Chairman Sproat called the meeting to order at 3:08 P.M. Chairman Sproat welcomed all to the meeting and stated that the first order of business was to approve the minutes of the Authority’s meeting of August 21, 2008. On motion of Commissioner Paradies, seconded by Commissioner Gerentine, the minutes of the August 21, 2008 regular meeting were adopted unanimously.
1) General Consultant Supplemental Agreement for Gusset Plate Analysis (FHWA Technical Advisory T5140.29)

In accordance with federal and state DOT requirements, Modjeski and Masters (M&M) has completed their review of all Authority structures and found that the following three bridges are required to have their gusset plates analyzed; the Bear Mountain, Newburgh-Beacon and the Rip Van Winkle bridges. Mr. Moreau stated he had no doubt the structures are more than adequate and that these analyses were required as a matter of policy. Mr. Moreau further stated that typically, when truss bridges were rehabilitated, each member of the truss was analyzed. However, their connections were not investigated and the collapse of the Minnesota Bridge has caused a shift to a more conservative policy. Since M&M designed both bridges at the Newburgh-Beacon facility and the deck replacement at Bear Mountain Bridge, Mr. Moreau stated they are uniquely qualified for this assignment. Carl Whitbeck (General Counsel) agreed. The estimated cost is an amount not-to-exceed $240,600.00 and Mr. Moreau recommended this amount be added to M&M’s general consultant contract as a supplemental agreement. A discussion followed relative to the additional cost since it was out of budget and Mr. Moreau assured the Board that steps are being taken to budget in this cost through savings on other projects. Mr. Sinnott indicated that a meeting had taken place with the Governor’s office. It was also indicated that the project should be completed by the end of the year. In closing, Mr. Moreau reiterated the sensibility of hiring the general consultant because of their extensive inspection experience with the Authority over the years. Mr. Whitbeck concurred. Mr. Moreau will prepare a Supplement Agreement to add this assignment to the consultant’s existing contract in an amount not-to-exceed $240,600.00. Chairman Sproat called for a motion if there were no more questions or comments. On motion of Vice Chairman Dressel, seconded by Commissioner Gerentine, the following resolution was adopted unanimously:
NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 008-089           Resolution Date: September 18, 2008

WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to award a supplemental agreement for professional services in connection with the “Systemwide Gusset Plate Analysis” project to be designated (BA-2008-RE-105-ES); and

WHEREAS, the Authority’s Engineering Department has determined that Modjeski & Masters is uniquely qualified for this assignment as they are our General Consultant under BA-2005-OE-101-ES and were the designers of two of the three bridges requiring the analysis; and

WHEREAS, the Authority’s Engineering Department has reviewed and approved the not-to-exceed cost proposal; now therefore

BE IT RESOLVED that a supplemental professional service agreement be issued to Modjeski & Masters in an amount not to exceed $240,600.00; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 18th day of September 2008.

_________________________________
George C. Sinnott, Secretary
2) **Systemwide Emergency Bridge and Highway Repairs - Contract Extension**

Mr. Moreau stated at the November 2007 Board meeting an increase was approved for the subject contract due to the frequency of emergency repairs surrounding the Newburgh-Beacon Bridge (NBB). While the situation at NBB is now stable and a contract to replace the ailing joints is already underway, the new situation at the Kingston-Rhinecliff Bridge (KRB) will require similar emergency steel repairs. Four separate expansion joints will require retrofit and the work involved will cost $10-15 thousand per joint. Allowing a contingency for the 2009 season, Engineering recommends increasing this contract for an additional $100,000.00 and raising the cap to $445,000.00. Mr. Moreau recommended the extension of the existing contract for one additional year. After a discussion relative to the durability of the new expansion joints and the installation process as well as the contractor’s qualifications, Chairman Sproat called for a motion if there were no more questions or comments. On motion of Commissioner Paradies, seconded by Vice Chairman Dressel, the following resolution was adopted unanimously:

**NEW YORK STATE BRIDGE AUTHORITY**

**BOARD RESOLUTION**

Resolution No.: 008-090
Resolution Date: September 18, 2008

WHEREAS, bids were solicited through the New York State Contract Reporter for the contract entitled Systemwide “Emergency Bridge and Highway Repairs” (BA2007-RE-103-CM) and one (1) bid was received on October 12, 2006, the low bidder being the firm of I. & O.A. Slutzky., Inc. at a bid of $245,000.00; and

WHEREAS, after two years of a two year contract the frequency of emergency repairs has exceeded our estimate; now therefore

BE IT RESOLVED that I. & O.A. Slutzky’s, Inc. contract be extended one (1) additional year to December 1, 2009 with an increase in the contract amount being authorized to a not-to-exceed amount of $445,000.00 from $345,000.00 previously approved increase on November 15, 2007; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 18th day of September, 2008.

__________________________________
George C. Sinnott, Secretary
3) Mid-Hudson Bridge Salt Storage Shelter
Mr. Moreau reviewed with his maintenance supervisor the options for road salt storage and arrived at an economical solution; a membrane covered steel structure over a reinforced concrete storage crib. Eight (8) firms requested specifications but only two bids were received and Mr. Moreau recommends awarding a purchase order to Eastern Cover-All of Allentown, Pennsylvania for an amount not-to-exceed $21,220.00. This bid is well below the Engineer’s estimate of $30,000.00.

4) Mid-Hudson Bridge Salt Storage Wall Panels
Four (4) firms requested specifications but only one provided a cost proposal. Engineering recommends awarding a purchase order to Sollenberger Silos, LLC in an amount not-to-exceed $6,800.00, which Mr. Moreau stated was a reasonable cost. After a discussion on the wall panels and the timely award of these projects, Chairman Sproat called for a motion to adopt both resolutions if there were no more questions or comments. On motion of Commissioner Gerentine, seconded by Vice Chairman Dressel, the following resolutions were adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION
Resolution No.: 008-091
Resolution Date: September 18, 2008

WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to issue a purchase order to Eastern Cover-All of Allentown, PA for the supply and installation of a pre-engineered membrane covered steel structure to be used as a salt storage building at the Mid-Hudson Bridge; and

WHEREAS, the Authority advertised this procurement opportunity as BA-2006-RE-105.3 in the New York State Contract Reporter; and

WHEREAS, the Authority’s Engineering Department has reviewed and approved Eastern Cover-All as the low bidder; now therefore

BE IT RESOLVED that a purchase order be issued to Eastern Cover-All for the supply and installation of a pre-engineered membrane covered steel structure to be used as a salt storage building, in the amount of $21,220.00; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 18th day of September 2008.

____________________________________
George C. Sinnott, Secretary
WHEREAS, the New York State Bridge Authority has determined that it is in the public interest to issue a purchase order Sollenberger Silos, LLC of Chambersburg, PA for the supply and delivery of 23’x 42’ pre-engineered pre-cast reinforced concrete wall panels to be used as a salt storage crib at the Mid-Hudson Bridge; and

WHEREAS, the Authority advertised this procurement opportunity as BA-2006-RE-105.3A in the New York State Contract Reporter and received 1 proposal; and

WHEREAS, the Authority’s Engineering Department has reviewed and approved Sollenberger Silos, LLC as the low bidder; now therefore

BE IT RESOLVED that a purchase order be issued to Sollenberger Silos, LLC for the supply and delivery of pre-engineered pre-cast reinforced concrete wall panels, in the amount of $6,800.00; and

BE IT FURTHER RESOLVED that the Executive director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 18th day of September 2008.

______________________________
George C. Sinnott, Secretary
5) DOT/TRB/FHWA Bridge & Structure Management Conference
Mr. Moreau stated he has been asked to make a presentation at the subject conference in Buffalo this October. The conference agenda is sponsored by FHWA, NYSDOT, the Thruway and the Authority. The cost for this conference is an amount not-to-exceed $950.00 and Mr. Moreau will use an Authority vehicle to and from the conference. Chairman Sproat called for a motion. On motion of Commissioner Paradies, seconded by Vice Chairman Dressel, the following resolution was adopted unanimously:

**NEW YORK STATE BRIDGE AUTHORITY**
**BOARD RESOLUTION**

Resolution No.: 008-093
Resolution Date: September 18, 2008

WHEREAS, the Board has reviewed the request for Bill Moreau to attend the 2008 International Bridge & Structure Management Conference in Buffalo, New York, October 19th through October 21st, 2008; now therefore

BE IT RESOLVED that attendance at the conference is authorized in accordance with Mr. Moreau’s travel request form estimated at $950.00; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 18th day of September 2008.

______________________________
George C. Sinnott, Secretary

6) Overview of Bear Mountain Bridge Cable Inspection
Mr. Moreau reviewed the 180 page report and discussed the results with Ammann & Whitney (A&W). Mr. Moreau indicated there was no discernible increase in cable deterioration from the last inspection in 2002 and the selection of cable corrosion inhibitors was very successful in protecting the cable from water intrusion. The southwest backstay strengthening has clearly improved the weak link in the cable system. A&W is recommending a follow up inspection in five years and consideration of a cable dehumidification system to further enhance the cable protection systems. Mr. Moreau indicated that he was pleased with A&W’s performance and judgment. Mr. Moreau included certain pages from the report which contained the Executive Summary and the recommendations proposed to the Board. Mr. Moreau indicated that the Authority should comply with A&W’s proposal and he would proceed with A&W’s recommendations if there were no objections. A brief discussion followed relative to the report’s findings as stated above. No action was required.
7) 5-Year Capital Improvement Program (2009-2013)
Mr. Moreau presented an overview of the subject program which would meet the priority needs of the Authority’s Capital Construction Program for the next 5-year period. He indicated that the priority needs of projects are by year. Major emphasis in the plan focuses on lead abatement maintenance painting and bridge deck joint replacement for the Newburgh-Beacon North Bridge as well as replacement of the Newburgh-Beacon South Bridge deck beginning in 2013. A major investment will also be made in information technology for traffic management through the cooperative agreement with NYSDOT. Modjeski and Masters, the Authority’s general consultants, have reviewed the content of this program and agree with the projected needs. As required in October, the program report will be filed with certain New York State offices. A brief discussion followed relative to the present economy and the Authority’s immediate concerns and if needed could certain projects be postponed. On motion of Chairman Sproat, seconded by Commissioner Paradies, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION
Resolution No.: 008-094
Resolution Date: September 18, 2008

WHEREAS, the Board has reviewed the 2009 – 2013 Capital Program for scope and cost, and

WHEREAS, the Authority Directors and Executive Office have prepared this plan upon recommendations from our General Consultant; now therefore

BE IT RESOLVED that the 2009 – 2013 Capital Program in the amount of $83,957,000 be approved; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 18th day of September 2008.

_________________________________
George C. Sinnott, Secretary
8) **Monthly Jobs in Progress Report**

Mr. Moreau presented the September Engineering report stating all projects were on tract. Discussions followed relative to the painting job at the Rip Van Winkle and its completion, which would be mid-November; and the status of the Bear Mountain Bridge cable inspections. Chairman Sproat called for a motion if there were no more questions or comments. On motion of Commissioner Gerentine, seconded by Vice Chairman Dressel, the following resolution was adopted unanimously:

**NEW YORK STATE BRIDGE AUTHORITY**

BOARD RESOLUTION

Resolution No.: 008-095
Resolution Date: September 18, 2008

WHEREAS, the Board has reviewed the monthly Engineering Progress Report on Capital Project Status; now therefore

BE IT RESOLVED that the Engineering Progress Report is accepted as an instrument documenting the Board’s briefing of Capital Construction activities; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 18th day of September 2008.

________________________________
George C. Sinnott, Secretary
FINANCIAL:

1) Investment Report
Mr. Sewell reviewed with the Board the Investment Report for the month of August. A discussion followed regarding interest rates, which remained the same, as well as the traffic and revenue status. Chairman Sproat called for a motion. On motion of Commissioner Gerentine, seconded by Commissioner Paradies, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION
Resolution No.: 008-096
Resolution Date: September 18, 2008

WHEREAS, the investment control procedures for the New York State Bridge Authority provide that the Board shall review and approve the report of investment transactions completed since the meeting of the Board on August 21, 2008; now therefore

BE IT RESOLVED the New York State Bridge Authority does hereby concur with and approve the investment report as filed with this body on this date for the purpose noted; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 18th day of September 2008.

____________________________________
George C. Sinnott, Secretary
2) **Operating Budget and Bridge System Net Revenues (2008-2009)**

Mr. Sewell stated, as required by §2801 of the Public Authorities Law and §7.13 of the Bond Resolution, the Authority must submit its operating budget to certain government officials and its bridge system net revenues to the Trustee for the bondholders. Mr. Sewell highlighted projections reporting that toll revenues, which were static through April 2008, began showing significant declines in May as gasoline prices rose above $4.00 and diesel fuel was on the way to $5.00 per gallon. In the ensuing four months, total revenue was down over $700,000. Mr. Sewell expects gasoline to more accurately reflect the lower cost of a barrel of oil this fall which should slow reduced revenues through November. He indicated that the Authority should then see an increase in December when comparing that month with the prior December which saw a $240,000 decline in toll revenue, due to early winter storms. The forecast is for a .5% increase in 2009 toll revenues. Lower interest rates on investments, the Authority’s other major source of revenue, was discussed as well. Mr. Sewell indicated the Authority’s overall operating expenses, which were $26.2 million in 2007, are expected to rise 1.6%, or $411,000, and total $26.6 million in 2008. In 2009, anticipated costs are $27.0 million, an increase of $380,000, or 1.4%. He then indicted the differences between the budget filed under Public Authorities Law and the document filed with the Trustee, which shows expenses as per provisions of the General Revenue Bond Resolution. He also advised the Board that the net revenue requirement must be met, as per Section 7.13(c), or the Authority is obligated to engage a traffic consultant to propose a schedule of tolls that will provide sufficient revenues in the following year to comply with the requirement. Mr. Sewell reported that the projected excess over the net revenue requirement is $1.6 million in 2008 and $1.4 matters in 2009. The Board will be kept apprised of Authority operating results on a timely basis, in order to obviate the need, if possible, of any necessary changes in the toll structure that are mandated by the Bond Resolution. On motion of Commissioner Gerentine, seconded by Commissioner Paradies, the following resolutions were adopted unanimously:

**NEW YORK STATE BRIDGE AUTHORITY**

**BOARD RESOLUTION**

Resolution No.: 008-097  
Resolution Date: September 18, 2008

WHEREAS, §2801 of the Public Authorities Law requires that budget information for fiscal years 2008 and 2009 shall be prepared, adopted, and forwarded in report form to the offices cited in §2801, Public Authorities Law; now therefore

BE IT RESOLVED that the Authority hereby adopts the proposed 2008 and 2009 budgets; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 18th day of September 2008.

______________________________
George C. Sinnott, Secretary
WHEREAS, §713(c) of the Bridge System Revenue Bond Resolution adopted December 19, 1996, requires a review of the financial condition of the New York State Bridge Authority for the purpose of estimating whether the Net Revenues less investment earnings on amounts held in the General Fund and the Construction Fund for each year and for the next succeeding year will be sufficient to provide all the payments specified in subsection (b) of §713; now therefore

BE IT RESOLVED that the Authority has completed such a review and has determined the Net Revenues less investment earnings on amounts held in the General Fund and the Construction Fund for the years 2008 and 2009 will be sufficient to provide all of the payments specified by subsection (b) of §713; and

BE IT FURTHER RESOLVED that the Secretary is directed to provide the Trustee with a certified copy of this resolution together with a certificate setting forth a reasonably detailed statement of actual and estimated Revenues and Operating Expenses and other pertinent information upon which such determination was made.

IN WITNESS WHEREOF, this resolution has been duly adopted this 18th day of September 2008.
OPERATIONS:

1) New York State Thruway E-ZPass Transactions – Second Quarter 2008

In Mr. Ferguson’s absence, Mr. Herd presented to the Board a report and invoice from the New York State Thruway Authority for the period April 1, 2008 through June 30, 2008 in the amount of $603,758.53. After a brief discussion comparing the expenditures from last year’s quarter and the cost of transaction fees, Chairman Sproat called for a motion to authorize payment of this invoice. On motion of Commissioner Teator, seconded by Vice Chairman Dressel, the following resolution was adopted unanimously:

**NEW YORK STATE BRIDGE AUTHORITY**

**BOARD RESOLUTION**

Resolution No.: 008-099
Resolution Date: September 18, 2008

WHEREAS, the Board has reviewed the report relative to the payment to the New York State Thruway Authority for 2nd Quarter 2008 Bridge Authority E-ZPass costs in the amount of $603,758.53; now therefore

BE IT RESOLVED that this payment is hereby approved at a cost not to exceed $603,758.53; and

BE IT FURTHER RESOLVED that the Executive Director, or his designee, is hereby authorized and directed to take the necessary measures to implement this resolution.

IN WITNESS WHEREOF, this resolution has been duly adopted this 18th day of September 2008.

__________________________________
George C. Sinnott, Secretary

PUBLIC RELATIONS AND PLANNING:
Mr. Bellucci had nothing to report at this time.

REPORTS TO BOARD:
1) Monthly Activity Report of the Executive Director
   The Monthly Activity Report was submitted by the Executive Director and Mr. Sinnott indicated there were no expenditures for the month of August.
OLD BUSINESS:
Mr. Sinnott stated Gerald J. Jennings left the law firm of McKenna, Long & Aldridge LLP and has become a partner in the law firm of Wilson, Elser, Moskowitz, Edelman & Dicker LLP. Since Mr. Jennings performed well as the Authority’s government affairs representative, Mr. Sinnott and Counsel Whitbeck recommend that the Authority continue their relationship with Mr. Jennings under the same terms and conditions of the prior retainer. Chairman Sproat called for a motion. On motion of Commissioner Paradies, seconded by Vice Chairman Dressel, the following resolution was adopted unanimously:

NEW YORK STATE BRIDGE AUTHORITY
BOARD RESOLUTION

Resolution No.: 008-100
Resolution Date: September 18, 2008

WHEREAS, Gerald J. Jennings has left the law firm of McKenna, Long & Aldridge LLP and has become a partner in the law firm of Wilson, Elser, Moskowitz, Edelman & Dicker LLP, effective September 15, 2008; and

WHEREAS, Gerald J. Jennings has performed well as the Authority’s government affairs representative; and

WHEREAS, the Authority wishes to continue to retain Gerald J. Jennings and his new law firm as the government affairs representative upon the same terms and conditions as the retainer with McKenna, Long & Aldridge LLP.; now therefore

BE IT RESOLVED that the Executive Director is authorized and directed to execute a new retainer agreement with Wilson, Elser, Moskowitz, Edelman & Dicker LLP in the form annexed hereto as Exhibit “A”.

IN WITNESS WHEREOF, this resolution has been duly adopted this 18th day of September 2008.

__________________________________
George C. Sinnott, Secretary

Chairman Sproat called for a motion to adjourn the regular meeting if there was no further business. On motion of Commissioner Paradies, seconded by Vice Chairman Dressel, the regular meeting adjourned at 4:30 M.

The next regular meeting is scheduled for October 16, 2008 at 3:00 P.M. at Headquarters.