A RESOLUTION

AUTHORIZING AND DIRECTING THE PRESIDENT & CEO TO EXECUTE “BLANKET” FOR FUEL; DECLARING AN EMERGENCY; WAIVING THE COMPETITIVE BID REQUIREMENT; AUTHORIZING AND DIRECTING THE REVIEW OF ALTERNATIVE MECHANISMS FOR FUEL PURCHASES, INCLUDING THE CREATION OF SUBSIDIARY ENTITIES; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, to provide transit services, METRO must have available resources for large quantities of fuel at reasonable costs; and

WHEREAS, in response to disaster relief and evacuation efforts, METRO shared its fuel with other public entities, and experienced substantial and unanticipated increases in fuel consumption; and

WHEREAS, additional fuel is needed to replenish reserves; and

WHEREAS, recent formal solicitations for the purchase of fuel failed to generate responses due to market fluctuations and price volatility; and

WHEREAS, METRO has an immediate need for an available source of fuel, and such need constitutes an emergency; and

WHEREAS, METRO’s enabling legislation, at Chapter 451.110(b), Texas Transportation Code, authorizes the Board of Directors to waive competitive bidding if there is an emergency; and

WHEREAS, it is appropriate that METRO review available alternatives for the purchase of fuel, including the creation of subsidiary entities;

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

Section 1. The Board of Directors hereby declares an emergency and waives competitive bidding in order to enable fuel purchases for fiscal year 2006.
Section 2. The President & CEO is hereby authorized and directed to execute and deliver agreements for the "blanket" purchase of fuel, on an "as required" basis, from such suppliers and at such prices that are most favorable to METRO. The authority granted herein is limited to fuel purchases for fiscal year 2006, for a total amount not to exceed budgetary allocations.

Section 3. The President & CEO is further directed to review, for implementation, all available alternatives, including the creation of subsidiary entities, for the most favorable financial mechanism(s) for the acquisition of fuel. The President & CEO will report his findings to the Board of Directors.

Section 4. This resolution is effective immediately upon passage.

PASSED this 27th day of October, 2005
APPROVED this 27th day of October, 2005

ATTEST:
Assistant Secretary

David S. Wolff
Chairman
A RESOLUTION

AUTHORIZING AND DIRECTING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT WITH MCI SERVICE PARTS FOR AIR-CONDITIONING PARTS; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO's transit vehicles are installed with Carrier air-conditioning systems; and

WHEREAS, METRO issued an Invitation for Bids for Carrier air-conditioning parts; and

WHEREAS, MCI Service Parts 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 President & CEO is hereby authorized and directed to execute and deliver a contract with MCI Service Parts for Carrier air-conditioning parts for an amount not to exceed $277,851.00.

Section 2. This resolution is effective immediately upon passage.

PASSED this 27th day of October, 2005
APPROVED this 27th day of October, 2005

ATTEST:

Assistant Secretary

Chairman
A RESOLUTION

AUTHORIZING AND DIRECTING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT WITH NEW FLYER INDUSTRIES CANADA ULC FOR VEHICLE PARTS; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO solicited bids for body, structural and chassis parts for New Flyer transit vehicles; and

WHEREAS, New Flyer Industries Canada ULC 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 President & CEO is hereby authorized and directed to execute and deliver a contract with New Flyer Industries Canada ULC for body, structural and chassis parts for New Flyer transit vehicles for an amount not to exceed $712,159.00.

Section 2. This resolution is effective immediately upon passage.

PASSED this 27th day of October, 2005
APPROVED this 27th day of October, 2005

ATTEST:  
Assistant Secretary

David S. Wolff  
Chairman
A RESOLUTION

AUTHORIZING AND DIRECTING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT WITH LIQUID ENVIRONMENTAL SOLUTIONS OF TEXAS FOR REMOVAL AND DISPOSAL OF NON-HAZARDOUS CLASS I WASTE MATERIAL; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO solicited bids for the removal, transport and disposal of non-hazardous Class I waste material; and

WHEREAS, Liquid Environmental Solutions of Texas 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 President & CEO is hereby authorized and directed to execute and deliver a contract with Liquid Environmental Solutions of Texas for removal, transport and disposal of non-hazardous Class I waste material, for an amount not to exceed $234,832.00.

Section 2. This resolution is effective immediately upon passage.

PASSED this 27th day of October, 2005
APPROVED this 27th day of October, 2005

ATTEST:

Assistant Secretary

Chairman