

A RESOLUTION

AUTHORIZING AND DIRECTING THE PRESIDENT & CEO TO NEGOTIATE, EXECUTE AND DELIVER APPROPRIATE AGREEMENTS FOR THE PURCHASE OF CONTRACTOR'S POLLUTION LIABILITY INSURANCE AND POLLUTION LEGAL LIABILITY INSURANCE; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT

WHEREAS, as METRO proceeds with the implementation of METRO Solutions, METRO will construct light rail transit facilities and an intermodal terminal in designated travel corridors; and

WHEREAS, large public projects require the purchase of insurance protection against the costs to remediate unforeseen or accidental environmental impacts caused by construction activities; and

WHEREAS, a Contractor's Pollution Liability policy is necessary to provide uniform coverage for all enrolled contractors and subcontractors, including small businesses that otherwise might encounter difficulties obtaining such coverage; and

WHEREAS, a Pollution Legal Liability policy is necessary to insure METRO in the event of claims arising out of any unforeseen or accidental environmental impacts attributed to the construction of METRO facilities; and

WHEREAS, proposals were solicited from environmental insurance carriers, and staff has recommended the purchase of policies for Contractor's Pollution Liability insurance and Pollution Legal Liability insurance which offer the most comprehensive and affordable coverage; and

WHEREAS, the Board of Directors concurs with staff's recommendation;

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 negotiate, execute and deliver appropriate agreements for the purchase of a Contractor's Pollution Liability policy and a Pollution Legal Liability policy from ACE Insurance Company for the total policy amount not to exceed \$1,079.163.

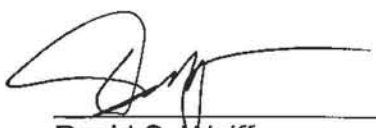
Section 2. This resolution is effective immediately upon passage.

PASSED this 26th day of June, 2008
APPROVED this 26th day of June, 2008

ATTEST:




Assistant Secretary


David S. Wolff
Chairman

A RESOLUTION

AUTHORIZING AND DIRECTING THE PRESIDENT & CEO TO NEGOTIATE, EXECUTE AND DELIVER APPROPRIATE DOCUMENTS FOR THE PURCHASE OF WORKERS' COMPENSATION AND GENERAL AND EXCESS LIABILITY INSURANCE FOR METRO'S OWNER CONTROLLED INSURANCE PROGRAM; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT

WHEREAS, METRO entered into contract with Marsh, Inc. for implementation of an Owner Controlled Insurance Program to provide uniform insurance coverage, at competitive costs, for METRO and its contractors for Phase 2. METRO Solutions projects; and

WHEREAS, Workers Compensation Insurance and General and Excess Liability Insurance are necessary components of an effective Owner Controlled Insurance Program; and

WHEREAS, proposals were solicited from interested insurance underwriters for the required insurance coverage; and

WHEREAS, the proposals have been carefully reviewed for the selection of firms from which METRO can acquire insurance policies that offer the best coverage, and at competitive costs, for Workers Compensation and General and Excess Liability coverage;

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 negotiate, execute and deliver such documents as necessary for the purchase of Workers Compensation Insurance and General Liability primary insurance coverage from AIG, and the purchase of Excess Liability insurance coverage from Lexington Insurance Co., AIG CAT XS, and the insurance group of XL/Aspen/Catlin at costs consistent with budgetary allocations.

Section 2. This resolution is effective immediately upon passage.

PASSED this 26th day of June, 2008
APPROVED this 26th day of June, 2008

ATTEST:




Assistant Secretary



David S. Wolff
Chairman

A RESOLUTION

APPROVING METRO'S CONTINUED PARTICIPATION IN THE RECENTLY RESTRUCTURED WILLIAMS CAPITAL GOVERNMENT MONEY MARKET FUND, FORMERLY KNOWN AS THE WILLIAMS CAPITAL LIQUID ASSETS FUND; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT

WHEREAS, the Texas Public Funds Investments Act and METRO's Investment Policy requires Board approval of those investment funds in which METRO participates; and

WHEREAS, this Board previously approved METRO's participation in Williams Capital Liquid Assets Fund; and

WHEREAS, the Williams Capital Liquid Assets Fund has recently restructured its investments to a government money market fund and has changed its name to "Williams Capital Government Money Market Fund"; and

WHEREAS, the restructured Williams Capital Government Money Market Fund complies with the Texas Fund Investment Act and meets METRO's criteria for participation in investment funds; and

WHEREAS, this Board is of the opinion that METRO should continue its investments with the Williams Capital Government Money Market Fund;

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

Section 1. The Board of Directors hereby approves METRO's continued participation in the Williams Capital Government Money Market Fund, formerly known as the Williams Capital Liquid Assets Fund.


Section 2. This resolution is effective immediately upon passage.

PASSED this 26th day of June, 2008
APPROVED this 26th day of June, 2008

ATTEST:




Assistant Secretary



David S. Wolff
Chairman

A RESOLUTION

AUTHORIZING AND DIRECTING THE PRESIDENT & CEO TO NEGOTIATE, EXECUTE AND DELIVER A CONTRACT WITH ATOS ORIGIN FOR UPGRADE OF THE EXISTING SEMA VOYAGER APPLICATION SYSTEM; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT

WHEREAS, METRO uses a customized computer application system known as SEMA Voyager to track and support its transit maintenance and materials activities; and

WHEREAS, SEMA Voyager was developed by Schlumberger SEMA and is proprietary to Schlumberger SEMA; and

WHEREAS, Schlumberger SEMA was subsequently acquired by Atos Origin; and

WHEREAS, it is necessary to upgrade and migrate the existing SEMA Voyager system to the SAP computer application environment; and

WHEREAS, Atos Origin is the only firm that can provide the necessary upgrades due to the proprietary nature of the system; and

WHEREAS, sole source justification has been provided; and

WHEREAS, the upgrade and migration of the SEMA Voyager system to the SAP environment represents the initial phase of the conversion of other METRO systems to the SAP environment;

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 negotiate, execute and deliver a contract with Atos Origin to upgrade METRO's existing SEMA Voyager software applications system for an amount not to exceed \$1,378,500.

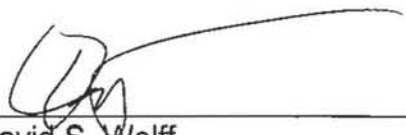
Section 2. This resolution is effective immediately upon passage.

PASSED this 26th day of June, 2008
APPROVED this 26th day of June, 2008

ATTEST:


Assistant Secretary




David S. Wolff
Chairman

A RESOLUTION

AUTHORIZING AND DIRECTING THE PRESIDENT & CEO TO NEGOTIATE, EXECUTE AND DELIVER A CONTRACT WITH CIZER – A CALIBRE COMPANY FOR STAFF SUPPORT FOR DEVELOPMENT OF COMPUTER REPORTING SOLUTIONS; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT

WHEREAS, METRO requires consultant services for development of Microsoft-based reporting solutions to enable the collection of electronic data from different software applications; and

WHEREAS, METRO solicited proposals for performance of the consultant services; and

WHEREAS, Cizer – A Calibre Company has been determined most qualified;

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 negotiate, execute and deliver a contract with Cizer-A Calibre Company for consultant services for development of Microsoft – based computer reporting solutions, for an amount not to exceed \$250,000.

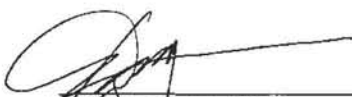
Section 2. This resolution is effective immediately upon passage.

ATTEST:


Assistant Secretary



PASSED this 26th day of June, 2008
APPROVED this 26th day of June, 2008


David S. Wolff
Chairman

A RESOLUTION

AUTHORIZING AND DIRECTING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONTRACT WITH PFEIFFER & SON, LTD. FOR THE CONSTRUCTION OF TRANSIT IMPROVEMENTS FOR SIGNATURE BUS ROUTES; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT

WHEREAS, METRO's Signature Bus Program includes a route from the Texas Medical Center to Palm Center, at Griggs Road, commonly referred to as the "TMC/Palm" service; and

WHEREAS, METRO solicited bids for the construction of transit improvements for the TMC/Palm service; and

WHEREAS, Pfeiffer & Son, Ltd. submitted the lowest responsive and responsible bid;

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 Pfeiffer & Son, Ltd. for the construction of transit improvements for the Signature Bus TMC/Palm route, for an amount not to exceed \$1,214,703.23.


Section 2. This resolution is effective immediately upon passage.

PASSED this 26th day of June, 2008
APPROVED this 26th day of June, 2008

ATTEST:



Assistant Secretary


David S. Wolff
Chairman

A RESOLUTION

AUTHORIZING AND DIRECTING THE PRESIDENT & CEO TO NEGOTIATE, EXECUTE AND DELIVER A CONTRACT WITH ALLIED BARTON SECURITY SERVICES FOR UNARMED GUARD SECURITY SERVICES; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT

WHEREAS, unarmed security guards provide security services at METRO's bus operations facilities and at the rail operations center; and

WHEREAS, METRO solicited proposals for unarmed security guard services; and

WHEREAS, Allied Barton Security Services is most qualified to provide the necessary services;

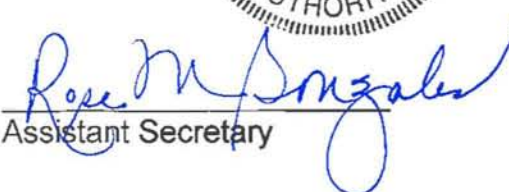
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The President & CEO is hereby authorized and directed to negotiate, execute and deliver a contract with Allied Barton Security Services for an amount not to exceed \$1,883,331.84.


Section 2. This resolution is effective immediately upon passage.

ATTEST:




Assistant Secretary

PASSED this 26th day of June, 2008
APPROVED this 26th day of June, 2008


David S. Wolff
Chairman

A RESOLUTION

AUTHORIZING AND DIRECTING THE PRESIDENT & CEO TO NEGOTIATE, EXECUTE AND DELIVER A CONTRACT WITH BASILE BAUMANN PROST COLE AND ASSOCIATES, INC. TO CONDUCT A STUDY OF TRANSIT-ORIENTED DEVELOPMENT OPPORTUNITIES; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT

WHEREAS, METRO issued a Request for Proposals for a market study to analyze viable opportunities for transit oriented development along the METRO Solutions light rail alignments; and

WHEREAS, the firm of Basile Baumann Prost Cole and Associates, Inc. is most qualified to do the work;

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 negotiate execute and deliver a contract with Basile Baumann Prost Cole and Associates, Inc. for a market study for transit oriented development, for a total amount not to exceed \$400,000.

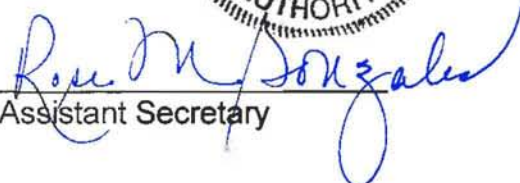
Section 2. The President & CEO is hereby authorized and directed to execute and deliver the Consent Agreement and to take all administrative actions reasonable and necessary to carry out its terms and conditions in accordance with the Board's policies and directives.


Section 3. This resolution is effective immediately upon passage.

PASSED this 26th day of June, 2008
APPROVED this 26th day of June, 2008

ATTEST:




Assistant Secretary


David S. Wolff
Chairman

A RESOLUTION

AUTHORIZING AND DIRECTING THE PRESIDENT & CEO TO EXECUTE AND DELIVER A CONSENT AGREEMENT WITH THE CITY OF HOUSTON FOR THE CONSTRUCTION, OPERATION AND MAINTENANCE OF PHASE 2 METRORAIL AND THE METRO SOLUTIONS PROJECT, AS AMENDED; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT

WHEREAS, METRO's enabling legislation, Chapter 451 of the Texas Transportation Code ("Code"), states that unless the power of eminent domain is exercised, METRO may not begin an activity authorized under Section 451.058(a) of the Code or alter or damage the property of a political subdivision of this State without having first received written permission from such political subdivision ; and

WHEREAS, METRO is proceeding with significant improvements to the transit system, including the implementation of guided rapid transit in designated travel corridors, commuter rail and Signature Bus service all in furtherance of the expansion of METRORail and the METRO Solutions Project (hereinafter referred to as the "Project"); and

WHEREAS, a significant portion of the Project will be constructed on, under or across property which is owned or controlled by the City of Houston ("City"); and

WHEREAS, representatives of METRO and the City negotiated the terms of a consent agreement ("Consent Agreement") for purposes of satisfying the statutory requirement and identifying the rights and responsibilities of METRO and the City for the design, construction, operation and maintenance of the Project ; and

WHEREAS, by way of Resolution 2008-35, the METRO Board of Directors approved the Consent Agreement and authorized its execution; and

WHEREAS, the City of Houston City Council subsequently approved the Consent Agreement, but revised some of the terms of the Consent Agreement; and

WHEREAS, the METRO Board of Directors has reviewed the revisions to the Consent Agreement and believes that the Consent Agreement, as amended, should be approved and its execution authorized;

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 terms and conditions of the Consent Agreement with the City of Houston, as amended, for the construction, operation and maintenance of Phase 2 METRORail and METRO Solutions.


Section 2. The President & CEO is hereby authorized and directed to execute and deliver the amended Consent Agreement and take all administrative actions reasonable and necessary to carry out its terms and conditions in accordance with the Board's policies and directives.


Section 3. This resolution is effective immediately upon passage.

PASSED this 26th day of June, 2008
APPROVED this 26th day of June, 2008

ATTEST:




Assistant Secretary


David S. Wolff
Chairman