

A RESOLUTION

ACCEPTING THE AUGUST 2022 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 August 2022; 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 July 31, 2022, the August 2022 Sales & Use Tax Report, the July 2022 Investment Report, the July 2022 Debt Report, the July 2022 Monthly Performance Report, and the Monthly Report of the Interim Chief Financial Officer dated August 18, 2022 (collectively, the “Finance and Audit materials”); and


WHEREAS, the Board of Directors has reviewed such materials, including the July 2022 Investment Report.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The Board of Directors hereby accepts the August 2022 Finance and Audit Committee, Administration Committee, Capital and Strategic Planning Committee and Public Safety, Customer Service & Operations Committee monthly reports and the Finance and Audit materials, including the July 2022 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 N. Fairfax
Executive Vice President & General Counsel

PASSED this 25th day of August, 2022
APPROVED this 25th day of August, 2022

ATTEST:


Jessica Gonzalez
Assistant Secretary




Sanjay Ramabhadran
Chair

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE A CONTRACT MODIFICATION WITH SUNOCO, LLC TO INCREASE THE MAXIMUM CONTRACT AMOUNT AND TO EXERCISE AN OPTION TO EXTEND THE CONTRACT TERM FOR 87 OCTANE UNLEADED GASOLINE, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, pursuant to Resolution 2019-45, the Metropolitan Transit Authority of Harris County, Texas ("METRO") entered into a three (3) year contract with two (2) options to extend the contract term for an additional one (1) year period with Sunoco, LLC ("Contractor") for 87 octane unleaded gasoline; and

WHEREAS, pursuant to Resolution 2022-70, METRO entered into a contract modification with Contractor to increase the maximum contract amount by \$1,250,000 due to increased local fuel costs and a higher than expected volume of fuel consumption which has reduced the remaining capacity under the contract; and

WHEREAS, the current contract is set to expire on September 30, 2022 and METRO requires the purchase of 87 octane unleaded gasoline for additional facilities; and

WHEREAS, based on the foregoing, management recommends that METRO enter into a modification of its existing contract with Contractor to increase the maximum contract amount by \$1,500,000 to support METRO's needs through the contract expiration date, and to exercise an option to extend the contract term for an additional one (1) year period with an initial not-to-exceed contract amount of \$11,857,199, and a ten percent (10%) owner-controlled contingency of \$556,272 for volume and twenty-five percent (25%) owner-controlled contingency of \$3,079,372 for price.

NOW, THEREFORE, BE IT RESOLVED THAT:

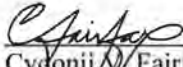
Section 1. The METRO Board of Directors hereby authorizes the President & CEO to execute a modification of its existing contract with Sunoco, LLC to increase the maximum contract amount by \$1,500,000 to support METRO's needs through the contract expiration date.

Section 2. The METRO Board of Directors further authorizes the President & CEO to also exercise an option to extend such contract for an additional one (1) year period, and to increase the maximum

contract amount by an additional \$11,857,199 for the option year, and a ten percent (10%) owner-controlled contingency of \$556,272 for volume and twenty-five percent (25%) owner-controlled contingency of \$3,079,372 for price.

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 W. Fairfax
Executive Vice President & General Counsel

PASSED this 25th day of August, 2022
APPROVED this 25th day of August, 2022

ATTEST:


Jessica Gonzalez
Assistant Secretary




Sanjay Ramabhadran
Chair

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO EXECUTE A CONTRACT WITH MOTIVA ENTERPRISES LLC TO PROVIDE ULTRA LOW SULFUR DIESEL, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas ("METRO") requires the purchase of ultra low sulfur diesel for its vehicles; and

WHEREAS, METRO issued an Invitation for Bids and Motiva Enterprises LLC was the lowest responsive and responsible bidder of all those that submitted bids; and


WHEREAS, management recommends that METRO enter into a three (3) year contract with Motiva Enterprises LLC to provide this ultra low sulfur diesel for METRO's vehicles, with an initial not-to-exceed contract amount of \$121,831,707, and a ten percent (10%) owner-controlled contingency of \$9,035,070.45 for volume and twenty-five percent (25%) owner-controlled contingency of \$22,445,932.10 for price.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to execute a three (3) year contract with Motiva Enterprises LLC to provide ultra low sulfur diesel for METRO's vehicles, with an initial not-to-exceed contract amount of \$121,831,707, and a ten percent (10%) owner-controlled contingency of \$9,035,070.45 for volume and twenty-five percent (25%) owner-controlled contingency of \$22,445,932.10 for price.

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 Fairfax
Executive Vice President & General Counsel

PASSED this 25th day of August, 2022
APPROVED this 25th day of August, 2022

ATTEST:


Jessica Gonzalez
Assistant Secretary




Sanjay Ramabhadran
Chair

A RESOLUTION

AUTHORIZING A DISCRETIONARY INCENTIVE PROGRAM FOR CERTAIN ELIGIBLE FULL-TIME AND PART-TIME NON-UNION EMPLOYEES, AND TO TRANSFER BUDGET FUNDS, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, during this COVID-19 pandemic period, recruiting, hiring, and retaining employees, particularly drivers, cleaners, mechanics and other essential personnel, has been a challenge throughout the transit industry, adversely impacting service quality and schedule times for the passengers relying on such vital transportation services; and

WHEREAS, to help address this issue, the Metropolitan Transit Authority of Harris County, Texas (“METRO”) Board of Directors (“Board of Directors”) recently authorized management to create a discretionary incentive program to recognize union and certain non-union frontline employees for their continued hard work and dedication during this unprecedented and difficult period of time; and

WHEREAS, it is recommended that the Board of Directors authorize management to create another discretionary incentive program to recognize METRO’s non-union employees who worked in positions that were not included in the other incentive program for their continued hard work, dedication, and extraordinary efforts during these particularly challenging times (“Incentive Program”); and

WHEREAS, the Incentive Program is in furtherance of METRO’s purpose of providing essential transportation services to the public and benefits METRO by increasing employee morale as employees continue to provide essential transportation services to the region; and

WHEREAS, based on the foregoing, it is recommended that the Board of Directors authorize management to implement an Incentive Program consisting of a \$6,000 taxable payment for eligible full-time non-union employees and a \$3,000 taxable payment for eligible part-time non-union employees, with a maximum aggregate payment not-to-exceed \$8,881,125; and

WHEREAS, to be eligible for any installment of the incentive payment, non-union employees must work in positions that were not included in the incentive program for frontline employees and must have been hired by METRO on or before March 31, 2022; and

WHEREAS, following the creation of the Incentive Program by management, such employees would be eligible to receive payment in up to four (4) equal installments on September 2022, December 2022, April 2023, and August 2023; and

WHEREAS, management further recommends that the Board of Directors authorize the transfer of unallocated FY2022 Operating budget funds to the FY2022 operating budgets of departments with employees that would be eligible for the first payment following the implementation by management of the proposed Incentive Program.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The Board of Directors hereby authorizes management to establish a discretionary incentive program for eligible full-time and part-time non-union employees for their continued hard work, dedication and extraordinary efforts during these particularly challenging times, with a maximum aggregate payment not-to-exceed \$8,881,125.

Section 2. The President & CEO is hereby authorized to allocate incentive payments in four (4) equal installments (September 2022, December 2022, April 2023, and August 2023), consisting of a \$6,000 payment for eligible full-time non-union employees, a \$3,000 payment for eligible part-time non-union employees, and to transfer unallocated fiscal year 2022 Operating budget funds to the fiscal year 2022 operating budgets of departments with employees that would be eligible for the first payment following the implementation by management of the proposed incentive program.

Section 3. 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 N. Fairfax

Executive Vice President & General Counsel

PASSED this 25th day of August, 2022

APPROVED this 25th day of August, 2022

ATTEST:



Jessica Gonzalez
Assistant Secretary



Sanjay Ramabhadran
Chair

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO NEGOTIATE AND EXECUTE A SOLE SOURCE CONTRACT WITH INIT INNOVATIONS IN TRANSPORTATION, INC. TO UPGRADE THE EXISTING IVOMS ON-BOARD NAVIGATION SYSTEM, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas (“METRO”) requires upgrades to its existing IVOMS on-board navigation system including integration of turn-by-turn software for operator navigation of METRO service routes; and

WHEREAS, INIT Innovations in Transportation, Inc. (“Contractor”) developed and manufactured the proprietary IVOMS on-board navigation and Contractor is the only vendor that can provide upgrades to such system; and

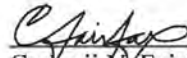
WHEREAS, based on the foregoing, management recommends that METRO enter into a three (3) year sole source contract with Contractor to provide these upgrades for the existing IVOMS on-board navigation system, with a maximum contract amount of \$6,347,341.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to negotiate and execute a three (3) year sole source contract with INIT Innovations in Transportation, Inc. to provide upgrades for METRO’s existing IVOMS on-board navigation system, with a maximum contract amount of \$6,347,341.

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 Fairfax
Executive Vice President & General Counsel

PASSED this 25th day of August, 2022
APPROVED this 25th day of August, 2022

ATTEST:



Jessica Gonzalez
Assistant Secretary



Sanjay Ramabhadran
Chair

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO NEGOTIATE AND EXECUTE A CONTRACT WITH MATRIX POINTE SOFTWARE, LLC TO PROVIDE A CLOUD HOSTED LEGAL MATTER MANAGEMENT SYSTEM AND RELATED MAINTENANCE AND SUPPORT SERVICES, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas (“METRO”) issued a Request for Proposals for a cloud hosted legal matter management system and related maintenance and support services for the Legal Department and the proposal from Matrix Pointe Software, LLC was determined by an evaluation committee to offer the most advantages and best overall value to METRO; and

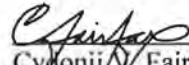
WHEREAS, management recommends that METRO enter into a two (2) year contract with two (2) options to extend the contract term for an additional one (1) year period with Matrix Pointe Software, LLC to provide this legal matter management system and related maintenance and support services, with a maximum contract amount of \$255,363.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to negotiate and execute a two (2) year contract with two (2) options to extend the contract term for an additional one (1) year period with Matrix Pointe Software, LLC to provide a cloud hosted legal matter management system and related maintenance and support services, with a maximum contract amount of \$255,363.

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.



Cydonia Fairfax
Executive Vice President & General Counsel

PASSED this 25th day of August, 2022
APPROVED this 25th day of August, 2022

ATTEST:


Jessica Gonzalez
Assistant Secretary




Sanjay Ramabhadran
Chair

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO NEGOTIATE AND EXECUTE A CONTRACT WITH EACH OF KIMLEY-HORN AND ASSOCIATES, INC. AND ALFRED BENESCH & COMPANY TO PROVIDE ON-CALL SIGNAL ENGINEERING CONSULTING SERVICES FOR RAIL OR BUS TRANSIT CORRIDOR PROJECTS, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas ("METRO") requires on-call signal engineering consulting services for rail or bus transit corridor projects on an as-needed basis; and

WHEREAS, METRO issued a Request for Qualifications for such on-call signal engineering consulting services and Kimley-Horn and Associates, Inc. and Alfred Benesch & Company were determined by an evaluation committee to be the two (2) most qualified firms that submitted a proposal; and

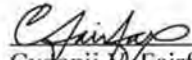
WHEREAS, management recommends that METRO enter into a four (4) year contract with three (3) options to extend the contract term for an additional one (1) year period with each of Kimley-Horn and Associates, Inc. and Alfred Benesch & Company to provide these on-call signal engineering consulting services for METRO's rail or bus transit corridor projects, for a maximum contract amount of \$5,000,000.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to negotiate and execute a four (4) year contract with three (3) options to extend the contract term for an additional one (1) year period with each of Kimley-Horn and Associates, Inc. and Alfred Benesch & Company to provide on-call signal engineering consulting services for METRO's rail or bus transit corridor projects, for a maximum contract amount of \$5,000,000.

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 Fairfax

Executive Vice President & General Counsel

PASSED this 25th day of August, 2022

APPROVED this 25th day of August, 2022

ATTEST:



Jessica Gonzalez
Assistant Secretary



Sanjay Rambhadran
Chair

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO NEGOTIATE AND EXECUTE AN ADVANCE FUNDING AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR WORK PERFORMED ON US 290, AND TO TRANSFER BUDGET FUNDS, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, management recommends that the Metropolitan Transit Authority of Harris County, Texas ("METRO") enter into an Advance Funding Agreement ("AFA") with the Texas Department of Transportation ("TxDOT") to pay TxDOT for the construction of foundations and conduit for METRO slip ramps and the relocation of a High Occupancy Vehicle/High Occupancy Toll (HOV/HOT) lanes declaration booth on U.S. 290, with a maximum contract amount of \$2,893,407.78; and

WHEREAS, the AFA allows METRO to fund this portion of TxDOT's transportation improvement project which has benefited METRO; and

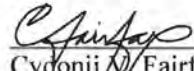
WHEREAS, management further recommends that the METRO Board of Directors ("Board of Directors") authorize the transfer of FY2022 Capital allowance budget funds to the FY2022 Capital budget of the Planning, Engineering and Construction department to cover the costs for the project.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to negotiate and execute an Advance Funding Agreement with the Texas Department of Transportation ("TxDOT") to pay TxDOT for the construction of foundations and conduit for METRO slip ramps and the relocation of a HOV/HOT lanes declaration booth on U.S. 290, with a maximum contract amount of \$2,893,407.78, and to transfer unallocated fiscal year 2022 capital budget funds to the fiscal year 2022 capital budget of the Planning, Engineering and Construction department to cover the costs for the project.

Section 2. This Resolution is effective immediately upon passage.

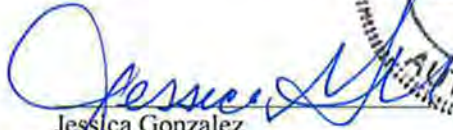
I hereby certify that the above resolution is accurate in describing the action herein of the Board of Directors on the date below.



Cydonii Fairfax
Executive Vice President & General Counsel

PASSED this 25th day of August, 2022
APPROVED this 25th day of August, 2022

ATTEST:



Jessica Gonzalez
Assistant Secretary



Sanjay Ramabhadran
Chair

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO NEGOTIATE AND EXECUTE A CONTRACT MODIFICATION WITH AFC TRANSPORTATION COMPANY FOR ADDITIONAL TURNKEY PARK & RIDE TRANSPORTATION SERVICES ON AN EMERGENCY BASIS, AND TO INCREASE THE MAXIMUM CONTRACT AMOUNT, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, pursuant to Resolution 2022-41, the Metropolitan Transit Authority of Harris County, Texas ("METRO") entered into a six (6) month contract with AFC Transportation Company to provide turnkey Park & Ride transportation services to meet unexpected ridership demands after the President & CEO declared an emergency and the contract is set to expire on November 13, 2022; and

WHEREAS, increased demand for ridership has caused METRO to utilize a higher than expected volume of services which has reduced the remaining capacity under the contract to support METRO's needs through the contract expiration date and METRO requires continuity of services during this emergency to procure a longer-term competitive contract; and

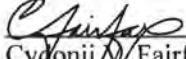
WHEREAS, based on the foregoing, management recommends that METRO enter into a modification of its existing contract with AFC Transportation Company to extend the contract term through July 31, 2023 to provide these additional turnkey Park & Ride transportation services on an emergency basis, and to increase the maximum contract amount by \$3,760,800, resulting in a new maximum contract amount of \$5,260,800.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to negotiate and execute a modification of its existing contract with AFC Transportation Company to extend the contract term through July 31, 2023 to provide additional turnkey Park & Ride transportation services on an emergency basis, and to increase the maximum contract amount by \$3,760,800, resulting in a new maximum contract amount of \$5,260,800.

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 Fairfax
Executive Vice President & General Counsel

PASSED this 25th day of August, 2022
APPROVED this 25th day of August, 2022

ATTEST:


Jessica Gonzalez
Assistant Secretary




Sanjay Ramabhadran
Chair

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO NEGOTIATE AND EXECUTE A CONTRACT WITH AXON ENTERPRISE, INC. FOR THE PURCHASE OF TOOLS AND EQUIPMENT, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas ("METRO") requires the purchase of tools and equipment for law enforcement officers of the METRO Police Department; and

WHEREAS, METRO has entered into an Interlocal Participation Agreement with the Texas Local Government Purchasing Cooperative ("TXLGPC"), pursuant to which it may utilize the BuyBoard online purchasing system to procure various products, equipment and services as a participant in a cooperative purchasing program established by TXLGPC; and

WHEREAS, purchases through the BuyBoard online purchasing system satisfy METRO's procurement requirements because TXLGPC's underlying contracts with the vendors of the BuyBoard are competitively procured; and

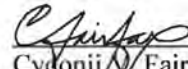
WHEREAS, management recommends that METRO enter into a contract with Axon Enterprise, Inc. to purchase these tools and equipment for law enforcement officers of the METRO Police Department through METRO's participation in the BuyBoard online purchasing system, for a cost not to exceed \$143,489.30.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to negotiate and execute a contract with Axon Enterprise, Inc. to purchase tools and equipment for law enforcement officers of the METRO Police Department through METRO's participation in the BuyBoard online purchasing system, for a cost not to exceed \$143,489.30.

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 25th day of August, 2022
APPROVED this 25th day of August, 2022

ATTEST:


Jessica Gonzalez
Assistant Secretary




Sanjay Ramabhadran
Chair

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO NEGOTIATE AND EXECUTE A CONTRACT WITH PERRONE ROBOTICS, INC. TO PROVIDE AUTONOMOUS TECHNOLOGY FOR THE DEVELOPMENT OF THE HOUSTON METRO SHUTTLE OF THE FUTURE, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas (“METRO”) was awarded a Federal Transit Administration (“FTA”) Accelerating Innovation Mobility (“AIM”) grant for the development of the Houston METRO Shuttle of the Future and now requires autonomous technology for such project; and

WHEREAS, METRO issued a Request for Proposals for such autonomous technology and the proposal from Perrone Robotics, Inc. was determined by an evaluation committee to offer the most advantages and best overall value to METRO; and

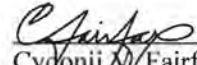
WHEREAS, based on the foregoing, management recommends that METRO enter into a fifteen (15) month contract with Perrone Robotics, Inc. to provide this autonomous technology for the development of the Houston METRO Shuttle of the Future, with an initial not-to-exceed contract amount of \$877,000 and a ten percent (10%) owner-controlled contingency of \$87,700.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The METRO Board of Directors hereby authorizes the President & CEO to negotiate and execute a fifteen (15) month contract with Perrone Robotics, Inc. to provide autonomous technology for the development of the Houston METRO Shuttle of the Future, with an initial not-to-exceed contract amount of \$877,000 and a ten percent (10%) owner-controlled contingency of \$87,700.

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 Fairfax
Executive Vice President & General Counsel

PASSED this 25th day of August, 2022
APPROVED this 25th day of August, 2022

ATTEST:


Jessica Gonzalez
Assistant Secretary




Sanjay Ramabhadran
Chair

A RESOLUTION

APPROVING THE UPDATED MAJOR SERVICE CHANGE POLICY AND PROCEDURES, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, the Federal Transit Administration (“FTA”) Circular 4702.1B requires recipients of federal funds to evaluate any major service changes for potential discriminatory impacts to minority and low-income populations; and

WHEREAS, pursuant to Resolution 2018-145, the Metropolitan Transit Authority of Harris County, Texas (“METRO”) Board of Directors (“Board of Directors”) adopted a Major Service Change Policy (the “Policy”) which requires METRO to conduct an evaluation in such instances in accordance with the federal requirements; and

WHEREAS, based on the results of METRO’s recent triennial audit by the FTA, management has recommended that the Board of Directors approve several updates to the Policy, such as including the quantitative parameters for determining whether proposed major service changes pose a disparate impact or disproportionate burden to minority and low-income populations, adding procedures for public participation in proposed major service changes, and expressly requiring that the Board of Directors review the findings from any service equity analysis and approve all proposed major service changes; and

WHEREAS, METRO held a public hearing on August 10, 2022 to discuss the proposed updates to the Policy and a summary of public comments from such hearing has been presented to the Board of Directors for consideration; and

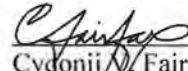
WHEREAS, based on the foregoing, management recommends that the Board of Directors approve the updated Major Service Change Policy and Procedure, attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The Board of Directors hereby approves the updated Major Service Change Policy and Procedure, attached hereto as Exhibit A.

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 Fairfax
Executive Vice President & General Counsel

PASSED this 25th day of August, 2022
APPROVED this 25th day of August, 2022

ATTEST:


Jessica Gonzalez
Assistant Secretary




Sanjay Ramabhadran
Chair

A RESOLUTION

AUTHORIZING THE PRESIDENT & CEO TO DEVELOP AND IMPLEMENT A PERMANENT PROGRAM FOR THE WEEKEND USE OF METRO'S HIGH OCCUPANCY VEHICLE/HIGH OCCUPANCY TOLL LANES AND TO NEGOTIATE AND EXECUTE A CONTRACT MODIFICATION WITH TRANSCORE ITS, LLC FOR OPERATION OF THE PERMANENT PROGRAM, AND TO INCREASE THE MAXIMUM CONTRACT AMOUNT, AND MAKING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT

WHEREAS, pursuant to Resolution 2022-79, the Metropolitan Transit Authority of Harris County, Texas ("METRO") Board of Directors ("Board of Directors") authorized the Summer Pilot Program to open the five (5) METRO High Occupancy Vehicle/High Occupancy Toll ("HOV/HOT") lanes during the weekends from July 2, 2022 through September 5, 2022 to gauge potential demand for such services during the weekend and authorized a contract modification of the existing contract with Transcore ITS, LLC to operate such program; and

WHEREAS, the public has shown an interest for weekend use of the METRO HOV/HOT lanes under the Summer Pilot Program and METRO desires a permanent program to open the five (5) METRO HOV/HOT lanes seven (7) days a week throughout the year which would result in an annual cost of \$3,300,000; and

WHEREAS, management recommends that the Board of Directors authorize the President & CEO to develop and implement a permanent program to allow weekend use of the five (5) METRO HOV/HOT lanes throughout the year for a maximum amount not-to-exceed \$3,300,000, and to negotiate and execute a modification of the existing contract with TransCore ITS, LLC to operate the permanent program, increasing the maximum payment amount by \$644,500, resulting in a new maximum contract amount of \$32,228,448.55.

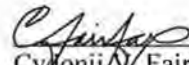
NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. The Board of Directors hereby authorizes the President & CEO to develop and implement the permanent program to allow weekend use of all METRO HOV/HOT lanes throughout the year for a maximum amount not-to-exceed \$3,300,000.

Section 2. The Board of Directors hereby authorizes the President & CEO to negotiate and execute a modification of the existing contract with TransCore ITS, LLC to operate such permanent program, increasing the maximum payment amount by \$644,500, resulting in a new maximum contract amount of \$32,228,448.55.

Section 3. 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 N. Fairfax
Executive Vice President & General Counsel

PASSED this 25th day of August, 2022
APPROVED this 25th day of August, 2022

ATTEST:


Jessica Gonzalez
Assistant Secretary




Sanjay Ramabhadran
Chair