

MINUTES
METROPOLITAN TRANSIT AUTHORITY
OF HARRIS COUNTY, TEXAS
BOARD OF DIRECTORS
REGULAR BOARD MEETING
APRIL 26, 2012

MOTIONS - 2012 - 23 to 2012 - 31
RESOLUTIONS - 2012- 29 to 2012 - 36

Presiding - Chairman of the Board, Gilbert A. Garcia, CFA

Board Members Present:

Allen D. Watson, Vice Chairman
(City of Houston)
Burt Ballanfant (Multi-Cities)
Christof Spieler (City of Houston)
Cindy Siegel (Multi-Cities)
Gary Stobb (Harris County)
Lisa Castañeda (Harris County)

Board Member Absent:

Honorable Dwight Jefferson
(City of Houston)
Carrin A. Patman (City of Houston)

The Regular Board Meeting of the Metropolitan Transit Authority Board of Directors was called to order at 9:03 a.m. by Chairman Gilbert A. Garcia.

Chairman Gilbert A. Garcia called for a motion for approval of the minutes for the Regular Board Meeting of March 22, 2012. Vice Chairman Watson moved for the approval of the minutes. Board Member Spieler seconded the Motion. All Board Members present voted in favor.

MOTION NO. 2012 - 23

Chairman Garcia next called on the members of the public who had signed up in advance of the meeting to make their comments.

Public Speakers:

Jogretta Williams - Ms. Williams requested a bus stop to serve the residents of Peppertree Manor Apartments located at Antoine and DeSoto Streets.

Mike Sullivan - Mr. Sullivan, City of Houston Council Member for District E, stated that he fully supports METRO's plans for a Park & Ride to serve the Southeast and Clearlake area.

Jerry Asher - Mr. Asher spoke regarding the abusive behavior of some young people on bus route 46 on Gessner Street.

Mark Hogue - Mr. Hogue suggested a bus route to serve the Mission Bend area and the First Baptist Church.

Karen Khristopher - Ms. Khristopher stated that she would like Mr. Greanias to be removed from his position as President & CEO.

Marci Perry - Ms. Perry supports METRO and does not want to continue the transfer of 25% General Mobility Funds to the City of Houston, Harris County and the Multi-Cities.

Kay Warhol - Ms. Warhol stated that she would like METRO to break ground on the University and Uptown light rail lines by the time the other light rail lines are open and wants transit money to be spent on transit.

Dan Barnum - Mr. Barnum stated that he would like METRO to build the five rail lines as planned, and he urges METRO to put forth a referendum to get rid of the system (General Mobility Fund.)

Carol Caul - Ms. Caul, Advocacy Chair for the Citizens' Transportation Coalition stated that she opposes the transfer of METRO transit funds for use for General Mobility and that METRO's purpose is to provide transit, not to raise revenue for other purposes.

James Llamas - Mr. Llamas stated that he opposes the transfer of METRO funds and only wants METRO funds spent on transit.

Mark Bennett - Mr. Bennett spoke regarding the recent Transportation Safety Administration and METRO Police Department Bus Safe exercises.

Amberia Smith - Ms. Smith spoke regarding the recent Transportation Safety Administration and METRO Police Department Bus Safe exercises.

Randall Kallinen - Mr. Kallinen spoke regarding the recent Transportation Safety Administration and METRO Police Department Bus Safe exercises.

Derrick Broze - Mr. Broze spoke regarding the recent Transportation Safety Administration and METRO Police Department Bus Safe exercises.

Robert Fickman - Mr. Fickman spoke regarding the recent Transportation Safety Administration and METRO Police Department Bus Safe exercises.

Earl Musick - Mr. Musick spoke regarding the recent Transportation Safety Administration and METRO Police Department Bus Safe exercises.

Michael Jackson - Mr. Jackson spoke regarding the recent Transportation Safety Administration and METRO Police Department Bus Safe exercises.

Steven Sussman - Mr. Sussman spoke regarding the recent Transportation Safety Administration and METRO Police Department Bus Safe exercises.

Brandon Suttles - Mr. Suttles spoke regarding the recent Transportation Safety Administration and METRO Police Department Bus Safe exercises.

Paul Kennedy - Mr. Kennedy spoke regarding the recent Transportation Safety Administration and METRO Police Department Bus Safe exercises.

Nick Carlson - Mr. Carlson spoke regarding the recent Transportation Safety Administration and METRO Police Department Bus Safe exercises.

Briana Moore - Ms. Moore spoke regarding the recent Transportation Safety Administration and METRO Police Department Bus Safe exercises.

Franklin Bynum - Mr. Bynum spoke regarding the recent Transportation Safety Administration and METRO Police Department Bus Safe exercises.

Chris Lindsey - Ms. Lindsey, Executive Director for the American Council of Engineering Companies of Houston, stated that she supports the continued funding of street and road improvements and the transfer of METRO funds for general mobility projects.

Sanjay Rami - Mr. Rami stated that he supports the continued funding of street and road improvements and the transfer of METRO funds for general mobility projects.

Mark Smith - Mr. Smith spoke about friends' incidents with METRO police while filming a park & ride, and another incident regarding an abandoned briefcase on a rail platform.

Chairman Garcia then called on George Greanias, President & CEO, for his report.

Mr. Greanias reported on the following matters:

- Scorecard - Mr. Greanias reported that he participated in 40 community events to better build community relationships. He also reported that the staff participated in five community events with local and small business to discuss METRO procurement processes.
- ADDY Awards - Mr. Greanias reported that the marketing staff won two silver ADDY awards for creative "stop think" train wrap and for the NCAA, Final Four Embrace the Madness Campaign.
- Triennial Review - Mr. Greanias reported that METRO received a very favorable Federal Transit Administration Triennial Review which found no deficiencies.
- Sales Tax Revenue - Mr. Greanias reported that sales tax revenues for April and March were up 8 percent above the estimates for this fiscal year. He also reported that METRO continues to make payments to pay off the backlog on the General Mobility Fund and had paid \$3.3 million a month.
- HLS&R Partnership - Mr. Greanias reported on the successful partnership with the Houston Livestock Show & Rodeo to provide transportation to rodeo events.
- June Service Changes - Mr. Greanias reported that a public meeting on April 30th will be held to discuss service changes, including transitioning

the Texas Medical Center employee shuttles, and extending the 87 Sunnyside to the Texas Medical Center Transit Center.

- METRO Family Day - Mr. Greanias reported on METRO's Annual Family Day held at METRO's Field Service Center.
- APTA Competition - Mr. Greanias recognized the winners of awards in the categories of Bus Operator, bus cleaner, rail maintenance, METRORail Operator, and bus maintenance.
- Safety Awards - Mr. Greanias recognized the winners of the safety awards for those individuals who have served METRO for 25 safe years without an incident. He also introduced the bus operators who have served METRO for 30 safe years.

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

Board Member Burt Ballanfant, Chair of the Capital Programs Committee, thanked the members of his committee for working toward a successful selection and procurement process.

Board Member Siegel, Chair of the Customer Service Committee, reported that her committee recommended for consideration two items on the consent agenda - the janitorial services contract and an agreement with the Houston Downtown Management District for a new Green Line.

Board Member Spieler, member of the Finance and Audit Committee, reported that the committee had several items on the agenda that were recommended to the Board.

President & CEO George Greanias gave a brief update on the General Mobility Program, the history of the program, the financials and the next steps in the process.

Chairman Garcia then called for consideration of the Consent Agenda Items Numbers 7, 8, and 9. A Motion was made by Board Member Ballanfant to remove item 8 from the consent agenda. The motion was seconded by Board Member Siegel. All Board Members present voted in favor of items 7 and 9.

MOTION NO. 2012 - 24

RESOLUTION NO. 2012 - 29: Authorization for the President & CEO to execute a one (1) year option to the contract with American Janitorial LTD to provide janitorial services for an amount not-to-exceed \$624,876.63

RESOLUTION NO. 2012 - 30: Authorization for the President & CEO to negotiate, execute and deliver a contract modification to design-build contract with Houston Rapid Transit to add redesign of the Southeast (purple) Line in coordination with the University of Houston for an amount not-to-exceed \$300,000

Chairman Garcia then called for consideration of agenda item number 10. A motion for approval of the item was made by Board Member Ballanfant and seconded by Board Member Siegel. All Board Members present voted in favor.

MOTION NO. 2012 - 25

RESOLUTION NO. 2012 - 31: Authorization for the President & CEO to issue a limited notice to proceed to HNTB in the amount not to exceed \$300,000 and authorization for the President & CEO to negotiate a professional services contract to HNTB for engineering design services for the Hughes Underpass on the East End (Green) Line

Chairman Garcia then called for consideration of agenda item number 11. A motion for approval of the item 11 (acceptance of the financial reports, including the investment report and the fuel hedge report) was made by Board Member Spieler and seconded by Vice Chairman Watson. All Board Members present voted in favor.

MOTION NO. 2012 - 26

Chairman Garcia then called for consideration of agenda item number 12. A motion for approval of the item was made by Board Member Spieler and seconded by Vice Chairman Watson. All Board Members present voted in favor.

MOTION NO. 2012 - 27

RESOLUTION NO. 2012 - 32: Approving Section 5317 New Freedom (NF) Projects and authorizing staff to perform grant actions as necessary for project implementation

Chairman Garcia then called for consideration of agenda item number 13. A motion for approval of the item was made by Board Member Spieler and seconded by Board Member Castañeda. All Board Members present voted in favor.

MOTION NO. 2012 - 28

RESOLUTION NO. 2012 - 33: Authorization for the President & CEO to reduce the credit agreements supporting METRO's Commercial Paper Notes program by \$100 million to a maximum principal amount of \$275 million

Chairman Garcia then called for consideration of agenda item number 14. A motion for approval of the item was made by Board Member Siegel and seconded by Board Member Spieler. All Board Members present voted in favor.

MOTION NO. 2012 - 29

RESOLUTION NO. 2012 - 34: Authorization for the President & CEO to execute and deliver an interlocal agreement with the Downtown District for a four (4) year period for

METRO to operate and maintain a small downtown shuttle bus service identified as the Green Link Circulator

Chairman Garcia then called for consideration of agenda item number 15. A motion for approval of the item was made by Board Member Ballanfant and seconded by Board Member Siegel. All Board Members present voted in favor.

MOTION NO. 2012 - 30

RESOLUTION NO. 2012 - 35: Authorization for the President & CEO to authorize a modification to the METRO Rail Expansion Design-Build Contract to allow the Main Street System Upgrades work to be performed under the contract with HRT for an amount not-to-exceed \$5,120,000

At 12:25 p.m., Chairman Garcia convened the meeting into EXECUTIVE SESSION, pursuant to the Texas Government Code §551.071, §551.072, §551.074, and §551.076 to consult with the Board's attorneys regarding pending or potential litigation, legal matters in which the attorneys' duties are governed by the State Bar of Texas Code of Conduct; deliberations pursuant to the Act, to deliberate the purchase, lease, exchange or value of real property; personnel matters, security matters and devices, and legal issues regarding contract negotiations that may result in potential litigation.

The regular Board meeting re-convened into public session at 12:50 p.m.

Chairman Garcia then called for consideration of agenda item number 16. A motion for approval of the item was made by Board Member Ballanfant and seconded by Board Member Spieler. All Board Members present voted in favor.

MOTION NO. 2012 - 31

RESOLUTION NO. 2012 - 36: Authorization for the President & CEO to negotiate, execute and deliver agreements for the acquisition of property and interest in property for transit purposes for IH-45 /EI Dorado Boulevard Park & Ride

Chairman Garcia announced that Item 17 will be pulled from the agenda in light of the Union's not voting in favor of the new labor contract.

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

The meeting adjourned at 12:53 p.m.

The date for the next Regular Board Meeting is Thursday, May 31, 2012 at 9:00 a.m.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Alva I. Treviño".

Alva I. Treviño
General Counsel and Assistant Board Secretary