



## **MINUTES**

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

#### **BOARD MEETING NO. 640**

**May 17, 2005**

**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 10:35a.m.**

**There were present:**

**John L. Buono, Chairman  
Nancy Carey Cassidy, Board Member  
John R. Riedman, Board Member**

**Constituting all of the members of the Canal Corporation 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  
Wendy Allen, Director, Department of Planning Services  
Christopher Waite, Director, Engineering Services and Assistant Chief Engineer  
George Tanner, Director, Maintenance Engineering and Assistant Chief Engineer  
Michael Flynn, Director, Audit and Management Services  
Jill Warner, Secretary and Board Administrator**

**Captain Richard Smith, Troop T**  
**Daniel Gilbert, Director, Public Affairs**  
**Wilma DeLucco, Director, Administrative Services**  
**Donald Bell, Director, Albany Division**  
**Ramesh Mehta, Director, New York Division**  
**Richard Garrabrant, Acting Director, Syracuse Division**  
**William Leslie, Director, Buffalo Division**  
**Lawrence Frame, Acting Director of Canals**  
**Michael Sikule, Director, Office of Investments and Asset Management**  
**Mark Hixson, Director, Office of Maintenance Engineering Operations Programming**  
**Also in Attendance:**  
**Cathy Woodruff, *Albany Times Union***

Chairman Buono noted that he, Ms. Carey Cassidy 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. 639**

On the motion of Mr. Riedman, seconded by Ms Carey Cassidy, without any objections, the Board approved the minutes of Meeting No. 639 held on April 25, 2005, which were made available to the Board Members as part of the Agenda.

**Item 2 by John Bryan (Appendix B)**  
**Financial Report – March 2005**

Following discussion regarding the financial condition of the Authority, on the motion of Ms. Carey Cassidy, seconded by Mr. Riedman, without any objections, the Board accepted the Financial Reports for the month of March 2005.



**Item 3 by Mr, Bryan (Appendix C)**

**Approval to Implement a Procurement Card Program Using the State's Contract with Citibank USA, NA**

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

**RESOLUTION NO. 5418**

**APPROVAL TO IMPLEMENT A PROCUREMENT  
CARD PROGRAM USING THE STATE'S CONTRACT  
WITH CITIBANK USA, NA**

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**RESOLVED**, that the Chief Financial Officer and the Director of Administrative Services are authorized to implement a Procurement Card Program as an alternative purchasing methodology and to develop procedures therefore and be it further

**RESOLVED**, that the Chief Financial Officer, or his designee, is authorized to acquire procurement cards for Authority/Corporation employees from Citibank USA, NA under the State's contract with Citibank, and be it further

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

**Item 4 by Ms. DeLucco(Appendix D)**

**Approval of General Policy 25-1-08 Assignment and Use of Thruway Authority Vehicles**

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

**RESOLUTION NO. 5419**

**APPROVAL OF GENERAL POLICY 25-1-08  
ASSIGNMENT AND USE OF THRUWAY AUTHORITY  
VEHICLES**

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**Item 4 by Ms. DeLucco(Appendix D)**  
**Approval of General Policy 25-1-08 Assignment and Use of Thruway Authority**  
**Vehicles (Continued)**

**RESOLVED**, that the revised General Policy on the Assignment and Use of Thruway Authority Vehicles (as set forth in Exhibit A attached) is hereby approved, and be it further

**RESOLVED**, that all prior General and Administrative Policies on the Assignment and Use of Thruway Authority Vehicles be, and hereby are, repealed, and be it further

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

**Item 5 by Mr. Waite and Mr. Mehta (Appendix E)**  
**Authorizing Negotiation and Execution of Engineering Agreement D213462 with**  
**Jacobs Engineering New York, Inc. for Construction Inspection Services Relative to**  
**I-87/I-84 Interchange Reconstruction Contract 2 and Rescinding Prior Board**  
**Resolution No. 5362**

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

**RESOLUTION NO. 5420**

**AUTHORIZING NEGOTIATION AND EXECUTION  
OF ENGINEERING AGREEMENT D213462 WITH  
JACOBS ENGINEERING NEW YORK, INC. FOR  
CONSTRUCTION INSPECTION SERVICES  
RELATIVE TO I-87/I-84 INTERCHANGE  
RECONSTRUCTION CONTRACT 2 AND  
RESCINDING PRIOR BOARD RESOLUTION NO. 5362**

**RESOLVED**, that the Board rescinds the authorization provided in Resolution No. 5362 to execute an agreement with Jacobs Engineering New York, Inc, and be it further



**Item 5 by Mr. Waite and Mr. Mehta (Appendix E)**  
**Authorizing Negotiation and Execution of Engineering Agreement D213462 with**  
**Jacobs Engineering New York, Inc. for Construction Inspection Services Relative to**  
**I-87/I-84 Interchange Reconstruction Contract 2 and Rescinding Prior Board**  
**Resolution No. 5362 (Continued)**

**RESOLVED**, that the Chief Engineer or Director of Engineering Services be, and they hereby are, authorized to negotiate and execute engineering agreement D213462 with Jacobs Engineering New York, Inc., 260 Madison Avenue, 12<sup>th</sup> Floor, New York, New York 10016 for construction inspection services relative to the I87/I-84 Interchange Reconstruction Contract 2, on terms and conditions in the best interests of the Authority, provided that the Maximum Amount Payable does not exceed the \$4,300,000 that is provided through the 2005 Contracts Program (H308.4 and A344), 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 2005 Contracts Program Resolution No. 5396 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 6 by Mr. Waite (Appendix F)**

**Approving Supplemental Agreement No. 1 to D213103 with Vollmer Associates, LLP  
for Design Services Relative to the Reconstruction of I-95, M.P. NE14 to M.P. NE15**

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

**RESOLUTION NO. 5421**

**APPROVING SUPPLEMENTAL AGREEMENT NO. 1  
TO D213103 WITH VOLLMER ASSOCIATES, LLP  
FOR DESIGN SERVICES RELATIVE TO THE  
RECONSTRUCTION OF I-95, M.P. NE14 TO M.P. NE15**

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**RESOLVED**, that an additional \$1,700,000 for design services relative to the reconstruction of I-95, M.P. NE14 to M.P. NE15, in the New York Division, be, and the same hereby is, approved, and be it further

**RESOLVED**, that the proposed Supplemental Agreement No. 1 to D213103 with Vollmer Associates, LLP, 3 Columbia Circle, Albany, New York 12203, for an additional sum of \$3,800,000 (including prior authorizations), be, and the same hereby is, approved, and be it further

**RESOLVED**, that the revised Maximum Amount Payable for this Agreement (D213103) be \$5,300,000, 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 Supplemental Agreement, manage and administer the Supplemental Agreement, amend the provisions of the Supplemental Agreement consistent with the terms of this item and in accordance with the 2005 Contracts Program Resolution No. 5396 and other Board authorizations, and suspend or



**Item 6 by Mr. Waite (Appendix F)**

**Approving Supplemental Agreement No. 1 to D213103 with Vollmer Associates, LLP for Design Services Relative to the Reconstruction of I-95, M.P. NE14 to M.P. NE15 (Continued)**

terminate the Supplemental 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 7 by Mr. Waite (Appendix G)**

**Approving Engineering Agreement D213344 with McFarland-Johnson, Inc. for Design Services Relative to the Rehabilitation of the Thruway Mainline from M.P. 210.3 to M.P. 233.5, and Allocating Additional Funds Therefor**

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

**RESOLUTION NO. 5422**

**APPROVING ENGINEERING AGREEMENT D213344 WITH MCFARLAND-JOHNSON, INC. FOR DESIGN SERVICES RELATIVE TO THE REHABILITATION OF THE THRUWAY MAINLINE FROM M.P. 210.3 TO M.P. 233.5, AND ALLOCATING ADDITIONAL FUNDS THEREFOR**

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RESOLVED, that the proposed engineering agreement D213344 with McFarland-Johnson, Inc., 49 Court Street Metrocenter, Binghamton, New York 13902 for design services relative to the rehabilitation of the Thruway Mainline from M.P. 210.3 to M.P. 233.5, in the Syracuse Division for a Maximum Amount Payable of \$370,000, (\$60,000 in Thruway funds is available in Items H810, H844 and H869 of the 2005 Contracts Program), be, and the same hereby is, approved, and be it further



**Item 7 by Mr. Waite (Appendix G)**

**Approving Engineering Agreement D213344 with McFarland-Johnson, Inc. for Design Services Relative to the Rehabilitation of the Thruway Mainline from M.P. 210.3 to M.P. 233.5, and Allocating Additional Funds Therefor (Continued)**

RESOLVED, that the additional sum of \$310,000 be allocated from Thruway savings and/or deferments in the 2005 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 2005 Contracts Program Resolution No. 5396 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 8 by Mr. Waite (Appendix H)**

**Approving Supplemental Agreement No. 2 to D213019 with M.J. Engineering and Land Surveying, P.C. for Design Services Relative to the Replacement of the Route 102 Bridge at M.P. B24.09 and Allocating Additional Funds Therefor**

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

**RESOLUTION NO. 5423**

**APPROVING SUPPLEMENTAL AGREEMENT NO. 2  
TO D213019 WITH M.J. ENGINEERING AND LAND  
SURVEYING, P.C. FOR DESIGN SERVICES  
RELATIVE TO THE REPLACEMENT OF THE ROUTE  
102 BRIDGE AT M.P. B24.09 AND ALLOCATING  
ADDITIONAL FUNDS THEREFOR**

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**Item 8 by Mr. Waite (Appendix H)**

**Approving Supplemental Agreement No. 2 to D213019 with M.J. Engineering and Land Surveying, P.C. for Design Services Relative to the Replacement of the Route 102 Bridge at M.P. B24.09 and Allocating Additional Funds Therefor (Continued)**

**RESOLVED**, that the proposed Supplemental Agreement No. 2 to D213019 with M.J. Engineering and Land Surveying P.C., 1533 Crescent Road, Clifton Park, New York 12065, for design services relative to the replacement of the Route 102 Bridge in the Albany Division, for an additional sum of \$33,000, be, and the same hereby is, approved, and be it further

**RESOLVED**, that the revised Maximum Amount Payable for this Agreement (D213019) be \$698,000, and be it further

**RESOLVED**, that the additional sum of \$33,000 be allocated from Thruway savings and/or deferments in the 2005 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 Supplemental Agreement, manage and administer the Supplemental Agreement, amend the provisions of the Supplemental Agreement consistent with the terms of this item and in accordance with the 2005 Contracts Program Resolution No. 5396 and other Board authorizations, and suspend or terminate the Supplemental 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 9 by Mr. Waite (Appendix I)**

**Approving Supplemental Agreement No. 3 to D212607 with TVGA Engineering, Surveying, P.C. for Design Services Relative to the Williamsville Toll Barrier Improvement Project, and Allocating Additional Funds Therefor**

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

**RESOLUTION NO. 5424**

**APPROVING SUPPLEMENTAL AGREEMENT NO. 3  
TO D212607 WITH TVGA ENGINEERING,  
SURVEYING, P.C. FOR DESIGN SERVICES  
RELATIVE TO THE WILLIAMSVILLE TOLL  
BARRIER IMPROVEMENT PROJECT, AND  
ALLOCATING ADDITIONAL FUNDS THEREFOR**

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**RESOLVED**, that the proposed Supplemental Agreement No. 3 to D212607 with TVGA Engineering, Surveying P.C., One Thousand Maple Road, Elma, New York 14059, for design services relative to the Williamsville Toll Barrier Improvement Project, be, and the same hereby is, approved, and be it further

**RESOLVED**, that the additional sum of \$1,406,000 be allocated from the Federal High Priority funding appropriation that was specifically authorized for the Williamsville project, and be it further

**RESOLVED**, that the revised Maximum Amount Payable for this agreement (D212607) be \$4,530,000, 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 Supplemental Agreement, manage and administer the Supplemental Agreement, amend the provisions of the Supplemental Agreement consistent with the terms of this item and in



**Item 9 by Mr. Waite (Appendix I)**

**Approving Supplemental Agreement No. 3 to D212607 with TVGA Engineering, Surveying, P.C. for Design Services Relative to the Williamsville Toll Barrier Improvement Project, and Allocating Additional Funds Therefor (Continued)**

accordance with the 2005 Contracts Program Resolution No. 5396 and other Board authorizations, and suspend or terminate the Supplemental 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 10 by Mr. Waite (Appendix J)**

**Approving Supplemental Agreement No. 3 to D212798 with Parsons Transportation Group of New York, Inc. for Design Services Relative to the Replacement of the North Avenue Bridge**

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

**RESOLUTION NO. 5425**

**APPROVING SUPPLEMENTAL AGREEMENT NO. 3  
TO D212798 WITH PARSONS TRANSPORTATION  
GROUP OF NEW YORK, INC. FOR DESIGN  
SERVICES RELATIVE TO THE REPLACEMENT OF  
THE NORTH AVENUE BRIDGE**

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RESOLVED, that the proposed Supplemental Agreement No. 3 to D212798 with Parsons Transportation Group of New York, Inc., 100 Broadway, New York, New York 10005, for design services relative to the replacement of the North Avenue Bridge on I-95 (New England Thruway) at M.P. NE5.76 in the New York Division in the amount of \$320,000 (sufficient funds are available in Items B284.1 and B284.2 of the 2005 Contracts Program), be, and the same hereby is, approved, and be it further



**Item 10 by Mr. Waite (Appendix J)**  
**Approving Supplemental Agreement No. 3 to D212798 with Parsons Transportation**  
**Group of New York, Inc. for Design Services Relative to the Replacement of the North**  
**Avenue Bridge (Continued)**

**RESOLVED**, that the revised Maximum Amount Payable for this Agreement (D212798) be \$1,318,000, 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 Supplemental Agreement, manage and administer the Supplemental Agreement, amend the provisions of the Supplemental Agreement consistent with the terms of this item and in accordance with the 2005 Contracts Program Resolution No. 5396 and other Board authorizations, and suspend or terminate the Supplemental 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 Ms. Carey Cassidy, without any objections, the Board voted to convene to Executive Session to discuss matters relating to the possible appointment of a corporation, Real Property matters and pending litigation.**

**Adjournment**

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

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**Jill B. Warner**  
**Secretary**

