A RESOLUTION

APPROVING AND ACCEPTING THE MARCH 2020 WORKING COMMITTEE REPORTS, FINANCIAL AND INVESTMENT REPORTS, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, certain committees of the Metropolitan Transit Authority of Harris County, Texas Board of Directors (the "Board of Directors") held meetings in March 2020; and

WHEREAS, each such committee has provided the Board of Directors with a monthly committee report; and

WHEREAS, the materials for this meeting of the Board of Directors include certain related reports and supporting documents, and the Compliance Report for the period ended February 29, 2020, the March 2020 Sales & Use Tax Report, the February 2020 Investment Report, the February 2020 Debt Report, the February 2020 Monthly Performance Report and the Monthly Report of the Chief Financial Officer dated March 24, 2020; and

WHEREAS, the Board of Directors has reviewed such materials, including the February 2020 Investment Report.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The Board of Directors hereby approves and accepts the March 2020 Finance and Audit Committee, Administration Committee, Capital and Strategic Planning Committee and Public Safety, Customer Service & Operations Committee monthly reports, including the February 2020 Investment Report.

Section 2. This Resolution is effective immediately upon passage.
I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.

[Signature]
Cydonii Fairfax
Executive Vice President & General Counsel

PASSED this 26th day of March, 2020
APPROVED this 26th day of March, 2020

ATTEST:

[Signature]
Reca Perry
Assistant Secretary

[Signature]
Carrin F. Patman
Chair
A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE A CONTRACT WITH NORTHSTAR INDUSTRIES TO PROVIDE PREVENTATIVE MAINTENANCE AND REPAIR SERVICES TO STANDBY GENERATORS AT VARIOUS METRO FACILITIES AND RAIL LOCATIONS, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas ("METRO") requires preventative maintenance and repair services to standby generators at various METRO facilities and rail locations; and

WHEREAS, METRO issued an Invitation for Bids for such preventative maintenance and repair services and Northstar Industries was the lowest responsive and responsible bidder of all those that submitted bids; and

WHEREAS, management recommends that METRO enter into a three (3) year contract with two (2) options to extend the contract term for an additional one (1) year period with Northstar Industries to provide these preventative maintenance and repair services to standby generators at various METRO facilities and rail locations, with a maximum contract amount of $793,639, which includes a ten percent (10%) owner-controlled contingency of $72,149.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to execute a three (3) year contract with two (2) options to extend the contract term for an additional one (1) year period with Northstar Industries to provide preventative maintenance and repair services to standby generators at various METRO facilities and rail locations, with a maximum contract amount of $793,639, which includes a ten percent (10%) owner-controlled contingency of $72,149.

Section 2. This Resolution is effective immediately upon passage.
I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.

Cydohii Fairfax  
Executive Vice President & General Counsel

PASSED this 26th day of March, 2020  
APPROVED this 26th day of March, 2020

Carrin F. Patman  
Chair
AUTHORIZING THE PRESIDENT & CEO TO EXECUTE A CONTRACT WITH RAILWORKS TRACK SYSTEMS, INC. FOR RAIL EXPANSION JOINTS REMOVAL AND RAIL REPLACEMENT SERVICES, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas ("METRO") requires services for the removal of damaged rail expansion joints along the METRORail Red Line and the replacement of approximately five hundred and ninety (590) feet of rail along Braeswood Blvd.; and

WHEREAS, METRO issued an Invitation for Bids for such rail expansion joints removal and rail replacement services and Railworks Track Systems, Inc. was the lowest responsive and responsible bidder of all those that submitted bids; and

WHEREAS, management recommends that METRO enter into a contract with Railworks Track Systems, Inc. to provide these rail expansion joints removal and rail replacement services, with a maximum contract amount of $1,231,897.70, which includes a ten percent (10%) owner-controlled contingency of $111,990.70.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to execute a contract with Railworks Track Systems, Inc. to provide rail expansion joints removal and rail replacement services, with a maximum contract amount of $1,231,897.70, which includes a ten percent (10%) owner-controlled contingency of $111,990.70.

Section 2. This Resolution is effective immediately upon passage.
I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.

Cydonia Fairfax
Executive Vice President & General Counsel

PASSED this 26th day of March, 2020
APPROVED this 26th day of March, 2020

Carrin F. Patman
Chair
A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE A CONTRACT WITH BASELINE PAVING & CONSTRUCTION, INC. TO PROVIDE CONSTRUCTION SERVICES FOR THE DESIGN OF A REPLACEMENT WASTEWATER TREATMENT PLANT AT THE HIRAM CLARKE BUS OPERATING FACILITY, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the wastewater treatment plant at the Hiram Clarke bus operating facility of the Metropolitan Transit Authority of Harris County, Texas ("METRO") has reached the end of its useful life and METRO requires construction services for its replacement; and

WHEREAS, METRO issued an Invitation for Bids for such construction services and Baseline Paving & Construction, Inc. was the lowest responsive and responsible bidder of all those that submitted bids; and

WHEREAS, management recommends that METRO enter into a contract with Baseline Paving & Construction, Inc. to provide these construction services for the replacement of the wastewater treatment plant at the Hiram Clarke bus operating facility, with a maximum contract amount of $1,972,073.25, which includes a ten percent (10%) owner-controlled contingency of $179,279.39.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to execute a contract with Baseline Paving & Construction, Inc. to provide construction services for the replacement of the wastewater treatment plant at the Hiram Clarke bus operating facility, with a maximum contract amount of $1,972,073.25, which includes a ten percent (10%) owner-controlled contingency of $179,279.39.

Section 2. This Resolution is effective immediately upon passage.
I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.


Cydona Fairfax
Executive Vice President & General Counsel

PASSED this 26th day of March, 2020
APPROVED this 26th day of March, 2020

Carrin F. Patman
Chair
A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE A CONTRACT WITH MASS ELECTRIC CONSTRUCTION COMPANY TO PROVIDE CONSTRUCTION SERVICES FOR THE REPLACEMENT OF TRACTION POWER SUBSTATION SE-1, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas ("METRO") Traction Power Substation ("TPSS") SE-1 that is used to provide power to the METRORail catenary system throughout the downtown corridor requires replacement after sustaining damage from flooding during Hurricane Harvey; and

WHEREAS, METRO requires construction services to replace, test and commission TPSS SE-1 and extend the foundation of the substation; and

WHEREAS, METRO issued an Invitation for Bids for such construction services and Mass Electric Construction Company was the only responsive and responsible bidder, which METRO has determined is reasonably priced; and

WHEREAS, management recommends that METRO enter into a contract with Mass Electric Construction Company to provide these construction services for the replacement of TPSS SE-1 and extension of the foundation of the substation, with a maximum contract amount of $4,872,214.16.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to execute a contract with Mass Electric Construction Company to provide construction services for the replacement of Traction Power Substation SE-1 and extension of the foundation of the substation, with a maximum contract amount of $4,872,214.16.

Section 2. This Resolution is effective immediately upon passage.
I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.

Cydoni Fairfax
Executive Vice President & General Counsel

PASSED this 26th day of March, 2020
APPROVED this 26th day of March, 2020

Carrin F. Patman
Chair

ATTEST:

Reca Perry
Assistant Secretary
A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE A CONTRACT WITH ALLIANCE BUS GROUP, INC. FOR THE PURCHASE OF FIVE LOW FLOOR PARATRANST VANS, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas ("METRO") currently uses high floor paratransit vans to provide paratransit service under its METROLift Program; and

WHEREAS, METRO would like to purchase five (5) low floor paratransit vans to evaluate improvements to vehicle accessibility for METROLift customers; and

WHEREAS, METRO issued an Invitation for Bids for such low floor paratransit vans and Alliance Bus Group, Inc. was the lowest responsive and responsible bidder of all those that submitted bids; and

WHEREAS, management recommends that METRO enter into a contract with Alliance Bus Group, Inc. to purchase five (5) low floor paratransit vans for METROLift service, with a maximum contract amount of $812,740, which includes a one percent (1%) contingency, and an option to purchase up to five (5) additional low floor paratransit vans, subject to Board approval.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to execute a contract with Alliance Bus Group, Inc. to purchase five (5) low floor paratransit vans for METROLift service, with a maximum contract amount of $812,740, which includes a one percent (1%) contingency, and an option to purchase up to five (5) additional low floor paratransit vans, subject to Board approval.

Section 2. This Resolution is effective immediately upon passage.
I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.

Cydonii Fairfax  
Executive Vice President & General Counsel

PASSED this 26th day of March, 2020  
APPROVED this 26th day of March, 2020

ATTEST:

Carrin F. Patman  
Chair

Reca Perry  
Assistant Secretary
A RESOLUTION

APPROVING AND ACCEPTING METRO’S FISCAL YEAR 2019 COMPREHENSIVE ANNUAL FINANCIAL REPORT, INCLUDING THE INDEPENDENT AUDITOR’S REPORT ON METRO’S FINANCIAL STATEMENTS, AND KPMG LLP’S VERBAL REPORT ON METRO’S COMPLIANCE WITH SECTION 2256.023 OF THE TEXAS PUBLIC FUNDS INVESTMENT ACT, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECTS

WHEREAS, KPMG LLP has completed an independent audit of the financial statements of the Metropolitan Transit Authority of Harris County, Texas ("METRO") for the fiscal year ended September 30, 2019, and the related notes to the financial statements (the "Financial Statements"), in accordance with the auditing standards generally accepted in the U.S. and the standards applicable to financial audits contained in Government Auditing Standards issued by the Comptroller General of the U.S., and issued an unmodified audit opinion (the "Independent Auditor’s Report") indicating that the Financial Statements present fairly, in all material respects, the financial position of METRO as of September 30, 2019, and the changes in financial position and cash flows thereof for the years then ended in accordance with U.S. generally accepted accounting principles ("GAAP"); and

WHEREAS, KPMG LLP has briefed the Board of the Directors on its audit of the Financial Statements and made various required communications; and

WHEREAS, management has prepared a Comprehensive Annual Financial Report for METRO for the fiscal year ended September 30, 2019 using GAAP, which includes the Independent Auditor’s Report and the audited Financial Statements (the "CAFR"), and submitted the CAFR to the Board of Directors for approval and acceptance; and

WHEREAS, in accordance with the METRO Bylaws and the Texas Transportation Code, the Board of Directors is required to make such audited financial statements available for public inspection and to deliver them to certain state officials; and

WHEREAS, Chapter 2256.023 of the Texas Public Funds Investment Act requires that the authorized investment officer for METRO prepare and submit a written report of investment transactions of the authority to the Board of Directors not less than quarterly; and
WHEREAS, Chapter 2256.023 also requires that such reports be formally reviewed at least annually by an independent auditor, and that the auditor report the result of the review to the Board of Directors; and

WHEREAS, KPMG LLP has reviewed the monthly written investment reports that were provided by METRO's authorized investment officer to the Board of Directors for 2019, and verbally reported to the Board of Directors the results of its review in accordance with Section 2256.023 of the Texas Public Funds Investment Act.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The Board of Directors hereby approves and accepts METRO's Fiscal Year 2019 Comprehensive Annual Financial Report (attached hereto as Exhibit A), including the Independent Auditor's Report incorporated therein, and KPMG LLP's verbal report regarding its review of METRO's compliance with Section 2256.023 of the Texas Public Funds Investment Act.

Section 2. The Board of Directors hereby authorizes and directs the President & CEO or his designee to post the Comprehensive Annual Financial Report on the METRO website to make it available for public inspection and to deliver and/or file such report with certain officials of the State of Texas, including the Governor, the Lieutenant Governor, the Speaker of the House of Representatives and the state auditor, and any oversight and/or other agencies and organizations as appropriate to comply with applicable rules, regulations and laws.

Section 3. This Resolution is effective immediately upon passage.
I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.

Cydorni Fairfax
Executive Vice President & General Counsel

PASSED this 26th day of March, 2020
APPROVED this 26th day of March, 2020

Carrin F. Patman
Chair

Page 3 of 3
A RESOLUTION

APPROVING THE FISCAL YEAR 2020 POOL OF UNDERWRITERS, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas (“METRO”) engages underwriters to sell its debt in the open market; and

WHEREAS, METRO has compiled a list of pre-qualified underwriters based on the requirements specified in RFQ 1100003, from which it can select underwriters to perform such work; and

WHEREAS, the pool of pre-qualified underwriters is reviewed and updated annually for compliance to the standards of qualifications in RFQ 1100003; and

WHEREAS, thirty-three (33) underwriting firms have submitted their standards of qualifications for inclusion in METRO’s Fiscal Year 2020 pool of pre-qualified underwriters; and

WHEREAS, based on a review of such firms’ qualifications, management recommends approval of the following proposed pool of pre-qualified underwriters:

<table>
<thead>
<tr>
<th>Academy Securities</th>
<th>Morgan Stanley</th>
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<tbody>
<tr>
<td>Blaylock Beal Van, LLC</td>
<td>Multi-Bank Securities, Inc.</td>
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<tr>
<td>B of A Securities, Inc.</td>
<td>Piper Sandler &amp; Co.</td>
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<tr>
<td>BOK Financial Securities, Inc.</td>
<td>PNC Capital Markets LLC</td>
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<tr>
<td>Cabrera Capital Markets</td>
<td>Ramirez &amp; Co, Inc.</td>
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<tr>
<td>Citigroup Global Markets, Inc.</td>
<td>RBC Capital Markets</td>
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<tr>
<td>Estrada Hinojosa</td>
<td>Roberts &amp; Ryan Investments, Inc.</td>
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<tr>
<td>Goldman Sachs &amp; Co.</td>
<td>SAMCO Capital Markets</td>
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<tr>
<td>Hilltop Securities</td>
<td>Siebert Williams Shank &amp; Co.</td>
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<tr>
<td>Huntington Capital Markets</td>
<td>Stern Brothers</td>
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<tr>
<td>Jefferies &amp; Company</td>
<td>Stifel, Nicolaus &amp; Company, Inc.</td>
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<tr>
<td>J.P. Morgan Securities, LLC</td>
<td>UBS Financial Services Inc.</td>
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<tr>
<td>Loop Capital Markets</td>
<td>UMB Bank, N.A.</td>
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<td>Mesirow Financial</td>
<td>Wells Fargo Securities</td>
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<td>Mischler Financial Services</td>
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NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby approves the following pool of pre-qualified underwriters from which METRO can engage to sell its debt in the open market:
Section 2. This Resolution is effective immediately upon passage.

I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.

Cydomii Fairfax
Executive Vice President & General Counsel

PASSED this 26th day of March, 2020
APPROVED this 26th day of March, 2020

ATTEST:

Reca Perry
Assistant Secretary

Carrin F. Patman
Chair
A RESOLUTION

APPROVING THE PROPOSED UPDATES TO METRO'S SMALL BUSINESS ENTERPRISE PROGRAM, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, pursuant to Resolution 2005-107, the Metropolitan Transit Authority of Harris County, Texas ("METRO") established a Small Business/Disadvantaged Business Enterprise ("SBE/DBE") Program to provide contracting opportunities for small and disadvantaged businesses; and

WHEREAS, METRO is committed to making improvements to the SBE/DBE Programs to provide full and equal business opportunities which promote the economic vitality of the service region; and

WHEREAS, based on the foregoing, management recommends that METRO revise the SBE Program to allow SBE/DBE businesses to submit bids/proposals as a prime contractor in one submission and as a subcontractor in one other submission for the same project to increase contracting opportunities for SBE/DBE prime contractors; and

WHEREAS, management further recommends that METRO revise the SBE Program to require that SBE/DBE businesses acting as prime contractors subcontract at a minimum, fifty percent (50%) of the small business contract goal percentage to other SBE/DBE businesses to increase participation in the SBE Program.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby approves the abovementioned updates to METRO’s Small Business Enterprise Program to increase participation for small and disadvantaged prime contractors and increase overall participation in the Program.

Section 2. This Resolution is effective immediately upon passage.
I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.

Cydonia Fairfax
Executive Vice President & General Counsel

PASSED this 26th day of March, 2020
APPROVED this 26th day of March, 2020

ATTEST:

Reca Perry
Assistant Secretary

Carrin F. Patman
Chair
A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO NEGOTIATE AND EXECUTE CONTRACTS WITH INFRA TECH ENGINEERS & INNOVATORS, LLC, LAN (LOCKWOOD, ANDREWS & NEWMAN, INC.), MBCO ENGINEERING, LLC, MIDTOWN ENGINEERS, LLC, OTHON, INC., AND TEI (TRAFFIC ENGINEERS, INC.) TO PROVIDE PROFESSIONAL ARCHITECTURAL AND ENGINEERING SERVICES ON AN AS-NEEDED BASIS, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas ("METRO") requires professional architectural and engineering services for civil, traffic and universal accessibility design of improvements to various METRO bus stops, transit centers and park & ride locations on an as-needed basis; and

WHEREAS, METRO issued a Request for Qualifications for such professional architectural and engineering services and InfraTECH Engineers & Innovators, LLC, LAN (Lockwood, Andrews & Newman, Inc.), MBCO Engineering, LLC, Midtown Engineers, LLC, OTHON, INC., Consulting Engineers, and TEI (Traffic Engineers, Inc.), were determined by an evaluation committee to be the six (6) most qualified firms that submitted a proposal; and

WHEREAS, management recommends that METRO enter into a four (4) year contract to provide professional architectural and engineering services for civil, traffic, and universal accessibility design of improvements to various METRO bus stops, transit centers and park & ride locations on an as-needed basis with each of InfraTECH Engineers & Innovators, LLC, LAN (Lockwood, Andrews & Newman, Inc.), MBCO Engineering, LLC, Midtown Engineers, LLC, OTHON, INC., Consulting Engineers, and TEI (Traffic Engineers, Inc.), with an option to extend the contract term for an additional one (1) year period and subject to an aggregate maximum contract amount of $13,500,000.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to negotiate and execute a four (4) year contract to provide professional architectural and engineering services for civil, traffic, and universal accessibility design of improvements to various METRO bus stops, transit centers and park & ride locations on an as-needed basis with each of InfraTECH Engineers & Innovators, LLC, LAN (Lockwood, Andrews & Newman, Inc.), MBCO Engineering, LLC, Midtown Engineers, LLC, OTHON, INC., Consulting Engineers, and TEI (Traffic Engineers, Inc.), with an option to extend the contract term for an additional one (1) year period and subject to an aggregate maximum contract amount of $13,500,000.
(Lockwood, Andrews & Newman, Inc.), MBCO Engineering, LLC, Midtown Engineers, LLC, OTHON, INC., Consulting Engineers, and TEI (Traffic Engineers, Inc.), with an option to extend the contract term for an additional one (1) year period and subject to an aggregate maximum contract amount of $13,500,000.

Section 2. This Resolution is effective immediately upon passage.

I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.

Cydonii Fairfax
Executive Vice President & General Counsel

PASSED this 26th day of March, 2020
APPROVED this 26th day of March, 2020

ATTEST:

Reca Perry
Assistant Secretary

Carrin F. Patman
Chair
AUTHORIZING THE PRESIDENT & CEO TO NEGOTIATE AND EXECUTE A CONTRACT WITH ENTECH CIVIL ENGINEERS, INC. TO PROVIDE PROFESSIONAL ARCHITECTURAL AND ENGINEERING SERVICES FOR THE DESIGN OF MODIFICATIONS TO THE WEST BELLFORT PARK & RIDE, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas ("METRO") West Bellfort Park & Ride requires professional architectural and engineering services for the design of modifications to increase parking capacity and make universal accessibility and urban design enhancements to improve the customer experience; and

WHEREAS, METRO issued a Request for Qualifications for such professional architectural and engineering services and Entech Civil Engineers, Inc. was determined by an evaluation committee to be the most qualified firm that submitted a proposal; and

WHEREAS, management recommends that METRO enter into a contract with Entech Civil Engineers, Inc. to provide professional architectural and engineering services for the design of modifications to the West Bellfort Park & Ride, with a maximum contract amount of $5,000,000.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to negotiate and execute a contract with Entech Civil Engineers, Inc. to provide professional architectural and engineering services for the design of modifications to the West Bellfort Park & Ride, with a maximum contract amount of $5,000,000.

Section 2. This Resolution is effective immediately upon passage.
I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.

Cydonii Fairfax  
Executive Vice President & General Counsel

PASSED this 26th day of March, 2020  
APPROVED this 26th day of March, 2020

ATTEST:

Reca Perry  
Assistant Secretary

Carrin F. Patman  
Chair
A RESOLUTION

RESOLUTION 2020 - 45

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE A CONTRACT WITH THE LOWEST QUALIFIED PROPOSER WITHIN THE COMPETITIVE RANGE TO METRO'S REQUEST FOR PROPOSALS FOR RETAIL ELECTRICITY SERVICES, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas ("METRO") requires retail electricity services for METRO operations and facilities; and

WHEREAS, METRO issued a Request for Proposals for such retail electricity services and due to the daily fluctuation in rates will award a contract to the lowest qualified proposer within the competitive range after receiving approval from the METRO Board of Directors ("Board of Directors"); and

WHEREAS, based on the foregoing, management recommends that METRO enter into a five (5) year contract with the lowest qualified proposer within the competitive range to METRO's Request for Proposals for retail electricity services, with a maximum contract amount up to $22,886,850.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The Board of Directors hereby authorizes the President & CEO to execute a five (5) year contract with the lowest qualified proposer within the competitive range to METRO's Request for Proposals for retail electricity services, with a maximum contract amount up to $22,886,850.

Section 2. This Resolution is effective immediately upon passage.
I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.

Cydondi Fairfax  
Executive Vice President & General Counsel

PASSED this 26th day of March, 2020  
APPROVED this 26th day of March, 2020

Carrin F. Patman  
Chair

ATTEST:  
Reca Perry  
Assistant Secretary
A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO NEGOTIATE AND EXECUTE AN INTERLOCAL AGREEMENT WITH HARRIS COUNTY FOR HIGH-RESOLUTION STREET-LEVEL IMAGERY SERVICES USING LIGHT DETECTION AND RANGING TECHNOLOGY, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, multiple government entities including the City of Houston, Harris County, the Harris County Appraisal District, the Harris County Flood Control District, the Harris County Health Services, the Harris County Community Services Department, and the Harris County Toll Road Authority created an evaluation committee to select a vendor to provide high-resolution street-level imagery services using Light Detection and Ranging ("LIDAR") technology for data acquisition and data extraction; and

WHEREAS, Harris County has an agreement with the vendor to purchase the LIDAR technology, which is available for use by such government entities pursuant to a cost-sharing arrangement; and

WHEREAS, management recommends that the Metropolitan Transit Authority of Harris County, Texas ("METRO") enter into a one (1) year Interlocal Agreement with Harris County to use such LIDAR technology to conduct assessments of METRO facilities and properties for data acquisition and data extraction, for a maximum payment amount of $395,747, with four (4) options to extend the contract term for an additional one (1) year period; and

WHEREAS, such partnership is expected to result in data that will assist METRO in complying with certain requirements under the Americans with Disabilities Act and with its METRONext and Universal Accessibility initiatives.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to negotiate and execute a one (1) year Interlocal Agreement with Harris County to provide high-resolution street-level imagery services using LIDAR technology for data acquisition and data extraction of METRO facilities and properties, for a maximum payment amount of $395,747, with four (4) options to extend the contract term for an additional one (1) year period.

Section 2. This Resolution is effective immediately upon passage.
I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.

Cydonia Fairfax
Executive Vice President & General Counsel

PASSED this 26th day of March, 2020
APPROVED this 26th day of March, 2020

ATTEST:

Reca Perry
Assistant Secretary

Carrin F. Patman
Chair
A RESOLUTION

APPROVING AND ADOPTING THE PROPOSED METRO PUBLIC TRANSPORTATION AGENCY SAFETY PLAN, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Federal Transit Administration ("FTA") has adopted the principles and methods of Safety Management Systems ("SMS") as the basis for enhancing the safety of public transportation in the United States; and

WHEREAS, in accordance with Title 49 Part 673 of the Code of Federal Regulations, staff has developed an agency safety plan incorporating the SMS framework to manage safety, which has received the concurrence of the Texas Department of Transportation, METRO's state safety oversight agency; and

WHEREAS, management recommends that the Metropolitan Transit Authority of Harris County, Texas ("METRO") Board of Directors ("Board of Directors") approve the proposed METRO Public Transportation Agency Safety Plan, substantially in the form attached hereto as Exhibit A and certify compliance to the FTA.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The Board of Directors hereby approves and adopts the proposed METRO Public Transportation Agency Safety Plan implementing the SMS approach to managing safety, substantially in the form attached hereto as Exhibit A and authorizes staff to certify compliance to the FTA.

Section 2. This Resolution is effective immediately upon passage.
I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.

Cydonii Fairfax
Executive Vice President & General Counsel

PASSED this 26th day of March, 2020
APPROVED this 26th day of March, 2020

Carrin F. Patman
Chair
A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH THE HOUSTON DOWNTOWN MANAGEMENT DISTRICT FOR THE TRANSFER OF SEVEN (7) FEDERAL TRANSIT ADMINISTRATION-FUNDED BUSES, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, pursuant to Resolution 2016-40, the Metropolitan Transit Authority of Harris County, Texas ("METRO") entered into an Interlocal Agreement with the Houston Downtown Management District ("HDMD") for METRO to operate and maintain buses for the Greenlink Downtown Circulator service; and

WHEREAS, such agreement is set to expire on June 30, 2020 and HDMD has informed METRO that it intends to discontinue the service; and

WHEREAS, the parties desire to transfer ownership from HDMD to METRO of the seven (7) buses used to operate the Greenlink Downtown Circular service, which buses were purchased using funds from the Federal Transit Administration ("FTA") and have a remaining federal interest of $108,095.24 each; and

WHEREAS, following the transfer, such buses will be used by METRO for revenue service, included in METRO's equipment inventory records and maintained in accordance and in compliance with FTA requirements; and

WHEREAS, management recommends that the METRO Board of Directors authorize the President & CEO to negotiate and execute an agreement with HDMD for the transfer of the following seven (7) FTA-funded buses, with a maximum payment amount by METRO of $264,439.11:

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15GGE2711xc1092333
15GGE27111c1092334
15GGE2713c1092335
15GGE2715c1092336
15GGE2717c1092337
15GGE2719c1092338

NOW, THEREFORE, BE IT RESOLVED THAT:
Section 1. The METRO Board of Directors hereby authorizes the President & CEO to negotiate and execute an agreement with the Houston Downtown Management District for the transfer of the following seven (7) FTA-funded buses, with a maximum payment amount by METRO of $264,439.11:

15GGE2718c1092332
15GGE271xc1092333
15GGE2711c1092334
15GGE2713c1092335
15GGE2715c1092336
15GGE2717c1092337
15GGE2719c1092338

Section 2. This Resolution is effective immediately upon passage.

I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.

Cydonii Fairfax
Executive Vice President & General Counsel

PASSED this 26th day of March, 2020
APPROVED this 26th day of March, 2020

ATTEST:

Reca Perry
Assistant Secretary

Carrin F. Patman
Chair
A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO NEGOTIATE AND EXECUTE CONTRACTS WITH SILSBEE FORD, LAKE COUNTRY CHEVROLET, AND CREATIVE BUS SALES, INC. FOR THE PURCHASE OF NON-REVENUE VEHICLES, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas ("METRO") requires the purchase of eight (8) police vehicles, three (3) Braun wheelchair vans, six (6) Ford F250 pick-up trucks, and four (4) Ford F250 service body trucks ("non-revenue vehicles") to support various METRO operations; and

WHEREAS, pursuant to Resolution No. 1998-148, the Board of Directors authorized METRO to enter into an Intergovernmental Agreement with the Houston-Galveston Area Council ("H-GAC") for participation in H-GAC's Cooperative Purchasing Program, which program satisfies METRO's procurement requirements; and

WHEREAS, METRO is also a participant in a cooperative purchasing program with the Texas Local Government Purchasing Cooperative ("Cooperative"), pursuant to which it may utilize the BuyBoard online purchasing system to purchase various products, equipment and services; and

WHEREAS, purchases through the BuyBoard online purchasing system satisfy METRO's procurement requirements because the Cooperative's underlying contracts with the vendors of the BuyBoard are competitively procured; and

WHEREAS, management recommends that METRO enter into contracts using the cooperative purchasing schedule under H-GAC's Cooperative Purchasing Program with each of Lake Country Chevrolet to purchase eight (8) vehicles for the METRO Police Department, with a maximum contract amount of $372,420, and with Creative Bus Sales, Inc. to purchase three (3) Braun wheelchair vans for bus supervisors, with a maximum contract amount of $134,587.89; and

WHEREAS, management further recommends that METRO enter into a contract with Silsbee Ford through METRO's participation in the BuyBoard online purchasing system to purchase six (6) Ford F250
pick-up trucks and four (4) Ford F250 service body trucks for support to METRO’s Facilities Maintenance department, with a maximum contract amount of $300,340.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to negotiate and execute contracts using the cooperative purchasing schedule under H-GAC’s Cooperative Purchasing Program with each of Lake Country Chevrolet to purchase eight (8) vehicles for the METRO Police Department, with a maximum contract amount of $372,420, and with Creative Bus Sales, Inc. to purchase three (3) Braun wheelchair vans for bus supervisors, with a maximum contract amount of $134,587.89.

Section 2. The METRO Board of Directors hereby authorizes the President & CEO to negotiate and execute a contract with Silsbee Ford through METRO’s participation in the BuyBoard online purchasing system to purchase six (6) Ford F250 pick-up trucks and four (4) Ford F250 service body trucks for support to METRO’s Facilities Maintenance department, with a maximum contract amount of $300,340.

Section 3. This Resolution is effective immediately upon passage.

I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.

Cydomi Fairfax
Executive Vice President & General Counsel

PASSED this 26th day of March, 2020
APPROVED this 26th day of March, 2020

ATTEST:

Reca Perry
Assistant Secretary

Carrin F. Patman
Chair
A RESOLUTION

DELEGATING EMERGENCY AUTHORITY TO THE PRESIDENT & CEO AND HIS DESIGNEE(S) DURING THE COVID-19 PANDEMIC, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the global community is presently faced with an unprecedented health crisis due to the outbreak of a contagious respiratory virus known as coronavirus, or COVID-19, which has been deemed a pandemic by the World Health Organization; and

WHEREAS, the President of the United States has declared a national emergency, and the Governor of the State of Texas has declared a statewide public health disaster, as a result of COVID-19; and

WHEREAS, officials in the City of Houston, Harris County and other jurisdictions in the service area of the Metropolitan Transit Authority of Harris County, Texas ("METRO") have declared local public health emergencies and/or disasters to aid in the mitigation of, and emergency response to, the outbreak; and

WHEREAS, in accordance with the METRO Procurement Manual, METRO’s President & CEO has also declared a state of emergency so that he may waive the competitive bidding and/or small purchase requirements for procurements during the COVID-19 pandemic if such waiver(s) are necessary to effectively address and respond to the outbreak; and

WHEREAS, the METRO Board of Directors (the “Board of Directors”) desires to confirm that METRO’s President & CEO may make such waiver(s) during the pandemic, with approval of the Chair of the Board of Directors, or in the event of the Chair’s inaccessibility and immediate action is required, the First Vice-Chair of the Board of Directors, if necessary to allow METRO staff to make procurements in a timely and decisive manner to continue providing safe, clean, reliable and accessible public transportation services to the region and to protect the health and safety of METRO’s customers, staff, contractors, and community.

NOW, THEREFORE, BE IT RESOLVED THAT:

Page 1 of 2
Section 1. The Board of Directors hereby ratifies the President & CEO’s declaration of the existence of a state of emergency due to the spread of COVID-19 within the METRO service area for purposes of Section 6.3.1 of the METRO Procurement Manual.

Section 2. The Board of Directors further acknowledges and confirms that the President & CEO and his designee(s) are authorized during such emergency to waive the competitive bidding and/or small purchase requirements for a procurement in the event that such waiver(s) are necessary to effectively address and respond to the COVID-19 pandemic, subject to the prior discussion with and concurrence of the Chair of the Board of Directors, or in the event of the Chair’s inaccessibility and immediate action is required, the First Vice-Chair of the Board of Directors.

Section 3. The Board of Directors hereby acknowledges and confirms that this delegation of authority to the President & CEO and his designee(s) is effective throughout the duration of the COVID-19 pandemic and the national, state, county and local emergency and disaster declarations.

Section 4. This Resolution is effective immediately upon passage.

I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.

Cydorni Fairfax
Executive Vice President & General Counsel

PASSED this 26th day of March, 2020
APPROVED this 26th day of March, 2020

ATTEST:

Carrin F. Patman
Chair