

A RESOLUTION

ACCEPTING THE FEBRUARY 2024 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 February 2024; 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 January 31, 2024, the February 2024 Sales & Use Tax Report, the January 2024 Investment Report, the January 2024 Debt Report, the January 2024 Monthly Performance Report, and the Monthly Report of the Chief Financial Officer dated February 27, 2024 (collectively, the “Finance and Audit materials”); and

WHEREAS, the Board of Directors has reviewed such materials, including the January 2024 Investment Report.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The Board of Directors hereby accepts the February 2024 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 January 2024 Investment Report.

Section 2. This Resolution is effective immediately upon passage.

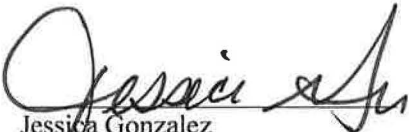
I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.



Cydonii V. Fairfax
Executive Vice President & General Counsel

PASSED this 29th day of February, 2024
APPROVED this 29th day of February, 2024

ATTEST:



Jessica Gonzalez
Assistant Secretary



Elizabeth Gonzalez Brock
Chair

A RESOLUTION

AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO EXECUTE A CONTRACT WITH CUMMINS SOUTHERN PLAINS LLC FOR SUPPLEMENTAL MAINTENANCE AND REPAIR SERVICES OF CUMMINS DIESEL AND COMPRESSED NATURAL GAS ENGINES, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas (“METRO”) requires supplemental maintenance and repair services for its transit vehicles with Cummins diesel and compressed natural gas (“CNG”) engines in the event that METRO does not have adequate staff to perform these services; and

WHEREAS, METRO issued an Invitation for Bids for such supplemental maintenance and repair services and Cummins Southern Plains 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 Cummins Southern Plains LLC to provide these supplemental maintenance and repair services for its transit vehicles with Cummins diesel and CNG engines, with a maximum contract amount of \$1,500,000.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the chief executive officer to execute a two (2) year contract with Cummins Southern Plains LLC to provide supplemental maintenance and repair services for its transit vehicles with Cummins diesel and CNG engines, with a 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 February, 2024
APPROVED this 29th day of February, 2024

ATTEST:


Jessica Gonzalez
Assistant Secretary




Elizabeth Gonzalez Brock
Chair

A RESOLUTION

AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO EXECUTE A CONTRACT WITH FLEET POWER WASHERS LLC FOR DEEP PRESSURE WASHING SERVICES OF THE SOUTH PORTION OF 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 deep pressure washing services for the south portion of the METRORail Red Line; and

WHEREAS, METRO issued an Invitation for Bids for such deep pressure washing services and Fleet Power Washers LLC was the lowest responsive and responsible bidder of all those that submitted bids; and

WHEREAS, management recommends that METRO enter into a contract with Fleet Power Washers LLC to provide these deep pressure washing services for the south portion of the METRORail Red Line, with a maximum contract amount of \$302,325.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the chief executive officer to execute a contract with Fleet Power Washers LLC to provide deep pressure washing services for the south portion of the METRORail Red Line, with a maximum contract amount of \$302,325.

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 February, 2024

APPROVED this 29th day of February, 2024

ATTEST:


Jessica Gonzalez
Assistant Secretary




Elizabeth Gonzalez Brock
Chair

A RESOLUTION

APPROVING THE SECTION 5307 URBANIZED AREA FORMULA, 5337 STATE OF GOOD REPAIR, AND 5339 BUS AND BUS FACILITIES PROGRAMS AND PROJECTS AND AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO DIRECT GRANT ACTIONS AS NECESSARY, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas (“METRO”) is the designated recipient of Section 5307 Urbanized Area Formula (“5307 Grant”), Section 5337 State of Good Repair (“5337 Grant”), and Section 5339 Bus and Bus Facilities (“5339 Grant”) grant funds for the Houston Urbanized Area; and

WHEREAS, a Project Evaluation Team composed of representatives from METRO, the Houston Galveston Area Council, Harris County, Fort Bend County, and Gulf Coast Transit District reviewed eligible projects to apply the grant funds, consistent with the Federal Transit Administration-approved Program Management Plan; and

WHEREAS, the Project Evaluation Team then selected the programs and projects to recommend for designated use of the funds described in Exhibit A attached hereto, (each a “Subrecipient”); and

WHEREAS, the Subrecipients are required to provide a local match and comply with federal regulations, including the Americans with Disabilities Act; and

WHEREAS, METRO staff will coordinate with the City of Houston or other local government to ensure all access projects comply with applicable federal regulations; and

WHEREAS, failure to assign the funds to eligible projects within the three (3) year period of availability will result in the loss of the funds to the region; and

WHEREAS, based on the foregoing, management recommends that the METRO Board of Directors approve the designation of 5307 Grant, 5337 Grant, and 5339 Grant funds described in Exhibit A attached hereto and authorize the chief executive officer to approve the necessary administrative grant actions and negotiate and execute the Subrecipient agreements in compliance with the Federal Transit Administration regulations.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby approves the designation of Section 5307 Urbanized Area Formula, Section 5337 State of Good Repair, and Section 5339 Bus and Bus Facilities grant funds on the programs and projects attached hereto as Exhibit A and authorizes the chief executive officer to approve administrative actions as required by the grant and negotiate and execute Subrecipient agreements in compliance with the Federal Transit Administration regulations.

Section 2. This Resolution is effective immediately upon passage.

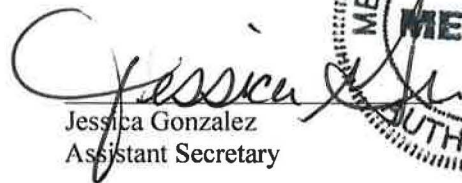
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Cydonii V. Fairfax
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Jessica Gonzalez
Assistant Secretary



Elizabeth Gonzalez Brock
Chair

METRO's 5307 Program of Projects

• Safety & Security	\$ 1,977,362
• METROLift ADA Service Support	\$ 11,299,208
• State of Good Repair Vehicle Replacements	\$ 85,077,125
Total	\$ 98,353,695

Fort Bend 5307 Program of Projects

• Software Upgrades	\$ 120,000
• Facilities Maintenance	\$ 100,000
• Mobility Management	\$ 96,769
• Capital Cost of Contracting	\$2,503,707
• Planning & Development	\$ 696,429
• Operating Assistance	\$1,381,227

Total	\$4,898,132
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Harris County 5307 Program of Projects

• Capital Cost of Contracting	\$5,724,735
• Operating Assistance Fixed Route	\$1,589,602
Total	\$7,314,337

Gulf Coast Transit District 5307

Program of Projects

- Planning & Development – Brazoria \$ 200,000
- Capital Cost of Contracting – Brazoria \$1,000,000
- Planning & Development – Galveston \$ 225,920
- Capital Cost of Contracting – Galveston \$1,000,000

Total	\$2,425,920
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METRO's 5337 State of Good Repair Program of Projects

• State of Good Repair – Fixed Guideway	\$ 20,685,248
Total	\$ 20,685,248

5339 Bus and Bus Facilities Program of Projects

• METRO vehicle replacements	\$9,069,915
• Gulf Coast Transit District capital	\$ 212,317
Total	\$9,282,232

A RESOLUTION

APPROVING THE SECTION 5310 ENHANCED MOBILITY OF SENIORS AND INDIVIDUALS WITH DISABILITIES PROGRAMS AND PROJECTS AND AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO DIRECT GRANT ACTIONS AS NECESSARY, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas (“METRO”) is the designated recipient of Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities grant funds for the Houston Urbanized Area (“5310 Enhanced Mobility Grant”); and

WHEREAS, a Project Evaluation Team composed of representatives from METRO, the Houston Galveston Area Council, Harris County, Fort Bend County, and Gulf Coast Transit District reviewed eligible projects to apply the grant funds, consistent with the Federal Transit Administration-approved Program Management Plan; and

WHEREAS, the Project Evaluation Team then selected the programs and projects to recommend for designated use of the funds described in Exhibit A attached hereto, (each a “Subrecipient”); and

WHEREAS, the Subrecipients are required to provide a local match and comply with federal regulations, including the Americans with Disabilities Act; and

WHEREAS, METRO staff will coordinate with the City of Houston or other local government to ensure all access projects comply with applicable federal regulations; and

WHEREAS, failure to assign the funds to eligible projects within the three (3) year period of availability will result in the loss of the funds to the region; and

WHEREAS, based on the foregoing, management recommends that the METRO Board of Directors approve the designation of 5310 Enhanced Mobility Grant funds on the foregoing projects and authorize the chief executive officer to approve the necessary administrative grant actions and negotiate and execute the Subrecipient agreements in compliance with the Federal Transit Administration regulations.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby approves the designation of Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities grant funds on the programs and projects

attached hereto as Exhibit A and authorizes the chief executive officer to approve administrative actions as required by the grant and negotiate and execute Subrecipient agreements in compliance with the Federal Transit Administration regulations.

Section 2. This Resolution is effective immediately upon passage.

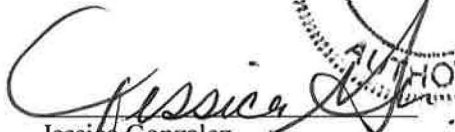
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Cydonii V. Fairfax
Executive Vice President & General Counsel

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ATTEST:


Jessica Gonzalez
Assistant Secretary




Elizabeth Gonzalez Brock
Chair

ATTACHMENT 1

Agency / Project	FTA \$\$	Local \$\$	Total \$\$
1) Harris County Transportation Services			
Capital Cost of Contracting / Mobility Management	\$710,225	\$177,556	\$887,781
2) Fort Bend County Transportation Services			
Capital Cost of Contracting	\$472,821	\$118,205	\$591,026
3) Gulf Coast Transit District			
Mobility Management	\$287,968	\$71,992	\$359,960
4) METRO			
Paratransit Services	\$2,522,542	\$630,636	\$3,153,178
5) METRO Subrecipients			
East End District - Transit Access	\$678,105	\$169,526	\$847,631
Memorial Heights Redevelopment Authority - Transit Access	\$421,350	\$421,350	\$842,700
East Downtown Redevelopment Authority - Transit Access	\$200,000	\$200,000	\$400,000
Montrose Redevelopment Authority - Transit Access	\$200,000	\$200,000	\$400,000
Total Recommended	\$5,493,011	\$1,989,265	\$7,482,276

NOTE: Local match will be provided by local funds and/or Transportation Development Credits (TDC).

A RESOLUTION

AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO NEGOTIATE AND EXECUTE A CONTRACT WITH EACH OF KELSEY SEYBOLD MEDICAL GROUP, PLLC AND NEXT LEVEL MEDICAL LLC FOR PRE-EMPLOYMENT PHYSICAL EXAM SERVICES, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, in accordance with Federal Transit Administration requirements, all prospective employees of the Metropolitan Transit Authority of Harris County, Texas (“METRO”) whose job will be classified as “Safety Sensitive”, must successfully complete a physical exam prior to commencing their employment with METRO; and

WHEREAS, METRO issued a Request for Qualifications from providers of such examination services, and an evaluation committee determined that Kelsey Seybold Medical Group, PLLC and Next Level Medical LLC were the most qualified firms of all those that submitted statements of qualifications; and

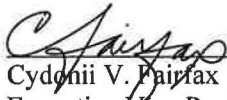
WHEREAS, management recommends that METRO enter into a three (3) year contract to provide these pre-employment physical exam services with each of Kelsey Seybold Medical Group, PLLC for a maximum contract amount of \$1,000,000, and Next Level Medical LLC for a maximum contract amount of \$800,000.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the chief executive officer to negotiate and execute a three (3) year contract to provide pre-employment physical exam services with each of Kelsey Seybold Medical Group, PLLC for a maximum contract amount of \$1,000,000, and Next Level Medical LLC for a maximum contract amount of \$800,000.

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 February, 2024
APPROVED this 29th day of February, 2024

ATTEST:


Jessica Gonzalez
Assistant Secretary




Elizabeth Gonzalez Brock
Chair

A RESOLUTION

AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO EXECUTE A CONTRACT MODIFICATION WITH MAIN LANE INDUSTRIES, LTD. TO INCREASE THE MAXIMUM CONTRACT AMOUNT FOR BUS STOP IMPROVEMENTS TO SEGMENTS 1 AND 3 OF THE WESTHEIMER BOOST 82 PROJECT AND MAKE OTHER CHANGES, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, pursuant to Resolution 2023-166, the Metropolitan Transit Authority of Harris County, Texas ("METRO") entered into a two (2) year contract with Main Lane Industries, Ltd. to provide construction services for bus stop improvements to Segments 1 and 3 of the Westheimer BOOST 82 Project, with a base contract amount of \$8,599,423.65, and an owner-controlled contingency of \$859,942.37, for a maximum contract amount of \$9,459,366.02; and

WHEREAS, due to a delay in the City of Houston's planned project to repave this area, METRO will be performing this work causing an increase in the quantities for construction services which include sidewalk, partial roadway demolition and full-depth concrete paving with asphalt overlay, traffic signals and other miscellaneous work; and


WHEREAS, based on the foregoing, management recommends that METRO enter into a modification of its existing contract with Main Lane Industries, Ltd. to amend the schedule to update the quantities and make necessary changes for the additional work to the Westheimer BOOST 82 Project and to increase the base contract amount by \$2,304,144, and a METRO-controlled contingency of \$460,828.80, resulting in a new maximum contract amount of \$12,224,338.82.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the chief executive officer to execute a modification of its existing contract with Main Lane Industries, Ltd. to amend the schedule to update the quantities and make necessary changes for the additional work to the Westheimer BOOST 82 Project and to increase the base contract amount by \$2,304,144, and a METRO-controlled contingency of \$460,828.80, resulting in a new maximum contract amount of \$12,224,338.82.

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 February, 2024
APPROVED this 29th day of February, 2024

ATTEST:



Jessica Gonzalez
Assistant Secretary





Elizabeth Gonzalez Brock
Chair

A RESOLUTION

AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO OBTAIN AN ALL-RISK PROPERTY INSURANCE POLICY WITH FM GLOBAL, AND A TERRORISM INSURANCE POLICY, WINDSTORM DEDUCTIBLE BUY DOWN INSURANCE POLICY, AND EXCESS WINDSTORM COVERAGE WITH VARIOUS LLOYDS OF LONDON SYNDICATE INSURERS, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas (“METRO”) requires all-risk property insurance to cover its rail equipment, buses, and certain other assets, excess windstorm insurance for the METRO Administration Building located at 1900 Main Street, terrorism insurance to cover its rail equipment, buses, and certain other assets, and windstorm deductible buy down insurance to cover METRO’s top twelve (12) operating locations, and the current policies are set to expire on March 1, 2024; and

WHEREAS, management recommends that METRO make a maximum premium payment of \$4,652,485 to FM Global to renew its all-risk property insurance policy for one (1) year, with flood insurance limits of \$30,000,000, windstorm sublimit of \$10,000,000 at the METRO Administration Building, policy limits of \$500,000,000, and a \$250,000 all other peril deductible per insured location; and

WHEREAS, additionally, management recommends that METRO make a maximum premium payment of \$461,491 to various Lloyds of London syndicate insurers to obtain excess windstorm coverage for the METRO Administration Building located at 1900 Main Street for one (1) year, with policy limits of \$50,000,000 with various Lloyds of London syndicate insurers, and excess of \$10,000,000 with FM Global; and

WHEREAS, management also recommends that METRO make a maximum premium payment of \$144,048 to various Lloyds of London syndicate insurers to obtain a terrorism insurance policy for one (1) year, with a policy limit of \$500,000,000; and

WHEREAS, management further recommends that METRO make a maximum premium payment amount of \$714,615 to various Lloyds of London syndicate insurers to obtain its windstorm deductible buy

down insurance policy for one (1) year, with a policy limit of \$6,000,000, and a \$1,000,000 deductible per event.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the chief executive officer to make a maximum premium payment of \$4,652,485 to FM Global to obtain an all-risk property insurance policy for a one (1) year period, with flood insurance limits of \$30,000,000, policy limits of \$500,000,000, windstorm sublimit of \$10,000,000 at the METRO Administration Building located at 1900 Main Street and a \$250,000 all other peril deductible per insured location.

Section 2. The METRO Board of Directors hereby authorizes the chief executive officer to make a maximum premium payment of \$461,491 to various Lloyds of London syndicate insurers to obtain excess windstorm insurance for the METRO Main Building located at 1900 Main Street for a one (1) year period, with policy limits of \$50,000,000 with various Lloyds of London syndicate insurers, and excess of \$10,000,000 with FM Global.

Section 3. The METRO Board of Directors hereby authorizes the chief executive officer to make a maximum premium payment of \$144,048 to various Lloyds of London syndicate insurers to obtain a terrorism insurance policy for a one (1) year period, with policy limits of \$500,000,000.

Section 4. The METRO Board of Directors hereby authorizes the chief executive officer to make a maximum premium payment amount of \$714,615 to various Lloyds of London syndicate insurers to obtain a windstorm deductible buy down insurance policy for a one (1) year period, with a policy limit of \$6,000,000, and a \$1,000,000 deductible per event.

Section 5. 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 February, 2024
APPROVED this 29th day of February, 2024

ATTEST:


Jessica Gonzalez
Assistant Secretary





Elizabeth Gonzalez Brock
Chair

A RESOLUTION

AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO NEGOTIATE AND EXECUTE A CONTRACT WITH ADS SYSTEM SAFETY CONSULTING, LLC FOR SAFETY CONSULTING SERVICES, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas (“METRO”) requires safety consulting services; and

WHEREAS, METRO issued a Request for Proposals for such safety consulting services and the proposal from ADS System Safety Consulting, LLC was determined to offer the most advantages and best overall value to METRO based on the evaluation criteria; and

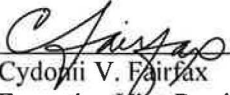
WHEREAS, management recommends that METRO enter into a three (3) year contract with two (2) options to extend the contract term for an additional one (1) year period with ADS System Safety Consulting, LLC to provide these safety consulting services, with a maximum contract amount of \$2,500,000.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the chief executive officer to negotiate and execute a three (3) year contract with two (2) options to extend the contract term for an additional one (1) year period with ADS System Safety Consulting, LLC to provide safety consulting services, with a maximum contract amount of \$2,500,000.

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 February, 2024
APPROVED this 29th day of February, 2024

ATTEST:



Jessica Gonzalez
Assistant Secretary





Elizabeth Gonzalez Brock
Chair

A RESOLUTION

APPOINTING THOMAS J. JASIEN AS INTERIM PRESIDENT & CEO OF METRO, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas' ("METRO") former President & CEO retired at the end of December 2023, and the Board authorized Deputy CEO Thomas J. Jasien as a signatory for METRO's financial, contractual, and administrative matters; and

WHEREAS, recent developments require the appointment of an Interim President & CEO to ensure continued day-to-day operations of METRO in the absence of the permanent holder of that office; and

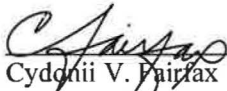
WHEREAS, the Interim President & CEO should have full authority to carry out the duties and responsibilities of such office.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The Board of Directors hereby appoints Thomas J. Jasien as Interim President & CEO, with full authority to carry out the duties and responsibilities of the President & CEO, until the Board decides to fill the position permanently.

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 February, 2024
APPROVED this 29th day of February, 2024

ATTEST:


Jessica Gonzalez
Assistant Secretary




Elizabeth Gonzalez Brock
Chair