

A RESOLUTION

ACCEPTING THE JUNE 2023 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 June 2023; 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 finance and audit-related reports and supporting documents, including the Compliance Report for the period ended May 31, 2023, the June 2023 Sales & Use Tax Report, the May 2023 Investment Report, the May 2023 Debt Report, the May 2023 Monthly Performance Report, and the Monthly Report of the Chief Financial Officer dated June 22, 2023 (collectively, the “Finance and Audit materials”); and

WHEREAS, the Board of Directors has reviewed such materials, including the May 2023 Investment Report.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The Board of Directors hereby accepts the June 2023 Finance and Audit Committee, Administration Committee, Capital and Strategic Planning Committee, Joint Development and Land Use Committee and Public Safety, Customer Service & Operations Committee monthly reports and the Finance and Audit materials, including the May 2023 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.



Cydonii V. Fairfax
Executive Vice President & General Counsel

PASSED this 29th day of June, 2023
APPROVED this 29th day of June, 2023

ATTEST:



Jessica Gonzalez
Assistant Secretary



Sanjay Ramabhadran
Chair

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE A CONTRACT WITH FLINT RIVER LOGISTICS TO PROVIDE WINDOW WASHING SERVICES AT METRO'S ADMINISTRATION BUILDING, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas ("METRO") requires window washing services at METRO's Administration Building; and

WHEREAS, METRO issued an Invitation for Bids for such window washing services and Flint River Logistics was the lowest responsive and responsible bidder of all those that submitted bids; and

WHEREAS, management recommends that METRO enter into a two (2) year contract with one (1) option to extend the contract term for an additional one (1) year period with Flint River Logistics to provide these window washing services at METRO's Administration Building, with a maximum contract amount of \$269,894.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to execute a two (2) year contract with one (1) option to extend the contract term for an additional one (1) year period with Flint River Logistics to provide window washing services at METRO's Administration Building, with a maximum contract amount of \$269,894.

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 V. Fairfax
Executive Vice President & General Counsel

PASSED this 29th day of June, 2023
APPROVED this 29th day of June, 2023

ATTEST:


Jessica Gonzalez
Assistant Secretary




Sanjay Ramabhadran
Chair

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE A CONTRACT WITH NEW FLYER OF AMERICA, INC. FOR THE PURCHASE OF HEAVY DUTY 40-FOOT CLEAN DIESEL TRANSIT BUSES, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas (“METRO”) requires the purchase of one hundred sixty (160) heavy duty 40-foot clean diesel transit buses to replace existing buses that have reached the end of their useful life; and

WHEREAS, METRO issued an Invitation for Bids for such heavy duty 40-foot clean diesel transit buses and New Flyer of America, 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 New Flyer of America, Inc. to purchase one hundred sixty (160) heavy duty 40-foot clean diesel transit buses, with a maximum purchase price of \$126,588,000, which includes a ten percent (10%) owner-controlled contingency of \$11,508,000.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to execute a contract with New Flyer of America, Inc. to purchase one hundred sixty (160) heavy duty 40-foot clean diesel transit buses, with a maximum purchase price of \$126,588,000, which includes a ten percent (10%) owner-controlled contingency of \$11,508,000.

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.

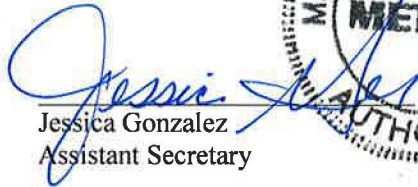

Cydonii V. Fairfax

Executive Vice President & General Counsel

PASSED this 29th day of June, 2023

APPROVED this 29th day of June, 2023

ATTEST:


Jessica Gonzalez
Assistant Secretary





Sanjay Ramabhadran
Chair

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE A CONTRACT MODIFICATION WITH BAE SYSTEMS CONTROLS, INC. TO EXTEND THE CONTRACT TERM FOR EXTENDED WARRANTY AND ASSOCIATED LABOR COVERAGE SERVICES, AND TO INCREASE THE MAXIMUM CONTRACT AMOUNT, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, pursuant to Resolution 2014-123, the Metropolitan Transit Authority of Harris County, Texas (“METRO”) entered into an eight (8) year contract with BAE Systems Controls, Inc. (“Contractor”) to provide extended warranty and associated labor coverage services for the hybrid system components of METRO’s one hundred seventy-six (176) Orion diesel hybrid electric buses, with a maximum contract amount of \$16,220,160; and

WHEREAS, pursuant to Resolution 2021-132, METRO entered into a contract modification with Contractor to extend the term of the contract for an additional one (1) year period and to increase the maximum contract amount by \$2,190,144, resulting in a new maximum contract amount of \$18,410,304; and

WHEREAS, the contract is set to expire and METRO requires continued extended warranty and associated labor coverage services for its existing fleet due to supply-chain issues delaying the arrival of replacement diesel hybrid electric buses; and

WHEREAS, based on the foregoing, management recommends that METRO enter into a modification of its existing contract with Contractor to extend the contract term for an additional one (1) year period through November 1, 2024 to provide these continued extended warranty and associated labor coverage services for one hundred seventy-six (176) Orion diesel hybrid electric buses, and to increase the maximum contract amount by \$1,467,140, resulting in a new maximum contract amount of \$19,877,444.


NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to execute a modification of its existing contract with BAE Systems Controls, Inc. to extend the contract term for an additional one (1) year period through November 1, 2024 to provide continued extended warranty and

associated labor coverage services for one hundred seventy-six (176) Orion diesel hybrid electric buses, and to increase the maximum contract amount by \$1,467,140, resulting in a new maximum contract amount of \$19,877,444.

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 V. Fairfax
Executive Vice President & General Counsel

PASSED this 29th day of June, 2023
APPROVED this 29th day of June, 2023

ATTEST:


Jessica Gonzalez
Assistant Secretary




Sanjay Ramabhadran
Chair

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE A CONTRACT WITH MTG CONSTRUCTION & RENOVATION LLC TO PROVIDE REPLACEMENT AND INSTALLATION SERVICES FOR NEW TACTILES ALONG THE METRORAIL RED LINE, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas (“METRO”) requires replacement and installation services for new detectable pavers (“tactiles”) along the METRORail Red Line; and

WHEREAS, METRO issued an Invitation for Bids for such replacement and installation services and MTG Construction & Renovation LLC was the lowest responsive and responsible bidder of all those that submitted bids; and

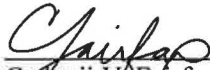
WHEREAS, management recommends that METRO enter into a two (2) year contract with MTG Construction & Renovation LLC to provide these replacement and installation services for new tactiles along the METRORail Red Line, with a maximum contract amount of \$419,300.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to execute a two (2) year contract with MTG Construction & Renovation LLC to provide replacement and installation services for new tactiles along the METRORail Red Line, with a maximum contract amount of \$419,300.

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 V. Fairfax

Executive Vice President & General Counsel

PASSED this 29th day of June, 2023

APPROVED this 29th day of June, 2023

ATTEST:


Jessica Gonzalez
Assistant Secretary





Sanjay Ramabhadran
Chair

A RESOLUTION

APPROVING METRO'S SUBMISSION OF THE BIKE AND RIDE TO TRANSIT APPLICATION TO THE TEXAS DEPARTMENT OF TRANSPORTATION'S 2023 TRANSPORTATION ALTERNATIVES SET-ASIDE CALL FOR PROJECTS, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Texas Department of Transportation ("TxDOT") issued a call for projects in December 2022 for communities to apply for funding assistance through the Transportation Alternatives Set-Aside ("TA") Program; and

WHEREAS, the TA funds may be used for development of planning documents to assist communities of any size in developing non-motorized transportation networks and the Metropolitan Transit Authority of Harris County, Texas ("METRO") desires to apply for such funds; and

WHEREAS, the TA funds require a local match, comprised of cash or Transportation Development Credits ("TDCs"), if eligible, and METRO would be responsible for all non-reimbursable costs and 100% of overruns, if any, for TA funds; and

WHEREAS, management recommends that the METRO Board of Directors approve METRO's submission of the 2023 TA Detailed Application to TxDOT attached hereto as Exhibit A, approve funding the project as described in Exhibit A, approve METRO's commitment to the project's development, financing, management, adoption and implementation of completed planning documents, authorize the President & CEO to negotiate and execute an agreement with TxDOT by resolution or ordinance, should the project be selected for funding, and authorize the President & CEO to approve administrative actions as required by the grant.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby approves METRO's submission of the 2023 TA Detailed Application to the Texas Department of Transportation ("TxDOT") attached hereto as Exhibit A, approves funding the project as described in Exhibit A, approves METRO's commitment to the project's development, financing, management, adoption and implementation of completed planning documents, authorizes the President & CEO to negotiate and execute an agreement with TxDOT should the project be

selected for funding, and authorizes the President & CEO to approve administrative actions as required by the grant.

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 V. Fairfax
Executive Vice President & General Counsel

PASSED this 29th day of June, 2023
APPROVED this 29th day of June, 2023

ATTEST:



Jessica Gonzalez
Assistant Secretary



Sanjay Ramabhadran
Chair

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO NEGOTIATE AND EXECUTE A CONTRACT WITH EACH OF BGE, INC. AND TERRACON CONSULTANTS, INC. TO PROVIDE ENVIRONMENTAL ENGINEERING AND ASSESSMENT 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 environmental engineering and assessment services on an as needed basis to support METRO operations and capital projects; and

WHEREAS, METRO issued a Request for Qualifications for such environmental engineering and assessment services and BGE, Inc. and Terracon Consultants, Inc. were determined by an evaluation committee to be the two (2) most qualified firms that submitted a proposal and that also offered METRO the most advantages; and

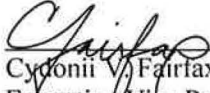
WHEREAS, management recommends that METRO enter into a five (5) year contract with one (1) option to extend the contract term for an additional one (1) year period with each of BGE, Inc. and Terracon Consultants, Inc. to provide these environmental engineering and assessment services on an as needed basis, with a maximum contract amount of \$4,000,000.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to negotiate and execute a five (5) year contract with one (1) option to extend the contract term for an additional one (1) year period with each of BGE, Inc. and Terracon Consultants, Inc. to provide environmental engineering and assessment services on an as needed basis, with a maximum contract amount of \$4,000,000.


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 V. Fairfax
Executive Vice President & General Counsel

PASSED this 29th day of June, 2023
APPROVED this 29th day of June, 2023

ATTEST:


Jessica Gonzalez
Assistant Secretary




Sanjay Ramabhadran
Chair

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO NEGOTIATE AND EXECUTE A CONTRACT WITH MCKINSTRY ESSENTION LLC TO PROVIDE CONSULTING SERVICES FOR THE DEVELOPMENT OF A SOLAR POWER AND SOLAR STORAGE PILOT PROJECT AT THE WEST BUS OPERATING FACILITY AND TOWNSEN PARK & RIDE FACILITY, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas (“METRO”) requires consulting services for the development of a solar power and solar storage pilot project at the West Bus Operating Facility and Townsen Park & Ride Facility as part of METRO’s Climate Action Plan; and

WHEREAS, pursuant to Resolution 2018-85, METRO entered into an interlocal agreement with Region VIII Education Service Center to participate in The Interlocal Purchasing System (“TIPS”); and

WHEREAS, purchases through TIPS satisfy METRO’s procurement requirements because the underlying contracts with the vendors of TIPS are competitively procured; and


WHEREAS, based on the foregoing, management recommends that METRO enter into a one (1) year contract with McKinstry Essention LLC through its participation in TIPS to provide these consulting services for the development of a solar power and solar storage pilot project at the West Bus Operating Facility and Townsen Park & Ride Facility, with a maximum contract amount of \$6,145,000.

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 contract with McKinstry Essention LLC through its participation in The Interlocal Purchasing System to provide consulting services for the development of a solar power and solar storage pilot project at the West Bus Operating Facility and Townsen Park & Ride Facility, with a maximum contract amount of \$6,145,000.

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 Y. Fairfax
Executive Vice President & General Counsel

PASSED this 29th day of June, 2023
APPROVED this 29th day of June, 2023

ATTEST:


Jessica Gonzalez
Assistant Secretary




Sanjay Ramabhadran
Chair

A RESOLUTION

APPROVING THE PROPOSED AUGUST 2023 SERVICE CHANGES AND SERVICE EQUITY ANALYSIS EVALUATING SUCH CHANGES, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas (“METRO”) implements regular service changes during the year, typically in or around January, May/June, and August, after a public hearing is held in accordance with the requirements of the Federal Transit Administration Circular 4702.1B, including after analyzing the changes to ensure that they will not result in a disparate impact based on race, color, or national origin or disproportionate burdens to low income populations, or examining the availability of alternatives and avoiding, minimizing or mitigating impacts where practicable; and

WHEREAS, it is proposed that METRO make certain modifications including increasing and restoring Park & Ride service to pre-COVID service levels and addressing overloads on local bus routes and Park & Ride services (collectively, the “August 2023 Service Changes”); and

WHEREAS, METRO has conducted a service equity analysis which determined that such changes will not have a disparate impact based on race, color, or national origin; and

WHEREAS, the proposed changes will create a disproportionate burden to low income populations by providing more service on non-low income routes for the August 2023 Service Changes but this is offset by the higher service provided to non-low income routes during the January 2023 Service Changes and June 2023 Service Changes; and

WHEREAS, METRO has examined the availability of alternatives and taken steps to avoid, minimize, or mitigate impacts where practicable which include changes during the January 2023 Service Changes and June 2023 Service Changes; and

WHEREAS, METRO held a Public Hearing on June 7, 2023 to discuss the proposed August 2023 Service Changes which are expected to have an estimated financial impact of \$775,400 in operating costs in fiscal year 2024 and an annualized cost of \$6,791,200 in fiscal year 2024; and


WHEREAS, following such public participation, management has reported the findings of the service equity analysis and a summary of the public comments on the proposed changes to the Public Safety, Customer Service and Operations Committee (the "Committee") of the METRO Board of Directors (the "Board of Directors") and management and the Committee recommend that the Board of Directors approve the proposed August 2023 Service Changes and the service equity analysis evaluating such changes, after reviewing and considering such information.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The Board of Directors hereby approves the proposed August 2023 Service Changes and service equity analysis evaluating such changes, as outlined in the presentation attached hereto as Exhibit A.

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 V. Fairfax
Executive Vice President & General Counsel

PASSED this 29th day of June, 2023
APPROVED this 29th day of June, 2023

ATTEST:


Jessica Gonzalez
Assistant Secretary




Sanjay Ramabhadran
Chair

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO NEGOTIATE AND EXECUTE A SOLE SOURCE CONTRACT WITH TRAPEZE SOFTWARE GROUP, INC. TO PROVIDE MOBILE DATA TERMINALS FOR METROLIFT 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 mobile data terminals (“MDTs”) to replace existing MDTs that have reached the end of their useful life for METROLift vehicles; and

WHEREAS, METRO currently licenses the software of Trapeze Software Group, Inc. (“Contractor”) to provide a scheduling system to send and receive trip information, send turn by turn directions to the driver, and record trip start and end times for the METROLift service which is only compatible with Contractor’s MDTs; and


WHEREAS, based on the foregoing, management recommends that METRO enter into a one (1) year sole source with Contractor to provide these MDTs for METROLift vehicles, with a maximum contract amount of \$170,004.15.

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 sole source with Trapeze Software Group, Inc. to provide mobile data terminals for METROLift vehicles, with a maximum contract amount of \$170,004.15.

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 V. Fairfax
Executive Vice President & General Counsel


PASSED this 29th day of June, 2023
APPROVED this 29th day of June, 2023

ATTEST:



Jessica Gonzalez
Assistant Secretary





Sanjay Ramabhadran
Chair

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO NEGOTIATE AND EXECUTE A CONTRACT MODIFICATION WITH ADS SYSTEM SAFETY CONSULTING, LLC TO INCREASE THE MAXIMUM CONTRACT AMOUNT FOR SAFTY CONSULTING SERVICES, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, pursuant to Resolution 2020-30, the Metropolitan Transit Authority of Harris County, Texas (“METRO”) entered into a contract with ADS System Safety Consulting, LLC to provide safety consulting services, with a maximum contract amount of \$1,250,000; and

WHEREAS, METRO has utilized a higher than expected volume of services which has reduced the remaining capacity under the contract to support METRO’s needs through the contract expiration date; and

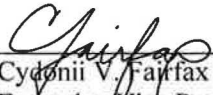
WHEREAS, based on the foregoing, management recommends that METRO enter into a modification of its existing contract with ADS System Safety Consulting, LLC for these safety consulting services to increase the maximum contract amount by \$250,000, resulting in a new maximum contract amount of \$1,500,000.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to negotiate and execute a modification of its existing contract with ADS System Safety Consulting, LLC for safety consulting services to increase the maximum contract amount by \$250,000, resulting in a new maximum contract amount of \$1,500,000.

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 V. Fairfax
Executive Vice President & General Counsel

PASSED this 29th day of June, 2023
APPROVED this 29th day of June, 2023

ATTEST:


Jessica Gonzalez
Assistant Secretary




Sanjay Ramabhadran
Chair