

**HUDSON RIVER PARK TRUST
MINUTES
Of a
Meeting of the Directors
Held on
September 24th, 2009
Hudson River Park Trust
Pier 40 – Lobby
353 West Street
New York, New York 10014
4:00p.m.**

Directors Present:

Robert C. Lieber, Vice-Chair

Pam Frederick

Lawrence B. Goldberg

Franz Leichter

Henry J. Stern

Paul A. Ullman

Rachel Gordon, Representing NYS OPRHP Commissioner Carol Ash

Joshua Laird, Representing NYCDPR Commissioner Adrian Benepe

Susan Mattei, Representing NYSDEC Commissioner Grannis

For the Corporation:

Connie Fishman, President

Noreen Doyle, Executive Vice President

Laurie Silberfeld, General Counsel

Karen Jennings, Assistant Treasurer

Maryann Monte, Assistant Secretary

HRPT Staff:

Marc Boddewyn

David Katz

James Koth

Other Staff

Also Present:

Arthur Schwartz, Chair HRPT Advisory Council

The Public

The Press

With a quorum of Trust Directors present, Vice Chair Lieber called the September 24th, 2009 meeting of the Hudson River Park Trust to order.

The first order of business was the approval of the Minutes of the July 30th, 2009 Board of Directors meeting. Vice Chair Lieber asked if there were any comments or questions. There being none, he then asked for a motion to approve. Ms. Gordon moved and Mr. Goldberg seconded the motion. A vote was then taken and the following resolution was unanimously adopted:

HUDSON RIVER PARK TRUST - Approval of Minutes, and Ratification of the Actions Taken at the July 30th, 2009 Meeting of the Directors of Hudson River Park Trust

RESOLVED, that the Minutes of the Meeting of the Hudson River Park Trust Board of Directors held on July 30th, 2009 are hereby approved, all actions taken by the Directors present at such meeting, as set forth in the individual Minutes of such meeting, are hereby, in all respects, approved and ratified as actions of the Hudson River Park Trust, and copies of such approved Minutes are hereby ordered filed with the records of the Corporation.

Vice Chair Lieber then asked President Fishman to present the next item before the Board, authorization to contract with Valley Crest Landscape Development for Segment 3, Chambers to N. Moore Street for Landscape Material Construction.

President Fishman explained that Chambers to N. Moore Street and Pier 25 in Tribeca are currently under construction and scheduled for completion in the fall of 2010. The proposed Landscape Materials contract provides for the furnishing and installation of plant and sod materials for the upland park area, which will be coordinated with the construction that is currently underway. The landscaping is scheduled to be completed by the end of next spring. The contract was procured in the form of a lump sum bid for all work in accordance with our

procurement guidelines with total of six firms submitting bid proposals. Bids ranged from \$432,933.00 to \$916,000.00.

Trust staff, together with our Turner Construction evaluated the proposals and found Valley Crest Landscape Development to be the lowest qualified and responsive bidder for the proposed work. References for Valley Crest were found to be supportive as was their background check..

President Fishman requested authorization to contract with Valley Crest Landscape Development in an amount of \$432,933.00 plus a 10% contingency, for a total contract authorization of \$476,226.30 for furnishing and installing the Segment 3 – Chambers to N. Moore St. Landscape Materials Construction.

Vice Chair Lieber asked if there were any questions or comments.

Director Leichter of the Trust asked if it will be reimbursed from the LMDC grant.

President Fishman explained that no, but there possibility will be some money left over from the State Department of Transportation that was originally provided through Congressman Nadler for greenway improvements. That won't be known until after the completion of current contracts. If not from DOT then from NYC's funding.

Vice Chair Lieber asked if there were any additional questions or comments. There being none, he called for a motion. Ms. Gordon moved, and Mr. Laird seconded such motion. A vote was then taken and the following resolution was unanimously adopted:

HUDSON RIVER PARK TRUST -Authorization for Hudson River Park Trust to Contract with Valley Crest Landscape Development for Segment 3 – Chambers to N. Moore St. Landscape Materials Construction for an amount not to exceed \$476,226.30.

RESOLVED, based on the materials presented to this meeting, a copy of which is ordered filed with the records of the Corporation, the Directors hereby authorize the Hudson River Park Trust to contract with Valley Crest Landscape Development in an amount not to exceed \$476,226.30 for Chambers to N. Moore St. Landscape Materials Construction; and be it further

RESOLVED, that the President or her designee(s) be, and each of them is hereby authorized to take such actions as the President or his designee(s) may deem necessary or appropriate in order to implement the foregoing resolution.

Vice Chair Lieber asked President Fishman to please continue.

President Fishman advised that the next item before the Board was a request for proposed contract amendment with Aldona Fire Protection Inc.

In 2005, Aldona Fire Protection, Inc. was contracted by the Trust following a competitive procurement process in accordance with the Trust's Guidelines for fire alarm monitoring, inspection and repair services. The proposed contract amendment would allow for continued central station fire system monitoring services for Pier 40 and our other park buildings in the additional amount of \$45,000 through March 31, 2010, the end of the current fiscal year. At that time, Trust staff would seek approval for a new competitively bid contract for fire system monitoring as well as for related fire detection and suppression systems, maintenance and repair services for the following 3-5 year period to be initiated at the beginning of the 2011 fiscal year .

President Fishman requested the Directors to authorize the Trust to amend the contract with Aldona Fire Protection, Inc. in the additional amount of \$45,000 for a total contract authorization not to exceed \$203,758 through March 31, 2010.

Vice Chair Lieber asked if there were any questions or comments. There being none, he called for a motion. Ms. Gordon moved, and Mr. Laird seconded such motion. A vote was then and the following resolution was unanimously adopted:

HUDSON RIVER PARK TRUST -Authorization for Hudson River Park Trust to Amend the Contract for Fire Alarm Monitoring, Inspection and Repair Services at Pier 40 and other park buildings with Aldona Fire Protection, Inc. for an additional amount of \$45,000 for a total contract authorization not to exceed \$203,758.00 and to extend the term of such contract through March 31, 2010.

RESOLVED, based on the materials presented to this meeting, a copy of which is ordered filed with the records of the Corporation, the Directors hereby authorize the Hudson River Park Trust to amend the contract with Aldona Fire Protection, Inc. for Fire Alarm Monitoring, Inspection, and Repair Services for an additional \$45,000 for a total contract authorization not to exceed \$203,758.00; and be it further

RESOLVED, that the Directors authorize the Hudson River Park Trust to extend the term of said contract through March 31, 2010; and be it further

RESOLVED, that the President or her designee(s) be, and each of them is hereby authorized to take such actions as the President or her designee(s) may deem necessary or appropriate in order to implement the foregoing resolution.

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The Acting Chair asked President Fishman to present the President's report.

President Fishman said she would have a brief President's report, this summer's public programs, which have now ended, but resulted in record attendance at Trust events: more than 50,000 people came to the Trust's outdoor movies, dances, concerts, music performances, and sporting events. This was our biggest summer event season yet. It was also our Environmental Education's biggest year so far, with 5,000 students attending our classes at the Pier 84 classroom and elsewhere in the park; 4,000 summer campers; 3,750 participants in our Big City Fishing programs; and 431 volunteers helping clean up the Hudson River as part of our Clean

Sanctuary program. In addition, approximately 70 percent of the schools that visited Hudson River Park during the 2008/2009 academic year served primarily low income students.

While we don't have numbers for general visitation during this past summer, I can't tell you that the park seemed to be packed on any day when it wasn't raining. The park's popularity is a testament to both the pent-up demand for open space and the wonderful crew of Trust staff that operates and maintains it 365 days a year. So, I just wanted to tell them all how much we appreciate the good work they do. And ask them to stand up so they can take some well deserved credit.

Vice Chair Lieber thanked President Fishman and asked Mr. Arthur Schwartz to please give the Advisory Council Report. (Please see attached report). Mr. Schwartz' report focused on the Advisory Council's recent work on bicycle safety, water-related safety, and the Pier 40 working group. Mr. Schwarz stated that the Advisory Council was requesting that the Trust Directors ratify 3 new groups to add to the Advisory Council: FIERCE, a gay/lesbian/transgender youth advocacy group which works with young people in Greenwich Village and Chelsea and is active in working with local elected officials and the DOOR, which does outreach to the young people who congregate at Pier 45 and on Christopher St.. The second group recommended was the North River Historic Ship Society, another nonprofit promoting the reuse and rehabilitation of historic ships to locate in the park. The third group is the Metropolitan Waterfront Alliance, which is a coalition of groups concerned with developing parks and recreation space on the NYC waterfront. This group was spun off from the Municipal Arts Society and wants to participate on its own. Mr. Schwartz requested approval of the new groups on the Council. Director Stern asked about the meaning of the acronym FIERCE. Mr. Schwartz

said he did not know. Director Goldberg asked if the board was being asked to do anything on the groups now.

The Acting Chair explained that the Directors would not vote on this request, the item has to be part of the agenda that was distributed to the Board so that the Directors could consider this item in advance. Mr. Schwartz promised to find out for the December board meeting what FIERCE stands for for Director Stern.

There being no further business, Vice Chair Lieber requested a motion to adjourn. An unidentified member of the public asked if the board was taking questions and was informed that their question could be answered following the adjournment of the meeting. Ms. Gordon moved to adjourn; Ms. Goldberg seconded. All voted in favor and the meeting was adjourned at 4:17 p.m.

Respectfully submitted,

A handwritten signature in blue ink that reads "Maryann Monte". The signature is written in a cursive style with a horizontal line underneath.

Maryann Monte