



**MINUTES  
NEW YORK STATE THRUWAY AUTHORITY  
BOARD MEETING NO. 752  
January 31, 2022**

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 11:15 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  
Donald Rice, Board Member  
Heather Briccetti, 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  
Matt Howard, Treasurer and Chief Financial Officer  
Frank Hoare, General Counsel  
Rich Lee, Chief Engineer  
Jim Konstalid, Director of Maintenance & Operations  
Josh Klemm, Director of IT  
Jen Givner, Director Media Relations  
Andy Trombly, Director of Contracts & Procurements  
Peter Nilsson, Information Technology Specialist  
Sean Lasher, 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 comments made by Murray Bodin. 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 751**

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. 751 held December 6, 2021, which was made available to the Board Members as part of the Agenda.

### **Item 2 by Matt Howard (Appendix B)** **Financial Reports– October & November 2021**

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 October & November 2021.

### **Item 3 by Matt Howard (Appendix C)** **Investment Transactions –Fourth Quarter 2021**

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 video recording of the meeting.

Upon motion duly made and seconded, the Board approved the Item.

**Item 4 by Director Driscoll (Appendix D)**  
**Staff Appointment of Josh Klemm to Director of Information Technology**

Director Driscoll presented the resolution for Staff Appointment of Josh Klemm to Director of Information Technology.

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 Staff Appointment of Josh Klemm and adopted the following resolution:

RESOLUTION NO. 6339

STAFF APPOINTMENT OF JOSHUA S. KLEMM AS  
DIRECTOR OF INFORMATION TECHNOLOGY

RESOLVED, that the Board hereby appoints Joshua S. Klemm as Director of Information Technology effective January 31, 2022, at salary grade 36, with an annual salary of \$165,887, for which funds are available in the 2022 Operating Budget, and it be further

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

**Item 5 by Director Driscoll (Appendix E)**  
**Staff Appointment of Pat Hoehn to Director of Syracuse Division**

Director Driscoll presented the resolution for Staff Appointment of Pat Hoehn to Director of Syracuse Division.

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 Staff Appointment of Pat Hoehn and adopted the following resolution:

It is recommended the Board adopt the following resolution:

RESOLUTION NO. 6340

STAFF APPOINTMENT OF PATRICK K. HOEHN SYRACUSE  
DIVISION DIRECTOR

RESOLVED, that the Board hereby appoints Patrick K. Hoehn, as Syracuse Division Director effective January 31, 2022, at a salary grade 35, with an annual salary of \$159,486, for which funds are available in the 2022 Operating Budget and be it further

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

**Item 6 by Jim Konstalid (Appendix F)**

**Authorizing the Executive Director to enter into a Memorandum of Agreement with the MTA Bridges & Tunnels to Reimburse Costs Related to Program Management Services for the New York E-ZPass Customer Service Center Transition Project**

Jim presented the resolution for Authorizing the Executive Director to enter into a Memorandum of Agreement with the MTA Bridges & Tunnels to Reimburse Costs Related to Program Management Services for the New York E-ZPass Customer Service Center Transition Project.

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 Memorandum of Agreement with the MTA Bridges & Tunnels and adopted the following resolution:

RESOLUTION NO.6341

AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE A MEMORANDUM OF AGREEMENT WITH THE TRIBOROUGH BRIDGE AND TUNNEL AUTHORITY FOR PROJECT MANAGEMENT SERVICES TO OVERSEE THE NEW YORK CUSTOMER SERVICE CENTER TRANSITION PROJECT

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RESOLVED, that the Executive Director, or his designee, be, and hereby is, authorized to execute Memorandum of Agreement with the Triborough Bridge and Tunnel Authority consistent with the terms of this item; and be it further

RESOLVED, that the term of the Agreement shall be for two-years; and be it further

RESOLVED, that the maximum amount payable for this Agreement is \$622,501.75 and shall be on such other terms and conditions as the Executive Director, Director of Maintenance and Operations and General Counsel determine 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, 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 the Authority's Chief Financial Officer be, and hereby is, authorized to charge expenditures for services rendered pursuant to such Agreement to the appropriate Budget; and be it further

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

**Item 7 by Frank Hoare (Appendix G)**

**Declaring Real Property Reference No. 490, Located in the City of Rye and County of Westchester, and Permanent Easement in Adjoining Land, Real Property Reference No TN15-4, as Not Necessary for the Authority's Corporate Purposes and Authorizing the Sale Thereof**

Mr. Hoare presented the resolution to Declare Real Property Reference No. 490 Located in the City of Rye and County of Westchester and Permanent Easement in Adjoining Land.

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 to Declare Real Property Reference No. 490 Located in the City of Rye and County of Westchester and Permanent Easement in Adjoining Land Real Property Reference No TN15-4, as Not Necessary for the Authority's Corporate Purposes and Authorizing the Sale Thereof and adopted the following resolution:

**RESOLUTION NO. 6342**

DECLARING REAL PROPERTY REFERENCE NO. 490, LOCATED IN THE CITY OF RYE, COUNTY OF WESTCHESTER, AND PERMANENT EASEMENT IN ADJOINING LAND, REAL PROPERTY REFERENCE NO. TN15-4, AS NOT NECESSARY FOR THE AUTHORITY'S CORPORATE PURPOSES AND AUTHORIZING THE SALE THEREOF

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RESOLVED, that the Board hereby finds, determines, and declares that all remaining right, title and interest in and to Real Property Reference No. 490 (hereinafter, "Subject Property"), and in the Subject Permanent Easement, Real Property Reference No. TN15-4, as shown and delineated on Exhibits I and II, attached hereto and

made a part hereof, are not necessary for the Authority's corporate purposes and, therefore, available for disposal, and be it further

RESOLVED, that the Subject Property be, and the same hereby is, authorized for conveyance to Rye Country Day School (hereinafter, "Applicant") pursuant to, and in accordance with, legislation adopted by New York State Legislature and signed by the Governor ("Legislation"), and be it further

RESOLVED, that the Subject Permanent Easement, as described in this agenda item and Exhibits I and II, be, and the same hereby is, authorized for conveyance to the Applicant and be it further

RESOLVED, that such conveyance of the Subject Property and the Subject Permanent Easement to the Applicant be predicated upon Applicant's payment of consideration in the amount of \$5,160,000, and be it further

RESOLVED, that the Executive Director, or his designee, be, and the same hereby is, authorized to execute an agreement for the sale of the Subject Property and conveyance of the Subject Permanent Easement with the Applicant on the terms and conditions specified herein and in the Legislation and other terms and conditions deemed by General Counsel to be in the Authority's best interest, and to take all necessary actions necessary to convey the Subject Property and the Subject Permanent Easement to the Applicant, and be it further

RESOLVED, that the recommendation regarding the environmental significance of this Board action (hereinafter, “recommendation”), pursuant to the State Environmental Quality Review Act (hereinafter, “SEQRA”), be, and the same hereby is, approved, and be it further

RESOLVED, that the Chief Engineer, or his designee, be, and the same hereby is, authorized to execute the SEQRA Short Environmental Assessment Form and SEQRA Negative Declaration, and to distribute any required documents on behalf of the Board relative to such adoption, and be it further

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

**Item 8 by Frank Hoare (Appendix H)**  
**Declaring Real Property Reference No. TN20-3 – Subject Property A & Subject Property B, Located in the Town of Clarkstown and County of Rockland, as Not Necessary for the Authority’s Corporate Purposes and Authorizing the Auctions Thereof**

Mr. Hoare presented the resolution to Declare Real Property Reference No. TN20-3-Subjecto Property A & Subject Property B Located in the Town of Clarkstown and County of Rockland.

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

Upon motion duly made and seconded, the Board Declared Real Property Reference No. TN20-3-Subject to Property A & Subject Property B Located in the Town of Clarkstown and County of Rockland as not necessary for the Authority’s Corporate Purposes and Authorized the Auctions Thereof and adopted the following resolution:



RESOLUTION NO. 6343

DECLARING REAL PROPERTY REFERENCE NO. TN20-3 –  
SUBJECT PROPERTY A & SUBJECT PROPERTY B, LOCATED  
IN THE TOWN OF CLARKSTOWN AND COUNTY OF  
ROCKLAND, AS NOT NECESSARY FOR THE AUTHORITY’S  
CORPORATE PURPOSES AND AUTHORIZING THE AUCTIONS  
THEREOF

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RESOLVED, that the Board hereby finds, determines and declares that all remaining right, title and interest in and to Real Property Reference No. TN20-3 (hereinafter, “Subject Property A” and “Subject Property B”), as shown and delineated on Exhibits I and II attached hereto and made a part hereof, are not necessary for the Authority’s corporate purposes and, therefore, available for auction; and be it further

RESOLVED, that the Executive Director, or his designees, be and the same hereby is/are, authorized to conduct public auctions of the Properties at a minimum-bid amount of \$150,000 for Subject Property A and at a minimum-bid amount of \$170,000 for Subject Property B ; and be it further

RESOLVED, that the Executive Director, or his designees be, and the same hereby is/are, authorized to accept the highest bids that meets or exceeds each auction’s minimum bid, to memorialize such acceptance via the execution of the agreements for the sale of real property with the highest bidders on terms and conditions deemed by General Counsel to be in the Authority’s best interest, and to convey the Subject Properties to such highest bidders; and be it further

RESOLVED, that the Chief Engineer, or his designee, be and the same hereby is, authorized to execute the SEQRA Short Environmental Assessment form and SEQRA Negative Declaration, and to distribute any required documents on behalf of the Board relative to such adoption; and be it further

RESOLVED, that the Executive Director, Chief Engineer, Chief Financial Officer, and 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 9 by Rich Lee (Appendix I)**  
**Authorizing the Execution of Agreement D214866 with JMT of New York, Inc.**

Mr. Lee presented the resolution to Authorize the Execution of Agreement D214866 with JMT of New York, Inc.

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 Agreement D214866 with JMT of New York, Inc. and adopted the following resolution:

RESOLUTION NO. 6344

AUTHORIZING THE EXECUTION OF AGREEMENT D214866  
WITH JMT OF NEW YORK, INC.

RESOLVED, that the Chief Engineer or his designee, be, and he hereby is, authorized to execute agreement (D214866) with JMT of New York, Inc., as listed in 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 2022 Contracts Program Resolution and other 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 10 by Rich Lee (Appendix J)**

**Authorizing the Execution of Agreement D214867 with Erdman Anthony and Associates, Inc.**

Mr. Lee presented the resolution for Authorizing the Execution of Agreement D214867 with Erdman Anthony and Associates, Inc.

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 Execution of Agreement D214867 with Erdman Anthony and Associate, Inc. and adopted the following resolution:

RESOLUTION NO. 6345  
AUTHORIZING THE EXECUTION OF AGREEMENT D214867  
WITH ERDMAN ANTHONY AND ASSOCIATES, INC.

RESOLVED, that the Chief Engineer or his designee, be, and he hereby is, authorized to execute agreement (D214867) with Erdman Anthony Inc., as listed in 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 2022 Contracts Program Resolution and other 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 11 by Rich Lee (Appendix K) Authorizing Additional Funding for TAB 21-22/D214858, Buffalo and Syracuse Division Pavement Striping – Various Locations**

Mr. Lee presented the resolution for Authorizing the Additional Funding for TAB 21-22/D214858 Buffalo and Syracuse Division Pavement Striping – Various Locations.

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 Additional Funding for TAB 21-22/D214858, Buffalo and Syracuse Division Pavement Striping – Various Locations and adopted the following resolution:

RESOLUTION NO. 6346

AUTHORIZING ADDITIONAL FUNDING FOR TAB 21-22/ D214858,  
BUFFALO AND SYRACUSE DIVISION PAVEMENT STRIPING AT  
VARIOUS LOCATIONS

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RESOLVED, that an additional \$248,151.10 (revising the total contract value to \$998,151.10) for TAB 21-22/D214858, Buffalo and Syracuse Division Pavement Striping- Various Locations be, and the same hereby is authorized, and be it further

RESOLVED, that the additional funding be allocated to TAB 21-22/D214858 from anticipated project deferrals and bid savings from the 2022 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 12 by Rich Lee (Appendix L) Authorizing the Executive Director to Execute a Contract with New York State Department of Transportation for the Transfer Variable Message System Boards for Less Than Fair Market Value**

Mr. Lee presented the resolution for Authorizing the Executive Director to Execute a Contract with New York State Department of Transportation for the Transfer Variable Message System Boards for Less Than Fair Market Value.

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 Executive Director to Execute a Contract with New York State Department of Transportation for the Transfer Variable Message System Boards for Less Than Fair Market Value and adopted the following resolution:

RESOLUTION NO. 6347

AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE A CONTRACT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE TRANSFER OF VARIABLE MESSAGE SYSTEM BOARDS FOR LESS THAN FAIR MARKET VALUE

RESOLVED, that the transfer of variable message system boards as more particularly described in the agenda item and in Exhibit A (“Property”), to the New York State Department of Transportation (“NYSDOT”) for one dollar consideration, on the terms described and recommended in this agenda item, be and hereby is, approved, subject to such other legal, financial, engineering, and other terms as may be deemed by the Executive Director, the Chief Engineer, Director of Maintenance and Operations or the General Counsel, to be in the best interest of the New York State Thruway Authority (“Authority”) and consistent with the intent of this agenda item; and be it further

RESOLVED, that the Authority's Contracting Officer determined the transfer of the Property to NYSDOT may be by negotiation without public advertising because such disposal falls under Section 2897(6)(c)(v) and Section 2897(7) of the Public Authorities Law, and Section IV.E. of the Personal Property Disposal Policy, and that the transfer of the Property on the terms recommended in the agenda item complies with all applicable provisions of law, including Article 9, Title 5-A of the Public Authorities Law, and with the Personal Property Disposal Policy; and be it further

RESOLVED, that, no reasonable alternative to the proposed below-market transfer to NYSDOT would achieve the same purposes of such transfer; and be it further

RESOLVED, that the Executive Director, or his designee, be authorized to execute all documents necessary to effectuate the transfer of the Property to NYSDOT; and be it further

RESOLVED, that the Executive Director, the Chief Financial Officer, the Chief Engineer, Director of Maintenance and Operations, and the General Counsel be, and the same hereby are, authorized to take all actions necessary to effectuate the transfer of the Property to NYSDOT; and be it further

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

**Item 13 by Andrew Trombley (Appendix M) Report on Procurement Contracts and Other Agreements Up to \$300,000 Executed by the Executive Director During the Period October 1, 2021 through December 31, 2021**

Mr. Trombley presented the report on 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 Executive Director during the period October 1, 2021 through December 31, 2021.

**GENERAL PUBLIC COMMENT PERIOD**

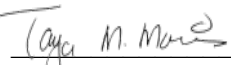
Chair Mahoney asked Ms. Morris if there was any public comment regarding the Board Meeting and Ms. Morris said no.

**OTHER BUSINESS**

Director Driscoll had a few updates he presented to the Board.

**ADJOURNMENT**

There being no other business, upon motion duly made and seconded, the board voted to adjourn the meeting at 11:46 p.m.



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Tanya M. Morris  
Board Secretary