

RESOLUTION NO. 2010 – 49

A RESOLUTION

APPROVING AND ADOPTING REVISIONS TO METRO'S FISCAL YEAR 2009 AND FISCAL YEAR 2010 SECTION 5307 PROGRAM OF PROJECTS; APPROVING AN AMENDMENT TO THE LIST OF PROJECTS FOR FISCAL YEARS 2009; AUTHORIZING THE PRESIDENT & CEO TO TAKE SUCH ADMINISTRATIVE ACTION AS NECESSARY FOR RECEIPT OF GRANT FUNDING; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO may apply for grant funding for various transit projects under Section 5307 of the Federal Transit Act; and

WHEREAS, a pre-requisite for receipt of Section 5307 grant funds is the designation of a Program of Projects for which the grant funds will be used; and

WHEREAS, by way of Resolution No. 2009-39, the Board of Directors adopted a fiscal year Program of Projects, including estimated project costs and approved tentative projects for fiscal years 2009 and 2010; and

WHEREAS, it is necessary to amend the list of approved projects to substitute the purchase of forty-five foot MCI buses for the acquisition of radios; and

WHEREAS, it is appropriate that the Program of Projects be amended to reflect these reassignment of grant funds.

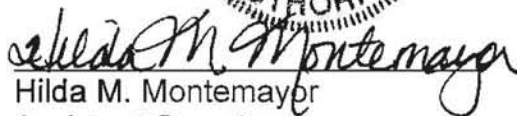
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby approves and adopts the amended fiscal year 2009 and 2010 Section 5307 Program of Projects, as set forth in Attachment A.

Section 2. The President & CEO is hereby authorized and directed to proceed with such administrative actions as are necessary for the preparation, submission and execution of grant agreements with the Federal Transit Administration for receipt of federal funding for the identified projects.

Section 3. This resolution is effective immediately upon passage.

ATTEST:


Hilda M. Montemayor
Assistant Secretary



PASSED this 22nd day of July, 2010
APPROVED this 22nd day of July, 2010



Gilbert A. Garcia
Chairman

RESOLUTION NO. 2010 – 50

A RESOLUTION

APPROVING DESIGNATED PROJECTS FOR FEDERAL JOB ACCESS/REVERSE COMMUTE (JARC), SECTION 5316 AND NEW FREEDOM (NF), SECTION 5317 PROGRAMS; AUTHORIZE EXECUTION OF INTERAGENCY AGREEMENTS WITH SPONSORS OF SELECTED PROJECTS; AUTHORIZING THE PRESIDENT & CEO TO TAKE SUCH ADMINISTRATIVE ACTION AS NECESSARY FOR RECEIPT OF GRANT FUNDING; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO may apply for grant funding for various transit projects under Section 5316 (Job Access/Reverse Commute, or "JARC") and Section 5317 (New Freedom) of the Federal Transit Act; and

WHEREAS, a pre-requisite for receipt of Section 5316 and Section 5317 grant funds is the designation of a Program of Projects for which the grant funds will be used; and

WHEREAS, the projects are selected through a competitive process in cooperation with the local metropolitan planning organizations; and

WHEREAS, the Board has reviewed the proposed Program of Projects, as listed on Attachment A, and is of the opinion that the proposed Program of Projects should be submitted to the Federal Transit administration for grant funding.

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

Section 1. The Board of Directors hereby approves and adopts the Section 5316 and Section 5317 Program of Projects, as set forth in Attachment A.


Section 2. The President & CEO is hereby authorized and directed to proceed with such administrative actions as are necessary for the preparation, submission and execution of grant agreements with the Federal Transit Administration for receipt of federal funding for the identified projects and the execution of interagency agreements with the sponsoring agencies.

Section 3. This resolution is effective immediately upon passage.

PASSED this 22nd day of July, 2010
APPROVED this 22nd day of July, 2010

ATTEST:




Hilda M. Montemayor
Assistant Secretary



Gilbert A. Garcia
Chairman

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT WITH INNOVATIVE MANAGEMENT SOLUTIONS, INC., FOR DOCUMENT CONTROL MANAGEMENT SERVICES FOR AN AMOUNT NOT TO EXCEED \$737,372.; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO requires a document control system that enables a rapid and more efficient exchange of information and data among METRO and the METRO Solutions vendors; and

WHEREAS, METRO issued a Request for Proposals for a document control system; and

WHEREAS, Innovative Management Solutions, Inc., is most qualified to perform the work.

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

Section 1. The Board authorizes the President & CEO to execute and deliver a contract with Innovative Management Solutions, Inc., for an amount not to exceed \$737,372.

Section 2. This resolution is effective immediately upon passage.

ATTEST:



Hilda M. Montemayor
Assistant Secretary

PASSED this 22nd day of July, 2010
APPROVED this 22nd day of July, 2010



Gilbert A. Garcia
Chairman

A RESOLUTION

AUTHORIZING AND DIRECTING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT WITH DHIREN K. CHAKRABORTY FOR CONSULTANT SERVICES RELATED TO THE METRO SOLUTIONS PROJECTS; AND MAKING FINDING AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO has a continuing need for rail vehicle consultant services for the METRO Solutions Project; and

WHEREAS, METRO previously entered into contract with Dhiren K. Chakraborty for rail vehicle consultant services; and

WHEREAS, it is necessary to modify the contract with Dhiren K. Chakraborty to extend the period of performance and increase the maximum authorized expenditures.

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

Section 1. The President & CEO is hereby authorized and directed to execute and deliver a modification to the contract with Dhiren K. Chakraborty for consultant services related to the METRO Solutions Projects, to extend the term of the contract for one additional year and increase the maximum authorized expenditures by an amount not to exceed \$125,000.00.

Section 2. This resolution is effective immediately upon passage.

PASSED this 22nd day of July, 2010
APPROVED this 22nd day of July, 2010

ATTEST:




Hilda M. Montemayor
Assistant Secretary



Gilbert A. Garcia
Chairman

A RESOLUTION

AUTHORIZING AND DIRECTING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT MODIFICATION TO DAIMLER BUS NORTH AMERICA FOR THE PURCHASE OF 100 BUSES FOR AN AMOUNT NOT TO EXCEED \$53,224.535; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO has implemented a long-range bus fleet replacement program; and

WHEREAS, METRO entered into contract with Daimler Bus North America for the purchase of hybrid-electric low-floor buses; and

WHEREAS, the contract contains options for the purchase of additional vehicles; and

WHEREAS, it is appropriate that METRO exercise the option for the purchase of additional buses to replace older, diesel-powered buses with new hybrid-electric vehicles; and

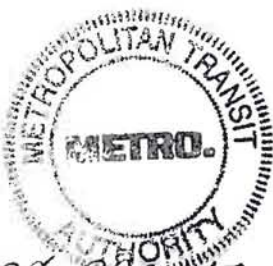
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

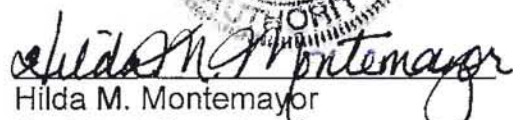
Section 1. The Board of Directors hereby authorizes the President & CEO to execute and deliver a contract modification to Daimler Bus North America to exercise the option for the purchase of 100 hybrid-electric, low-floor buses for a total not to exceed amount of \$53,224,535.

Section 2. This resolution is effective immediately upon passage.

PASSED this 22nd day of July, 2010
APPROVED this 22nd day of July, 2010

ATTEST:




Hilda M. Montemayor
Assistant Secretary



Gilbert A. Garcia
Chairman

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT WITH THE DOWNTOWN MANAGEMENT DISTRICT FOR BUS SHELTER AND BUS STOP CLEANING SERVICES FOR AN AMOUNT NOT TO EXCEED \$274,061; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT

WHEREAS, METRO is in need of service for trash removal, pressure washing, and general cleaning of bus stops and bus shelters in the Central Business District; and

WHEREAS, the solicitation for these services was competitively bid; and


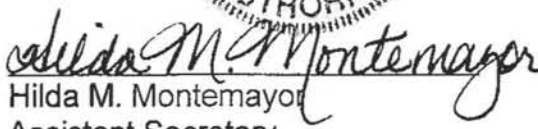
WHEREAS, The Downtown Management District was found to be the most qualified and responsible bidder; and

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


Section 1. The Board authorizes the President & CEO to execute and deliver a contract with The Houston Downtown Management District for an amount not to exceed \$274,061.

Section 2. This resolution is effective immediately upon passage.

ATTEST:



Hilda M. Montemayor
Assistant Secretary

PASSED this 22nd day of July, 2010
APPROVED this 22nd day of July, 2010



Gilbert A. Garcia
Chairman

A RESOLUTION

AUTHORIZING AND DIRECTING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT WITH PREFERRED TECHNOLOGIES, INC. TO PROVIDE FIBER OPTIC CABLE REPAIR AND LOCATION SERVICES FOR AN AMOUNT NOT TO EXCEED \$783,104.80; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO currently owns and operates over 98 miles of fiber optic cable that supports the day-to-day data, voice and communications for METRO which requires cable repair and periodic location services; and

WHEREAS, Texas Utility Code §251 requires that METRO participate in the One-Call System with regard to both underground facilities owned and operated by METRO and to provide cable locations services prior to any construction in the area where fiber optic cables are located; and

WHEREAS, METRO issued a request for proposals for fiber optic repair and location services; and


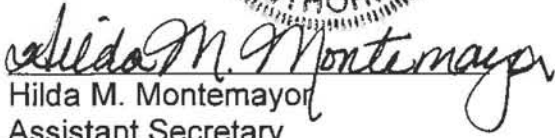
WHEREAS, Preferred Technologies, Inc., has been determined most qualified.

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 Preferred Technologies, Inc., for fiber optic cable repair and location services for a total not to exceed amount of \$783,103.80.

Section 2. This resolution is effective immediately upon passage.

ATTEST:



Hilda M. Montemayor
Assistant Secretary

PASSED this 22nd day of July, 2010
APPROVED this 22nd day of July, 2010



Gilbert A. Garcia
Chairman

A RESOLUTION

WAIVING THE COST LIMIT FOR EXPEDITURES FOR WORK AUTHORIZATIONS UNDER METRO'S JOB ORDER CONTRACT TO ACCOMMODATE REPAIRS AT THE 1900 MAIN STREET ADMINISTRATION BUILDING; AND MAKING FINDING AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO entered into contract with KBR for those "as needed" minor facility repairs that can be accomplished quickly and at relatively low costs (Job Order Contract"); and

WHEREAS, repairs are done upon METRO's issuance of work authorizations, or "job orders", that do not exceed \$200,000 in value; and

WHEREAS, a small electrical fire occurred at METRO's 1900 Main Street Administration Building which resulted in water damage and disruption to the electrical systems; and

WHEREAS, repairs can be accomplished quickly under METRO's Job Order Contract with KBR; and

WHEREAS, it is necessary to increase the cost limit for the work authorizations under the Job Order Contract so that repairs can proceed expeditiously.

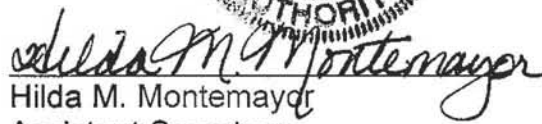
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby waives the cost limit for work authorizations under METRO's Job Order Contract to accommodate repairs to the 1900 Main Street Administration Building.

Section 2. The President & CEO is hereby authorized and directed to negotiate, execute and deliver a work authorization under the Job Order Contract to accommodate repairs in an amount not to exceed \$550,000

Section 3. This resolution is effective immediately upon passage.

ATTEST:


Hilda M. Montemayor
Assistant Secretary



PASSED this 22nd day of July, 2010
APPROVED this 22nd day of July, 2010



Gilbert A. Garcia
Chairman

RESOLUTION NO. 2010- 57

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT WITH MCDADE, SMITH, GOULD, JOHNSTON, MASON + COMPANY FOR REAL ESTATE BROKERAGE SERVICES; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, in 2004, METRO entered into a 5-year contract with the firm of McDade, Smith, Gould, Johnson, Mason + Company (hereinafter "the Firm") for management consulting services for real estate and joint development ("the Contract"); and

WHEREAS, three modifications were issued on this Contract, the last executed in December 2009, which extended the Contract for three years through December 31, 2012.

WHEREAS, the Board of Directors has determined that it is in METRO's best interest that the Contract, as amended, be terminated in its entirety; and

WHEREAS, METRO and the Firm have reached agreement on the terms and conditions for real estate brokerage services under a new contractual arrangement;

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

Section 1. The President and CEO is authorized and directed to terminate the Contract with McDade, Smith, Gould, Johnson, Mason + Company in its entirety effective July 1, 2010.

Section 2. The President & CEO is authorized and directed to execute and deliver a one-year contract with the firm of McDade, Smith, Gould, Johnson, Mason +

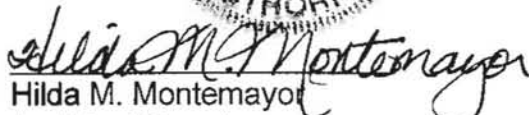
Company for real estate brokerage services, with commissions payable with respect to certain select properties only.

Section 3. This resolution is effective immediately upon passage.

PASSED this 22nd day of July, 2010
APPROVED this 22nd day of July, 2010

ATTEST:




Hilda M. Montemayor
Assistant Secretary



Gilbert A. Garcia
Chairman