



**MINUTES
NEW YORK STATE THRUWAY AUTHORITY
BOARD MEETING NO. 746
September 30, 2020**

Meeting minutes of the New York Thruway Authority, due to COVID19 was held by Webinar.

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 11:20 a.m.

The following committee members were present on Webinar:

Joanne M. Mahoney, Chair
Robert Megna, Vice-Chair
Jose Holguin-Veras, Ph.D., Board Member
Heather Briccetti, Board Member
Donald Rice, Board Member
George Miranda, Board Member
Stephen Saland, Board Member

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

Staff present on Webinar:

Matthew J. Driscoll, Executive Director
Matthew Trapasso, Chief of Staff
Joseph Igoe, Deputy General Counsel
Matt Howard, Treasurer and Chief Financial Officer
Kim McKinney, Chief Information Officer
Jim Konstalid, Acting Director of Maintenance & Operations
Jennifer Givner, Director of Media Relations & Communications
John Barr, Director of Administrative Services
Harry Lennon, Director of Audit & Management Services
Rick Bower, Chief Auditor & Principal Accountant
Eric Christensen, Deputy Director of Maintenance & Operations

Peter Nilsson, Information Technology Specialist
Tanya Morris, Board Secretary

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

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

PUBLIC COMMENT PERIOD RELATED TO THE MEETING AGENDA

Chair Mahoney stated that due to COVID19 and Executive Order 202.1, we are able to have our Board Meeting by Webinar. Individuals who wish to address items on today's agenda would have had to submit their written comments via email prior to this Board Meeting to the Board Administrator.

Chair Mahoney asked Ms. Morris if there were any public comments. Ms. Morris stated there were no comments. Details of the comments are included in the Webinar recording of the meeting.

Item 1 by Chair Mahoney (Appendix A)
Approval of the Minutes of Meeting No 745

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. 745 held July 9, 2020, which was made available to the Board Members as part of the Agenda.

Item 2 by Matt Howard (Appendix B)
Financial Reports– May, June & July 2020

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 May, June & July 2020.

Item 3 by Matt Howard (Appendix C)
Investment Transactions – Second Quarter 2020

The Authority's Investment Transactions item was advanced to the Board at the recommendation of the Finance Committee.

Upon motion duly made and seconded, without any objections, the Board accepted the Authority's Investment Transactions – Second Quarter report.

Director Driscoll Provided the Board Updates Regarding the Following Items:

- A Project Update on Conversion to AET in November
- An Update on the SAPA Process Regarding Virtual Public Hearings Taking Place Oct 13, 14 & 15th
- COVID-19 Agency Impacts
- Division Wide Operational/Maintenance Update

Item 4 by Matt Howard (Appendix D)

Authorizing the Executive Director to Execute a Supplemental Agreement with Public Resources Advisory Group, Inc. (Contract C010393) to Extend the End Date of the Contract to July 18, 2021 and to Increase the Maximum Amount Payable by \$350,000

Mr. Howard presented the resolution for the Supplemental Agreement for Public Resources Advisory Group Contract C010393.

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 approved the Supplemental Agreement for Public Resources Advisory Group Contract C010393 and adopted the following resolution:

RESOLUTION NO. 6259

Authorizing the Executive Director to Execute a Supplemental Agreement with Public Resources Advisory Group, Inc. (Contract C010393) to Extend the End Date of the Contract to July 18, 2021 and to Increase the Maximum Amount Payable by \$350,000

RESOLVED, that the Board authorizes the Executive Director or his designee to negotiate and execute a supplemental agreement with Public Resources Advisory Group (PRAG) to extend the end date of the contract to July 18, 2021 and be it further

RESOLVED, that the Board authorizes the Executive Director or his designee to negotiate and execute a supplemental agreement with Public Resources Advisory Group (PRAG) to increase the maximum amount payable by \$350,000 to \$1,100,000 and be it further

RESOLVED, that the Board authorizes 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 5 by Mr. Konstalid (Appendix E)
Authorizing an Amendment to the Thruway Rules and Regulations in Relation to the Governor Mario M. Cuomo Bridge Shared Use Path

Mr. Konstalid presented the resolution to Authorize an Amendment to the Thruway Rules and Regulations in Relation to the Governor Mario M. Cuomo Bridge Shared Use Path.

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 approved the Authorizing an Amendment to the Thruway Rules and Regulations in Relation to the Governor Mario M. Cuomo Bridge Shared Use Path and adopted the following resolution:

RESOLUTION NO.6260

AUTHORIZING AN AMENDMENT TO THE THRUWAY RULES AND REGULATIONS IN RELATION TO THE GOVERNOR MARIO M. CUOMO BRIDGE SHARED USE PATH

RESOLVED, that the Board approves the proposed amendments to the Authority's regulations as presented in Exhibit 1 attached hereto and authorizes the Executive Director, or his designee, to take all actions necessary for adoption of such amendments in

accordance with the SAPA 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 made during the adoption process conducted in accordance with the SAPA and any other applicable statutes, policies and procedures, and it further

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

Item 6 by Jim Konstalid(Appendix F)

Authorize the Waiver of Competitive Procedures for the Executive Director to Negotiate and Execute an Agreement with Association of Public Safety Communication Officials (APCO) to Upgrade the Authority's and State Police Troop T Radio Systems

Mr. Konstalid presented the resolution to Authorize the Waiver of Competitive Procedures for the Executive Director to Negotiate and Execute an Agreement with Association of Public Safety Communication Officials (APCO) to Upgrade the Authority's and State Police Troop T Radio Systems.

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 the agreement and adopted the following resolution:

RESOLUTION NO. 6261

AUTHORIZE THE WAIVER OF COMPETITIVE PROCEDURES FOR THE EXECUTIVE DIRECTOR TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH ASSOCIATION OF PUBLIC-SAFETY COMMUNICATIONS OFFICIALS (APCO) TO CONDUCT FREQUENCY ANALYSIS IN PREPARATION FOR AN UPGRADE TO THE AUTHORITY'S AND STATE POLICE TROOP T RADIO SYSTEM

RESOLVED, that the competitive procedures required by the Thruway Authority Procurement Contracts Policy are waived and the Executive Director or his designee be, and hereby is, authorized to negotiate and execute an Agreement with Association of Public-Safety Communications Officials to conduct frequency analysis in preparation for an update to the Authority's and State Police Troop T radio system; and be it further

RESOLVED, that such Agreement will be for a term of two (2) years, shall have a maximum amount payable not to exceed \$160,000.00, and shall be on such other terms and conditions as the Executive Director and General Counsel determine to be in the best interest of the Authority; and be it further

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

Item 7 by Jim Konstalid Appendix G)

Authorizing the Executive Director to Execute an Agreement with Professional Account Management LLC for Collection Services

Mr. Konstalid presented the resolution Authorizing the Executive Director to Execute an Agreement with Professional Account Management LLC for Collection 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 authorized the execution of the agreement and adopted the following resolution:

RESOLUTION NO. 6262

**AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE AN
AGREEMENT WITH PROFESSIONAL ACCOUNT
MANAGEMENT, LLC**

RESOLVED, that the Executive Director or his designee be, and he hereby is, authorized to execute an Agreement (C010274) with Professional Account Management, LLC to collect toll debt (“Agreement”); and be it further

RESOLVED, that such Agreement shall be for a term of three years with the option to renew for an additional two-year term, and the monetary cap shall not exceed \$7,000,000; 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 and suspend or terminate the Agreement in the best interests of the Authority; and be it further

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

Item 8 by Jennifer Givner (Appendix H)
Authorizing the Executive Director to Execute an Agreement 20C13 with Miller Advertising Agency Inc. for Media Buying Services Related to Cashless Tolling

Ms. Givner presented the resolution seeking Authorization for the Executive Director to Execute an Agreement 20C13 with Miller Advertising Agency Inc. for Media Buying Services Related to Cashless Tolling.

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 authorized the execution of the agreement and adopted the following resolution:

RESOLUTION NO. 6263

AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE AN AGREEMENT #20C13 WITH MILLER ADVERTISING AGENCY, INC. FOR MEDIA BUYING SERVICES RELATED TO CASHLESS TOLLING

RESOLVED, that the Executive Director, or his designee, be, and he hereby is, authorized to execute an Agreement with Miller Advertising Agency, Inc. (“Agreement”), with a maximum amount payable of \$350,000.00 for media buying services in support of the Cashless Tolling Project; and be it further

RESOLVED, that such Agreement be on terms and conditions deemed to be in the best interest of the Authority and consistent with all Authority policies; 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 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 suspend or terminate the Agreement in the best interests of the Authority; and be it further

Item 9 by John Barr (Appendix I)
Authorizing the Executive Director to Execute a Contract with Interflex Payments, LLC dba Ameriflex to provide Flexible Spending Account Services for Thruway Authority Employees

Mr. Barr presented the resolution seeking to Authorize the Executive Director to Execute a Contract with Interflex Payments, LLC dba Ameriflex to provide Flexible Spending Account Services for Thruway Authority 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 authorized the execution of the agreement and adopted the following resolution:

RESOLUTION NO. 6264

AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE A CONTRACT WITH INTERFLEX TO PROVIDE FLEXIBLE SPENDING ACCOUNT SERVICES FOR AUTHORITY EMPLOYEES

RESOLVED, that the Executive Director or his designee be, and hereby is, authorized to execute an agreement with Interflex to provide Health Care and Dependent Care Account services for Authority employees (“Agreement”), and be it further

RESOLVED, that the Agreement shall be for a term of five years and nine months, the cost of these services is anticipated to be \$4,524 for each contract year beginning August 1, 2020, for a maximum amount payable for the five year term and nine months of \$22,620, and be it further

RESOLVED, that the Agreement shall be on such other terms and conditions as the Executive Director, in consultation with the Deputy General Counsel, determines to be in the best interests of the Authority, 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, 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 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 10 by Kim McKinney (Appendix J)

Authorizing the Executive Director to Execute a Non-Engineering Personal Services Contract with InEight, Inc to Provide services for the Bridge Information Model for the Governor Mario M. Cuomo Bridge

Ms. McKinney presented the resolution Authorizing the Executive Director to Execute a Non-Engineering Personal Services Contract with InEight, Inc to Provide services for the Bridge Information Model for the Governor Mario M. Cuomo Bridge.

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

Upon motion duly made and seconded, the Board authorized the execution of the agreement and adopted the following resolution:

RESOLUTION NO. 6265

AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE A NON-ENGINEERING PERSONAL SERVICES CONTRACT WITH INEIGHT, INC. TO PROVIDE SERVICES FOR THE BRIDGE INFORMATION MODELING SYSTEM FOR THE GOVERNOR MARIO M. CUOMO BRIDGE.

RESOLVED, that the Executive Director or his designee be, and hereby is, authorized to execute a Non-Engineering Personal Services Contract with InEight, Inc. for a maximum amount payable of \$577,350.00 over a 5-year term for the purpose of providing personal services related to the Bridge Information Modeling system for the Governor Mario M. Cuomo Bridge; and be it further

RESOLVED, that such agreement be on terms and conditions deemed to be in the best interest of the Authority and consistent with all Authority polices; 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 full in the minutes of this meeting.

Item 11 by Rich Lee presented by Matt Trapasso (Appendix J)
Authorizing the Execution of Agreement D214784 with Applied Research Associates, Inc.

Mr. Trapasso presented the resolution Authorizing the Execution of Agreement D214784 with Applied Research Associates, Inc.

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

Upon motion duly made and seconded, the Board authorized the execution of the agreement and adopted the following resolution:

RESOLUTION NO. 6266

**AUTHORIZING THE EXECUTION OF AGREEMENT D214784
WITH APPLIED RESEARCH ASSOCIATES, INC.**

RESOLVED, that the Chief Engineer be, and he hereby is, authorized to execute agreement D214784 with Applied Research Associates, Inc., consistent with 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 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 12 by Rich Lee presented by Matt Trapasso (Appendix K)
Authorizing the Execution of Agreement D214787 with Stantec Consulting Services, Inc.

Mr. Trapasso presented the resolution Authorizing the Execution of Agreement D214787 with Stantec Consulting Services, Inc.

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

Upon motion duly made and seconded, the Board authorized the execution of the agreement and adopted the following resolution:

RESOLUTION NO.6267

AUTHORIZING THE EXECUTION OF AGREEMENT D214787
WITH STANTEC CONSULTING SERVICES, INC.

RESOLVED, that the Chief Engineer be, and he hereby is, authorized to execute agreement D214787 with Stantec Consulting Services, Inc. consistent with 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 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 13 by Rich Lee presented by Matt Trapasso (Appendix M)
Authorizing the Execution of Supplemental Agreement No. 1 to Engineering Agreement
D214723

Mr. Trapasso presented the resolution Authorizing the Execution of Supplemental Agreement No. 1 to Engineering Agreement D214723.

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

Upon motion duly made and seconded, the Board authorized the execution of the agreement and adopted the following resolution:

RESOLUTION NO. 6268

AUTHORIZING THE EXECUTION OF SUPPLEMENTAL
AGREEMENT NO. 1 TO ENGINEERING AGREEMENT D214723

RESOLVED, that the Chief Engineer or his designee be, and he hereby is, authorized to execute Supplemental Agreement No. 1 to D214723 with Atlantic Testing Laboratories, Limited, , for an additional sum of \$200,000 and such Supplemental 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 revised Maximum Amount Payable for Agreement D214562 be \$700,000, and be it further

RESOLVED, that sufficient authorization is included in the 2020 Contracts Program for Supplemental Agreement D214723, 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 Supplemental Agreements, manage and administer the Supplemental Agreement, amend the provisions of the Supplemental Agreement consistent with the terms of this Item and in accordance with Board authorizations, and suspend or terminate the Supplemental 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 14 by Rich Lee presented by Matt Trapasso (Appendix N)
Authorizing the Execution of Agreement D214795 with Atlantic Testing Laboratories, Limited

Mr. Trapasso presented the resolution Authorizing the Execution of Agreement D214795 with Atlantic Testing Laboratories, Limited.

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

Upon motion duly made and seconded, the Board authorized the execution of the agreement and adopted the following resolution:

RESOLUTION NO. 6269

AUTHORIZING THE EXECUTION OF AGREEMENT D214795
WITH ATLANTIC TESTING LABORATORIES, LIMITED

RESOLVED, that the Chief Engineer be, and he hereby is, authorized to execute Agreements D214795 with Atlantic Testing Laboratories, Limited consistent with 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 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 Rich Lee presented by Matt Trapasso (Appendix O)
Authorizing the Execution of Agreement D214796 with Advance Testing, Inc.

Mr. Trapasso presented the resolution Authorizing the Execution of Agreement D214796 with Advance Testing, Inc.

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

Upon motion duly made and seconded, the Board authorized the execution of the agreement and adopted the following resolution:

RESOLUTION NO. 6270

AUTHORIZING THE EXECUTION OF AGREEMENT D214796
WITH ADVANCE TESTING, INC.

RESOLVED, that the Chief Engineer be, and he hereby is, authorized to execute agreement D214796 with Advance Testing, Inc. consistent with 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 Board authorizations, and suspend or terminate the agreement in the best interest of the Authority, and be it further

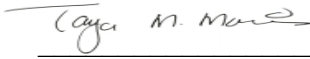
RESOLVED, that this resolution be incorporated in the minutes of this meeting.

GENERAL PUBLIC COMMENT PERIOD

Murray Bodin and Eric Reese signed up for the general comment period. Mr. Bodin and Mr. Reese'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 12:01 p.m.



Tanya Morris
Board Secretary