RESOLUTION NO. 93-85

A RESOLUTION

AUTHORIZING AND DIRECTING THE GENERAL MANAGER TO EXECUTE AND DELIVER A CONTRACT WITH GEORGE M. CONSTRUCTION, INC. FOR CONSTRUCTION OF IMPROVEMENT TO JONES ROAD FROM CYRESSWOOD DRIVE TO LORTON DRIVE; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, the Board of Directors has designated the construction of Jones Road from Cypresswood Drive to Lorton Drive as a general mobility project; and

WHEREAS, METRO invited bids for the construction of this project with the firm of George M. Construction, Inc. submitting the lowest responsive and responsible bid;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The General Manager be and he is hereby authorized and directed to execute and deliver a contract with George M. Construction, Inc. for construction of Jones Road from Cypresswood Drive to Lorton Drive at a cost not to exceed $4,318,875.50.

Section 2. This resolution is effective immediately upon passage.

PASSED this 27th day of May, 1993
APPROVED this 27th day of May, 1993

ATTEST:

[Signatures]
Assistant Secretary

[Signature]
Chairman
A RESOLUTION

AUTHORIZING AND DIRECTING THE GENERAL MANAGER TO EXECUTE AND DELIVER A CONTRACT WITH CALCO CONSTRUCTORS, INC. FOR THE RECONSTRUCTION OF NORTH SAN JACINTO STREET FROM ALLEN STREET TO IH-10; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO’s bus operations will be significantly improved by the reconstruction of San Jacinto Street in the vicinity of METRO’s Buffalo Bayou facility; and

WHEREAS, the firm of Calco Constructors, Inc. submitted the lowest responsive and responsible bid for the reconstruction of San Jacinto Street;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The General Manager be and he is hereby authorized and directed to execute and deliver a contract with Calco Constructors, Inc. for the reconstruction of North San Jacinto Street from Allen Street to IH-10 at a cost not to exceed $833,866.01.

Section 2. This resolution is effective immediately upon passage.

PASSED this 27th day of May, 1993
APPROVED this 27th day of May, 1993

ATTEST:

Assistant Secretary

William F. Burge, III
Chairman
RESOLUTION NO. 93-87

A RESOLUTION

AUTHORIZING AND DIRECTING THE GENERAL MANAGER TO EXECUTE AND DELIVER A CONTRACT WITH DORIK NOBLE CONSTRUCTION COMPANY FOR RECONSTRUCTION OF SEAMIST DRIVE BETWEEN 11TH STREET AND 12TH STREET; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO invited bids for the reconstruction of Seamist Drive between 11th Street and 12th Street; and

WHEREAS, the firm of Dorik Noble Construction Company submitted the lowest responsive and responsible bid;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The General Manager be and he is hereby authorized and directed to execute and deliver a contract with Dorik Noble Construction Company for the reconstruction of Seamist Drive between 11th Street and 12th Street at a cost not to exceed $136,787.00.

Section 2. This resolution is effective immediately upon passage.

PASSED this 27th day of May, 1993
APPROVED this 27th day of May, 1993

ATTEST:

[Signatures]

William F. Burge, III
Chairman
A RESOLUTION

AUTHORIZING AND DIRECTING THE GENERAL MANAGER TO EXECUTE AND DELIVER A CONTRACT WITH HOLLAND & HOLLAND, INC. FOR THE CONSTRUCTION OF VARIOUS SIDEWALKS; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO invited bids for the construction of sidewalks along Martin Luther King Blvd., Martindale, Rosehaven, Scott, Selinsky, South Acres, Canterlane, Canterville, Chiswick, Northumb, Ridgecreek, South Willow, Southview and South Post Oak Road; and

WHEREAS, the firm of Holland & Holland, Inc. submitted the lowest responsive and responsible bid for construction of these sidewalks;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The General Manager be and he is hereby authorized and directed to execute and deliver a contract with Holland & Holland, Inc. for the construction of sidewalks along Martin Luther King Blvd., Martindale, Rosehaven, Scott, Selinsky, South Acres, Canterlane, Canterville, Chiswick, Northumb, Ridgecreek, South Willow, Southview and South Post Oak Road with the contract not to exceed $580,817.00.
Section 2. This resolution is effective immediately upon passage.

PASSED this 27th day of May, 1993
APPROVED this 27th day of May, 1993

ATTEST:

[Signature]
Assistant Secretary

[Signature]
William F. Burge, III
Chairman

[Stamp]
RESOLUTION NO. 93-89

A RESOLUTION

ESTABLISHING A SELF-INSURANCE ACCOUNT FOR POLICE LIABILITY EXPOSURES;
AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO's police operations do not fall within the activities described within the Texas Tort Claims Act; and

WHEREAS, the Board of Directors is of the opinion, in lieu of purchasing insurance to protect against potential liability from police operations, that a self-insurance account should be established;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board hereby approves and authorizes the establishment of a self-insurance account for police liability exposures.

Section 2. The General Manager be and he is hereby authorized and directed to establish a police liability self-insurance account in such an amount as the General Manager deems reasonable and proper; provided, however, that the General manager shall review such allocation with the Board of Directors on an annual basis.

Section 3. This resolution is effective immediately upon passage.

PASSED this 27th day of May, 1993
APPROVED this 27th day of May, 1993

ATTEST:

[Signature]
Assistant Secretary

[Signature]
William F. Burge, III
Chairman
A RESOLUTION

APPROVING AND ADOPTING A PROGRAM OF PROJECTS FOR FISCAL YEAR 1994; AUTHORIZING AND DIRECTING THE GENERAL MANAGER TO FILE A GRANT APPLICATION WITH THE FEDERAL TRANSIT ADMINISTRATION FOR FISCAL YEAR 1994 SECTION 9 FORMULA GRANT FUNDS; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO receives an annual allocation of Federal Transit Administration funds through the Section 9 formula grant provisions of the Federal Transit Act; and

WHEREAS, a prerequisite to receive formula grant funds is the adoption of a program of projects specifying projects for which the grant funds will be used; and

WHEREAS, the Board of Directors has reviewed a staff recommended Program of Projects for fiscal year 1994 and anticipated projects for fiscal years 1995 and 1996;

WHEREAS, the Board of Directors is of the opinion that the recommended projects should be approved for funding under the fiscal year 1994 Section 9 Program of Projects;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board hereby approves and adopts as the fiscal year 1994 Program of Projects those activities listed in Attachment 1.

Section 2. The Board further approves as its candidate program of projects for fiscal years 1995 and 1996 those projects listed in Attachment 2.
Section 3. The General Manager be and he is hereby authorized and directed to prepare and submit a grant application to the United States Department of Transportation's Federal Transit Administration for Fiscal Year 1994 Section 9 formula funding and to undertake all reasonable and necessary administrative actions to prepare and submit said application and to execute any resulting grant agreement from said application.

Section 4. This resolution is effective immediately upon passage.

PASSED this 27th day of May, 1993
APPROVED this 27th day of May, 1993

ATTEST:

[Signatures]

William F. Burge, III
Chairman
ATTACHMENT 1

FY1994 SECTION 9
PROGRAM OF PROJECTS

METROLift Replacement Vans

Acquisition of eighty-six METROLift vans will provide replacements for METROLift vans nearing the end of their useful life in FY1994/FY1995. These vans will be dual-fueled (Diesel/Liquefied Natural Gas) and meet all Americans With Disabilities (ADA) criteria.

Estimated budget: Approx. $4,300,000 (86 vans @ $50,000 each)

Bus Acquisition

METRO has existing contracts with Neoplan, USA for forty-one 45-foot and thirty-six 60-foot suburban seating configured buses. These buses are dual-fueled (Diesel/Liquefied Natural Gas) and meet all Americans With Disabilities (ADA) criteria. One of each bus is locally funded; the FY1992 Section 9 grant was used to fund purchase of five of each type of vehicle, and the FY1993 Section 9 grant funded thirty-five 45-foot buses and thirty 60-foot buses under these contracts.

The 45-foot bus contract contains an option provision for acquisition of an additional 20 buses, and the 60-foot bus contract contains an option provision for acquisition of an additional 18 buses. These buses are covered by an FTA Letter of No Prejudice (LONP) dated December 30, 1992. This project proposes FY1994 Section 9 grant funding for the option vehicles in each bus contract.

These vehicles will provide replacements for buses nearing the end of their 12-year useful life and scheduled for retirement.

Estimated Budget: Approx. $7,032,000 (20 buses @ $351,600 each)
Approx. $6,537,600 (18 buses @ $363,200 each)

Commuter Rail

The Board of Directors is currently evaluating a proposed Commuter Rail demonstration project from Tomball to the Central Business District (CBD) and from Missouri City to the CBD. If corridor right-of-way (ROW), final design and construction are authorized staff plan to apply a portion of the FY1994 Section 9 funds to ROW acquisition.

Estimated budget: Approx. $7,000,000

FY1994 Estimated Budget Total: Approx. $24,869,600
Bus Acquisitions

Staff recommend that the FYs 1995-1996 Programs of Projects include bus acquisition. Specific models of buses are subject to adjustments based on the finalization of retirement schedules and vehicles required for service demand each year. The current estimate is for approximately 60 vehicles each year at a cost of approximately $350,000 each, for a total of $21.0 million.

Commuter Rail

The Board of Directors is currently evaluating a proposed commuter rail demonstration project from Tomball to the Central Business District (CBD) and from Missouri City to the CBD. If corridor right-of-way (ROW), final design and construction are authorized staff plan to apply a portion of the FYs 1995-1996 Section 9 funds to ROW acquisition.

**BUDGET ESTIMATE**

<table>
<thead>
<tr>
<th>Project</th>
<th>FY1995</th>
<th>FY1996</th>
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<tbody>
<tr>
<td>Bus Acquisition</td>
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<td>$21.0 M</td>
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<tr>
<td>Commuter Rail</td>
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<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$25.0 M</strong></td>
<td><strong>$25.0 M</strong></td>
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</tbody>
</table>
A RESOLUTION

AUTHORIZING THE GENERAL MANAGER TO SUBMIT A GRANT APPLICATION FOR THE FISCAL YEAR 1994 PORTION OF THE REGIONAL BUS PLAN DEVELOPMENT; AUTHORIZING THE GENERAL MANAGER TO EXECUTE ANY RESULTING GRANT AGREEMENT; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, the Regional Bus Plan adopted as METRO's locally preferred alternative anticipates federal grant funding in several phases; and

WHEREAS, the Federal Transit Administration has funded the preliminary engineering phase and the first construction phase of METRO's Regional Bus Plan; and

WHEREAS, the Regional Bus Plan has developed to the point where it is appropriate to submit a grant application for the next phase of the Regional Bus Plan;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The General Manager be and he is hereby authorized and directed to prepare and submit a grant application to the Federal Transit Administration for the next phase of the Regional Bus Plan. Further, the General Manager is authorized to undertake all administrative actions reasonable and necessary for the preparation of this grant application and to execute any resulting grant agreement.
Section 2. This resolution is effective immediately upon passage.

PASSED this 27th day of May, 1993
APPROVED this 27th day of May, 1993

ATTEST:

[Signature]
Assistant Secretary

[Signature]
William F. Burge, III
Chairman
RESOLUTION NO. 93-92

A RESOLUTION

AUTHORIZING THE GENERAL MANAGER TO NEGOTIATE, EXECUTE AND DELIVER AN AGREEMENT WITH PACTEL FOR LEASE OF A VEHICLE POSITIONING SERVICE; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO has been exploring a number of means to locate its vehicles for scheduling and security purposes; and

WHEREAS, the PacTel Corporation has in place in Houston a beacon-based system that is available on a lease arrangement; and

WHEREAS, the General Manager has submitted written justification to undertake a demonstration program on a sole source basis using the PacTel beacon system; and

WHEREAS, the Board of Directors believes that it is desirable to undertake such a demonstration program;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The General Manager be and he is hereby authorized and directed to negotiate, execute and deliver a lease agreement with the PacTel Corporation for use of the TeleTrak positioning system in a vehicle demonstration program for a period of one year with the total cost of the demonstration program not to exceed $100,000.00.
Section 2. This resolution is effective immediately upon passage.

PASSED this 27th day of May, 1993
APPROVED this 27th day of May, 1993

ATTEST:

[Signatures]

William F. Burge, III
Chairman

Assistant Secretary
RESOLUTION NO. 93-93

A RESOLUTION

AUTHORIZING AND DIRECTING THE GENERAL MANAGER TO ENTER INTO AN AGREEMENT WITH THE CITY OF HOUSTON FOR THE PAYMENT OF CENTRAL CONTROL FACILITY EXECUTIVE DIRECTOR RELOCATION EXPENSES; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, the State of Texas, the city of Houston, Harris County and METRO have entered into an intergovernmental agreement for the creation and operation of an integrated regional traffic management system in the greater Houston area; and

WHEREAS, day to day administration of this system will be performed by an Executive Director who will be an employee of the city of Houston; and

WHEREAS, Douglas Wiersig of Marietta, Georgia has been selected as the Executive Director and will be assuming his duties in the near future; and

WHEREAS, until the integrated regional traffic management system is fully operational the city of Houston is funding the salary of the Executive Director; and

WHEREAS, the Board of Directors is of the opinion that it is appropriate for METRO to fund certain relocation expenses for the Executive Director with such expenses being credited toward METRO's contribution for operation and maintenance costs of the integrated regional traffic management system;
NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The General Manager be and he is hereby authorized and directed to negotiate, execute and deliver an agreement with the city of Houston for the payment of certain relocation expenses for Douglas Wiersig in association with his employment as Executive Director for the integrated regional traffic management system with such expenses not to exceed $15,000.00.

Section 2. This resolution is effective immediately upon passage.

PASSED this 27th day of May, 1993
APPROVED this 27th day of May, 1993

ATTEST:

[Signatures]

Assistant Secretary

William F. Burge, III
Chairman
A RESOLUTION

AUTHORIZING THE GENERAL MANAGER TO CONVEY REAL PROPERTY OR INTERESTS IN REAL PROPERTY OWNED BY METRO TO OTHER PUBLIC AGENCIES; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO from time to time is requested by other public agencies to convey interests in real property required for their public use or benefit such as utility easements and right of way for transportation improvement projects; and

WHEREAS, the Board of Directors is of the opinion that it is appropriate to delegate to the General Manager the authority to convey real property or interests in real property to other public agencies for public use or benefit purposes when such public uses or purposes do not conflict with METRO's use of its property;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The General Manager be and he is hereby authorized to convey to other public agencies real property or interests in real property required by those public agencies or companies for their public purposes when the consideration for such conveyance is less than $250,000.00; provided, however, that for conveyances in excess of $100,000.00 in value the General Manager shall seek and receive the concurrence of the Chairman of the Board prior to such conveyance.
Section 2. This resolution is effective immediately upon passage.

PASSED this 27th day of May, 1993
APPROVED this 27th day of May, 1993

ATTEST:

[Signatures]

Assistant Secretary

William F. Burge, III
Chairman
RESOLUTION NO. 93-95

A RESOLUTION

AUTHORIZING THE GENERAL MANAGER TO NEGOTIATE FOR AND ACQUIRE PROPERTY NEEDED FOR CONSTRUCTION OF THE GESSNER PARK & RIDE LOT; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, the development of a park & ride lot in the vicinity of Gessner Road in association with the development of the Westpark High Occupancy Vehicle Lane is part of the Regional Bus Plan; and

WHEREAS, the right of way necessary for the development of the Gessner Park & Ride Lot has been identified and appropriate appraisals conducted; and

WHEREAS, the Board of Directors is of the opinion that is appropriate to authorize the General Manager to negotiate for and acquire the right of way necessary for development of the Gessner Park & Ride Lot;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The General Manager be and he is hereby authorized and directed to negotiate for and to acquire the right of way needed for the development of the Gessner Park & Ride Lot, said right of way being approximately 8.8192 acres of land bordered by Gessner Road, Westpark Drive and METRO's Westpark Railroad Corridor in an amount not to exceed $1,800,000.00.
Section 2. This resolution is effective immediately upon passage.

PASSED this 27th day of May, 1993
APPROVED this 27th day of May, 1993

ATTEST:

[Signatures]
Assistant Secretary

[Signatures]
Chairman