

A RESOLUTION

POSTPONING THE APPROVAL AND ADOPTION OF THE FY09 BUSINESS PLAN, FARE POLICY AND SERVICE PLAN FOR FISCAL YEAR 2009; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, Section 451.102(a), Texas Transportation Code, requires that the Board of Directors adopt an Annual Budget ("Business Plan") specifying major expenditures by type and amount prior to the expenditures of any funds in the Business Plan; and

WHEREAS, Section 451.102(b), Texas Transportation Code, requires that METRO make the proposed Business Plan available for public review and hold a public hearing prior to adoption of proposed Business Plan; and

WHEREAS, in compliance with the cited statutory requirements, METRO has released the proposed Business Plan for fiscal year 2009 and has held an initial public hearing regarding the proposed Business Plan; and

WHEREAS, due to the emergency and natural disaster that is Hurricane Ike, the Board of Directors has postponed the approval and adoption of the proposed Business Plan for fiscal year 2009; and

WHEREAS, the Board of Directors, in light of the emergency cited, has approved that business be conducted under the current Business Plan for fiscal year 2008.

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

Section 1. The Board of Directors hereby finds and declares that such an emergency exists for the postponement of the approval and adoption of the Business Plan for fiscal year 2009, the Fare Policy and the Service Plan.

Section 2. The Board of Directors hereby approves and adopts the existing budget for fiscal year 2008 until such time as the Board of Directors approves and adopts the Business Plan for fiscal year 2009, the Fare Policy and the Service Plan.

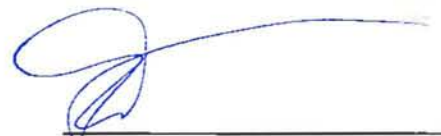
Section 3. This resolution is effective immediately upon passage.

PASSED this 23rd day of September, 2008
APPROVED this 23rd day of September, 2008

ATTEST:


Assistant Secretary




David S. Wolff
Chairman

A RESOLUTION

AUTHORIZING AND DIRECTING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT WITH STERTIL-KONI FOR THE PURCHASE OF 66 MOBILE ELECTRIC COLUMN POST LIFTS; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT

WHEREAS, METRO is in need of lifts used to lift and secure buses for repair and maintenance work; and

WHEREAS, METRO is purchasing these items through a competitively bid contract through the Houston-Galveston Area Council (HGAC) contract; and

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 contract with Stertil-Koni to provide 66 mobile electric column post lifts for a total amount not to exceed \$495,000.

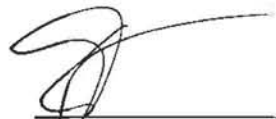
Section 2. This resolution is effective immediately upon passage.

PASSED this 23rd day of September, 2008
APPROVED this 23rd day of September, 2008

ATTEST:




Assistant Secretary


David S. Wolff
Chairman

A RESOLUTION

AUTHORIZING AND DIRECTING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A MODIFICATION OF THE INTERLOCAL AGREEMENT WITH HARRIS COUNTY FOR CONTINUATION OF SERVICE TO THE BAYTOWN PARK & RIDE LOT; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT

WHEREAS, that section of Harris County east of Maxey Road, to the City of Baytown lies outside the jurisdictional boundaries and service area of METRO; and

WHEREAS, METRO, under the provision of Section 451.056 of the Texas Transportation Code, may contract with a municipality, county, or other political subdivision to provide public transportation services outside of its jurisdictional boundaries; and

WHEREAS, METRO, and Harris County find that the operation of Park & Ride services east of Maxey Road and within the vicinity of the City of Baytown will enhance regional mobility and support transit services within the County and METRO; and

WHEREAS, METRO entered into an interlocal agreement to provide such service pursuant to resolution number 2007-72 on July 26, 2007; and

WHEREAS, THE PARK AND RIDE SERVICE HAS BEEN SUCCESSFUL AND THE PARTIES WHISH TO CONTINUE THE OPERATION OF SUCH SERVICE;

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 interlocal agreement with Harris County to provide Park & Ride Service east of Maxey Road and within the vicinity of the City of Baytown, Texas.

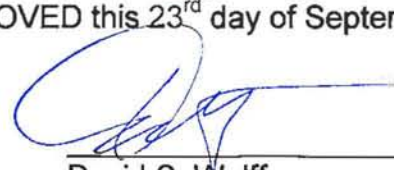
Section 2. This resolution is effective immediately upon passage.

ATTEST:


Assistant Secretary



PASSED this 23rd day of September, 2008
APPROVED this 23rd day of September, 2008


David S. Wolff
Chairman

A RESOLUTION

APPROVING THE PAYMENT OF INVOICES SUBMITTED BY AT&T AND CENTERPOINT ENERGY FOR THE RELOCATION OF UTILITIES IN SUPPORT OF METRO SOLUTIONS; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT

WHEREAS, Texas Transportation Code 451.058(d) provides that transit agencies, such as METRO, reimburse utility providers for the costs that they incur for relocation, re routing or alteration of facilities made necessary by the construction of transit improvements; and

WHEREAS, it is necessary that certain utility facilities owned by AT&T and by CenterPoint Energy be relocated or altered to enable the construction of transit improvements in support of METRO Solutions; and

WHEREAS, Agreements were executed with AT&T and with CenterPoint Energy for reimbursement of their costs for the relocation, re-routing and alterations of utility facilities ("Reimbursement Agreement"); and

WHEREAS, AT&T and CenterPoint Energy have performed the necessary relocation work and have submitted invoices for reimbursement of costs; and

WHEREAS, it is appropriate that the invoices be paid;

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 payment of invoices submitted by AT&T and by CENTERPOINT Energy for reimbursement of costs for the relocation, re-routing and alteration of utilities, for a total amount not to exceed \$851,712.57.


Section 2. This resolution is effective immediately upon passage.

PASSED this 23rd day of September, 2008
APPROVED this 23rd day of September, 2008

ATTEST:




Assistant Secretary


David S. Wolff
Chairman

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A MODIFICATION TO THE CONTRACT WITH CH2M HILL, INC. FOR ESTIMATING SERVICES FOR THE NORTH, SOUTHEAST, EAST END AND UPTOWN CORRIDORS, THE INTERMODAL TERMINAL, AND THE LIGHT RAIL VEHICLE MAINTENANCE FACILITIES IN SUPPORT OF THE METRO SOLUTIONS PROGRAM FOR AN AMOUNT NOT TO EXCEED \$200,000; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT

WHEREAS, METRO is in need of estimating services in support of the METRO Solutions Program to review cost proposals submitted by the Facility Provider; and

WHEREAS, CHM2 HILL, Inc. is familiar with the METRO Solutions and is uniquely qualified to provide these services; 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 modification to the contract with CHM2 Hill, Inc. for an amount not to exceed \$200,000;


Section 2. This resolution is effective immediately upon passage.

PASSED this 23rd day of September, 2008
APPROVED this 23rd day of September, 2008

ATTEST:




Assistant Secretary



David S. Wolff
Chairman

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A MODIFICATION TO THE CONTRACT WITH TCB TRANSIT FOR ENGINEERING SERVICES FOR THE UNIVERSITY CORRIDOR FOR AN AMOUNT NOT TO EXCEED \$8,248,514; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT

WHEREAS, TCB transit was awarded a contract in May 2006 to render engineering services for the University Corridor in support of the METRO Solutions Program; and

WHEREAS, a further extension of the period of performance and additional funding is needed to continue project design and support for the Final Environmental Impact Statement process and maintain the project completion of the University Corridor by end of year 2012;

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 modification to the contract with TCB Transit for an amount not to exceed \$8,248,514;


Section 2. This resolution is effective immediately upon passage.

PASSED this 23rd day of September, 2008
APPROVED this 23rd day of September, 2008

ATTEST:




Assistant Secretary


David S. Wolff
Chairman