



**MINUTES
NEW YORK STATE THRUWAY AUTHORITY
BOARD MEETING NO. 738
June 17, 2019**

Meeting minutes of the New York Thruway Authority, held in the boardroom at 200 Southern Boulevard, Albany, New York.

The meeting of the New York State Thruway Authority Board opened in session for the consideration of various matters. These minutes reflect only the items considered by the New York State Thruway Authority Board. The meeting began approximately at 11:05 a.m.

The following committee member was present in Syracuse Division:
Joanne M. Mahoney, Chair

In Albany:
Donald Rice, Board Member
Stephen Saland, Board Member

In Tarrytown:
George Miranda, Board Member

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

Board Members Robert Megna and Dr. Jose Holguin-Veras were excused.

Staff Present:
Christopher O'Brien, General Counsel
Matt Howard, Treasurer and Chief Financial Officer
Richard Lee, Chief Engineer
Mark Hixson, Director of Maintenance and Operations
Kim McKinney, Chief Information Officer
Major Doug Keyer, Troop T
John Barr, Acting Director Administrative Services
Harry Lennon, Director of Internal Audit
Joseph Igoe, Deputy General Counsel
Eric Christensen, Director of Operations
Jennifer Givner, Director of Media Relations & Communications
Kevin Allen, Director of Purchasing
Scott Hollis, Information Technology Specialist 3
Kathleen LeFave, Board Secretary

Staff Present in Syracuse

Matthew J. Driscoll, Acting Executive Director
Frank Macarilla, Information Technology Specialist

Staff Present in Tarrytown:

Khurram Saeed, Director of Communication New NY Bridge

Also in attendance:

Murray Bodin, Welded Steel Sculptures
Jimmy Vielkind, Wall Street Journal
Steven Alifano, OGS Media Services Center
Kesha Williams, OGS Media Services Center

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

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

PUBLIC COMMENT PERIOD RELATED TO THE MEETING AGENDA

Mr. Murray Bodin of Welded Steel Sculptures recommended that the Board not approve the following Board items: Funding for the Award of TA 19-1 (D800002), Cashless Tolling Design-Build Contract and the amendment to Agreement C010241 with Kapsch TrafficCom IVHS Inc. for All-Electronic tolling lane system equipment, installation and maintenance.

Details of Mr. Bodin's comments to the Board Members are included in the video recording of the meeting.

Item 1 by Kevin Allen (Appendix A)

Report on Procurement Contracts and Other Agreements Up to \$200,000 Executed by the Executive Director During the Period January 1, 2019 Through March 31, 2019

Mr. Allen presented the report of procurement contracts to the Board.

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 period January 1, 2019 through March 31, 2019.

Item 2 by Chair Mahoney (Appendix B)

Approval of the Minutes of Meeting No 737

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. 737 held on April 4, 2019, which was made available to the Board Members as part of the Agenda.

Item 3 by Director Driscoll (Appendix C)

Approval of the 2019 New Salary Schedule for Management Confidential Employees

Director Driscoll presented the resolution seeking approval from the Board for the 2019 new salary schedule for Management Confidential employees.

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

Upon motion duly made and seconded, the Board approved the new Management Confidential salary schedule.

RESOLUTION NO. 6210

AUTHORIZATION FOR THE EXECUTIVE DIRECTOR TO APPROVE A NEW SALARY SCHEDULE FOR M/C EMPLOYEES

RESOLVED, that the Executive Director be, and hereby is, authorized to take the necessary steps to implement the M/C Salary Schedule (Exhibit A) effective the pay period that includes July 1, 2019

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

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

Item 4 by Matt Howard (Appendix D)

Extension of Authorization Granted Under Resolution Nos. 6131 and 6137 Relative to the Transfers of Jurisdiction, Over Real Property Reference Nos. TB16-1 and TS16-1, Respectively, to the New York State Department of Transportation

Treasurer and Chief Financial Officer Matthew Howard Chief presented the item requesting an extension of authorization that the Board previously provided for the transfer of jurisdiction of two parcels of property on the Thruway to the Department of Transportation; one is a thirty-acre parcel in the town of Marcy that is associated with the maintenance and upkeep of the Utica-Rome Expressway. The item would grant partial jurisdiction to DOT so that they can maintain and operate that roadway. The other parcel is in Western New York associated with an acre of land to support the development of a bike and pedestrian pathway in Tonawanda. This item would allow for work to conclude so that that parcel can actually be under the jurisdiction of DOT so that they can perform and complete those projects.

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 authorized the two real property transfer of jurisdiction.

RESOLUTION NO. 6211

EXTENSION OF AUTHORIZATION GRANTED UNDER
RESOLUTION NOS. 6131 AND 6137 RELATIVE TO THE
TRANSFER OF JURISDICTION OVER REAL PROPERTY
REFERENCE NOS. TB16-1 AND TS16-1, RESPECTIVELY, TO
THE NEW YORK STATE DEPARTMENT OF
TRANSPORTATION

RESOLVED, that the Authority Board hereby extends its authorization previously granted under resolution nos. 6131 and 6137 through June 17, 2020; and be it further

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

Item 5 by Matt Howard (Appendix E)

Authorizing Additional Expenditures in Connection with the Acquisition of Real Property Reference No. TB17-1

Treasurer and Chief Financial Officer Matthew Howard presented the item requesting additional authorization to an item that was previously approved at the April 4, 2019 Board Meeting. The item that was approved by the Board inadvertently omitted a couple of costs that would be associated with this acquisition mainly title search and additional expenses that would be incurred by the Department of Transportation as well as the Attorney General in the execution of the transaction.

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 additional expenditures in connection with the acquisition of Real Property Reference No. TB17-1 and adopted the following resolution:

RESOLUTION NO. 6212

AUTHORIZING ADDITIONAL EXPENDITURES IN
CONNECTION WITH THE ACQUISITION OF REAL PROPERTY
REFERENCE NO. TB17-1

RESOLVED, that the Board hereby authorizes the following additional expenditures in connection with Real Property Reference No. TB 17-1 provided that such do not exceed \$50,000: (i) reimbursement to the New York State Department of Transportation (“NYSDOT”) for expenses that has incurred or will incur in connection with the transaction; (ii) payment of interest to condemnees of the properties to account for time between from the date of acquisition to the date of payment; (iii) reimbursement to the property owners for the

prorated amount of taxes related to the properties to be acquired; and (iv) any additional compensation to the property owners based on final valuation of the properties; and be it further

RESOLVED, that all other provisions of Resolution No. 6209 shall remain unchanged; and be it further

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

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

Item 6 by Rich Lee (Appendix F)

Authorizing Funding for the Award of TA 19-1 (D800002), Cashless Tolling Design-Build Contract

Chief Engineer Rich Lee presented the item seeking authorization for the award of TA 19-1 (D800002), Cashless Tolling Design-Build Contract. Approval of this item will convert Thruway toll collection facilities from Harriman (Exit 16) to Pennsylvania State Line and Berkshire Spur.

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 funding for the award of TA 19-1 (D800002), Cashless Tolling Design-Build Contract and adopted the following resolution:

RESOLUTION NO. 6213

AUTHORIZING FUNDING FOR THE AWARD OF TA 19-1 (D800002), CASHLESS TOLLING DESIGN-BUILD CONTRACT

RESOLVED, that funding for the award of TA 19-1 (D800002), Cashless Tolling Design-Build Contract to Cashless Tolling Constructors, LLC for its cost of \$355,357,573 be, and the same hereby is authorized, and be it further

RESOLVED, that sum of \$355,357,573 be, and the same hereby is, allocated toward contract TA 19-1 (D800002) (Item I102.10) from bid savings and other adjustments made to the 2019 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 7 by Mark Hixson (AppendixG)

Authorizing the Executive Director to Execute an Amendment to Agreement C010241 With Kapsch TrafficCom IVHS Inc. for All-Electronic Tolling Lane System Equipment, Installation and Maintenance

Director of Maintenance and Operations Mark Hixson presented the item seeking authorization for the Executive Director to amend an agreement with Kapsch TrafficCom IVHS, Incorporated. The original ten year agreement was authorized by the Board in 2014 and has a monetary cap of \$29,000,000. While the original agreement contemplated additional installations, it did not include funding for additional work.

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 amendment to Agreement C010241 with Kapsch TrafficCom and adopted the following resolution:

RESOLUTION NO. 6214

AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE AN AGREEMENT WITH KAPSCH TRAFFICCOM IVHS INC.

RESOLVED, that the Executive Director be, and he hereby is, authorized to execute an Amendment to Agreement (C010241) with Kapsch TrafficCom IVHS Inc., to provide, install and provide technical support of the All-Electronic Toll System (“Agreement”), and be it further

RESOLVED, that such Agreement shall increase the monetary cap by \$79 million (to \$108 million), 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 this resolution be incorporated in full in the minutes of this meeting.

Item 8 by Mark Hixson (Appendix H)

Authorize the Executive Director to Enter into an Agreement with the Rockland County Sewer District to Connect to the County System for Sewer Discharge from the Sloatsburg and Ramapo Service Areas

Director of Maintenance and Operations Mark Hixson presented the item seeking approval to amend Resolution #5465 an agreement between the Authority and Rockland County Sewer District for sewage treatment services for the Sloatsburg and Ramapo Service Areas.

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 Agreement with the Rockland County Sewer District and adopted the following resolution:

RESOLUTION NO. 6215

AMENDING RESOLUTION NO. 5465, AND CONFIRMING SUCH RESOLUTION, AS AMENDED, TO AUTHORIZE AN AGREEMENT AMONG THE NEW YORK STATE THRUWAY AUTHORITY, ROCKLAND COUNTY AND ROCKLAND COUNTY SEWER DISTRICT #1 FOR SEWAGE TREATMENT SERVICES FOR THE SLOATSBURG AND RAMAPO SERVICE AREAS

RESOLVED, that Resolution No. 5465 adopted at Meeting No. 646 held on October 20, 2005 be, and it hereby is, amended as set forth in this agenda item; and be it further

RESOLVED, that, as amended, such Resolution, is confirmed; and be it further;

RESOLVED, that the Executive Director, or his designee, shall have the authority to take all steps to implement such Resolution as amended, including, but not limited to, executing the agreement and all necessary documentation in connection therewith, and exercising all powers reserved to the NYSTA under the agreement, to manage and administer the agreement, to amend the provisions of the agreement consistent with the terms of this Item and other Board authorizations and to suspend or terminate the agreement if in the best interests of the NYSTA; and be it further

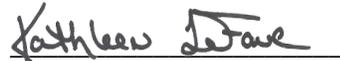
RESOLVED, that this resolution be incorporated in the minutes of this meeting.

GENERAL PUBLIC COMMENT PERIOD

Mr. Murray Bodin of Welded Steel Sculptures signed up for the general comment period. Mr. Bodin's comments are included in the video recording of the meeting.

ADJOURNMENT

There being no other business, upon motion duly made and seconded, the board voted to adjourn the meeting at 11:33 a.m.

A handwritten signature in cursive script that reads "Kathleen LeFave". The signature is written in black ink and is positioned above a horizontal line.

Kathleen LeFave
Board Secretary