

RESOLUTION NO. 2013-52

A RESOLUTION

APPROVING SUBMITTAL OF SECTION 5316 JOB ACCESS REVERSE COMMUTE (JARC) GRANT APPLICATIONS; AUTHORIZING STAFF TO PERFORM GRANT ACTIONS AS NECESSARY FOR PROJECT IMPLEMENTATION; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT

WHEREAS, grant rules require that projects be selected through a competitive process that is managed by the grant recipient (METRO) and the local metropolitan planning organization (Houston Galveston Area Council- HGAC); and

WHEREAS, the projects have been evaluated for recommendation to the HGAC Transportation Policy Council for inclusion in the 2035 Regional Transportation Plan update and the FY2013-2016 Transportation Improvement Plan; and

WHEREAS, authorization is requested for the President & CEO to submit grant applications, conduct administrative actions as required, and execute the subsequent Federal Transportation and sub-grantee agreements.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby authorizes the President & CEO to submit grant applications, conduct administrative actions as required, and execute the subsequent Federal Transportation and sub-grantee agreements.

Section 2. This Resolution is effective immediately upon passage.

ATTEST:

  
Assistant Secretary



PASSED this 23<sup>rd</sup> day of May, 2013  
APPROVED this 23<sup>rd</sup> day of May, 2013

  
Gilbert Andrew Garcia, CFA  
Chairman

RESOLUTION NO. 2013-53

A RESOLUTION

APPROVING UPDATES AND CHANGES TO METRO'S EQUAL EMPLOYMENT OPPORTUNITY AND ANTI HARASSMENT POLICIES; AND MAKING FINDINGS AND PROVISIONS RELATED TO THE SUBJECT

WHEREAS, 49 U.S.C 5332(b) provides that "no person in the United States shall on the grounds of race, color, religion, national origin, sex, or age be excluded from the participation in, be denied the benefits of, or be subjected to discrimination under any project, program or activity funded in whole or in part through financial assistance under this Act."; and

WHEREAS, METRO has both Equal Employment Opportunity and Anti-Harassment Policies; and

WHEREAS, the Federal Transit Administration Circular 4704.1 recommends regular reviews and updates of the Equal Employment Opportunity and Anti-Harassment Policies; and

WHEREAS, board approval of the changes to the Equal Employment Opportunity and Anti-Harassment Policies consistent with Federal requirements is requested.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby approves updates and changes to the Equal Employment Opportunity and Anti-Harassment Policies consistent with Federal requirements.

Section 2. This Resolution is effective immediately upon passage.

PASSED this 23<sup>rd</sup> day of May, 2013  
APPROVED this 23<sup>rd</sup> day of May, 2013

ATTEST:

  
Assistant Secretary





Gilbert Andrew Garcia, CFA  
Chairman

RESOLUTION NO. 2013-54

A RESOLUTION

AUTHORIZING AN INCREASE IN FUNDING AUTHORITY FOR THE MULTI-TRADES PROGRAM; AND MAKING FINDINGS AND PROVISIONS RELATED TO THE SUBJECT

WHEREAS, Resolution 2011-112, the Board of Directors authorized the establishment of a multi-trades program to provide on call services for the repair, maintenance and small construction projects for the upkeep of METRO's facilities; and

WHEREAS, METRO staff is recommending additional funding be added to the program in the amount of an extension of the current program and additional funding to continue the program from \$2,500,000 to \$3,450,000.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby authorizes an increase in funding to the multi-trades program from \$2,500,000 to \$3,450,000.

Section 2. This Resolution is effective immediately upon passage.

PASSED this 23<sup>rd</sup> day of May, 2013  
APPROVED this 23<sup>rd</sup> day of May, 2013

ATTEST:

  
Assistant Secretary





Gilbert Andrew Garcia, CFA  
Chairman

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT WITH AMERICAN JANITORIAL SERVICES LTD FOR JANITORIAL SERVICES FOR METRO'S FACILITIES; AND MAKING FINDINGS AND PROVISIONS RELATED TO THE SUBJECT

WHEREAS, METRO is in need of janitorial services to serve, support and maintain its various facilities; and

WHEREAS, METRO issued a request for proposals to provide for janitorial services; and

WHEREAS, American Janitorial Services LTD submitted the lowest priced, technically qualified proposal; and

WHEREAS, METRO staff recommends a contract with American Janitorial Services, LTD to provide janitorial services for METRO's facilities for an amount not-to-exceed \$1,749,892.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby authorizes the President & CEO to execute and deliver a contract with American Janitorial Services, LTD to provide janitorial services for METRO's facilities for an amount not-to-exceed \$1,749,892.

Section 2. This Resolution is effective immediately upon passage.

ATTEST:

  
Assistant Secretary



PASSED this 23<sup>rd</sup> day of May, 2013  
APPROVED this 23<sup>rd</sup> day of May, 2013

  
Gilbert Andrew Garcia, CFA  
Chairman

RESOLUTION NO. 2013-56

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT WITH THE LOWEST PROPOSER FOR RETAIL ELECTRICITY PROVIDER SERVICES; AND MAKING FINDINGS AND PROVISIONS RELATED TO THE SUBJECT

WHEREAS, METRO is in need of an electricity service provider to provide electricity to its facilities; and

WHEREAS, METRO issued a request for proposal for electricity service providers; and

WHEREAS, proposals have been evaluated and METRO is prepared to receive best and final offers from the qualified firms within the competitive range; and

WHEREAS, staff recommends that the President & CEO be authorized to execute and deliver a contract with the lowest priced proposer within the competitive range for electricity provider services for an amount not-to-exceed \$13,724,640 (4% +/-).

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby authorizes the President & CEO to execute and deliver a contract for electricity provider services to the firm with the best and final offer for an amount not-to-exceed \$13,724,640 (4% +/-).

Section 2. This Resolution is effective immediately upon passage.



ATTEST:

  
Assistant Secretary



PASSED this 23<sup>rd</sup> day of May, 2013  
APPROVED this 23<sup>rd</sup> day of May, 2013

  
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Gilbert Andrew Garcia, CFA  
Chairman

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE AND DELIVER CONTRACTS TO CALDWELL COUNTRY CHEVROLET, PHILPOTT MOTORS LTD AND GRAPEVINE DODGE FOR THE PURCHASE OF NON-REVENUE VEHICLES; AND MAKING FINDINGS AND PROVISIONS RELATED TO THE SUBJECT

WHEREAS, METRO is in need of non-revenue to support METRO's rail expansion; and

WHEREAS, an invitation for bids was issued for the purchase of the vehicles; and

WHEREAS, Caldwell Country Chevrolet, Philpott Motors LTD and Grapevine Dodge submitted the lowest, most responsive and responsible bids for the vehicles; and

WHEREAS, staff recommends contracts for the purchase of non-revenue vehicles with Caldwell Country Chevrolet for an amount not-to-exceed \$149,862; Philpott Motors, LTD for an amount not-to-exceed \$65,695; and Grapevine Dodge for an amount not-to-exceed \$238,882.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby authorizes the President & CEO to execute and deliver contracts for the purchase of non-revenue vehicles to Caldwell Country Chevrolet for an amount not-to-exceed \$149,862; Philpott Motors, LTD for an amount not-to-exceed \$65,695; and Grapevine Dodge for an amount not-to-exceed \$238,882.



Section 2. This Resolution is effective immediately upon passage.

PASSED this 28<sup>th</sup> day of March, 2013  
APPROVED this 28<sup>th</sup> day of March, 2013

ATTEST:

  
Assistant Secretary





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Gilbert Andrew Garcia, CFA  
Chairman

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT WITH MODERN TRACK MACHINERY, INC. FOR THE PURCHASE OF A RAIL CAR MOVER WITH HI-RAIL ATTACHMENT; AND MAKING FINDINGS AND PROVISIONS RELATED TO THE SUBJECT

WHEREAS, METRO is in need of a rail car mover with a hi-rail attachment to support METRO's rail service expansion; and

WHEREAS, an invitation for bids was issued for a rail car mover with a hi-rail attachment; and

WHEREAS, Modern Track Machinery, Inc. submitted the lowest priced, responsive, and responsible bid; and

WHEREAS, METRO staff recommends a contract for the purchase of the rail car mover with a hi-rail attachment with Modern Track Machinery, Inc. for an amount not-to-exceed \$744,986.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby authorizes the President & CEO to execute and deliver a contract for the purchase of the rail car mover with a hi-rail attachment to Modern Track Machinery, Inc. for an amount not-to-exceed \$744,986.

Section 2. This Resolution is effective immediately upon passage.

ATTEST:

  
Assistant Secretary



PASSED this 23<sup>rd</sup> day of May, 2013  
APPROVED this 23<sup>rd</sup> day of May, 2013

  
Gilbert Andrew Garcia, CFA  
Chairman

RESOLUTION NO. 2013-59

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT MODIFICATION TO AON RISK SERVICES US, INC. EXTENDING THE CONTRACT TO SEPTEMBER 30, 2013; AND MAKING FINDINGS AND PROVISIONS RELATED TO THE SUBJECT

WHEREAS, Board Resolution 2010-40 authorized a contract with AON Risk Services US, Inc. for broker or record and agent of record services; and

WHEREAS, METRO is in need of continuing broker of record and agent of record services until a new solicitation can be made for these services; and

WHEREAS, staff recommends a continuation of the contract with AON Risk Services US, Inc. until September 30, 2013 and for an amount not-to-exceed \$24,375; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby authorizes the President & CEO to execute and deliver a contract modification for the continuation of the contract with AON Risk Services US, Inc. until September 30, 2013 and for an amount not-to-exceed \$24,375.

Section 2. This Resolution is effective immediately upon passage.

ATTEST:

  
Assistant Secretary



PASSED this 23<sup>rd</sup> day of May, 2013  
APPROVED this 23<sup>rd</sup> day of May, 2013

  
Gilbert Andrew Garcia, CFA  
Chairman

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT MODIFICATION TO EXTEND THE PRIMARY AND EXCESS CASUALTY INSURANCE PROGRAM FOR THE OWNER CONTROLLED INSURANCE PROGRAM (OCIP); AND MAKING FINDINGS AND PROVISIONS RELATED TO THE SUBJECT

WHEREAS, METRO has a primary and excess casualty insurance program for the owner controlled insurance program; and

WHEREAS, it is necessary to extend the insurance program to cover continued construction to METRO's light rail system; and

WHEREAS, METRO staff recommends an extension of the primary and excess insurance coverage for the OCIP program with AIG, Lexington Insurance and various London Syndicates and AIG Cat Global Excess Insurance for 36 months for total amount not-to-exceed of \$2,100,000; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby authorizes the President & CEO to execute and deliver a contract modification to extend the primary and excess casualty insurance coverage for the OCIP program with AIG, Lexington Insurance and various London Syndicates and AIG Cat Global Excess Insurance for 36 months for total amount not-to-exceed of \$2,100,000.

Section 2. This Resolution is effective immediately upon passage.

ATTEST:

  
Assistant Secretary



PASSED this 23<sup>rd</sup> day of May, 2013  
APPROVED this 23<sup>rd</sup> day of May, 2013

  
Gilbert Andrew Garcia, CFA  
Chairman

RESOLUTION NO. 2013-61

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT MODIFICATION TO MERCER FOR BENEFITS CONSULTING SERVICES; AND MAKING FINDINGS AND PROVISIONS RELATED TO THE SUBJECT

WHEREAS, Board Resolution 2010-48 authorized a contract with Mercer for benefits consulting services; and

WHEREAS, the contract provides for an option to extend the contract for an additional two years; and

WHEREAS, METRO staff recommends a two-year extension of the contract with Mercer for benefits consulting services for an amount not-to-exceed \$425,000.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby authorizes the President & CEO to execute and deliver a contract modification to Mercer for benefits consulting services for an amount not-to-exceed \$425,000.

Section 2. This Resolution is effective immediately upon passage.

ATTEST:

  
Assistant Secretary



PASSED this 23<sup>rd</sup> day of May, 2013  
APPROVED this 23<sup>rd</sup> day of May, 2013

  
Gilbert Andrew Garcia, CFA  
Chairman



RESOLUTION NO. 2013-62

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT MODIFICATION TO THE JOB ORDER CONTRACT WITH KELLOGG BROWN & ROOT; AND MAKING FINDINGS AND PROVISIONS RELATED TO THE SUBJECT

WHEREAS, Board Resolution 2010-48 authorized a job order contract with Kellogg Brown & Root to provide construction services for unexpected and non-recurring projects; and

WHEREAS, METRO staff recommends a contract modification to the job order contract with Kellogg Brown & Root, extending the contract period of performance by six months and for an amount not-to-exceed \$1,000,000.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby authorizes the President & CEO to execute and deliver a contract modification to the job order contract with Kellogg Brown & Root, extending the contract period of performance by six months and for an amount not-to-exceed \$1,000,000.

Section 2. This Resolution is effective immediately upon passage.

ATTEST:

  
Assistant Secretary



PASSED this 23<sup>rd</sup> day of May, 2013  
APPROVED this 23<sup>rd</sup> day of May, 2013

  
Gilbert Andrew Garcia, CFA  
Chairman

RESOLUTION NO. 2013-63

A RESOLUTION

APPROVING THE ADDITION OF THE MISCHLER FINANCIAL GROUP TO THE LIST OF BROKERS AND DEALERS; AND MAKING FINDINGS AND PROVISIONS RELATED TO THE SUBJECT

WHEREAS, Board Resolution 2012-119 approved METRO's investment policy and the list of brokers and dealers authorized to provide investment services in the State of Texas; and

WHEREAS, METRO's investment policy provides that METRO maintain a list of brokers and dealers approved by the Board of Directors; and

WHEREAS, staff has confirmed that The Mischler Financial Group meets the qualifications as a broker/dealer as set out in METRO's Investment Policy; and

WHEREAS, it is appropriate that this Board approve The Mischler Financial Group to be added to the list of approved brokers and dealers.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby approves the addition of The Mischler Investment Group to the list of brokers and dealers authorized to provide financial services for METRO.

Section 2. This Resolution is effective immediately upon passage.

PASSED this 23<sup>rd</sup> day of May, 2013  
APPROVED this 23<sup>rd</sup> day of May, 2013

ATTEST:

  
Assistant Secretary

  
Gilbert Andrew Garcia, CFA  
Chairman

RESOLUTION NO. 2013-64

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXPAND AND ENHANCE THE GUARANTEED RIDE HOME SERVICE; AND MAKING FINDINGS AND PROVISIONS RELATED TO THE SUBJECT

WHEREAS, METRO's expanded Guaranteed Ride Home Program will provide a Service Delivery Guarantee to encourage ridership; and

WHEREAS, an expansion and enhancement to the program will provide customers with alternative transportation which may include back-up bus service, sweep of the route by a supervisor, or a taxi;

WHEREAS, an expansion and enhancement to the guaranteed ride home will provide customers with an alternative trip or METRO money reimbursement in the event a customer has a mid-day emergency or unexpected late work.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby authorizes the President & CEO to expand and enhance the Guaranteed Ride Home Program.

Section 2. This Resolution is effective immediately upon passage.

ATTEST:

  
Assistant Secretary



PASSED this 23<sup>rd</sup> day of May, 2013  
APPROVED this 23<sup>rd</sup> day of May, 2013

  
Gilbert Andrew Garcia, CFA  
Chairman

RESOLUTION NO. 2013-65

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A LICENSE AGREEMENT FOR TEMPORARY PARKING TO THE UNIVERSITY OF HOUSTON-DOWNTOWN; AND MAKING FINDINGS AND PROVISIONS RELATED TO THE SUBJECT

WHEREAS, the University of Houston-Downtown is undergoing construction of a parking garage that serves the University; and

WHEREAS, the University of Houston-Downtown has requested the use of two acres of METRO property located at North Main and Naylor Streets for temporary parking; and

WHEREAS, METRO is willing to grant a license to the University for the use of METRO's two acres at North Main and Naylor streets for temporary parking; and

WHEREAS, METRO staff recommends that METRO grant a license agreement for temporary parking to the University of Houston/Downtown for a term of 15 months and at a rate of \$7,400 per month.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby authorizes the President & CEO to execute and deliver a license agreement for temporary parking to the University of Houston-Downtown for a term of 15 months and at a rate of \$7,400 per month.

Section 2. This Resolution is effective immediately upon passage.

ATTEST

  
Assistant Secretary



PASSED this 23<sup>rd</sup> day of May, 2013  
APPROVED this 23<sup>rd</sup> day of May, 2013

  
Gilbert Andrew Garcia, CFA  
Chairman



RESOLUTION NO. 2013-66

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A TRANSPORTATION INVESTMENT GENERATING ECONOMIC (TIGER V) GRANT APPLICATION FOR THE MISSOURI CITY PARK & RIDE PROJECT; AND MAKING FINDINGS AND PROVISIONS RELATED TO THE SUBJECT

WHEREAS, the Texas Department of Transportation is authorized to award TIGER Discretionary Grants for FY2013; and

WHEREAS, the proposed Missouri City Park and Ride will be located in the vicinity of Texas State Highway 6 and the Fort Bend County Toll Road; and

WHEREAS, METRO staff recommends that a grant application for TIGER V discretionary grants to fund the Missouri City Park and Ride capital costs and associated bus purchases.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby authorizes the President & CEO to prepare and submit a grant application for the Missouri City Park and Ride Project to the Texas Department of Transportation for TIGER Discretionary Grant funding for FY2013.

Section 2. This Resolution is effective immediately upon passage.

ATTEST:

  
Assistant Secretary



PASSED this 23<sup>rd</sup> day of May, 2013  
APPROVED this 23<sup>rd</sup> day of May, 2013

  
Gilbert Andrew Garcia, CFA  
Chairman



RESOLUTION NO. 2013-67

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT MODIFICATION TO THE LANDSCAPE UNLIMITED LLC FOR THE CONSTRUCTION OF THE UNIVERSITY OF HOUSTON FOOTBALL PRACTICE FIELDS; AND MAKING FINDINGS AND PROVISIONS RELATED TO THE SUBJECT

WHEREAS, as part of the acquisition of real estate for the Southeast Rail Line, METRO is required to relocate the University of Houston's natural turf practice fields; and

WHEREAS, the University of Houston has requested certain betterments to the football practice fields be constructed concurrently with the relocation of the turf football fields; and

WHEREAS, Board Resolution 2013-37 approved a contract with Landscape Unlimited LLC for the construction of the University of Houston football practice fields and the betterments requested by the University of Houston; and

WHEREAS, because of delays in the University's approval of certain required milestones, acceleration in the schedule is now required to meet the opening day requested by the University; and

WHEREAS, the acceleration of the schedule will require additional costs estimated not-to-exceed \$160,000; and

WHEREAS, the City of Houston has required an upgrade to a storm sewer line that is outside of the project limits, and is as a result of the University football practice field project; and

WHEREAS, the additional cost of the required upgrade to the storm sewer line is estimated not-to-exceed \$14,750.

WHEREAS, METRO staff recommends a contract modification for the additional costs associated with the construction of the University of Houston football practice fields be issued to Landscape Unlimited, LLC for an amount not-to-exceed \$174,750.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby authorizes the President & CEO to execute and deliver a contract modification for the additional costs associated with the construction of the University of Houston football practice fields be issued to Landscape Unlimited, LLC for an amount not-to-exceed \$174,750.

Section 2. This Resolution is effective immediately upon passage.


ATTEST:



Assistant Secretary



PASSED this 23<sup>rd</sup> day of May, 2013  
APPROVED this 23<sup>rd</sup> day of May, 2013



Gilbert Andrew Garcia, CFA  
Chairman