

**NIAGARA FRONTIER TRANSPORTATION AUTHORITY
NIAGARA FRONTIER TRANSIT METRO SYSTEM, INC.
REGULAR BOARD MEETING
MARCH 26, 2012
MINUTES**

1.
 - A. **CALL TO ORDER**
 - B. **APPROVAL OF MINUTES (February 27, 2012)**
 - C. **EXECUTIVE DIRECTOR'S REPORT**

2. **NFTA CORPORATE REPORT**
 - A. Audit and Governance Committee Report (Henry Sloma)
 - B. Consolidated Financial (Debbie Leous)
 - C. Corporate Resolutions (Kim Minkel)
 1. Mission Statement
 2. Authorization for NYSDOT Mass Transportation Capital Project Agreement, Contract No. K006695, Supplemental Agreement No. 6, PIN No. 5822.27
 3. Adoption of Five Year Operating and Capital Plans, Niagara Frontier Transportation Authority and NFT Metro System, Inc., Fiscal Years Ending March 31, 2012 through March 31, 2017
 4. Adoption of Revised Operating and Capital Budgets, Niagara Frontier Transportation Authority and NFT Metro Systems, Inc., Fiscal Year 2012-2013
 5. Authorization for Settlement, Elbert R. Polk v. Niagara Frontier Transit Metro System, Inc. and Jose Cespedes

3. **AVIATION BUSINESS GROUP REPORT**
 - A. Aviation Committee Report (Carmen Granto)
 - B. Financial Update (Bill Vanecek)
 - C. Business Update (Bill Vanecek)
 - D. Aviation Resolutions (Kim Minkel)
 1. Authorization for Agreement, Federal Aviation Administration, Runway 10L/28R Mill and Overlay, NFIA
 2. Acceptance of Bid, Louis Del Prince & Sons, Inc., Airside Pavement Maintenance, BNIA
 3. Approval of Landing Fee Tariff, BNIA
 4. Authorization for Agreement, Tennant Sales and Service Company, Maintenance of Floor Cleaning Equipment, BNIA
 5. Authorization for Renewal of Airline Incentive Program, BNIA

4. **SURFACE TRANSPORTATION BUSINESS GROUP REPORT**

- A. Surface Transportation Committee Report (Eunice Lewin)
- B. Financial Update (Tom George)
- C. Business Update (Tom George)
- D. Surface Transportation Resolutions (Kim Minkel)
 - 1. Authorization for Agreement, Liquid Industries, Inc., Bus Wash Soap, Metro
 - 2. Authorization for Maintenance Agreement, Trapeze Software Group, Inc.
 - 3. Authorization for Agreement, Swiger Coil Systems, Traction Motor Overhauls, LRRT
 - 4. Authorization for Agreement, C&S Engineers, Inc., Regional Traffic Count Program, GBNRTC
 - 5. Authorization to Approve Fare Increase and Service Adjustments
 - 6. Authorization for Adoption of a Revised NFTA Policy for Soliciting Public Comment to Include Service Change and Fare Equity Analysis

5. **PROPERTY RISK/MANAGEMENT GROUP REPORT**

- A. Property/Risk Management Committee Report (Peter Demakos)
- B. Financial Update (Dave State)
- C. Business Update (Dave State)
- D. Property Development Resolutions (Kim Minkel)
 - 1. Authorization for Lease Agreement, Seven Seas Sailing, Inc., Boat Harbor
 - 2. Authorization for License Agreement, Airport Commerce Park II, LLC, 455 Cayuga Road
 - 3. Authorization for License Agreement, Cystic Fibrosis Foundation of Western New York, Boat Harbor
 - 4. Authorization for License Agreement, Funtime After Dark, LLC, NFTA Outer Harbor

6. **GENERAL COUNSEL'S REPORT (David State)**

7. **EXECUTIVE SESSION -**

8. **ADJOURNMENT**

1. CALL TO ORDER

A. Meeting Called to Order

Acting Chairman Sloma called the meeting to order at approximately 12:35 p.m.

B. Approval of Minutes of the NFTA Special Meeting held on February 16, 2012

It was moved by Commissioner Helfer, seconded by Commissioner Eagan, that the Minutes of the February 16, 2012 Special Meeting of the Niagara Frontier Transportation Authority and Niagara Frontier Transit Metro System, Inc., be accepted and approved.

C. Approval of Minutes of the NFTA Board Meeting held on February 27, 2012

It was moved by Commissioner Helfer, seconded by Commissioner Eagan, that the Minutes of the February 27, 2012, Regular Meeting of the Niagara Frontier Transportation Authority and Niagara Frontier Transit Metro System, Inc., be accepted and approved.

AYES: SLOMA, LEWIN, CROCE, EAGAN, GRANTO, HELFER, PERRY,
ZEMSKY

NOES: NONE

2. NFTA CORPORATE REPORT

- A. Audit and Governance Committee Report (Henry Sloma)
- B. Consolidated Financial (Debbie Leous)
- C. Corporate Resolutions (Kim Minkel)

Corporate Resolutions

- i. Niagara Frontier Transportation Authority, Acceptance of Corporate Resolutions 2. C. (1) through 2. C. (5)
1. Mission Statement
2. Authorization for NYSDOT Mass Transportation Capital Project Agreement, Contract No. K006695, Supplemental Agreement No. 6, PIN No. 5822.27
3. Adoption of Five Year Operating and Capital Plans, Niagara Frontier Transportation Authority and NFT Metro System, Inc., Fiscal Years Ending March 13, 2012 through March 31, 2017
4. Adoption of Revised Operating and Capital Budgets, Niagara Frontier Transportation Authority and NFT Metro Systems, Inc., Fiscal Year 2012-2013
5. Authorization for Settlement, Elbert R. Polk v. Niagara Frontier Transit Metro System, Inc. and Jose Cespedes

CORPORATE:

**2. C. (i) Niagara Frontier Transportation Authority, Acceptance
of Corporate Resolutions 2. C. (1) through 2. C. (5)**

The Executive Director advised that Items 2. C. (1) through 2. C. (5) 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 Lewin, seconded by Commissioner Granto, 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. (5) and dated March 26, 2012 as set forth herein, be and hereby are accepted and approved in their entirety.”

AYES: SLOMA, LEWIN, CROCE, EAGAN, GRANTO, HELFER, PERRY, ZEMSKY

NOES: NONE

ADOPTED

CORPORATE:

2. C. (1) **Mission Statement**

RECOMMENDATION: The Audit and Governance Committee has reviewed this item and recommends that the Board formally adopt the mission statement that was developed as part of the NFTA's Strategic Plan.

INFORMATION: The Public Authorities Reform Act of 2009 requires public authorities to develop and adopt a mission statement, as well as maintain the mission statement on their website. Our mission statement, presented below, was last reviewed and approved by the Board on April 25, 2011.

MISSION STATEMENT

The Niagara Frontier Transportation Authority is a multi-modal entity encompassing a skilled and dedicated workforce. We are firmly committed to providing efficient and professional transportation services that enhance the quality of life in the Buffalo Niagara region in a manner consistent with the needs of our customers.

Aviation: serves as a catalyst for economic growth by maintaining cost effective, customer oriented, efficient airports to attract and retain comprehensive and competitive air transportation services.

Surface: enhance the quality of life of residents and visitors by providing the highest level of safe, clean, affordable, responsive, and reliable transportation through a coordinated and convenient bus and rail system.

Property: manage and develop the NFTA owned real property to optimize the generation of self-supporting discretionary revenue to support our transportation businesses while fostering economic growth.

Support services: proactively provide high quality, coordinated, innovative, technological, cost-effective support service solutions for our internal and external stakeholders.

FUNDING: No funding is required.

"RESOLVED, that the Board hereby adopt the Mission Statement of the Niagara Frontier Transportation Authority as described hereinabove."

CORPORATE:

2. C. (2) Authorization for NYSDOT Mass Transportation Capital Project Agreement, Contract No. K006695, Supplemental Agreement No. 6, PIN No. 5822.27

RECOMMENDATION: The Audit and Governance Committee has reviewed this item and recommends that the Board authorize the Executive Director to execute New York State Department of Transportation (NYSDOT) Mass Transportation Capital Project Agreement, Contract No. K006695 Supplemental Agreement No. 6 in the amount of \$833,476.

INFORMATION: NYSDOT Mass Transportation Capital Project Agreement, Contract No. K006695 Supplemental Agreement No. 6 consists of PIN No. 5822.27, which will provide one-half (10%) of the non-federal share for the Railcar Rebuild Project in FTA Grants NY-90-X671 and NY-05-0114.

The federal share on all projects is 80%.

FUNDING: Funding for the above-cited projects is structured as follows:

NYSDOT Mass Transportation Agreement, Contract No. K006751 Supplemental Agreement No. 9

<i>PIN</i>	<i>Project Description</i>	<i>Total Amount</i>	<i>Federal Share</i>	<i>State Share</i>	<i>Local Share</i>
5822.27	Rail Car Rebuild (FFY 2008-2011)	\$ 75,000	\$ 60,000	\$ 7,500	\$ 7,500
5822.27	Rail Car Rebuild (FFY 2008-2011)	\$ 8,259,753	\$ 6,607,802	\$ 825,976	\$ 825,975
Totals		\$ 8,334,753	\$ 6,667,802	\$ 833,476	\$ 833,475

“RESOLVED, that the Board authorizes the acceptance of New York State Department of Transportation (NYSDOT) Mass Transportation Capital Project Agreement, Contract No. K006695 Supplemental Agreement No. 6 in the amount of \$833,476; and

BE IT FURTHER RESOLVED, that the Executive Director, her designee and/or the Chairman be authorized to execute New York State Department of Transportation (NYSDOT) Mass Transportation Capital Project Agreement, Contract No. K006695 Supplemental Agreement No. 6 in the amount of \$833,476; 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.”

CORPORATE:

2. C. (3) **Adoption of Five Year Operating and Capital Plans, Niagara Frontier Transportation Authority and NFT Metro System, Inc., Fiscal Years Ending March 31, 2013 through March 31, 2017**

RECOMMENDATION: The Audit and Governance Committee has reviewed this item and recommends that the Board adopt the attached Five Year Operating and Capital Plans for the NFTA and NFT Metro System, Inc. for the fiscal years ending March 31, 2013 through March 31, 2017.

INFORMATION: The Public Authorities Reform Act of 2009 requires Authorities to provide a four-year financial plan and Section 1299-s of the Public Authorities Law requires a five-year financial plan. Presented herein is the five-year plan that will satisfy both requirements.

In our five-year plan we used the following assumptions:

REVENUES:

- Fare increase of \$.25 effective May 1, 2012
- Incremental increase in BNIA concessions and commissions

OPERATING ASSISTANCE:

- Erie County Sales Tax average annual compounded increase equal to 1.9%
- Mortgage tax average annual compounded increase equal to 3.2% based on the anticipated annual average residential home price growth rate, based on five year historical trend
- 88c five year numbers reflective of tax revenue anticipated to increase 3.2% yearly, offset by respective year capital spending obligations
- New York State Operating Assistance (non- local match) annual compounded increase equal to 5.7%, ten year historical trend equal to 11.4%, anticipated 50% lower growth rate
- Federal/State Preventative Maintenance Assistance annual compounded increase equal to 5.5%, anticipated 50% lower growth rate, ten year historical trend equal to 10.9%

EXPENSES:

- 6.8% health insurance increases for each year, based on three year historical rate hike trend
- Diesel fuel prices increasing 8.6% for each year, based on six year historical trend
- Workers' compensation increasing 4.7% based on five year historical trend
- Other expense increases vary based on multi-year trends and outlooks

NON-OPERATING/CAPITAL

- Metro capital increasing \$1,320k in FYE'15 due to anticipated increasing rail expenditures
- NFTA/Metro capital increasing \$2,950k in FYE'17 due to anticipated increasing rail expenditures, partially offset by lower Property Development capital spending
- BNIA capital increasing \$619k in FYE'15 primarily due to replacing the 245 Cayuga Road parking lot
- BNIA interest increasing from \$175k in FYE'13 to \$2,000k in FYE'17, anticipating a return to more normalized interest rates
- NFIA capital increasing \$200k in FYE'15 primarily due to our planned new terminal apron phase II (Gate 1 and 2)

The deficits in FYE'14 through FYE'17 are either eliminated or significantly mitigated as outlined in our Blueprint for the Future Summary Plan of Action.

FUNDING: No funding is required at this time.

"RESOLVED, that the Board hereby adopt the five year Operating and Capital Plans for the Niagara Frontier Transportation Authority and NFT Metro System, Inc., for the fiscal years ending March 31, 2013 through March 31, 2017 as described hereinabove."

**NFTA COMBINED
KEY ITEM REPORT
FIVE YEAR PLAN FYE13 - FYE17
SERVICE REDUCTIONS & FARE INCREASE**

	FYE 13 BUDGET	FYE 14 PROJ	FYE 15 PROJ	FYE 16 PROJ	FYE 17 PROJ
Operating Revenues	106,571,923	109,291,780	111,814,756	115,248,138	117,467,783
Operating Assistance	<u>93,515,878</u>	<u>93,639,054</u>	<u>97,048,276</u>	<u>100,952,395</u>	<u>107,867,845</u>
Total Oper Revs & Asst	200,087,801	202,930,834	208,863,032	216,200,532	225,335,628
Personnel Services	134,391,807	139,483,412	144,768,004	150,252,899	155,945,693
Other Operating Expense	<u>44,496,161</u>	<u>46,973,781</u>	<u>49,421,133</u>	<u>51,996,544</u>	<u>54,700,568</u>
Total Operating Expenses	178,887,968	186,457,194	194,189,137	202,249,442	210,646,261
Operating Income/(Loss)	<u>21,199,833</u>	<u>16,473,640</u>	<u>14,673,895</u>	<u>13,951,090</u>	<u>14,689,367</u>
Non-operating/Capital	<u>(21,199,833)</u>	<u>(16,559,633)</u>	<u>(17,923,324)</u>	<u>(19,484,060)</u>	<u>(22,193,950)</u>
Net Surplus/(Deficit)	0	<u>(85,993)</u>	<u>(3,249,429)</u>	<u>(5,532,970)</u>	<u>(7,504,583)</u>

**A BLUEPRINT FOR THE FUTURE
SUMMARY AND PLAN OF ACTION**

Operational Changes within Metro					
Change Farebox System	0	0	16,500	16,500	16,500
Reduce Metro Costs					
Facility Restructuring/Consolidation	0	0	0	1,000,000	1,000,000
Build Reserves and Stability					
Pursue liquidation of non-mission assets	48,000	405,883	683,614	36,620	26,620
Technology Improvements					
Automate administrative processes and equipment enhancements	200,000	1,000,000	1,000,000	1,000,000	1,000,000
Promote Public Private Partnerships					
Business Development	0	200,000	300,000	350,000	400,000
Stabilize Gov't Assistance					
Employ state lobbyist & equitable local asst	0	<u>1,000,000</u>	<u>2,000,000</u>	<u>2,000,000</u>	<u>2,000,000</u>
Net Change	248,000	2,605,883	4,000,114	4,403,120	4,443,120

Build Reserves and Stability					
Establish an Aviation ADF Reserve	2,921,013	2,353,248	750,685	0	0
Establish a Property Cap'l Reserve	0	166,642	0	0	0
Establish a Grant Match Reserve **	1,000,000	0	0	0	0
Return Funding to Metro SIF **	2,500,000	0	0	0	0
Return Funding to NFTA SIF	<u>248,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
** From sale of non-mission assets					
Total	6,669,013	2,519,890	750,685	0	0

NET SURPLUS/(DEFICIT)	0	0	0	(1,129,850)	(3,061,463)
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**FIVE YEAR PLAN FYE13 - FYE17
NET SURPLUS/(DEFICIT)**

	FYE 13 BUDGET	FYE 14 PROJ	FYE 15 PROJ	FYE 16 PROJ	FYE 17 PROJ
BNIA	2,440,295	5,258,407	5,722,146	5,781,074	5,706,690
NFIA	(1,344,404)	(1,375,161)	(1,362,787)	(1,378,789)	(1,309,052)
Metro	(463,695)	(3,333,985)	(6,522,259)	(9,048,412)	(11,732,153)
Transportation Centers	(559,834)	(565,516)	(724,157)	(612,867)	(637,143)
Property Development	<u>(72,362)</u>	<u>(69,737)</u>	<u>(362,372)</u>	<u>(273,977)</u>	<u>467,074</u>
NFTA Combined	<u>(0)</u>	<u>(85,993)</u>	<u>(3,249,429)</u>	<u>(5,532,970)</u>	<u>(7,504,583)</u>

NIAGARA FRONTIER TRANSPORTATION AUTHORITY
FINANCIAL STATEMENT
FYE 2013 - FYE 2017

	FYE 13 BUDGET	FYE 14 PROJ	FYE 15 PROJ	FYE 16 PROJ	FYE 17 PROJ
OPERATING REVENUES & ASSISTANCE					
Operating Revenues					
Airport Fees & Services	16,635,309	17,490,134	18,250,504	20,162,388	21,021,800
Boat Harbor Fees	1,001,000	1,015,014	1,029,224	1,043,633	1,058,244
Passenger Fares	38,465,540	38,935,135	38,935,135	38,935,135	38,935,135
Rental Income	13,885,303	14,356,266	14,837,640	15,335,705	15,833,682
Concessions/Commissions	30,655,283	31,404,063	32,504,157	33,341,613	34,011,925
Retail Sales	310,000	321,160	332,722	344,700	357,109
Resales & Rebillings	1,717,842	1,769,377	1,822,774	1,877,322	1,934,483
Other Operating Revenues	3,901,646	4,000,631	4,102,600	4,207,642	4,315,405
Airline Billing to Meet 1.25 Coverage	0	0	0	0	0
Total Operating Revenues	106,571,923	109,291,780	111,814,756	115,248,138	117,467,783
Operating Assistance					
Local	4,100,000	4,100,000	4,100,000	4,100,000	4,100,000
Erie County Sales Tax	18,643,500	18,997,727	19,358,683	19,726,498	20,101,302
Mortgage Tax	6,920,989	7,142,471	7,371,030	7,606,903	7,850,324
Local - 88c Funds	3,712,971	304,000	0	0	2,819,000
Peace Bridge	200,000	200,000	200,000	200,000	200,000
State - Local Match	4,100,000	4,100,000	4,100,000	4,100,000	4,100,000
State - MTOAF	25,263,300	26,703,308	28,225,397	29,834,244	31,534,796
State - Sec 9 ACM	52,000	52,000	52,000	52,000	43,072
State - DMTTF	8,935,300	9,444,612	9,982,955	10,551,983	11,153,446
State - General Fund - AMTAP	6,628,000	7,005,796	7,405,126	7,827,219	8,273,370
State - Additional Fund	0	0	0	0	0
State - Sec 9 PMA	1,271,377	1,341,303	1,415,074	1,492,903	1,575,013
State - Paratransit	246,250	246,250	246,250	246,250	246,250
State - CST	0	0	0	0	0
Federal - Sec 18	49,000	49,000	49,000	49,000	49,000
Federal - Sec 9 ACM	416,000	416,000	416,000	416,000	416,000
Federal - PMA	10,171,021	10,730,427	11,320,601	11,943,234	12,600,112
Federal - Paratransit	1,970,000	1,970,000	1,970,000	1,970,000	1,970,000
Federal - New-Freedom Initiative	100,000	100,000	100,000	100,000	100,000
Federal - JARC	100,000	100,000	100,000	100,000	100,000
Federal Operating Assistance	619,831	619,831	619,831	619,831	619,831
Federal - K-9 Cops	0	0	0	0	0
Federal - DEA Expenditures	0	0	0	0	0
Federal - DEA OT Reimbursement	16,329	16,329	16,329	16,329	16,329
Total Operating Assistance	93,515,878	93,639,054	97,048,276	100,952,395	107,867,845
TOTAL OPERATING REVENUES & ASSISTANCE	200,087,801	202,930,834	208,863,032	216,200,532	225,335,628

NIAGARA FRONTIER TRANSPORTATION AUTHORITY
FINANCIAL STATEMENT
FYE 2013 - FYE 2017

	FYE 13 BUDGET	FYE 14 PROJ	FYE 15 PROJ	FYE 16 PROJ	FYE 17 PROJ
OPERATING EXPENSES (Excluding Depreciation)					
Personnel Services	134,391,807	139,483,412	144,768,004	150,252,899	155,945,693
Maintenance & Repairs	17,764,335	18,582,150	19,508,156	20,491,281	21,535,434
Transit Fuel/Power	8,935,336	9,650,163	10,422,176	11,255,950	12,156,426
Utilities	5,667,623	5,837,652	6,030,286	6,211,195	6,397,530
Insurance & Injuries	4,069,797	4,191,983	4,317,880	4,447,560	4,581,692
Safety & Security	9,694,668	10,053,228	10,425,051	10,810,627	11,210,464
General Business/Other	22,139,834	23,044,350	24,005,853	25,004,130	26,013,789
Administrative Cost Reallocation	0	0	0	0	0
Costs Transferred to Capital Projects	(2,726,644)	(2,557,910)	(2,652,552)	(2,750,697)	(2,852,473)
Inter Division Reimbursement	(21,048,785)	(21,827,834)	(22,635,716)	(23,473,501)	(24,342,293)
TOTAL OPERATING EXPENSES	178,887,969	186,457,195	194,189,138	202,249,443	210,646,262
OPERATING INCOME/(LOSS)	21,199,832	16,473,639	14,673,894	13,951,089	14,689,366
NON-OPERATING ITEMS					
Bond Debt Service	(14,336,111)	(14,201,127)	(14,219,195)	(14,216,793)	(14,213,191)
Operating Expense Reserve & R&R Rsv	(293,519)	(302,008)	(317,554)	(333,982)	(351,349)
NFIA Contribution (Excluding Debt Svc)	(1,344,404)	(1,438,264)	(1,375,664)	(1,391,900)	(1,322,859)
NFIA Contribution - Debt Service	(2,092,371)	(2,150,000)	(2,150,000)	(1,792,000)	0
ADF Refunding	(2,921,013)	0	0	0	0
ADF NFIA Debt Service Funding	1,000,000	1,000,000	1,000,000	1,000,000	0
Debt Service - Glycol Collection	(300,417)	(300,417)	(294,733)	(288,597)	(287,064)
Debt Service - Noresco	(646,694)	(646,542)	(646,536)	(646,530)	(336,998)
Interest Income	187,000	512,000	1,012,000	1,512,000	2,012,000
Reserve Funding	0	0	0	(2,399,574)	(3,746,863)
PFC	2,691,920	2,700,000	2,700,000	2,700,000	2,700,000
Debt Service	(2,092,371)	(2,100,000)	(2,150,000)	(1,792,000)	0
BNIA Contribution (Excluding Debt Svc)	1,344,404	1,438,264	1,375,664	1,391,900	1,322,859
BNIA Contribution - Debt Service	2,092,371	2,150,000	2,150,000	1,792,000	0
Intercompany Transfer	0	0	0	0	0
Property Management Debt Service	(205,833)	0	0	0	0
TOTAL NON-OPERATING ITEMS	(16,917,038)	(13,338,094)	(12,916,018)	(14,465,476)	(14,223,465)
NET INCOME/(LOSS)	4,282,794	3,135,545	1,757,876	(514,387)	465,901
Less: Direct Capital	4,282,794	3,221,538	5,007,305	5,018,583	7,970,488
Less: Indirect Capital	0	0	0	0	0
NET SURPLUS/(DEFICIT)	0	(85,993)	(3,249,429)	(5,532,970)	(7,504,587)

NIAGARA FRONTIER TRANSPORTATION AUTHORITY
SURFACE TRANSPORTATION GROUP
METRO CONSOLIDATED FINANCIAL STATEMENT
FYE 2012 - FYE 2017
SERVICE REDUCTIONS & FARE INCREASE

	FYE 13 BUDGET	FYE 14 PROJ	FYE 15 PROJ	FYE 16 PROJ	FYE 17 PROJ
REVENUES & ASSISTANCE					
Operating Revenues					
Passenger Fares	38,465,540	38,935,135	38,935,135	38,935,135	38,935,135
Other Operating Revenues	<u>615,530</u>	<u>615,530</u>	<u>615,530</u>	<u>615,530</u>	<u>615,530</u>
Total Revenues	39,081,070	39,550,665	39,550,665	39,550,665	39,550,665
Operating Assistance					
Local	4,100,000	4,100,000	4,100,000	4,100,000	4,100,000
Erie County Sales Tax	18,643,500	18,997,727	19,358,683	19,726,498	20,101,302
Mortgage Tax	6,920,999	7,142,471	7,371,030	7,606,903	7,850,324
Local - 88c Funds	3,712,971	304,000	0	0	2,819,000
Peace Bridge	200,000	200,000	200,000	200,000	200,000
State - Local Match	4,100,000	4,100,000	4,100,000	4,100,000	4,100,000
State - MTOAF	25,263,300	26,703,308	28,225,397	29,834,244	31,534,796
State - Sec 9 ACM	52,000	52,000	52,000	52,000	43,072
State - DMTTF	8,935,300	9,444,612	9,982,955	10,551,983	11,153,446
State - General Fund - AMTAP	6,628,000	7,005,796	7,405,126	7,827,219	8,273,370
State - Additional Fund	0	0	0	0	0
State - Sec 9 PMA	1,271,377	1,341,303	1,415,074	1,492,903	1,575,013
State - Paratransit	246,250	246,250	246,250	246,250	246,250
State - CST	0	0	0	0	0
Federal - Sec 18	49,000	49,000	49,000	49,000	49,000
Federal - Sec 9 ACM	416,000	416,000	416,000	416,000	416,000
Federal - PMA	10,171,021	10,730,427	11,320,601	11,943,234	12,600,112
Federal - Paratransit	1,970,000	1,970,000	1,970,000	1,970,000	1,970,000
Federal - New-Freedom Initiative	100,000	100,000	100,000	100,000	100,000
Federal - JARC	<u>100,000</u>	<u>100,000</u>	<u>100,000</u>	<u>100,000</u>	<u>100,000</u>
Total Operating Assistance	92,879,718	93,002,884	96,412,116	100,316,235	107,231,685
TOTAL OPERATING REVENUES & ASSISTANCE	131,960,788	132,553,559	135,962,781	139,866,900	146,782,350
OPERATING EXPENSES (Excluding Depreciation)					
Personnel Services	88,802,384	92,212,396	95,753,352	99,430,280	103,248,403
Maintenance & Repairs	6,717,071	6,871,584	7,029,610	7,191,291	7,356,690
Transit Fuel/Power	8,935,336	9,650,163	10,422,176	11,255,950	12,156,426
Utilities	2,007,836	2,068,071	2,130,113	2,194,017	2,259,837
Insurance & Injuries	3,183,577	3,279,084	3,377,457	3,478,781	3,583,144
Safety & Security	3,646,764	3,781,694	3,921,617	4,066,717	4,217,185
General Business/Other	11,721,601	12,167,022	12,641,536	13,134,556	13,646,803
Administrative Cost Reallocation	3,834,555	3,979,943	4,130,871	4,287,561	4,450,266
Costs Transferred to Capital Projects	0	0	0	0	0
Inter Division Reimbursement	<u>(173,979)</u>	<u>(180,660)</u>	<u>(187,597)</u>	<u>(194,801)</u>	<u>(202,281)</u>
TOTAL OPERATING EXPENSES	128,675,145	133,829,277	139,219,134	144,844,351	150,716,473
OPERATING INCOME/(LOSS)	<u>3,285,643</u>	<u>(1,275,718)</u>	<u>(3,256,352)</u>	<u>(4,977,451)</u>	<u>(3,934,123)</u>
NON-OPERATING ITEMS					
Debt Service - Noresco	(309,524)	(309,524)	(309,524)	(309,524)	0
Debt Service - Metro Rail Projects	0	0	0	0	0
Interest Income	12,000	12,000	12,000	12,000	12,000
Intercompany Transfer	<u>(677,647)</u>	<u>(684,423)</u>	<u>(691,267)</u>	<u>(698,180)</u>	<u>(705,162)</u>
TOTAL NON-OPERATING ITEMS	<u>(975,171)</u>	<u>(981,947)</u>	<u>(988,791)</u>	<u>(995,704)</u>	<u>(693,162)</u>
NET INCOME/(LOSS)	<u>2,310,472</u>	<u>(2,257,665)</u>	<u>(4,245,144)</u>	<u>(5,973,155)</u>	<u>(4,627,285)</u>
LESS: DIRECT CAPITAL	2,383,242	877,272	2,197,368	2,968,137	7,041,797
LESS: INDIRECT CAPITAL	<u>390,926</u>	<u>199,048</u>	<u>79,747</u>	<u>117,120</u>	<u>63,071</u>
NET SURPLUS/(DEFICIT)	<u>(463,695)</u>	<u>(3,333,985)</u>	<u>(6,522,259)</u>	<u>(9,048,412)</u>	<u>(11,732,153)</u>

**NIAGARA FRONTIER TRANSPORTATION AUTHORITY
SURFACE TRANSPORTATION GROUP
TRANSPO CENTERS FINANCIAL STATEMENT
FYE 2012 - FYE 2017**

	FYE 13 BUDGET	FYE 14 PROJ	FYE 15 PROJ	FYE 16 PROJ	FYE 17 PROJ
OPERATING REVENUES					
Rental Income	1,762,992	1,821,171	1,881,269	1,943,351	2,007,482
Concessions/Commissions	63,130	66,728	70,532	74,552	78,802
Retail Sales	0	0	0	0	0
Resales & Rebillings	4,775	4,918	4,500	4,500	4,500
Other Operating Revenues	0	0	0	0	0
TOTAL OPERATING REVENUES	1,830,897	1,892,817	1,956,301	2,022,404	2,090,784
OPERATING EXPENSES (Excluding Depreciation)					
Personnel Services	1,161,124	1,204,086	1,248,637	1,294,836	1,342,745
Maintenance & Repairs	221,827	232,475	243,633	255,328	267,584
Utilities	374,494	385,729	397,301	409,220	421,496
Insurance & Injuries	22,205	23,004	23,833	24,691	25,579
Safety & Security	350,920	363,904	377,368	391,331	405,810
General Business/Other	46,339	47,868	49,448	51,080	52,765
Administrative Cost Reallocation	396,369	411,397	426,998	443,195	460,013
Costs Transferred to Capital Projects	0	0	0	0	0
Inter Division Reimbursement	(26,287)	(27,260)	(28,268)	(29,314)	(30,399)
TOTAL OPERATING EXPENSES	<u>2,546,991</u>	<u>2,641,203</u>	<u>2,738,950</u>	<u>2,840,366</u>	<u>2,945,595</u>
OPERATING INCOME/(LOSS)	(716,094)	(748,386)	(782,649)	(817,963)	(854,811)
NON-OPERATING ITEMS					
Interest Income	0	0	0	0	0
Debt Service - Noresco	-64,037	(64,037)	(64,037)	(64,037)	(64,037)
Intercompany Transfer	<u>677,647</u>	<u>684,423</u>	<u>691,267</u>	<u>698,180</u>	<u>705,162</u>
TOTAL NON-OPERATING ITEMS	613,610	620,386	627,230	634,143	641,129
NET INCOME/(LOSS)	<u>(102,484)</u>	<u>(128,000)</u>	<u>(155,418)</u>	<u>(183,820)</u>	<u>(213,683)</u>
LESS: DIRECT CAPITAL	416,941	416,941	560,495	416,941	416,941
LESS: INDIRECT CAPITAL	<u>40,409</u>	<u>20,575</u>	<u>8,243</u>	<u>12,106</u>	<u>6,520</u>
NET SURPLUS/(DEFICIT)	<u>(559,834)</u>	<u>(565,516)</u>	<u>(724,157)</u>	<u>(612,867)</u>	<u>(637,143)</u>

NIAGARA FRONTIER TRANSPORTATION AUTHORITY
AIRPORT BUSINESS GROUP
BNIA FINANCIAL STATEMENT
FYE 2012 - FYE 2017

	FYE 13 BUDGET	FYE 14 PROJ	FYE 15 PROJ	FYE 16 PROJ	FYE 17 PROJ
OPERATING REVENUES					
Airport Fees & Services	16,518,696	17,344,631	18,090,450	19,986,329	20,845,741
Rental Income	8,983,549	9,288,990	9,604,815	9,931,379	10,269,046
Concessions/Commissions	28,683,394	29,257,062	29,842,203	30,439,047	31,047,828
Resales & Rebillings	1,396,678	1,438,578	1,481,736	1,526,188	1,571,973
Other Operating Revenues	3,185,616	3,281,184	3,379,620	3,481,009	3,585,439
Airline Billing To Meet 1.25 Coverage	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
TOTAL OPERATING REVENUES	58,767,933	60,610,445	62,398,824	65,363,952	67,320,028
OPERATING EXPENSES (Excluding Depreciation)					
Personnel Services	13,979,821	14,497,074	15,033,466	15,589,704	16,166,523
Maintenance & Repairs	9,020,650	9,670,137	10,366,387	11,112,766	11,912,886
Utilities	2,209,915	2,276,212	2,344,499	2,414,834	2,487,279
Insurance & Injuries	465,196	479,152	493,526	508,332	523,582
Safety & Security	5,273,637	5,468,762	5,671,106	5,880,937	6,098,531
General Business/Other	6,503,245	6,808,898	7,128,916	7,463,975	7,814,782
Administrative Cost Reallocation	2,964,247	3,076,638	3,193,310	3,314,437	3,440,214
Costs Transferred to Capital Projects	(108,207)	(112,211)	(116,362)	(120,668)	(125,133)
Inter Division Reimbursement	<u>(1,977,113)</u>	<u>(2,050,266)</u>	<u>(2,126,126)</u>	<u>(2,204,793)</u>	<u>(2,286,370)</u>
TOTAL OPERATING EXPENSES	<u>38,331,391</u>	<u>40,114,395</u>	<u>41,988,721</u>	<u>43,959,525</u>	<u>46,032,294</u>
OPERATING INCOME/(LOSS)	20,436,542	20,496,050	20,410,103	21,404,427	21,287,734
NON-OPERATING ITEMS					
Bond Debt Service	(14,336,111)	(14,201,127)	(14,219,195)	(14,216,793)	(14,213,191)
Operating Expense Reserve & R&R Rsv	(293,519)	(302,008)	(317,554)	(333,982)	(351,349)
NFIA Contribution (Excluding Debt Svc)	(1,344,404)	(1,438,264)	(1,375,664)	(1,391,900)	(1,322,859)
NFIA Contribution - Debt Service	(2,092,371)	(2,150,000)	(2,150,000)	(1,792,000)	0
ADF Refunding	(2,921,013)	0	0	0	0
ADF NFIA Debt Service Funding	1,000,000	1,000,000	1,000,000	1,000,000	0
Debt Service - Glycol Collection	(300,417)	(300,417)	(294,733)	(288,597)	(287,064)
Debt Service - Noresco	(273,133)	(272,981)	(272,975)	(272,969)	(272,961)
Interest Income	175,000	500,000	1,000,000	1,500,000	2,000,000
Entitlements	0	0	0	(2,399,574)	(3,746,863)
PFC	<u>2,691,920</u>	<u>2,700,000</u>	<u>2,700,000</u>	<u>2,700,000</u>	<u>2,700,000</u>
TOTAL NON-OPERATING ITEMS	<u>(17,694,048)</u>	<u>(14,464,797)</u>	<u>(13,930,121)</u>	<u>(15,495,815)</u>	<u>(15,494,287)</u>
NET INCOME/(LOSS)	2,742,494	6,031,253	6,479,982	5,908,612	5,793,447
LESS: DIRECT CAPITAL	0	618,975	696,188	37,000	38,000
LESS: INDIRECT CAPITAL	<u>302,199</u>	<u>153,871</u>	<u>61,648</u>	<u>90,538</u>	<u>48,756</u>
NET SURPLUS/(DEFICIT)	<u>2,440,295</u>	<u>5,258,407</u>	<u>5,722,146</u>	<u>5,781,074</u>	<u>5,706,690</u>

**NIAGARA FRONTIER TRANSPORTATION AUTHORITY
AIRPORT BUSINESS GROUP
NFIA FINANCIAL STATEMENT
FYE 2012 - FYE 2017**

	FYE 13 BUDGET	FYE 14 PROJ	FYE 15 PROJ	FYE 16 PROJ	FYE 17 PROJ
OPERATING REVENUES					
Airport Fees & Services	116,613	145,503	160,054	176,059	176,059
Rental Income	204,822	224,147	238,938	254,979	254,979
Concessions/Commissions	1,842,759	2,012,293	2,521,403	2,755,893	2,811,011
Resales & Rebillings	18,590	19,148	20,603	21,221	22,834
Other Operating Revenues	<u>100,500</u>	<u>103,917</u>	<u>107,450</u>	<u>111,103</u>	<u>114,437</u>
TOTAL OPERATING REVENUES	2,283,284	2,505,008	3,048,448	3,319,256	3,379,320
OPERATING EXPENSES (Excluding Depreciation)					
Personnel Services	1,879,178	1,948,708	2,020,810	2,095,580	2,173,116
Maintenance & Repairs	939,336	911,156	938,491	966,645	995,645
Utilities	366,765	377,768	406,606	418,804	431,368
Insurance & Injuries	101,912	104,969	108,118	111,362	115,260
Safety & Security	319,946	331,784	344,060	356,790	369,991
General Business/Other	813,536	861,535	919,257	976,251	1,005,539
Administrative Cost Reallocation	676,338	701,982	728,602	756,239	784,937
Costs Transferred to Capital Projects	(260,000)				
Inter Division Reimbursement	0				
TOTAL OPERATING EXPENSES	<u>4,837,011</u>	<u>5,237,901</u>	<u>5,465,944</u>	<u>5,681,672</u>	<u>5,875,856</u>
OPERATING INCOME/(LOSS)	(2,553,727)	(2,732,893)	(2,417,496)	(2,362,416)	(2,496,536)
NON-OPERATING ITEMS					
Debt Service	(2,092,371)	(2,100,000)	(2,150,000)	(1,792,000)	0
BNIA Contribution(Excluding Debt Service)	1,344,404	1,438,264	1,375,664	1,391,900	1,322,859
BNIA Contribution - Debt Service	<u>2,092,371</u>	<u>2,150,000</u>	<u>2,150,000</u>	<u>1,792,000</u>	<u>0</u>
TOTAL NON-OPERATING ITEMS	1,344,404	1,488,264	1,375,664	1,391,900	1,322,859
NET INCOME/(LOSS)	(1,209,323)	(1,244,629)	(1,041,832)	(970,516)	(1,173,677)
LESS: DIRECT CAPITAL	66,129	95,424	306,889	387,615	124,250
LESS: INDIRECT CAPITAL	<u>68,951</u>	<u>35,108</u>	<u>14,066</u>	<u>20,658</u>	<u>11,124</u>
NET SURPLUS/(DEFICIT)	<u>(1,344,404)</u>	<u>(1,375,161)</u>	<u>(1,362,787)</u>	<u>(1,378,789)</u>	<u>(1,309,052)</u>

**NIAGARA FRONTIER TRANSPORTATION AUTHORITY
PROPERTY DEVELOPMENT FINANCIAL STATEMENT
FYE 2012 - FYE 2017**

	FYE 13 BUDGET	FYE 14 PROJ	FYE 15 PROJ	FYE 16 PROJ	FYE 17 PROJ
OPERATING REVENUES					
Boat Harbor Fees	1,001,000	1,015,014	1,029,224	1,043,633	1,058,244
Rental Income	2,933,940	3,021,958	3,112,617	3,205,995	3,302,175
Concessions/Commissions	66,000	67,980	70,019	72,120	74,284
Retail Sales	310,000	321,160	332,722	344,700	357,109
Resales & Rebillings	297,799	306,733	315,935	325,413	335,175
Other Operating Revenues	0	0	0	0	0
TOTAL OPERATING REVENUES	4,608,739	4,732,845	4,860,517	4,991,862	5,126,987
OPERATING EXPENSES (Excluding Depreciation)					
Personnel Services	686,138	711,525	737,852	765,152	793,463
Maintenance & Repairs	451,250	462,531	474,095	485,947	498,096
Utilities	644,448	663,781	683,695	704,206	725,332
Insurance & Injuries	142,471	146,745	151,147	155,682	160,352
Safety & Security	32,899	34,116	35,379	36,688	38,045
General Business/Other	807,953	841,887	877,246	914,091	952,482
Administrative Cost Reallocation	1,096,112	1,137,672	1,180,815	1,225,605	1,272,114
Costs Transferred to Capital Projects	0	0	0	0	0
Inter Division Reimbursement	0	0	0	0	0
TOTAL OPERATING EXPENSES	3,861,271	3,998,258	4,140,228	4,287,370	4,439,884
OPERATING INCOME/(LOSS)	<u>747,468</u>	<u>734,587</u>	<u>720,289</u>	<u>704,492</u>	<u>687,103</u>
NON-OPERATING ITEMS					
Property Management Debt Service	(205,833)	0	0	0	0
Property Acquisition/Sale	0	0	0	0	0
TOTAL NON-OPERATING ITEMS	<u>(205,833)</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
NET INCOME/(LOSS)	541,635	734,587	720,289	704,492	687,103
LESS: DIRECT CAPITAL	502,250	747,426	1,059,865	944,990	202,000
LESS: INDIRECT CAPITAL	<u>111,747</u>	<u>56,898</u>	<u>22,796</u>	<u>33,479</u>	<u>18,029</u>
NET SURPLUS/(DEFICIT)	<u>(72,362)</u>	<u>(69,737)</u>	<u>(362,372)</u>	<u>(273,977)</u>	<u>467,074</u>

CORPORATE:

2. C. (4) **Adoption of Revised Operating and Capital Budgets, Niagara Frontier Transportation Authority and NFT Metro System, Inc., Fiscal Year 2012-2013**

RECOMMENDATION: The Audit and Governance Committee has reviewed this item and recommends that the Board adopt the revised Operating and Capital Budgets for the NFTA and NFT Metro System, Inc. for the Fiscal Year ending March 31, 2013. The consolidated budget for FYE'13 is \$200.1 million.

INFORMATION: On December 19, 2011, the Board passed the Budget for 2012-2013. We have updated the budget assumptions noted below based on more current information and we are presenting a revised balanced budget.

Revenues are increasing \$7,878,535, \$2,712,995 due to partially restored service levels and \$5,165,540 due to a projected \$.25 fare increase effective May 1, 2012, partially offset by lower BNIA concessions/commissions, based on more recent trends.

Increased New York State Operating Assistance of \$2,919,600.

Operating Assistance (excluding New York State Operating Assistance) is increasing \$1,101,257 due to higher Erie County Sales Tax, based on more recent trends, and increased 88c funds due to an adjustment from our capital funds based on a revised five year capital plan.

Expenses are increasing \$8,478,943 primarily the result of increased Metro personnel service costs reflecting restored service levels, partially offset by lower NFTA/Metro utility costs, based on more recent trends.

Metro capital spending is increasing \$562,895 due to matching funds for the Niagara corridor project and the Alternatives Analysis Study. Property Management costs decreased \$300,000 with the anticipated sale of the Boat Harbor.

This budget allows for the establishment of a BNIA capital reserve and restored funding to the Self Insurance Fund.

“RESOLVED, that the Revised Operating and Capital Budgets of the NFTA and NFT Metro System, Inc., for the fiscal year ending March 31, 2013, be and are hereby adopted as provided herein.”

**NFTA COMBINED
KEY ITEM REPORT
FYE 13 BUDGET VS. FYE 12 FORECAST**

	FYE 12 BUDGET	FYE 12 FORECAST	FYE 13 BUDGET	VARIANCE	%
Operating Revenues	99,556,869	98,054,372	106,571,923	8,517,551	8.7%
Operating Assistance	<u>94,218,936</u>	<u>95,005,602</u>	<u>93,515,878</u>	<u>-1,489,724</u>	<u>-1.6%</u>
Total Oper Revs & Asst	193,775,805	193,059,974	200,087,801	7,027,827	3.6%
Personnel Services	131,628,295	132,479,470	134,391,807	1,912,337	1.4%
Other Operating Expense	<u>45,322,064</u>	<u>42,408,784</u>	<u>44,496,162</u>	<u>2,087,378</u>	<u>4.9%</u>
Total Operating Expenses	176,950,359	174,888,254	178,887,969	3,999,715	2.3%
Operating Income/(Loss)	<u>16,825,446</u>	<u>18,171,720</u>	<u>21,199,832</u>	<u>3,028,112</u>	<u>16.7%</u>
Non-operating/Capital	<u>-16,825,446</u>	<u>-16,688,957</u>	<u>-21,199,832</u>	<u>-4,510,875</u>	<u>27.0%</u>
Net Surplus/(Deficit)	<u>0</u>	<u>1,482,763 *</u>	<u>0</u>	<u>-1,482,763</u>	<u>-100.0%</u>

**FYE 12 FORECAST VS. FYE 12 BUDGET
Net Surplus/Deficit**

	FYE 12 BUDGET	FYE 12 FORECAST	VARIANCE	%
BNIA	6,634,910	6,883,213	248,303	3.7%
NFIA	-1,693,200	-1,564,274	128,926	-7.6%
Metro	-3,791,049	-3,739,827	51,222	-1.4%
Transportation Centers	-893,382	-486,343	407,039	-45.6%
Property Development	<u>-257,250</u>	<u>389,993</u>	<u>647,243</u>	<u>-251.6%</u>
NFTA Combined	<u>0</u>	<u>1,482,763 *</u>	<u>1,482,763</u>	<u>n/a</u>

**FYE 13 BUDGET VS. FYE 12 FORECAST
Net Surplus/Deficit**

	FYE 12 FORECAST	FYE 13 BUDGET	VARIANCE	%
BNIA	6,883,213	2,440,295	-4,442,918	-64.5%
NFIA	-1,564,274	-1,344,404	219,870	-14.1%
Metro	-3,739,827	-463,695	3,276,131	-87.6%
Transportation Centers	-486,343	-559,834	-73,491	15.1%
Property Development	<u>389,993</u>	<u>-72,362</u>	<u>-462,355</u>	<u>-118.6%</u>
NFTA Combined	<u>1,482,763 *</u>	<u>0</u>	<u>-1,482,763</u>	<u>-100.0%</u>

* This will be repaid to the Airport Development Fund

NFTA/METRO**2011/12 ANNUAL FORECAST****VS****2012/13 ANNUAL BUDGET**

	FY 10-11 ACTUAL	FY 11-12 BUDGET	FY 11-12 FORECAST	FY 12-13 BUDGET	VARIANCE	%
OPERATING REVENUES						
Passenger Fares	31,650,760	32,816,148	32,600,000	38,465,540	5,865,540	18.0%
Airport Fees & Services	15,253,349	16,627,305	16,133,222	16,635,309	502,087	3.1%
Boat Harbor Fees	963,226	973,000	1,016,095	1,001,000	-15,095	-1.5%
Rental Income	13,542,426	13,720,529	13,451,632	13,885,303	433,671	3.2%
Concessions/Commissions	28,245,063	29,460,422	29,095,793	30,655,283	1,559,490	5.4%
Retail Sales	250,484	275,000	342,000	310,000	-32,000	-9.4%
Resales & Rebillings	1,723,972	1,737,872	1,674,581	1,717,842	43,261	2.6%
Other Operating Revenues	<u>3,805,085</u>	<u>3,946,593</u>	<u>3,741,049</u>	<u>3,901,646</u>	<u>160,597</u>	<u>4.3%</u>
TOTAL OPERATING REVENUES	95,434,365	99,556,869	98,054,372	106,571,923	8,517,551	8.7%
OPERATING ASSISTANCE						
Local	4,100,000	4,100,000	4,100,000	4,100,000	0	0.0%
Erle County Sales Tax	17,230,839	17,632,117	18,100,486	18,643,500	543,014	3.0%
Mortgage Tax	6,892,858	7,232,999	6,575,000	6,920,999	345,999	5.3%
Local - 88c Funds	7,727,297	8,971,000	8,971,000	3,712,971	-5,258,029	-58.6%
Peace Bridge	200,000	200,000	200,000	200,000	0	0.0%
State - Local Match	4,098,998	4,100,000	4,100,000	4,100,000	0	0.0%
State - MTOAF	24,622,211	24,809,000	24,809,000	25,263,300	454,300	1.8%
State - Sec 9 ACM	41,397	43,072	43,077	52,000	8,923	20.7%
State - DMTTF	7,569,000	7,569,000	7,569,000	8,935,300	1,366,300	18.1%
State - General Fund - AMTAP	3,225,250	5,529,000	5,529,000	6,628,000	1,099,000	19.9%
State - Additional Fund	2,303,750	0	0	0	0	n/a
State - Sec 9 PMA	1,201,378	1,201,377	1,213,877	1,271,377	57,500	4.7%
State - Paratransit	212,500	212,500	212,500	246,250	33,750	15.9%
State - CST	108,341	80,000	0	0	0	n/a
Federal - Sec 18	49,000	49,000	49,000	49,000	0	0.0%
Federal - Sec 9 ACM	331,176	344,613	344,614	416,000	71,386	20.7%
Federal - PMA	9,611,021	9,611,020	9,711,020	10,171,021	460,001	4.7%
Federal - Paratransit	1,700,000	1,700,000	1,700,000	1,970,000	270,000	15.9%
Federal - New-Freedom Initiative	-61,453	150,000	319,028	100,000	-219,028	-68.7%
Federal - JARC	329,065	200,000	276,000	100,000	-176,000	-63.8%
Federal Operating Assistance	268,263	467,909	417,500	619,831	202,331	48.5%
Federal - K-9 Cops	291,000	0	320,500	0	-320,500	-100.0%
Federal - DEA Expenditures	72,116	0	25,000	0	-25,000	-100.0%
Federal - DEA OT Reimbursement	0	<u>16,329</u>	<u>420,000</u>	<u>16,329</u>	<u>-403,671</u>	<u>-96.1%</u>
TOTAL OPERATING ASSISTANCE	92,124,007	94,218,936	95,005,602	93,515,878	-1,489,724	-1.6%
TOTAL REVENUES & OPERATING ASST	187,558,372	193,775,805	193,059,974	200,087,801	7,027,827	3.6%

NFTA/METRO**2011/12 ANNUAL FORECAST****VS****2012/13 ANNUAL BUDGET**

	FY 10-11 ACTUAL	FY 11-12 BUDGET	FY 11-12 FORECAST	FY 12-13 BUDGET	VARIANCE	%
OPERATING EXPENSES (Excl. Depr.)						
Personnel Services	131,806,418	131,628,295	132,479,470	134,391,807	1,912,337	1.4%
Maintenance & Repairs	16,334,798	17,343,611	16,884,577	17,764,335	879,758	5.2%
Transit Fuel Power	7,032,975	8,712,976	8,761,535	8,935,336	173,801	2.0%
Utilities	6,273,203	6,719,606	5,504,294	5,867,623	163,329	3.0%
Insurance & Injuries	3,645,649	3,925,855	4,118,502	4,069,797	-48,705	-1.2%
Safety & Security	11,272,061	11,503,981	11,080,672	9,694,666	-1,386,006	-12.5%
General Business/Other	20,499,458	20,595,968	20,731,450	22,139,834	1,408,384	6.8%
Administrative Cost Reallocation	0	0	0	0	0	n/a
Costs Transferred to Capital Projects	-2,873,672	-2,367,815	-2,581,882	-2,726,644	-144,762	5.6%
Inter Division Reimbursement	-21,376,168	-21,112,118	-22,090,364	-21,048,785	1,041,579	-4.7%
TOTAL OPERATING EXPENSES	172,614,722	176,950,359	174,888,254	178,887,969	3,999,715	2.3%
OPERATING INCOME/(LOSS)	14,943,650	16,825,446	18,171,720	21,189,832	3,028,112	16.7%
NON-OPERATING ITEMS						
Bond Debt Service	-14,178,736	-14,162,999	-14,331,395	-14,336,111	-4,716	0.0%
ADF Refunding	0	0	0	-2,921,013	-2,921,013	n/a
NFIA Contribution - Debt Service	-2,180,160	-2,092,371	-2,092,371	-2,092,371	0	0.0%
Debt Service	-2,180,160	-2,092,371	-2,092,371	-2,092,371	0	0.0%
NFIA Contribution (Excluding Debt Svc)	-1,733,138	-1,670,091	-1,564,274	-1,344,404	219,870	-14.1%
Debt Service - Noresco	-646,462	-646,694	-646,694	-646,694	0	0.0%
Debt Service - Glycol Collection	-305,020	-300,415	-300,415	-300,417	-2	0.0%
Operating Expense Reserve & R&R Rev	22,588	-294,202	32,048	-293,519	-325,567	-1015.9%
Property Management Debt Service	-247,357	-266,000	-247,000	-205,833	41,167	-16.7%
Entitlements	0	1,000,000	1,000,000	0	-1,000,000	-100.0%
Intercompany Transfer	0	0	-413,392	0	413,392	-100.0%
Interest Income	326,221	262,000	162,000	187,000	25,000	15.4%
ADF NFIA Debt Service Funding	1,000,000	1,000,000	1,000,000	1,000,000	0	0.0%
BNIA Contribution (Excluding Debt Svc)	1,733,138	1,670,091	1,564,274	1,344,404	-219,870	-14.1%
BNIA Contribution - Debt Service	2,180,160	2,092,371	2,092,371	2,092,371	0	0.0%
PFC	2,691,920	2,691,920	2,691,920	2,691,920	0	0.0%
TOTAL NON-OPERATING ITEMS	-13,517,006	-12,798,761	-13,145,299	-16,917,038	-3,771,739	28.7%
NET INCOME/(LOSS)	1,426,644	4,026,685	5,026,421	4,282,794	-743,627	-14.8%
LESS: DIRECT CAPITAL	2,150,457	4,026,685	3,543,658	4,282,794	739,136	20.9%
LESS: INDIRECT CAPITAL	0	0	0	0	0	n/a
NET SURPLUS/(DEFICIT)	-723,813	0	1,482,763	0	-1,482,763	-100.0%

NIAGARA FRONTIER TRANSPORTATION AUTHORITY
FY 2011-12 OPERATING FORECAST AND CAPITAL PLAN
VS.
FY 2012-13 OPERATING BUDGET AND CAPITAL PLAN

BUSINESS CENTER	FYE 12 BUDGET	FYE 12 FORECAST	FYE 13 BUDGET	VARIANCE	%
SURFACE TRANSPORTATION GROUP					
METRO CONSOLIDATED					
Operating Revenues & Asst	127,333,295	126,988,132	131,960,788	4,972,656	3.9%
Operating Expenses	127,693,689	126,963,307	128,675,145	1,711,838	1.3%
Net Income/(Loss)	-360,394	24,825	3,285,643	3,260,818	13135.0%
Non-operating Items:					
Interest Income	12,000	12,000	12,000	0	0.0%
Debt Service - Noresco	-309,524	-309,524	-309,524	0	0.0%
Intercompany Transfer	-700,000	-1,091,039	-677,647	413,392	-37.9%
Direct Capital	2,050,903	2,050,903	2,383,242	332,339	16.2%
Indirect Capital	382,228	325,186	390,926	65,740	20.2%
Total Capital	2,433,131	2,376,089	2,774,168	398,079	16.8%
Net Surplus/(Deficit)	-3,791,049	-3,739,827	-463,695	3,276,131	-87.6%
TRANSPORTATION CENTERS					
Operating Revenues & Asst	1,777,617	1,824,500	1,830,897	6,397	0.4%
Operating Expenses	2,704,412	2,455,999	2,546,991	90,992	3.7%
Net Income/(Loss)	-926,795	-631,499	-716,094	-84,595	-13.4%
Non-operating Items:					
Debt Service - Noresco	-64,037	-64,037	-64,037	0	0.0%
Intercompany Transfer	700,000	677,647	677,647	0	0.0%
Direct Capital	563,040	434,840	416,941	-17,899	-4.1%
Indirect Capital	39,510	33,614	40,409	6,795	20.2%
Total Capital	602,550	468,454	457,350	-11,104	-2.4%
Net Surplus/(Deficit)	-893,382	-486,343	-559,834	-73,491	15.1%
TOTAL SURFACE TRANSPORTATION					
Operating Revenues & Asst	129,110,912	128,812,632	133,791,685	4,979,053	3.9%
Operating Expenses	130,398,101	129,419,305	131,222,136	1,802,830	1.4%
Net Income/(Loss)	-1,287,189	-606,673	2,569,549	3,176,223	-523.5%
Non-operating Items:					
Interest Income	12,000	12,000	12,000	0	0.0%
Debt Service - Noresco	-373,561	-373,561	-373,561	0	0.0%
Direct Capital	2,613,943	2,485,743	2,800,183	314,440	12.6%
Indirect Capital	421,738	358,800	431,335	72,535	20.2%
Total Capital	3,035,681	2,844,543	3,231,518	386,975	13.6%
Net Surplus/(Deficit)	-4,684,430	-3,812,777	-1,023,529	2,789,248	-73.2%

NIAGARA FRONTIER TRANSPORTATION AUTHORITY
FY 2011-12 OPERATING FORECAST AND CAPITAL PLAN
VS.
FY 2012-13 OPERATING BUDGET AND CAPITAL PLAN

BUSINESS CENTER	FYE 12 BUDGET	FYE 12 FORECAST	FYE 13 BUDGET	VARIANCE	%
AIRPORT BUSINESS GROUP					
BNIA					
Operating Revenues & Asst	58,631,073	57,066,900	58,767,933	1,701,033	3.0%
Operating Expenses	37,859,396	36,244,687	36,331,391	2,086,704	5.8%
Net Income/(Loss)	20,771,677	20,822,213	20,436,542	-385,671	-1.9%
Non-operating Items:					
Bond Debt Service	-14,152,999	-14,331,395	-14,336,111	-4,716	0.0%
Oper Expense Reserve & R&R Rsv	-294,202	32,048	-293,519	-325,567	-1015.9%
NFIA Contribution (Excluding Debt S	-1,670,091	-1,564,274	-1,344,404	219,870	-14.1%
NFIA Contribution - Debt Service	-2,092,371	-2,092,371	-2,092,371	0	0.0%
ADF Refunding	0	0	-2,921,013	-2,921,013	n/a
ADF NFIA Debt Service Funding	1,000,000	1,000,000	1,000,000	0	0.0%
Debt Service - Glycol Collection	-300,415	-300,415	-300,417	-2	0.0%
Debt Service - Noresco	-273,133	-273,133	-273,133	0	0.0%
Interest Income	250,000	150,000	175,000	25,000	16.7%
Entitlements	1,000,000	1,000,000	0	-1,000,000	-100.0%
PFC	2,691,920	2,691,920	2,691,920	0	0.0%
Direct Capital	0	0	0	0	n/a
Indirect Capital	295,476	251,380	302,199	50,819	20.2%
Total Capital	295,476	251,380	302,199	50,819	20.2%
Net Surplus/(Deficit)	6,634,910	6,883,213	2,440,295	-4,442,918	-64.5%
NFIA					
Operating Revenues & Asst	1,147,205	1,381,200	2,283,284	902,084	65.3%
Operating Expenses	4,443,079	4,441,270	4,837,011	395,741	8.9%
Net Income/(Loss)	-3,295,874	-3,060,070	-2,553,727	606,343	-16.5%
Non-operating Items:					
Gain on Sale	0	0	0	0	n/a
Debt Service	-2,092,371	-2,092,371	-2,092,371	0	0.0%
BNIA Contr (Excluding Debt Svc)	1,670,091	1,564,274	1,344,404	-219,870	-14.1%
BNIA Contribution - Debt Svc	2,092,371	2,092,371	2,092,371	0	0.0%
Direct Capital	0	11,122	66,129	55,007	494.6%
Indirect Capital	67,417	57,356	68,951	11,595	20.2%
Total Capital	67,417	68,478	135,080	66,602	97.3%
Net Surplus/(Deficit)	-1,693,200	-1,564,274	-1,344,404	219,870	-14.1%
TOTAL AIRPORT BUSINESS GROUP					
Operating Revenues & Asst	59,778,278	58,448,100	61,051,217	2,603,117	4.5%
Operating Expenses	42,302,475	40,685,957	43,168,402	2,482,446	6.1%
Net Income/(Loss)	17,475,803	17,762,143	17,882,815	120,671	0.7%
Non-operating Items:					
Bond Debt Service	-14,152,999	-14,331,395	-14,336,111	-4,716	0.0%
Oper Exp Reserve & R&R Rsv	-294,202	32,048	-293,519	-325,567	-1015.9%
Debt Service - Glycol Collection	-300,415	-300,415	-300,417	-2	0.0%
Debt Service - Noresco	-273,133	-273,133	-273,133	0	0.0%
Debt Service - NFIA	0	0	0	0	n/a
NFIA Contribution	-1,670,091	-1,564,274	-1,344,404	219,870	-14.1%
NFIA Contribution - Debt Service	-2,092,371	-2,092,371	-2,092,371	0	0
ADF Refunding	0	0	-2,921,013	-2,921,013	n/a
ADF NFIA Debt Service Funding	1,000,000	1,000,000	1,000,000	0	0
Gain on Sale	0	0	0	0	n/a
Debt Service	-2,092,371	-2,092,371	-2,092,371	0	0
BNIA Contr (Excluding Debt Svc)	1,670,091	1,564,274	1,344,404	-219,870	0
BNIA Contribution - Debt Svc	2,092,371	2,092,371	2,092,371	0	0.0%
Interest Income	250,000	150,000	175,000	25,000	16.7%
Entitlements	1,000,000	1,000,000	0	-1,000,000	-100.0%
PFC	2,691,920	2,691,920	2,691,920	0	0.0%
Direct Capital	0	11,122	66,129	55,007	494.6%
Indirect Capital	362,893	308,737	371,151	62,414	20.2%
Total Capital	362,893	319,859	437,280	117,421	36.7%
Net Surplus/(Deficit)	4,941,710	5,318,939	1,095,891	-4,223,048	-79.4%

NIAGARA FRONTIER TRANSPORTATION AUTHORITY
FY 2011-12 OPERATING FORECAST AND CAPITAL PLAN
VS.
FY 2012-13 OPERATING BUDGET AND CAPITAL PLAN

BUSINESS CENTER	FYE 12 BUDGET	FYE 12 FORECAST	FYE 13 BUDGET	VARIANCE	%
PROPERTY MANAGEMENT					
Operating Revenues & Asst	4,402,377	4,616,242	4,608,739	-7,503	-0.2%
Operating Expenses	<u>3,765,545</u>	<u>3,599,992</u>	<u>3,861,271</u>	<u>261,279</u>	<u>7.3%</u>
Net Income/(Loss)	636,832	1,016,250	747,468	-268,782	-26.4%
Non-operating Items:					
Property Mgmt Debt Service	-266,000	-247,000	-205,833	41,167	-16.7%
Property Acquisition	0	0	0	0	n/a
Direct Capital	518,821	286,302	502,250	215,948	75.4%
Indirect Capital	<u>109,260</u>	<u>92,955</u>	<u>111,747</u>	<u>18,792</u>	<u>20.2%</u>
Total Capital	<u>628,081</u>	<u>379,257</u>	<u>613,997</u>	<u>234,740</u>	<u>61.9%</u>
Net Surplus/(Deficit)	-257,250	389,993	-72,362	-462,355	-118.6%
CENTRAL ADMINISTRATION					
Operating Revenues & Asst	484,238	1,183,000	636,160	-546,840	-46.2%
Operating Expenses	<u>484,238</u>	<u>1,183,000</u>	<u>636,160</u>	<u>-546,840</u>	<u>-46.2%</u>
Net Income/(Loss)	0	0	0	0	n/a
Direct Capital	893,891	760,491	914,232	153,741	20.2%
Indirect Capital	<u>-893,891</u>	<u>-760,491</u>	<u>-914,232</u>	<u>-153,741</u>	<u>20.2%</u>
Total Capital	0	0	0	0	n/a
Net Surplus/(Deficit)	0	0	0	0	n/a
CONSOLIDATED					
Operating Revenues & Asst	193,775,805	193,059,974	200,087,801	7,027,827	3.6%
Operating Expenses	<u>176,950,359</u>	<u>174,888,254</u>	<u>178,887,969</u>	<u>3,999,715</u>	<u>2.3%</u>
Net Income/(Loss)	16,825,446	18,171,720	21,199,832	3,028,112	16.7%
Non-operating Items:					
Bond Debt Service	-14,152,999	-14,331,395	-14,336,111	-4,716	0.0%
Oper Exp Reserve & R&R Rsv	-294,202	32,048	-293,519	-325,567	-1015.9%
Debt Service - Glycol Collection	-300,415	-300,415	-300,417	-2	0.0%
Debt Service - Noresco	-646,694	-646,694	-646,694	0	0.0%
NFIA Contribution (Excluding Debt S	-1,670,091	-1,564,274	-1,344,404	219,870	-14.1%
NFIA Contribution - Debt Service	-2,092,371	-2,092,371	-2,092,371	0	0.0%
ADF Refunding	0	0	-2,921,013	-2,921,013	n/a
ADF NFIA Debt Service Funding	1,000,000	1,000,000	1,000,000	0	0.0%
Gain on Sale	0	0	0	0	n/a
Debt Service	-2,092,371	-2,092,371	-2,092,371	0	0.0%
BNIA Contr (Excluding Debt Svc)	1,670,091	1,564,274	1,344,404	-219,870	-14.1%
BNIA Contribution - Debt Svc	2,092,371	2,092,371	2,092,371	0	0.0%
Interest Income	262,000	162,000	187,000	25,000	15.4%
Intercompany Transfer - Metro	-700,000	-1,091,039	-677,647	413,392	-37.9%
Intercompany Transfer - Transpo Ctr	700,000	677,647	677,647	0	0.0%
Entitlements	1,000,000	1,000,000	0	-1,000,000	-100.0%
PFC	2,691,920	2,691,920	2,691,920	0	0.0%
Property Mgmt Debt Service	-266,000	-247,000	-205,833	41,167	-16.7%
Property Acquisition	0	0	0	0	n/a
Direct Capital	4,026,655	3,543,658	4,282,794	739,136	20.9%
Indirect Capital	0	0	0	0	n/a
Total Capital	<u>4,026,655</u>	<u>3,543,658</u>	<u>4,282,794</u>	<u>739,136</u>	<u>20.9%</u>
Net Surplus/(Deficit)	0	1,482,763	0	-1,482,763	-100.0%

NIAGARA FRONTIER TRANSPORTATION AUTHORITY
(\$000's)

	METRO	TRANSP CTRS	SURFACE TRANSP GROUP SUBTOTAL	BNIA	NFIA	AIRPORT BUSN GROUP SUBTOTAL	PROP MGMT	CENTRAL ADMIN	FYE13 CONSOL TOTAL	FYE12 ADOPTED BUDGET	VARIANCE	% VARIANCE
REVENUES & ASSISTANCE												
Operating Revenues												
Airport Fees & Services	0	0	0	16,519	117	16,635	0	0	16,635	16,627	8	0.0%
Passenger Fares	38,466	0	38,466	0	0	0	0	0	38,466	32,816	5,649	17.2%
Boat Harbor Fees	0	0	0	0	0	0	1,001	0	1,001	973	28	2.9%
Rental Income	0	1,763	1,763	8,984	205	9,188	2,934	0	13,865	13,721	145	1.2%
Concessions/Commissions	0	63	63	28,683	1,843	30,526	66	0	30,655	29,460	1,195	4.1%
Retail Sales	0	0	0	0	0	0	310	0	310	275	35	12.7%
Resales & Rebillings	0	5	5	1,397	19	1,415	298	0	1,718	1,738	-20	-1.2%
Other Operating Revenues	616	0	616	3,186	101	3,286	0	0	3,902	3,947	-45	-1.1%
	39,081	1,831	40,912	58,768	2,283	61,051	4,609	0	106,572	99,557	7,015	7.0%
Operating Assistance												
Local	4,100	0	4,100	0	0	0	0	0	4,100	4,100	0	0.0%
Erie County Sales Tax	18,644	0	18,644	0	0	0	0	0	18,644	17,832	1,011	5.7%
Mortgage Tax	6,921	0	6,921	0	0	0	0	0	6,921	7,233	-312	-4.3%
Local - 88c Funds	3,713	0	3,713	0	0	0	0	0	3,713	8,971	-5,258	-58.6%
Peace Bridge	200	0	200	0	0	0	0	0	200	200	0	0.0%
State - Local Match	4,100	0	4,100	0	0	0	0	0	4,100	4,100	0	0.0%
State - MTOAF	25,263	0	25,263	0	0	0	0	0	25,263	24,809	454	1.8%
State - Sec 9 ACM	52	0	52	0	0	0	0	0	52	43	9	20.7%
State - DMTTF	8,935	0	8,935	0	0	0	0	0	8,935	7,569	1,366	18.1%
State - General Fund - AMTAP	6,628	0	6,628	0	0	0	0	0	6,628	5,529	1,099	19.9%
State - Sec 9 PMA	1,271	0	1,271	0	0	0	0	0	1,271	1,201	70	5.8%
State - Paratransit	246	0	246	0	0	0	0	0	246	213	34	15.9%
State - CST	0	0	0	0	0	0	0	0	0	80	-80	-100.0%
Federal - Sec 18	49	0	49	0	0	0	0	0	49	49	0	0.0%
Federal - Sec 9 ACM	416	0	416	0	0	0	0	0	416	345	71	20.7%
Federal - PMA	10,171	0	10,171	0	0	0	0	0	10,171	9,611	560	5.8%
Federal - Paratransit	1,970	0	1,970	0	0	0	0	0	1,970	1,700	270	15.9%
Federal - New-Freedom Initiative	100	0	100	0	0	0	0	0	100	150	-50	-33.3%
Federal - JARC	100	0	100	0	0	0	0	0	100	200	-100	-50.0%
Federal Operating Assistance	0	0	0	0	0	0	0	620	620	468	152	32.5%
Federal - K-9 Cops	0	0	0	0	0	0	0	0	0	0	0	n/a
Federal - DEA Expenditures	0	0	0	0	0	0	0	0	0	0	0	n/a
Federal - DEA CT Reimbursement	0	0	0	0	0	0	0	16	16	16	0	0.0%
Federal - TSGP	0	0	0	0	0	0	0	0	0	0	0	n/a
Total Operating Assistance	92,880	0	92,880	0	0	0	0	636	93,516	94,219	-703	-0.7%
TOTAL OPERATING REV & ASST	131,961	1,831	133,792	58,768	2,283	61,051	4,609	636	200,088	193,776	6,312	3.3%

NIAGARA FRONTIER TRANSPORTATION AUTHORITY
(\$000's)

	METRO	TRANSP CTRS	SURFACE TRANSP GROUP SUBTOTAL	BNIA	NFIA	AIRPORT BUSN GROUP SUBTOTAL	PROP. MGMT	CENTRAL ADMIN	FYE13 CONSOL TOTAL	FYE12 ADOPTED BUDGET	VARIANCE	% VARIANCE
OPERATING EXPENSES (Excluding Depreciation)												
Personnel Services	88,802	1,161	89,964	13,980	1,879	15,859	686	27,883	134,392	131,628	2,764	2.1%
Maintenance & Repairs	6,717	222	6,939	9,021	939	9,960	451	414	17,764	17,344	421	2.4%
Transit Fuel/Power	8,935	0	8,935	0	0	0	0	0	8,935	8,713	222	2.6%
Utilities	2,008	374	2,382	2,210	367	2,577	644	64	5,668	6,720	-1,052	-15.7%
Insurance & Injuries	3,134	22	3,206	465	102	567	142	154	4,070	3,926	144	3.7%
Safety & Security	73	0	73	731	46	777	0	71	920	1,206	-286	-23.7%
General Business/Other	11,722	46	11,768	6,503	814	7,317	808	2,247	22,140	20,596	1,544	7.5%
Administrative Cost Reallocation												
Administrative Cost	3,835	396	4,231	2,964	676	3,641	1,096	-8,988	0	0	0	n/a
Police Cost	3,574	351	3,925	4,543	274	4,817	33	0	8,774	10,298	-1,523	-14.8%
Costs Transferred to Cap'l Projects	0	0	0	-108	-260	-368	0	-2,358	-2,727	-2,368	-359	15.2%
Inter Division Reimbursement	-174	-26	-200	-1,977	0	-1,977	0	-18,871	-21,049	-21,112	63	-0.3%
TOTAL OPERATING EXPENSES	128,675	2,547	131,222	38,331	4,837	43,168	3,861	636	178,888	176,950	1,938	1.1%
OPERATING INCOME/(LOSS)	3,286	-716	2,570	20,437	-2,554	17,883	747	0	21,200	16,825	4,374	26.0%
NON-OPERATING ITEMS												
Bond Debt Service	0	0	0	-14,336	0	-14,336	0	0	-14,336	-14,153	-183	1.3%
Operating Expense Reserve & R&R Rsv	0	0	0	-294	0	-294	0	0	-294	-294	1	-0.2%
Debt Service - Glycol Collection	0	0	0	-300	0	-300	0	0	-300	-300	0	0.0%
Property Management Debt Service	0	0	0	0	0	0	-206	0	-206	-266	60	-22.6%
Debt Service - Noreasco	-310	-64	-374	-273	0	-273	0	0	-647	-647	0	0.0%
NFIA Contribution (Excluding Debt Service)	0	0	0	-1,344	0	-1,344	0	0	-1,344	-1,670	326	-19.5%
BNIA Contribution (Excluding Debt Svc)	0	0	0	0	1,344	1,344	0	0	1,344	1,670	-326	-19.5%
NFIA Contribution - Debt Service	0	0	0	-2,092	0	-2,092	0	0	-2,092	-2,092	0	0.0%
BNIA Contribution - Debt Service	0	0	0	0	2,092	2,092	0	0	2,092	2,092	0	0.0%
ADF NFIA Debt Service Funding	0	0	0	1,000	0	1,000	0	0	1,000	1,000	0	0.0%
ADF Refunding	0	0	0	-2,921	0	-2,921	0	0	-2,921	0	-2,921	n/a
Debt Service	0	0	0	0	-2,092	-2,092	0	0	-2,092	-2,092	0	0.0%
Property Acquisition	0	0	0	0	0	0	0	0	0	0	0	n/a
Intercompany Transfer - Metro	-678	0	-678	0	0	0	0	0	-678	-700	22	-3.2%
Intercompany Transfer - Tr Centers	0	678	678	0	0	0	0	0	678	700	-22	-3.2%
Interest Income	12	0	12	175	0	175	0	0	187	262	-75	-28.6%
Entitlements	0	0	0	0	0	0	0	0	0	1,000	-1,000	-100.0%
PFC	0	0	0	2,692	0	2,692	0	0	2,692	2,692	0	0.0%
TOTAL NON-OPERATING ITEMS	-975	614	-362	-17,694	1,344	-16,350	-206	0	-16,917	-12,799	-4,118	32.2%
NET INCOME/(LOSS)	2,310	-102	2,208	2,742	-1,209	1,533	542	0	4,283	4,027	256	6.4%
LESS: DIRECT CAPITAL	2,383	417	2,800	0	66	66	502	914	4,283	4,027	256	6.4%
LESS: INDIRECT CAPITAL	391	40	431	302	69	371	112	-914	0	0	0	n/a
NET SURPLUS/(DEFICIT)	-464	-559	-1,024	2,440	-1,344	1,096	-72	0	0	0	0	n/a

METRO CONSOLIDATED

2011/12 ANNUAL FORECAST

VS

2012/13 ANNUAL BUDGET

	FY 10-11 ACTUAL	FY 11-12 BUDGET	FY 11-12 FORECAST	FY 12-13 BUDGET	VARIANCE	%
REVENUES & ASSISTANCE						
Operating Revenues						
Passenger Fares	31,650,760	32,816,148	32,600,000	38,465,540	5,865,540	18.0%
Other Operating Revenues	<u>784,297</u>	<u>782,449</u>	<u>565,530</u>	<u>615,630</u>	<u>50,000</u>	<u>8.8%</u>
Total Revenues	32,435,057	33,598,597	33,165,530	39,081,070	5,915,540	17.8%
Operating Assistance						
Local	4,100,000	4,100,000	4,100,000	4,100,000	0	0.0%
Erie County Sales Tax	17,230,839	17,632,117	18,100,486	18,643,500	543,014	3.0%
Mortgage Tax	6,892,858	7,232,999	6,575,000	6,920,999	345,999	5.3%
Local - 88c Funds	7,727,297	8,971,000	8,971,000	3,712,971	-5,258,029	-58.6%
Peace Bridge	200,000	200,000	200,000	200,000	0	0.0%
State - Local Match	4,098,998	4,100,000	4,100,000	4,100,000	0	0.0%
State - MTOAF	24,622,211	24,809,000	24,809,000	25,263,300	454,300	1.8%
State - Sec 9 ACM	41,397	43,072	43,077	52,000	8,923	20.7%
State - DMTTF	7,569,000	7,569,000	7,569,000	8,935,300	1,366,300	18.1%
State - General Fund - AMTAP	3,225,250	5,529,000	5,529,000	6,628,000	1,099,000	19.9%
State - Additional Fund	2,303,750	0	0	0	0	n/a
State - Sec 9 PMA	1,201,378	1,201,377	1,213,877	1,271,377	57,500	4.7%
State - Paratransit	212,500	212,500	212,500	246,250	33,750	15.9%
State - CST	108,341	80,000	0	0	0	n/a
Federal - Sec 18	49,000	49,000	49,000	49,000	0	0.0%
Federal - Sec 9 ACM	331,176	344,613	344,614	416,000	71,386	20.7%
Federal - PMA	9,611,021	9,611,020	9,711,020	10,171,021	460,001	4.7%
Federal - Paratransit	1,700,000	1,700,000	1,700,000	1,970,000	270,000	15.9%
Federal - New-Freedom Initiative	-61,453	150,000	319,028	100,000	-219,028	-68.7%
Federal - JARC	<u>329,065</u>	<u>200,000</u>	<u>276,000</u>	<u>100,000</u>	<u>-176,000</u>	<u>-63.8%</u>
Total Operating Assistance	91,492,628	93,734,698	93,822,602	92,879,718	-842,884	-1.0%
TOTAL OPER REVS & ASST	123,927,685	127,333,295	126,988,132	131,960,788	4,972,656	3.9%
OPERATING EXPENSES (Excl. Depr.)						
Personnel Services	87,302,927	86,867,909	86,600,000	88,802,384	2,202,384	2.5%
Maintenance & Repairs	6,531,644	6,753,982	6,753,982	6,717,071	-36,911	-0.5%
Transit Fuel/Power	7,032,975	8,712,976	8,761,535	8,935,336	173,801	2.0%
Utilities	2,314,643	2,462,780	1,934,500	2,007,836	73,336	3.8%
Insurance & Injuries	3,070,792	3,001,833	3,215,137	3,183,577	-31,560	-1.0%
Safety & Security	5,277,603	5,316,830	5,176,000	3,646,764	-1,628,236	-29.5%
General Business/Other	11,051,822	10,839,940	10,931,577	11,721,601	790,024	7.2%
Administrative Cost Reallocation	3,689,625	3,747,594	3,653,145	3,834,555	181,410	5.0%
Costs Transferred to Capital Projects	-1,937	-10,155	0	0	0	n/a
Inter Division Reimbursement	0	0	-61,569	-173,979	-112,410	182.6%
TOTAL OPERATING EXPENSES	126,270,094	127,693,689	126,963,307	128,675,145	1,711,838	1.3%
OPERATING INCOME/(LOSS)	-2,342,409	-360,394	24,825	3,285,643	3,260,818	13135.0%
NON-OPERATING ITEMS						
Debt Service - Noresco	-309,524	-309,524	-309,524	-309,524	0	0.0%
Debt Service - Metro Rail Projects	0	0	0	0	0	n/a
Interest Income	0	12,000	12,000	12,000	0	0.0%
Intercompany Transfer	<u>-625,372</u>	<u>-700,000</u>	<u>-1,091,039</u>	<u>-677,647</u>	<u>413,392</u>	<u>-37.9%</u>
TOTAL NON-OPERATING ITEMS	-934,896	-997,524	-1,388,563	-975,171	413,392	-29.8%
NET INCOME/(LOSS)	-3,277,305	-1,357,918	-1,363,738	2,310,472	3,674,210	-269.4%
LESS: DIRECT CAPITAL	403,915	2,050,903	2,050,903	2,383,242	332,339	16.2%
LESS: INDIRECT CAPITAL	<u>194,488</u>	<u>382,228</u>	<u>325,186</u>	<u>390,928</u>	<u>65,740</u>	<u>20.2%</u>
NET SURPLUS/(DEFICIT)	-3,875,708	-3,791,049	-3,739,827	-463,695	3,276,131	-87.6%

TRANSPORTATION CENTERS**2011/12 ANNUAL FORECAST****VS****2012/13 ANNUAL BUDGET**

	FY 10-11 ACTUAL	FY 11-12 BUDGET	FY 11-12 FORECAST	FY 12-13 BUDGET	VARIANCE	%
OPERATING REVENUES						
Rental Income	1,734,066	1,705,387	1,800,000	1,762,992	-37,008	-2.1%
Concessions/Commissions	63,830	67,730	20,000	63,130	43,130	215.7%
Retail Sales	0	0	0	0	0	n/a
Resales & Rebillings	4,774	4,500	4,500	4,775	275	6.1%
Other Operating Revenues	0	0	0	0	0	n/a
TOTAL OPERATING REVENUES	1,802,670	1,777,617	1,824,500	1,830,897	6,397	0.4%
OPERATING EXPENSES (Excl. Depr.)						
Personnel Services	1,121,652	1,198,757	1,145,000	1,161,124	16,124	1.4%
Maintenance & Repairs	200,841	181,748	213,419	221,827	8,408	3.9%
Utilities	466,102	472,408	410,000	374,494	-35,506	-8.7%
Insurance & Injuries	23,399	25,846	24,963	22,205	-2,758	-11.0%
Safety & Security	407,814	473,719	300,000	350,920	50,920	17.0%
General Business/Other	48,926	32,800	55,000	46,339	-8,661	-15.7%
Administrative Cost Reallocation	381,388	387,380	377,617	396,369	18,752	5.0%
Costs Transferred to Capital Projects	0	0	0	0	0	n/a
Inter Division Reimbursement	-74,102	-68,246	-70,000	-26,287	43,713	-62.4%
TOTAL OPERATING EXPENSES	2,576,020	2,704,412	2,455,999	2,546,991	90,992	3.7%
OPERATING INCOME/(LOSS)	-773,350	-926,795	-631,499	-716,094	-84,595	13.4%
NON-OPERATING ITEMS						
Debt Service - Noresco	-63,944	-64,037	-64,037	-64,037	0	0.0%
Intercompany Transfer	625,372	700,000	677,647	677,647	0	0.0%
TOTAL NON-OPERATING ITEMS	561,428	635,963	613,610	613,610	0	0.0%
NET INCOME/(LOSS)	-211,922	-290,832	-17,889	-102,484	-84,595	472.9%
LESS: DIRECT CAPITAL	485,988	563,040	434,840	416,941	-17,899	-4.1%
LESS: INDIRECT CAPITAL	20,104	39,510	33,614	40,409	6,795	20.2%
NET SURPLUS/(DEFICIT)	-718,014	-893,382	-486,343	-559,834	-73,491	15.1%

BNIA

**2011/12 ANNUAL FORECAST
VS
2012/13 ANNUAL BUDGET**

	FY 10-11 ACTUAL	FY 11-12 BUDGET	FY 11-12 FORECAST	FY 12-13 BUDGET	VARIANCE	%
OPERATING REVENUES						
Airport Fees & Services	15,203,105	16,578,555	16,048,041	16,518,696	470,655	2.9%
Rental Income	8,670,836	9,086,354	8,575,000	8,983,549	408,549	4.8%
Concessions/Commissions	27,806,693	28,472,979	28,006,935	28,683,394	676,459	2.4%
Resales & Rebillings	1,393,908	1,416,041	1,351,919	1,396,678	44,759	3.3%
Other Operating Revenues	<u>2,925,671</u>	<u>3,077,144</u>	<u>3,085,005</u>	<u>3,185,616</u>	<u>100,611</u>	<u>3.3%</u>
TOTAL OPERATING REVENUES	58,000,213	58,631,073	57,066,900	58,767,933	1,701,033	3.0%
OPERATING EXPENSES (Excl. Depr.)						
Personnel Services	12,751,844	13,325,829	13,065,487	13,979,821	914,334	7.0%
Maintenance & Repairs	8,008,538	8,760,355	8,131,745	9,020,650	888,905	10.9%
Utilities	2,294,896	2,675,229	2,128,624	2,209,915	81,291	3.8%
Insurance & Injuries	365,418	494,366	452,037	465,196	13,159	2.9%
Safety & Security	5,275,888	5,222,974	5,194,052	5,273,637	79,585	1.5%
General Business/Other	6,021,100	6,386,198	6,336,229	6,503,245	167,016	2.6%
Administrative Cost Reallocation	2,852,211	2,897,023	2,824,011	2,964,247	140,236	5.0%
Costs Transferred to Capital Projects	-174,187	-91,921	-106,893	-108,207	-1,314	1.2%
Inter Division Reimbursement	<u>-1,673,002</u>	<u>-1,810,657</u>	<u>-1,780,605</u>	<u>-1,977,113</u>	<u>-196,508</u>	<u>11.0%</u>
TOTAL OPERATING EXPENSES	<u>35,722,706</u>	<u>37,859,396</u>	<u>36,244,687</u>	<u>38,331,391</u>	<u>2,086,704</u>	<u>5.8%</u>
OPERATING INCOME/(LOSS)	20,277,507	20,771,677	20,822,213	20,436,542	-385,671	-1.9%
NON-OPERATING ITEMS						
Bond Debt Service	-14,178,736	-14,152,999	-14,331,395	-14,336,111	-4,716	0.0%
Operating Expense Reserve & R&R Rsv	22,588	-294,202	32,048	-293,519	-325,567	-1015.9%
NFIA Contribution (Excluding Debt Svc)	-1,733,138	-1,670,091	-1,564,274	-1,344,404	219,870	-14.1%
NFIA Contribution - Debt Service	-2,180,160	-2,092,371	-2,092,371	-2,092,371	0	0.0%
ADF Refunding	0	0	0	-2,921,013	-2,921,013	n/a
ADF NFIA Debt Service Funding	1,000,000	1,000,000	1,000,000	1,000,000	0	0.0%
Debt Service - Glycol Collection	-305,020	-300,415	-300,415	-300,417	-2	0.0%
Debt Service - Noreasco	-272,994	-273,133	-273,133	-273,133	0	0.0%
Interest Income	326,221	250,000	150,000	175,000	25,000	16.7%
Entitlements	0	1,000,000	1,000,000	0	-1,000,000	-100.0%
PFC	<u>2,691,920</u>	<u>2,691,920</u>	<u>2,691,920</u>	<u>2,691,920</u>	<u>0</u>	<u>0.0%</u>
TOTAL NON-OPERATING ITEMS	<u>-14,629,319</u>	<u>-13,841,291</u>	<u>-13,887,620</u>	<u>-17,694,048</u>	<u>-4,006,428</u>	<u>29.3%</u>
NET INCOME/(LOSS)	5,648,188	6,930,386	7,134,593	2,742,494	-4,392,099	-61.6%
LESS: DIRECT CAPITAL	73,000	0	0	0	0	n/a
LESS: INDIRECT CAPITAL	<u>150,346</u>	<u>295,476</u>	<u>251,380</u>	<u>302,199</u>	<u>50,819</u>	<u>20.2%</u>
NET SURPLUS/(DEFICIT)	<u>5,424,841</u>	<u>6,634,910</u>	<u>6,883,213</u>	<u>2,440,295</u>	<u>-4,442,918</u>	<u>-64.5%</u>

NFIA
2011/12 ANNUAL FORECAST
VS
2012/13 ANNUAL BUDGET

	FY 10-11 ACTUAL	FY 11-12 BUDGET	FY 11-12 FORECAST	FY 12-13 BUDGET	VARIANCE	%
OPERATING REVENUES						
Airport Fees & Services	50,244	48,750	85,181	116,613	31,432	36.9%
Rental Income	160,998	141,266	176,632	204,822	28,190	16.0%
Concessions/Commissions	322,201	853,713	1,010,285	1,842,759	832,474	82.4%
Retail Sales	0	0	0	0	0	n/a
Resales & Rebillings	18,591	16,476	18,588	18,590	2	0.0%
Other Operating Revenues	<u>95,117</u>	<u>87,000</u>	<u>90,514</u>	<u>100,500</u>	<u>9,986</u>	<u>11.0%</u>
TOTAL OPERATING REVENUES	647,151	1,147,205	1,381,200	2,283,284	902,084	65.3%
OPERATING EXPENSES (Excl. Depr.)						
Personnel Services	1,245,725	1,459,473	1,534,150	1,879,178	345,028	22.5%
Maintenance & Repairs	606,828	900,057	971,251	939,336	-31,915	-3.3%
Utilities	362,570	383,265	390,095	366,765	-23,330	-6.0%
Insurance & Injuries	183,896	108,420	91,900	101,912	10,012	10.9%
Safety & Security	255,799	342,402	302,808	319,946	17,138	5.7%
General Business/Other	534,243	588,462	592,330	813,536	221,206	37.3%
Administrative Cost Reallocation	650,775	661,000	644,341	676,338	31,997	5.0%
Costs Transferred to Capital Projects	0	0	-85,605	-260,000	-174,395	203.7%
Inter-Division Reimbursement	<u>-3,219</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>n/a</u>
TOTAL OPERATING EXPENSES	<u>3,836,617</u>	<u>4,443,079</u>	<u>4,441,270</u>	<u>4,837,011</u>	<u>395,741</u>	<u>8.9%</u>
OPERATING INCOME/(LOSS)	-3,189,466	-3,295,874	-3,060,070	-2,553,727	506,343	-16.5%
NON-OPERATING ITEMS						
Debt Service	-2,180,160	-2,092,371	-2,092,371	-2,092,371	0	0.0%
BNIA Contribution (Excluding Debt Svc)	1,733,138	1,670,091	1,564,274	1,344,404	-219,870	-14.1%
BNIA Contribution - Debt Service	<u>2,180,160</u>	<u>2,092,371</u>	<u>2,092,371</u>	<u>2,092,371</u>	<u>0</u>	<u>0.0%</u>
TOTAL NON-OPERATING ITEMS	<u>1,733,138</u>	<u>1,670,091</u>	<u>1,564,274</u>	<u>1,344,404</u>	<u>-219,870</u>	<u>-14.1%</u>
NET INCOME/(LOSS)	-1,456,328	-1,625,783	-1,495,796	-1,209,323	286,473	-19.2%
LESS: DIRECT CAPITAL	306,432	0	11,122	66,129	55,007	494.6%
LESS: INDIRECT CAPITAL	<u>34,304</u>	<u>67,417</u>	<u>57,356</u>	<u>68,951</u>	<u>11,595</u>	<u>20.2%</u>
NET SURPLUS/(DEFICIT)	<u>-1,797,064</u>	<u>-1,693,200</u>	<u>-1,564,274</u>	<u>-1,344,404</u>	<u>219,870</u>	<u>-14.1%</u>

PROPERTY MANAGEMENT**2011/12 ANNUAL FORECAST****VS****2012/13 ANNUAL BUDGET**

	FY 10-11 ACTUAL	FY 11-12 BUDGET	FY 11-12 FORECAST	FY 12-13 BUDGET	VARIANCE	%
OPERATING REVENUES						
Boat Harbor Fees	963,226	973,000	1,016,095	1,001,000	-15,095	-1.5%
Rental Income	2,976,526	2,787,522	2,900,000	2,933,940	33,940	1.2%
Concessions/Commissions	52,339	66,000	58,573	66,000	7,427	12.7%
Retail Sales	250,484	275,000	342,000	310,000	-32,000	-9.4%
Resales & Rebillings	306,699	300,855	299,574	297,799	-1,775	-0.6%
Other Operating Revenues	0	0	0	0	0	n/a
TOTAL OPERATING REVENUES	4,549,274	4,402,377	4,616,242	4,608,739	-7,503	-0.2%
OPERATING EXPENSES (Excl. Depr.)						
Personnel Services	644,020	662,434	642,000	686,138	44,138	6.9%
Maintenance & Repairs	521,492	432,750	400,000	451,250	51,250	12.8%
Utilities	755,735	638,793	578,000	644,448	66,448	11.5%
Insurance & Injuries	-153,220	144,313	126,924	142,471	15,547	12.2%
Safety & Security	0	81,057	33,812	32,899	-913	-2.7%
General Business/Other	746,680	734,944	775,000	807,953	32,953	4.3%
Administrative Cost Reallocation	1,054,684	1,071,254	1,044,256	1,096,112	51,856	5.0%
Costs Transferred to Capital Projects	0	0	0	0	0	n/a
Inter Division Reimbursement	8,515	0	0	0	0	n/a
TOTAL OPERATING EXPENSES	3,577,906	3,765,545	3,599,992	3,861,271	261,279	7.3%
OPERATING INCOME/(LOSS)	971,368	636,832	1,016,250	747,468	-268,782	-26.4%
NON-OPERATING ITEMS						
Property Management Debt Service	-247,357	-266,000	-247,000	-205,833	41,167	-16.7%
TOTAL NON-OPERATING ITEMS	-247,357	-266,000	-247,000	-205,833	41,167	-16.7%
NET INCOME/(LOSS)	724,011	370,832	769,250	541,635	-227,615	-29.6%
LESS: DIRECT CAPITAL	426,285	518,821	286,302	502,250	215,948	75.4%
LESS: INDIRECT CAPITAL	55,595	109,260	92,955	111,747	18,792	20.2%
NET SURPLUS/(DEFICIT)	242,131	-257,250	389,993	-72,362	-462,355	-118.6%

EXECUTIVE - NFTA
2011/12 ANNUAL FORECAST
VS
2012/13 ANNUAL BUDGET

	FY 10-11 ACTUAL	FY 11-12 BUDGET	FY 11-12 FORECAST	FY 12-13 BUDGET	VARIANCE	%
OPERATING ASSISTANCE						
Federal Operating Assistance	268,263	467,909	417,600	619,831	202,331	48.5%
Federal - K-9 Cops	291,000	0	320,500	0	-320,500	-100.0%
Federal - DEA Expenditures	72,116	0	25,000	0	-25,000	-100.0%
Federal - DEA OT Reimbursement	0	16,329	420,000	16,329	-403,671	-96.1%
TOTAL OPERATING ASSISTANCE	631,379	484,238	1,183,000	636,160	-546,840	-46.2%
OPERATING EXPENSES (Excl. Depr.)						
Personnel Services	13,873,827	13,516,775	14,312,203	12,058,779	-2,253,424	-15.7%
Maintenance & Repairs	190,629	99,899	164,180	180,400	-3,780	-2.3%
Utilities	45,737	45,883	36,752	35,581	-1,171	-3.2%
Insurance & Injuries	147,762	151,041	165,541	154,396	-11,145	-6.7%
Safety & Security	54,957	66,999	75,000	70,500	-4,500	-6.0%
General Business/Other	352,103	362,778	370,000	400,346	30,346	8.2%
Costs Transferred to Capital Projects	-1,192,366	-776,618	-828,000	-747,690	80,310	-9.7%
Inter Division Reimbursement	-11,087,772	-11,202,080	-11,502,080	-9,867,152	1,634,928	-14.2%
TOTAL OPERATING EXPENSES	2,384,877	2,264,657	2,793,596	2,265,160	-528,436	-18.9%
OPERATING INCOME/(LOSS)	-1,753,498	-1,780,419	-1,610,596	-1,629,000	-18,404	1.1%
LESS: DIRECT CAPITAL	422,113	633,891	608,991	206,332	-402,659	-66.1%
NET SURPLUS/(DEFICIT)	-2,175,611	-2,414,410	-2,219,587	-1,835,332	384,255	-17.3%

EXECUTIVE - METRO
2011/12 ANNUAL FORECAST
VS
2012/13 ANNUAL BUDGET

	FY 10-11 ACTUAL	FY 11-12 BUDGET	FY 11-12 FORECAST	FY 12-13 BUDGET	VARIANCE	%
OPERATING EXPENSES (Excl. Depr.)						
Personnel Services	160,823	160,128	154,000	158,146	4,146	2.7%
Maintenance & Repairs	0	0	0	0	0	n/a
Utilities	0	0	0	0	0	n/a
Insurance & Injuries	2,248,929	1,699,425	1,651,425	1,805,050	153,625	9.3%
Safety & Security	0	0	0	0	0	n/a
General Business/Other	973,767	831,106	831,106	948,090	116,984	14.1%
Costs Transferred to Capital Projects	0	0	0	0	0	n/a
Inter Division Reimbursement	0	0	-61,669	-173,979	-112,410	182.6%
TOTAL OPERATING EXPENSES	3,383,519	2,690,659	2,574,982	2,737,307	162,345	6.3%
NET SURPLUS/(DEFICIT)	-3,383,519	-2,690,659	-2,574,982	-2,737,307	-162,345	6.3%

EEO/DIVERSITY DEVELOPMENT**2011/12 ANNUAL FORECAST****VS****2012/13 ANNUAL BUDGET**

	FY 10-11 ACTUAL	FY 11-12 BUDGET	FY 11-12 FORECAST	FY 12-13 BUDGET	VARIANCE	%
OPERATING EXPENSES (Excl. Depr.)						
Personnel Services	316,425	328,228	323,259	330,050	6,791	2.1%
Maintenance & Repairs	0	0	0	0	0	n/a
Utilities	0	0	0	0	0	n/a
Insurance & Injuries	0	0	0	0	0	n/a
Safety & Security	0	0	0	0	0	n/a
General Business/Other	24,547	31,273	31,273	26,950	-4,323	-13.8%
Costs Transferred to Capital Projects	0	0	0	0	0	n/a
Inter Division Reimbursement	-1,077	0	0	0	0	n/a
TOTAL OPERATING EXPENSES	<u>339,895</u>	<u>357,501</u>	<u>354,532</u>	<u>357,000</u>	<u>2,468</u>	<u>0.7%</u>
OPERATING INCOME/(LOSS)	-339,895	-357,501	-354,532	-357,000	-2,468	0.7%
LESS: DIRECT CAPITAL	0	0	0	0	0	n/a
NET SURPLUS/(DEFICIT)	<u>-339,895</u>	<u>-357,501</u>	<u>-354,532</u>	<u>-357,000</u>	<u>-2,468</u>	<u>0.7%</u>

GENERAL COUNSEL
2011/12 ANNUAL FORECAST
VS
2012/13 ANNUAL BUDGET

	FY 10-11 ACTUAL	FY 11-12 BUDGET	FY 11-12 FORECAST	FY 12-13 BUDGET	VARIANCE	%
OPERATING EXPENSES (Excl. Depr.)						
Personnel Services	841,541	913,773	920,000	961,444	41,444	4.5%
Maintenance & Repairs	0	0	0	0	0	n/a
Utilities	166	374	0	0	0	n/a
Insurance & Injuries	0	0	0	0	0	n/a
Safety & Security	0	0	0	0	0	n/a
General Business/Other	70,425	132,929	113,470	161,600	48,130	42.4%
Costs Transferred to Capital Projects	0	0	0	0	0	n/a
Inter Division Reimbursement	<u>-269,191</u>	<u>-293,568</u>	<u>-330,000</u>	<u>-402,529</u>	<u>-72,529</u>	<u>22.0%</u>
TOTAL OPERATING EXPENSES	<u>642,941</u>	<u>753,508</u>	<u>703,470</u>	<u>720,515</u>	<u>17,045</u>	<u>2.4%</u>
OPERATING INCOME/(LOSS)	-642,941	-753,508	-703,470	-720,515	-17,045	2.4%
LESS: DIRECT CAPITAL	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>n/a</u>
NET SURPLUS/(DEFICIT)	<u>-642,941</u>	<u>-753,508</u>	<u>-703,470</u>	<u>-720,515</u>	<u>-17,045</u>	<u>2.4%</u>

ENGINEERING
2011/12 ANNUAL FORECAST
VS
2012/13 ANNUAL BUDGET

	FY 10-11 ACTUAL	FY 11-12 BUDGET	FY 11-12 FORECAST	FY 12-13 BUDGET	VARIANCE	%
OPERATING EXPENSES (Excl. Deprec.)						
Personnel Services	1,711,563	1,674,525	1,780,000	1,738,327	-41,673	-2.3%
Maintenance & Repairs	10,531	8,000	10,000	10,000	0	0.0%
Utilities	3,850	4,535	2,948	3,036	88	3.0%
Insurance & Injuries	7,563	0	0	0	0	n/a
Safety & Security	0	0	0	0	0	n/a
General Business/Other	74,654	62,114	66,000	43,500	-22,500	-34.1%
Costs Transferred to Capital Projects	-1,272,999	-1,260,755	-1,367,000	-1,410,000	-43,000	3.1%
Inter Division Reimbursement	-156,909	-76,499	-215,000	-221,000	-6,000	2.8%
TOTAL OPERATING EXPENSES	<u>378,253</u>	<u>411,920</u>	<u>276,948</u>	<u>163,863</u>	<u>-113,085</u>	<u>-40.8%</u>
OPERATING INCOME/(LOSS)	-378,253	-411,920	-276,948	-163,863	113,085	-40.8%
LESS: DIRECT CAPITAL	<u>30,105</u>	<u>0</u>	<u>12,500</u>	<u>1,000</u>	<u>-11,500</u>	<u>-92.0%</u>
NET SURPLUS/(DEFICIT)	<u>-408,358</u>	<u>-411,920</u>	<u>-289,448</u>	<u>-164,863</u>	<u>124,585</u>	<u>-43.0%</u>

PUBLIC AFFAIRS - NFTA**2011/12 ANNUAL FORECAST****VS****2012/13 ANNUAL BUDGET**

	FY 10-11 ACTUAL	FY 11-12 BUDGET	FY 11-12 FORECAST	FY 12-13 BUDGET	VARIANCE	%
OPERATING EXPENSES (Excl. Depr.)						
Personnel Services	715,882	727,615	735,000	830,915	95,915	13.0%
Maintenance & Repairs	0	0	0	0	0	n/a
Utilities	510	450	855	881	26	3.0%
Insurance & Injuries	0	0	0	0	0	n/a
Safety & Security	0	0	0	0	0	n/a
General Business/Other	38,787	28,125	34,166	33,175	-991	-2.9%
Costs Transferred to Capital Projects	0	0	0	0	0	n/a
Inter Division Reimbursement	-81,970	-74,315	-74,796	-76,270	-1,474	2.0%
TOTAL OPERATING EXPENSES	673,209	681,875	695,225	788,701	93,476	13.4%
OPERATING INCOME/(LOSS)	-673,209	-681,875	-695,225	-788,701	-93,476	13.4%
LESS: DIRECT CAPITAL	2,079	0	0	0	0	n/a
NET SURPLUS/(DEFICIT)	-675,288	-681,875	-695,225	-788,701	-93,476	13.4%

PUBLIC AFFAIRS - METRO**2011/12 ANNUAL FORECAST****VS****2012/13 ANNUAL BUDGET**

	FY 10-11 ACTUAL	FY 11-12 BUDGET	FY 11-12 FORECAST	FY 12-13 BUDGET	VARIANCE	%
OPERATING EXPENSES (Excl. Depr.)						
Personnel Services	198,028	202,261	181,000	106,456	-74,544	-41.2%
Maintenance & Repairs	0	0	0	0	0	n/a
Utilities	0	0	0	0	0	n/a
Insurance & Injuries	0	0	0	0	0	n/a
Safety & Security	0	0	0	0	0	n/a
General Business/Other	142,431	128,814	128,000	112,770	-15,230	-11.9%
Costs Transferred to Capital Projects	0	0	0	0	0	n/a
Inter Division Reimbursement	0	0	0	0	0	n/a
TOTAL OPERATING EXPENSES	340,459	331,075	309,000	219,226	-89,774	-29.1%
NET SURPLUS/(DEFICIT)	-340,459	-331,075	-309,000	-219,226	89,774	-29.1%

HUMAN RESOURCES - NFTA

2011/12 ANNUAL FORECAST

VS

2012/13 ANNUAL BUDGET

	FY 10-11 ACTUAL	FY 11-12 BUDGET	FY 11-12 FORECAST	FY 12-13 BUDGET	VARIANCE	%
OPERATING EXPENSES (Excl. Depr.)						
Personnel Services	699,322	645,595	646,000	606,695	-39,305	-6.1%
Maintenance & Repairs	0	0	0	0	0	n/a
Utilities	0	0	0	0	0	n/a
Insurance & Injuries	0	0	0	0	0	n/a
Safety & Security	0	0	0	0	0	n/a
General Business/Other	282,673	272,748	307,748	267,000	-40,748	-13.2%
Costs Transferred to Capital Projects	0	0	0	0	0	n/a
Inter Division Reimbursement	-367,177	-319,943	-319,943	-255,694	64,249	-20.1%
TOTAL OPERATING EXPENSES	614,818	598,400	633,805	618,001	-15,804	-2.5%
OPERATING INCOME/(LOSS)	-614,818	-598,400	-633,805	-618,001	15,804	-2.5%
LESS: DIRECT CAPITAL	0	0	0	0	0	n/a
NET SURPLUS/(DEFICIT)	-614,818	-598,400	-633,805	-618,001	15,804	-2.5%

HUMAN RESOURCES - METRO

2011/12 ANNUAL FORECAST

VS

2012/13 ANNUAL BUDGET

	FY 10-11 ACTUAL	FY 11-12 BUDGET	FY 11-12 FORECAST	FY 12-13 BUDGET	VARIANCE	%
OPERATING EXPENSES (Excl. Depr.)						
Personnel Services	143,516	134,365	138,017	139,961	1,944	1.4%
Maintenance & Repairs	0	0	0	0	0	n/a
Utilities	0	0	0	0	0	n/a
Insurance & Injuries	0	0	0	0	0	n/a
Safety & Security	0	0	0	0	0	n/a
General Business/Other	399,599	355,750	355,061	293,194	-61,867	-17.4%
Costs Transferred to Capital Projects	0	0	0	0	0	n/a
Inter Division Reimbursement	-84,120	-88,194	-75,500	-67,328	8,172	-10.8%
TOTAL OPERATING EXPENSES	458,995	401,921	417,578	365,827	-51,751	-12.4%
NET SURPLUS/(DEFICIT)	-458,995	-401,921	-417,578	-365,827	51,751	-12.4%

FINANCE & ADMINISTRATION - NFTA**2011/12 ANNUAL FORECAST****VS****2012/13 ANNUAL BUDGET**

	FY 10-11 ACTUAL	FY 11-12 BUDGET	FY 11-12 FORECAST	FY 12-13 BUDGET	VARIANCE	%
OPERATING EXPENSES (Excl. Depr.)						
Personnel Services	3,114,633	3,302,222	3,365,000	3,597,875	232,875	6.9%
Maintenance & Repairs	264,295	206,820	240,000	243,801	3,801	1.6%
Utilities	28,994	35,909	22,520	24,667	2,147	9.5%
Insurance & Injuries	39	36	42,000	40	-41,960	-99.9%
Safety & Security	0	0	0	0	0	n/a
General Business/Other	1,234,162	1,123,657	1,098,657	1,314,589	215,932	19.7%
Costs Transferred to Capital Projects	-185,243	-216,866	-189,384	-199,747	-10,363	5.5%
Inter Division Reimbursement	<u>-230,811</u>	<u>-271,150</u>	<u>-310,000</u>	<u>-290,684</u>	<u>19,316</u>	<u>-6.2%</u>
TOTAL OPERATING EXPENSES	<u>4,226,069</u>	<u>4,180,628</u>	<u>4,268,793</u>	<u>4,690,541</u>	<u>421,748</u>	<u>9.9%</u>
OPERATING INCOME/(LOSS)	-4,226,069	-4,180,628	-4,268,793	-4,690,541	-421,748	9.9%
LESS: DIRECT CAPITAL	<u>540</u>	<u>259,900</u>	<u>139,000</u>	<u>706,900</u>	<u>567,900</u>	<u>408.6%</u>
NET SURPLUS/(DEFICIT)	<u>-4,226,609</u>	<u>-4,440,528</u>	<u>-4,407,793</u>	<u>-5,397,441</u>	<u>-989,648</u>	<u>22.5%</u>

FINANCE & ADMINISTRATION - METRO**2011/12 ANNUAL FORECAST****VS****2012/13 ANNUAL BUDGET**

	FY 10-11 ACTUAL	FY 11-12 BUDGET	FY 11-12 FORECAST	FY 12-13 BUDGET	VARIANCE	%
OPERATING EXPENSES (Excl. Depr.)						
Personnel Services	1,502,376	1,203,876	1,326,248	1,294,520	-31,728	-2.4%
Maintenance & Repairs	31	0	0	0	0	n/a
Utilities	32,028	40,986	21,301	21,940	639	3.0%
Insurance & Injuries	0	0	0	0	0	n/a
Safety & Security	0	0	0	0	0	n/a
General Business/Other	899,613	904,491	955,500	944,159	-11,341	-1.2%
Costs Transferred to Capital Projects	0	0	0	0	0	n/a
Inter Division Reimbursement	<u>-280,473</u>	<u>-261,909</u>	<u>-269,793</u>	<u>-246,643</u>	<u>23,150</u>	<u>-8.6%</u>
TOTAL OPERATING EXPENSES	<u>2,153,575</u>	<u>1,887,444</u>	<u>2,033,256</u>	<u>2,013,976</u>	<u>-19,280</u>	<u>-0.9%</u>
NET SURPLUS/(DEFICIT)	<u>-2,153,575</u>	<u>-1,887,444</u>	<u>-2,033,256</u>	<u>-2,013,976</u>	<u>19,280</u>	<u>-0.9%</u>

CORPORATE:

2. C. (5) **Authorization for Settlement, Elbert R. Polk v. Niagara Frontier Transit Metro System, Inc. and Jose Cespedes**

RECOMMENDATION: The Audit and Governance Committee has reviewed this item and recommends that the Board authorize payment of the settlement amount of \$199,000 in the matter of Elbert R. Polk v. Niagara Frontier Transit Metro System, Inc. and Jose Cespedes.

INFORMATION: This case arises out of a motor vehicle accident that occurred on January 18, 2009 at approximately 6:45 p.m. on East Utica and Main Street in the City of Buffalo. The bus operator testified at deposition that he stopped in the right curb lane of East Utica at a red traffic light, then attempted to make a right turn onto Main Street, at which time the left rear of the bus slid on the snowy roadway and sideswiped the right side of a 2002 Ford Taurus that was stopped at the light in the left lane of travel. Elbert Polk, then 33 years old, testified that he was waiting for the light to turn green when a Metro bus pulled up alongside his passenger side and, as the bus turned the corner, the driver side of the bus struck the passenger side of his vehicle. The Ford Taurus sustained over \$2,600 in damage. The bus was equipped with a digital video surveillance system, which recorded and confirmed the accident as described.

Mr. Polk reported to Sisters of Charity Hospital two days later on January 20, 2009 with complaints of low back pain. He was treated and released. In light of ongoing complaints, he followed up with his primary care physician, a physiatrist, a chiropractor and a neurosurgeon. An MRI conducted in August of 2009 revealed a large right sided L5-S1 disc herniation. On November 17, 2009, Mr. Polk underwent an L5-S1 lumbar discectomy and fusion. His neurosurgeon reported that the L5-S1 disc herniation was causally related to the accident in question, as was the need for surgical intervention.

At the time of the accident, Mr. Polk was married with four children and employed full time at Heritage Centers as a Residential Aide. After his surgery, he was unable to return to work at Heritage Centers due to the physical demands of the position. He sought employment in a field that allows him to sit and stand as necessary and is now employed at a debt collection agency. His rate of pay has remained fairly consistent. He currently complains of an inability to sit and stand for long periods of time, an inability to lift heavy objects and an inability to engage in various recreational activities with his young children.

Mr. Polk's automobile insurance carrier required that he undergo three independent medical examinations with three separate physicians, all of whom opined that the injury and resultant surgery were causally related to the accident in question. A neurologist conducted an independent medical examination of Elbert Polk at NFT Metro's behest on December 13, 2010. The physician reported that there was no documented history of prior lumbar problems. He opined that Mr. Polk sustained a lumbosacral strain as a result of the incident in question and felt that he did not develop the disc herniation until approximately ten days after the accident when he first reported an acute onset of severe radicular pain. The neurologist further reported that the surgery was necessary and that Mr. Polk made a suboptimal recovery following his surgery.

A jury trial was scheduled to begin on March 26, 2011 in New York Supreme Court before the Honorable Frederick Marshall. We pre-tried this case on numerous occasions over the past two years, to no avail. Plaintiff's counsel initially demanded \$1,800,000 to settle this case and disclosed that they would be calling a life care planner to testify to between \$440,000 and \$1,000,000 in future health care/medical related expenses and an economist who was prepared to testify to a future reduced earning capacity in excess of \$1,000,000. Plaintiff's counsel further disclosed that they would be calling expert medical witnesses from two separate disciplines, orthopedics and neurology, to testify on Mr. Polk's behalf at trial. We moved to limit or preclude the Plaintiff from calling two medical experts as cumulative and bolstering; however, the trial court judge denied our motion.

After reaching an impasse in negotiations, the parties agreed to appear before a private mediator prior to trial, with the hope of resolving the matter. In an odd turn of events, Mr. Polk was involved in a second motor vehicle accident on January 24, 2011, at which time he rear-ended a camera-equipped Metro bus on Hertel Avenue in North Buffalo. His vehicle sustained significant front end damage and had to be towed from the scene. At the mediation, we argued that the second accident impacted any potential future value of Mr. Polk's claim. The first round of mediation discussions proved unsuccessful. A second round resulted in the parties reaching an agreement to settle this matter for \$199,000, subject to Board approval.

FUNDING: Provided by NFT Metro System, Inc. through Self-Insurance Reserves.

"RESOLVED, that the Board hereby authorizes payment of the settlement amount of \$199,000 in the matter concerning the accident which occurred on January 18, 2009; and

BE IT FURTHER RESOLVED, that the Executive Director, her designee, and/or the Chairman be and hereby are authorized to execute such payments as necessary to resolve the matter of Elbert R. Polk v. Niagara Frontier Transit Metro System, Inc. and Jose Cespedes, said authorization providing for payments in the not-to-exceed amount of \$199,000; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer be and she is hereby authorized to make payments under said agreement upon certification by the General Counsel, that such payments are in order."

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. (5)
1. Authorization for Agreement, Federal Aviation Administration, Runway 10L/28R Mill and Overlay, NFIA
2. Acceptance of Bid, Louis Del Prince & Sons, Inc., Airside Pavement Maintenance, BNIA
3. Approval of Landing Fee Tariff, BNIA
4. Authorization for Agreement, Tennant Sales and Service Company, Maintenance of Floor Cleaning Equipment, BNIA
5. Authorization for Renewal of Airline Incentive Program, BNIA

AVIATION:

3. D. (i) Niagara Frontier Transportation Authority, Acceptance of Aviation Resolutions 3. D. (1) through 3. D. (5)

The Executive Director advised that Items 3. D. (1) through 3. D. (5) 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 Granto, seconded by Commissioner Eagan, 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. (5) and dated March 26, 2012 as set forth herein, be and hereby are accepted and approved in their entirety.”

AYES: SLOMA, LEWIN, CROCE, EAGAN, GRANTO, HELFER, PERRY, ZEMSKY

NOES: NONE

ADOPTED

AVIATION:

3. D. (1) **Authorization for Agreement, Federal Aviation Administration, Runway 10L/28R Mill and Overlay, NFIA**

RECOMMENDATION: The Aviation Committee has reviewed this item and recommends that the Board authorize execution of an agreement with the Department of Transportation, Federal Aviation Administration (FAA) in the amount of \$57,754.84.

INFORMATION: The subject project requires adjustments to the FAA owned instrument landing system components, specifically, in-pavement light fixtures and manholes. This agreement provides funding to establish FAA required engineering and technical support services. The FAA will perform the following activities:

- Technical guidance, assistance, and specifications for modifications to their landing system.
- Attend on-site meetings during construction.
- Provide a resident engineer and project engineer during construction.
- Provide a technical representative during installation and tune-up of electronic equipment.
- Participate in on-site inspections and final acceptance of the work.

FUNDING: Funding is shared between an Agreement with the United States Air Force (USAF) and a pending FAA Airport Improvement Plan grant. The account code is pending. Funding is distributed as follows:

FAA	\$34,652.91
USAF	\$19,251.61
NYSDOT	\$1,925.16
NFTA	\$1,925.16
TOTAL	\$57,754.84

“RESOLVED, that the Board hereby authorizes an Agreement with the Federal Aviation Administration (FAA) for the required engineering and technical support services for the adjustments to the owned instrument landing system components as described above, for the total cost of \$57,754.84; 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 the Federal Aviation Administration, for the total amount of \$57,754.84; 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 she is hereby authorized to make payments under said Agreement upon certification by the Director, Engineering, that such payments are in order.”

AVIATION:

3. D. (2) Acceptance of Bid, Louis Del Prince & Sons, Inc., Airside Pavement Maintenance, BNIA

RECOMMENDATION: The Aviation Committee has reviewed this item and recommends that the Board award the subject construction contract to Louis Del Prince & Sons, Inc. for the lump sum amount of \$195,060.50.

INFORMATION: The Buffalo Niagara International Airport (BNIA) has identified issues with pavement maintenance of the size and scope that cannot be addressed by airport maintenance staff.

The scope of work includes two locations within the Airfield Operations Area (A.O.A.). The work is scheduled to be completed within 42 calendar days after a notice to proceed has been issued.

The first location includes rehabilitation of existing pavement adjacent to the Air Rescue Fire Fighting (ARFF) building. The work includes the reconstruction of existing asphalt pavement, cold milling of bituminous pavements, asphalt pavement overlay restoration, associated saw cutting of pavements, crack sealing, pavement markings, and the installation of new underground drain piping within the reconstructed pavement area.

The second location includes the rehabilitation of pavement adjacent the existing Salt Barn. The work includes the removal of existing pavement, full depth asphalt pavement, associated saw cutting of pavements, the installation of a new drainage inlet, and associated storm piping.

The project was publicly advertised in accordance with the NFTA Procurement Guidelines. Thirteen sets of contract documents were distributed to potential bidders. Bids were received on March 6, 2012 from thirteen contractors. The bid results are shown below:

Company	Total Bid
Louis Del Prince & Sons, Inc. Cheektowaga, NY 14225 Kenneth A. Del Prince, Secretary, Treasurer	\$195,060.50
Tom Greenauer Development, Inc. Elma, NY 14059 Norman R. Merriman, CEO	\$199,726.00
Amherst Paving, Inc. Amherst, NY 14226 David R. Roetzer, President	\$203,533.00
Thomann Asphalt Paving Lancaster, NY 14086 John D. Thomann, President	\$210,621.00

Lakestone Development, Inc. Williamsville, NY 14221 Christopher D. Galasso, President	\$216,188.90
Nova Site Company W. Seneca, NY 14224 Gino Zagarrio, Sole Member	\$233,300.00
American Paving & Excavating, Inc. Clarence Center, NY 14032 Guy R. Berberich, President	\$245,263.50
D&H Excavating Arcade, NY 14009 William J. Janik, Project Mgr.	\$265,695.40
Milherst Construction, Inc. Clarence Center, NY 14032 Ronald S. Maurer, President	\$272,709.97
Occhino Corporation W. Seneca, NY 14224 Lee Occhino, President	\$305,743.24
Zoladz Construction Co., Inc. Alden, NY 14004 John Zoladz, President	\$320,087.34
Mark Cerrone, Inc. Niagara Falls, NY 14305 Stephanie Churakos, President	\$344,165.00
Oakgrove Construction, Inc. Elma, NY 14059 Douglas E. May, President	\$368,300.00

A bid evaluation was performed and determined that Louis Del Prince & Sons, Inc. understands the scope of work and is well qualified to perform the work.

The NFTA Affirmative Action/EEO office has been briefed on the bid results and concurs with the recommendation for Board approval.

FUNDING: Funding for this project is 100% BNIA Operating Budget from account 02-0219-520-5600.

“RESOLVED, that the Board accepts the bid submitted by Louis Del Prince & Sons, Inc. for the lump sum amount of \$195,060.50, 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 Agreement with Louis Del Prince & Sons, Inc. for the lump sum amount of \$195,060.50, with terms and conditions as set forth above and as negotiated; and

BE IT FURTHER RESOLVED, that said Agreement 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 she is hereby authorized to make payments upon the terms of the Agreement upon certification by the Director, Engineering, that such payments are in order.”

AVIATION:

3. D. (3) Approval of Landing Fee Tariff, BNIA

RECOMMENDATION: The Aviation Committee has reviewed this item and recommends that the Board approve the landing fee tariff for signatory scheduled passenger air carriers, air cargo carriers, and charter operators at Buffalo Niagara International Airport, (BNIA), at the rate of \$4.37 per 1,000 pounds of gross Certified Landing Weight, (GCLW), and for non-signatory carriers at the rate of \$5.46 per 1,000 pounds of GCLW. The rates will be effective April 1, 2012 through March 31, 2013 and apply to aircraft weighing in excess of 12,500 pounds when used for carrying passengers or cargo for hire.

INFORMATION: The landing fee rates at BNIA are adjusted annually based on formulas included in the Use and Lease Agreement between NFTA and the airline operators. The rates consider NFTA cost center expenses and projections of aggregate landing weights for scheduled air carriers and air cargo carriers. The non-signatory rate equals 125% of the signatory airline rate to cover the additional administrative and overhead costs associated with providing services and maintaining the facilities for use by non-signatory airlines at BNIA.

In accordance with the Use and Lease Agreement, NFTA staff met with the airlines on March 21, 2012 to review the revised landing fee rate. The effective date for the tariff coincides with the new contract year dates in the Use and Lease Agreement. The new landing fee rate of \$4.37 per 1,000 pounds of gross Certified Landing Weight represents a 1.64% increase from the previous landing fee rate of \$4.30.

Further, the tariff exempts all NFTA tariff fees for organizations whose sole purpose is providing humanitarian aeronautical missions at BNIA. Such services are provided to ensure that individuals have equal access to specialized medical treatment regardless of geographical distance and financial status. Volunteer pilots donate their time and financial resources to provide the free service.

FUNDING: No funding is required.

“RESOLVED, that the Board hereby establishes Landing Fee Tariffs applicable to signatory scheduled passenger and air cargo carriers at the rate of \$4.37 per 1,000 pounds of Gross Certified Landing Weight, and \$5.46 per 1,000 pounds of Gross Certified Landing Weight for non-signatory carriers for use of the facilities at the Buffalo Niagara International Airport; and

BE IT FURTHER RESOLVED, that the above stated rates shall be effective April 1, 2012 through March 31, 2013 and apply to aircraft in excess of 12,500 pounds of Gross Certified Landing Weight, when such aircraft are used for carrying passengers or cargo for hire.”

BUFFALO NIAGARA INTERNATIONAL AIRPORT

TARIFF - EFFECTIVE April 1, 2012

I. LANDING FEES

1. Scheduled passenger air carriers, air cargo carriers, and charter operators to pay \$4.37 per 1,000 lbs. of gross certificated landing weight (GCLW) for signatory carriers and \$5.46 per 1,000 of GCLW for non-signatory carriers including itinerant air carriers, air cargo carriers, and charter operators. Specialty charters, e.g., sports teams and dignitaries that are given special permission to park on the general aviation ramp/cargo ramp shall pay the landing fee set forth in this section. Any aircraft, regardless of weight, that carries passengers or cargo for hire shall pay the landing fee set forth in this section.
- *2. Other operators or aircraft, when the aircraft is not carrying passengers or cargo for hire, are to be charged as follows:

Below 4,001	lbs. GCLW	\$5.00
4,001 - 8,000	lbs. GCLW	7.00
8,001 - 12,500	lbs. GCLW	12.00
Above 12,500	lbs. GCLW	\$1.25 per 1,000 lbs./ GCLW

* Does not apply to general aviation aircraft permanently based at Buffalo Niagara International Airport provided that the aircraft is not carrying passengers or cargo for hire.

II. PUBLIC AIRCRAFT AREA PARKING FEES

1. All aircraft - first one (1) hour parking included in landing fee.
2. Parking on NFTA public use areas after one (1) hour.

	<u>8 Hours or Fraction Thereof</u>	<u>Each 24 Hours</u>
Below 8,001 lbs. GCLW	\$ 9.00	\$15.00
8,001 - 12,500 lbs.	12.00	20.00
12,501 - 50,000 lbs. GCLW	20.00	35.00
Above 50,000 lbs. GCLW	30.00	45.00

III. COMMERCIAL AIR CARRIER REMAIN OVERNIGHT, (RON) PARKING FEES

1. All commercial air carriers to pay \$125.00 per 24 hours or fraction thereof.
2. Parking areas as designated by Director of Aviation.

IV. FUEL FLOWAGE FEES

**1. A charge of \$.05 per gallon will be made for all fuel delivered to the airport premises.

**2. A charge of \$.10 per gallon will be made for all aircraft lubricants delivered to the airport premises.

*** Fee does not apply to signatory Part 121 scheduled passenger air carriers operating at the Terminal Building and signatory scheduled cargo carriers.*

V. HUMANITARIAN MISSIONS

In areas designated for public aircraft parking at Buffalo Niagara International Airport, owners assume complete responsibility for their aircraft. All fees to be waived for organizations whose sole purpose is providing humanitarian aeronautical missions at Buffalo Niagara International Airport.

AVIATION:

3. D. (4) **Authorization for Agreement, Tennant Sales and Service Company, Maintenance of Floor Cleaning Equipment, BNIA, NFIA**

RECOMMENDATION: The Aviation Committee has reviewed this item and recommends that the Board authorize a contract with Tennant Sales and Service Company, Minneapolis, Minnesota to provide full service maintenance of floor cleaning equipment at the Buffalo Niagara International Airport (BNIA) and the Niagara Falls International Airport (NFIA). The term of the contract will be 3 years effective April 1, 2012 with the option to renew for 2 additional one-year periods at the sole discretion of the NFTA. The cost of the first year of service is \$31,196 with a five-year total of \$157,828.

INFORMATION: The floors within the airport terminals are cleaned with major pieces of equipment such as rider scrubbers, burnishers, and strippers. BNIA has 11 pieces of floor cleaning equipment and NFIA has 5 pieces of equipment. The maintenance agreement will require the contractor to provide all necessary labor, tools, materials and equipment required to provide full maintenance service and repairs of the floor cleaning equipment pursuant to manufacturer's specifications.

In accordance with NFTA procurement guidelines, Request for Proposal (RFP) 4169 was issued to provide full maintenance service. There were two responses to the RFP. The NFTA review team comprised of BNIA staff, NFIA staff and the NFTA Procurement evaluated the proposals taking into consideration qualifications and experience, technical criteria, and cost. The team determined that proposal from Tennant Sales and Service Company rated the highest including the lowest cost proposal.

The proposal includes fixed annual maintenance costs and estimated call-in service totaling \$31,196 during years 1 through 3, and \$32,120 in years 4 and 5. The combined maintenance cost will aggregate \$157,828 during the 5-year contract term.

FUNDING: Funding is available in the BNIA and NFIA annual operating budgets.

“RESOLVED, that the Board hereby authorizes an Agreement with Tennant Sales and Service Company for the full service maintenance of floor cleaning equipment at the Buffalo Niagara International Airport and the Niagara Falls International Airport with the terms and conditions to be set forth as described above; and

BE IT FURTHER RESOLVED, that the Executive Director, her designee and/or the Chairman, be and hereby are authorized to execute an Agreement with Tennant Sales and Service Company with terms and conditions to be set forth as described above; and

BE IT FURTHER RESOLVED, that said Agreement 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 she is hereby authorized to make payments under said Agreement upon certification by the Director, Aviation that such payments are in order.”

RFP 4169
Floor Cleaning Equip Maintenance BNIA/NFIA

RFP DOCUMENTS REQUIRED (Completed by Procurement)	Prolift Inc.	Tennant Sales & Service Co.				
Non-Collusive Cert	x	x				
Disclosure of Prior Non-Resp Determinations	x	x				
Cover Letter	x					
Description of Project	x					
Firm, Management & Staff Qualifications	x	x				
References	x					
Cost Proposal	x	x				
ST-220-TD	x	x				
Evidence of Insurance	x	x				
SELECTION CRITERIA (Completed by Team)	(Rate on a scale of 1 - 10, with 10 being the highest)					
	Team Consensus					
Qualifications and Experience - 40%	9.00	9.00				
Technical Criteria - 30%	9.00	9.00				
Cost - 30%	5.18	10.00				
RATING	7.85	9.30				
Cost rating formula lowest cost / by next * 5 lowest is 5						
Cost Proposals						
Annual Scheduled Maintenance						
Year 1	\$46,200	\$24,696				
Year 2	\$50,820	\$24,696				
Year 3	\$55,902	\$24,696				
Year 4	\$61,493	\$25,620				
Year 5	\$67,642	\$25,620				
Total	\$282,057	\$125,328				
Estimated Call in Service						
Estimated Call in Service (Annually)	\$4,500	\$6,500				
Total estimated call in years 1 to 5	\$22,500	\$32,500				
Grand Total	\$304,557	\$157,828				

AVIATION:

3. D. (5) Authorization for Renewal of Airline Incentive Program, BNIA

RECOMMENDATION: The Aviation Committee has reviewed this item and recommends that the Board reinstate the Incentive Program for Buffalo Niagara International Airport (BNIA) to be effective April 1, 2012 as set forth in the attachment hereto.

INFORMATION: The Authority's Air Service Development Program (Program) for BNIA has dedicated staff and resources to create public and industry awareness of BNIA and its facilities. The Program is designed to increase air travel and promote competition at BNIA. The Program provides for the overall marketing of BNIA, targeting specific destinations, participation in travel and trade shows, conducting advertising campaigns and promotions, and engaging in direct sales meetings with travel agents/tour operators.

The Authority recognizes the value of new domestic and international air service at BNIA. The goal of the Authority Incentive Program is to attract new service to increase travel to and from BNIA and promote competition at BNIA. The Authority recognizes that efforts to attract new service and the success of new service may be dependent on whether or not the airport offers an Incentive Program. The Authority developed an Incentive Program that is an important piece of the Authority's Air Service Development Program. The Incentive Program will offer incentives to new entrant air carriers in the form of gate use fee waiver for a not to exceed period of twelve months and to both new entrant and incumbent air carriers in the form of landing fee waiver for a not to exceed period of twelve months for service to defined non-stop destinations not currently served at BNIA. Staff will review the Incentive Program annually and reserves the right to amend, supplement or cancel the Incentive Program.

FUNDING: The cost of the Incentive Program will be funded using Airport Development funds.

"RESOLVED, that the Board hereby authorizes implementation of the Incentive Program at the Buffalo Niagara International Airport effective April 1, 2012 as set forth hereinabove; and

BE IT FURTHER RESOLVED, that the Executive Director, her designee and/or the Chairman, be and hereby are authorized to take such actions as required to implement the Incentive Program at the Buffalo Niagara International Airport as set forth hereinabove."

BUFFALO NIAGARA INTERNATIONAL AIRPORT

INCENTIVE PROGRAM

The Authority's Air Service Development Program (Program) for Buffalo Niagara International Airport (BNIA) has dedicated staff and resources to create public and industry awareness of BNIA and its facilities. The Program is designed to increase air travel and promote competition at BNIA. The Program provides for the overall marketing of BNIA, targeting specific destinations, participation in travel and trade shows, conducting advertising campaigns and promotions, and engaging in direct sales meetings with travel agents/tour operators.

The Authority recognizes the value of new domestic and international air service at BNIA. The goal of the Authority Incentive Program is to attract new service to increase travel to and from BNIA and promote competition at BNIA. The Authority recognizes that efforts to attract new service and the success of new service may be dependent on whether or not the airport offers an Incentive Program. The Authority developed an Incentive Program that is an important piece of the Authority's Air Service Development Program. The Incentive Program will offer incentives for new entrant service and service to defined non-stop destinations not currently served at BNIA. The following air carrier Incentive Program has been developed based on the goals and objectives of the Program. The Authority will review the Incentive Program annually and reserves the right to amend, supplement or cancel the Incentive Program. The costs associated with the BNIA Incentive Program will not be included in the airline rates and charges.

I. Landing Fee Waiver Incentive

Eligibility and Benefits

The Authority will waive the landing fee set forth in the BNIA Tariff schedule for a not to exceed period of twelve (12) consecutive months for the promotion of destination based new service. The new service may be provided by an incumbent air carrier or new entrant air carrier and must be to one of the destinations identified below. The service must consist of regularly scheduled non-stop service to one of the destinations set forth below. Scheduled domestic service of six or more flights per week will be eligible for a 100% landing fee waiver to the destination. Scheduled domestic service of three to five flights per week will be eligible for a 75% landing fee waiver to the destination. Scheduled domestic service of one to two flights per week will be eligible for a 50% landing fee waiver to the destination. Scheduled international service of at least one flight per week will be eligible for a 100% landing fee waiver to the destination.

Domestic Destinations

1. LA basin -
LAX (Los Angeles), BUR (Burbank), SNA
(Orange County), LGB (Long Beach), and
ONT (Ontario)

2. San Francisco -
OAK (Oakland), SFO (San Francisco),
and SJC (San Jose)

3. Houston – IAH and HOU

4. DFW (Dallas - Ft. Worth)

5. ALB (Albany)

6. SAN (San Diego)

7. SEA (Seattle)

8. RDU (Raleigh - Durham)

9. MKE (Milwaukee)

10. SLC (Salt Lake City)

11. DEN (Denver)

International Destinations

12. Caribbean

13. Central and South America

14. Europe

Duration of Incentive

Twelve months from start of
service

Twelve months from start of
service

Twelve months from start of
service

Twelve months from start of
service

Twelve months from start of
service

Twelve months from start of
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Twelve months from start of
service

Twelve months from start of
service

Duration of Incentive

Twelve months from start of
service

Twelve months from start of
service

Twelve months from start of
service

An air carrier will not be eligible for the landing fee waiver incentive if it had non-stop service to a listed destination and cancelled that service within the last two years of applying for the landing fee waiver incentive to the destination that was previously cancelled. The air carrier may be eligible to apply for the landing fee waiver incentive for the previously cancelled destination two years after the cancellation of the service, provided that the program is still available.

In the event that the air carrier does not comply with these minimum requirements then the new entrant shall not be entitled to receive the landing fee waiver Incentive.

The air carrier and the Authority shall execute a letter of agreement for participation in the Incentive Program that memorializes the terms and conditions of the Incentive Program. Either party may terminate the agreement upon sixty days written notice.

II. New Entrant Gate Use Fee Waiver Incentive

Eligibility and Benefits

The Authority will waive the passenger terminal gate use fee for a not to exceed period of twelve (12) consecutive months for new entrant air carrier service and thereby enhance competition and air carrier service. The New Entrant Gate Use Fee Waiver Incentive will only be available if the Authority has vacant gate positions.

The air carrier must provide regularly scheduled passenger service at BNIA from the passenger terminal building at a minimum of three flights per week. An air carrier will not be eligible for the gate use fee waiver incentive if it had regularly scheduled service at BNIA and cancelled that service within the last two years of applying for the gate use fee waiver incentive. The air carrier may be eligible to apply for the gate use fee waiver incentive two years after the cancellation of service at BNIA, provided that the program is still available. Incumbent air carriers are not eligible for the gate use fee waiver portion of the Incentive Program.

The air carrier and the Authority shall execute a letter of agreement for participation in the Incentive Program that memorializes the terms and conditions of the Incentive Program. Either party may terminate the agreement upon sixty days written notice.

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 Resolutions 4. D. (1) through 4. D. (6)
 - 1. Authorization for Agreement, Liquid Industries, Inc., Bus Wash Soap, Metro
 - 2. Authorization for Maintenance Agreement, Trapeze Software Group, Inc.
 - 3. Authorization for Agreement, Swiger Coil Systems, Traction Motor Overhauls, LRRT
 - 4. Authorization for Agreement, C&S Engineers, Inc., Regional Traffic Count Program, GBNRTC
 - 5. Authorization to Approve Fare Increase and Service Adjustments
 - 6. Authorization for Adoption of a Revised NFTA Policy for Soliciting Public Comment to Include Service Change and Fare Equity Analysis

SURFACE:

**4. D. (i) Niagara Frontier Transportation Authority, Acceptance of
Surface Transportation Resolutions 4. D. (1) through 4. D. (6)**

The Executive Director advised that Items 4. D. (1) through 4. D. (6) 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 Granto, seconded by Commissioner Helfer, 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. (6) and dated March 26, 2012 as set forth herein, be and hereby are accepted and approved in their entirety.”

AYES: SLOMA, LEWIN, CROCE, EAGAN, GRANTO, HELFER, PERRY, ZEMSKY

NOES: NONE

ADOPTED

SURFACE:

4. D. (1) **Authorization for Agreement, Liquid Industries, Inc., Bus Wash Soap, Metro**

RECOMMENDATION: The Surface Transportation Committee has reviewed this item and recommends that the Board approve the pricing and purchase of approximately 15,000 gallons of concentrated bus wash soap per year from Liquid Industries of Niagara Falls, New York, for a total estimated cost of \$291,750.00 for five years.

INFORMATION: Bus Maintenance uses concentrated soap in each bus wash system to clean the exterior of revenue vehicles.

The initial purchase period is intended to be for three years, April 1, 2012 through March 31, 2015 with the option to extend the agreement for an additional two one-year terms to be exercised at the discretion of the NFTA.

This procurement was solicited and evaluated pursuant to the NFTA Procurement Guidelines. The evaluation team included the Senior Buyer, Equipment Engineer and the Bus Maintenance Coordinator. The evaluation criteria were as follows: compliance with technical specification, price and qualifications and experience. Liquid Industries' proposed product was in compliance with the technical requirements and offered the best price.

FUNDING: Funding is included in Metro's Operating Budget.

"RESOLVED, that the Board hereby authorizes an Agreement with Liquid Industries, Inc. for the procurement of concentrated bus soap as described hereinabove at an estimated total cost of \$291,750.00 over a five year period; and

BE IT FURTHER RESOLVED, that the Manager, Procurement, be and she is hereby authorized to issue Purchase Orders for the procurement of approximately 15,000 gallons of concentrated bus soap per year, as hereinabove described and negotiated; and

BE IT FURTHER RESOLVED, that said Purchase Orders 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 she is hereby authorized to make payment under said Purchase Orders upon certification by the Director, Surface Transportation, that such payments are in order."

RFP DOCUMENTS REQUIRED (Completed by Procurement)	Liquid Industries Inc. Niagara Falls, NY	Griffin Chemical Co. LLC Tonawanda, NY
Non-Collusive Proposal Certification	X	X
Disclosure of Prior Non-responsibility Determinations	X	X
Itemized Cost Proposal	X	Not responsive
Cover Letter	X	X
Description of products/services	X	X
Firm, Management and Staff Qualifications	X	X
Resumes	X	Not responsive
References	X	X
Material Safety Data Sheets	X	X
Laboratory Test Report	X	X
Contractor Certification Form ST-220-TD	X	X
Buy America Certificate	X	Not responsive

SELECTION CRITERIA (Completed by Team)		(Score 1 - 10, with 10 being the highest score)	
Cost	40 %	10.00	Not responsive
Technical	40 %	9.00	Would not guarantee cost
Qualifications and Experience	20%	9.00	Did not submit documentation required
Total		9.40	
COST			
(Estimated Usage is 15,000 gallons per year)			
Year 1		\$3.75	\$5.75
Year 2		\$3.85	\$5.75
Year 3		\$3.95	\$5.75
Year 4 (Optional)		\$3.95	\$6.18
Year 5 (Optional)		\$3.95	\$6.64
Average Cost per Gallon		\$3.89	\$6.61
Estimated Total Cost for all five years		\$291,750	\$495,750

SURFACE:

4. D. (2) **Authorization for Maintenance Agreement, Trapeze Software Group, Inc.**

RECOMMENDATION: The Surface Transportation Committee has reviewed this item and aff recommends that the Board authorize renewal of the Trapeze Software Group, Inc. Annual Maintenance Agreement in the amount of \$82,140.00. This annual maintenance expenditure provides support services for two software products.

INFORMATION: The NFTA currently utilizes Trapeze Software for the ATIS Trip Planner (Automated Transit Information System). Annual maintenance of this product is in the amount of \$55,887.00. This system consists of the following modules:

- 24-hour, 7 days a week support via phone, e-mail, fax, and web;
- Access to the Trapeze Customer Care website;
- Online tracking of support requests and the status of reported issues;
- Access to standard documentation and version release notes;
- Online training courses to update and/or enhance your skills;
- Access to online knowledge base;
- Quarterly user forums, along with software upgrades at least four to six times per year;
- Participation in the Trapeze Certification Program.

Paratransit currently utilizes Trapeze Software Pass Mon, which interfaces with Mobile Data Terminals (MDT) for up to 34 vehicles. Annual maintenance of this product is in the amount of \$26,253.00. This system consists of the following modules:

- 24-hour, 7 days a week support via phone, email, fax and web;
- Customer Care Web Site;
- Online tracking of support requests and the status of reported issues;
- Access to standard documentation and version release notes;
- Online training courses;
- Product upgrades for life;
- Participation in the Trapeze Certification program;
- Access to online knowledge base;
- Trapeze Times newsletter;
- Quarterly User forums for Trapeze products;
- Invitation to annual multi-day user training conference;
- Invitation to regional training workshops.

In an effort to maintain efficient operating systems and be able to access standard documentation and version release notes, online training courses, and product upgrades, the NFTA maintains a Maintenance Agreement with this vendor, Trapeze Software Group, Inc. This Maintenance Agreement is renewable every year that the NFTA continues to use the Pass Mon and ATIS Trip Plan Systems.

FUNDING: Funding is provided for in the FYE 2012-2013 operating budget.

“RESOLVED, that the Board hereby authorize a renewal of the Maintenance Agreement with Trapeze Software Group, Inc. in the amount of \$82,140.00, 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 the Maintenance Agreement in an amount of \$82,140.00 with Trapeze Software Group, Inc. for the provision of software support services as described hereinabove; and

BE IT FURTHER RESOLVED, that said Agreement 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 she is hereby authorized to make payments under said Agreement, upon certification by the Director, Surface Transportation, that such payments are in order.”

SURFACE:

4. D. (3) Authorization for Agreement, Swiger Coil Systems, Traction Motor Overhauls, LRRT

RECOMMENDATION: The Surface Transportation Committee has reviewed this item and recommends that the Board award a contract in the amount of \$86,000.00 to Swiger Coil Systems, 4677 Manufacturing Rd. Cleveland, Ohio 44135 for the overhaul of NFTA Traction Motors.

INFORMATION: Overhauls are service repairs made to keep the traction motors for the LRRT cars serviceable. A Request for Proposals was issued and two (2) proposals were received for consideration. Swiger Coil Systems' proposal had the lowest cost and rated the higher of the two proposers.

FUNDING: This procurement is funded 100%-88C.

“RESOLVED, that the Board hereby authorizes an Agreement with Swiger Coil Systems for the overhaul of NFTA traction motors, as described above and for the total cost of \$86,000.00; 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 Swiger Coil Systems, for the total amount of \$86,000.00; 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 she is hereby authorized to make payments under said Agreement upon certification by the Director, Surface Transportation, that such payments are in order.”

[illegible]

SURFACE:

4. D. (4) **Authorization for Agreement, C&S Engineers, Inc., Regional Traffic Count Program, GBNRTC**

RECOMMENDATION: The Surface Transportation Committee has reviewed this item and recommends that the Board authorize an Agreement with C&S Engineers, Inc, in an amount not to exceed \$45,000 in the first year; \$45,000 in the second year; \$45,000 in the third year; and \$45,000 in the fourth year for consultant services to conduct the regional Traffic Counting Program for SFY 2013-2016.

INFORMATION: The Greater Buffalo-Niagara Regional Transportation Council (GBNRTC) is the regional decision making forum designated by the Governor to cooperatively develop transportation plans for the Erie and Niagara Counties of upstate New York. The Council's primary focus is on formulating regional transportation policy, planning for future transportation development, and programming transportation facilities and services based on regional travel needs. The highway-monitoring program also provides useful statistics to local participants for short range improvement planning, deficiency analysis, and land use impact studies.

The consultant will be responsible for setting out automatic traffic counters at up to 450 locations per year. All collected information will be provided to the GBNRTC for processing.

The contract was publicly advertised in accordance with NFTA Procurement Guidelines. Proposals were reviewed by representatives of GBNRTC, NYSDOT, NYS Thruway, Erie County and the cities of Buffalo and Niagara Falls. This review was based on criteria that included: technical approach, personnel qualifications, experience, equipment resources, and cost. The results of the proposal review are shown below:

<u>FIRM</u>	<u>PROPOSAL REVIEW TOTAL</u>
C&S Engineers, Inc.	84.50
Tri-State Traffic Data, Inc	80.48
CHA Consulting, Inc.	75.95
Hatch Mott MacDonald	75.30
Nussbaumer & Clarke, Inc.	70.01
Quality Traffic Data, LLC	68.70
Prudent Engineering, LLP	62.33
DiDonato Associates	47.50
Greenman-Pedersen, Inc.	43.33
Pyramid Traffic Data, Inc	43.33

It is appropriate for the NFTA to enter into an agreement on behalf of the GBNRTC as it serves as the disbursing agent for all GBNRTC planning monies. The initial contract period shall be for one year starting in April of 2012. The GBNRTC shall have the option to extend the consultant contract for up to three (3) additional years at the prices indicated in the consultant's proposal. Provided the consultant performs satisfactorily, and future funding is available; it is anticipated that the GBNRTC will continue the contract.

FUNDING: Funds for this planning activity were included in the 2012-2014 Unified Planning Work Program. Funding for this effort has been made available from Federal transportation planning funds attributable to GBNRTC.

“RESOLVED, that the Board hereby authorizes an Agreement with C&S Engineers, Inc. for the Regional Traffic Count Program as hereinabove described; 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 C&S Engineers, Inc. as hereinabove described; 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 she is hereby authorized to make payments under said Agreement upon certification by the Executive Director, GBNRTC, that such payments are in order.”

SURFACE:

4. D. (5) Authorization to Approve Fare Increase and Service Adjustments

RECOMMENDATION: The Surface Transportation Committee has reviewed this item and recommends that the Board authorize the implementation of a system-wide fare increase and service adjustments.

INFORMATION: The financial situation facing Metro during the remainder of this fiscal year and continuing into next fiscal year requires that Metro develop a comprehensive plan to reduce costs and increase revenues. Staff has taken steps to reduce costs in an amount of more than \$7,000,000. Metro fares have not changed, with the exception of the introduction of the day and weekend passes, except in January 2009 at which time the base fare was increased from \$1.50 to \$1.75 and October 2010 at which time the all zone monthly pass was reduced from \$77 to \$64. During the last five years Metro has increased service miles by over 25%, an increase of over 2.5 million miles.

Staff believes that the proposed fare structure adjustments as shown below will be effective in increasing revenues to allow Metro to minimize potential severe service adjustments. Minimization of service adjustments was the message Metro received during the public comment process and the five public hearings held regarding potential adjustments in service. Metro held two additional public hearings as part of a public comment process on the proposed fare structure.

Staff is requesting authorization to implement the recommended fare structure and service adjustments. Implementation of the recommended service adjustments is the beginning phase of a phased approach to re-engineer Metro's service delivery model in an effort to develop a bus network that will result in a more efficient and economically sustainable Metro system.

The fare structure adjustments as shown in the attachment will be effective May 1, 2012 and will:

- Increase the base fare from \$1.75 to \$2.00
- Increase reduced fare for seniors, disabled, Medicare & child based fare from \$.75 to \$1
- Increase adult day pass fare from \$4 to \$5
- Increase day pass for seniors, disabled, Medicare & children from \$2 to \$2.50
- Increase PAL trip fare from \$3.50 to \$4
- Increase PAL Pass (10 trips) from \$29 to \$35
- Increase PAL Pass (20 trips) from \$58 to \$70
- Increase adult monthly pass from \$64 to \$75
- Increase monthly pass for seniors, disabled, Medicare & children from \$32 to \$37.50
- Restore 30 day adult pass priced at \$75
- Restore 30 day pass for seniors, disabled, Medicare & children priced at \$37.50
- Introduce new adult seven day pass priced at \$25
- Introduce new senior, disabled, Medicare & child seven day pass priced at \$12.50
- Introduce new adult express trip surcharge at 50 cents
- Introduce new express trip surcharge for seniors, disabled, Medicare and children at 25 cents

- Summer Youth Pass increase from \$52.50 to \$60
- Discontinue free bus to rail/rail to bus transfer

The recommended service adjustments will be effective as follows:

April 29, 2012

- Adjust service levels on 7 Metro Bus routes.
- Discontinue 4 Express routes and 1 route segment

May 13, 2012

- Discontinue 7 Metrolink Routes

In addition, it is recommended that the current PAL service area and level of service which is based on Metro's fixed route system remain in effect for a period of at least 12 months after the fixed route service adjustments to allow affected PAL clients to arrange for alternative transportation if necessary.

FUNDING: No funding is required.

“RESOLVED, that the Board hereby authorizes implementation of the Fare Increase and Service Adjustments as set forth hereinabove.”

SURFACE:

4. D. (6) Authorization for Adoption of a Revised NFTA Policy for Soliciting Public Comment to Include Service Change and Fare Equity Analysis

RECOMMENDATION: The Surface Transportation Committee has reviewed this item and recommends that the Board authorize the adoption of the revised policy to solicit public comment to include FTA required Service Change and Fare Equity Analysis.

INFORMATION: As a federally funded transit provider, through the Federal Transit Administration, Metro has a responsibility to adhere to the objectives of Title VI of the Civil Rights Act of 1964. Title VI guidelines under (Chapter V of Circular 4702.1A) requires the NFTA to conduct a Service and Fare Equity Analysis when proposing a major service change and/or fare change. The Service and Fare Equity Analysis must be completed during the planning process.

Staff is requesting the adoption of the revised policy to solicit public comment to include the requirement to conduct a Service and Fare Equity Analysis when proposing a major service change beyond the established threshold and/or any changes in the fare structure. An additional paragraph (Item #4) will be added to the current NFTA policy regarding the soliciting of public comment on transit service and fare changes.

The title of the revised policy will now read:

**NFTA POLICY REGARDING
THE SOLICITING OF PUBLIC COMMENT AND CONDUCTING
A TITLE VI SERVICE AND FARE EQUITY ANALYSIS
ON TRANSIT SERVICE AND FARE CHANGES**

Item #4 of the revised policy will be added to the current policy and now include the following:

Staff will conduct a Service and Fare Equity Analysis required by FTA for compliance with Title VI of the Civil Rights Act of 1964 to assess the effects of a proposed fare or major service change on minority and low-income populations during the planning of such changes. The Analysis will also address alternatives available for people affected by the changes. The results of the Analysis will be reported to the NFTA Board prior to any public discussion or implementation of the proposed changes.

FUNDING: No funding is required.

“**RESOLVED**, that the Board hereby adopts the revised policy to solicit public comment as set forth hereinabove.”

Revised

THE SOLICITING OF PUBLIC COMMENT AND CONDUCTING A TITLE VI SERVICE AND FARE EQUITY ANALYSIS ON TRANSIT SERVICE AND FARE CHANGES

NFTA policy is to disseminate information and to solicit and respond to public comment on bus/rail service and fare changes to the extent reasonable and practical. Specific elements of this policy are as follows:

1. Except when impossible because of an emergency condition, advance notice of not less than one week will be given to the affected public of minor route and schedule changes. Methods of providing such notice include but are not limited to distribution of revised timetables, handouts, posted notices and/or media releases. In addition, one month's advance notice of any permanent route change will be provided to the chief elected official of any affected local government entity, if possible.
2. Major service changes or any change in the fare structure will be submitted to the NFTA Board prior to any public discussion or implementation. A major service change for big bus or rail service is defined as a change or changes in any route other than a school tripper route 1) that increases or decreases the number of daily bus or rail car trips on any route by 25% or more, 2) changes the permanent length of a route by 25% or more, or 3) is otherwise considered by staff as having significant impact on our riders. A major service change for MetroLink service is defined as a change or changes 1) that impact 5% or more of Metro's overall fixed route bus and rail annual service hours, or 2) is otherwise considered by staff as having significant impact on our riders.
3. If a major service change involves a reduction in service, or a change in fares is proposed, the NFTA Board will be requested to authorize a formal solicitation of public comment. A notice of the proposed change(s) will be published in a newspaper of general circulation and also, if applicable, in newspapers oriented to the specific groups or communities affected and in buses and rail cars. Such published notices will include information as to the date, time and location of any public hearings. Not sooner than thirty days after the notices are published and posted at least one public hearing shall be held. Special promotional fares are not included in the requirements of this section.
4. Staff will conduct a Service and Fare Equity Analysis required by FTA for compliance with Title VI of the Civil Rights Act of 1964 to assess the effects of a proposed fare or major service change on minority and low-income populations during the planning of such changes. The Analysis will also address alternatives available for people affected by the changes. The results of the Analysis will be reported to the NFTA Board prior to any public discussion or implementation of the proposed changes.

5. Staff will consult with private operators as required by NFTA policy on new and restructured service. Such consultation will occur after the proposal is submitted to the NFTA Board but prior to securing final Board approval. A report of the results of the consultation shall be given to the NFTA Board.
6. A report of all public comments received and the responses given, as well as the results of the consultation with private operators will be given to the Board. Recommended changes in the proposal as a result of public comment or the consultation with private operators may also be presented.
7. Following completion of the process described in paragraphs 2 through 6 above, the NFTA Board may authorize staff to implement the changes or may direct other action. Final public notice of major changes in service or any changes in the fare structure will be given by the methods stated in paragraph 1 above, at least ten days in advance of the effective date of the change.
8. Appropriate Erie County officials will be notified of any change that either eliminates a bus route or reduces service on a route by more than 10%, as required by the agreement between NFTA and Erie County.

- 5. PROPERTY/RISK MANAGEMENT GROUP REPORT**
 - A. Property/Risk Management Committee Report
 - B. Financial Update
 - C. Business Update
 - D. Resolutions

Property/Risk Management Resolutions

- i. Niagara Frontier Transportation Authority, Acceptance of Property/Risk Management Resolutions 5. D. (1) through 5. D. (3)
- 1. Authorization for Lease Agreement, Seven Seas Sailing, Inc., Boat Harbor
- 2. Authorization for License Agreement, Airport Commerce Park II, LLC, 455 Cayuga Road
- 3. Authorization for License Agreement, Cystic Fibrosis Foundation of Western New York, Boat Harbor
- 4. Authorization for License Agreement, Funtime After Dark, LLC, NFTA Outer Harbor

PROPERTY:

5. D. (i) Niagara Frontier Transportation Authority, Acceptance of Property Resolutions 5. D. (1) through 5. D. (3)

The Executive Director advised that Items 5. D. (1) through 5. D. (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 Lewin, seconded by Commissioner Eagan, that the following Resolution be adopted:

“RESOLVED, that the Resolutions of the Niagara Frontier Transportation Authority, identified as numbers 5. D. (1) through 5. D. (3) and dated March 26, 2012 as set forth herein, be and hereby are accepted and approved in their entirety.”

AYES: SLOMA, LEWIN, CROCE, EAGAN, GRANTO, HELFER, PERRY, ZEMSKY

NOES: NONE

ADOPTED

PROPERTY:

5. D. (1) **Authorization for Lease Agreement, Seven Seas Sailing, Inc.,
Boat Harbor**

RECOMMENDATION: The Property/Risk Management Committee has reviewed this item and recommends that the Board authorize a lease agreement with Seven Seas Sailing, Inc. (William Zimmermann, President) for the operation of the store adjacent to the launch ramp at the NFTA Boat Harbor.

INFORMATION: In 2011 Mr. Zimmermann was using the shed adjacent to the launch ramps to operate his sailing charters and to co-promote the other charter companies at the Boat Harbor, when he also began selling items such as gifts, candies, chips, etc. The NFTA issued a Request for Proposals during the off season for the operation of a marine supply store at this location. No proposals were received.

Mr. Zimmermann is requesting to continue operating and promoting the sailing charters as well as selling the same items as last year in addition to non-alcoholic drinks, prepackaged, frozen, and dry packaged food stuffs for slipholders as well as frozen and dry snacks for visitors. This lease will be for one season beginning April 1, 2012 and ending October 15, 2012. The rent will be \$1,300 for the season. Seven Seas Sailing will be required to provide all appropriate insurance coverages.

FUNDING: No funding is necessary.

“RESOLVED, that the Board hereby authorizes a Lease Agreement with Seven Seas Sailing, Inc. for the operation of the store adjacent to the launch ramp at the Boat Harbor, 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 Seven Seas Sailing, Inc., with terms and conditions 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.”

PROPERTY:

5. D. (2) **Authorization for License Agreement, Airport Commerce Park II, LLC, 455 Cayuga Road**

RECOMMENDATION: The Property/Risk Management Committee has reviewed this item and recommends that the Board authorize a License Agreement with Airport Commerce Park II LLC for a parking area behind 455 Cayuga Road, Cheektowaga.

INFORMATION: In 2003 the NFTA entered into a five-year agreement with Airport Commerce Park to lease space in the area behind Airport Commerce Park's facility at 455 Cayuga Road for additional truck parking. In 2008 when that agreement expired, BNIA required the use of the southern half of that area for a construction staging area. Airport Commerce Park entered into a five-year License Agreement to continue using the northern half of the area for parking trucks. BNIA does not currently require the use of the southern half of this area and Airport Commerce Park needs the additional space, approximately 2 acres, for tenant customer parking. This License Agreement is for a five-year term beginning April 1, 2012 and expiring March 31, 2017 at a rental rate of \$1,500 per month. Both parties have the right to terminate the agreement upon 90 days notice.

FUNDING: No funding is necessary.

"RESOLVED, that the Board hereby authorizes a License Agreement with Airport Commerce Park II, LLC, for use of the southern half of the parking area behind 455 Cayuga Road for additional truck parking, 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 License Agreement with the Airport Commerce Park II, LLC, as set forth above and as negotiated; and

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

PROPERTY:

5. D. (3) Authorization for License Agreement, Cystic Fibrosis Foundation of Western New York, Boat Harbor

RECOMMENDATION: The Property/Risk Management Committee has reviewed this item and recommends that the Board authorize a License Agreement with the Cystic Fibrosis Foundation of Western New York for use of Boat Harbor facilities.

INFORMATION: The Cystic Fibrosis Foundation is sponsoring their Annual Mercury Redbone @ Large Fishing Tournament in conjunction with the Greater Niagara BassEye Celebrity Challenge (Bob and Mindy Rich, Co-chairs) on June 29, 2012 at NFTA's Boat Harbor with a catch and release fishing tournament. This is the seventh year that this event will be held at the Boat Harbor.

Rich Products will be providing all necessary equipment for the event. The Cystic Fibrosis Foundation will be required to provide all appropriate insurance coverages. No additional operating costs will be incurred by the NFTA. The NFTA will receive the benefit of additional boat launch fees and gasoline sales.

FUNDING: No funding is necessary.

“RESOLVED, that the Board hereby authorizes a License Agreement with Cystic Fibrosis Foundation of Western New York for use of the Boat Harbor facilities, 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 License Agreement with Cystic Fibrosis Foundation of Western New York with terms and conditions as set forth above and as negotiated; and

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

PROPERTY:

5. D. (4) Authorization for License Agreement, Funtime After Dark, LLC, NFTA Outer Harbor

RECOMMENDATION: The Property/Risk Management Committee has reviewed this item and recommends that the Board authorize a License Agreement with Funtime After Dark, LLC, (Chris Ring, Artie Kwitchoff and Donnie Kutzbach, Principals) for the use of approximately 7 acres of land located on the Outer Harbor in the vicinity of the former Pier Restaurant.

INFORMATION: The NFTA issued a Request for Proposals for a Waterfront Event Manager for the 2012 summer season following up on the interest expressed after last summer's two events at the former Pier Restaurant site.

We received one proposal from Funtime After Dark, LLC. The principals of Funtime After Dark have extensive experience in booking and producing concerts both locally and throughout the northeastern United States for the past thirty years. In particular, Artie Kwitchoff and Donnie Kutzbach, Funtime Presents, have managed the Rocking at the Knox, Thursday at the Square and Rocks the Harbor concert series.

Funtime After Dark plans on using the NFTA property to book concerts from a variety of musical genres, including alternative, Canadian, southern and folk rock. Ticket prices will be similar to those charged for Darien Lake concerts, ranging from \$30 for a pre-sale ticket to \$100 for a VIP ticket. Parking charges will range from \$5-\$10.

Funtime After Dark will be the exclusive concert promoter for the Outer Harbor property. The NFTA will have the availability to schedule other kinds of events on the days concerts are not scheduled. Funtime After Dark has agreed to provide the NFTA with information regarding the appropriate requirements for the other events the NFTA may schedule at the property.

The entire concert area will be fenced to ensure security and safety. Funtime After Dark's security plan will be subject to the review and approval of the NFTA Chief of Police. Funtime After Dark, LLC, will pay for all the costs for the event and will provide the appropriate insurance coverages. The NFTA will not be providing any staff assistance for the events. Parking will be made available on the existing asphalt surfaces in addition to the parking available along Fuhrmann Boulevard.

Funtime After Dark, LLC, will be paying the NFTA a minimum payment of \$20,000.00, payable \$10,000.00 upon execution of the Agreement and \$10,000.00 prior to advertisement of the first concert. Funtime After Dark will provide a security deposit in the amount of \$10,000.00 upon execution of the Agreement to cover any clean up costs incurred by the NFTA. After the first four concerts Funtime After Dark will pay the NFTA the minimum sum of \$5,000.00 per day for each event payable prior to any advertising being commenced for that event. In addition, Funtime After Dark shall pay such additional payments as negotiated by staff.

FUNDING: No funding is necessary.

Whereupon, it was moved by Commissioner Eagan, seconded by Commissioner Croce, that the following Resolution be adopted:

"RESOLVED, that the Board hereby authorizes a License Agreement with Funtime After Dark, LLC for use of the NFTA's Outer Harbor property 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 License Agreement with Funtime After Dark, LLC with terms and conditions as set forth above and as negotiated; and

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

AYES: SLOMA, LEWIN, CROCE, EAGAN, GRANTO, HELFER, ZEMSKY

NOES: PERRY

ADOPTED

6. General Counsel Report – Written
7. Executive Session
8. Adjournment

At approximately 1:35 p.m., the Chairman indicated that there was no further business coming before the Board, whereupon it was moved by Commissioner Lewin, seconded by Commissioner Eagan, and unanimously approved that the Regular Meeting of the Niagara Frontier Transportation Authority and Niagara Frontier Transit Metro System, Inc. be adjourned.

**AYES: SLOMA, LEWIN, CROCE, EAGAN, GRANTO, HELFER, PERRY,
ZEMSKY**

NOES: NONE