

METROPOLITAN TRANSIT AUTHORITY  
OF HARRIS COUNTY, TEXAS  
BOARD OF DIRECTORS  
REGULAR BOARD MEETING  
1900 MAIN, HOUSTON, TX 77002

MINUTES  
DECEMBER 20, 2012

MOTIONS - 2012 - 96 to 2012 -104  
RESOLUTIONS - 2012- 123 to 2012 - 131

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)  
Christof Spieler (City of Houston)  
Gary Stobb (Harris County)  
Lisa Castañeda (Harris County)  
Cindy Siegel (Multi-Cities)  
Carrin Patman (City of Houston)

Board Member Absent:

None

The Regular Board Meeting of the Metropolitan Transit Authority Board of Directors was called to order at 9:07 a.m. by Chairman Gilbert A. Garcia.

**Approval of the Minutes:**

Chairman Gilbert A. Garcia called for a motion for approval of the minutes for the Regular Board Meeting of November 29, 2012, and the Special Board Meeting of November 19, 2012. Board Member Siegel moved for the approval of the minutes. Board Member Castañeda seconded the Motion. All Board Members present voted in favor.

MOTION NO. 2012 - 96

**Public Comments:**

Kelly Cline - Ms. Cline spoke regarding METRO Police Department's mentoring program with Houston Independent School District and commended the department on its excellent participation.

Jogretta Williams - Ms. Williams spoke regarding her experiences with METROLift service.

Mark Smith - Mr. Smith spoke regarding METROLift service, bus shelters, and METRO customer service.

Julio Garza - Mr. Garza commented on the impact of light rail construction on his business. He requested more money from METRO's Business Assistance Fund.

Long Tran - Mr. Tran commented on the impact of light rail construction on his business. He requested more money from METRO's Business Assistance Fund.

Mark Hogue - Mr. Hogue spoke regarding bus routes and suggested changes to certain routes.

### **Board Committee Reports:**

Chairman Garcia called for the Chairs of the METRO Board Committees to give their reports.

Board Member Jefferson, Chair of the Finance and Audit Committee reported that sales tax revenues continue an upward trend over last year from 5% to 7%, and that METRO's collections continue to be strong.

Chairman Garcia called on George Greanias to introduce a presentation on METROLift. Staff members Andrew Skabowski and Denise Wendler spoke regarding METROLift service.

### **Consent Agenda Items:**

Chairman Garcia then called for consideration of the Consent Agenda Items Numbers 5, 6, and 7. The Motion was made by Vice Chairman Watson and seconded by Board Member Siegel. All Board Members present voted in favor.

#### **MOTION NO. 2012 - 97**

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. 2012 - 123**

Authorizing the President & CEO to pay the fifth anniversary premium installment to FM Global for 61 month term for METRORail Expansion Builders Risk Policy in the amount of \$1,093,810.

#### **RESOLUTION NO. 2012 - 124**

Authorizing the President & CEO to execute and deliver an interlocal agreement with the University of Houston-Downtown for the development of a web-based interactive system map.

Chairman Garcia called for consideration of item number 8 on the agenda. Board Member Ballanfant moved for approval of the item. Board Member Siegel seconded the motion. All Board Members present voted in favor.

MOTION 2012 - 98

RESOLUTION NO. 2012 - 125

Authorizing the President & CEO to negotiate, execute and deliver a contract modification to Houston Operations and Maintenance for construction and design oversight for systems integration, testing and commissioning for the METRORail expansion for an amount not-to-exceed \$6,956,061.

Chairman Garcia called for consideration of item number 9 on the agenda. Board Member Ballanfant moved for approval of the item. Board Member Patman seconded the motion. All Board Members present voted in favor.

MOTION 2012 - 99

RESOLUTION NO. 2012 - 126

Authorizing the President & CEO to execute and deliver a construction contract with Pfeiffer & Son Ltd. for construction of rail systems, communications and rail upgrades for an amount not-to-exceed \$13,100,000.

Chairman Garcia called for consideration of item number 10 on the agenda. Board Member Siegel moved for approval of the item. Board Member Patman moved to postpone the item for 90 days, and amend the item to authorize a modification to the contract extending the contract for ninety days to address issues related to insurance provisions. Vice Chairman Watson seconded the motion. All Board Members present voted in favor.

MOTION 2012 - 100

RESOLUTION NO. 2012 - 127

Authorizing the President & CEO to execute and deliver contract modifications extending the contracts for ninety days to Greater Houston Transportation Company & Fiesta Cab Company to provide METROLift back-up taxicab services and METRO guaranteed ride home services.

Chairman Garcia called for consideration of item number 11 on the agenda. Board Member Siegel moved for approval of the item. Board Member Patman moved to postpone the item, and amend the item to authorize a modification to the contract extending the contract for ninety days to address issues related to insurance provisions. Board Member Jefferson seconded the motion. All Board Members present voted in favor.

MOTION 2012 - 101

RESOLUTION NO. 2012 - 128

Authorizing the President & CEO to execute and deliver contract modifications extending the contracts for ninety days to Greater Houston Transportation Company & Fiesta Cab Company to provide METROLift subsidized services.

Chairman Garcia called for consideration of item number 12 on the agenda. Board Member Siegel moved for approval of the item. Vice Chairman Watson seconded the motion. All Board Members present voted in favor.

MOTION 2012 - 102

RESOLUTION NO. 2012 - 129

Authorizing the President & CEO to negotiate and execute a contract modification with First Transit, Inc. for the operation of METRO's Northwest Bus Operating Facility, extending the contract through March 31, 2013, and adding funding in the amount of \$6,584,908.

Chairman Garcia called for consideration of item number 13 on the agenda. Board Member Patman moved for approval of the item. Board Member Spieler seconded the motion. All Board Members present voted in favor.

MOTION 2012 - 103

RESOLUTION NO. 2012 - 130

Approving an agreement with Washington Metropolitan Transit Authority to provide public safety officers in support of security measures for the 2013 Presidential Inauguration.

**Executive Session:**

At 11:40 a.m. Chairman Garcia convened the board into an executive session pursuant to TEXAS GOVERNMENT CODE §§551.071, 551.072, 551.074, and 551.076, the Board will consult with its attorneys on pending or potential litigation, legal matters in which the attorneys' duties are governed by the State Bar of Texas (Code of Conduct); and will deliberate, in accordance with the above statutes, real estate matters, personnel matters including the resignation of the President & CEO, and transactional leadership, security matters and devices, and any legal issues regarding contract negotiations that may result in potential litigation.

The board meeting reconvened to public session at 1:36 p.m.

Chairman Garcia called for consideration of item number 14 on the agenda. Board Member Castañeda moved for approval of the item. Board Member Jefferson seconded the motion. All Board Members present voted in favor.

MOTION 2012 - 104

RESOLUTION NO. 2012 - 131

Authorizing the Chairman of the Board to negotiate and execute a transition and consulting agreement with George Greanias, appointing an Interim President & CEO, and revising the list of those persons authorized to make transfers and withdrawals of funds from METRO accounts.

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

The meeting adjourned at 2:01 p.m.

The date for the next Regular Board Meeting is Thursday, January 24, 2013, at 9:00 a.m.

Respectfully submitted,



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Alva I. Treviño  
General Counsel and Assistant Board Secretary