A RESOLUTION

CANVASSING THE RETURNS OF THE JANUARY 16, 1988 ELECTION; DECLARING THE RESULTS THEREOF; AND CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT.

WHEREAS, on January 16, 1988, there was held within and throughout the territory of the Metropolitan Transit Authority of Harris County, Texas ("METRO") a special election (the "Election") at which there was submitted to the duly qualified voters of METRO the following proposition, to-wit:

PROPOSITION


(the "Proposition"); and
WHEREAS, the Election was called and held in all respects under and in strict compliance with the Constitution and laws of the State of Texas and the United States of America; and

WHEREAS, the total number of votes cast for and against the Proposition in each precinct in the Election was as shown on Exhibit A attached hereto; and

WHEREAS, the tabulation of the results of the Election was as follows:

FOR METRO'S PHASE 2 CONSTRUCTION PLAN 57,811 Votes
AGAINST METRO'S PHASE 2 CONSTRUCTION PLAN 37,942 Votes

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF THE METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY, TEXAS THAT:

Section 1: The Election was duly called and notice thereof given in accordance with law; the Election was held in the manner required by law; only duly qualified voters of METRO voted at the Election; a written return of the election results were made to METRO in accordance with the Election Code; and a majority of the qualified voters of METRO voting in the Election, including absentee voting, voted in favor of the Proposition.

Section 2: The official returns shall be delivered to the Secretary of the Board, who is hereby directed to enter in the election register the tabulation of the votes cast in each precinct for and against the Proposition and the sum of the votes cast for and against the Proposition and to preserve such tabulations as required by law.

Section 3: In accordance with the Phase 2 Construction Plan, as approved, the General Mobility Fund is hereby
established and twenty-five percent (25%) of the receipts of METRO'S one percent (1%) sales tax collected from February 1988 through September 2000 is hereby dedicated to the General Mobility Fund, which is to be used for general mobility projects, and the General Manager is hereby authorized to implement the other portions of the Phase 2 Construction Plan in accordance with its terms.

Section 4: Notice of Meeting. The Board officially finds, determines, recites and declares that written notice of the date, hour, place and subject of the meeting at which this Resolution Canvassing Returns and Declaring Results of the Election Regarding the Phase 2 Construction Plan on January 16, 1988 is adopted was posted on a bulletin board located at a place convenient to the public at the administrative office of METRO for at least 72 hours preceding the scheduled time of the meeting; that a copy of such written notice was furnished to the County Clerk of Harris County, Texas, in sufficient time for posting for at least 72 hours preceding the scheduled time of the meeting on a bulletin board located at a place convenient to the public in the Harris County Courthouse; that a copy of such written notice was posted on a bulletin board located in the Harris County Courthouse for the time required by law preceding this meeting, all as required by Article 6252-17, Vernon's Texas Civil Statutes, as amended; and that such meeting was open to the public as required by law at all times during which this Resolution Canvassing Returns and Declaring Results of the
Election Regarding the Phase 2 Construction Plan and the subject matter thereof was discussed, considered and formally acted upon.

Section 5. Authorization to Execute. The Chairman of the Board is authorized to execute and the Secretary of the Board is authorized to attest this Resolution Canvassing Returns and Declaring Results of the Election Regarding the Phase 2 Construction Plan on behalf of the Board.

Section 6. Effective Date. This Resolution Canvassing Returns and Declaring Results of the Election Regarding the Phase 2 Construction Plan is effective immediately upon its passage and approval.

PASSED this January 20, 1988
APPROVED this January 20, 1988

ATTEST:

P.J. Lionetti
Secretary

John J. King
Chairman of the Board