

MINUTES  
METROPOLITAN TRANSIT AUTHORITY  
OF HARRIS COUNTY, TEXAS  
BOARD OF DIRECTORS  
REGULAR BOARD MEETING  
NOVEMBER 30, 2011

MOTIONS: 2011-73 to 2011-78  
RESOLUTIONS: 2011-106 to 2011-113

Presiding - Chairman of the Board, Gilbert A. Garcia, CFA

Board Members Present:

Allen D. Watson, Vice Chairman  
(City of Houston)  
Burt Ballanfant (Multi-Cities)  
Honorable Dwight Jefferson  
(City of Houston)  
Carrin A. Patman (City of Houston)  
Gary Stobb (Harris County)  
Lisa Castañeda (Harris County)

Board Member 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 9:02 a.m. by Chairman Gilbert A. Garcia.

Chairman Garcia called for a Motion for approval of the minutes for the Regular Board Meeting of October 27, 2011. Vice Chairman Watson moved for the approval of the minutes. Board Member Ballanfant seconded the Motion. All Board Members present voted in favor.

MOTION No. 2011-73

Chairman Garcia next called on the members of the public who had signed up in advance of the meeting to make their comments.

Public Speakers:

Kirk Muller - Mr. Muller commented on the detour of Route 77 Liberty/Mesa. Mr. Muller requested consistency in the detour route through the Settegast neighborhood.

Minerva Hernandez - Ms. Hernandez expressed her appreciation for METRO's Business Assistance Program and requested that the program be continued to support those businesses affected by METRORail Expansion construction.

Sylvia Melendez - Ms. Melendez requested assistance from METRO's Business Assistance Program for losses she sustained as a result of construction activities along the rail line.

Mark Smith - Mr. Smith expressed his opposition to the rail construction and bus route eliminations.

Mark Hogue - Mr. Hogue suggested changes to Bus Route 49.

Chairman Garcia then called on George Greanias, President & CEO, for his report.

Mr. Greanias reported on the following matters:

- METRO received an award from Partner of the Year Award from the Greater Houston Procurement Forum for its outstanding efforts to increase small business participation in METRO's procurements.
- Mr. Greanias then presented a Meritorious Service Award to METRO Police Officers, John Zepeda and John Wagner for their recent life saving actions to aid a METRO customer on the rail platform. An award was also presented to the officers by representatives of The American Heart Association in recognition of the officers' life saving efforts.
- Greater Houston Partnership (GHP) - Mr. Greanias reported on the presentation he gave to the GHP on the "State of METRO."
- METRORail Light Rail Vehicle Procurement - Mr. Greanias reported that the light rail vehicle procurement had been completed, a new contract has been signed with CAF-USA for the delivery of the vehicles, and that a notice to proceed has been issued.
- METRO bus procurement - Mr. Greanias reported that 100 Orion Hybrid buses have been delivered.
- Public Hearings for Service Changes - Mr. Greanias reported that public meetings were scheduled to gain input from the public on service changes and that the public can also submit comments by phone, mail or email.
- Customer Advisory Committee - Mr. Greanias reported that the selection of members of the newly formed METRO Customer Advisory Committee was almost complete.
- METRO Business Assistance Fund - Mr. Greanias reported that changes and improvements have been made to the Business Assistance Fund Program to better serve the businesses affected by rail corridor construction activities.
- METRORail Expansion - Mr. Greanias reported that METRO had recently signed the Federal Full Funding Grant Agreement for \$900 million for the North and Southeast Rail Corridors.

Chairman Garcia commented on METRO acquiring the \$900 million in Federal Full Funding Grant money for the light rail expansion. He thanked President Obama, Secretary of Transportation, Ray LaHood, Houston Mayor Annise Parker and all the

members of Texas' congressional delegation for assisting in achieving this milestone. He also stated that this \$900 million will do a great deal for infrastructure improvements to improve mobility choices for the region. He then asked for the chairs of the committees for their committee reports.

Vice Chairman Allen Watson, Chair of the People Committee stated that he did not have anything to report.

Board Member Burt Ballanfant, Chair of the Capital Programs Committee, reported that his committee recommended a modification of the Houston Rapid Transit contract that was presented to the committee.

Board Member Dwight Jefferson, Chair of the Finance/Audit Committee, reported that the sales tax trends were 17% over last year's sales tax receipts.

Board Member Carrin Patman, Chair of the Government/Public Affairs Committee reported that the fiscal year 2012 Federal Appropriations Bill has brought in another \$189 million in New Starts Funds for the North and Southeast rail programs bringing the total of appropriated Federal funding to \$500 million for METRO's rail projects.

Chairman Garcia then called for consideration of the Consent Agenda Items Numbers 6, 7, 8, 9, 10, and 11. The Motion was made by Board Member Ballanfant and seconded by Vice Chairman Watson. All Board Members present voted in favor.

#### MOTION NO. 2011-74

By Motion, as reflected in these minutes, the Board approved the acceptance of the monthly committee reports, including the investment and financial reports and passed the following resolutions:

RESOLUTION NO. 2011-106: Approval of METRO's FY2012 Investment Policy

RESOLUTION NO. 2011-107: Revising the list of persons authorized to transfer and withdraw funds from banking institutions on METRO's behalf

RESOLUTION NO. 2011-108: Authorization for the President & CEO to execute an interlocal agreement with Houston Galveston Area Council for the METRO Bike and Ride Access and Implementation Plan through the Houston Galveston Area Council Sub-regional Planning Initiative

RESOLUTION NO. 2011-109: Authorization for the President & CEO to pay the Fourth Anniversary Premium Installment of the Builder's Risk Insurance for the METRORail Expansion Project

RESOLUTION NO. 2011-110: Authorization for the President & CEO to execute and deliver a one year option with Johnson Controls for maintenance and upkeep of METRO's Security and Surveillance Systems (METRONET) for an amount not to exceed \$1,678,196

MOTION NO. 2011-75

Chairman Garcia then called for consideration of the Agenda Item Number 12. The Motion was made by Board Member Jefferson and seconded by Board Member Ballanfant. All Board Members present voted in favor.

RESOLUTION NO. 2011-111: Authorization for the President & CEO to enter into a settlement agreement with Marsh USA, Inc. for amounts due for Broker Services

MOTION NO. 2011-76

Chairman Garcia then called for consideration of the Agenda Item Number 13. The Motion was made by Board Member Stobb and seconded by Board Member Jefferson. All Board Members present voted in favor.

RESOLUTION NO. 2011-112: Authorization for the President & CEO to create a multi-trades program to provide maintenance, repair and constructions services for small projects associated with the upkeep of METRO's properties in FY2012

MOTION NO. 2011-77

Chairman Garcia then called for consideration of the Agenda Item Number 14. The Motion was made by Board Member Ballanfant and seconded by Board Member Jefferson. A visual presentation was then made of this agenda item by President & CEO, George Greanias. All Board Members present voted in favor.

RESOLUTION NO. 2011-113: Authorization for the President & CEO to negotiate, execute and deliver a modification (MOD 2) to the Design-Build Contract with Houston Rapid Transit JV (HRT) in an amount not-to-exceed \$1.258 Billion for the expansion of METRORail and issue full notices to proceed upon signing of the Full Funding Grant Agreements

At 10:27 a.m., Chairman Garcia convened the meeting into EXECUTIVE SESSION, pursuant to the Texas Government Code §551.071, §551.072, §551.074, and §551.076 to consult with the Board's attorneys regarding pending or potential litigation, 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 11:29 a.m.

There being no other matters to come before the Board, Vice Chairman Watson moved to adjourn. The motion was seconded by Board Member Stobb. All Board Members voted in favor.

The meeting adjourned at 11:30 a.m.

The date for the next Regular Board Meeting is Tuesday, December 20, 2011 at 9:00 a.m.

Respectfully submitted,



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Alva I. Treviño  
General Counsel and Assistant Board Secretary