

MINUTES
METROPOLITAN TRANSIT AUTHORITY
OF HARRIS COUNTY, TEXAS
BOARD OF DIRECTORS
REGULAR BOARD MEETING
June 28, 2012

MOTIONS - 2012 - 38 to 2012 - 49
RESOLUTIONS - 2012- 48 to 2012 - 65

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

Board Members Present:

Allen D. Watson, Vice Chairman
(City of Houston)
Burt Ballanfant (Multi-Cities)
Honorable Dwight Jefferson
(City of Houston)
Carrin A. Patman (City of Houston)
Christof Spieler (City of Houston)
Gary Stobb (Harris County)
Lisa Castañeda (Harris County)

Board Member Absent:

Cindy Siegel (Multi-Cities)

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 May 31, 2012. Vice Chairman Watson moved for the approval of the minutes. Board Member Jefferson seconded the Motion. All Board Members present voted in favor.

MOTION NO. 2012 - 38

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:

Victoria Gilkerson - Ms. Gilkerson spoke regarding the accuracy of trip information given to customers when they call in for METROLift services.

Reginald Jones - Mr. Jones spoke regarding METRO bus operators allowing customers to board the bus without having the correct fare.

Mark Smith - Mr. Smith spoke regarding METRO's bus fare policy in that he contended that cash paying customers overpaid for fares.

Mark Hogue - Mr. Hogue requested bus service on Voss to Westheimer, and generally regarding request for bus service in other areas.

Yolanda Stevens - Ms. Stevens spoke regarding a collision she had with a bus and the handling of the subsequent police report.

Dorothy Moore - Ms. Moore spoke regarding the timing of METROLift service, and the areas where customers are dropped off.

Dominic Mazoch - Mr. Mazoch spoke regarding Megabus service that he recently rode from Houston to San Antonio, and the development of roads and infrastructure in outlying areas and the use of General Mobility monies.

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

Mr. Greanias reported on the following matters:

- METRO's Internship Program
- Introduction of METRO's MBA Program graduates
- High Occupancy Vehicle (HOT) Lanes Update
- Fannin South Parking Lot
- METRO Awards- Government Finance Officers Association Award

Chairman Garcia gave his report on the General Mobility Fund Referendum-reporting that METRO had conducted a public meeting to solicit public comment and that there is a plan to propose options for the ballot language and approve the ballot language for the election on November 6th.

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

Board Member Burt Ballanfant, Chair of the Capital Programs Committee, reported that the committee had received a briefing on the progress of the rail lines.

Board Member Jefferson, Chair of the Finance/Audit Committee, reported on May sales tax revenues, general mobility fund escrow, and the operating and capital programs budgets. Board Member Jefferson also reported on the METRO multi-city property tax values and tax rates.

Vice Chairman Watson, Chair of the People Committee stated that he did not have anything to report from this committee.

Chairman Garcia called for a presentation of item number 6 on the agenda. Doug Riehl with Houston Rapid Transit presented on the progress with the light rail line projects, including safety and lost time rates, project status, local workforce usage, SBE/DBE summary, HRT's participation in City of Houston Demolition Day, and the Opening Day for Dynamo Stadium.

Chairman Garcia then called for consideration of the Consent Agenda Items Numbers 7, 8, 9, 10, 11, 12, 13, 14, 15, and 16. The Motion was made by Board Member Spieler and seconded by Board Member Jefferson. All Board Members present voted in favor.

MOTION NO. 2012 - 39

By Motion, as reflected in these minutes, the Board approved the acceptance of the monthly committee reports including the investment and financial reports and passed the following resolutions:

RESOLUTION NO. 2012 - 48: Authorizing the President & CEO to negotiate, execute and deliver a contract with United Healthcare to provide administrative services and stop loss coverage in combined amounts not to exceed \$4,276,092

RESOLUTION NO. 2012 - 49: Authorizing the President & CEO to negotiate, execute and deliver a two year contract with Delta Dental, Inc. to provide dental coverage insurance for METRO employees for an amount not to exceed \$1,197,846 for FY2013 through FY2014

RESOLUTION NO. 2012 - 50: Authorizing the President & CEO to negotiate, execute and deliver a three year contract with UHC Vision to provide a vision care insurance plan for METRO employees in an amount not to exceed a total of \$356,541 for FY2013 through FY2015

RESOLUTION NO. 2012 - 51: Authorizing the President & CEO to negotiate, execute and deliver a three year contract with Cigna to provide life insurance and long term disability coverage for METRO employees for an amount not to exceed a total of \$2,736,774 paid over FY2013 through FY2015

RESOLUTION NO. 2012 - 52: Authorizing the President & CEO to negotiate, execute and deliver a one year contract with Kelsey Seybold to provide medicare advantage coverage for medicare-eligible retirees in an amount not to exceed \$54,810 in FY2013

RESOLUTION NO. 2012 - 53: Authorizing the President & CEO to negotiate, execute and deliver a three year contract with Extend Health to provide medicare exchange and health reimbursement account services for METRO retirees in an amount not to exceed \$41,683 for FY2013 through 2015

RESOLUTION NO. 2012 - 54: Authorizing the President & CEO to negotiate, execute and deliver an interagency agreement with the Texas Transportation Institute (TTI) in an amount not to exceed \$1,000,000 for a four (4) year term master research agreement for transportation research projects; the agreement will be managed at a not-to-exceed value of \$250,000 annually for research projects

RESOLUTION NO. 2012 - 55: Authorizing the President & CEO to negotiate, execute and deliver a contract modification with HMMH, Inc. for noise and vibration analysis services, extending the contract term for one (1) year for an amount not to exceed \$100,000

RESOLUTION NO. 2012 - 56: Authorizing the President & CEO to authorize a modification to the MetroRail HRT Design-Build contract for the design of the second expansion of the Rail Operations Center (ROC) yard storage tract and the installation of nine (9) Overhead Catenary System (OCS) pole foundations for an amount not to exceed \$385,549

Chairman Garcia then called for consideration of agenda item number 17. A motion for approval of the item was made by Board Member Jefferson and seconded by Board Member Ballanfant. All Board Members present voted in favor.

MOTION NO. 2012 - 40

RESOLUTION NO. 2012 - 57: Approving Section 5316 Job Access Reverse Commute (JARC) projects; authorizing staff to perform grant actions as necessary for project implementation

Chairman Garcia then called for consideration of agenda item number 18. A motion for approval of the item was made by Board Member Spieler and seconded by Board Member Stobb. All Board Members present voted in favor.

MOTION NO. 2012 - 41

RESOLUTION NO. 2012 - 58: Authorizing the President & CEO to negotiate, execute and deliver a contract with Hallmark Farrell for the rehabilitation of the roof at the Hiram Clarke Bus Operating Facility for an amount not to exceed \$1,094,337

Chairman Garcia then called for consideration of agenda item number 19. A motion for approval of the item was made by Board Member Spieler and seconded by Board Member Jefferson. All Board Members present voted in favor.

MOTION NO. 2012 - 42

RESOLUTION NO. 2012 - 59: Authorizing the President & CEO to negotiate, execute and deliver a contract to National Bus Sales and Leasing, Inc. for the purchase of forty (40) ARBOC buses in an amount not to exceed \$6,423,632

Chairman Garcia then called for consideration of agenda item number 20. 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 - 43

RESOLUTION NO. 2012 - 60: Authorizing the President & CEO to negotiate, execute and deliver a contract modification to Simmons Machine Tool Corporation for maintenance of the rail wheel truing machine extending the term of the contract for one (1) year and for an amount not to exceed \$40,500

Chairman Garcia then called for consideration of agenda item number 21. 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 - 44

RESOLUTION NO. 2012 - 61: Authorizing the President & CEO to negotiate, execute and deliver a contract with ANA Laboratories, Inc., in an amount not to exceed \$315,135 for laboratory testing and analysis of fluids, gases and waste liquids

Chairman Garcia then called for consideration of agenda item number 22. A motion for approval of the item was made by Board Member Spieler and seconded by Board Member Stobb. All Board Members present voted in favor.

MOTION NO. 2012 - 45

RESOLUTION NO. 2012 - 62: Authorizing the President & CEO to negotiate, execute and deliver an interlocal agreement with the Texas Department of Transportation for the relocation of METRO data fiber cable in conjunction with the U.S. 290 reconstruction project

Chairman Garcia then called for consideration of agenda item number 23. A motion for approval of the item was made by Board Member Spieler and seconded by Board Member Jefferson. All Board Members present voted in favor.

MOTION NO. 2012 - 46

RESOLUTION NO. 2012 - 63: Authorizing the President & CEO to negotiate, execute and deliver an interlocal agreement with the Greenspoint Management District for the relocation of the METRO data fiber cable required for its sidewalk beautification project

Chairman Garcia then called for consideration of agenda item number 24. A motion for approval of the item was made by Board Member Spieler and seconded by Board Member Patman. All Board Members present voted in favor.

MOTION NO. 2012 - 47

RESOLUTION NO. 2012 - 64: Authorizing the President to negotiate, execute and deliver five (5) contracts for the purchase of off road equipment for a total amount not to exceed \$1,171,774

Chairman Garcia then called for consideration of agenda item number 25. A motion to withdraw the item from consideration was made by Board Member Watson. Board Member Ballanfant accepted the motion. All Board Members present voted in favor of withdrawing the item from consideration.

MOTION NO. 2012 – 48

At 11:04 a.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 11:40 a.m.

Chairman Garcia then called for consideration of agenda item number 26. A motion for was made for approval of the item by Board Member Ballanfant. The motion was seconded by Board Member Patman. Vice Chairman Watson voted nay. All other Board Members present voted in favor.

MOTION NO. 2012 - 49

RESOLUTION NO. 2012 - 65: Authorizing the President & CEO to utilize METRO's job-order contract for the construction of the re-configuration at University of Houston for an amount not to exceed \$1,200,000 and request authorization to exceed the current work authorization limit of \$200,000 under the job-order contract

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

The meeting adjourned at 11:44 a.m.

The date for the next Regular Board Meeting is Thursday, July 26, 2012 at 9:00 a.m.

Respectfully submitted,



Alva I. Treviño
General Counsel and Assistant Board Secretary