
NIAGARA FRONTIER TRANSPORTATION AUTHORITY

Monthly Board Meeting

June 24, 2021

Transcript of Video Recording

of Proceedings held at NIAGARA FRONTIER TRANSPORTATION

AUTHORITY, 181 Ellicott Street, Buffalo, New York,

stenographically transcribed by VALERIE A. ROSATI, Notary

Public.

1 MEMBERS IN THE BOARDROOM:

2 Sister Denise Roche (Chair)
3 Commissioner Adam Perry
4 Commissioner Anthony Baynes
5 Kimberley Minkel (Executive Director)
6 David State (General Counsel)
7 John Cox (Chief Financial Officer)
8 William Vanecek (Director, Aviation)
9 Tom George (Director, Public Transit)
10 Helen Tederous (Director, Public Affairs)
11 Lara Seniw (Assistant to Executive Director)
12 Karen Novo (Director, Human Resources)
13 Matthew Van Vessem (Manager, Labor Relations)
14 Darren Kempner (Manager, Government Affairs)

15 MEMBERS ON THE PHONE:

16 Commissioner Joan Aul
17 Commissioner Rev. Mark Blue
18 Commissioner Margo Downey
19 Commissioner Stephen Tucker
20 Steven Duquette (Chief Information Officer)
21 John Schaefer (Director, Engineering)
22 Mark Pereira (Procurement Manager)
23 Rick Hanulewicz (Facilities and Property Manager)
24 Christine D'Aloise (Director, Risk Management
25 and Special Projects)

26 CHAIR SISTER ROCHE: Well, good afternoon again. And
27 we're happy to have you here. This meeting is
28 the regular board meeting of the Niagara Frontier
29 Transit Authority. And it is June 24th, 2021.
30 So welcome all.

31 We'll begin right away with the agenda, and

1 I will ask for a call to order.

2 And, David, would you please take
3 attendance?

4 MR. STATE: Yeah. So I'll just take attendance again
5 for the regular meeting.

6 Commissioner Ansari?

7 Commissioner Aul?

8 COMMISSIONER AUL: Here.

9 MR. STATE: Commissioner Baynes?

10 COMMISSIONER BAYNES: Here.

11 MR. STATE: Commissioner Blue?

12 COMMISSIONER BLUE: Here.

13 MR. STATE: Commissioner Downey?

14 Commissioner Hicks?

15 Commissioner Hughes?

16 Commissioner Perry is on the floor but out
17 of the room for now.

18 Commissioner Persico?

19 Commissioner Tucker?

20 COMMISSIONER TUCKER: Here.

21 MR. STATE: Sister Denise?

22 CHAIR SISTER ROCHE: Here.

23 MR. STATE: And Commissioner Wilcox?

1 So we do need Commissioner Perry for our
2 sixth.

3 CHAIR SISTER ROCHE: Our next item will be the
4 approval of the minutes, but we're going to pause
5 for just a minute.

6 MS. MINKEL: Sister, if you want, I can give my
7 executive director's report and then we can come
8 back.

9 CHAIR SISTER ROCHE: Please do that.

10 MS. MINKEL: So for the board, I just wanted to let
11 you know last week we did have our police exam,
12 which had been delayed because of the pandemic.
13 Initially, we had over thirteen hundred
14 individuals register to take the exam last
15 spring. For the exam, which we held on three
16 different dates last week, we had over six
17 hundred actually sit for the exam. So we lost a
18 significant number for many different reasons,
19 but we still had a sizable sitting for the exam
20 of over six hundred.

21 I also wanted to highlight a couple of
22 things that are in the audit, governance and
23 finance committee report that was sent to the

1 board. Under safety, as was mentioned by our
2 auditors earlier as they looked at OPEB and that
3 expense line, our claims continue to be down
4 because our safety numbers continue to be down.
5 We had a twenty-percent reduction in reportable
6 injuries, thirty-nine-percent reduction in lost
7 time and an eighteen-percent decrease in days
8 away. So staff and all the employees continue to
9 put safety first and foremost, and we certainly
10 appreciate that. Not only is their safety
11 important, but there is a cost associated with
12 injuries, so these are certainly significant
13 reductions that continue that trend for some
14 time.

15 In the -- under government affairs, and
16 Darren always gets to report on this, so he's
17 here to correct me on anything that I say
18 incorrectly, because he does such a wonderful job
19 trying to keep track of everything as it's
20 changing rapidly in Washington. And there's been
21 a lot of talk about infrastructure spending and
22 some talk about the surface transportation
23 reauthorization, which is also equally important.

1 And locally in the media, there's been a lot of
2 focus on reconnecting communities and what it
3 means in terms of roads and bridges, but there's
4 also considerable investment opportunity as it
5 relates to transit.

6 And Darren had sent me information that just
7 as of yesterday that a group of senators known as
8 the G26 have come to a tentative agreement that
9 they're trying to carry forward that would be an
10 additional five hundred and fifty-nine billion in
11 terms of investment of an overall one point two
12 trillion spending plan.

13 While we don't have details on that
14 information, what was in the House plan that we
15 expect also is included there as it relates to
16 transit is a significant upspend in transit. For
17 the past decade on the federal side, transit
18 funding hasn't kept up with inflation. Our
19 increases have been less than two percent a year,
20 some years even level funding. So seeing that
21 increase in federal investment in transit is
22 certainly something that will benefit our system
23 and allow us to provide as much service as

1 possible.

2 There's a push for investment that addresses
3 climate change and scales up investment in zero
4 emission vehicles. So our plan to help advance
5 the governor's battery electric buses, having
6 that federal investment to help with zero
7 emission vehicles will be much appreciated going
8 forward.

9 The funding also incentivizes
10 transit-oriented development. This is important
11 as we look at our light rail extension project.
12 Incentivizing TOD as it relates to BRTs, as Tom
13 and his team have talked about on Bailey Avenue.
14 It's nice to see that investment that
15 incentivizes TOD.

16 There's a focus on transportation planning
17 to promote mobility, job access and other
18 essential services. And I think most importantly
19 as it relates to light rail extension, there's a
20 push to streamline the capital investment grant
21 program to make it quicker, easier and to put
22 more funding under CIG, which will help a program
23 that's already very competitive put us in a

1 better position as we look to extend light rail
2 going forward.

3 Did I hit on all the highlights?

4 MR. KEMPNER: Better than I could have done.

5 MS. MINKEL: No. No. Darren does much better.

6 So that's what's happening on the government
7 affairs piece. There's also an audit report that
8 Pat Dalton has in there. And I just want to
9 mention to the board, the last page of his report
10 is the compliance report that identifies several
11 reports that we have to have submitted in the
12 PARIS system by the end of this month, and one of
13 those reports is the financial report that the
14 board will approve later today.

15 And then finally for the board, yesterday
16 the governor announced that the state of
17 emergency would not be extended and it expires at
18 the end of today. And so what this means is that
19 the open meeting law will be in full force. So
20 effective tomorrow, that's in full force. So
21 what does this mean to our board? For the July
22 meeting you will have to be back in person. The
23 telephone calls are no longer allowed because we

1 need to see board members.

2 I know there was a discussion last month
3 about the ability to participate remotely. And
4 we're required to notice the meetings, so that if
5 someone were participating via video, we would
6 have to know weeks in advance so as we notice the
7 meeting, we have to indicate where you would be
8 located. The idea is that if the public wanted
9 to join you in that remote location, whether it's
10 your living room or another remote location, they
11 would have the ability to do so.

12 So going forward to the July meeting, in
13 order to have a quorum, we will have to have you
14 back in person. And it will be wonderful to see
15 everyone's smiling face again, so we look
16 forward -- staff certainly looks forward to that.

17 COMMISSIONER DOWNEY: This is Commissioner Downey.

18 I'm here.

19 MS. MINKEL: Yes. Thank you, Commissioner.

20 COMMISSIONER DOWNEY: Sure.

21 MS. MINKEL: So that concludes my executive
22 director's report unless there's any questions.

23 CHAIR SISTER ROCHE: Thank you. So it will be

1 exciting in July, and then August, since we don't
2 have a meeting, we'll have a breath to take and
3 come back in September full force, so that's
4 good.

5 Since we have a quorum now, I'm going to ask
6 for a motion to approve the minutes of May 27th,
7 2021.

8 COMMISSIONER PERRY: So moved.

9 CHAIR SISTER ROCHE: Second?

10 COMMISSIONER BAYNES: Second.

11 CHAIR SISTER ROCHE: Anthony.

12 All those in favor -- or, do we have to do a
13 roll call?

14 MR. STATE: You can do a consensus motion for this,
15 Sister, so unless there's any opposition, we
16 would mark the item passed.

17 CHAIR SISTER ROCHE: Thank you. Any opposed or any
18 abstentions?

19 Thank you. Okay. The corporate report now.
20 We had a concise report from our auditors this
21 morning from Lumsden McCormick and it was very
22 good. We had a clean audit. In spite of all the
23 difficulties of the past year with the pandemic,

1 the audit still remains sound and clear.

2 So I will now take you to the consolidated
3 financials. I'm going to ask John to take us
4 through those.

5 MR. COX: Thank you, Sister. Good afternoon,
6 commissioners. If you refer to your packet, on
7 page seven are the May -- month of May numbers,
8 and on page nine will be the year-to-date
9 numbers.

10 For the month of May, 2021, which is the
11 second month of our new fiscal year which began
12 on April 1st, we had a positive variance to
13 budget of two point seven million dollars; and on
14 a year-to-date basis, four -- five point four
15 million dollars on a fiscal year-to-date basis.

16 Total operating revenues and assistance were
17 above budget by one point seven million or eight
18 point seven percent for May; and on a
19 year-to-date basis, it was two point three
20 million or five point nine percent. And this is
21 primarily due to higher than budgeted BNIA
22 parking, food and retail revenues due to the
23 higher than anticipated enplanements that we're

1 seeing. Metro experienced higher state transit
2 operating assistance, Erie County sales tax was
3 also above budget and mortgage tax was above
4 budget. And that's both for May and on a
5 year-to-date basis.

6 Total operating expenses were below budget
7 by one point seven million or nine point four
8 percent for the month of May, and three point
9 eight million or ten point seven percent on a
10 year-to-date basis. And that's again our fiscal
11 year, so we're two months into that. And that's
12 primarily due to lower personnel services,
13 maintenance and repairs, transit fuel and power
14 and partially offset by higher utilities,
15 insurance and injuries and safety and security.

16 And as we did during the last fiscal year,
17 staff continues with cost control measures, and
18 of course the exception always being anything
19 that's operationally critical or safety
20 sensitive. Those expenditures are still
21 occurring.

22 So with -- compared to this time last year,
23 we're seeing some significant improvement here.

1 And we still have a ways to go, but it looks like
2 we're trending now that we've had a couple months
3 of things seem to be getting a little bit better,
4 hopefully this trend will continue through the
5 remainder of the fiscal year.

6 Unless there are any questions, that
7 concludes the consolidated financials.

8 CHAIR SISTER ROCHE: Good work. That's a big sigh of
9 relief because things are now getting better and
10 better.

11 MR. COX: It's been such a, such a change from this
12 time last year. That's for sure.

13 CHAIR SISTER ROCHE: And the resolutions, please,
14 Kim.

15 MS. MINKEL: Thank you, Sister.

16 There are eight corporate resolutions. They
17 start on page fifteen. The first, staff is
18 looking for the board to approve the audited
19 financial statements for fiscal year ending March
20 31st, 2021. The auditors came in earlier today,
21 presented a summary of those statements. Once
22 the board approves these, these will be uploaded
23 and certified in our PARIS report.

1 The second corporate resolution begins on
2 page seventy. And staff is recommending that the
3 board authorize a revolving short-term financing
4 through M and T Bank. This is for a line of
5 credit. This would be for a one-year period in
6 the amount not to exceed fifteen million dollars.
7 This helps provide bridge funding for any
8 potential gaps in terms of when we receive
9 funding. For example, we've had a line of credit
10 previously in the past. Last year we had to draw
11 on it three times for a total of eight point two
12 million dollars, which was repaid. But, that was
13 based on timing of when the state would reimburse
14 us. Certainly last year it was a challenge, but
15 we think it's prudent to have a line of credit
16 for any timing and funding lapses that can occur
17 going forward.

18 M and T is proposing a floating rate that
19 will be equal to one month LIBOR plus one point o
20 five percent per year. There be will an annual
21 facility fee of fifteen thousand, and the bank's
22 legal and documentation fees to close this
23 transaction are not to exceed five thousand.

1 By way of comparison, last year for our
2 current line of credit which expires mid August
3 was LIBOR plus two percent, so this is certainly
4 a very attractive rate.

5 The next corporate resolution is an
6 authorization for a collective bargaining
7 agreement. This is with our Teamsters 264. They
8 represent our bus and rail supervisors and
9 controllers. There are thirty employees under
10 this contract. Staff is recommending a
11 three-year agreement that would take us through
12 the end of March 31st, 2024. Similar to the
13 other collective bargaining agreements that we
14 have brought to the board, there would be wage
15 increases in year one of two and a quarter
16 percent; year two, two percent; year three, two
17 percent. As part of the agreement, the
18 employees' contribution for health care would be
19 at eleven percent in year one, eleven percent in
20 year two and up to twelve percent in year three.
21 And these folks certainly have done incredible
22 work for us for the past year and are good
23 employees and staff is recommending this

1 agreement.

2 The fourth corporate resolution on page
3 seventy-four is an agreement with Goetz Energy.
4 And this is for the procurement of number two
5 ultra low sulphur diesel and our eighty-seven
6 octane gasoline. This will take us for an
7 initial period starting in September through
8 August of 2024. There would also be an option at
9 our discretion to extend it for two additional
10 one-year periods. The annual cost based on
11 current -- or, past usage is expected to be
12 around three point four million.

13 I think it's a good opportunity to mention
14 to the board that our total fuel consumption has
15 continuously decreased. And that's based on an
16 initiative that we put forth a number of years
17 ago to help stabilize this cost by switching to
18 CNG vehicles where that is a more stable fuel
19 commodity cost. But, to give you an idea.
20 Before we did that initiative, we were consuming
21 around two point seven, two point eight million
22 gallons annually. 2019, the year before the
23 pandemic, because we can't use the pandemic years

1 because we know that was down, it went down to
2 about one and a half million. So significant
3 decrease in fuel usage which has helped reduce
4 our overall fuel costs. And in that year,
5 initially, we were spending ten million. Now we
6 are spending about three and a half million in
7 fuel costs, so that initiative has paid off to
8 the Authority.

9 We did issue an RFP as part of this
10 procurement. We did receive six proposals.
11 Three were identified to be within the
12 competitive range. Staff is recommending Goetz.
13 They were the highest scoring proposal, but also
14 the lowest cost going forward. And Empire State
15 Development has excluded this procurement from
16 MWBE requirements because there are no New York
17 State certified providers. And, similarly, we
18 are waiving the requirements for SDVOB.

19 The next resolution, corporate resolution
20 number five, is on page seventy-seven. And staff
21 is recommending that the board authorize an
22 agreement with Acuta Digital. And this is to
23 provide digital support for website design

1 improvements. This is a two-year maintenance and
2 support agreement as well. The project budget is
3 approximately one hundred ninety-two thousand
4 four hundred and seventy-one dollars. It's been
5 some time since we took a look at our website and
6 it's certainly time to refresh it. So many
7 people rely on it as it relates to both transit
8 and to the airports. We did go out with an RFP.

9 Three proposals were received. Two were
10 identified to fall within the competitive range.
11 Acuta Digital is a certified MBE provider and
12 they did rate the highest in terms of their
13 proposal. So our MBE/WBE goals are now
14 ninety-nine percent MBE participation and a one
15 percent WBE participation, exceeding our goals on
16 this procurement.

17 Corporate resolution number six on page
18 seventy-nine. Staff is recommending a two-year
19 agreement with EVERFI for the purchase and
20 support of workplace training software. The
21 agreement will be in effect starting July and run
22 through the end of June of 2024 for a total cost
23 of forty-six thousand three hundred and

1 sixty-three dollars and fifty cents.

2 The state requires that annual training be
3 provided on sexual harassment prevention, so this
4 is to meet that annual requirement. And,
5 additionally, they have a component on diversity
6 and inclusion that we want to roll out to all of
7 our staff and all of our employees. Because
8 under our procurement guidelines, goods and
9 services that are under fifty thousand can be
10 procured based on three quotes. We did receive
11 three quotes. You will notice the third one
12 seems to be much higher. That's due to the fact
13 that they required an individual licensing cost
14 which added quite a bit onto the overall cost.
15 Empire State Development has excluded this
16 procurement from MWBE requirements, and similarly
17 for SDVOB requirements.

18 Corporate resolution number seven on page
19 eighty-one. Staff is recommending an agreement
20 with Pasich to assist us in recovering cost and
21 expenses as part of those related to the
22 coronavirus pandemic from our insurance carriers.
23 This is something I know that Dave sent a summary

1 to the board last month explaining the effect
2 that the pandemic has had on our system and the
3 ability under two lines of coverage; one under
4 our communicable disease line of coverage where
5 we have a million coverage for each year under
6 the pandemic or a total of two million for the
7 two years, and then a twenty-five million dollar
8 policy under two contingent business interruption
9 insurance claims. Twenty-five million per policy
10 year, so up to fifty million per policy year.

11 Staff is recommending that the board waive
12 competition due to the specialized nature of this
13 procurement. Pasich is representing other
14 agencies with similar issues as it relates to the
15 pandemic. Notably, Madison Square Garden, Radio
16 City Music Hall and other affiliated entities
17 against FM Global.

18 The hourly fee would be a blended rate of
19 five hundred dollars per hour, but it would be
20 capped at two hundred thousand and would not
21 exceed two hundred thousand to pursue this claim.
22 The proposed contingency fee portion is a sliding
23 scale, so certainly as the level of work

1 increases, that contingency would also increase
2 in comparison. As for MWBE compliance, Pasich
3 has nearly half male and female partners and
4 they've implemented a number of diversity, equity
5 and inclusion, but under the procurement policy,
6 this would be exempt from MWBE goals.

7 The final corporate resolution on page
8 eighty-three is an authorization for a lease
9 agreement with Buffalo Broadcasters Association
10 for space at 485 Cayuga Road. They currently
11 lease over two thousand square feet of warehouse
12 space where they store their collection of
13 artifacts. That lease expires at the end of this
14 month. They've requested a new lease similarly
15 for warehouse space at a rate of six dollars and
16 seventy-five cents per square foot or just under
17 fourteen thousand per year. And the term of this
18 lease will be for one year and it would end June
19 of 2022.

20 And those are the resolutions unless there's
21 any questions.

22 CHAIR SISTER ROCHE: Thank you, Kim.

23 I suggest we take these as a group. And you

1 may want to indicate now if you're opposed or
2 abstain from any one of them.

3 COMMISSIONER BAYNES: I'm abstaining from two and
4 number four.

5 COMMISSIONER AUL: This is Joan. I need to abstain
6 from number two as well. Joan Aul.

7 COMMISSIONER BAYNES: Four and two.

8 CHAIR SISTER ROCHE: And eight?

9 COMMISSIONER PERRY: Two and four. Two and eight.

10 CHAIR SISTER ROCHE: Two and eight. And two for
11 Joan, right?

12 COMMISSIONER PERRY: Yes.

13 COMMISSIONER AUL: Right.

14 CHAIR SISTER ROCHE: All right. All in favor of
15 accepting these eight resolutions, please
16 indicate by saying aye.

17 COMMISSIONER PERRY: Aye.

18 CHAIR SISTER ROCHE: And you're going to call the
19 roll?

20 MR. STATE: Going to do a roll call vote. And we're
21 reporting, again, conflicts as to item two,
22 Commissioner Aul, Commissioner Baynes and
23 Commissioner Perry are recusing on that item.

1 COMMISSIONER PERRY: Abstaining.

2 MR. STATE: Abstaining. As to item four,
3 Commissioner Baynes is recusing/abstaining. And
4 as to item -- seven, Commissioner Perry?

5 COMMISSIONER PERRY: Number eight.

6 MR. STATE: Number eight.

7 COMMISSIONER PERRY: I'm not going to recuse myself
8 from any. I will abstain, though.

9 MR. STATE: Yes. Commissioner Perry abstaining on
10 number eight.

11 All right. So those are noted. And then
12 we're just going to call the roll of the
13 commissioners that are present and voting.

14 Commissioner Aul?

15 COMMISSIONER AUL: Yes. With my abstention as noted
16 on item two.

17 MR. STATE: Yes.

18 Commissioner Baynes?

19 COMMISSIONER BAYNES: Yes.

20 MR. STATE: With his abstention noted on item four.

21 MS. MINKEL: And two.

22 CHAIR SISTER ROCHE: And two.

23 COMMISSIONER PERRY: And two.

1 MR. STATE: And two.

2 Commissioner Blue?

3 COMMISSIONER BLUE: Yes.

4 MR. STATE: Commissioner Perry?

5 COMMISSIONER PERRY: Yes. Subject to my abstentions
6 on two and eight.

7 MR. STATE: Yes.

8 Commissioner Tucker?

9 COMMISSIONER TUCKER: Yes.

10 MR. STATE: And Sister Denise?

11 CHAIR SISTER ROCHE: Yes.

12 MR. STATE: Any other commissioners that have joined
13 us since the initial roll?

14 Thank you. So the items do pass with those
15 notations.

16 CHAIR SISTER ROCHE: Thank you very much.

17 And the aviation business group report.

18 Commissioner Perry?

19 COMMISSIONER PERRY: So the aviation committee met
20 earlier today and went over a variety of items
21 notable for the report on the new terminal ribbon
22 cutting and that the airport improvement project,
23 terminal enhancement is ahead of schedule and

1 that we're getting great reviews on it. And new
2 features in the terminal that are of particular
3 interest are the reflection room, which is
4 sometimes known in some places in context as a
5 chapel. And another thing that was of great
6 interest to me which is right across from that as
7 passengers are exiting the main concourse is the
8 new veterans lounge. And the staff was there to
9 do that, so that's a way to welcome our veterans
10 and have some presentations there that are very
11 useful.

12 And Mr. Vanecek went over a bunch of various
13 financial performance items that if we want to
14 hear, based on timing, but we don't need to do
15 that now. But, we are noticing parking revenues
16 and enplanements are significantly on pace to
17 mirror the reopening and reuse of airports, and
18 that's a good thing. And there were no corporate
19 resolutions that we covered or discussed during
20 the aviation committee. And that concludes my
21 report.

22 CHAIR SISTER ROCHE: Thank you. Are there any
23 questions on the aviation report?

1 Hearing none, we'll move on to the surface
2 transportation business group report. And
3 Commissioner Hughes is not on.

4 MS. MINKEL: That's right. But, if you want -- we
5 did talk earlier. Tom presented -- Tom, do you
6 want to give just a quick highlight?

7 MR. GEORGE: Yeah. We -- in the surface
8 transportation committee meeting this morning, we
9 did go through the financials. I also did an
10 overview of both the citizens advisory committee
11 and the accessibility advisory committee meetings
12 and the outcome of those. We also announced the
13 fact that we released our 2021 Metro performance
14 report which is available to all commissioners
15 today and will be published on our website and
16 available and sent to elected officials.

17 And then we had discussion items
18 specifically on our service changes that we're
19 proposing and the public outreach process that
20 again is initiated today will be on our website
21 and we will be doing that for a month and
22 bringing that back to the board in July with some
23 concrete recommendations and an equity analysis.

1 We also touched on the fare structure and the
2 desire to implement a monthly capping as well as
3 a free distribution of MetGo cards and we had a
4 brief discussion on youth access to the system.
5 And that's an overview.

6 COMMISSIONER PERRY: (Indicating.)

7 MR. GEORGE: Yes?

8 COMMISSIONER PERRY: I just want to be clear. Before
9 we make any service changes, those are with
10 extensive notice, public hearings, public
11 meetings and an opportunity to comment
12 extensively on those things like we've always
13 done. Right?

14 MR. GEORGE: That is correct.

15 COMMISSIONER PERRY: Okay. It's not -- we just don't
16 ever just change service like, surprise. We
17 always -- we're required by law and we follow the
18 process of having public comment, public input
19 before we present a plan that's reviewed. Is
20 that right?

21 MR. GEORGE: That's correct.

22 COMMISSIONER PERRY: Thanks.

23 MS. MINKEL: But I would like to clarify. We've

1 always done it in the past, but we're doing it
2 better this time in that we're providing more
3 opportunities to engage with the public before we
4 make the decisions. So you're right, we've
5 always provided that in the past, Commissioner
6 Perry, but we're adding additional public input
7 so it will be better in terms of public
8 engagement than what we've done in the past.

9 COMMISSIONER PERRY: So I say, going above and
10 beyond --

11 MS. MINKEL: Yes.

12 COMMISSIONER PERRY: -- nobody does it better and
13 there's always room for improvement.

14 MS. MINKEL: Yes.

15 COMMISSIONER PERRY: Thank you.

16 CHAIR SISTER ROCHE: And change is inevitable.

17 COMMISSIONER PERRY: And change is indeed inevitable.

18 CHAIR SISTER ROCHE: Thank you very much.

19 Our financials --

20 MS. MINKEL: And there's one resolution under
21 surface, Sister.

22 CHAIR SISTER ROCHE: Yes.

23 MS. MINKEL: On page eighty-seven, staff is

1 recommending an agreement with Renovic who's
2 doing business as Niagara Towing Equipment. This
3 is for a recovery vehicle in the amount of three
4 hundred and seventy-one thousand nine hundred and
5 thirty-four dollars. We did go out with an RFP.
6 We only received one responsive proposal. This
7 will replace a similar vehicle that we have that
8 is a 1996 tow truck that's at the point that it
9 needs a tow truck to remove the tow truck, so
10 that's why staff is recommending a replacement.
11 Although we only received one proposal, the
12 evaluation team did compare the cost to make
13 certain that it was fair and reasonable. I
14 should also mention that Empire State Development
15 has excluded this procurement from MWBE
16 requirements because the number of MWBE providers
17 of this vehicle are limited. And, similarly,
18 SDVOB requirements have been waived.

19 And those are the resolutions.

20 CHAIR SISTER ROCHE: Thank you very much, Kim.

21 May I have a motion to accept this
22 resolution, please?

23 COMMISSIONER BAYNES: So moved.

1 CHAIR SISTER ROCHE: And a second?

2 COMMISSIONER PERRY: Second.

3 CHAIR SISTER ROCHE: Any discussion, comments?

4 I'm going to ask David State to call the
5 roll.

6 MR. STATE: Roll call on aviation item -- I'm sorry.
7 Surface item one. Surface item one.

8 Commissioner Aul?

9 COMMISSIONER AUL: Yes.

10 MR. STATE: Commissioner Baynes?

11 COMMISSIONER BAYNES: Yes.

12 MR. STATE: Commissioner Blue?

13 COMMISSIONER BLUE: Yes.

14 MR. STATE: Commissioner Perry?

15 COMMISSIONER PERRY: Aye.

16 MR. STATE: Commissioner Tucker?

17 COMMISSIONER TUCKER: Yes.

18 MR. STATE: And Sister Denise?

19 CHAIR SISTER ROCHE: Yes.

20 MR. STATE: Item passes.

21 CHAIR SISTER ROCHE: Thank you. Is there a general
22 counsel report today?

23 MR. STATE: Nothing to report today, Sister.

1 CHAIR SISTER ROCHE: Thank you. And there is no need
2 for an executive session at this meeting, so I
3 would ask for a motion for adjournment.

4 COMMISSIONER PERRY: So moved.

5 CHAIR SISTER ROCHE: And second?

6 COMMISSIONER BAYNES: Second.

7 CHAIR SISTER ROCHE: And I know everybody is in
8 favor. I see your happy faces.

9 MS. MINKEL: Thank you, everyone.

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STATE OF NEW YORK)
SS:
COUNTY OF NIAGARA)

I, Valerie A. Rosati, a Notary Public in and for the State of New York, County of Niagara, DO HEREBY CERTIFY that the above transcript of a video recording was taken down by me in a verbatim manner by means of Machine Shorthand, and that the transcript was then reduced into writing under my direction.

I further CERTIFY that the above-described transcript constitutes a true and accurate and complete transcript of the video recording.

VALERIE A. ROSATI,
Notary Public.

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