



Niagara Frontier Transportation Authority  
Serving Buffalo Niagara

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March 31, 2015

Mr. Robert M. Graber  
Clerk  
Erie County Legislature  
25 Delaware Avenue  
Buffalo, New York 14202

**Re: NFTA Board Minutes**

Dear Mr. Graber:

Enclosed for your information and files please find a copy of the Minutes from the Niagara Frontier Transportation Authority's Regular Board Meeting held on February 26, 2015.

Very truly yours,

A handwritten signature in black ink, appearing to read "David J. State", written over a horizontal line.

David J. State  
General Counsel

DJS:lf

Enclosure

**NIAGARA FRONTIER TRANSPORTATION AUTHORITY  
NIAGARA FRONTIER TRANSIT METRO SYSTEM, INC.  
REGULAR BOARD MEETING  
FEBRUARY 26, 2015 12:30 PM  
MINUTES**

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1. **CALL TO ORDER**

A. **Meeting Called to Order**

Chairman Zemsky called the meeting to order at approximately 12:34 p.m.

B. **Approval of Minutes of the NFTA Regular Board Meeting held on January 22, 2015**

It was moved by Commissioner Demakos, seconded by Commissioner Hughes, that the Minutes of the January 22, 2015 Regular Meeting of the Niagara Frontier Transportation Authority and Niagara Frontier Transit Metro System, Inc., be accepted and approved.

**AYES: ZEMSKY, SLOMA, DEMAKOS, HICKS, HUGHES, PERRY,  
WILCOX**

**NOES: NONE**

C. Executive Director Report

Executive Director Kimberley Minkel advised the Board of two letters of appreciation, one from ECMC commending Chief Gast and the Transit Authority Police for their assistance in locating and safely returning a patient to ECMC and another from the town of Orchard Park commending the NFTA on their assistance during an apartment building fire by providing a Metro bus at the scene to be used as a warming station and rehabilitation area for emergency responders. She advised them of the importance of public safety and reminded the Board that the NFTA was the recipient of the TSA Gold Standard award. She also reported on recent TAPD statistics indicating a decline in various crimes.

The Executive Director advised the Board that she will present a revised budget and 5 year capital and operating plan next month which will implement the contingency plan that was laid out at the December Board Meeting.

- 2. NFTA CORPORATE REPORT**
  - A. Audit and Governance Committee Report
  - B. Consolidated Financial
  - C. Corporate Resolutions

**Corporate Resolutions**

- i. Niagara Frontier Transportation Authority, Acceptance of Corporate Resolutions 2. C. (1) through 2. C. (3)
1. Authorization to Submit Section 5311 Operating Assistance Request for Federal Fiscal Years 2015 and 2016, NFTA
2. Authorization for Lease Agreement, Winon USA, Inc., 247 Cayuga Road
3. Ratification of Lease Agreement, Millington Lockwood, 485 Cayuga Road

**CORPORATE:**

2. C. (i) **Niagara Frontier Transportation Authority, Acceptance of Corporate Resolutions 2. C. (1) through 2. C. (3)**

The Executive Director advised that Items 2. C. (1) through 2. C. (3) have been discussed with the Board of Commissioners of the NFTA, and the Board is unanimously in favor of all subject Resolutions.

Whereupon, it was moved by Commissioner Sloma, seconded by Commissioner Hughes, that the following Resolution be adopted:

**“RESOLVED**, that the Resolutions of the Niagara Frontier Transportation Authority, identified as numbers 2. C. (1) through 2. C. (3) and dated February 26, 2015 as set forth herein, be and hereby are accepted and approved in their entirety.”

**AYES: ZEMSKY, SLOMA, DEMAKOS, HICKS, HUGHES, PERRY\*, WILCOX**

**ABSTENTION: PERRY [\*Item 2. C. 3 only]**

**NOES: NONE**

**ADOPTED**

CORPORATE 2. C. (i) • PAGE -i-

**CORPORATE:**

2. C. (1) **Authorization to Submit Section 5311 Operating Assistance Request for Federal Fiscal Years 2015 and 2016, NFTA**

**RECOMMENDATION:** Staff recommends that the Board authorize submission of a request for a consolidated grant of funds to the New York State Department of Transportation, pursuant to Section 5311, Title 49 United States Code, for a project to provide public mass transportation service for segments of NFTA-Metro bus routes for the 2015 and 2016 fiscal years in the amount of \$137,000.

**INFORMATION:** The NFTA and the State of New York have entered into a continuing agreement which supports the provision of Section 5311 service by NFTA-Metro. Section 5311 funding provides assistance for the operation of NFTA-Metro routes in rural areas of Erie and Niagara Counties. The funding is for the continued operation of the segments of NFTA-Metro bus routes that operate outside the urbanized boundary as determined by the 2010 US Census in the two counties.

**FUNDING:** FFY 2015 Section 5311 - \$65,000  
FFY 2016 Section 5311 - \$72,000.

**“RESOLVED**, that the Board authorizes submittal of a request for a grant of funds to the New York State Department of Transportation as described hereinabove; and

**BE IT FURTHER RESOLVED**, that the Executive Director, her designee and or the Chairman be and hereby are authorized to execute a Grant Application as set forth above; and

**BE IT FURTHER RESOLVED**, the said Application shall include such additional terms, conditions, provisions and safeguards to the Authority as deemed appropriate by the General Counsel.”



**CORPORATE:**

2. C. (2) **Authorization for Lease Agreement, Winon USA, Inc., 247 Cayuga Road**

**RECOMMENDATION:** Staff recommends that the Board authorize a lease agreement with Winon USA, Inc. (Thomas M. Dundas, President) for office and warehouse space at 247 Cayuga Road, Cheektowaga.

**INFORMATION:** Winon USA, Inc. imports, distributes and sells pad and screen printing equipment and supplies. They have been a tenant at 247 Cayuga Road since 2009. This lease is for 4,056 square feet of B- office and warehouse space at 247 Cayuga Road at a rental rate of \$4.18 per square foot or \$1,412.84 per month with a 3% annual escalator. The five-year lease term will begin March 1, 2015 and end February 29, 2020.

**FUNDING:** No funding is necessary.

**“RESOLVED**, that the Board hereby authorizes a Lease Agreement with the Winon USA, Inc., for use of space at 247 Cayuga Road, as described hereinabove; and

**BE IT FURTHER RESOLVED**, that the Executive Director, her designee and/or the Chairman, be and hereby are authorized to execute a Lease Agreement with Winon USA, Inc., as set forth above and as negotiated; and

**BE IT FURTHER RESOLVED**, that said Lease Agreement shall include such terms, conditions and safeguards to the Authority as deemed appropriate by the General Counsel.”

**CORPORATE:**

2. C. (3) **Ratification of Lease Agreement, Millington Lockwood, 485 Cayuga Road**

**RECOMMENDATION:** Staff recommends that the Board ratify a lease agreement with Millington Lockwood (Michael Bonitatibus, President) for space at 485 Cayuga Road

**INFORMATION:** Millington Lockwood requires temporary storage space for a project they have in the Cayuga Road area. This lease will be for a six month term commencing February 12, 2015 through August 31, 2015. The rental rate is \$2.75 per square foot for 13,939 square feet of space, or \$3,194.35 per month.

As per NFTA's Agreement with Hunt Real Estate for services at 485 Cayuga Road, a 5% real estate commission will be paid for this lease.

**FUNDING:** The real estate commission will be paid from Property Management's Consultant Services operating account (Account No. 08-0099-571-9900).

**“RESOLVED,** that the Board hereby ratifies the Lease Agreement with the Millington Lockwood, for use of space at 485 Cayuga Road, as described hereinabove; and

**BE IT FURTHER RESOLVED,** that the Executive Director, her designee and/or the Chairman, be and hereby are authorized to ratify and execute the Lease Agreement with Millington Lockwood as set forth above and as negotiated; and

**BE IT FURTHER RESOLVED,** that said Lease Agreement shall include such terms, conditions and safeguards to the Authority as deemed appropriate by the General Counsel.”

**3. AVIATION BUSINESS GROUP REPORT**

- A. Aviation Committee Report
- B. Financial Update
- C. Business Update
- D. Resolutions

Aviation Resolutions

- i. Niagara Frontier Transportation Authority, Acceptance of Aviation Resolutions 3. D. (1) through 3. D. (4)
1. Authorization for Extension of Agreement, NYSEG, Back-up Power Supply, BNIA
2. Authorization for Lease Agreement, McGuire Development Company, Seasonal Overflow Parking, BNIA
3. Authorization for Agreement, Blue Star of Niagara Corporation, Taxi Service, NFIA
4. Authorization for Agreement Amendments, Lakestone Development, Inc. and Zoladz Construction Co., Inc., Snow Plowing and Removal Services, BNIA

AVIATION:

3. D. (i) Niagara Frontier Transportation Authority, Acceptance of Aviation Resolutions 3. D. (1) through 3. D. (4)

The Executive Director advised that Items 3. D. (1) through 3. D. (4) have been discussed with the Board of Commissioners of the NFTA, and the Board is unanimously in favor of all subject Resolutions.

Whereupon, it was moved by Commissioner Hicks, seconded by Commissioner Wilcox, that the following Resolution be adopted:

“**RESOLVED**, that the Resolutions of the Niagara Frontier Transportation Authority, identified as numbers 3. D. (1) through 3. D. (4) and dated February 26, 2015 as set forth herein, be and hereby are accepted and approved in their entirety.”

**AYES: ZEMSKY, SLOMA, DEMAKOS, HICKS, HUGHES, PERRY\*, WILCOX**

**ABSTENTION: PERRY [\*Item 3. D. 2 only]**

**NOES: NONE**

**ADOPTED**

AVIATION:

3. D. (1) Authorization for Extension of Agreement, NYSEG, Back-up Power Supply, BNIA

**RECOMMENDATION:** Staff recommends that the Board authorize a 5 year extension of an agreement dated October 27, 2008 with NYSEG to provide redundant 12kV electric service at the Buffalo Niagara International Airport (BNIA) for an annual cost of \$69,362.90 or a total of \$346,814.50 for the five year renewal term.

**INFORMATION:** A redundant independent power feeder improves reliability for continuous electric service at BNIA by providing a second power source into the facility. This secondary service, which originates from an alternate substation, allows the airport to remain at full power during outages. In the event of a complete power outage whereby both power feeder sources are not available, the airport has emergency generators for life safety requirements which do not have the capacity to operate food concessions, jet bridges, or other equipment for flight operations.

The NFTA entered into an agreement with NYSEG to provide redundant power supply on October 27, 2008. The agreement identifies a fixed annual expense charge for each five year period of operation. The annual expense rate for years 2015 through 2019 is \$69,362.90 which totals \$346,814.50 over the five year renewal term. For informational purposes, the previous annual charge was \$71,252.18.

**FUNDING:** Funding is included in the BNIA operating budget.

**“RESOLVED**, that the Board authorizes the extension of the current Agreement with NYSEG for redundant 12kV electric service at the Buffalo Niagara International Airport for an annual cost of \$69,362.90, as described hereinabove; and

**BE IT FURTHER RESOLVED**, that the Executive Director, her designee and/or the Chairman, be and hereby are authorized to execute an extension of the current Agreement with NYSEG with the terms and conditions as set forth above and as negotiated; and

**BE IT FURTHER RESOLVED**, that said extension shall include such terms, conditions and safeguards to the Authority as deemed appropriate by the General Counsel; and

**BE IT FURTHER RESOLVED**, that the Chief Financial Officer be and he is hereby authorized to make payments upon the terms of the Agreement upon certification by the Director, Aviation, that such payments are in order.”

AVIATION:

3. D. (2) Authorization for Lease Agreement, McGuire Development Company, Seasonal Overflow Parking, BNIA

RECOMMENDATION: Staff recommends that the Board enter into a Lease Agreement with McGuire Development Co. for the option to rent approximately 3 acres of land located at the Concourse Center, 4039 Genesee Street, Cheektowaga, New York on an “as needed” basis from March 1, 2015 through April 30, 2015 for seasonal overflow parking. The estimated maximum cost to lease is \$15,200 which includes a \$5,000 fee if the NFTA does not exercise the option to lease the land.

INFORMATION: On multiple occurrences over the past several years during the spring season, existing BNIA customer parking facilities have reached capacity. Last year, a newly expanded economy parking lot was completed at BNIA which accommodates approximately 1,000 additional vehicles. The lot was expanded in an effort to negate the annual need to lease additional off-site parking areas, as well as meet future expected passenger growth.

The proposed lease provides for the rental of additional off-site overflow parking areas on an “as needed” basis if demand warrants. In the event that parking capacity is reached, the lease of the overflow lot will provide parking for approximately 300 vehicles. The proposed lease requires a fixed monthly rate of \$5,000 plus 15% of total gross revenues for a total cost estimated not to exceed \$15,200. In the event the lot is not leased, the NFTA must pay a \$5,000 fee for this option.

BNIA did not utilize the overflow lot during year 2014. However, overflow parking lots accommodated 992 vehicles during year 2013 and 656 vehicles during year 2012. If leased, BNIA will maintain the premises and Standard Parking will provide shuttle service for the overflow parking customers.

FUNDING: Funding is included in the BNIA operating budget.

**“RESOLVED,** that the Board hereby authorizes a Lease Agreement with McGuire Development Co. for the rental of approximately 3 acres of land located at the Concourse Center at 4039 Genesee Street, Cheektowaga, New York to accommodate customer parking overflows at the Buffalo Niagara International Airport on an as needed basis as described above; and

**BE IT FURTHER RESOLVED,** that the Executive Director, her designee and/or the Chairman, be and are hereby authorized to execute a Lease Agreement with McGuire Development Co. as needed at the costs described above; and

**BE IT FURTHER RESOLVED**, that said Lease Agreement shall include such additional terms, conditions and safeguards to the Authority as deemed appropriate by the General Counsel; and

**BE IT FURTHER RESOLVED**, that the Chief Financial Officer, be and he is hereby authorized to make payments under said Agreements upon certification by the Director, Aviation, that such payments are in order.”



**AVIATION:**

3. D. (3) **Authorization for Agreement, Blue Star of Niagara Corporation, Taxi Service, NFIA**

**RECOMMENDATION:** Staff recommends that the Board enter into an agreement with Blue Star of Niagara Corporation, Niagara Falls, New York to provide exclusive taxicab service at the Niagara Falls International Airport (NFIA) effective February 1, 2015. The term of the agreement is for one year with 2 one-year renewal options at the sole discretion of the NFTA. The agreement provides for guaranteed annual payments of \$7,800.00 in the first contract year, \$8,100.00 in the second contract year, and \$8,400.00 in the third contract year which totals \$24,300.00 throughout the three year period.

**INFORMATION:** The NFTA issued RFP No. 4458 in accordance with NFTA procurement guidelines to provide exclusive taxi service for its patrons at NFIA. The NFTA established service standards including scheduling requirements during flights, minimum number of vehicles, vehicle condition, dispatch services, and driver services.

During January 2015, the NFTA received one proposal which was determined to be non-responsive. Blue Star of Niagara Corporation (Blue Star) from Niagara Falls, New York is the incumbent provider of taxi service and they did not submit a proposal due to an illness suffered by the president of the company. Subsequently, the NFTA negotiated terms of a new agreement with Blue Star who has provided satisfactory service under its previous agreement with the NFTA.

Blue Star has proposed to provide the NFTA with a guaranteed annual payments of \$7,800.00, \$8,100.00, and \$8,400.00 during the three year contract term resulting in combined remuneration totaling \$24,300.00. The term of the contract is for one year with 2 one-year options at the sole discretion of the NFTA.

**FUNDING:** No funding is required.

**“RESOLVED,** that the Board hereby authorizes an Agreement with Blue Star Niagara Corporation for exclusive taxicab service at the Niagara Falls International Airport as described above; and

**BE IT FURTHER RESOLVED,** that the Executive Director, her designee and/or the Chairman, be and are hereby authorized to execute an Agreement with Blue Star Niagara Corporation as described herein above; and

**BE IT FURTHER RESOLVED**, that said Agreement shall include such additional terms, conditions and safeguards to the Authority as deemed appropriate by the General Counsel.”

**AVIATION:**

3. D. (4) **Authorization for Agreement Amendments, Lakestone Development, Inc. and Zoladz Construction Co., Inc., Snow Plowing and Removal Services, BNIA**

**RECOMMENDATION:** Staff recommends that the Board authorize amendments to the following Agreements for additional snow removal services at the Buffalo Niagara International Airport for the current winter season ending March 31, 2015. The requested amendments are \$250,000 for Lakestone Development Corporation and \$100,000 for Zoladz Construction Company.

**INFORMATION:** On September 24, 2013, Lakestone Development Corporation and Zoladz Construction Company were approved via Board Resolution 3D(5) to perform snow removal services at BNIA at a estimated seasonal cost of \$443,948 and \$268,457, respectively. Lakestone performs snow removal services for all landside locations including the primary public parking areas, while Zoladz performs all airside services for the terminal and cargo ramps.

The cost of snow removal services is based upon contractual hourly rates for equipment and operators to plow, stack and remove snow. The current winter has experienced above average snowfall and below average temperatures resulting in the need for additional snow removal services.

Landside Areas - It is anticipated that an additional \$250,000 will be required for the landside areas performed by Lakestone Development. The amended seasonal contract amount will be \$693,948. Actual costs expended through February 9, 2015 were \$511,807.

Airside Areas - It is anticipated that an additional \$100,000 will be required for the airside ramp areas performed by Zoladz Construction Company resulting in an amended seasonal contract value totaling \$368,457. Actual costs expended through February 9, 2015 were \$263,304.

**FUNDING:** Funding is included in the BNIA operating budget.

**“RESOLVED,** that the Board hereby authorizes an Amendment to the Agreements with Lakestone Development Corporation and Zoladz Construction Company for the snow plowing and removal service at the Buffalo Niagara International Airport as described hereinabove; and

**BE IT FURTHER RESOLVED,** that the Executive Director, her designee and/or the Chairman are hereby authorized to amend the existing Agreement with Lakestone Development Corporation and Zoladz Construction Company, Inc. for snow plowing and removal service at the Buffalo Niagara International Airport as described hereinabove; and

**BE IT FURTHER RESOLVED**, that said Amendment to the Agreements shall include such terms, conditions and safeguards to the Authority as deemed appropriate by the General Counsel: and

**BE IT FURTHER RESOLVED**, that the Chief Financial Officer, be and he is hereby authorized to make payments pursuant to the Agreement upon certification by the Director, Aviation, that such payments are in order.”

4. **SURFACE TRANSPORTATION BUSINESS GROUP REPORT**
  - A. Surface Transportation Committee Report
  - B. Financial Update
  - C. Business Update
  - D. Resolutions

**Surface Transportation Resolutions**

- i. Niagara Frontier Transportation Authority, Acceptance of Surface Transportation 4. D. (1) through 4. D. (2)
1. Acquisition of Real Property, 2259 Niagara Street, Metro
2. Authorization for Agreement, Zoladz Construction Company, Inc., Site Preparation for the CNG Fueling Station, Metro

**SURFACE:**

**4. D. (i) Niagara Frontier Transportation Authority, Acceptance of Surface Transportation Resolutions 4. D. (1) through 4. D. (2)**

The Executive Director advised that Items 4. D. (1) through 4. D. (2) have been discussed with the Board of Commissioners of the NFTA, and the Board is unanimously in favor of all subject Resolutions.

Whereupon, it was moved by Commissioner Hughes, seconded by Commissioner Demakos, that the following Resolution be adopted:

“**RESOLVED**, that the Resolutions of the Niagara Frontier Transportation Authority, identified as numbers 4. D. (1) through 4. D. (2) and dated February 26, 2015 as set forth herein, be and hereby are accepted and approved in their entirety.”

**AYES: ZEMSKY, SLOMA, DEMAKOS, HICKS, HUGHES, PERRY, WILCOX**

**NOES: NONE**

**ADOPTED**

**SURFACE:**

4. D. (1) **Acquisition of Real Property, 2259 Niagara Street, Metro**

**RECOMMENDATION:** Staff recommends that the Board authorize the purchase of property commonly known as 2259 Niagara Street in the City of Buffalo (the "Property") for the price of \$210,805.

**INFORMATION:** The Property is owned by Exxon Mobil Oil Corporation and is located on the southeast corner of Niagara and Ontario Streets. The Property is currently vacant but had been operated as a service station for many years. The Property comprises approximately .95 acres of land.

The Property is being acquired in conjunction with the Niagara Street Corridor Project ("Project"). It will be used for the construction of a compact transit center that will include a 25-space lighted park and ride lot, lighted bus loop, bicycle parking and a pedestrian pathway to the existing Seaway Trail System.

In April of 2014 the Board approved acquisition of the Property for the purchase price of \$287,600, based upon an appraisal and review appraisal of the Property. Exxon Mobil had agreed to reimburse Metro for any remediation costs incurred as result of development of the Property. Subsequently, Exxon Mobil indicated it would only transfer the Property if the potential remediation costs were negotiated prior to the sale.

Based upon the Phase I and Phase II environmental site assessments staff had performed on the property the recommendation is to reduce the purchase price by \$76,795. Exxon Mobil has agreed to this reduction.

**FUNDING:** Funding is provided through the Federal Bus Livability Grant as follows:

FTA	80%
NYSDOT	10%
NFTA	10%

**"RESOLVED,** that the Board hereby authorizes the purchase of 2259 Niagara Street in the City of Buffalo, for the reasons and costs set forth and described above; and

**BE IT FURTHER RESOLVED,** that the Executive Director, her designee and/or the Chairman, be and hereby are authorized to execute the necessary legal documents to effectuate the purchase of 2259 Niagara Street in the City of Buffalo as set forth and described above; and



**BE IT FURTHER RESOLVED**, that all such legal documents shall include such additional terms, conditions and safeguards to the Authority as deemed appropriate by the General Counsel; and

**BE IT FURTHER RESOLVED**, that the Chief Financial Officer, be and he is hereby authorized to make payments under said legal documents upon certification by the Director, Public Transit, that such payments are in order.”

**SURFACE:**

**4. D. (2) Authorization for Agreement, Zoladz Construction Company, Inc., Site Preparation for the CNG Fueling Station, Metro**

**RECOMMENDATION:** Staff recommends that the Board award the subject construction contract to Zoladz Construction Co., Inc. for a lump sum amount of \$1,408,995.00.

**INFORMATION:** The purpose of this project is prepare the site for the installation of a high capacity fast fill Compressed Natural Gas (CNG) Fueling Station at the Frontier Bus Garage. The station will be used to fuel the new CNG transit vehicles that are schedule to be delivered in December of 2015.

The base bid for this project includes the installation of the new electric service, a new gas service, site excavation, canopy building, drive lanes, fuel islands, drainage, and pavement.

The Invitation to Bid also included three bid alternates for the project to be selected at the option of the NFTA. They include:

- Add Alternate No. 1: the installation of a new 12-foot by 19-foot Salt Storage Barn.
- Add Alternate No. 2: the installation of metal liner panels on the interior of the fueling canopy to prevent bird roosting.
- Deduct Alternate No. 3: pavement and restoration work in the area designated for the new Salt Barn.

This project will be coordinated with the new CNG Fueling Station Project which will be constructed concurrently.

The project was publicly advertised in accordance with NFTA Procurement Guidelines. Eleven (11) sets of contract documents were distributed to potential prime bidders with four (4) responding as follows:

Company	Base Bid Amount	Add Alternate #1 (Accepted)	Add Alternate #2 (Rejected)	Deduct Alternate #3 (Accepted)	Total Net Bid Amount of Bid
Zoladz Construction Co., Inc. Alden, NY T. D. Dougherty, VP	\$1,374,931	\$49,657	\$42,024	(\$15,593)	\$1,408,995
Sicoli Construction Services, Inc. Niagara Falls, NY B. R. Sicoli, Pres.	\$1,686,000	\$70,400	\$37,492	(\$5,200)	\$1,751,200
Northern Dreams Construction Cheektowaga, NY	\$1,778,000	\$125,000	\$17,262	(\$2,000)	\$1,901,000

D. J. Dettelis, Pres.					
Sicoli & Massaro, Inc. Niagara Falls, NY D. P. Massaro, Pres.	\$2,074,000	\$75,000	\$16,480	(\$2,500)	\$2,146,500

It has been determined that the low bidder, Zoladz Construction Co., Inc., has the knowledge, understanding, and ability to successfully accomplish the scope of work for this project. The contractor anticipates DBE participation of 16.45% for the project.

**FUNDING:** Funding for this project is found in Account No. 3188-2-3433 and is as follows:

FTA	11.4%	\$159,862.00
NYS DOT	1.4%	\$19,983.00
NFTA	1.4%	\$19,983.00
FTA Restricted	0.5%	\$6,495.00
Metro Replacement Fund (MRF)	85.3%	\$1,202,672.00
TOTAL		\$1,408,995.00

**“RESOLVED**, that the Board hereby authorizes an Agreement with Zoladz Construction Company, Inc. for the site preparation of the CNG Fueling Station at the Frontier Bus Garage as described above; and

**BE IT FURTHER RESOLVED**, that the Executive Director, her designee and/or the Chairman, be and are hereby authorized to execute an Agreement with Zoladz Construction Company, Inc. for the site preparation of the CNG Fueling Station at the Frontier Garage described above; and

**BE IT FURTHER RESOLVED**, that said Agreement shall include such additional terms, conditions and safeguards to the Authority as deemed appropriate by the General Counsel; and

**BE IT FURTHER RESOLVED**, that the Chief Financial Officer, be and he is hereby authorized to make payments under said Agreement upon certification by the Director, Engineering, that such payments are in order.”

- 5. HUMAN RESOURCE GROUP REPORT**
  - A. Human Resource Committee Report
  - B. Business Update
  - C. Resolutions

**Human Resource Resolutions**

1. There are no proposed resolutions at this time.

6. General Counsel Report - Written
7. Executive Session - None
8. Adjournment

At approximately 12:55 p.m., the Chairman indicated that there was no further business coming before the Board, whereupon it was moved by Commissioner Sloma, seconded by Commissioner Wilcox, and unanimously approved that the Regular Meeting of the Niagara Frontier Transportation Authority and Niagara Frontier Transit Metro System, Inc. be adjourned.

**AYES: ZEMSKY, SLOMA, DEMAKOS, HICKS, HUGHES, PERRY,  
WILCOX**

**NOES: NONE**