seconded by Chairman Buono, without any objections, the Board adopted the following resolution:

**RESOLUTION NO. 5497**

**AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE AN AGREEMENT WITH SOLBOURNE COMPUTER, INC. TO PROVIDE CONSULTING SERVICES TO IMPLEMENT A FINANCIAL SYSTEM USING ORACLE E-BUSINESS SUITE SOFTWARE**



**Item 12 by Ms. Riddett and Mr. Bryan (Appendix L)**  
**Authorizing the Executive Director to Execute an Agreement with Solbourne Computer, Inc. to Provide Consulting Services to Implement a Financial System Using Oracle E-Business Suite Software (Continued)**

RESOLVED, that the Executive Director or his designee be, and hereby is, authorized to execute an agreement with Solbourne Computer, Inc., 1790 38<sup>th</sup> Street, Suite 300, Boulder, CO 80301 for a maximum amount payable of \$7,700,000 for the purpose of implementing an Oracle E-Business Suite software system, 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 this resolution be incorporated in the minutes of this meeting.

**Item 13 by Mr. Waite (Appendix M)**  
**Authorizing an Amendment to the 2006 Contracts Program to Include Seven Projects (Three Contracts) for a Letting in 2006**

After full discussion, on the motion of Mr. Riedman, seconded by Chairman Buono, without any objections, the Board adopted the following resolution:

**RESOLUTION NO. 5498**  
**AUTHORIZING AN AMENDMENT TO THE 2006 CONTRACTS PROGRAM TO INCLUDE SEVEN PROJECTS (THREE CONTRACTS) FOR A LETTING IN 2006**

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RESOLVED, that the 2006 Contracts Program be, and it hereby is, amended so that Items H501.2, Pavement Rehabilitation, M.P. 16.0 to 18.0 and M.P. 23.0 to M.P. 24.0; H312.1, Pavement Rehabilitation, M.P. 24.0 to M.P. 29.4;



**Item 13 by Mr. Waite (Appendix M)**

**Authorizing an Amendment to the 2006 Contracts Program to Include Seven Projects (Three Contracts) for a Letting in 2006 (Continued)**

H1001.1, Exit 14B Ramp Traffic Operational Improvements; H888.1, Pavement Resurfacing, Exit 34 to East of Exit 34A (M.P. 262.0 to M.P. 268.0), H1021.1, Modifications to the Woodbury Toll Barrier, Phase 1; B411.1, Harriman Interchange Bridge over the Mainline, Replace Wearing Course; and I33.1, Installation of a Variable Message Sign at M.P. 49.88, can be let in 2006, and be it further

RESOLVED, that Items H501.2, and H312.1 and H1001.1 be let as one contract, and Items H1021.1, B411.1 and I33.1 be let as one contract, 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

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

**Item 14 by Mr. Waite (Appendix N)**

**Confirming the Informal Action by the Board Authorizing the Negotiation and Execution of Engineering Agreement D213538 with Hatch Mott MacDonald NY, Inc. for Construction Inspection Services Relative to TAB 05-23, Highway Resurfacing, M.P. 485.5 to M.P. 496.0 in the Buffalo Division**

After full discussion, on the motion of Chairman Buono, seconded by Mr. Riedman, without any objections, the Board adopted the following resolution:



**Item 14 by Mr. Waite (Appendix N)**

**Confirming the Informal Action by the Board Authorizing the Negotiation and Execution of Engineering Agreement D213538 with Hatch Mott MacDonald NY, Inc. for Construction Inspection Services Relative to TAB 05-23, Highway Resurfacing, M.P. 485.5 to M.P. 496.0 in the Buffalo Division (Continued)**

**RESOLUTION NO. 5499**

**CONFIRMING THE INFORMAL ACTION BY THE BOARD AUTHORIZING THE NEGOTIATION AND EXECUTION OF ENGINEERING AGREEMENT D213538 WITH HATCH MOTT MACDONALD NY, INC. FOR CONSTRUCTION INSPECTION SERVICES RELATIVE TO TAB 05-23, HIGHWAY RESURFACING, M.P. 485.5 to M.P. 496.0 IN THE BUFFALO DIVISION**

**RESOLVED**, that the informal action by Chairman Buono and Board Members Carey Cassidy and Riedman in authorizing the Chief Engineer or Director of Engineering Services to negotiate and execute engineering agreement D213538 with Hatch Mott MacDonald NY, Inc., 438 Main Street, Suite 700, Buffalo, New York 14202 for construction inspection services relative to TAB 05-23, Highway Resurfacing, M.P. 485.5 to M.P. 496.0 in the Buffalo Division, provided that the Maximum Amount Payable does not exceed the \$550,000 which is currently provided through the 2006 Contracts Program (H876.1), be, and the same hereby is, confirmed, and be it further

**RESOLVED**, that the Chief Engineer or the Director of Engineering Services or their 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 2006 Contracts Program Resolution No. 5457 and other Board authorizations, and suspend or terminate the agreement in the best interests of the Authority, and be it further

**RESOLVED**, that the information relating to this agreement be included in the Director of Engineering



**Item 14 by Mr. Waite (Appendix N)**

**Confirming the Informal Action by the Board Authorizing the Negotiation and Execution of Engineering Agreement D213538 with Hatch Mott MacDonald NY, Inc. for Construction Inspection Services Relative to TAB 05-23, Highway Resurfacing, M.P. 485.5 to M.P. 496.0 in the Buffalo Division (Continued)**

Services' Quarterly Report to the Board on Contracts Program activities, such information to include the exact Maximum Amount Payable and date of execution of the agreement, and be it further

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

**Item 15 by Mr. Waite (Appendix O)**

**Confirming the Informal Action by the Board Authorizing Additional Funding for the Award of TANY 06-17, Construction of the Spring Valley Toll Barrier Highway Speed E-ZPass Space Frame in the New York Division**

After full discussion, on the motion of Chairman Buono, seconded by Mr. Riedman, without any objections, the Board adopted the following resolution:

**RESOLUTION NO. 5500**

**CONFIRMING THE INFORMAL ACTION BY THE BOARD AUTHORIZING ADDITIONAL FUNDING FOR THE AWARD OF TANY 06-17, CONSTRUCTION OF THE SPRING VALLEY TOLL BARRIER HIGHWAY SPEED E-ZPASS SPACE FRAME IN THE NEW YORK DIVISION**

RESOLVED, that the informal action by Chairman Buono and Board Members Carey Cassidy and Riedman in authorizing additional funding for the award of TANY 06-17, Construction of the Spring Valley Toll Barrier Highway Speed E-ZPass Space Frame in the New York Division, to the joint venture of Imperial Iron Works and Rhombus Enterprises for their low bid of \$1,156,515 be, and the same hereby is, confirmed, and be it further

RESOLVED, that an additional sum of \$426,515 be, and the same hereby is, allocated toward contract TANY 06-



**Item 15 by Mr. Waite (Appendix O)**

**Confirming the Informal Action by the Board Authorizing Additional Funding for the Award of TANY 06-17, Construction of the Spring Valley Toll Barrier Highway Speed E-ZPass Space Frame in the New York Division (Continued)**

17 and the construction inspection of the contract from savings in the 2006 Contracts Program that is associated with B905.1, Tappan Zee Bridge Partial Superstructure Replacement, 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

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

**Item 16 by Mr. Waite (Appendix P)**

**Authorizing Negotiation and Execution of Engineering Agreement D213547 with Weidlinger Associates Consulting Engineers, P.C. for Construction Inspection Services Relative to TANY 05-31B, Tappan Zee Bridge Partial Superstructure Replacement and Substructure Repairs in the New York Division**

Chairman Buono requested that staff include total project costs in construction inspection Items going forward.

After full discussion, on the motion of Chairman Buono, seconded by Mr. Riedman, without any objections, the Board adopted the following resolution:

**RESOLUTION NO. 5501**

**AUTHORIZING NEGOTIATION AND EXECUTION OF  
ENGINEERING AGREEMENT D213547 WITH  
WEIDLINGER ASSOCIATES CONSULTING  
ENGINEERS, P.C. FOR CONSTRUCTION INSPECTION  
SERVICES RELATIVE TO TANY 05-31B, TAPPAN ZEE  
BRIDGE PARTIAL SUPERSTRUCTURE**



**Item 16 by Mr. Waite (Appendix P)**  
**Authorizing Negotiation and Execution of Engineering Agreement D213547 with**  
**Weidlinger Associates Consulting Engineers, P.C. for Construction Inspection Services**  
**Relative to TANY 05-31B, Tappan Zee Bridge Partial Superstructure Replacement**  
**and Substructure Repairs in the New York Division (Continued)**

**REPLACEMENT AND SUBSTRUCTURE REPAIRS IN  
THE NEW YORK DIVISION**

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**RESOLVED**, that the Chief Engineer or Director of Engineering Services be, and they hereby are, authorized to negotiate and execute engineering agreement D213547 with Weidlinger Associates Consulting Engineers, P.C., 375 Hudson Street, New York, New York 10014 for construction inspection services relative to TANY 05-31B, Tappan Zee Bridge Partial Superstructure Replacement and Substructure Repairs in the New York Division, provided that the Maximum Amount Payable does not exceed the \$14,700,000 which is currently provided through the 2006 Contracts Program (B905.1), and be it further

**RESOLVED**, that the Chief Engineer or the Director of Engineering Services or their 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 2006 Contracts Program Resolution No. 5457 and other Board authorizations, and suspend or terminate the agreement in the best interests of the Authority, and be it further

**RESOLVED**, that the information relating to this agreement be included in the Director of Engineering Services' Quarterly Report to the Board on Contracts Program activities, such information to include the exact Maximum Amount Payable and date of execution of the agreement, and be it further



**Item 16 by Mr. Waite (Appendix P)**  
**Authorizing Negotiation and Execution of Engineering Agreement D213547 with Weidlinger Associates Consulting Engineers, P.C. for Construction Inspection Services Relative to TANY 05-31B, Tappan Zee Bridge Partial Superstructure Replacement and Substructure Repairs in the New York Division (Continued)**

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

**Item 17 by Mr. Waite (Appendix Q)**  
**Authorizing Negotiation and Execution of Engineering Agreement D213539 with KTA-Tator Engineering Services, P.C. for Construction Inspection Services Relative to TAB 05-34BP, Painting of Eleven Bridges, and Allocating Funds Therefor**

After full discussion, on the motion of Mr. Riedman, seconded by Chairman Buono, without any objections, the Board adopted the following resolution:

**RESOLUTION NO. 5502**

**AUTHORIZING NEGOTIATION AND EXECUTION OF ENGINEERING AGREEMENT D213539 WITH KTA-TATOR ENGINEERING SERVICES, P.C. FOR CONSTRUCTION INSPECTION SERVICES RELATIVE TO TAB 05-34BP, PAINTING OF ELEVEN BRIDGES, AND ALLOCATING FUNDS THEREFOR**

RESOLVED, that the Chief Engineer or Director of Engineering Services be, and they hereby are, authorized to negotiate and execute engineering agreement D213539 with KTA-Tator Engineering Services, P.C., 115 Technology Drive, Pittsburg, Pennsylvania 15275 for construction inspection services relative to TAB 05-34BP, Painting of Eleven Bridges, provided that the Maximum Amount Payable does not exceed the \$450,000, of which \$300,000 is currently provided through the 2006 Contracts Program(Item B561.1), and be it further

RESOLVED, that an additional \$150,000 be allocated to this agreement through savings identified from Item B905.1, Tappan Zee Bridge Partial Superstructure Replacement, of the 2006 Contracts Program, and be it further



**Item 17 by Mr. Waite (Appendix Q)**

**Authorizing Negotiation and Execution of Engineering Agreement D213539 with KTA-Tator Engineering Services, P.C. for Construction Inspection Services Relative to TAB 05-34BP, Painting of Eleven Bridges, and Allocating Funds Therefor (Continued)**

RESOLVED, that the Chief Engineer or the Director of Engineering Services or their 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 2006 Contracts Program Resolution No. 5457 and other Board authorizations, and suspend or terminate the agreement in the best interests of the Authority, and be it further

RESOLVED, that the information relating to this agreement be included in the Director of Engineering Services' Quarterly Report to the Board on Contracts Program activities, such information to include the exact Maximum Amount Payable and date of execution of the agreement, and be it further

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

**Item 18 by Mr. Waite (Appendix R)**

**Authorizing Negotiation and Execution of Engineering Agreement D213555 with Camp Dresser & McKee for Construction Inspection Services Relative to TAS 06-2, Selective Mill and Inlay and Full Depth Pavement Repairs, M.P. 268.0 to M.P. 337.0 and Allocating Funds Therefor**

After full discussion, on the motion of Chairman Buono, seconded by Mr. Riedman, without any objections, the Board adopted the following resolution:

**RESOLUTION NO. 5503**

**AUTHORIZING NEGOTIATION AND EXECUTION OF  
ENGINEERING AGREEMENT D213555 WITH CAMP  
DRESSER & MCKEE FOR CONSTRUCTION  
INSPECTION SERVICES RELATIVE TO TAS 06-2,  
SELECTIVE MILL AND INLAY AND FULL DEPTH**



**Item 18 by Mr. Waite (Appendix R)**

**Authorizing Negotiation and Execution of Engineering Agreement D213555 with Camp Dresser & McKee for Construction Inspection Services Relative to TAS 06-2, Selective Mill and Inlay and Full Depth Pavement Repairs, M.P. 268.0 to M.P. 337.0 and Allocating Funds Therefor (Continued)**

**PAVEMENT REPAIRS, M.P. 268.0 TO M.P. 337.0, AND  
ALLOCATING FUNDS THEREFOR**

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**RESOLVED**, that the Chief Engineer or Director of Engineering Services be, and they hereby are, authorized to negotiate and execute engineering agreement D213555 with Camp Dresser & McKee, One General Motors Drive, Syracuse, New York 13206 for construction inspection services relative to TAS 06-2, Selective Mill and Inlay and Full Depth Pavement Repairs, M.P. 268.0 to M.P. 337.0, provided that the Maximum Amount Payable does not exceed the \$550,000, of which \$200,000 is currently provided through the 2006 Contracts Program(Item H1023.1), and be it further

**RESOLVED**, that an additional \$350,000 be allocated to this agreement through savings identified from Item B905.1, Tappan Zee Bridge Partial Superstructure Replacement, of the 2006 Contracts Program, and be it further

**RESOLVED**, that the Chief Engineer or the Director of Engineering Services or their 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 2006 Contracts Program Resolution No. 5457 and other Board authorizations, and suspend or terminate the Agreement in the best interests of the Authority, and be it further

**RESOLVED**, that the information relating to this agreement be included in the Director of Engineering Services' Quarterly Report to the Board on Contracts



**Item 18 by Mr. Waite (Appendix R)**

**Authorizing Negotiation and Execution of Engineering Agreement D213555 with Camp Dresser & McKee for Construction Inspection Services Relative to TAS 06-2, Selective Mill and Inlay and Full Depth Pavement Repairs, M.P. 268.0 to M.P. 337.0 and Allocating Funds Therefor (Continued)**

Program activities, such information to include the exact Maximum Amount Payable and date of execution of the agreement and be it further

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

**Item 19 by Mr. Waite (Appendix S)**

**Authorizing Negotiation and Execution of Engineering Agreement D213556 with LaBella Associates, P.C. for Architectural Design Support Services Statewide**

After full discussion, on the motion of Mr. Riedman, seconded by Chairman Buono, without any objections, the Board adopted the following resolution:

**RESOLUTION NO. 5504**

**AUTHORIZING NEGOTIATION AND EXECUTION OF ENGINEERING AGREEMENT D213556 WITH LABELLA ASSOCIATES, P.C. FOR ARCHITECTURAL DESIGN SUPPORT SERVICES STATEWIDE**

RESOLVED, that the Chief Engineer or Director of Engineering Services be, and they hereby are, authorized to negotiate and execute engineering agreement D213556 with LaBella Associates, P.C., 300 State Street, Suite 201, Rochester, New York 14614 for architectural design support services statewide, provided that the Maximum Amount Payable does not exceed the \$750,000 which is currently provided through the 2006 Contracts Program (AS794.1), and be it further

RESOLVED, that the Chief Engineer or the Director of Engineering Services or their 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



**Item 19 by Mr. Waite (Appendix S)**  
**Authorizing Negotiation and Execution of Engineering Agreement D213556 with**  
**LaBella Associates, P.C. for Architectural Design Support Services Statewide**  
**(Continued)**

Agreement consistent with the terms of this item and in accordance with the 2006 Contracts Program Resolution No. 5457 and other Board authorizations, and suspend or terminate the Agreement in the best interests of the Authority, and be it further

RESOLVED, that the information relating to this agreement be included in the Director of Engineering Services' Quarterly Report to the Board on Contracts Program activities, such information to include the exact Maximum Amount Payable and date of execution of the agreement and be it further

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

**Item 20 by Mr. Waite (Appendix T)**  
**Authorizing Negotiation and Execution of Engineering Agreement D213528 with**  
**Golder Associates Inc., P.C. for Geotechnical Support Services Statewide**

After full discussion, on the motion of Mr. Riedman, seconded by Chairman Buono, without any objections, the Board adopted the following resolution:

**RESOLUTION NO. 5505**

**AUTHORIZING NEGOTIATION AND EXECUTION OF  
ENGINEERING AGREEMENT D213528 WITH GOLDER  
ASSOCIATES INC., P.C. FOR GEOTECHNICAL  
SUPPORT SERVICES STATEWIDE**

RESOLVED, that the Chief Engineer or Director of Engineering Services be, and they hereby are, authorized to negotiate and execute engineering agreement D213528 with Golder Associates Inc., P.C., 540 North Commercial Street, Suite 250, Manchester, New Hampshire 03101 for geotechnical support services statewide, provided that the Maximum Amount Payable does not exceed the \$200,000



**Item 20 by Mr. Waite (Appendix T)**  
**Authorizing Negotiation and Execution of Engineering Agreement D213528 with**  
**Golder Associates Inc., P.C. for Geotechnical Support Services Statewide (Continued)**

which is currently provided through the 2006 Contracts Program (HS1065.1), and be it further

**RESOLVED**, that the Chief Engineer or the Director of Engineering Services or their 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 2006 Contracts Program Resolution No. 5457 and other Board authorizations, and suspend or terminate the Agreement in the best interests of the Authority, and be it further

**RESOLVED**, that the information relating to this agreement be included in the Director of Engineering Services' Quarterly Report to the Board on Contracts Program activities, such information to include the exact Maximum Amount Payable and date of execution of the agreement and be it further

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

**Item 21 by Mr. Waite (Appendix U)**  
**Approving Engineering Agreement D213487 with Greenman-Pedersen, Inc. for Design**  
**Services Relative to the Modification of the Yonkers Toll Barrier in the New York**  
**Division**

After full discussion, on the motion of Chairman Buono, seconded by Mr. Riedman, without any objections, the Board adopted the following resolution:

**RESOLUTION NO. 5506**  
**APPROVING ENGINEERING AGREEMENT D213487**  
**WITH GREENMAN-PEDERSEN, INC. FOR DESIGN**  
**SERVICES RELATIVE TO THE MODIFICATION OF**



**Item 21 by Mr. Waite (Appendix U)**

**Approving Engineering Agreement D213487 with Greenman-Pedersen, Inc. for Design Services Relative to the Modification of the Yonkers Toll Barrier in the New York Division (Continued)**

**THE YONKERS TOLL PLAZA IN THE NEW YORK DIVISION**

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RESOLVED, that the proposed engineering agreement D213487 with Greenman-Pedersen, Inc., 43 Fuller Road, Albany, New York 12205 for design services relative to the modification of the Yonkers Toll Plaza in the New York Division, for a Maximum Amount Payable of \$2,600,000 (sufficient funds are available in Item H2070.1 of the 2006 Contracts Program), be, and the same hereby is, approved, and be it further

RESOLVED, that the Chief Engineer or the Director of Engineering Services or their 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 2006 Contracts Program Resolution No. 5457 and other Board authorizations, and suspend or terminate the Agreement in the best interests of the Authority, and be it further

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

**Item 22 by Mr. Waite (Appendix V)**

**Approving Engineering Agreement D213491 with Henningson, Durham & Richardson Architecture and Engineering, P.C. for Design Services Relative to the Modification of the Woodbury Toll Barrier in the New York Division**

After full discussion, on the motion of Chairman Buono, seconded by Mr. Riedman, without any objections, the Board adopted the following resolution:



**Item 22 by Mr. Waite (Appendix V)**

**Approving Engineering Agreement D213491 with Henningson, Durham & Richardson Architecture and Engineering, P.C. for Design Services Relative to the Modification of the Woodbury Toll Barrier in the New York Division (Continued)**

**RESOLUTION NO. 5507**

**APPROVING ENGINEERING AGREEMENT D213491  
WITH HENNINGSON, DURHAM & RICHARDSON  
ARCHITECTURE AND ENGINEERING, P.C. FOR  
DESIGN SERVICES RELATIVE TO THE  
MODIFICATION OF THE WOODBURY TOLL PLAZA  
IN THE NEW YORK DIVISION**

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**RESOLVED**, that the proposed engineering agreement D213491 with Henningson, Durham & Richardson Architecture and Engineering, P.C., 711 Westchester Avenue, White Plains, New York 10604 for design services relative to the modification of the Woodbury Toll Plaza in the New York Division, for a Maximum Amount Payable of \$4,500,000 (sufficient funds are available in Items H1021.1, H1021.2, H837.1 and B917.1 of the 2006 Contracts Program), be, and the same hereby is, approved, and be it further

**RESOLVED**, that the Chief Engineer or the Director of Engineering Services or their 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 2006 Contracts Program Resolution No. 5457 and other Board authorizations, and suspend or terminate the Agreement in the best interests of the Authority, and be it further

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

**Executive Session**

**On the motion of Mr. Riedman, seconded by Chairman Buono, the Board voted to convene to Executive Session to discuss real property matters.**



**Adjournment**

**There being no further business to come before the Board, on the motion of Mr. Riedman, seconded by Chairman Buono, without any objections, the meeting was adjourned.**

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**Jill B. Warner  
Secretary**

