

MINUTES
METROPOLITAN TRANSIT AUTHORITY
OF HARRIS COUNTY, TEXAS
BOARD OF DIRECTORS
REGULAR BOARD MEETING
NOVEMBER 18, 2010

MOTIONS: 2010 - 79 to 2010 - 83

RESOLUTIONS: 2010 - 85 to 2010 - 94

Presiding - Chairman of the Board, Gilbert A. Garcia, CFA (City of Houston)

Board Members Present:

Vice Chairman Allen D. Watson
(City of Houston)
Burt Ballanfant (Multi-Cities)
Honorable Dwight Jefferson
(City of Houston)
Trinidad Mendenhall Sosa (Harris County)
Carrin F. Patman (City of Houston)
Gary Stobb (Harris County)

Board Members Absent:

Christof Spieler (City of Houston)
C. Jim Stewart, III (Multi-Cities)

The Regular Board Meeting of the Metropolitan Transit Authority Board of Directors was called to order at 9:05 a.m. by Chairman Gilbert A. Garcia.

MOTION NO. 2010 - 79

Chairman Gilbert A. Garcia called for a Motion for approval of the Minutes of the Regular Board Meeting of October 21, 2010. Board Member Sosa moved for approval of the minutes. The Motion was seconded by Vice Chairman Watson. All Board Members present voted in favor.

Public Speakers:

1. Mr. Shawn Swoopes - No show.
2. Mr. Joseph Charles - Mr. Charles spoke regarding his request that his METROLift Paratransit Card be returned to him by the METRO Police Department.
3. Mr. Andrew Ryans - No show.

4. Mr. Mark Rodriguez - Mr. Rodriguez expressed his concerns about the METRO Rail expansion construction on Harrisburg and requested compensation for a fence that had to be relocated.
5. Mr. Mark Hogue - Mr. Hogue made some suggestions for the improvement of bus service on various routes and his desire for extended service to Lakewood Church.
6. Mr. Roger Boykins - Mr. Boykins suggested a route to serve from Bay Area Park & Ride to San Jacinto College.
7. Ms. Annie Wilson - Ms. Wilson spoke regarding an injury she received on a bus when the bus operator braked to avoid a car and METRO's handling of her claim.
8. Mr. Mark Smith - Mr. Smith expressed his concerns regarding METRO's current fare policy and the transfer window of two hours.
9. Ms. Mary Frances - No show.
10. Mr. Terrence O'Neill - No show.
11. Reverend Holmes - Reverend Holmes spoke regarding bus operator conduct and his reporting of several incidents on the bus to METRO police.
12. Mr. Trace Williams - No show.
13. Mr. Percy Gonzalez - Mr. Gonzalez spoke regarding the interruption to the businesses on Harrisburg due to the construction of the rail line.
14. Ms. Pamela Green – Ms. Green spoke regarding a request for bus service to serve the Brays Crossing Apartments located at 6311 Gulf Freeway.
15. Ms. Irma Stewart – Ms. Stewart spoke regarding the fare policy and expressed her desire for a monthly bus pass.

Following the Public Comment portion of the meeting, Chairman Garcia called upon Mr. Greanias for the President & CEO's Monthly Business Report.

Mr. Greanias reported on METRO's participation in an event sponsored by the U.S. Indoor Wheelchair Soccer Association and an award given to METRO by that organization for its support of the program. Mr. Greanias also reported on METRO's participation in the American Diabetes Association fundraising walk in which METRO employees participated in honor of the late, former Board Member Mrs. Carmen Orta. Mr. Greanias concluded by reporting that METRO had received a Gold Circle Award

from the Texas State Comptroller's Office for its efforts in making the New METRO a transparent agency.

Following the President & CEO's report, Chairman Garcia called for Committee reports.

Board Member Jefferson, Chair of the Finance and Audit Committee provided brief updates to the compliance items in response to the compliance report done by the law firm of Fulbright and Jaworski. He also gave a brief update of the sales tax report, debt report, construction expenditures report and the General Mobility funding and payment report. Board Member Jefferson also recommended two action items that were presented to his committee for approval by the Board - a contract for tax collection services and the payment of the premium for the METRO Rail expansion insurance policies.

Chairman Garcia then called for consideration of the Consent Agenda, containing Agenda Items 6, 7, 8, 9, 10, 11, 12 and 14. A Motion for passage of the Consent Agenda was made by Board Member Ballanfant and seconded by Board Member Mendenhall Sosa.

All Board Members present voted in favor of the passage of these items on the Consent Agenda. Board Member Jefferson was not present for the vote. The following items were passed on the Consent Agenda:

MOTION NO. 2010 - 80

RESOLUTION NO. 2010 - 85: Appointment of Alva Treviño, as Assistant Secretary to the Board of Directors.

RESOLUTION NO. 2010 - 86: A contract with MUNI Service, LLC for sales and tax revenue enhancements and consulting services.

RESOLUTION NO. 2010 - 87: Payment of the third annual premium for Builder's Risk Insurance for the METRO Rail Expansion Project in an amount not to exceed \$1,035,766.

RESOLUTION NO. 2010 - 88: A Request for Qualifications for the engagement of bond counsel and underwriters' services for the financing of capital projects.

RESOLUTION NO. 2010 - 89: A contract with First Transit, Inc. for on-site transit vehicle manufacturing inspection services for an amount not to exceed \$309,843.

RESOLUTION NO. 2010 - 90: Contracts for hardware and software maintenance support in an amount not-to-exceed \$4,500,000.

RESOLUTION NO. 2010 - 91: Contracts for off-the-shelf hardware and software through various cooperative purchasing agreements in an amount not to exceed of \$2,080,600.

RESOLUTION NO. 2010 - 92: A contract modification with Carter-Burgess for staff support for design, construction and program management for the conversion of the High Occupancy Vehicle Lanes to High Occupancy Vehicle Toll Lanes, adding \$500,000 to the contract and extending the period of performance to December 31, 2010.

Chairman Garcia then called for consideration of Item 13 on the Agenda. A Motion for the passage of this item was made by Board Member Ballanfant and was seconded by Board Member Mendenhall Sosa. All Board Members present voted in favor. Board Member Jefferson was not present for the vote.

MOTION NO. 2010 - 81

RESOLUTION NO. 2010 - 93: A contract with LTK Engineering Services for staff support for the re-procurement of the light rail vehicles for an amount not to exceed \$1,000,000.

Chairman Garcia then called for consideration of Item 15 on the agenda. A Motion for the passage of this item was made by Board Member Ballanfant and was seconded by Vice Chairman Watson. All Board Members present voted in favor. Board Member Jefferson was not present for the vote.

MOTION NO. 2010 - 82

RESOLUTION NO. 2010 - 94: METRO's revised station naming policy, guidelines and procedures.

At 10:18 a.m., Chairman Garcia convened the meeting into EXECUTIVE SESSION, pursuant to the Texas Government Code §551.071, §551.072, §551.074, and §551.0763 to consult with the Board's attorneys regarding pending or potential litigation, including Cause No. 2010-24578, Higgins v. Wilson, et al, legal matters in which the attorneys' duties are governed by the State Bar of Texas Code of Conduct; deliberations pursuant to the Act, to deliberate the purchase, lease, exchange or value of real property; personnel matters, security matters and devices, and legal issues regarding contract negotiations that may result in potential litigation.

The regular Board meeting re-convened into public session at 11:04 a.m.

MOTION NO. 2010 - 83

There being no other matters to come before the Board, Board Member Mendenhall Sosa moved to adjourn. Board Member Jefferson seconded the Motion. All Board Members present voted in favor.

The meeting adjourned at 11:06 a.m.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Alva I. Treviño". The signature is fluid and cursive, with a large initial "A" and a long horizontal stroke at the end.

Alva I. Treviño
Assistant Secretary