



Metropolitan Transportation Authority

# October 2015

## MTA Board Action Items



**MTA Board Meeting**  
2 Broadway, 20th Floor Board Room  
New York, N.Y. 10004  
Wednesday, 10/28/2015  
10:00 AM - 12:00 PM ET

**1. PUBLIC COMMENT PERIOD**

**2. APPROVAL OF MINUTES**

**MTA Regular Board Minutes - September 24, 2015**

*MTAHQ Minutes - September 24, 2015 - Page 5*

**NYCT/MaBSTOA/SIR/Bus Company Regular Board Minutes - September 24, 2015**

*NYCTA Minutes - September 24, 2015 - Page 10*

**MTA Metro-North Railroad Regular Board Minutes - September 24, 2015**

*Metro-North Minutes - September 24, 2015 - Page 14*

**MTA Long Island Rail Road Regular Board Minutes - September 24, 2015**

*LIRR Minutes - September 24, 2015 - Page 20*

**Triborough Bridge & Tunnel Authority Regular Board Minutes - September 24, 2015**

*TBTA Minutes - September 24, 2015 - Page 25*

**MTA Capital Construction Regular Board Minutes - September 24, 2015**

*MTACC Minutes - September 24, 2015 - Page 31*

**3. COMMITTEE ON FINANCE**

**Procurements Report**

*MTAHQ Procurement Report - Page 34*

**i. Non-Competitive (no items)**

**ii. Competitive**

*MTAHQ Competitive Procurements - Page 36*

**iii. Ratifications**

*MTAHQ Ratifications - Page 41*

**Real Estate Items**

**i. Real Estate Agenda and Staff Summaries**

*Real Estate Agenda and Staff Summary - Page 45*

**4. COMMITTEE ON NYCT & BUS**

**Procurements**

*NYCT October Procurement Staff Summary and Resolution - Page 48*

**i. Non-Competitive**

*NYCT Non-Competitive Actions - Page 52*

**ii. Competitive**

*NYCT Competitive Actions - Page 55*

**iii. Ratifications**

## **5. COMMITTEE ON METRO-NORTH RAILROAD**

### **Procurements**

*Procurements - Page 60*

#### **i. Non-Competitive**

*Non-Competitive - Page 64*

#### **ii. Competitive**

*Competitive - Page 66*

#### **iii. Ratifications**

*Ratifications - Page 69*

## **6. COMMITTEE ON LONG ISLAND RAIL ROAD**

### **Procurements LIRR**

*LIRR Procurements - Page 70*

#### **i. Non-Competitive**

*LIRR Non-Competitive - Page 74*

#### **ii. Competitive**

*LIRR Competitive - Page 78*

#### **iii. Ratifications (no items)**

### **Procurements MTACC**

*MTA CC Procurements - Page 79*

#### **i. Non-Competitive (no items)**

#### **ii. Competitive**

*MTA CC Competitive - Page 82*

#### **iii. Ratifications (no items)**

## **7. COMMITTEE ON MTA BRIDGES & TUNNELS OPERATIONS**

### **Procurements**

*BT Procurements - Page 85*

#### **i. Non-Competitive (no items)**

#### **ii. Competitive**

*Competitive - Page 88*

#### **iii. Ratifications (no items)**

## **8. OTHER MTA BUSINESS**

### **Special Presentation of the MTA 2015-2019 Capital Program**

#### **Action Item**

#### **i. Approval of the 2015-2019 Capital Program**

*2015-2019 Capital Program Staff Summary - Page 93*

## **9. FIRST MUTUAL TRANSPORTATION ASSURANCE CO (FMTAC) (no items)**

Date of next MTA Board meeting: Wednesday, November 18, 2015



**Metropolitan Transportation Authority  
Minutes of  
Regular Board Meeting  
2 Broadway  
New York, NY 10004  
Thursday, September 24, 2015  
10:00 a.m.**

**The following members were present:**

**Hon. Thomas F. Prendergast, Chairman & CEO  
Hon. Jonathan A. Ballan  
Hon. Robert C. Bickford  
Hon. Allen P. Cappelli  
Hon. Jeffrey A. Kay  
Hon. Susan Metzger  
Hon. Mitchell H. Pally  
Hon. Lawrence Schwartz  
Hon. James L. Sedore, Jr.  
Hon. Polly Trottenberg  
Hon. Carl V. Wortendyke  
Hon. Neal Zuckerman**

**The following members were absent:**

**Hon. Fernando Ferrer, Vice Chairman  
Hon. John H. Banks, III  
Hon. Charles G. Moerdler  
Hon. John J. Molloy  
Hon. Vincent Tessitore**

**Donna Evans, Chief of Staff, Jerome F. Page, General Counsel, Stephen J. Morello, Counselor to the Chairman, Robert Foran, Chief Financial Officer, Board Member Andrew Albert, Board Member Ira Greenberg, Board Member Norman Brown, James Ferrara, Interim President, NYCTA, Patrick Nowakowski, President, Long Island Rail Road, Joseph Giulietti, President, Metro-North Railroad, Donald Spero, Acting President, TBTA, Darryl Irick, SVP, NYCT DoB/President, MTA Bus Company, and Michael Horodniceanu, President, MTA Capital Construction, also attended the meeting.**

The Board of the Metropolitan Transportation Authority also met as the Board of the New York City Transit Authority, the Manhattan and Bronx Surface Transit Operating Authority, the Staten Island Rapid Transit Operating Authority, the Metropolitan Suburban Bus Authority, the Triborough Bridge and Tunnel Authority, the Long Island Rail Road, the Metro-North Commuter Railroad Company, the MTA Capital Construction Company, the MTA Bus Company, and the First Mutual Transportation Assurance Company.

Unless otherwise indicated, these minutes reflect items on the agenda of the Board of the Metropolitan Transportation Authority, the Metropolitan Suburban Bus Authority, and the First

Mutual Transportation Assurance Company. Refer to the other agencies' minutes of this date for items on the agendas of the Boards of the other agencies.

1. **PUBLIC SPEAKERS.** There were 15 public speakers. The speakers listed below spoke on items relevant to MTA agenda. Refer to the video recording of the meeting produced by the MTA and maintained in MTA records, and to the other agencies' minutes of this date, for the names of other speakers and for the content of speakers' statements.

George Haikalis, Institution for Rational Urban Mobility  
John Raskin, Riders Alliance  
Gene Russianoff, Straphangers Campaign

A number of other public speakers, including New York City Public Advocate Letitia James, and TWU Local 100 President John Samuelson, addressed their concerns with the treatment of individuals working for Global Contract Services ("GCS"), a company that provides certain services on behalf of the MTA.

Board Member Pally asked Chairman Prendergast when the contract with GCS expires. Chairman Prendergast responded that he did not know the expiration date but that he has met with President James Ferrara to determine if GCS is meeting the terms and conditions of the contract and to review the fair and equitable treatment of its employees. Chairman Prendergast added that he would report back to the Board with their findings.

Board Member Lawrence Schwartz asked for an update on the matter at the next Board meeting. Chairman Prendergast acknowledged the need for a timely response.

2. **CHAIRMAN'S REMARKS.**

Chairman Prendergast commented on the challenges facing the MTA during Pope Frances' visit to New York City on September 24<sup>th</sup> and 25<sup>th</sup>, and the MTA's plans for providing transportation services during this time. The Chairman stated that adding to the challenge of the Pope's visit there will be a host of large and small events occurring throughout the City at the same time, which include the UN General Assembly and the Global Citizen Concert on the Great Lawn in Central Park. Public transportation will be essential for both regular customers and those coming to these events, and the Chairman suggested that those who can avoid traveling into Manhattan those days do so since many street closures near those locations will result in traffic congestion and pedestrian diversions.

3. **MINUTES.** Upon motion duly made and seconded, the Board approved the minutes of the regular Board meeting held on July 22, 2015.

4. **COMMITTEE ON FINANCE.**

A. **Action Item.** Upon motion duly made and seconded, the Board approved the following action item. The specifics are set forth in the staff summary and documentation filed with the meeting materials.

1. **Authorization to File for and Accept Federal Grants.** Approved the resolution authorizing the filing of applications in request for Federal capital assistance for

Regular Board Meeting  
September 24, 2015

the balance of FFY 2015 and FFY 2016; authorizing the Chairman/Chief Executive Officer or any of his designees to make required certifications; and authorizing acceptance of grants.

**B. Procurement Items.** Upon motion duly made and seconded, the Board approved the following procurement items. The specifics are set forth in the staff summaries and documentation filed with the meeting materials.

1. Various Contractors – All-Agency Wireless Services – Nos. 14065-0100 thru - 0400. Approved the award of competitively negotiated, all-agency, miscellaneous procurement contracts to Cello Partnership d/b/a Verizon Wireless, AT&T Mobility National Accounts LLC, Sprint Solutions, Inc. and T-Mobile USA, Inc. to provide wireless voice and data services.
2. DynTek Services, Inc. – Services for Microsoft Office 365 Email Migration – No. 13203-0100. Approved the award of a competitively negotiated contract (Ride New York State OGS Contract No. PT64308) with DynTek Services, Inc. to provide consultant services for a period of twelve months from October 1, 2015 through September 30, 2016 for the migration of MTA’s E-mail Archive system from MTA’s on premise Exchange servers to the Microsoft Office 365 Cloud; and for the deployment of Office 365 Pro Plus to 24,000 desktops across the MTA agencies.
3. Various Contractors – All-Agency Qualitative Market Research Services – Nos. 14344-0100 thru -0500. Approved the award of competitively negotiated all-agency personal services contracts to Clarion Research, Inc., Perspective Resources, Inc., Resource Systems Group, Inc., The Research Associates, Inc., and Wildener-Burrows & Associates for Qualitative Market Research Services on an as-needed basis for a period of forty-eight (48) months from October 1, 2015 to September 30, 2019.
4. Ernst & Young, LLP – MTA Owner Controlled Insurance Program Study – No. 14391-0100. Approved the award of a competitively negotiated personal services contract to Ernst & Young, LLP to conduct a study that will develop a business case examining MTA use of Owner Controlled Insurance Programs (OCIPs) with an estimated duration of five (5) months from October 1, 2015 to March 1, 2015.
5. Various Contractors – All-Agency Temporary Information Technology (“IT”) Consulting Services – Nos. 14357-0100 thru 2900. Approved the award of twenty-nine (29) competitively negotiated all-agency personal services contracts for Minority/Women Business Enterprises (M/WBE)/Small Business Concerns (SBC) Discretionary Firms for All-Agency Temporary IT Consulting Services on an as-needed basis for a period of sixty-one (61) month from November 1, 2015 through December 31, 2020.
6. Various Contractors – AFT Projects at NYCT Stations. Approved the award of competitively negotiated contracts to Jennifer Saya Woolfalk, Beatrice S. Lebreton, and Nancy S. Baker to provide technical design, fabrication,

engineering, crating, storage, delivery and oversight of installation of materials at various NYCTA stations.

7. Exigis, LLC – Insurance Certificate Management System – No. 15042-0100.  
Approved the award of a competitively negotiated, miscellaneous contract to Exigis, LLC to provide a Certificate of Insurance Management System including hosted web-based application software, implementation, consulting, training and maintenance services for MTAHQ Risk Management and Insurance Management Department (“RIM”) for a period of five (5) years from October 1, 2015 through September 30, 2020, with two one-year options, exercised at MTA’s sole discretion.
8. Medgate, Inc. – All-Agency Enterprise Safety System – Nos. 15127-0100.  
Approved the award of an all-agency, five-year, competitively negotiated, miscellaneous services contract with Medgate, Inc. to furnish, implement and maintain an MTA-wide Enterprise Safety System (LIRR and MNR in the first implementations, other agencies to follow), that will streamline and automate the tracking of all corporate safety data, including records of all accidents and incidents for employees, contractors, passengers, trespassers and equipment for a period of five (5) years from October 1, 2015 through September 30, 2020.
9. CTC, Inc. – Engineering Assessment of MTA Railway-Highway Grade – No. 15128-0100. Approved the award of a non-competitive, personal services contract to CTC, Inc. to provide and independent multidisciplinary engineering assessment of MTA railway-highway grade crossings for a period of six months from July 10, 2015 through December 31, 2015.

- C. **Real Estate Items.** The Board approved the following real estate items. The specifics are set forth in the staff summaries and documentation filed with the meeting materials. Board Member Ballan recused himself from the vote on items #6 below.

**New York City Transit Authority**

1. Acquisition of temporary and permanent easements located at 700 Esplanade Gardens Plaza (Block 1744, Lot 1) and 2541 Adam C. Powell Boulevard (Block 2016, Lot 50), in connection with the NYCT flood mitigation project at NYCT’s 148<sup>th</sup> Street Yard.
2. Lease amendment with Roron Associates, LLC for swing space for bus operators and dispatchers located at 2176 Nostrand Avenue, Brooklyn, N.Y.
3. Lease agreement with The Maple Street School for the operation of a preschool located at Prospect Park Station, Brighton Line (19-21 Lincoln Road), Brooklyn, N.Y.
4. Lease agreement with Mystic Display Co., Inc. (David and Barry Censi, Principals) for warehouse, parking, shop and offices for NYCT Automated Fare

**Regular Board Meeting  
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Collection and Electronic Maintenance Division located at 33 Williams Place (Block/Lots 1577/1, 7, 56, 58), Brooklyn, N.Y.

**Metro-North Railroad**

5. License agreement with RXR HB Owner LLC for the installation and maintenance of an Emergency wireless communication system antenna that leads from the platform level of Grand Central Terminal to the Helmsley East passageway and the Helmsley West passageway at 230 Park Avenue, New York, N.Y.

**Long Island Rail Road**

6. License agreement with Bombardier Mass Transit Corporation for the installation of positive train control on-board equipment and other work on M-7 cars owned by MTA Metro-North Railroad, located at LIRR Arch Street Maintenance Shop Facility, 21-16 Jackson Avenue, Long Island City, Queens, N.Y. (the “Arch Street Shop”).
  7. Lease agreement with NY Community Financial, LLP for the operation of a check cashing and consumer financial services business located at 87-01/87-03 Lefferts Boulevard, Richmond Hill, Queens County, N.Y.
  8. Approved a resolution implementing new policies and procedures that regulate the process by which MTA Real Estate enters into certain agreements.
5. **EXECUTIVE SESSION.** Upon motion duly made and seconded, the Board voted to convene an executive session in accordance with Section 105(1)(a) of the New York State Public Officers Law to discuss matters related to security.
  6. **ADJOURNMENT.** Upon motion duly made and seconded, the Board voted to adjourn the meeting at 11:04 a.m.

Respectively submitted,

Victoria Clement  
Assistant Secretary

**Regular Board Meeting  
September 24, 2015**

**Minutes of the  
Regular Board Meeting  
for the New York City Transit Authority,  
Manhattan and Bronx Surface Transit Operating Authority,  
Staten Island Rapid Transit Operating Authority and  
MTA Bus Company**

**2 Broadway  
New York, NY 10004**

**Thursday, September 24, 2015  
10:00 a.m.**

**The following members were present:**

**Hon. Thomas F. Prendergast, Chairman & CEO  
Hon. Jonathan A. Ballan  
Hon. Robert C. Bickford  
Hon. Allen P. Cappelli  
Hon. Jeffrey A. Kay  
Hon. Susan Metzger  
Hon. Mitchell H. Pally  
Hon. Lawrence Schwartz  
Hon. James L. Sedore, Jr.  
  
Hon. Polly Trottenberg  
Hon. Carl V. Wortendyke  
Hon. Neal Zuckerman**

**The following members were absent:**

**Hon. Fernando Ferrer, Vice Chairman  
Hon. John H. Banks, III  
Hon. Charles G. Moerdler  
Hon. John J. Molloy  
Hon. Vincent Tessitore**

**Donna Evans, Chief of Staff, Jerome F. Page, General Counsel, Stephen J. Morello, Counselor to the Chairman, Robert Foran, Chief Financial Officer, Board Member Andrew Albert, Board Member Ira Greenberg, Board Member Norman Brown, James Ferrara, A President, NYCTA, Patrick Nowakowski, President, Long Island Rail Road, Joseph Giulietti, President, Metro-North Rail Road, Donald Spero, Acting President, TBTA, Darryl Irick, SVP, NYCT DoB/President, MTA Bus Company, and Michael Horodniceanu, President, MTA Capital Construction, also attended the meeting.**

**1. CHAIRMAN PRENDERGAST CALLED THE MEETING TO ORDER**

**2. PUBLIC COMMENT PERIOD**

Fourteen (14) public speakers addressed MTA NYC Transit/MTA Bus issues.

The twelve (12) speakers listed below, including John Samuels, President of the TWU, Local 100, and Letitia James, Public Advocate of the City of New York, spoke about issues relating to the working conditions and treatment of individuals employed by Global Contract Services, LLC, a vendor under contract with MTA NYC Transit to provide Access-A-Ride services.

Letitia James  
Robert Brown  
Patricia Edwards  
Dawn Imore  
Judy Myers  
Esther Molta  
Sandra Lenny  
Stephanie Febus  
Gloria Lippman  
Edwin Guzma  
Marco Pons  
John Samuels.

John Raskin, Riders Alliance, addressed the importance of funding for the capital program.

Gene Russianoff, Straphangers Campaign, urged state and city legislative leaders to reach a fair agreement concerning transit funding.

Refer to the video recording of the meeting produced by the MTA and maintained in MTA records, and to the other agencies' minutes of this date, for the names of other speakers and for details of the speakers' statements.

**3. CHAIRMAN PRENDERGAST'S COMMENTS**

Details of Chairman Prendergast's comments are set forth in minutes recorded by the MTA, copies of which are on file with the records of the meeting of the Board of the MTA NYC Transit/Staten Island Rapid Transit Operating Authority/MTA Bus Company.

**4. MINUTES**

Upon motion duly made and seconded, the Board unanimously approved the minutes of the regular board meeting of MTA NYC Transit, the Manhattan and Bronx Surface Transit Operating Authority, the Staten Island Rapid Transit Operating Authority, and MTA Bus Company held on July 22, 2015.

## **5. COMMITTEE ON FINANCE**

### **Real Estate Items:**

MTA NYC Transit: Upon motion duly made and seconded, the Board approved: (i) the acquisition of temporary and permanent easements relating to 148<sup>th</sup> Street Yard, New York; (ii) a lease amendment with Roron Associates, LLC relating to a swing room at 2176 Nostrand Avenue, Brooklyn, NY; (iii) a lease agreement with the Maple Street School for the Prospect Park Station, Brooklyn, NY; and (iv) a lease agreement with Mystic Display Co., Inc. for Automated Fare Collection and Emergency Maintenance Division operations at 33 Williams Street, Brooklyn, NY.

## **6. COMMITTEE ON TRANSIT & BUS OPERATIONS** **MTA NYC Transit & MTA Bus Company**

### **Action Items:**

Design and Construction Services for 200 East 63<sup>rd</sup> Street: Upon motion duly made and seconded, the Board authorized an increase in the cap for the reimbursement of 202 Company's consultant fees (from \$250,000 to \$465,000), which was necessary to accommodate the construction of an entrance for the 63<sup>rd</sup> Street/Lexington Avenue Station in connection with the Second Avenue Subway Project.

Extension of On the Go Travel Station Kiosk License Agreements: Upon motion duly made and seconded, the Board approved the extension of the current On The Go Travel Station Kiosk licensing agreements for a period of 12 months (from December 31, 2015 to December 31, 2016) and the expansion of the total number of kiosks permitted to be installed as part of the pilot to 325 units from the current 145 units.

Board Member Ballan recused himself from the vote on this item.

### **Procurements:**

Competitive Procurements: Upon motion duly made and seconded, the Board approved the competitive procurements requiring a two-thirds vote (Schedule C in the Agenda) and a majority vote (Schedules E, F, G, H and J in the Agenda). Details of the above items are set forth in staff summaries, copies of which are on file with the records of the meeting of the Board of MTA NYC Transit /Staten Island Rapid Transit Operating Authority /MTA Bus Company.

Board Member Ballan recused himself from the vote concerning the proposed contract with Urbahn Architects, PLLC, listed under competitive procurement Item Number 7-14 (p. 94).

Ratifications: Upon motion duly made and seconded, the Board approved the ratifications requiring a two-thirds vote (Schedule D in the Agenda) and a majority vote (Schedule K in the Agenda). Details of the above items are set forth in staff summaries, copies of which are on file with the records of the meeting of the Board of MTA NYC Transit /Staten Island Rapid Transit Operating Authority/MTA Bus Company.



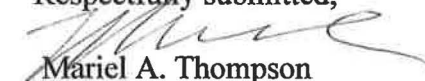
7. **EXECUTIVE SESSION**

Upon motion duly made and seconded, the Board voted to convene an executive session in accordance with Section 105(1)(a) of the New York State Public Officers Law to discuss matters relating to security.

8. **ADJOURNMENT**

Upon motion duly made and seconded, the Board voted to adjourn the meeting at 11:04 a.m.

Respectfully submitted,



Mariel A. Thompson  
Assistant Secretary

Minutes of the Regular Meeting  
Metro-North Commuter Railroad Company  
2 Broadway – 20<sup>th</sup> Floor  
New York, NY 10004

Thursday September 24, 2015  
10:00 a.m.

The following members were present:

Hon. Thomas F. Prendergast, Chairman & CEO  
Hon. Jonathan A. Ballan  
Hon. Robert C. Bickford  
Hon. Allen P. Cappelli  
Hon. Jeffrey A. Kay  
Hon. Susan Metzger  
Hon. Mitchell H. Pally  
Hon. Lawrence Schwartz  
Hon. James L. Sedore, Jr.  
Hon. Polly Trottenberg  
Hon. Carl V. Wortendyke  
Hon. Neal Zuckerman

The following members were absent:

Hon. Fernando Ferrer, Vice Chairman  
Hon. John H. Banks, III  
Hon. Charles G. Moerdler  
Hon. John J. Molloy  
Hon. Vincent Tessitore

Board Member Andrew Albert, Board Member Ira Greenberg, Board Member Norman Brown, and Joseph J. Giulietti, President, Metro-North Railroad also attended the meeting as did various other agency presidents and staff, including James Ferrara, Interim President, NYCTA, Patrick Nowakowski, President, Long Island Rail Road, Donald Spero, Acting President, TBTA, Darryl Irick, SVP, NYCTA DoB/President, MTA Bus Company, Michael Horodniceanu, President, MTA Capital Construction, Catherine Rinaldi, Metro-North Executive Vice President, Susan Sarch, Metro-North Acting General Counsel, Donna Evans, MTA Chief of Staff, Jerome F. Page, MTA General Counsel, Stephen J. Morello, Counselor to the Chairman and Robert Foran, MTA Chief Financial Officer.

Chairman Prendergast called the meeting to order.

1. Public Speakers:

There were 15 public speakers, none of whom spoke on Metro-North agenda items. The details of the speakers' comments are contained in the video recording of the meeting, produced

by the MTA and maintained in MTA records, and in the minutes of the other agencies of this date.

2. Chairman's Opening Remarks:

Chairman Prendergast discussed the challenges facing the MTA during Pope Francis' September 24 and 25 visit to New York City and the meeting of the United Nations General Assembly. He suggested that those who can avoid traveling into Manhattan those days do so since the many street closures near those locations will result in traffic congestion and pedestrian diversions.

The details of the Chairman's comments are contained in the video recording of the meeting, produced by the MTA and maintained in MTA records and in the minutes of the other Agencies of this date.

3. Approval of Minutes:

Upon motion duly made and seconded, the minutes of the Regular Board Meeting of July 22, 2015 were approved.

4. Committee on Finance:

Action Item:

The Board was presented with the following action item recommended to it by the Committee on Finance that relates to Metro-North:

- Authorization (1) to file applications to request federal capital assistance and grants for the balance of federal fiscal year 2015 and federal fiscal year 2016, , (2) for the Chairman/Chief Executive Officer or any of his designees to make required certifications and (3) to accept grants.

Upon motion duly made and seconded, the Board approved the foregoing action item, the details of which are contained in the minutes of the MTA Board meeting held this day, staff summaries and reports filed with those minutes and in the video recording of the meeting, produced by the MTA and maintained in MTA records.

Procurements:

The Board was presented with the following competitive procurements recommended to it by the Committee on Finance that relate to Metro-North:

- Approval of four competitively negotiated, all-agency, miscellaneous procurement contracts to Cello Partnership d/b/a Verizon Wireless, AT&T Mobility National Accounts, LLC, Sprint Solutions, Inc. and T-Mobile USA, Inc. to provide wireless voice and data services for a period of five years (three-year initial term with two additional one-year options) from September 28, 2015 to September 27, 2020.

- Approval of five competitively negotiated, all-agency, personal service contracts for qualitative market research services on an as-needed basis for a period of 48 months from October 1, 2015 to September 30, 2019.
- Approval of 29 competitively negotiated, all-agency personal services contracts for Minority/Women Business Enterprises (M/WBE)/Small Business Concerns (SBC) Discretionary Firms for all-agency temporary information technology consulting services on an as-needed bases for a period of 61 months from November 1, 2015 through December 31, 2020.
- Approval of an all-agency, five-year competitively negotiated, miscellaneous services contract with Medgate to furnish, implement and maintain an MTA-wide Enterprise Safety System that will streamline and automate the tracking of all corporate safety data, including records of all accidents and incidents for employees, contractors, passengers, trespassers and equipment for a period of five years from October 1, 2015 through September 30, 2020.

Upon motion duly made and seconded, the Board approved the foregoing procurement items, the details of which are contained in the minutes of the MTA Board meeting held this day, staff summaries and reports filed with those minutes and in the video recording of the meeting, produced by the MTA and maintained in MTA records.

#### Real Estate Items:

The Board was presented with the following real estate items recommended to it by the Committee on Finance that relate to Metro-North:

- License agreement with RXR HB OWNER LLC for the installation and maintenance of an emergency wireless communication system antenna serving the Grand Central Terminal train shed and the Park Avenue Tunnel.
- License agreement with Bombardier Mass Transit Corporation for the use of the LIRR Arch Street Maintenance Shop Facility for the installation of positive train control on-board equipment and other work on M-7 cars owned by Metro-North.

Upon motion duly made and seconded, the Board approved the foregoing real estate items. Board member Ballan recused himself from the vote on the license agreement with Bombardier Mass Transit Corporation. The details of the above items are contained in the minutes of the MTA Board meeting held this day, staff summaries and reports filed with those minutes and in the video recording of the meeting, produced by the MTA and maintained in MTA records.

#### 5. Committee on Metro-North Railroad:

##### Action Item:

The Board was presented with the following action item recommended to it by the Committee on Metro-North Railroad Operations:

- Approval to enter into a contract to accept \$300,000 in a Congestion Mitigation/Air Quality grant from the New York State Department of Transportation (NYSDOT) to support connecting services, covering the period from October 1, 2015 through September 30, 2016.

Procurements:

The Board was presented with the following non-competitive procurements recommended to it by the Committee on Metro-North Railroad Operations:

- Approval to award a non-competitive two-year miscellaneous purchase contract with Loram Maintenance of Way, Inc. for Original Equipment Manufacturer (OEM) replacement parts for Metro-North tie inserter/removers and railvac units. Loram is the OEM of three Metro-North owned tie inserters/removers and one railvac unit.
- Approval to award a non-competitive, negotiated miscellaneous service contract with Bombardier Transportation Inc. for the installation of Positive Train Control (PTC) Kits on the 334 Railcars in the Metro-North M-7 Fleet. The work will be conducted at the MTA's Arch Street facility. Bombardier, the Original Equipment Manufacturer (OEM) of the M-7 Railcar fleet, shall furnish all labor and engineering resources necessary to install the PTC kits as provided by Metro-North and as delivered by the System Integrator. In addition to the installation of the delivered PTC kits, Bombardier will be refining the installation instructions and providing as-built documentation.
- Approval to award a non-competitive, miscellaneous service contract to Simmons Machine Tool, Inc. to perform various upgrades to the Tandem Railcar Underfloor Wheel Lathe located at Metro-North Railroad's (MNR) Croton-Harmon facility. Simmons Machine Tool is the Original Equipment Manufacturer (OEM). These upgrades require technological and hardware improvements that are specific to the Simmons machine.
- Approval is requested for additional funding in the not-to-exceed amount of \$2,500,000 for a previously Board approved three-year miscellaneous purchase contract (2014-2017) to Transtechnik Corporation USA (Transtechnik). Transtechnik is the Original Equipment Manufacturer (OEM) for Metro-North's M-8 railcar fleet replacement parts as well as for a number of critical main and auxiliary power systems parts and assemblies.

The Board was presented with the following competitive procurements recommended to it by the Committee on Metro-North Railroad Operations:

- Approval to use the Request for Proposal process to solicit and evaluate proposals from prospective railcar remanufacturers to overhaul 12 MNR BL-20 locomotives and four Staten Island Railway locomotives.
- Approval to award a competitively solicited and negotiated, 12 month personal service contract to the firm, CareWorks Absence Management to administer, on a pilot program basis, Metro-North's Family and Medical Leave Act Program.

- Approval to award a five year miscellaneous service contract to Abalon Exterminating Company, Inc. to provide Integrated Pest Management services and regular pest control treatments to all Metro-North Grand Central Terminal facilities and retail spaces.
- Approval to award two competitively solicited, five year miscellaneous service contracts to Waste Technology Services, Inc. in the not-to-exceed amount of \$6,000,000 and WRS Environmental Services, Inc. in the not-to exceed the amount of \$4,000,000. Both contracts are for the transportation and disposal of regulated waste from various Metro-North locations throughout New York and Connecticut, to approved disposal/recycling facilities.
- Approval is requested for a competitively solicited miscellaneous service contract with the firm Dependable Hydraulics Inc. This contract provides for repair and upgrade services on Metro-North's Trackmobile Remote Control System, which facilitates the safe connection and disconnection of the Trackmobile and the rolling stock that is moved within the maintenance yard.
- Approval for additional funding in the total not-to-exceed amount of \$750,000 to an existing competitively awarded miscellaneous purchase agreement through April 2017 for multiple heavy equipment and vehicle rental suppliers. Through a joint procurement led by Long Island Rail Road, MNR awarded a competitively solicited miscellaneous procurement contract to eight heavy equipment and vehicle rental suppliers for various Metro-North departments in support of the Maintenance of Way.

The Board was presented with the following ratification recommended to it by the Committee on Metro-North Railroad Operations:

- Approval for a non-competitive procurement to repair two main traction alternators for Metro-North's Brookville manufactured BL20 Locomotives.

Upon motion duly made and seconded, the Board approved the foregoing procurement items. Board member Ballan recused himself from the vote on the miscellaneous service contract with Bombardier Transportation Inc. The details of the above items are contained in staff summaries and reports filed with the records of this meeting and in the video recording of the meeting produced by the MTA and maintained in the MTA records, which recording includes discussions related to procurement matters.

#### 6. Executive Session:

The Board, upon motion duly made and seconded, voted to convene in Executive Session pursuant to Section 105(1)(a) of the New York State Public Officers Law to discuss matters related to security.

Upon motion duly made and seconded, the Board voted to reconvene in public session.

7. Adjournment:

Upon motion duly made and seconded, the Board voted to adjourn the meeting at 11:04 a.m.

Respectfully submitted,

A handwritten signature in cursive script, reading "Linda Montanino".

Linda Montanino  
Assistant Secretary

September 2015 Board Minutes  
Legal/Corporate

Minutes of the Regular Board Meeting  
Long Island Rail Road Company  
2 Broadway  
New York, NY 10004

Wednesday, September 24, 2015  
10:00 a.m.

The following members were present:

Hon. Thomas F. Prendergast, Chairman & CEO  
Hon. Jonathan A. Ballan  
Hon. Robert C. Bickford  
Hon. Allen P. Cappelli  
Hon. Jeffrey A. Kay  
Hon. Susan Metzger  
Hon. Mitchell H. Pally  
Hon. Lawrence Schwartz  
Hon. James L. Sedore, Jr.  
Hon. Polly Trottenberg  
Hon. Carl V. Wortendyke  
Hon. Neal Zuckerman

The following members were absent:

Hon. Fernando Ferrer, Vice Chairman  
Hon. John H. Banks, III  
Hon. Charles G. Moerdler  
Hon. John J. Molloy  
Hon. Vincent Tessitore

Donna Evans, Chief of Staff, Jerome F. Page, General Counsel, Stephen J. Morello, Counselor to the Chairman, Robert Foran, Chief Financial Officer, Board Member Andrew Albert, Board Member Ira Greenberg, Board Member Norman Brown, James Ferrara, Interim President, NYCTA, Patrick Nowakowski, President, Long Island Rail Road, Joseph Giulietti, President, Metro-North Railroad, Donald Spero, Acting President, TBTA, Darryl Irick, SVP, NYCT DoB/President, MTA Bus Company, and Michael Horodniceanu, President, MTA Capital Construction, also attended the meeting.

Chairman Prendergast called the meeting to order.

1. Public Speakers:

There were 15 public speakers, one of whom spoke on a matter specific to LIRR. George Haikilis of the Institute for Rational Urban Mobility urged MTA to stop construction of the deep cavern station for LIRR at Grand Central Terminal. The details of the speakers'



comments are contained in the video recording of the meeting, produced by the Metropolitan Transportation Authority (MTA) and maintained in MTA records, and in the minutes of the other Agencies of this date.

2. Chairman's Remarks:

Chairman Prendergast discussed the challenges facing the MTA during Pope Francis' September 24 and 25 visit to New York City and the meeting of the United Nations General Assembly. He suggested that those who can avoid traveling into Manhattan those days do so since the many street closures near those locations will result in traffic congestion and pedestrian diversions.

The details of the Chairman's comments are contained in the video recording of the meeting, produced by the MTA and maintained in MTA records and in the minutes of the other Agencies of this date.

3. Approval of Minutes:

Upon motion duly made and seconded, the minutes of the Regular Board Meeting of July 22, 2015 were approved.

4. Committee on Finance:

Action Item:

The Board was presented with the following action item recommended to it by the Committee on Finance that relates to Long Island Rail Road:

- Authorization (1) to file applications to request federal capital assistance and grants for the balance of federal fiscal year 2015 and federal fiscal year 2016, (2) for the Chairman/Chief Executive Officer or any of his designees to make required certifications and (3) to accept grants.

Upon motion duly made and seconded, the Board approved the foregoing action item, the details of which are contained in the minutes of the MTA Board meeting held this day, staff summaries and reports filed with those minutes and in the video recording of the meeting, produced by the MTA and maintained in MTA records.

Procurements:

The Board was presented with the following competitive procurements recommended to it by the Committee on Finance that relate to Long Island Rail Road:

- Approval of four competitively negotiated, all-agency, miscellaneous procurement contracts to Cello Partnership d/b/a Verizon Wireless, AT&T Mobility National Accounts, LLC, Sprint Solutions, Inc. and T-Mobile USA, Inc. to provide wireless voice and data services for a period of five years (three-year initial term with two additional one-year options) from September 28, 2015 to September 27, 2020.
- Approval of five competitively negotiated, all-agency, personal service contracts for qualitative market research services on an as-needed basis for a period of 48 months from October 1, 2015 to September 30, 2019.
- Approval of 29 competitively negotiated, all-agency personal services contracts for Minority/Women Business Enterprises (M/WBE)/Small Business Concerns (SBC) Discretionary Firms for all-agency temporary information technology consulting services on an as-needed bases for a period of 61 months from November 1, 2015 through December 31, 2020.
- Approval of an all-agency, five-year competitively negotiated, miscellaneous services contract with Medgate to furnish, implement and maintain an MTA-wide Enterprise Safety System that will streamline and automate the tracking of all corporate safety data, including records of all accidents and incidents for employees, contractors, passengers, trespassers and equipment for a period of five years from October 1, 2015 through September 30, 2020.

Upon motion duly made and seconded, the Board approved the foregoing procurement items, the details of which are contained in the minutes of the MTA Board meeting held this day, staff summaries and reports filed with those minutes and in the video recording of the meeting, produced by the MTA and maintained in MTA records.

#### Real Estate Items:

The Board was presented with the following real estate items recommended to it by the Committee on Finance that relate to LIRR:

- Lease agreement with NY Community Financial, LLC for the operation of a check cashing and consumer financial services business at 87-01 / 87-03 Lefferts Boulevard, Richmond Hill, Queens County, N.Y.
- License agreement with Bombardier Mass Transit Corporation for the use of the LIRR Arch Street Maintenance Shop Facility for the installation of positive train control on-board equipment and other work on M-7 cars owned by Metro-North.

Upon motion duly made and seconded, the Board approved the foregoing real estate items. Board member Ballan recused himself from the vote on the license agreement with Bombardier Mass Transit Corporation. The details of the above items are contained in the minutes of the MTA Board meeting held this day, staff summaries and reports filed with those minutes and in the video recording of the meeting, produced by the MTA and maintained in MTA records.

5. Committee on Long Island Rail Road:

Procurements:

Upon motion duly made and seconded, the following LIRR procurements were approved:

- Telephonics Corporation - Approval to award a sole source contract to Telephonics Corp. in the not-to-exceed amount of \$19,000,000 (\$10M for the Base Order plus four options totaling \$9M) for the replacement of Communications Control Units for LIRR's Diesel Electric/Dual Mode (DE/DM) fleet of 45 diesel locomotives and 134 C-3 bi-level coaches.
- Malvese Equipment Co., Inc. – Approval to award a competitively bid three-year Miscellaneous Service Contract to Malvese Equipment Co., Inc., in the not-to-exceed amount of \$45,000 for the repair of skid steer loaders and other similar equipment.
- Mayday Communications, Inc. - Approval to award a competitively bid three-year Miscellaneous Service Contract to Mayday Communications, Inc. in the fixed amount of \$161,064 to perform maintenance and repair of various voice recording equipment.
- Automotive Rentals, Inc. – Approval to issue a contract modification in the not-to-exceed amount of \$10,000,000 to Automotive Rentals, Inc. to fund additional costs associated with vehicle maintenance and fleet management services for the duration of the existing contract.

MTA Capital Construction Procurements:

Upon motion duly made and seconded, the Board approved the following procurement items:

- Modification to Contract No. CH057A for additional direct costs associated with railroad interferences in the amount of \$3,500,000.

The details of the above items are contained in the staff summaries filed with the records of this meeting and in the video recording of the meeting, produced by the MTA and maintained in MTA records.

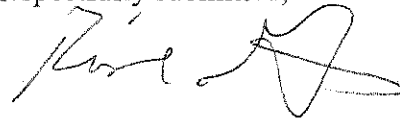
6. Executive Session:

The Board, upon motion duly made and seconded, voted to convene into Executive Session pursuant to Sections 105(1)(a) of the New York State Public Officers Law to discuss matters relating to security. Upon motion duly made and seconded, the Board voted to reconvene in public session.

7. Adjournment:

Upon motion duly made and seconded, the Board voted to adjourn the meeting at 11:04 a.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Richard Gans', with a stylized flourish at the end.

Richard Gans  
Secretary

**TRIBOROUGH BRIDGE AND TUNNEL AUTHORITY**

**BOARD MINUTES**

**September 24, 2015**

Minutes of the Regular Meeting  
Triborough Bridge and Tunnel Authority  
September 24, 2015

Meeting Held at  
2 Broadway, 20<sup>th</sup> Floor  
New York, New York 10004

10:00 a.m.

The following members were present:

Hon. Thomas F. Prendergast, Chairman & CEO  
Hon. Jonathan A. Ballan  
Hon. Robert C. Bickford  
Hon. Allen P. Cappelli  
Hon. Jeffrey A. Kay  
Hon. Susan Metzger  
Hon. Mitchell H. Pally  
Hon. Lawrence Schwartz  
Hon. James L. Sedore, Jr.  
Hon. Polly Trottenberg  
Hon. Carl V. Wortendyke  
Hon. Neal Zuckerman

The following members were absent:

Hon. Fernando Ferrer, Vice Chairman  
Hon. John H. Banks, III  
Hon. Charles G. Moerdler  
Hon. John J. Molloy  
Hon. Vincent Tessitore

Donna Evans, Chief of Staff, Jerome F. Page, General Counsel, Stephen J. Morello, Counselor to the Chairman, Robert Foran, Chief Financial Officer, Board Member Andrew Albert, Board Member Ira Greenberg, Board Member Norman Brown, James Ferrara, Interim President, New York City Transit, Patrick Nowakowski, President, Long Island Rail Road, Joseph J. Giulietti, President, Metro-North Railroad, Donald Spero, Acting President, Triborough Bridge and Tunnel Authority, Darryl Irick, Senior Vice President, New York City Transit Department of Buses/President, MTA Bus Company and Michael Horodniceanu, President, MTA Capital Construction, also attended the meeting.

The Board of the Metropolitan Transportation Authority also met as the Board of the New York City Transit Authority, the Manhattan and Bronx Surface Transit Operating Authority, the Staten Island Rapid Transit Operating Authority, the Metropolitan Suburban Bus Authority, the Triborough Bridge and Tunnel Authority, the Long Island Rail Road Company, the Metro-North Commuter Railroad Company, the MTA Capital Construction Company, the MTA Bus Company, and the First Mutual Transportation Assurance Company.

**1. Public Speakers**

There were fifteen (15) public speakers. None of the speakers specifically commented on issues regarding the Triborough Bridge and Tunnel Authority.

Refer to the video recording of the meeting produced by the Metropolitan Transportation Authority and maintained in MTA records, and to the other agencies' minutes of this date, for the content of the speakers' statements.

**2. Chairman and Chief Executive Officer Prendergast's Opening Comments**

Chairman and CEO Prendergast opened his remarks by stating that the United Nations General Assembly is in session and that Pope Francis has arrived for his visit to New York City. While these events cause additional challenges for the MTA agencies with regard to service, Chairman and CEO Prendergast said that regular subway service will continue and both Long Island Rail Road and Metro-North Railroad will be operating extra trains during rush hour.

**3. Approval of the Minutes of the Regular Meeting July 22, 2015**

Mr. Albert noted a correction to the Capital Construction minutes that should state "N/R Underpass" instead of "R/W Underpass." Upon a motion duly made and seconded, the minutes of the Regular Board Meeting held on July 22, 2015 were approved.

**4. Committee on Finance**

Upon a motion duly made and seconded, the Board approved the following recommended to it by the Committee on Finance that pertained to the Triborough Bridge and Tunnel Authority:

(a) Action Items:

- Obtain Board approval to file for and accept Federal grants for Federal Fiscal Year 2015 and 2016.

Copies of the staff summaries, resolutions and documents setting forth the details of the above item and the other items discussed are filed with the minutes of the meeting of the Board of the Metropolitan Transportation Authority held this day.

**5. Committee on MTA Bridges and Tunnels Operations**

**Procurements**

Commissioner Cappelli stated that there are eight (8) procurements totaling \$38.497 million.

**Non-Competitive Procurements**

Commissioner Cappelli stated that there are no non-competitive procurements.

**Competitive Procurements**

Commissioner Cappelli stated that there are seven (7) competitive procurements totaling \$38.435 million.

Upon a motion duly made and seconded, the Board approved the procurements recommended to it by the Committee for MTA Bridges and Tunnels Operations.

**Competitive Requests for Proposals (Award of Purchase and Public Work Contracts)**

John P. Picone, Inc.	Contract No. CB-99S/MP-03S	\$21,237,000.00
	Provide Design/Build Services for Projects	
	CB-99S and MP-03S, Replacement and	
	Relocation of Electrical and Mechanical	

Equipment at the Marine Parkway-Gil Hodges Memorial Bridge (MPB) and Cross Bay Bridge (CBB) facilities.

**Personal Service Contracts**

LiRo Engineers, Inc.	Contract No. PSC-15-2965 Provide Construction Administration and Inspection Services for Projects MP-03/MP-16, Electrical and Mechanical Rehabilitation, Friction Mitigation, Miscellaneous Steel Repairs, Painting and Fire Standpipe Installation at the Marine Parkway-Gil Hodges Memorial Bridge.	\$7,438,401.37
Greenman-Pedersen, Inc.	Contract No. PSC-15-2966 Provide Construction Administration and Inspection Services for Projects BW-14/BW-84C, Various Structural Repairs and Removal of Tuned Mass Damper and Inspection of Select Main Cable Panels at the Bronx-Whitestone Bridge.	\$6,410,168.14

**Modifications to Personal Service Contracts and Miscellaneous Service Contracts  
Awarded as Contracts for Services**

Weidlinger Associates, Inc.	Contract No. PSC-13-2925 Amend contract for funding to provide construction support services (CSS) during the construction phase of Project BW-14/BW-84 at the Bronx-Whitestone Bridge.	\$1,793,922.47
Dewberry Engineers Inc.	Contract No. PSC-12-2911 Amend contract for funding to provide construction support services (CSS) during the construction phase of Project MP-16 at the Marine Parkway - Gil Hodges Memorial Bridge.	\$683,503.56
Ammann & Whitney Consulting Engineers, PC	Contract No. PSC-13-2924 Amend contract to provide additional funding for ongoing construction administration and inspection (CA&I) services in connection with Project MP-06 at the Marine Parkway - Gil Hodges Memorial Bridge.	\$516,890.01
Permadrur Industries, Inc. dba SISSCO Material Handling	Contract No. VNM-366 Amend contract for funding to upgrade the control system for the four (4) travelers at the Bronx-Whitestone Bridge.	\$354,512.48



## **Ratifications**

Commissioner Cappelli stated that there is one (1) ratification for \$62,000.00.

Upon a motion duly made and seconded, the Board approved the ratification recommended to it by the Committee for MTA Bridges and Tunnels Operations.

### **Ratification of Completed Procurement Actions**

Radio Satellite Integrators, Inc.	PO3000002159	\$61,900.00
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B&T is seeking the Board's ratification under the All Agency Guidelines for Procurement of Services for the issuing of a miscellaneous procurement purchase order against a competitively solicited New York City Transit (NYCT) Contract PO 6030135350 with Radio Satellite Integrators, Inc. (RSI).

Pursuant to a competitive bid process, NYCT awarded a three (3) year miscellaneous procurement contract to RSI to furnish, deliver, install and provide training for AVL services. AVL is a Web-Based Global Positioning System (GPS) that provides driver directional information, vehicle tracking and all associated operational/functional support. In order to complete installation and training prior to the snow season, B&T authorized the contractor to provide AVL equipment and services at various Authority facilities. The effective date of the purchase order was August 15, 2015 and extends through September 30, 2017 in the amount of \$61,900.

The Contractor equipped B&T's snow truck fleet with AVL devices at various Authority facilities and will provide training. With the installed equipment and the monitoring software in place, B&T will be able to track snow plowing efforts, monitor distribution of various product being placed on the roadway and view vehicle status, all in 'real time'. B&T does not possess the technology or resources needed to perform these services. Given that the vendor shall be reimbursed in accordance with the rates in NYCT Contract PO6030135350, the value of this prospective agreement is considered fair

and reasonable. RSI is deemed to be a responsible contractor.

6. **Executive Session**

Upon a motion duly made and seconded, the Board unanimously voted to convene in Executive Session pursuant to Public Officers Law §105(1)(a) to discuss matters relating to security.

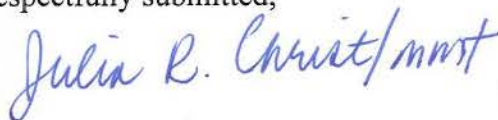
7. **Public Session**

Upon a motion duly made and seconded, the Board unanimously voted to reconvene in Public Session.

8. **Adjournment**

Upon a motion duly made and seconded, the Board unanimously voted to adjourn the meeting at 11:04 a.m.

Respectfully submitted,

A handwritten signature in blue ink that reads "Julia R. Christ/mmst".

Julia R. Christ  
Acting Assistant Secretary

**Regular Board Meeting  
MTA Capital Construction Company  
2 Broadway  
New York, NY 10004  
Thursday, September 24, 2015  
10:00 AM**

The following members were present:

Hon. Thomas F. Prendergast, Chairman & CEO  
Hon. Jonathan A. Ballan  
Hon. Robert C. Bickford  
Hon. Allen P. Cappelli  
Hon. Jeffrey A. Kay  
Hon. Susan Metzger  
Hon. Mitchell H. Pally  
Hon. James L. Sedore, Jr.  
Hon. Lawrence Schwartz  
Hon. Polly Trottenberg  
Hon. Carl V. Wortendyke  
Hon. Neal Zuckerman

The following members were absent:

Hon. Fernando Ferrer, Vice Chairman  
Hon. John H. Banks, III  
Hon. Charles G. Moerdler  
Hon. John J. Molloy  
Hon. Vincent Tessitore

Board Member Andrew Albert, Board Member Norman Brown, Board Member Ira Greenberg and Michael Horodniceanu, President, MTA Capital Construction Company also attended the meeting as did various other agency presidents and staff including: Donna Evans, Chief of Staff, MTA, Jerome F. Page, General Counsel, MTA, Stephen J. Morello, Counselor to the Chairman, MTA, Robert Foran, Chief Financial Officer, MTA, James Ferrara, Interim President, NYCTA, Patrick Nowakowski, President, Long Island Rail Road, Joseph Giulietti, President, Metro-North Railroad, Donald Spero, Acting President, TBTA, Darryl Irick, SVP, NYCT DoB/President, MTA Bus Company, Evan M. Eisland, Sr. Vice President, General Counsel and Secretary, MTA Capital Construction Company and David K. Cannon, Sr. Director & Chief Procurement Officer, MTA Capital Construction Company.

The Board of the Metropolitan Transportation Authority met as the Board of the New York City Transit Authority, the Manhattan and Bronx Surface Transit Operating Authority, the Staten Island Rapid Transit Operating Authority, the Triborough Bridge and Tunnel Authority, the Long Island Rail Road, the Metro-North Commuter Railroad Company, the MTA Capital Construction Company, the MTA Bus Company, and the First Mutual Transportation Assurance Company.

Chairman and Chief Executive Officer Prendergast called the meeting to order.

**Public Comment Period**

There were fifteen public speakers.

George Haikalis, President of the Institute of Rational Urban Mobility requested that the MTA halt the construction of its deep cavern station for its Long Island Rail Road East Side Access station and instead advance a plan to link the 63<sup>rd</sup> St. Tunnel to five existing platforms within Grand Central Terminal that lead to the upper level loop. He further requested that the MTA drop its new yard for midday storage of railcars in Sunnyside Queens.

John Raskin, Executive Director of the Riders Alliance read a joint statement from the Riders Alliance, the Straphangers Campaign and the Tri-State Transportation Campaign concerning the financing of the gap in the proposed 2015-2019 Capital Program.

Gene Russianoff of the Straphangers Campaign spoke about support from the City for the proposed 2015-2019 Capital Program.

The remarks of Mr. Haikalis, Mr. Raskin and Mr. Russianoff along with the names and remarks of the remaining twelve speakers are more fully noted and filed with the minutes of the Regular Meeting of the Board of the Metropolitan Transportation Authority held on September 24, 2015.

### **Chairman's Remarks**

The Chairman's remarks are more fully noted in the minutes of the Regular Meeting of the Board of the Metropolitan Transportation Authority held on September 24, 2015.

### **Approval of Minutes**

Upon motion duly made and seconded, the Board approved the minutes of the Regular Meeting of the Board of the Metropolitan Transportation Authority and the MTA Capital Construction Company held on July 22, 2015.

### **Committee on Finance**

#### Action Item

Upon motion duly made and seconded, the Board approved the following Action item:

A Resolution authorizing the MTA to file applications in request of Federal capital assistance for the balance of Federal Fiscal Year 2015 and Federal Fiscal Year 2016 and authorized the Chairman/Chief Executive Officer or any of his designees to make required certifications related to the filing and; authorized the acceptance of the Federal Grants.

A copy of the Resolution, Staff Summary and details of the above item is filed with the records of the Regular Meeting of the Board of the Metropolitan Transportation Authority held on September 24, 2015.

#### Procurement

Upon motion duly made and seconded, the Board approved the following procurement items:

1. Award of four competitively negotiated all-agency miscellaneous procurement contracts (14065-0100 through 14065-0400) to provide wireless voice and data services for a five year period (three year initial term with two additional one year options) in an amount not-to-exceed \$31,394,693.
2. Ride of New York State OGS Contract PT64308 for consultant services for a period of twelve months (October 1, 2015 – September 30, 2016) for migration of MTA's Email Archive system and for the deployment of Office 365 Pro Plus to 24,000 desktops across the MTA agencies for an amount not-to-exceed \$199,500.
3. Award of five competitively negotiated all-agency personal services contracts (14344-0100 through 14344-0500) for Qualitative Market Research Services on an as-needed basis for an amount not-to-exceed \$1,666,763.
4. Award of a competitively negotiated, personal services contract (14391-0100) to conduct a study that will develop a business case examining the MTA's use of Owner Controlled Insurance programs (OCIPS) for an estimated duration of five months (October 1, 2015 – March 1, 2016) for a not-to-exceed amount of \$425,000.
5. Award of twenty nine competitively negotiated, all-agency personal services contracts (14357-0100 through 14357-2900) for Minority/Women Business Enterprises (M/WBE)/Small Business Concerns (SBC) Discretionary Firms for All-Agency Temporary Information Technology Consulting Services on an as-needed basis for a period of sixty-one months (November 1, 2015 – December 31, 2020). Each contract will be awarded on a zero-dollar basis.
6. Award of a competitively negotiated all-agency miscellaneous services contract (15127-0100) to furnish, implement and maintain an MTA-wide Enterprise Safety System for a five year period (October 1, 2015 through September 30, 2020) for a not-to-exceed amount of \$3,000,000.

A copy of the Resolution, Staff Summaries and details of the above items are filed with the records of the Regular Meeting of the Board of the Metropolitan Transportation Authority held on September 24, 2015.

## **Committee on New York City Transit & Bus**

### Action Item

Upon motion duly made and seconded, the Board approved the following Action item:

Authorization to increase the cap from \$250,000 to \$465,000 for reimbursing the owner of the building located at 200 East 63<sup>rd</sup> Street for consultant fees incurred in connection with the construction of an entrance for the 63<sup>rd</sup> Street/Lexington Avenue Subway Station of the Second Avenue Subway Project.

A copy of the Staff Summary and details of the above item is filed with the records of the Regular Meeting of the Board of the Metropolitan Transportation Authority held on September 24, 2015.

### Procurement

Upon motion duly made and seconded, the Board approved the following competitive procurement item:

Award of two estimated quantity miscellaneous procurement contracts (RFP 89099) to provide fuel card service programs for the multi-agency purchase of fuel. The contracts run for five year terms. The estimated amount of the two contracts is \$107,244,044.

A copy of the Resolution, Staff Summary and details of the above item is filed with the records of the Regular Meeting of the Board of the Metropolitan Transportation Authority held on September 24, 2015.

Upon motion duly made and seconded, the Board ratified the following procurement item:

A modification to the Second Avenue Subway Project's 72<sup>nd</sup> Street Station Finishes, Mechanical, Electrical and Plumbing Systems, Ancillary Buildings and Entrances contract (C-26011) in the amount of \$1,625,000 to construct the Alternative Entrance 1 Structural Shell.

A copy of the Resolution, Staff Summary and details of the above item is filed with the records of the Regular Meeting of the Board of the Metropolitan Transportation Authority held on September 24, 2015.

## **Committee on Long Island Rail Road**

### Procurement

Upon motion duly made and seconded, the Board approved the following competitive procurement item:

A modification to the East Side Access Project's Harold Structures Part 3A contract (CH057A) in the amount of \$3,500,000 to compensate the Contractor for additional direct costs associated with railroad interferences.

A copy of the Resolution, Staff Summary and details of the above item is filed with the records of the Regular Meeting of the Board of the Metropolitan Transportation Authority held on September 24, 2015.

### **Executive Session**

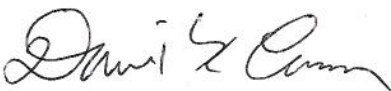
Upon motion duly made and seconded, the Board voted to convene into Executive Session pursuant to Sections 105(1)(a) of the New York State Public Officers Law to discuss matters relating to security.

Thereafter, upon motion duly made and seconded, the Board voted to resume proceedings in public session.

### **Adjournment**


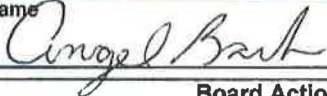
Upon motion duly made and seconded, the Board voted to adjourn the public meeting at 11:04 a.m.

Respectfully submitted,



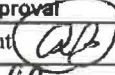


David K. Cannon  
Assistant Secretary

# Staff Summary

<b>Subject</b>
Request for Authorization to Award Various Procurements
<b>Department</b>
Executive
<b>Department Head Name</b>
Bob Foran
<b>Department Head Signature</b>

<b>Division Head Name</b>
Angel Barbosa 

<b>Date</b>
October 21, 2015
<b>Vendor Name</b>
Various
<b>Contract Number</b>
Various
<b>Contract Manager Name</b>
Various
<b>Table of Contents Ref #</b>

Board Action					
Order	To	Date	Approval	Info	Other
1	Finance	10/26/2015	X		
2	Board	10/28/2015	X		

Internal Approvals			
Order	Approval	Order	Approval
1	Procurement 	3	CFO 
2	Legal 		

## PURPOSE:

To obtain approval of the Board to award various contracts/contract modifications and purchase orders, as reviewed by the MTA Finance Committee.

## DISCUSSION:

**# of Actions    \$ Amount**

**MTAHQ proposes to award Non-competitive procurements in the following categories:**

Schedules Requiring Majority Vote

None          None

**MTAHQ proposes to award Competitive procurements in the following categories:**

Schedules Requiring Majority Vote

Schedule E: Miscellaneous Procurement Contracts	1	\$ 814,995.44
Schedule F: Personal Service Contracts	2	\$ 180,761.00
Schedule H: Modification to Personal Services Contracts & Misc. Service Contracts	1	\$ 5,000,000.00
<b>SUBTOTAL</b>	4	\$ 5,995,756.44

**MTAHQ presents the following procurement actions for Ratification:**

Schedule K: Ratification of Completed Procurement Actions (Involving Schedules E-J)	1	1,800,000.00
<b>TOTAL</b>	5	\$ 7,795,756.44

**BUDGET IMPACT:** The purchases/contracts will result in obligating MTAHQ operating and capital funds in the amount listed. Funds are available in the current MTAHQ operating/capital budgets for this purpose.

**RECOMMENDATION:** That the purchases/contracts be approved as proposed. (Items are included in the resolution of approval at the beginning of the Procurement Section.)



## BOARD RESOLUTION

### METROPOLITAN TRANSPORTATION AUTHORITY

WHEREAS, in accordance with Section 1265-a and Section 1209 of the Public Authorities Law and the All Agency Procurement Guidelines, the Board authorizes the award of certain non-competitive purchase and public work contracts, and the solicitation and award of request for proposals in regard to purchase and public work contracts; and

WHEREAS, in accordance with the All Agency Procurement Guidelines, the Board authorizes the award of certain non-competitive miscellaneous procurement contracts, and certain change orders to procurement, public work, and miscellaneous procurement contracts; and

WHEREAS, in accordance with Section 2879 of the Public Authorities Law and the All Agency Guidelines for Procurement of Services, the Board authorizes the award of certain service contracts and certain change orders to service contracts.

NOW, the Board resolves as follows:

1. As to each purchase and public work contract set forth in the annexed Schedule A, the Board declares competitive bidding to be impractical or inappropriate for the reasons specified therein and authorizes the execution of each such contract.

2. As to each request for proposals (for purchase and public work contracts) set forth in Schedule B for which authorization to solicit proposals is requested, for the reasons specified therein the Board declares competitive bidding to be impractical or inappropriate, declares it is in the public interest to solicit competitive request for proposals and authorizes the solicitation of such proposals.

3. As to each request for proposals (for purchase and public work contracts) set forth in Schedule C for which a recommendation is made to award the contract, the Board authorizes the execution of said contract.

4. The Board ratifies each action taken set forth in Schedule D for which ratification is requested.

5. The Board authorizes the execution of each of the following for which Board authorization is required: i) the miscellaneous procurement contracts set forth in Schedule E; ii) the personal service contracts set forth in Schedule F; iii) the miscellaneous service contracts set forth in Schedule G; iv) the modifications to personal/miscellaneous service contracts set forth in Schedule H; v) the contract modifications to purchase and public work contracts set forth in Schedule I; and vi) the modifications to miscellaneous procurement contracts set forth in Schedule J.

6. The Board ratifies each action taken set forth in Schedule K for which ratification is requested.

7. The Board authorizes the budget adjustments to estimated quantity contracts set forth in Schedule L.

**LIST OF PROCUREMENTS FOR BOARD APPROVAL, OCTOBER 2015**  
**COMPETITIVE PROCUREMENTS**

**METROPOLITAN TRANSPORTATION AUTHORITY**

*Procurements Requiring Majority Vote:*

**E. Miscellaneous Procurement Contracts**

(Staff Summaries required for all items greater than: \$100K Sole Source; \$250K Other Non-Competitive)

- |  |  |                                      |
|--|--|--------------------------------------|
| <b>1. First Priority Emergency Vehicles</b><br><b>Design, Equip, Fabricate and Deliver</b><br><b>Customized MTAPD ESU Vehicles</b><br><b>Contract No. 15029-0100</b> | <b>\$814,995.44</b><br>(not-to-exceed) | <b><u>Staff Summary Attached</u></b> |
|--|--|--------------------------------------|

Competitively negotiated – 1 proposals – 36 months

To recommend that the Board approve the award of a competitively, negotiated miscellaneous procurement contract with First Priority Emergency Vehicles (1<sup>st</sup> Priority) to provide the equipment and labor required to design and outfit the Ford F-550 Crew Cab vehicles to Emergency Service Vehicles in accordance with requirements of the MTA Police Department (“MTAPD”) for a period of thirty-six (36) months from November 1, 2015 through October 31, 2018. The total amount obligated under this contract for the three-year period is not to exceed \$814,995.44 which includes a 10% contingency of \$74,000. The vehicles will be utilized in critically sensitive MTAPD operations and in a wide-range of road, weather, and operating conditions. 1<sup>st</sup> Priority proposed an initial hourly rate of \$95 for labor which was negotiated down to \$92, a reduction of \$3 per hour or \$705 per vehicle. The total estimated cost for equipment to outfit each vehicle is \$125,689.08 (MTA is receiving discounts of 10% to 35% off of list price for equipment). Additionally, these prices are lower than what 1<sup>st</sup> Priority offer to local law enforcement and equal to or lower than what they offer other public authorities, such as NYPD, The Port Authority of NY/NJ, etc. Based on the above, the total cost of \$814,995.44 which includes a contingency of \$74,000 for the three-year period is considered fair and reasonable.

**F. Personal Service Contracts**

Staff Summaries required for items greater than: \$100k Sole Source; \$250 other Non-Competitive, \$1 million Competitive

- |   |                                    |
|---|------------------------------------|
| <b>2. Oracle America, Inc.</b><br><b>As-Needed Database Consultant Services</b><br><b>Contract No. 15301-0100</b> | <b>\$60,761</b><br>(not-to-exceed) |
|---|------------------------------------|

Ride New York State OGS Contract No. PT64000 – 12 months

MTA seeks to ride a New York State Contract with Oracle America, Inc. to engage the services of a Senior Oracle Database Administrator consultant for As Needed Consulting Services for Data Base Administration in accordance with the terms and conditions of NYS Contract PT64000. The consultant will monitor, diagnose and fix critical database issues. The hourly rates for these services are equal to the rates under the OGS contract and are considered fair and reasonable.

- 3. AFT Project at LIRR Facility** – AFT to provide technical design, fabrication, crating, storage, delivery and oversight of installation of materials at the station specified below.  
Competitively negotiated – 24 proposals – 48 months  
Marc Dennis, LIRR Wantagh Station (\$120,000)



**METROPOLITAN TRANSPORTATION AUTHORITY**  
**COMPETITIVE PROCUREMENTS**

**H. Modifications to Personal Service Contracts and Miscellaneous Service Contracts Awarded as Contracts for Services**

(Approvals/Staff Summaries required for substantial change orders and change orders that cause original contract to equal or exceed monetary or durational threshold required for Board approval.)

- |  |                               |                                      |
|--|-------------------------------|--------------------------------------|
| <b>4. Business Transformation Consulting Services</b><br><b>Contract No. 13200-0100 thru 0800</b> <ul style="list-style-type: none"><li><b>a. First Data Government Solutions LP</b></li><li><b>b. Grant Thornton LLP</b></li><li><b>c. KPMG LLP</b></li><li><b>d. McKinsey &amp; Company, Inc.</b></li><li><b>e. Public Financial Management, Inc.</b></li><li><b>f. Public Strategies Group</b></li><li><b>g. International Business Machines, Corp.</b></li></ul> | <b>\$5,000,000</b><br>(Total) | <b><u>Staff Summary Attached</u></b> |
|--|-------------------------------|--------------------------------------|

Base plus previous change order: \$5,636,130

To recommend that the Board approve an amendment to previously Board-approved, competitively negotiated, personal services contracts, riding New York State contract C000410 for a period of three (3) years from September 25, 2013 to August 8, 2016 for additional funding in the amount of \$5,000,000 to continue to provide as-needed business transformation consulting services. These services will continue to compliment and enhance MTA's efforts to improve its business processes, identify and implement opportunities for operating and capital cost savings, and increase revenue generation. These as-needed services will continue to be performed based on the rate structure established in each firm's NY State contract (ranging from a low of \$116 to a high of \$719 per hour) and are considered fair and reasonable.

# Staff Summary

## Schedule E: Miscellaneous Procurement Contracts

### Item Number:

<b>Vendor Name (&amp; Location):</b> First Priority Emergency Vehicles	<b>Contract Number:</b> 15029-0100	<b>Renewal?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<b>Description:</b> Design, Equip, Fabricate and Outfit MTAPD Emergency Services Unit Vehicles	<b>Total Amount:</b> \$814,995.44 (not-to-exceed)	
<b>Contract Term (including Options, if any):</b> Thirty-Six (36) Months	<b>Funding Source:</b> <input checked="" type="checkbox"/> Operating <input type="checkbox"/> Capital <input type="checkbox"/> Federal <input type="checkbox"/> Other:	
<b>Option(s) included in Total Amount?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>Requesting Dept/Div &amp; Dept/Div Head Name:</b> Safety & Security/R. Diaz & MTAPD/ Chief Connor	
<b>Procurement Type:</b> <input checked="" type="checkbox"/> Competitive <input type="checkbox"/> Non-competitive	<b>Contract Manager:</b> Damon Chan	
<b>Solicitation Type:</b> <input checked="" type="checkbox"/> RFP <input type="checkbox"/> Bid <input type="checkbox"/> Other:		

### DISCUSSION:

To recommend that the Board approve the award of a competitively, negotiated miscellaneous procurement contract with First Priority Emergency Vehicles (1<sup>st</sup> Priority) to provide the equipment and labor required to design and outfit the Ford F-550 Crew Cab vehicles to Emergency Service Vehicles in accordance with requirements of the MTA Police Department ("MTAPD") for a period of thirty-six (36) months from November 1, 2015 through October 31, 2018. The total amount obligated under this contract for the three-year period is not to exceed \$814,995.44 which includes a 10% contingency of \$74,000.

MTAPD requires the services of this vendor to outfit vehicles to meet the requirements of the MTAPD for an Emergency Service Vehicle. The vehicles will be utilized in critically sensitive MTAPD operations and in a wide-range of road, weather, and operating conditions.

In order to obtain these services, a competitive Request for Proposal was publicly advertised and letters informing prospective proposers of the availability of the RFP package were mailed to a total of seventeen (17) firms. One proposal and two statements of no bids were received. A selection committee comprised of representatives from the MTAPD reviewed and evaluated the proposal. The Selection Committee deemed 1<sup>st</sup> Priority to be technically qualified and recommended that Procurement negotiate with the firm. MTA has conducted a responsibility review and other due diligence on 1<sup>st</sup> Priority and has deemed it to be responsible for award.

1<sup>st</sup> Priority proposed an initial hourly rate of \$95 for labor which was negotiated down to \$92, a reduction of \$3 per hour or \$705 per vehicle. The total estimated cost for equipment to outfit each vehicle is \$125,689.08 (MTA is receiving discounts of 10% to 35% off of list price for equipment). Additionally, these prices are lower than what 1<sup>st</sup> Priority offer to local law enforcement and equal to or lower than what they offer other public authorities, such as NYPD, The Port Authority of NY/NJ, etc. Based on the above, the total cost of \$814,995.44 which includes a contingency of \$74,000 for the three-year period is considered fair and reasonable.

DDCR waived goals for this procurement because there are no M/WBE firms in the NYS Directory that can design and fabricate the ESU vehicles required for this procurement.

# Staff Summary

## Schedule H: Modifications to Personal Service & Miscellaneous Service Contracts



Item Number:

Page 1 of 2

<b>Vendor Name (&amp; Location):</b> Various	<b>Contract Number:</b> 13200-0100 thru 0700	<b>AWO/Modification #</b> 2
<b>Description:</b>  Business Transformation Consulting Services	<b>Original Amount:</b> \$5,000,000	
<b>Contract Term (including Options, if any):</b> September 25, 2013 to August 8, 2016	<b>Prior Modifications:</b> \$ 636,130	
<b>Option(s) included in Total Amount?</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<b>Prior Budgetary Increases:</b> \$ -	
<b>Procurement Type:</b> <input checked="" type="checkbox"/> Competitive <input type="checkbox"/> Non-competitive	<b>Current Amount:</b> \$5,636,130	
<b>Solicitation Type:</b> <input type="checkbox"/> RFP <input type="checkbox"/> Bid <input checked="" type="checkbox"/> Other: OGS Ride	<b>This Request:</b> \$5,000,000	
<b>Funding Source:</b> <input checked="" type="checkbox"/> Operating <input type="checkbox"/> Capital <input type="checkbox"/> Federal <input type="checkbox"/> Other:	<b>% of This Request to Current Amount:</b> 89%	
<b>Requesting Dept/Div &amp; Dept/Div Head Name:</b> CFO, Bob Foran	<b>% of Modifications (including This Request) to Original Amount:</b> 113%	

### DISCUSSION:

To recommend that the Board approve an amendment to previously Board-approved, competitively negotiated, personal services contracts with the below firms, riding New York State contract C000410 for a period of three (3) years from September 25, 2013 to August 8, 2016 with the below firms for additional funding in the amount of \$5,000,000 to continue to provide as-needed business transformation consulting services. These services will continue to compliment and enhance MTA's efforts to improve its business processes, identify and implement opportunities for operating and capital cost savings, and increase revenue generation.

- |                             |                                       |
|-----------------------------|---------------------------------------|
| 1. Public Strategies Group  | 5. First Data Government Solutions LP |
| 2. IBM                      | 6. Grant Thornton LLP                 |
| 3. McKinsey & Company, Inc. | 7. Public Financial Management, Inc.  |
| 4. KPMG LLP                 |                                       |

In September, 2013 the Board approved the award of eight (8) competitively negotiated, personal services contracts for as-needed business transformation consulting services (Deloitte was awarded a contract under the base agreement but will not be solicited since they are MTA's external auditors). Competitive mini-RFPs are conducted amongst all the 7 remaining firms for all projects initiated via this board approved vehicle. This amendment is required to complete some of the below projects that are in progress (ex. Procurement Transformation and the New Fare Payment System Ancillary Revenue Opportunities project) and new projects as required. It will also serve as a bridge for advancing current work while a new, competitive RFP is issued in Q1 2016 to create a MTA Business Transformation retainer contract which will be presented to the Board for approval. The new contract will broaden the pool of vendors and support management consulting needs across MTA.

- 1) MTA Procurement Transformation (Total Cost to Date - \$4,716,561) - This project is to transform MTA HQ's procurement function from a decentralized tactical function into a strategically-focused one that seeks to aggressively drive down the total cost of purchase of goods and services. The MTA believes that there is the potential to produce millions of dollars in annual savings and significantly improve process efficiencies as well as staff productivity through the centralization of non-core categories and the implementation of category management and strategic sourcing methodologies. To date strategic sourcing opportunities have been identified in 7 non-core categories which have resulted in \$2,540,000 savings in 2015, and is on target to deliver \$15,230,000 annualized savings commencing in 2016 and approximately \$45,690,000 over 3 years. In the previous phases of the initiative KPMG and MTA Procurement have performed a detailed spend analysis, designed a category management methodology, developed non-core and core definitions and categories, defined future staff competency requirements, delivered an optimized organizational design and new job descriptions, and developed an internal Procurement Academy. Continued work for Procurement Transformation is estimated to cost \$3,000,000 and will focus on category sourcing in energy and property management, provide for organizational change management, and further assist in non-core Procurement consolidation. The additional category sourcing is projected to deliver \$7,900,000 in annualized savings commencing in 2016 and approximately \$23,700,000 over 3 years. A critical deliverable in the MTA Procurement Transformation is to ensure institutionalization of category management, strategic sourcing and data analysis within the new MTA HQ Procurement function. In addition to MTA ownership of all documents, templates, category playbooks, etc., and the Procurement Academy, key internal MTA Procurement resources have been assigned to the initiative to participate in knowledge sharing throughout the engagement.
- 2) Study of Benefits of the MTA's Capital Program (Total Cost - \$413,787) - Research to provide evidence of the economic impact and other benefits that the MTA Capital Program generates for the New York City metropolitan region, and New York State. This included collection and analysis of empirical and qualitative evidence of the economic, public value and co-benefits of the MTA's Capital Program.

- 3) On-Train Wi-Fi Technology Business Case (Total Cost - \$320,000) – This project created a roadmap for Wi-Fi installation on the Railroads' trains to determine feasibility of Wi-Fi installation, optimize the utilization of Wi-Fi on Railroads' trains and align Wi-Fi installation with the MTA mission and goals.
- 4) New Fare Payment System Ancillary Revenue Opportunities (Total Cost To Date - \$185,762) – This project is to identify cutting-edge, state-of-the-art practices and opportunities for maximizing ancillary revenues and/or cost reductions from the New Fair Payment System and recommend opportunities with suggested prioritization to the MTA that will be based on feasibility of implementation and aligned with MTA's mission and goals.

These as-needed services will continue to be performed based on the rate structure established in each firm's NY State contract (ranging from a low of \$116 to a high of \$719 per hour) and are considered fair and reasonable.

The MTA's Department of Diversity and Civil Rights established 10% WBE and 10% MBE goals for this contract.

**LIST OF PROCUREMENTS FOR BOARD APPROVAL, OCTOBER 2015**  
**PROCUREMENTS FOR RATIFICATION**

**METROPOLITAN TRANSPORTATION AUTHORITY**

*Procurements Requiring Two-Thirds Vote:*

**K. Ratifications of Completed Procurement Actions (Involving Schedules E-J)**

(Staff Summaries required for unusually large or complex items which otherwise would require Board approval)

- |  |                    |                                      |
|--|--------------------|--------------------------------------|
| <b>1. Guardian Service Industries, Inc.</b>  | <b>\$1,800,000</b> | <b><u>Staff Summary Attached</u></b> |
| <b>Custodial and Un-Armed Guard Services</b> | <b>(Total)</b>     |                                      |
| <b>Contract No. 11159-0100</b>               |                    |                                      |

Base plus previous supplements = \$ 9,486,764

MTAHQ requests Board ratification of an award to: (i) approve an amendment to a previously Board-approved, competitively awarded, miscellaneous service contract with Guardian Service Industries, Inc. ("Guardian") for additional funding in the amount of \$1,800,000 to cover services over the period of performance and (ii) extend the contract period for MTA Police and Grand Central Terminal Transit Museum and for the former MTA Headquarters Buildings (341, 345 and 347 Madison) to be coterminous with the 2 Broadway Custodial Contract expiring in February 2016. The increase in funding includes (i) custodial services going forward for the Madison Avenue properties, The Transit Museum and MTAPD locations outside of the Madison Avenue properties, (ii) and to pay outstanding invoices that are remaining from the previous period of performance of the custodial contract prior to March of 2015. MTA Headquarters was paying \$228K per month under the current contract when 341-347 were fully occupied. However, beginning July 1, 2015, the monthly negotiated contract cost was reduced to \$87,500 per month. The negotiated monthly cost represents 4 security personnel (24/7) and a total of 5 Porters (day/night), which over the next 6 months equates to a savings of \$843,000 or 61% from the previous contract cost. This number will remain constant until the buildings are leased to a developer.

# Staff Summary

## Schedule K: Ratification of Completed Procurement Actions (Involving Schedules E-J)

Page 1 of 1

Item Number:

<b>Vendor Name (&amp; Location):</b> Guardian Service Industries Inc.	<b>Contract Number:</b> 11159-0100	<b>Renewal?</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Description:</b> Custodial and Un-Armed Guard Service	<b>Total Amount:</b> \$1,800,000	
<b>Contract Term (including Options, if any):</b> April 1, 2012 through February 29, 2016	<b>Funding Source:</b> <input checked="" type="checkbox"/> Operating <input type="checkbox"/> Capital <input type="checkbox"/> Federal <input type="checkbox"/> Other:	
<b>Option(s) included in Total Amount?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>Requesting Dept/Div &amp; Dept/Div Head Name:</b> J. Rosen/Real Estate and P. DeCapua/ Facilities	
<b>Procurement Type:</b> <input checked="" type="checkbox"/> Competitive <input type="checkbox"/> Non-competitive	<b>Contract Manager:</b> Scott Mayclim	
<b>Solicitation Type:</b> <input type="checkbox"/> RFP <input type="checkbox"/> Bid <input checked="" type="checkbox"/> Other: Modification		

### DISCUSSION

MTAHQ requests Board ratification of an award to: (i) approve an amendment to a previously Board-approved, competitively awarded, miscellaneous service contract with Guardian Service Industries, Inc. ("Guardian") for additional funding in the amount of \$1,800,000 to cover services over the period of performance and (ii) extend the contract period for MTA Police and Grand Central Terminal Transit Museum and for the former MTA Headquarters Buildings (341, 345 and 347 Madison) to be coterminous with the 2 Broadway Custodial Contract expiring in February 2016.

In March 2012, the Board approved a contract with Guardian Service Industries, Inc. to provide custodial and un-armed guard services for MTA Headquarters, The Grand Central Transit Museum and various MTA Police locations, for a three-year period from April 1, 2012, through March 31, 2015, in an amount not to exceed \$8,737,764.00. To date, one change order has been issued extending the period of performance from April thru June (2015) in the amount of \$749,000. The additional increase in funding in the amount of \$1.8 million includes (i) custodial services going forward for the Madison Avenue properties, The Transit Museum and MTAPD locations outside of the Madison Avenue properties, (ii) and to pay outstanding invoices that are remaining from the previous period of performance of the custodial contract prior to March of 2015.

Pending the disposition of 341- 347 Madison Avenue, custodial and un-armed guard security services will be still required, albeit at a reduced levels. Although the majority of the space in the buildings has been vacated, approximately 50-100 MNRR, ESA and NYCT personnel are being temporarily housed at 347 Madison on an interim basis. The MNRR employees will leave when the additional 7<sup>th</sup> floor space is completed at Graybar. Accordingly, the following services are still required to a limited extent: custodial services, snow removal, fire safety, pest control, lobby security, etc.

MTA Headquarters was paying \$228K per month under the current contract when 341-347 were fully occupied. However, beginning July 1, 2015, the monthly negotiated contract cost was reduced to \$87,500 per month. The negotiated monthly cost represents 4 security personnel (24/7) and a total of 5 Porters (day/night), which over the next 6 months equates to a savings of \$843,000 or 61% from the previous contract cost. This number will remain constant until the buildings are leased to a developer.

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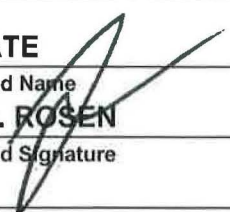


**OCTOBER 2015**  
**MTA REAL ESTATE**  
**LIST OF REAL ESTATE ACTION ITEMS FOR BOARD APPROVAL**

**MTA METRO-NORTH RAILROAD**

Lease Agreement with T & T Broadway Deli, Inc. for use of Ground-floor Retail Space at the North White Plains Commuter Parking Garage at 76 Haarlem Avenue, White Plains, New York

# Staff Summary

Subject <b>LEASE AGREEMENT</b>
Department <b>REAL ESTATE</b>
Department Head Name <b>JEFFREY B. ROSEN</b>
Department Head Signature 
Project Manager Name <b>CAROLE BRYDEN AUGRIS</b>

Date <b>OCTOBER 26, 2015</b>
Vendor Name
Contract Number
Contract Manager Name
Table of Contents Ref. #

Board Action					
Order	To	Date	Approval	Info	Other
1	Finance Committee	10/26/15	X		
2	Board	10/28/15	X		

Internal Approvals			
Order	Approval	Order	Approval
		1	Legal 
3	Chief of Staff 		
2	Chief Financial Officer 		

AGENCY: MTA Metro-North Commuter Railroad ("Metro-North")

LESSEE: T & T Broadway Deli, Inc. ("T & T") or corporation to be formed.

LOCATION: Ground-floor retail at North White Plains Station commuter parking garage, 76 Haarlem Avenue, White Plains, New York

ACTIVITY: Deli

ACTION REQUESTED: Approval of terms

TERM: 10 years, terminable upon 180 days' notice for corporate or transportation purposes

SPACE: Approximately 985 square feet of retail space and 126 square feet of non-contiguous storage space.

COMPENSATION:	<u>Year</u>	<u>Annual</u>	<u>Monthly</u>	<u>% Increase</u>	<u>Per Sq. Ft.</u>
	1	\$18,000.00	\$1,500.00	--	\$18.27
	2	\$18,540.00	\$1,545.00	3%	\$18.82
	3	\$19,096.20	\$1,591.35	3%	\$19.39
	4	\$19,669.09	\$1,639.09	3%	\$19.97
	5	\$20,259.16	\$1,688.26	3%	\$20.57
	6	\$20,866.93	\$1,738.91	3%	\$21.18
	7	\$21,492.94	\$1,791.08	3%	\$21.82
	8	\$22,137.73	\$1,844.81	3%	\$22.47
	9	\$22,801.86	\$1,900.16	3%	\$23.15
	10	\$23,485.92	\$1,957.16	3%	\$23.84

## COMMENTS:

In response to a request for proposals ("RFP") for ground-floor retail space in Metro-North's newly-constructed commuter parking garage at the North White Plains Station, the following two proposals were received:

Name of Proposer	First Year Compensation	Present Value: Five Year Term, 9% Discount Rate
Dorothy Jensen Realty, Inc.	\$18,000.00	\$129,694.56
T & T Broadway Deli, Inc.	\$18,000.00	\$129,694.56

However, Dorothy Jensen Realty, Inc., rescinded its proposal after the interview process.

# Staff Summary

## FINANCE COMMITTEE MEETING T & T Broadway Deli, Inc. (Cont'd.)

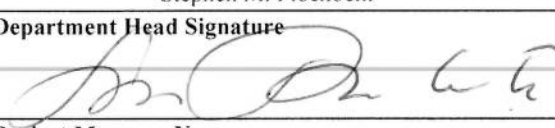

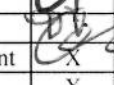

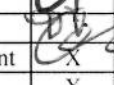

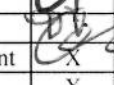
T&T is headed by Tommy Carpenito, who operates two successful delis in the White Plains area, one located near to the garage on North Broadway (since 1994), and the other, since 2011, in White Plains. Mr. Carpenito will build out the space as a deli and will provide a limited personal guaranty. He may form a new limited liability corporation for the purpose of this lease. T & T's proposal is at the top end of the range of the fair market value for the location, as estimated by MTA Real Estate's independent consultant.

Based on the foregoing, MTA Real Estate requests authorization to enter into a lease agreement with T & T Broadway Deli, Inc., or a corporation to be formed, on the above-described terms and conditions.

# Report

## PROCUREMENTS

The Procurement Agenda this month includes 4 actions for a proposed expenditure of \$147.9M.

<b>Subject</b> Request for Authorization to Award Various Procurements <b>Department</b> Materiel Division – NYCT <b>Department Head Name</b> Stephen M. Plochochi <b>Department Head Signature</b>  <b>Project Manager Name</b> Rose Davis <b>Board Action</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th>Order</th> <th>To</th> <th>Date</th> <th>Approval</th> <th>Info</th> <th>Other</th> </tr> <tr> <td>1</td> <td>Committee</td> <td>10/26/15</td> <td></td> <td></td> <td></td> </tr> <tr> <td>2</td> <td>Board</td> <td>10/28/15</td> <td></td> <td></td> <td></td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </table>						Order	To	Date	Approval	Info	Other	1	Committee	10/26/15				2	Board	10/28/15																October 16, 2015 <b>Department</b> <b>Department Head Name</b> <b>Department Head Signature</b>  <div style="text-align: center;"><b>Internal Approvals</b></div> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th> </th> <th>Approval</th> <th> </th> <th>Approval</th> </tr> <tr> <td> </td> <td>President NYCT</td> <td></td> <td>President MTACC</td> </tr> <tr> <td>NYCT 10/19/15</td> <td>Executive VP (ACTION)</td> <td></td> <td>President MTA Bus</td> </tr> <tr> <td>X</td> <td>Capital Prog. Management</td> <td>X</td> <td>Subways</td> </tr> <tr> <td> </td> <td>Law</td> <td>X</td> <td>Diversity/Civil Rights</td> </tr> </table>						Approval		Approval		President NYCT		President MTACC	NYCT 10/19/15	Executive VP (ACTION)		President MTA Bus	X	Capital Prog. Management	X	Subways		Law	X	Diversity/Civil Rights
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	Law	X	Diversity/Civil Rights																																																									
<b>Internal Approvals (cont.)</b>																																																												
<b>Order</b>	<b>Approval</b>	<b>Order</b>	<b>Approval</b>	<b>Order</b>	<b>Approval</b>	<b>Order</b>	<b>Approval</b>	<b>Order</b>	<b>Approval</b>																																																			

**PURPOSE:**

To obtain approval of the Board to award various contracts and purchase orders, and to inform the NYC Transit Committee of these procurement actions.

**DISCUSSION:**

NYC Transit proposes to award Non-Competitive procurements in the following categories:

<u>Procurements Requiring Two Thirds Vote:</u>	<u># of Actions</u>	<u>\$ Amount</u>
Schedule A: Non-Competitive Purchases and Public Work Contracts	1	\$ 23.0 M
• New Flyer Industries Canada \$ 23.0 M		
ULC		
SUBTOTAL	1	\$ 23.0 M

MTA Capital Construction proposes to award Non-Competitive procurements in the following categories: None

MTA Bus Company proposes to award Non-Competitive procurements in the following categories: None

**NYC Transit proposes to award Competitive procurements in the following categories:**

Schedules Requiring Majority Vote:

Schedule G: Miscellaneous Service Contracts	1	\$	1.9 M
Schedule I: Modifications to Purchase and Public Works Contracts	1	\$	122.1 M
	<u>2</u>	\$	<u>124.0 M</u>

**MTA Capital Construction proposes to award Competitive procurements in the following categories: None**

**MTA Bus Company proposes to award Competitive procurements in the following categories: None**

**MTA Capital Construction proposes to award Ratifications in the following categories: None**

**MTA Bus Company proposes to award Ratifications in the following categories: None**

**NYC Transit proposes to award Ratifications in the following categories:**

Schedules Requiring Majority Vote:

Schedule K: Ratification of Completed Procurement Actions	1	\$	0.9 M
	<u>1</u>	\$	<u>0.9 M</u>
	<u>4</u>	\$	<u>147.9 M</u>

**COMPETITIVE BIDDING REQUIREMENTS:** The procurement actions in Schedules A, B, C and D are subject to the competitive bidding requirements of PAL 1209 or 1265-a relating to contracts for the purchase of goods or public work. Procurement actions in the remaining Schedules are not subject to these requirements.

**BUDGET IMPACT:** The purchases/contracts will result in obligating funds in the amounts listed. Funds are available in the current operating/capital budgets for this purpose.

**RECOMMENDATION:** That the purchases/contracts be approved as proposed. (Items are included in the resolution of approval at the beginning of the Procurement Section.)

## **BOARD RESOLUTION**

**WHEREAS**, in accordance with Section 1265-a and 1209 of the Public Authorities Law and the All Agency Procurement Guidelines, the Board authorizes the award of certain non-competitive purchase and public work contracts, and the solicitation and award of request for proposals in regard to purchase and public work contracts; and

**WHEREAS**, in accordance with the All Agency Procurement Guidelines, the Board authorizes the award of certain non-competitive miscellaneous service and miscellaneous procurement contracts, certain change orders to purchase, public work, and miscellaneous service and miscellaneous procurement contracts, and certain budget adjustments to estimated quantity contracts; and

**WHEREAS**, in accordance with Section 2879 of the Public Authorities Law and the All-Agency Guidelines for Procurement of Services, the Board authorizes the award of certain service contracts and certain change orders to service contracts.

NOW, the Board resolves as follows:

1. As to each purchase and public work contract set forth in annexed Schedule A, the Board declares competitive bidding to be impractical or inappropriate for the reasons specified therein and authorizes the execution of each such contract.

2. As to each request for proposals (for purchase and public work contracts) set forth in Schedule B for which authorization to solicit proposals is requested, for the reasons specified therein, the Board declares competitive bidding to be impractical or inappropriate, declares it is in the public interest to solicit competitive request for proposals, and authorizes the solicitation of such proposals.

3. As to each request for proposals (for purchase and public work contracts) set forth in Schedule C for which a recommendation is made to award the contract, the Board authorizes the execution of said contract.

4. As to each action set forth in Schedule D, the Board declares competitive bidding impractical or inappropriate for the reasons specified therein, and ratifies each action for which ratification is requested.

5. The Board authorizes the execution of each of the following for which Board authorization is required: i) the miscellaneous procurement contracts set forth in Schedule E; ii) the personal service contracts set forth in Schedule F; iii) the miscellaneous service contracts set forth in Schedule G; iv) the modifications to personal/miscellaneous service contracts set forth in Schedule H; v) the contract modifications to purchase and public work contracts set forth in Schedule I; and vi) the modifications to miscellaneous procurement contracts set forth in Schedule J.

6. The Board ratifies each action taken set forth in Schedule K for which ratification is requested.

7. The Board authorizes the budget adjustments to estimated contracts set forth in Schedule L.

**OCTOBER 2015**

**LIST OF NON-COMPETITIVE PROCUREMENTS FOR BOARD APPROVAL**

**Procurements Requiring Two-Thirds Vote:**

**A. Non-Competitive Purchases and Public Work Contracts**

(Staff Summaries required for all items greater than: \$100K Sole Source; \$250K Other Non-Competitive.) Note – in the following solicitations, NYC Transit attempted to secure a price reduction. No other substantive negotiations were held except as indicated for individual solicitations.

- |   |                            |                                      |
|---|----------------------------|--------------------------------------|
| <b>1. New Flyer Industries Canada ULC</b>                                   | <b>\$23,000,000 (Est.)</b> | <b><u>Staff Summary Attached</u></b> |
| <b>Sole Source - Three-year omnibus</b>                                     |                            |                                      |
| Multi-agency purchase of inventory and non-inventory replacement bus parts. |                            |                                      |



## Schedule A: Non-Competitive Purchases and Public Work Contracts

Item Number: 1

<b>Vendor Name (&amp; Location)</b> New Flyer Industries Canada ULC (Winnipeg, Manitoba, Canada)
<b>Description</b>  Purchase of inventory and non-inventory replacement bus parts
<b>Contract Term (including Options, if any)</b> November 1, 2015 – October 31, 2018
<b>Option(s) included in Total Amount?</b> <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> n/a
<b>Procurement Type</b> <input type="checkbox"/> Competitive <input checked="" type="checkbox"/> Non-competitive
<b>Solicitation Type</b> <input type="checkbox"/> RFP <input type="checkbox"/> Bid <input checked="" type="checkbox"/> Other: Omnibus Sole Source Approval

<b>Contract Number</b> NONE	<b>Renewal?</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Total Amount:</b> NYC Transit: \$18,000,000 MTABC: \$5,000,000	
\$23,000,000 (Est.)	
<b>Funding Source</b> <input checked="" type="checkbox"/> Operating <input type="checkbox"/> Capital <input type="checkbox"/> Federal <input type="checkbox"/> Other:	
<b>Requesting Dept/Div &amp; Dept/Div Head Name:</b> Division of Materiel, Stephen M. Plochochi	

### Discussion:

This is an omnibus approval request for items identified as obtainable only from New Flyer Industries Canada ULC (New Flyer), and will eliminate the need to advertise and prepare individual procurement staff summaries for Board approval for each procurement over the \$15,000 small purchase threshold. NYC Transit and MTA Bus Company (MTABC) are not obligated to generate any purchase orders pursuant to an omnibus approval. Any purchases made under this approval will be made pursuant to paragraph 9(b) of Public Authorities Law 1209, and paragraph 4(b) of Public Authorities Law 1265-a for NYC Transit and MTABC respectively, which allows for purchases of items that are available from only a single responsible source to be conducted without competitive bidding.

There are approximately 13,531 items covered by this approval for the purchase of replacement bus parts such as cooling system components, hydraulic components, panels and door assemblies used on NYC Transit and MTABC buses. These items are identified as obtainable only from New Flyer for the following reasons: sole pre-qualified item on the Qualified Products List and not available from any distributor or other source; publicly advertised within a twelve month period without an acceptable alternate supplier; or proprietary to New Flyer. These items are advertised a minimum of once every twelve months to seek competition. A list of New Flyer sole source items, as well as NYC Transit and MTABC's intention to buy items on the list without competitive bidding, is available for download from the NYC Transit website at any time by any prospective vendor. In late 2012 Daimler Bus North America (DBNA) ceased production of transit buses and exited the transit bus manufacturing industry in North America. Subsequently on March 1, 2013, New Flyer announced that it had acquired the exclusive license to supply DBNA aftermarket parts, including use of DBNA's proprietary parts' designs. New Flyer then became the exclusive supplier of DBNA parts. These sole source parts will be used by NYC Transit's Department of Buses (DOB) and MTABC for normal maintenance and replenishment of inventory and non-inventory bus parts on its combined fleet of 3,452 New Flyer and DBNA buses (2,809 NYC Transit, 643 MTABC), which represent approximately 60% of the combined bus fleet of 5,759 buses. Of the 3,452 buses covered by this request, 1,173 were manufactured by New Flyer and 2,279 were manufactured by DBNA.

The original New Flyer Omnibus Approval for \$7,000,000 (\$5,000,000 for NYC Transit and \$2,000,000 for MTABC) was approved by the Board in November 2012 and expires on November 30, 2015. Following New Flyer's purchase of DBNA's aftermarket division, the April 2013 Board approved an increase in funding of \$12,000,000 (\$9,000,000 for NYC Transit and \$3,000,000 for MTABC) to the original New Flyer Omnibus Approval for the inclusion of all DBNA sole source aftermarket parts for both inventory and non-inventory items. The combined Omnibus Approval total budget became \$19,000,000 (\$14,000,000 for NYC Transit and \$5,000,000 for MTABC). A modification was performed to add an additional \$740,000 to the NYC Transit portion of the existing Omnibus Approval, increasing the total budget to \$19,740,000 (\$14,740,000 for NYC Transit and \$5,000,000 for MTABC).

There is a remaining balance of approximately \$132,684 for NYC Transit's portion and approximately \$1,616,158 for MTABC's portion of unexpended funds on the existing omnibus approval.

Procurement performed an analysis on 362 (262 NYC Transit, 100 MTABC) contracts issued during the term of the existing omnibus approval that exceeded the \$15,000 threshold. Of the 362 contracts, 147 (113 NYC Transit, 34 MTABC) have comparative history. A price analysis of the 147 sole source contracts revealed an annual weighted average price increase of 3.56%. Procurement separated and analyzed the 147 sole source contracts based on two categories; those with New Flyer contract history and those with DBNA contract history. The analysis of 43 contracts with previous New Flyer contract history revealed an annual weighted average price increase of 0.83% which compares favorably to the corresponding Producer Price Indices (PPI) that showed a combined annual weighted average price increase of 0.89%. The analysis of 104 contracts with previous DBNA contract history revealed an annual weighted average price increase of 4.62%. This increase on the DBNA comparison can be attributed to two main factors: (1) As part of a new bus contract, DBNA offered a one-time 5% price reduction that was applied to all sole source parts purchases; and (2) DBNA pricing was based on combined production and aftermarket quantities. Once DBNA ceased manufacturing buses, the quantities decreased, thereby minimizing the economies of scale. While New Flyer honored the pricing in the DBNA contracts that it acquired, New Flyer re-centered its pricing on renewal contracts. Subsequent contract comparisons for DBNA items have reflected pricing in line with the PPI.

Based on an analysis of the fleet composition, it is anticipated that NYC Transit and MTABC will require approximately \$18,000,000 and \$5,000,000 respectively for sole source items from New Flyer during the term of this new omnibus approval request. Procurement believes that the amount requested will be sufficient to procure all sole source materials from New Flyer for the next three-year period. Procurement, DOB, and MTABC will continue to research alternate sources of supply wherever possible. Under this new omnibus approval, pricing for any procurement is established by requesting a quotation for each item from New Flyer on an as-required basis. Each item to be purchased under this new approval will be subject to a cost and/or price analysis and determination that the price is found to be fair and reasonable.

**OCTOBER 2015**

**LIST OF COMPETITIVE PROCUREMENTS FOR BOARD APPROVAL**

**Procurements Requiring Majority Vote:**

**G. Miscellaneous Service Contracts**

(Staff Summaries required for all items greater than: \$100K Sole Source; \$250K Other Non-Competitive; \$1M RFP; No Staff Summary required if sealed bid procurement.)

1. **Vanguard Direct, Inc.** **\$1,916,447 (Est.)** **Staff Summary Attached**  
**Non-Competitive – Fifty-eight month contract**  
**RFQ# 91237**  
Commercial printing and direct mail services.

**I. Modifications to Purchase and Public Work Contracts**

(Staff Summaries required for individual change orders greater than \$250K. Approval without Staff Summary required for change orders greater than 15% of the adjusted contract amount which are also at least \$50K.)

2. **OptumRx, Inc.** **\$122,064,000 (Est.)** **Staff Summary Attached**  
**Contract# 08I9983.6**  
Modification to the contract for Pharmacy Benefits Management Services, in order to extension the contract term up to six months.

## Schedule G: Miscellaneous Service Contracts

Item Number: 1

<b>Vendor Name (&amp; Location)</b> Vanguard Direct, Inc. (New York, NY)		<b>Contract Number</b> RFQ 91237	<b>Renewal?</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Description</b> Commercial printing and direct mail services		<b>Total Amount:</b> MTABSC: \$989,722 NYC Transit: \$757,905 MTABC: \$168,820	
<b>Contract Term (including Options, if any)</b> 58 Months		<b>Funding Source</b> <input checked="" type="checkbox"/> Operating <input type="checkbox"/> Capital <input type="checkbox"/> Federal <input type="checkbox"/> Other:	
<b>Option(s) included in Total Amount?</b> <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> n/a		<b>Requesting Dept/Div &amp; Dept/Div Head Name:</b> Division of Materiel, Stephen M. Plochochi	
<b>Procurement Type</b> <input checked="" type="checkbox"/> Competitive <input type="checkbox"/> Non-competitive			
<b>Solicitation Type</b> <input type="checkbox"/> RFP <input type="checkbox"/> Bid <input checked="" type="checkbox"/> Other: Piggyback of DCAS Contract			

### Discussion:

This contract, which is a piggyback of the NYC Department of City-Wide Administrative Services (DCAS) contract service, is for commercial printing and direct mail services of various documents produced by the MTA Business Service Center (MTABSC), NYC Transit and MTA Bus Company (MTABC), collectively referred to as the Authority. The work also includes all labor, materials, paper, envelopes, ink, supplies, equipment, software, forms and reports, all pick up, transportation and delivery expenses between the Authority and United States Postal Service (USPS) locations, as well as certificates of mailing from USPS. The documents processed through this contract are unique in that they include individualized correspondence from the Authority that employees receive at home as well as all private notices regarding medical plans, flexible spending accounts, booklets, labor notices, labor agreements, and other various privacy-sensitive correspondence. The contract will utilize the existing NYC DCAS Contract that was competitively solicited and whose commercial terms have been deemed satisfactory. This contract will be in effect until September 14, 2020, the date the DCAS contract expires.

In accordance with Section 162 of the New York State Finance Law, notification was given of the Authority's intention to piggyback a DCAS contract for these services typically reserved for Preferred Sources, namely the National Industries for the Blind (NIB) and New York State Industries for the Disabled (NYSID). Upon being notified, NIB indicated it no longer offered mail services and NYSID indicated it was unable to meet the scope of work and advised the Authority to proceed with the procurement of this service.

DCAS received two bids for these services, of which Vanguard Direct, Inc. (Vanguard), the incumbent, was the low bidder. Procurement performed a weighted average price analysis based on the 15 line items of the DCAS contract most utilized by the Authority, which represent approximately 80% of the total anticipated expenditures. Through discussions with Vanguard, Procurement obtained a unilateral price concession for nine of the 15 line items. Based on the concession offered, the overall annual weighted average price increase is 1.0%, which compares favorably to the Producer Price Index that shows an annual increase of 1.4% over the same period. Based on the price concession, if the entire estimated quantities are exhausted, the Authority will realize savings of \$448,475 from the pricing on the DCAS contract. Pricing on the contract is firm throughout its term.

Based on the above, Vanguard's final price was found to be fair and reasonable.

Item Number: 2

<b>Vendor Name (&amp; Location)</b> OptumRx, Inc. (Irvine, CA)	<b>Contract Number</b> 08I9983	<b>AWO/Modification</b> 6
<b>Description</b> Pharmacy Benefits Management Services	<b>Original Amount:</b>	\$ 490,000,000
	<b>Option Amount:</b>	\$ 200,000,000
	<b>Total Amount:</b>	\$ 690,000,000
<b>Contract Term (including Options, if any)</b> September 1, 2009 – December 31, 2015	<b>Prior Modifications:</b>	\$ 490,000,000
<b>Option(s) included in Total Amount?</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> n/a	<b>Prior Budgetary Increases:</b>	\$ 0
<b>Procurement Type</b> <input checked="" type="checkbox"/> Competitive <input type="checkbox"/> Non-competitive	<b>Current Amount:</b>	\$ 1,180,000,000
<b>Solicitation Type</b> <input type="checkbox"/> RFP <input type="checkbox"/> Bid <input checked="" type="checkbox"/> Other: Modification	<b>This Request:</b>	\$ 122,064,000 (Est.)
<b>Funding Source</b> <input checked="" type="checkbox"/> Operating <input type="checkbox"/> Capital <input type="checkbox"/> Federal <input type="checkbox"/> Other:	<b>% of This Request to Current Amount:</b>	10.4%
<b>Requesting Dept/Div &amp; Dept/Div Head Name:</b> Division of Human Resources, Patricia Lodge	<b>% of Modifications (including This Request) to Total Amount:</b>	88.7%

**Discussion:**

This modification is to exercise an option to extend the contract for up to six months until cutover to the new pharmacy benefits management contract, which was approved by the September 2015 Board, is completed, in order to allow for a seamless transition from the existing contract to the new contract. This contract is for a Pharmacy Benefits Manager (PBM) which is a third party administrator of prescription drug programs. The PBM is primarily responsible for processing and paying prescription drug claims.

As part of their collective bargaining agreements, the Transport Workers Union (TWU), Local 100 and Local 106, Amalgamated Transit Union (ATU), Local 726 and Local 1056, Subway Surface Supervisors Association, and MTA Bus Company and Staten Island Railway represented employees are entitled to receive pharmacy benefits. In addition NYC Transit non-represented operating employees receive the same pharmacy benefits. Approximately 149,000 plan members (employees, retirees and their dependents) are covered under this prescription drug program.

In June 2009, the Board approved the award of a three year contract to Innoviant, Inc., now known as OptumRx, Inc., a subsidiary of United Healthcare, to provide pharmacy benefits management services.

Recently, in September 2015, the Board approved the award of a competitively negotiated contract to Express Scripts, Inc. (ESI) to provide pharmacy benefits management services for three years with an option for one additional year. ESI will implement the services under the renewal contract in conjunction with NYC Transit's Human Resources Division and the MTA Business Service Center (BSC). It is estimated that up to six months from October 1, 2015, may be required to complete the cutover to ESI, which takes into consideration the upcoming PeopleSoft upgrade at the BSC. In order to facilitate this cutover, NYC Transit negotiated an option provision to extend the contract with OptumRx up to six months at the current rates. As noted above, NYC Transit is now requesting approval to exercise that option.

The current contract with OptumRx expires at the end of 2015. The renewal contract with ESI was awarded October 1, 2015, leaving three months before expiration of the contract with OptumRx. Since it is estimated that up to six months will be required to complete the cutover to ESI, it is projected that three months, January – March 2016, of the up to six month extension with OptumRx will be needed to complete the cutover. The extension will be at the current contract rates and the price has been found to be fair and reasonable.

**OCTOBER 2015**

**LIST OF RATIFICATIONS FOR BOARD APPROVAL**

**Procurements Requiring Majority Vote:**

**K. Ratification of Completed Procurement Actions (Involving Schedule E-J)**

(Staff Summaries required for items requiring Board approval.)

- 1. Yonkers Contracting Company, Inc.      \$935,000**  
**Contract# A-36007/08/09/10/16.21**

**Staff Summary Attached**

Modification to the contract for the renewal and repair of five stations on the Pelham Line in The Bronx, in order to remove and install a new platform canopy roofing at the Pelham Bay Park Station.

# Schedule K: Ratification of Completed Procurement Actions

Item Number: 1

<b>Vendor Name (&amp; Location)</b> Yonkers Contracting Company, Inc. (Yonkers, NY)	
<b>Description</b> Renewal/Repair of Five Stations on Pelham Line, The Bronx	
<b>Contract Term (including Options, if any)</b> May 21, 2013 – August 21, 2015	
<b>Option(s) included in Total Amount?</b> <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> n/a	
<b>Procurement Type</b>	<input checked="" type="checkbox"/> Competitive <input type="checkbox"/> Non-competitive
<b>Solicitation Type</b>	<input type="checkbox"/> RFP <input type="checkbox"/> Bid <input checked="" type="checkbox"/> Other: Modification
<b>Funding Source</b>  <input type="checkbox"/> Operating <input type="checkbox"/> Capital <input checked="" type="checkbox"/> Federal <input type="checkbox"/> Other:	
<b>Requesting Dept/Div &amp; Dept/Div Head Name:</b> Capital Program Management, John O'Grady	

<b>Contract Number</b> A-36007/08/09/10/16	<b>AWO/Mod. #:</b> 21
<b>Original Amount:</b>	\$ 62,677,179
<b>Prior Modifications:</b>	\$ 1,574,170
<b>Prior Budgetary Increases:</b>	\$ 0
<b>Current Amount:</b>	\$ 64,251,349
<b>This Request:</b>	\$ 935,000
<b>% of This Request to Current Amount:</b>	1.5%
<b>% of Modifications (including This Request) to Original Amount:</b>	4.0%

## Discussion:

This retroactive modification is for new platform canopy roofing, in lieu of repair, on the two outside platforms at the Pelham Bay Park Station.

The contract is for five stations on the Pelham Line in The Bronx, providing for the renewal of the Buhre Avenue, Middletown Road, Zerega Avenue and Castle Hill Stations and for component repair of the Pelham Bay Park Station.

The Pelham Bay Park Station was built in 1920. It has three platforms. The existing platform canopy roof system consisted of wood rafters, with wood decking and metal roofing.

The contract scope for component repair of the center platform called for the existing canopy roof system to be removed completely and replaced with a new metal roofing system consisting of metal structural supports and new metal roofing. Only the center platform is used by passengers.

However, the contract scope for component repair of the two side platform canopies called for the existing wood rafters and most of the existing wood decking to remain in place, with the old metal roofing replaced with new metal roofing. The side platforms are not used by passengers. Subways' facilities buildings (such as crew quarters) are on the side platforms, underneath almost the entire length of the side platform canopies.

A pre-award design survey indicated that the side platform canopies were repairable. In the limited locations where the underside of the canopies was visible from the platform, the wood rafters and wood decking were water damaged only two feet up from the gutter. However, after the contractor removed the existing metal roofing and the wood decking was exposed, NYC Transit determined that the wood decking and rafters that had been hidden by the Subways' facilities buildings on the side platforms were too water damaged to be used and that, as the contract specified for the center platform canopy, the existing roofing system must be removed completely and replaced with a new metal roofing system like the center platform canopy. The contractor's revised proposal was for a net \$2,298,593. NYC Transit's revised estimate was for a net \$870,500. Negotiations resulted in agreement on the lump sum of \$935,000 which was determined to be fair and reasonable. Savings of \$1,363,593 were achieved.

On February 23, 2015, the SVP and Chief Engineer approved a retroactive waiver in order to mitigate delay, and the contractor was directed to proceed on March 5, 2015. This permitted the contractor to complete the work on time and substantial completion was declared on August 21, 2015.



**Metro-North Railroad**

# **Procurements October 2015**



<b>Subject</b>	Request for Authorization to Award Various Procurements
<b>Department</b>	Procurement and Material Management
<b>Department Head Name</b>	Alfred Muir, Sr. Director
<b>Department Head Signature</b>	
<b>Project Manager Name</b>	

<b>Date</b>	October 14, 2015
<b>Vendor Name</b>	Various
<b>Contract Number</b>	Various
<b>Contract Manager Name</b>	Various
<b>Table of Contents Ref #</b>	

Board Action					
Order	To	Date	Approval	Info	Other
1	MNR Comm. Mtg.	10-26-15	X		
2	MTA Board Mtg.	10-28-15	X		

Internal Approvals			
	Approval		Approval
X	President	X	V.P. Planning
X	Executive V.P.	X	V.P. Capital Programs
X	Sr. V.P. Operations	X	Acting V.P. & General Counsel
X	VP Finance & IT		

Internal Approvals (cont.)							
Order	Approval	Order	Approval	Order	Approval	Order	Approval
_____	_____	_____	_____	_____	_____	_____	_____

**PURPOSE:**

To obtain approval of the Board to award various contracts/contract modifications and purchase orders, and to inform the MTA Metro-North Railroad Committee of these procurement actions.

**DISCUSSION:**

**MNR proposes to award non-competitive procurements in the following categories:**

	<u># of Actions</u>	<u>\$ Amount</u>
<u>Schedules Requiring Two-Thirds Vote (or more, where noted)</u>	NONE	
<u>Schedules Requiring Majority Vote</u>		
Schedule J: Modifications to Miscellaneous Procurement Contracts	1	\$4,500,000
• Vapor Stone Rail Systems \$4,500,000		
<hr/>		
SUB TOTAL:	1	\$4,500,000

**MNR proposes to award competitive procurements in the following categories:**

<u>Schedules Requiring Two-Thirds Vote (or more, where noted)</u>	<u># of Actions</u>	<u>\$ Amount</u>
Schedule B: Competitive Requests for Proposals (Solicitation of Purchase and Public Work Contracts)	1	TBD
• Request to Use RFP Process	TBD	

Schedules Requiring Majority Vote

Schedule G: Miscellaneous Service Contracts	1	\$295,000
• Simpson Gumpertz & Heger Associates, Inc., P.C. (SGH)	\$295,000	
SUB TOTAL:		2 \$295,000

**MNR presents the following procurement actions for Ratification:**

<u>Schedules Requiring Two-Thirds Vote (or more, where noted)</u>	NONE
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Schedules Requiring Majority Vote

Schedule K: Ratification of Completed Procurement Actions		
• H.O. Penn Machinery Company, Inc.	\$93,565	1 \$93,565
SUB TOTAL:		1 \$93,565
TOTAL:		4 \$4,888,565

The contractors noted above and on the following Staff Summary Sheets have been found in all respects responsive and responsible, and are in compliance with State laws and regulations concerning procurements.

**BUDGET IMPACT:** The purchases/contracts will result in obligating MNR operating and capital funds in the amount listed. Funds are available in the current MNR operating/capital budgets for this purpose.

**RECOMMENDATION:** That the purchases/contracts be approved as proposed. (Items are included in the resolution of approval at the beginning of the Procurement Section.)

## METROPOLITAN TRANSPORTATION AUTHORITY

WHEREAS, in accordance with Section 1265-a and Section 1209 of the Public Authorities law and the All Agency Procurement Guidelines, the Board authorizes the award of certain non-competitive purchase and public work contracts, and the solicitation and award of request for proposals in regard to purchase and public work contracts; and

WHEREAS, in accordance with the All Agency Procurement Guidelines, the Board authorizes the award of certain non-competitive miscellaneous procurement contracts, and certain change orders to procurement, public work, and miscellaneous procurement contracts; and

WHEREAS, in accordance with Section 2879 of the Public Authorities Law and the All Agency Guidelines for Procurement of Services, the Board authorizes the award of certain service contracts and certain change orders to service contracts.

NOW, the Board resolves as follows:

1. As to each purchase and public work contract set forth in the annexed Schedule A, the Board declares competitive bidding to be impractical or inappropriate for the reasons specified therein and authorizes the execution of each such contract.
2. As to each request for proposals (for purchase and public work contracts) set forth in Schedule B for which it is deemed in the public interest to obtain authorization to solicit competitive proposals through a publicly advertised RFP for the reasons specified therein the Board declares it to be impractical or inappropriate to utilize a procurement process inviting sealed bids with award to the lowest responsive/responsible bidder.
3. As to each request for proposals (for purchase and public work contracts) set forth in Schedule C for which a recommendation is made to award the contract, the Board authorizes the execution of said contract.
4. The Board ratifies each action taken set forth in Schedule D for which ratification is requested.
5. The Board authorizes the execution of each of the following for which Board authorization is required: i) the miscellaneous procurement contracts set forth in Schedule E; ii) the personal service contracts set forth in Schedule F; iii) the miscellaneous service contracts set forth in Schedule G; iv) the modifications to personal/miscellaneous service contracts set forth in Schedule H; v) the contract modifications to purchase and public work contracts set forth in Schedule I; and vi) the modifications to miscellaneous procurement contracts set forth in Schedule J.
6. The Board ratifies each action taken set forth in Schedule K for which ratification is requested.

**OCTOBER 2015**

**METRO-NORTH RAILROAD**

**LIST OF NON-COMPETITIVE PROCUREMENTS FOR BOARD APPROVAL**

**Schedules Requiring Majority Vote:**

**J. Modifications to Miscellaneous Procurement Contracts**

(Approvals/Staff Summaries required for individual change orders greater than \$250K. Approvals without Staff Summaries required for change orders greater than 15% of previously approved amount which are also at least \$50K)

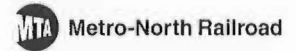
**1. Vapor Stone Rail Systems \$4,500,000 (not-to-exceed) Staff Summary Attached  
Purchase Agreement for OEM Replacement Parts**

Approval is requested for a contract change for additional funding in the total not to exceed amount of \$4,500,000 to an existing non-competitively awarded miscellaneous purchase agreement with Vapor Stone Rail Systems (Vapor). This agreement is for Original Equipment Manufacturer (OEM) replacement parts for MNR's various railcar fleets. Vapor supplies safety-critical parts, such as door and lock assemblies, door control panels, and in addition provides repair and return services for components that can be repaired or refurbished for MNR. The current agreement will expire in June 2017.

In 2014, under a joint procurement with Long Island Rail Road (LIRR), MNR awarded a non-competitively negotiated miscellaneous contract for a three year period in the amount of \$6,000,000. Since that award, MNR project engineering has implemented a series of overhauls to the M-7 door controls as part of the Railroad's Reliability Centered Maintenance (RCM) program. This work was not accounted for in the original MTA Board authorization. With the implementation of this additional work, MNR negotiated a 3% reduction in the overall unit costs proposed, which yielded a savings of approximately \$87,000.

The total cost of the additional funds required by MNR is not to exceed \$4,500,000. The procurement is to be funded by the MNR Operating Budget.

## Schedule J: Modifications to Miscellaneous Procurement Contracts



Item Number: J

<b>Vendor Name (&amp; Location)</b> Vapor Stone Rail Systems, Inc. (Division of WABTEC)
<b>Description</b> Purchase Agreement for OEM Replacement Parts
<b>Contract Term (including Options, if any)</b> Three Years
<b>Option(s) included in Total Amount?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<b>Procurement Type</b> <input type="checkbox"/> Competitive <input checked="" type="checkbox"/> Non-competitive
<b>Solicitation Type</b> <input type="checkbox"/> RFP <input checked="" type="checkbox"/> Bid <input type="checkbox"/> Other:
<b>Funding Source</b> <input checked="" type="checkbox"/> Operating <input type="checkbox"/> Capital <input type="checkbox"/> Federal <input type="checkbox"/> Other:
<b>Requesting Dept/Div &amp; Dept/Div Head Name:</b> Procurement & Material Management, Al Muir, Sr. Director

<b>Contract Number</b> 0100000000000529	<b>AWO/Modification #</b> 1
<b>Original Amount:</b>	\$ 6,000,000
<b>Prior Modifications:</b>	\$ 0.00
<b>Prior Budgetary Increases:</b>	\$ 0.00
<b>Current Amount:</b>	\$6,000,000
<b>This Request:</b>	\$4,500,000 (not-to exceed)
<b>% of This Request to Current Amount:</b>	% 75.00
<b>% of Modifications (including This Request) to Original Amount:</b>	% 75.00

### Discussion:

Approval is requested for a contract change for additional funding in the total not to exceed amount of \$4,500,000 to an existing non-competitively awarded miscellaneous purchase agreement with Vapor Stone Rail Systems (Vapor). This agreement is for Original Equipment Manufacturer (OEM) replacement parts for MNR's various railcar fleets. Vapor supplies safety-critical parts, such as door and lock assemblies, door control panels, and in addition provides repair and return services for components that can be repaired or refurbished for MNR. The current agreement will expire in June 2017.

In 2014, under a joint procurement with Long Island Rail Road (LIRR), MNR awarded a non-competitively negotiated miscellaneous contract for a three year period in the amount of \$6,000,000. Since that award, MNR project engineering has implemented a series of overhauls to the M-7 door controls as part of the Railroad's Reliability Centered Maintenance (RCM) program. This work was not accounted for in the original MTA Board authorization. With the implementation of this additional work, MNR negotiated a 3% reduction in the overall unit costs proposed, which yielded a savings of approximately \$87,000.

The total cost of the additional funds required by MNR is not to exceed \$4,500,000. The procurement is to be funded by the MNR Operating Budget.





# Staff Summary

<b>Item Number</b> B					
<b>Dept. &amp; Dept. Head Name:</b> Procurement & Material Management, Alfred Muir, Sr. Director					
<b>Division &amp; Division Head Name:</b> Executive Vice President, Catherine Rinaldi					
<b>Board Reviews</b>					
<b>Order</b>	<b>To</b>	<b>Date</b>	<b>Approval</b>	<b>Info</b>	<b>Other</b>
1	M-N Comm.Mtg.	10-26 -15	X		
2	MTA Board Mtg.	10-28-15	X		
<b>Internal Approvals</b>					
<b>Order</b>	<b>Approval</b>	<b>Order</b>	<b>Approval</b>		
X	President	X	Acting V.P. & General Counsel		
X	Sr. V.P. Operations	X	V.P. Planning		
X	V.P. Finance & IT				
X	V.P. Capital Programs				

<b>SUMMARY INFORMATION</b>	
<b>Vendor Name</b> TBD	<b>Contract Number</b> 27044
<b>Description</b> Request to use the RFP Process- Customer Service Initiatives PA/VIS Head End System and SCU Purchase/Installation	
<b>Total Amount</b> TBD	
<b>Contract Term (including Options, if any)</b> Five Years	
<b>Option(s) included in Total Amount?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<b>Renewal?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<b>Procurement Type</b> <input checked="" type="checkbox"/> Competitive <input type="checkbox"/> Non-competitive	
<b>Solicitation Type</b> <input checked="" type="checkbox"/> RFP <input type="checkbox"/> Bid <input type="checkbox"/> Other:	
<b>Funding Source</b> <input type="checkbox"/> Operating <input checked="" type="checkbox"/> Capital <input checked="" type="checkbox"/> Federal <input type="checkbox"/> Other:	

## Narrative

**I. Purpose:** To obtain MTA Board approval to use the RFP process to solicit and evaluate proposals from design/build teams qualified in designing and providing a public address and visual information system as a complete and integrated network in Grand Central Terminal (GCT) and system-wide throughout MNR's territory. The selected team will design, procure and install all necessary station control units and install the head end public address and visual information system. MNR will solicit and evaluate proposals from teams based upon their relevant technical ability, past performance, organizational resources, and cost.

**II. Background & Discussion:** MTA MNR intends to improve customer communications in GCT and at outlying passenger stations through the rollout of a number of Customer Service Initiatives (CSI). MNR has an immediate need to retain a design/build team to design, procure and configure a complete integrated network system for a Public Address/Visual Information System (PA/VIS) that will allow MNR to provide audio and visual announcements at GCT and at all 123 rail stations. The complete PA/VIS will combine an integrated, networked control system with a Visual Message Signage (VMS) system and the existing station PA. The PA/VIS local area networks will connect to MNR's network to enable system-wide connectivity at each designated station and facility. The PA/VIS includes all station control units, networking and other necessary equipment at all passenger stations and facilities needed to make a complete system. The PA/VIS will integrate with MNR's train tracking Real Time Train Database (RTTDS) system to provide real-time, automated train schedule information announcements. The design-build team will install the Head End PA and VIS. The outlying passenger stations and facilities PA and VIS will be installed by MNR or others.

The successful team will be selected based on an evaluation of relevant technical ability, past performance on similar projects, organizational resources, experience of team members, and overall cost.

**III. Recommendation:** MNR requests the Board to adopt a resolution declaring that competitive bidding is impractical and/or inappropriate and that it is in the public interest to use the RFP process to hire a design/build team to design, procure and configure a complete integrated network system for MNR's CSI, including the procurement of all necessary station control units and installation of head end public address and visual information systems.

**III D/M/WBE INFORMATION:**  
TBD

# Staff Summary

## **IV. IMPACT ON FUNDING:**

Funding for this contract is included in the 2015-2019 MNR Capital Program.

## **V. ALTERNATIVES:**

MNR does not have the available in-house design or construction ability to complete the scope of the specified work.



**OCTOBER 2015**

**METRO-NORTH RAILROAD**

**LIST OF RATIFICATIONS FOR BOARD APPROVAL**

**Schedules Requiring Majority Vote:**

**K. Ratification of Completed Procurement Actions**

(Staff Summaries required for unusually large or complex items which otherwise would require Board approval)

**1. H.O. Penn Machinery Company Inc. \$93,565 (not-to-exceed)  
Repair and Return of two C15 HEP Caterpillar Engines for BL20 Locomotive**

Non-competitive procurement to repair C15 Head End Power Assembly (HEP) Caterpillar Engines for two of MNR's Brookville-manufactured BL20 Locomotives. This emergency repair of Locomotives 110 and 113 was necessitated by a cracked head and gasket failure. The absence of these locomotives in service significantly affects MNR's ability to support service needs along with MNR's ongoing track work. H.O. Penn Machinery is an authorized distributor for Caterpillar (Cat), which is the Original Equipment Manufacturer (OEM) and is authorized and qualified to perform the repair of C15 Cat engines.

There are no known previous C15 Cat engine repair orders for comparison purposes. This repair cost is economically advantageous as the equipment has not reached its useful life versus the alternative, which is the replacement of this unit with a new engine. It is therefore deemed fair and reasonable. This procurement is to be funded by the MNR Operating Budget.

**LONG ISLAND RAIL ROAD**

**PROCUREMENTS**

**FOR**

**BOARD ACTION**

**October 28, 2015**

# Staff Summary



Subject : Request for Authorization to Award Various Procurements						Date October 28, 2015			
Department Procurement & Logistics									
Department Head Name Dennis L. Mahon, Chief Procurement & Logistics Officer									
Department Head Signature 									
<b>Board Action</b>						<b>Internal Approvals</b>			
Order	To	Date	Approval	Info	Other	Order	Approval	Order	Approval
1	LI Committee	10.26.15	X			1	President <i>PHN 10/13/15</i>		
2	MTA Board	10.28.15	X			2	Exec VP <i>aec</i>		

**PURPOSE:**

To obtain approval of the Board to award various contracts and purchase orders, and to inform the Long Island Rail Road Committee of these procurement actions.

**DISCUSSION:**

**LIRR proposes to award Non-Competitive Procurements in the following categories:**

	<u># of Actions</u>	<u>\$ Amount</u>
<u>Schedules Requiring Two-Thirds Vote</u>		
Schedule A: Non-Competitive Purchases and Public Works Contracts	2	\$4,275,000
<b>SUBTOTAL:</b>	2	\$4,275,000
 <u>Schedules Requiring Majority Vote</u>		
Schedule G: Miscellaneous Service Contracts	1	\$387,625
<b>SUBTOTAL:</b>	1	\$387,625
 <b>LIRR proposes to award Competitive Procurements in the following categories:</b>		
Schedule F: Personal Service Contracts	1	\$860,291
<b>SUBTOTAL:</b>	1	\$860,291
 <b>LIRR proposes to award Ratifications in the following categories:</b>		
	<u># of Actions</u>	<u>\$ Amount</u>
	None	
<b><u>TOTAL:</u></b>	<b><u>4</u></b>	<b><u>\$5,522,916</u></b>

**BUDGET IMPACT:**

The purchases/contracts will result in obligating LIRR operating and capital funds in the amounts listed. Funds are available in the current operating budget for this purpose.

**RECOMMENDATION:**

That the purchases/contracts be approved as proposed. (Items are included in the resolution of approval at the beginning of the Procurement Section.)

## METROPOLITAN TRANSPORTATION AUTHORITY

WHEREAS, in accordance with Section 1265-a and Section 1209 of the Public Authorities law and the All Agency Procurement Guidelines, the Board authorizes the award of certain non-competitive purchase and public work contracts, and the solicitation and award of request for proposals in regard to purchase and public work contracts; and

WHEREAS, in accordance with the All Agency Procurement Guidelines, the Board authorizes the award of certain non-competitive miscellaneous procurement contracts, and certain change orders to procurement, public work, and miscellaneous procurement contracts; and

WHEREAS, in accordance with Section 2879 of the Public Authorities Law and the All Agency Guidelines for Procurement of Services, the Board authorizes the award of certain service contracts and certain change orders to service contracts.

NOW, the Board resolves as follows:

1. As to each purchase and public work contract set forth in the annexed Schedule A, the Board declares competitive bidding to be impractical or inappropriate for the reasons specified therein and authorizes the execution of each such contract.
2. As to each request for proposals (for purchase and public work contracts) set forth in Schedule B for which it is deemed in the public interest to obtain authorization to solicit competitive proposals through a publicly advertised RFP for the reasons specified therein the Board declares it to be impractical or inappropriate to utilize a procurement process inviting sealed bids with award to the lowest responsive/responsible bidder.
3. As to each request for proposals (for purchase and public work contracts) set forth in Schedule C for which a recommendation is made to award the contract, the Board authorizes the execution of said contract.
4. The Board ratifies each action taken set forth in Schedule D for which ratification is requested.
5. The Board authorizes the execution of each of the following for which Board authorization is required: i) the miscellaneous procurement contracts set forth in Schedule E; ii) the personal service contracts set forth in Schedule F; iii) the miscellaneous service contracts set forth in Schedule G; iv) the modifications to personal/miscellaneous service contracts set forth in Schedule H; v) the contract modifications to purchase and public work contracts set forth in Schedule I; and vi) the modifications to miscellaneous procurement contracts set forth in Schedule J.
6. The Board ratifies each action taken set forth in Schedule K for which ratification is requested.



**OCTOBER 2015**

**MTA LONG ISLAND RAIL ROAD**

**LIST OF NON-COMPETITIVE PROCUREMENTS FOR BOARD APPROVAL**

*Procurements Requiring Two-Thirds Vote*

**Schedule A: Non-Competitive Purchase and Public Works Contracts**

(Staff Summaries required for all items greater than: \$100K Sole Source; \$250K Other Non-Competitive)

- |           |                             |                      |                                      |
|-----------|-----------------------------|----------------------|--------------------------------------|
| <b>1.</b> | <b>Nordco, Inc.</b>         | <b>\$775,000</b>     | <i><u>Staff Summary Attached</u></i> |
|           | <b>Sole Source</b>          | <b>Not-to-Exceed</b> |                                      |
|           | <b>Contract No. IT09269</b> |                      |                                      |

Long Island Rail Road, on behalf of itself and Metro-North Railroad (“the Railroads”), requests MTA Board approval to award contracts for a 36-month period to Nordco Inc. (Nordco) in a total non-to-exceed amount of \$775,000 (LIRR \$450,000/MNR \$325,000) for replacement parts required by the Railroads to operate and maintain various pieces of Nordco and Pyke track equipment.

- |           |                               |                      |                                      |
|-----------|-------------------------------|----------------------|--------------------------------------|
| <b>2.</b> | <b>Siemens Industry, Inc.</b> | <b>\$3,500,000</b>   | <i><u>Staff Summary Attached</u></i> |
|           | <b>Sole Source</b>            | <b>Not-to-Exceed</b> |                                      |
|           | <b>Contract No. TBD</b>       |                      |                                      |

Long Island Rail Road, on behalf of itself and Metro-North Railroad (MNR), requests MTA Board approval to award a Sole Source Omnibus contract to Siemens Industry Inc. (Siemens) in the aggregate amount not-to-exceed \$3.5M (\$1.5M – LIRR; \$2M – MNR) over a 36-month period to purchase the following: crossing gates, electronic module & various electronic components, signals, signal light lenses, circuit boards, relays, and other proprietary components for grade crossing systems manufactured by Siemens.

*Procurements Requiring Majority Vote*

**Schedule G: Miscellaneous Service Contracts**

(Staff Summaries required for all items greater than: \$100K Sole Source; \$250K Other Non-Competitive; \$1M RFP)

- |           |  |                      |                                      |
|-----------|--|----------------------|--------------------------------------|
| <b>3.</b> | <b>New York Industries of the Disabled</b> | <b>\$387,625</b>     | <i><u>Staff Summary Attached</u></i> |
|           | <b>Preferred Source</b>                    | <b>Not-to-Exceed</b> |                                      |
|           | <b>Contract No. TBD</b>                    |                      |                                      |

Long Island Rail Road requests MTA Board approval to award a New York State Preferred Source, four month term, Miscellaneous Service contract to the New York State Industries for the Disabled (NYSID) to perform Document Scanning and Indexing Services for LIRR’s Fleet Engineering Group in the not-to-exceed amount of \$387,625. This contract is in accordance with Section 162 of the New York State Finance Law.

# Staff Summary



Item Number: 1

<b>Vendor Name (&amp; Location)</b> Nordco, Inc. (Oak Creek, WI)
<b>Description</b> Replacement Parts for Various Maintenance Of Way Equipment
<b>Contract Term (including Options, if any)</b> 36 months
<b>Option(s) included in Total Amount?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<b>Procurement Type</b> <input type="checkbox"/> Competitive <input checked="" type="checkbox"/> Non-Competitive
<b>Solicitation Type</b> <input type="checkbox"/> RFP <input type="checkbox"/> Bid <input checked="" type="checkbox"/> Other: Sole Source

<b>Contact Number</b> IT09269	<b>Renewal?</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Total Amount:</b>	LIRR: \$ 450,000 MNR : <u>325,000</u> Not-to-Exceed \$ 775,000
<b>Funding Source</b> <input checked="" type="checkbox"/> Operating <input type="checkbox"/> Capital <input type="checkbox"/> Federal <input type="checkbox"/> Other:	
<b>Requesting Dept/Div &amp; Dept/Div Head Name:</b> Engineering – Chris Calvagna, Chief Engineer	
<b>Contract Manager :</b> Richard Barone	

## Discussion:

Long Island Rail Road, on behalf of itself and Metro-North Railroad (“the Railroads”), requests MTA Board approval to award contracts for a 36-month period to Nordco Inc. (“Nordco”) in a total non-to-exceed amount of \$775,000 (LIRR \$450,000/MNR \$325,000) for replacement parts required by the Railroads to operate and maintain various pieces of Nordco and Pyke track equipment.

On July 14, 1999 Nordco Inc. acquired Pyke Manufacturing (“Pyke”) and Pyke ceased to operate as a separate corporate entity. Nordco equipment utilized by the Railroads includes AF Rail Drills, Super Claws Hydra Spikers, Grabber Spike Pullers, Auto Lift Machines, Ride-On Adzer C Dual Spikers, M3-D Screw Lag Drivers and Screw Lag Pullers, Screw Ladders, Dual Lag Machines, De-ladders, Tie Remover/Inserters, Spike Pullers, Spike Drivers and TC831 Nordco Snow Fighter M7-A, SN 800527-12, 10/4/12 . In addition, Metro-North Railroad owns Pyke equipment including the HC1025 Tie Handlers and TC30000 Push Carts. The Railroads use the Nordco and Pike equipment to perform infrastructure maintenance along their respective right-of-way.

Nordco, who is the designer and Original Equipment Manufacturer, is the sole responsible source for these proprietary parts which possesses the tooling and manufacturing expertise to reliably supply these parts. LIRR advertised its intent to award a Sole Source Contract in the NYS Contract Reporter and in the New York Post, and no other vendor expressed an interest in competing for this requirement.

Prices for parts ordered through this procurement will be based on Nordco’s published parts price list in effect at the time an order is placed. Nordco offers most favored customer pricing for parts to all of its customers. A comparison of over 150 part prices from the January, 2012 price list with the current price list dated January, 2015, reflects a weighted average price decrease of 1.8%. The Producer Price Index (PPI) for Parts for Construction Machinery and Equipment sold separately increased by 2.26% over the same time period. Even though the spare parts market has experienced an increase, Nordco is able to provide a decrease in the overall parts prices through a constant resourcing of material, passing the savings on to their customers. Based on this price analysis, Nordco's pricing is determined to be fair and reasonable. Funding for these contracts is included in each Agency’s Operating budget.

# Staff Summary



Item Number: 2

<b>Vendor Name</b> Siemens Industry, Inc. – Louisville, KY
<b>Description</b> Various Signals, Crossing Gates and Electronic Components
<b>Contract Term (including Options, if any)</b> 3 Years
<b>Option(s) included in Total Amount?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<b>Procurement Type</b> <input type="checkbox"/> Competitive <input checked="" type="checkbox"/> Non-Competitive
<b>Solicitation Type</b> <input type="checkbox"/> RFP <input type="checkbox"/> Bid <input checked="" type="checkbox"/> Other: Sole Source

<b>Contract Number</b> TBD	<b>Renewal?</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Total Amount:</b>	\$3,500,000 (Not-to-Exceed) MNR = \$2,000,000(NTE); LIRR = \$1,500,000 (NTE).
<b>Funding Source</b> <input checked="" type="checkbox"/> Operating <input type="checkbox"/> Capital <input checked="" type="checkbox"/> Federal <input type="checkbox"/> Other:	
<b>Requesting Dept/Div &amp; Dept/Div Head Name:</b> Engineering – Christopher Calvagna, Chief Engineer LIRR/East Side Access/Special Projects – Lori Katzman, VP	
<b>Contract Manager:</b> Richard Barone	

## Discussion:

Long Island Rail Road, on behalf of itself and Metro-North Railroad (MNR) requests MTA Board approval to award a Sole Source Omnibus contract to Siemens Industry Inc. (Siemens) in the aggregate amount not-to-exceed \$3.5M (\$1.5M – LIRR; \$2M – MNR) over a 36-month period to purchase the following: crossing gates, electronic module & various electronic components, signals, signal light lenses, circuit boards, relays, and other proprietary components for grade crossing systems manufactured by Siemens.

Siemens is the designer and the Original Equipment Manufacturer (OEM) of various signals, relays, crossing gates and components installed and operated by LIRR and MNR (“the Agencies”). The Agencies will procure these items on an “as required” basis, in various quantities during the 36-month term of this contract to allow the Agencies to operate and maintain the numerous signal systems designed and manufactured by Siemens that are currently in operation along the Agencies’ rights of way.

Siemens holds proprietary rights for these essential safety-critical grade crossing systems. Since it possesses the proprietary software and manufacturing expertise, Siemens is the only source able to successfully supply the replacement parts for automatic grade crossing warning systems on behalf of the Agencies. These systems are safety critical and it is imperative that they operate reliably and as designed. LIRR advertised its intent to procure these items back in March 2015 and no suppliers, other than Siemens, responded.

As a result of negotiations, 57 high dollar/usage items will have firm fixed pricing for the term of the contract. Negotiations resulted in a cost savings of 6.93% for these firm fixed price items. Negotiations also provided the Agencies with a 7% discount off the Siemens price book in effect during the life of the contract for all other items. The negotiated prices submitted by Siemens were reviewed and compared to the Producer Price Index (PPI) for relays and industrial control manufacturing. Based on this review, prices are within the acceptable industry increase reported by the PPI. Additionally, Siemens has certified that the prices quoted to the Agencies are not greater than the prices they charge their most favored customers. Based on the above, the prices have been determined to be fair and reasonable. The agencies are committed to ensure that through the use of these joint procurements, Siemens is offering each Agency more beneficial prices than if each Agency were to procure the same items individually. There is no obligation for the Agencies to procure any minimum quantity of parts under these contracts. The parts identified above will be funded from the Agencies’ Operating or Federal/Capital Budgets as applicable.



## Schedule G: Miscellaneous Service Contracts

### Staff Summary



Item Number: 3

<b>Vendor Name (&amp; Location)</b> New York Industries of the Disabled (NYSID)
<b>Description</b> Document Scanning and Indexing Services
<b>Contract Term (including Options, if any)</b> December 1, 2015 – March 31, 2016
<b>Option(s) included in Total Amount?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<b>Procurement Type</b> <input type="checkbox"/> Competitive <input checked="" type="checkbox"/> Non-Competitive
<b>Solicitation Type</b> <input type="checkbox"/> RFP <input type="checkbox"/> Bid <input checked="" type="checkbox"/> Other: Preferred Source

<b>Contact Number</b> TBD	<b>Renewal?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<b>Total Amount:</b> \$387,625 NTE	
<b>Funding Source</b> <input checked="" type="checkbox"/> Operating <input type="checkbox"/> Capital <input type="checkbox"/> Federal <input type="checkbox"/> Other:	
<b>Requesting Dept/Div &amp; Dept/Div Head Name:</b> LIRR Fleet Engineering	
<b>Contract Manager :</b> Joe Casali	

#### Discussion:

Long Island Rail Road requests MTA Board approval to award a New York State Preferred Source, four month term, Miscellaneous Service contract to the New York State Industries for the Disabled (NYSID) to perform Document Scanning and Indexing Services for LIRR's Fleet Engineering Group in the not-to-exceed amount of \$387,625. This contract is in accordance with Section 162 of the New York State Finance Law.

To advance special social and economic goals, the NYS Finance Law requires that all State agencies, political subdivisions and public benefit corporations obtain commodities and services from "preferred sources" when such commodities and services are on the List of Preferred Source Offerings and when they meet the required form, function and utility. The service requirements must be defined in terms of the minimum essential requirements and every reasonable effort must be made to obtain services through the Preferred Source. The acquisition of document imaging and scanning services is one of the services listed and it is therefore exempted from statutory competitive procurement requirements. The NYS Commissioner of General Services is responsible for reviewing and approving the prices of all services provided by Preferred Sources. In approving the prices, the NYS Office of General Services ensures that prices do not exceed 15% of the prevailing market prices among responsive and responsible offerors for the same or equivalent services.

The LIRR Fleet Engineering group requires that approximately 1.2 million existing engineering documents, reports, drawings and records be scanned into a searchable, retrievable Adobe PDF format, or other suitable agreed upon electronic media. The utilization of the scanned documents provides an opportunity to safeguard critical documents and increases the effectiveness in retrieving, routing, processing and archiving all Engineering records, drawings, and documents. All document preparation, scanning, indexing and filing operations will take place at the LIRR Hillside Facility, in a location provided by Engineering.

The total project cost is \$387,625. A fixed price schedule has been negotiated which includes \$0.275 per image for standard sized documents and \$5.20 for large format documents. All pricing is deemed within 15% of the prevailing market prices as required by the Preferred Source Law and will remain firm and fixed for the entire four month period. Services are expected to begin in December 2015. Funding for this Contract is included in the LIRR's Operating Budget.

**OCTOBER 2015**

**MTA LONG ISLAND RAIL ROAD**

**LIST OF COMPETITIVE PROCUREMENTS FOR BOARD APPROVAL**

**Procurements Requiring Majority Vote**

**Schedule F: Personal Service Contracts**

(Staff Summaries required for all items greater than: \$100K Sole Source; \$250K Other Non-Competitive; \$1M Competitive)

- |           |   |                         |
|-----------|---|-------------------------|
| <b>4.</b> | <b>Services for the UnderServed</b>           | <b>\$860,291</b>        |
|           | <b>Three Year Contract, w/Two Year Option</b> | <b>Firm Fixed Price</b> |
|           | <b>Contract No. TBD</b>                       |                         |

Pursuant to competitive negotiations, the LIRR requests MTA Board Approval to award a Personal Service contract to Services for the UnderServed (SUS), in the amount of \$512,498 for the Base Term, and \$347,793 for the Option Term; for a combined total of \$860,291. Under the contract, SUS will provide Homeless Outreach Services at LIRR Stations throughout Nassau & Suffolk Counties. This contract provides for outreach services to the homeless population who often occupy various LIRR Stations/Terminals, seeking shelter and food. The presence of the homeless at LIRR Stations is a growing concern for LIRR Customers and Staff, and sometimes presents law enforcement issues. SUS' Outreach Team, comprised of a Licensed Social Worker and Outreach Specialist, will conduct scheduled visits to the affected locations, and help identify temporary shelter, permanent housing and/or mental health services to the homeless, as appropriate and necessary. The SUS' Program Manager will monitor and submit progress reports to the LIRR's Project Manager on a regular basis. This solicitation was advertised on the MTA Website on January 20, 2015, in the NYS Contract Reporter beginning January 21, 2015, and in the New York Post on January 22, 2015; and also sent to twelve Not-For-Profit Organizations participating under the Long Island Coalition for the Homeless. Six respondents to the advertisement requested the RFP, of which five submitted Proposals; all of them Agencies from the L.I. Coalition. The LIRR Price Schedule was based on annual salaries for each member of the Contractor's Outreach Team and its Program Director, and the Contractor's expenses for transportation, telecommunications, and misc. equipment & supplies, over a five-year period. After Technical and Cost Evaluations, the Committee Members selected SUS based on their qualifications and their ability to service both Nassau & Suffolk Counties; other Proposers within a comparable price-range would only be able to service either County. At the time of Oral Presentations, SUS' proposed price was \$959,557. The LIRR requested their Best & Final Offer, which reduced their price by 5.6%, to a revised total of \$907,221. Upon subsequent negotiation by the Procurement & Logistics Department, SUS further reduced their price by an additional 5.4%, to the final total of \$860,291. Based on all evaluations and negotiations, the LIRR's Procurement & Logistics Department, and the Technical Evaluation and Executive Steering Committees, have deemed SUS's proposal to be fair and reasonable. This Contract will be funded by the LIRR's Operating Budget.



**LONG ISLAND RAIL ROAD COMMITTEE**

**MTA BOARD PROCUREMENT PACKAGE**

**OCTOBER 2015**

# Staff Summary



<b>Subject</b>		Request for Authorization to Award Procurements				<b>Date:</b> October 13, 2015			
<b>Department</b>		Law and Procurement				<b>Vendor Name</b> Michels Corporation			
<b>Department Head Name</b> Evan M. Eisland						<b>Contract Number</b> CM005			
<b>Department Head Signature</b> 						<b>Contract Manager Name</b>			
<b>Board Action</b>						<b>Internal Approvals</b>			
<b>Order</b>	<b>To</b>	<b>Date</b>	<b>Approval</b>	<b>Info</b>	<b>Other</b>		<b>Approval</b>		<b>Approval</b>
1	Long Island Rail Road Committee	10/26/15	X			4	AD for President	3	Executive Vice President and CFO
2	Board	10/28/15	X			2	JS for RS Vice President, Program Controls		Chief Procurement Officer

## PURPOSE

To obtain the approval of the Board to award a contract modification and to inform the Long Island Railroad Committee of this procurement action.

## DISCUSSION

MTA Capital Construction proposes to award a Ratification in the following category:

### Schedules Requiring Majority Vote:

Schedule K Ratification of Completed Procurement Actions

	# of Actions	\$ Amount
	1	\$ 2,525,000
TOTAL	1	\$ 2,525,000

### Budget Impact:

The approval of this modification will obligate funds in the amount listed. Funds are available in the current capital budget for this purpose.

### Recommendation:

That the modification be approved as proposed. (The item is included in the resolution of approval at the beginning of the Procurement Section.)

**MTA Capital Construction Company**

**BOARD RESOLUTION**

**WHEREAS**, in accordance with Section 1265-a and 1209 of the Public Authorities Law and the All Agency Procurement guidelines, the Board authorizes the award of certain non-competitive purchase and public works contracts, and the solicitation and award of request for proposals in regard to purchase and public work contracts; and

**WHEREAS**, in accordance with the All Agency Procurement Guidelines, the Board authorizes the award of certain non-competitive miscellaneous service and miscellaneous procurement contracts, certain change orders to purchase, public work, and miscellaneous service and miscellaneous procurement contracts;

**WHEREAS**, in accordance with Section 2879 of the Public Authorities Law and the All-Agency Guidelines for Procurement of Services, the Board authorizes the award of certain service contracts and certain change orders to service contracts.

NOW, the Board resolves as follows:

1. As to each purchase and public work contract set forth in annexed Schedule A, the Board declares competitive bidding to be impractical or inappropriate for the reasons specified therein and authorizes the execution of each such contract.
2. As to each request for proposals (for purchase and public work contracts) set forth in Schedule B for which authorization to solicit proposals is requested, for the reasons specified therein, the Board declares competitive bidding to be impractical or inappropriate, declares it is in the public interest to solicit competitive request for proposals and authorizes the solicitation of such proposals.
3. As to each request for proposals (for purchase and public work contracts set forth in Schedule C for which a recommendation is made to award the contract), the Board authorizes the execution of said contract.
4. As to each action set forth in Schedule D, the Board declares competitive bidding impractical or inappropriate for the reasons specified therein, and ratifies each action for which ratification is requested.
5. The Board authorizes the execution of each of the following for which Board authorization is required: i) the miscellaneous procurement contracts set forth in Schedule E; ii) the personal service contracts set forth in Schedule F; iii) the miscellaneous service contracts set forth in Schedule G; iv) the modifications to personal/miscellaneous service contracts set forth in Schedule H; v) the contract modifications to purchase and public work contracts set forth in Schedule I; vi) the modifications to miscellaneous procurement contracts set forth in Schedule J.
6. The Board ratifies each action taken set forth in Schedule K for which ratification is requested.
7. The Board authorizes the budget adjustments to estimated contracts set forth in Schedule L.

OCTOBER 2015

**LIST OF COMPETITIVE PROCUREMENTS FOR BOARD APPROVAL**

**Procurements Requiring Majority Vote:**

**Schedule K. Ratification of Completed Procurement Actions (Involving Schedule E-J)**  
**(Staff Summaries required for items requiring Board Approval)**

- |    |   |                     |                                      |
|----|---|---------------------|--------------------------------------|
| 1. | <b>Michels Corporation</b><br><b>Contract No. CM005</b><br><b>Modification No. 16</b> | <b>\$ 2,525,000</b> | <b><u>Staff Summary Attached</u></b> |
|----|---|---------------------|--------------------------------------|

In accordance with Article IX of the All-Agency Procurement Guidelines, MTACC is requesting Board approval of a contract modification for the construction of a trailer office complex on the express level of Madison Yard and alterations to the existing 52<sup>nd</sup> St. exit to establish a primary personnel access point for the East Side Access (“ESA”) Project.

## Schedule K: Ratification of Completed Procurement Actions

Item Number: 1

Page 1 of 2

<b>Vendor Name (&amp; Location)</b> Michels Corporation (Mount Vernon, NY)	
<b>Description</b> Manhattan South Structures	
<b>Contract Term (including Options, if any)</b>  880 Calendar Days	
<b>Option(s) included in Total Amount?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> N/A	
<b>Procurement Type</b> <input checked="" type="checkbox"/> Competitive <input type="checkbox"/> Non-competitive	
<b>Solicitation Type</b> <input type="checkbox"/> RFP <input type="checkbox"/> Bid <input checked="" type="checkbox"/> Other: Modification	
<b>Funding Source</b> <input type="checkbox"/> Operating <input checked="" type="checkbox"/> Capital <input checked="" type="checkbox"/> Federal <input type="checkbox"/> Other:	
<b>Requesting Dept/Div &amp; Dept/Div Head Name:</b> East Side Access/W. Goodrich, P.E., Executive Vice President and Sr. Program Executive	

Contract Number	AWO/Modification #
CM005	16
<b>Original Amount:</b>	
	\$ 200,602,743
<b>Prior Modifications:</b>	
	\$ 36,280,787
<b>Prior Budgetary Increases:</b>	
	\$ 0
<b>Current Amount:</b>	
	\$ 236,835,378
<b>This Request</b>	
	\$ 2,525,000
<b>% of This Request to Current Amount:</b>	
	1.1%
<b>% of Modifications (including This Request) to Original Amount:</b>	
	19.3%

**Discussion:**

The work under the CM005 Contract includes the fabrication and construction of the permanent structural concrete lining, interior structures, and fit-out for caverns and tunnels previously excavated by others. In accordance with Article IX of the All-Agency Procurement Guidelines, MTACC is requesting Board approval of a contract modification for the construction of a trailer office complex on the express level of Madison Yard and alterations to the existing 52<sup>nd</sup> St. exit to establish a primary personnel access point for the East Side Access ("ESA") Project.

The primary entrance used by construction personnel to access the ESA work sites in and around Madison Yard is currently located at 48<sup>th</sup> Street. Construction trailers located in Madison Yard at this location are used by ESA construction management inspection staff for Contracts CM005, CM006 and CM014B. This access point and the trailer complex need to be relocated so that the CM014B contractor can continue its fit out work for the new LIRR Concourse.

The ESA project management team, together with Metro North Railroad, have identified a new location at 52nd Street that can be used for personnel access and also house the trailer complex for the inspection staff for Contracts CM005, CM006, CM007 and CM014B. There is also room at this location for the CM005 Contractor to install their change house trailers for the Sandhog workers and for a security guard booth. Upon completion of the CM005 contract work, the CM005 change house trailers will be turned over to the contractor for Contract CM007 which is currently in procurement.

The work added by this modification includes the installation of fourteen new 20 foot long modular trailers, a security guard booth, power, lighting, domestic water service, fire alarm and sprinkler systems, HVAC systems and a sewage connection. In addition, existing stairs at 52<sup>nd</sup> Street will be removed and new temporary stair towers installed in order to comply with FDNY access/egress requirements. At the completion of the CM007 Contract, the trailer complex will be turned over to Metro North Railroad for its use.

The work of relocating the entrance and trailer complex from 48<sup>th</sup> Street to 52<sup>nd</sup> Street was originally planned to be part of Contract CM014B. It was removed prior to contract award because the project team believed that the CM006 Contractor would elect to place its workforce trailers at 52<sup>nd</sup> Street and, thus, absorb some of the cost. The CM006 contractor, however, opted to utilize another location for its workforce. ESA project management has determined that the CM005 Contractor, who is currently performing contract work installing their change house (trailers for the Sandhog workers) in the same vicinity, would therefore be in the best position to perform this work.

The Contractor submitted a proposal of \$4,067,787 and the MTA estimate was for \$2,721,065. Negotiations were held and the parties agreed to a cost of \$2,525,000 for this work which is deemed to be fair and reasonable. The Substantial and Final Completion Dates will remain the same.

In order to maintain the CM005 and CM014B schedules, the President approved Retroactive Memorandums on February 5<sup>th</sup> and April 17<sup>th</sup>, 2015 for a total not-to-exceed amount of \$500,000 for Contractor to furnish and deliver the trailers.





# Bridges and Tunnels

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## Procurements October 2015

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# Staff Summary

<b>Subject:</b>	Request for Authorization to Award Various Procurements
<b>Department:</b>	Procurement
<b>Department Head Name</b>	M. Margaret Terry <i>MMT</i>
<b>Department Head Signature</b>	
<b>Project Manager Name</b>	Various

<b>Date</b>	October 12, 2015
<b>Vendor Name</b>	
<b>Contract Number</b>	
<b>Contract Manager Name</b>	
<b>Table of Contents Ref #</b>	

Board Action					
Order	To	Date	Approval	Info	Other
1	President	10/12/15			
2	MTA B&T Committee	10/26/15			
3	MTA Board	10/28/15			

Internal Approvals			
Order	Approval	Order	Approval
<i>DS</i>	President		VP Operations
<i>MA-JF</i>	Executive Vice President		VP & Chief Engineer
<i>MMT</i>	SVP & General Counsel	<i>GM</i>	VP & Chief Procurement Officer
	VP Administration		

Internal Approvals (cont.)							
Order	Approval	Order	Approval	Order	Approval	Order	Approval
<i>AC</i>	Chief Financial Officer		Chief Technology Officer		Chief Health & Safety Officer		Chief EEO Officer
	Chief Security Officer		Chief Maintenance Officer		MTA Office of Civil Rights		

## PURPOSE:

To obtain approval of the Board to award various contracts and purchase orders, and to inform the MTA B&T Committee of these procurement actions.

## DISCUSSION:

MTA B&T proposes to award Non-Competitive procurements in the following categories: None.

MTA B&T proposes to award Competitive procurements in the following categories:

Schedules Requiring Majority Vote		# of Actions	\$ Amount
Schedule F	Personal Service Contracts	1	\$ 4.552M
Schedule I	Modifications to Purchase and Public Works Contracts	2	\$ 7.587M
SUBTOTAL		3	\$12.139M

MTA B&T presents the following procurement actions for Ratification: None.

TOTAL	3	\$12.139M
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## BUDGET IMPACT:

The purchases/contracts will result in obligating MTA B&T and Capital funds in the amount listed. Funds are available in the current MTA B&T operating/capital budgets for this purpose.

## RECOMMENDATION:

That the purchases/contracts be approved as proposed. (Items are included in the resolution of approval at the beginning of the Procurement Section.)

The legal name of MTA Bridges and Tunnels is Triborough Bridge and Tunnel Authority.

**MTA BRIDGES & TUNNELS**  
**TRIBOROUGH BRIDGE AND TUNNEL AUTHORITY**

**WHEREAS**, in accordance with §559 and §2879 of the Public Authorities Law and the All Agency Procurement Guidelines, the Board authorizes the award of certain non-competitive purchase and public work contracts, and the solicitation and award of request for proposals in regard to purchase and public work contracts; and

**WHEREAS**, in accordance with §2879 of the Public Authorities Law and the All Agency Procurement Guidelines, the Board authorizes the award of certain non-competitive miscellaneous procurement contracts, and certain changes orders to procurement, public work, and miscellaneous procurement contracts; and

**WHEREAS**, in accordance with § 2879 of the Public Authorities Law and the All Agency Guidelines for Procurement of Services, the Board authorizes the award of certain service contracts, and certain change orders to service contracts; and

**NOW**, the Board resolves as follows:

1. As to each purchase and public work contract set forth in annexed Schedule A, the Board declares competitive bidding to be impractical or inappropriate for the reasons specified therein and authorizes the execution of each such contract.
2. As to each request for proposals (for purchase and public work contracts) set forth in Schedule B for which authorization to solicit proposals is requested, for the reasons specified therein, the Board declares competitive bidding to be impractical or inappropriate, declares it is in the public interest to solicit competitive request for proposals and authorizes the solicitation of such proposals.
3. As to each request for proposals (for purchase and public work contracts) set forth in Schedule C for which a recommendation is made to award the contract, the Board authorizes the execution of said contract.
4. The Board ratifies each action set forth in Schedule D for which ratification is requested.
5. The Board authorizes the execution of each of the following for which Board authorization is required: i) the miscellaneous procurement contracts set forth in Schedule E; ii) the personal service contracts set forth in Schedule F; iii) the miscellaneous service contracts set forth in Schedule G; iv) the modifications to personal/miscellaneous service contracts set forth in Schedule H; the contract modifications to purchase and public work contracts set forth in Schedule I; and vi) the modifications to miscellaneous procurement contracts set forth in Schedule J.
6. The Board ratifies each action taken set forth in Schedule K for which ratification is requested.
7. The Board authorizes the budget adjustments to estimated contracts set forth in Schedule L.

**LIST OF COMPETITIVE PROCUREMENTS FOR BOARD APPROVAL**  
**OCTOBER 2015**

**MTA BRIDGES & TUNNELS**

**Procurements Requiring Majority Vote:**

**F: Personal Service Contracts**

(Staff Summaries required for items greater than: \$100K Sole Source; \$250K Other Non-Competitive; \$1M Competitive)

1. **LiRo Engineers, Inc.** **\$4,552,375.00** **Staff Summary Attached**  
**Contract No. PSC-15-2967**  
3 yr. 3 mo. contract - Competitive RFP - 4 Proposals  
Provide Construction Administration and Inspection Services for Project TN-60, Dehumidification System for the main cable splays and elimination of water infiltration into the anchorages at the Throgs Neck Bridge.

**I: Modifications to Purchase & Public Works Contracts**

(Approvals/Staff Summaries required for individual change orders greater than \$750K. Approvals without Staff Summaries required for change orders greater than 15% of previous approved amount which are also at least \$250K)

2. **Tutor Perini Corp.** **\$5,836,903.15** **Staff Summary Attached**  
**Contract No. VN-80B**  
Perform additional work in connection with the replacement of the upper level roadway deck suspension span at the Verrazano-Narrows Bridge.
3. **American Bridge Company** **\$1,750,000.00** **Staff Summary Attached**  
**Contract No. C52077/Task 39**  
Perform additional work associated with the dry fire standpipe (DFSP) at the Robert F. Kennedy Bridge (RFK).

# Staff Summary

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Item Number 1 (Final)					
Dept & Dept Head Name: Joe Keane, P.E. <i>Joe Keane</i>					
Division & Division Head Name: Aris Stathopoulos, P.E. <i>Aris Stathopoulos</i>					
Board Reviews					
Order	To	Date	Approval	Info	Other
1	President	10/6/15			
2	MTA B&T Committee	10/26/15			
3	MTA Board	10/28/15			
Internal Approvals					
Order	Approval	Order	Approval		
1	Chief Financial Officer <i>[Signature]</i>	4	Chief of Staff <i>[Signature]</i>		
2	General Counsel <i>[Signature]</i>	5	Executive Vice President <i>[Signature]</i>		
3	Chief Procurement Officer <i>[Signature]</i>	6	President <i>[Signature]</i>		

SUMMARY INFORMATION	
Vendor Name LiRo Engineers, Inc.	Contract Number PSC-15-2967
Description: Construction Administration and Inspection Services Project TN-60, Dehumidification System for the Main Cable Splays and Elimination of Water Infiltration into the Anchorages at the Throgs Neck Bridge (TNB)	
Total Amount \$4,552,375	
Contract Term (Including Options, if any) Three (3) years, three (3) months	
Option(s) included in Total Amount? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Renewal? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Procurement Type <input checked="" type="checkbox"/> Competitive <input type="checkbox"/> Non-competitive	
Solicitation Type <input checked="" type="checkbox"/> RFP <input type="checkbox"/> Bid <input type="checkbox"/> Other:	
Funding Source <input checked="" type="checkbox"/> Operating <input checked="" type="checkbox"/> Capital <input type="checkbox"/> Federal <input type="checkbox"/> Other:	

## Narrative

### I. PURPOSE/RECOMMENDATION

B&T is seeking Board approval under the All Agency Guidelines for Procurement of Services to award a personal service contract for Construction Administration and Inspection Services for Project TN-60, Dehumidification System for the Main Cable Splays and Elimination of Water Infiltration into the Anchorages at the Throgs Neck Bridge (TNB) to LiRo Engineers, Inc. (LiRo) located at Three Aerial Way, Syosset, NY 11791 in the negotiated amount of \$4,552,375 for a duration of three (3) years, three (3) months.

### II. DISCUSSION

B&T requires the services of a consulting engineering firm to provide the construction administration and inspection services necessary to assist B&T's Engineering and Construction Department in the oversight of the construction work required under Project TN-60, Dehumidification System for the Main Cable Splays and Elimination of Water Infiltration into the Anchorages at the TNB. The services to be provided include: i) pre-construction; (ii) construction administration and inspection and (iii) project closeout.

The service requirements were publicly advertised; seven (7) firms submitted qualification information. Four firms, Ammann & Whitney Consulting Engineers, PC (A&W), B&H Engineering, PC (B&H), Hardesty and Hanover Construction Services, LLC (H&H) and LiRo were selected to receive the RFP based on a review of their qualifications. All four (4) firms submitted proposals. The proposals were evaluated against established criteria set forth in the RFP, including an understanding of the technical requirements and expertise, proposed personnel, oral

10/28/15



# Staff Summary

Page 2 of 2

presentations and cost. The consensus recommendation of the Selection Committee was that B&T should enter into negotiations with LiRo. The recommendation stressed LiRo's thorough understanding of the Scope of Work as evidenced by their identification of the critical coordination required between the mechanical and controls work; the complexities of cleaning and painting the suspender ropes and the coordination of multiple trades. LiRo proposed a project team with demonstrated strong experience and success in managing projects with similar mechanical and painting scopes.

LiRo submitted a cost proposal in the amount of \$5,166,601. The Engineer's estimate is \$4,696,264. Negotiations resulted in B&T and LiRo agreeing to the negotiated amount totaling \$4,552,375, which is 3.06% below the Engineer's estimate and is fair and reasonable. LiRo's proposal is deemed most advantageous to B&T. LiRo is considered a responsible consultant.

## **III. D/M/WBE INFORMATION**

The MTA Department of Diversity and Civil Rights has established goals of 10% MBE and 10% WBE for the referenced contract. The Contract will not be awarded without approval of MTA DDCR. LiRo has achieved their M/WBE goals on previous MTA contracts.

## **IV. IMPACT ON FUNDING**

Funding is available in the 2015 – 2019 Capital Program under Project TN-60 (\$2,952,843), Project TN-60 Capital Painting (\$1,199,664) and the Operating Budget under Project TNM-388 Major Maintenance Painting (\$399,868).

## **V. ALTERNATIVES**

There are no recommended alternatives. B&T does not possess the resources required to perform these services.

{rev. 3/22/07}

## Schedule I: Modifications to Purchase and Public Works Contracts

### Item Number: 2 (Final)

<b>Vendor Name (&amp; Location)</b> Tutor Perini Corp.		<b>Contract Number</b> VN-80B	<b>AWO/Modification #</b>
<b>Contract Title:</b> Replacement of the Upper Level Roadway Deck Suspension Span at the Verrazano-Narrows Bridge			
<b>Contract Term (including Options, if any)</b> November 29, 2012 – November 28, 2017			
<b>Option(s) included in Total Amount?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
<b>Procurement Type</b> <input checked="" type="checkbox"/> Competitive <input type="checkbox"/> Non-competitive		<b>Original Amount:</b> \$235,728,000.00	
<b>Solicitation Type</b> <input type="checkbox"/> RFP <input checked="" type="checkbox"/> Bid <input type="checkbox"/> Other:		<b>Prior Modifications:</b> \$1,690,341.47	
<b>Funding Source</b> <input type="checkbox"/> Operating <input checked="" type="checkbox"/> Capital <input type="checkbox"/> Federal <input type="checkbox"/> Other:		<b>Prior Budgetary Increases:</b> N/A	
<b>Requesting Dept/Div &amp; Dept/Div Head Name:</b> Engineering & Construction, Joe Keane, P.E.		<b>Current Amount:</b> \$237,418,341.47	
		<b>This Request:</b> \$5,836,903.15	
		<b>% of This Request to Current Amount:</b> 2.5%	
		<b>% of Modifications (including This Request) to Original Amount:</b> 3.2%	

### Discussion:

B&T is seeking the Board's approval under the All-Agency Procurement Guidelines to modify this contract with Tutor Perini Corp. (TPC) for additional work for replacement of: (i) Finger Joint Assemblies and Finger Plate Support Beams located on the Main Span of each Tower; (ii) Finger Joint Assemblies located on the Side Span side of each Tower and (iii) Cantilevered Stringer Brackets at the Side Span of each Tower in a negotiated net amount totaling \$5,836,903.15.

The Contract as awarded included complete refurbishing and reinstallation of the Finger Joints at each Anchorage and at the Main Span and Side Span sides of each Tower. In addition it included the fabrication and installation of new Finger Joint assemblies as needed to accommodate the new wider upper level roadway.

During construction, after removal of the existing heavy mastic protective coating from the existing finger joints, it was determined that several major finger joint components exhibited significant unexpected corrosion, deterioration and deformation. As a result it was therefore no longer prudent or cost effective to rehabilitate and reinstall these items as originally planned, and their replacement is now required. The items to be replaced are: Main Span Finger Joints and Finger Plate support beams at each tower; Side Span Finger Joints at each tower; and Cantilevered Stringer Brackets at the Side Span of each tower. The Finger Joints at the Anchorages can be refurbished and reinstalled as planned.

TPC proposed a net amount of \$6,157,422.84 for this work (after the credit for reduction of the original contract items for refurbishing the finger joints, support beam repair/replacement no longer required was taken). The Engineer's estimates totaled \$6,654,092.08. Negotiations were conducted and the parties agreed to a net amount of \$5,836,903.15, which is 12.3% below the total estimate and is fair and reasonable. In order not to impact the critical schedule and order the required steel TPC was verbally authorized to: (i) proceed with repairs to the deteriorated perch beams on the Finger Joint units and (ii) order the steel required to fabricate the new finger joints in an amount totaling \$526,756.

Funding for this amendment is available in the 2010-2014 Capital Program under Project D602VN80 Construction, Phase II Deck.

## Schedule I: Modifications to Purchase and Public Works Contracts

Item Number: **3 (Final)**

<b>Vendor Name (&amp; Location)</b> American Bridge Company Coraopolis, Pennsylvania	<b>Contract Number</b> C52077/Task 39	<b>AWO/Modification #</b> 12
<b>Description</b> Miscellaneous Structural Improvements at the Triborough Bridge	<b>Original Amount:</b> \$42,859,750.00	
<b>Contract Term (including Options, if any)</b> January 8, 2009 - June 30, 2016	<b>Prior Modifications:</b> \$9,077,961.92	
<b>Option(s) included in Total Amount?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>Prior Budgetary Increases:</b> \$0.00	
<b>Procurement Type</b> <input checked="" type="checkbox"/> Competitive <input type="checkbox"/> Non-competitive	<b>Current Amount:</b> \$51,937,711.92	
<b>Solicitation Type</b> <input type="checkbox"/> RFP <input checked="" type="checkbox"/> Bid <input type="checkbox"/> Other:	<b>This Request:</b> \$1,750,000.00	
<b>Funding Source</b> <input type="checkbox"/> Operating <input checked="" type="checkbox"/> Capital <input type="checkbox"/> Federal <input type="checkbox"/> Other: Sandy	<b>% of This Request to Current Amount:</b> 3.4%	
<b>Requesting Dept/Div &amp; Dept/Div Head Name:</b> Engineering & Construction, Joe Keane, P.E.	<b>% of Modifications (including This Request) to Original Amount:</b> 25.3%	

### Discussion:

B&T is seeking the Board's approval under the All-Agency Procurement Guidelines to modify Contract C52077/Task 39 with American Bridge Company (ABC) for additional work associated with the dry fire standpipe (DFSP) at the Robert F. Kennedy Bridge (RFK) in the negotiated amount of \$1,750,000.


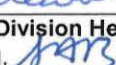

On January 8, 2009 Task 39 was awarded to ABC to perform miscellaneous structural improvements at the RFK Bridge. These improvements included installation of a new DFSP and testing of the newly installed system to ensure it meets New York City Fire Department (FDNY) requirements. The preliminary system test determined that many of the components were improperly supported or did not meet the standards of the FDNY and that a significant reconstruction of the DFSP system was required. In order to address all of these deficiencies, the Designer redesigned specific system components and ABC performed a substantial reconstruction of the entire system in 2014. However, upon completion of these repairs, during a second preliminary system test the FDNY test pressure requirements were not met.

Under this Amendment, ABC will repair the system per new specifications. ABC proposed to complete these repairs for \$2,002,510.60; and the negotiated amount of \$1,750,000 is 7.6% above the Engineer's estimate and is fair and reasonable because it reflects costs for repair work requiring a winter shutdown. The Authority is pursuing an errors and omissions claim with the Designer and it is anticipated that the \$1,750,000 associated with this rework will be recovered from the Designer. Designer acknowledges responsibility and that the Authority will be seeking reimbursement for the required re-work. Verbal authorization was given in the amount of \$406,000 to allow ABC to produce shop drawings, purchase materials and begin repair work expeditiously. This will enable ABC to avoid coordination issues with upcoming work at the Facility.



# Staff Summary

Page 1 of 2

<b>Subject</b> 2015-2019 Capital Program	<b>Date</b> October 28, 2015
<b>Department</b> Administration	<b>Vendor Name</b>
<b>Department Head Name</b> Craig Stewart	<b>Contract Number</b>
<b>Department Head Signature</b> 	<b>Contract Manager Name</b>
<b>Project Manager/Division Head</b> Stephen Berrang,  Stephanie DeLisle, 	<b>Table of Contents Ref #</b>

Board Action					
Order	To	Date	Approval	Info	Other
1	Board	10/28			

Internal Approvals			
Order	Approval	Order	Approval
4	Chairman/CEO 		
3	Chief of Staff 		
2	Chief Financial Officer 		
1	Legal 		

## Purpose:

To request MTA Board approval of the proposed \$29.0 billion MTA 2015-2019 Capital Program and to authorize the Chairman/CEO to submit the \$26.1 billion Capital Program Review Board (CPRB) portion of the Capital Program to the CPRB for its review and approval, in accordance with Public Authorities Law § 1269-b.

## Discussion:

The original \$32.0 billion MTA 2015-2019 Capital Program was approved by the MTA Board in September 2014 and subsequently submitted to the CPRB in October 2014. The Program was disapproved by the CPRB without prejudice in October 2014.

In preparation for its resubmission, the MTA and agency staff responded to Governor Cuomo's challenge to reduce the Program's cost by 6 to 8 percent. Staff have carefully reviewed the original Program with the goal of ensuring that all projects deliver customer benefits at the lowest possible cost. Cost reduction targets issued to the agencies have been met without compromising the scope of the originally submitted 2015-2019 Program. In select cases, projects were swapped in or out on a like for like basis to reflect an adjusted investment strategy and the timing of planned investments. As part of the process, the MTA Transportation Reinvention Commission's recommendations were considered to begin reengineering the MTA's way of doing business. MTA staff are pursuing savings by: exploring innovative project delivery methods such as design-build and public-private partnerships; greater use of component replacements; improvement of design standards and project specifications; becoming a better business partner with contractors; looking to change outdated work rules; better asset management through "Enterprise Asset Management"; building on the success of New York City Transit's FASTRACK program; and a continued focus on the MTA's Capital Program Management "Gates" process.

The refocused proposed 2015-2019 Capital Program continues to comprise vital investments that will renew, enhance, and expand the MTA network. Investments included in this proposed Program were derived from the 2015-2034 Twenty-Year Capital Needs Assessment. Funding the proposed 2015-2019 Capital Program is necessary to ensure that the regional mobility and construction and manufacturing jobs provided by the MTA will continue to be the economic engine of the New York metropolitan area and the rest of the State.

The refocused Capital Program includes the following three sections:

### CPRB Core Program: \$21.6 billion

Investments that renew and enhance the networks of New York City Transit, the Long Island Rail Road, Metro-North Railroad, and the MTA Bus Company. Highlights include:

- Replacing subway, bus, and commuter railroad fleets;
- Completing Positive Train Control for the two commuter railroads;

- Continuing the rollout of Communications Based Train Control signaling for the subway;
- Continuing investments promoting safety and reliability of critical systems, including track, signals, and power;
- Making state of good repair investments in commuter railroad line structures, including bridges and viaducts;
- Investing to support expanded Select Bus Service on key routes along the network;
- Continuing to invest in “contactless” fare payment technology;
- Continuing the development of real-time train information on the subway;
- Completing the rollout of Help Point intercoms to all subway stations;
- Completing the Long Island Rail Road Double Track project on the Ronkonkoma branch;
- Completing the Metro-North Railroad Harmon Shop Replacement.

#### CPRB Network Expansion Program: \$4.5 billion

Investments that expand the MTA network by continuing two ongoing “mega” projects and launching a third project:

- Completing the MTA’s fiscal commitment to East Side Access;
- Commencing Phase 2 of the Second Avenue Subway to extend the new line from 96<sup>th</sup> to 125<sup>th</sup> Streets;
- Expansion of Metro-North’s New Haven Line service into Penn Station, providing added system resiliency and constructing four new stations in the Bronx.

#### Bridges and Tunnels Program (non-CPRB): \$2.9 billion

Investments that renew and enhance the seven bridges and two tunnels of the Bridges and Tunnels network. This portion of the Program is not subject to CPRB review. Highlights include:

- Replacing the suspended span deck and rehabilitating the approach viaducts at the Throgs Neck Bridge;
- Replacing various approach decks and ramps at the Verrazano-Narrows Bridge;
- Reconstructing toll plazas at the Henry Hudson Bridge in support of Open Road Tolling;
- Constructing a new ramp connecting the Robert F. Kennedy Bridge with the northbound Harlem River Drive.

This proposed 2015-2019 Capital Program also reflects an ongoing commitment to improving Capital Program investment strategies and business practices, including:

- Continuing to build on the successes of the MTA’s Small Business Development Program;
- Updating design standards to be more resilient by incorporating lessons learned from Superstorm Sandy;
- Expanding component replacement programs that quickly target critical renewal needs;
- Improving investment planning and transparency, including: “Gates” reviews at key stages to make sure projects remain on track to deliver intended benefits at the lowest cost; Capital Program Dashboard reporting; and data-driven Enterprise Asset Management practices.

#### Impacts on Funding:

The 2015-2019 Capital Program includes several projected funding sources, including:

- State of New York Capital: \$8.3 billion;
- Federal formula, flexible, and miscellaneous: \$6.4 billion;
- City of New York Capital: \$2.5 billion;
- MTA bonds and PAYGO: \$7.7 billion, including \$0.2 billion in bond proceeds generated by savings due to low-interest federal RRIF loan;
- B&T bonds and PAYGO: \$2.9 billion;
- MTA local funds, including asset sales/leases, bonds and PAYGO capital attributable to debt service savings from the issuance of an anticipated new PMT credit: \$1.2 billion.

In combination, these sources amount to \$29.0 billion.

#### Alternatives:

Approving the proposed Capital Program is critical to enabling the MTA to renew, enhance, and expand its network to meet the mobility needs of the region. A reduced program would prohibit the MTA from keeping pace with state of good repair renewal needs, adversely impacting the MTA’s ability to continue delivering safe and reliable service. It would further compromise the MTA’s ability to make the MTA system more resilient, and to deliver enhancement and expansion projects that address the evolving needs of MTA customers and the region.

#### Recommendation:

That the MTA Board approves the revised \$29.0 billion 2015-2019 Capital Program and authorizes the Chairman/CEO to submit the \$26.1 billion CPRB portion of the 2015-2019 Capital Program to the CPRB for its review and approval.