

A RESOLUTION

RATIFYING CHANGE ORDERS TO THE CONTRACT WITH MANHATTAN CONSTRUCTION COMPANY FOR THE POLK STREET MAINTENANCE FACILITY.

WHEREAS, change order 22, change order 25 and change order 30 to the contract between the Manhattan Construction Company and METRO for the construction of the Polk Street Bus Maintenance Facility were approved in January and February of 1982; and

WHEREAS, the change orders individually are less than \$100,000 each, but cumulatively amounted to a total of \$192,681; and

WHEREAS, an audit of the contract with Manhattan Construction Company by METRO's Internal Audit Division has questioned whether the work represented by these change orders should have been separated or considered as a single change order; and

WHEREAS, the Board of Directors is of the opinion that the work was necessary and was accomplished at a fair price and wishes to ratify the change orders consistent with the Board's procurement policies;

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

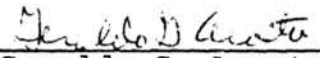
Section 1. The previous approval by the then Executive Director to change orders number 22, 25 and 30 to Contract E-354 with the Manhattan Construction Company before construction of certain improvements at the Polk Street Maintenance Facility are hereby approved and ratified.

Section 2. This resolution is effective immediately upon passage.

PASSED this 27th day of April, 1983.


APPROVED this 27th day of April, 1983.

ATTEST:

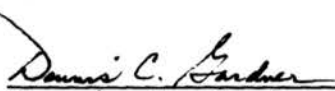

Gerald G. Acosta
Secretary


Daniel C. Arnold
Chairman of the Board

APPROVED AS TO SUBSTANCE:


Alan F. Kiepper
General Manager

APPROVED AS TO FORM:


Dennis C. Gardner
Staff Counsel

A RESOLUTION

AUTHORIZING THE GENERAL MANAGER TO EXECUTE A CONTRACT WITH THE EASTER SEALS SOCIETY FOR METROLIFT SERVICES.

WHEREAS, the Easter Seals Society currently operates four vans for the METROLift program; and

WHEREAS, continuation of the METROLift service is desirable;

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

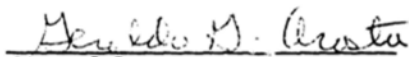
Section 1. The General Manager is hereby authorized to execute a contract with the Easter Seals Society for the supply, operation and maintenance of four (4) wheelchair lift-equipped vans for use in the METROLift service at a total cost for a three-year contract not to exceed \$338,756.

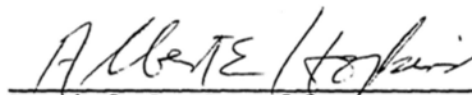
Section 2. This resolution is effective immediately upon passage.

PASSED this 27th day of April, 1983.

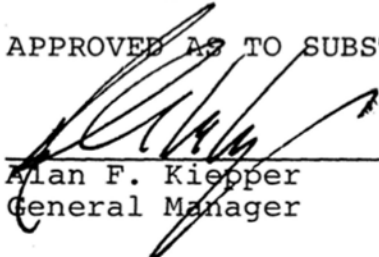
APPROVED this 27th day of April, 1983.

ATTEST:

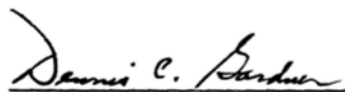

Gerald G. Acosta
Secretary


Daniel C. Arnold
Chairman of the Board

APPROVED AS TO SUBSTANCE:


Alan F. Kiepper
General Manager

APPROVED AS TO FORM:


Dennis C. Gardner
Legal Counsel

A RESOLUTION

EXPRESSING THE INTENT OF THE METROPOLITAN TRANSIT AUTHORITY TO PARTICIPATE WITH THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION IN THE DEVELOPMENT OF AN AUTHORIZED VEHICLE LANE ON INTERSTATE HIGHWAY 10 FROM GESSNER ROAD TO ELDRIDGE ROAD.

WHEREAS, the State Department of Highways and Public Transportation has plans to begin pavement rehabilitation of Interstate Highway 10 (Katy Freeway) from West Belt to Addicks-Howell Road; and

WHEREAS, construction of a single-lane, reversible transitway for authorized vehicles in the median of the freeway is accomplished at the lowest cost and least disruption to traffic if it is performed in conjunction with the pavement rehabilitation project; and

WHEREAS, METRO has previously authorized expenditures for design of this project with construction financing to be authorized at such time as the Highway Department goes forward with the pavement rehabilitation; and

WHEREAS, the Board of Directors is desirous of expressing its intent to participate with the State Department of Highways and Public Transportation in extending the Authorized Vehicle Lane on Interstate Highway 10 from Gessner to Eldridge;

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

Section 1. It is the intent of the Metropolitan Transit Authority to fund the construction of a one-lane, reversible transitway for authorized vehicles from Gessner to Eldridge as

part of the State Department of Highways and Public Transportation's pavement rehabilitation project on Interstate Highway 10.

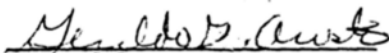
Section 2. Appropriate funding for the construction of this project will be provided for in the Fiscal Year 1984 Budget.

Section 3. This resolution is effective immediately upon passage.

PASSED this 27th day of April, 1983.


APPROVED this 27th day of April, 1983.

ATTEST:

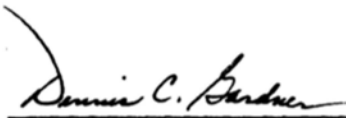

Gerald G. Acosta
Secretary


Daniel C. Arnold
Chairman of the Board

APPROVED AS TO SUBSTANCE:


Alan F. Kiepper
General Manager

APPROVED AS TO FORM:


Dennis C. Gardner
Staff Counsel

A RESOLUTION

AUTHORIZING THE GENERAL MANAGER TO EXECUTE A CONTRACT AMENDMENT WITH SPERRY UNIVAC FOR ADDITIONAL COMPUTER EQUIPMENT.

WHEREAS, METRO presently has a lease/purchase agreement with the Sperry Univac Corporation for a Univac 1100/60 computer; and

WHEREAS, the development and implementation of computerized systems has exhausted the capacity of the existing hardware; and

WHEREAS, in order to accommodate additional computerized systems under development in accordance with the long-range Management Systems Plan, additional hardware is necessary;

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


Section 1. The General Manager is authorized to execute a contract amendment with the Sperry Univac Corporation for a five-year lease/purchase and maintenance agreement of additional computer memory and peripheral equipment for an additional sum not to exceed \$1,117,440.

Section 2. This resolution is effective immediately upon passage.

PASSED this 27th day of April, 1983.


APPROVED this 27th day of April, 1983.

ATTEST:


Geraldo G. Acosta
Secretary

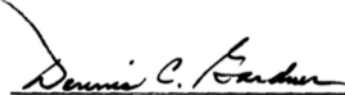

Daniel C. Arnold
Chairman of the Board

APPROVED AS TO SUBSTANCE:



Alan F. Kiepper
General Manager

APPROVED AS TO FORM:



Dennis C. Gardner
Staff Counsel

A RESOLUTION

EXPRESSING THE INTENT OF THE BOARD OF DIRECTORS REGARDING DEVELOPMENT OF STATION OR TERMINAL COMPLEXES.

WHEREAS, METRO is proceeding with the design and development of Stage I of a Regional Rail System; and

WHEREAS, it may be desirable to incorporate commercial, residential, recreational, institutional or industrial facilities in one or more of the stations for the Regional Rail System thus causing any such facility to fall within the definition of a "station or terminal complex" as set out in Section 6C of Article 1118x, Texas Revised Civil Statutes (the "Metropolitan Rapid Transit Authorities Act"); and

WHEREAS, Section 6C of Article 1118x authorizes the acquisition of property up to 1,500 feet from the center of a station or terminal complex through the power of eminent domain for the development of a station or terminal complex; and

WHEREAS, the Board is aware that the existence of this statutory authority has caused or may cause concern in the communities in the vicinity of proposed station locations; and

WHEREAS, the Board desires to formally express its intent against displacing existing residences or businesses through the exercise of the power of eminent domain beyond those properties which otherwise would be required for transit purposes;

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

Section 1. The Board of Directors hereby expresses its intent against exercising the power of eminent domain to acquire

existing residences or businesses within 1500 feet of transit facilities other than those which otherwise would be required for transit purposes for the construction of station or terminal complexes associated with development of the Stage I Regional Rail System.

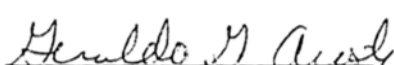
Section 2. The General Manager and METRO staff are directed to perform their planning and development activities in conformance with the Board's intent as expressed herein.

Section 3. This resolution is effective immediately upon passage.

PASSED this 27th day of April, 1983.


APPROVED this 27th day of April, 1983.

ATTEST:

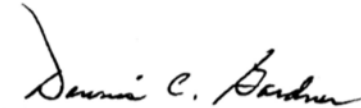

Gerald G. Acosta
Secretary


~~Daniel C. Arnold~~ 
Vice-Chairman of the Board Albert E. Hopkins

APPROVED AS TO SUBSTANCE:


Alan F. Kiepper
General Manager

APPROVED AS TO FORM:


Dennis C. Gardner
Staff Counsel

A RESOLUTION

AUTHORIZING THE GENERAL MANAGER TO ACQUIRE 10.74 ACRES OF LAND FOR THE CONSTRUCTION OF A PARK & RIDE LOT AT THE WEST BELT AND KATY FREEWAY.

WHEREAS, METRO is desirous of constructing a park & ride lot in the vicinity of the terminus of the first stage of the Katy Freeway Authorized Vehicle Lane; and

WHEREAS, METRO has identified a 10.74-acre tract of land on West Belt, adjacent to the Katy Freeway, for the location of this park & ride lot; and

WHEREAS, negotiations with the owner of the property have resulted in an offer to sell the property at \$5.25 per square foot; and

WHEREAS, the Board of Directors is of the opinion that this is a fair price for the property, all factors considered, including the expenses associated with eminent domain proceedings should same be necessary;

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

Section 1. The General Manager is authorized to purchase a 10.74-acre tract of land out of the Christiana Williams Survey, A-834, Harris County, Texas, from the Ladish Company at a total cost not to exceed \$2,455,800.

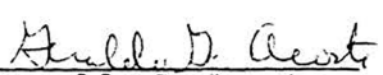
Section 2. The General Manager is authorized to execute all documents necessary to accomplish the acquisition of this property and to take any administrative actions necessary to complete the acquisition of this property.

Section 3. This resolution is effective immediately upon passage.

PASSED this 27th day of April, 1983.


APPROVED this 27th day of April, 1983.

ATTEST:


Gerald G. Acosta
Secretary


~~Daniel C. Arnold~~ Albert E. Hopkins
Vice - Chairman of the Board

APPROVED AS TO SUBSTANCE:


Alan F. Kiepper
General Manager

APPROVED AS TO FORM:


Dennis C. Gardner
Staff Counsel

A RESOLUTION

DECLARING THE PUBLIC NECESSITY FOR THE ACQUISITION BY THE METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY, TEXAS, OF: A 60-FOOT WIDE STRIP OF LAND OUT OF A 43.6768-ACRES TRACT IN THE BBB AND CRR SURVEY, A-172, HOUSTON, HARRIS COUNTY, TEXAS; AND A 60-FOOT WIDE STRIP OF LAND OUT OF A 19.692-ACRES TRACT IN THE BBB AND CRR SURVEY, A-172, HOUSTON, HARRIS COUNTY, TEXAS; DECLARING THAT ACQUISITION OF SAID PROPERTIES ARE NECESSARY AND PROPER FOR IMPROVEMENT OF THE TRANSIT SYSTEM; DECLARING THAT ACQUISITION OF SAID PROPERTIES ARE IN THE PUBLIC INTEREST; AND AUTHORIZING THE GENERAL MANAGER TO PROCEED WITH ACQUISITION OF SAID PROPERTIES BY EXERCISE OF THE POWER OF EMINENT DOMAIN.

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas (METRO) is constructing a bus maintenance facility in the vicinity of Hiram Clarke Road; and

WHEREAS, METRO has been unable to acquire all of the property necessary for the access road to the Hiram Clarke bus maintenance facility by negotiated purchase; and

WHEREAS, the Board, after due notice, held a public hearing on March 21, 1983 on the issue of the acquisition of the subject properties necessary for completion of the access road for the Hiram Clarke bus maintenance facility; and

WHEREAS, the Board has considered the testimony and evidence presented at the public hearing and is of the opinion that the public necessity for the acquisition of the subject properties has been established; and

WHEREAS, the Board further is of the opinion that the acquisition of the subject properties should proceed expeditiously; and

WHEREAS, METRO, through its duly authorized representatives, has negotiated with the owner or owners of subject properties for the purchase of same for the public purposes set forth herein, and has been unable to agree with such owner or owners as to the fair cash market value thereof, and damages, if any;

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

Section 1. The Board of Directors hereby declares the public necessity for the acquisition by METRO of the following described properties and property interests and that such acquisition is necessary and proper for the construction, extension, improvement or development of METRO system, in particular the construction of the access road for the Hiram Clarke bus maintenance facility, and is in the public interest and that such properties and property interests are desired for public use:

A.

A sixty (60) foot wide strip of land out of:

A tract of land containing 43.6768 acres, more or less, being a part of and out of Lot 24, Share No. 5, which was set aside to Mrs. Blanche B. Fuller in the Partition Suit in the 55th District Court, Cause No. 178404, and recorded in Volume 30, Page 547 of the Minutes of said Court, in the B.B.B. and C.R.R. Survey No. 1030, A-172, Harris County, Texas, said 43.6768 acre tract of land being more particularly described by metes and bounds as follows:

BEGINNING at a Concrete Monument marking the southeast corner of the aforesaid Lot 24;

THENCE, S 89° 58' 23" W, along the south line of said Lot 24, a distance of 2324.03 feet to a 5/8 inch Iron Bolt, with a 1 inch square head, in the east line of Hiram Clarke Road, 60 feet wide;

THENCE, N 00° 11' 12" E, along the east line of Hiram Clarke Road, 60 feet wide, a distance of 563.91 feet to a 5/8 inch Iron Rod marking the southwest corner of that certain tract of land as conveyed to the Houston Lighting & Power Co. by deed recorded in Volume 2952, Page 440, Harris County Deed Records;

THENCE, East, along the south line of said Houston Lighting & Power Co. tract of land, a distance of 774.63 feet to an Iron Rod marking an angle point in said line;

THENCE, S 85° 02' 40" E, continuing along the south line of said Houston Lighting & Power Company tract of land, a distance of 1554.87 feet to a point in the east line of the aforesaid Lot 24, said point being located S 00° 11' 55" W, a distance of 394.85 feet from a Concrete Monument marking the northeast corner of said Lot 24;

THENCE, S 00° 11' 55" W, along the east line of said Lot 24, a distance of 723.54 feet to the place of beginning.

E.

A 60-foot wide strip of land, located westerly of and adjacent to the east 65 feet of a tract of land being:

19.692 acres of land lying South of Holmes Road and being a portion of Lot 21 of the Settegast Partition adjudged to Mrs. Pauline Emma Settegast in Cause No. 178,404, recorded in Volume 855, Page 107 of the Deed Records of Harris County, Texas, and being out of the B.B..B. & C.R.R. Co. Survey No. 1030, Abstract No. 172, more particularly described by metes and bounds as follows:

BEGINNING at the Southeast corner of said Lot 21;

THENCE North $00^{\circ} 01' 40''$ West 1547.32 feet to the South line of Holmes Road for the Northeast corner of the tract herein conveyed;

THENCE along the South line of Holmes Road, South $67^{\circ} 02' 20''$ West 366.29 feet to a point at which commence curve to the right on a radius of 3243.18 feet, central angle $5^{\circ} 00' 06''$, a distance of 283.12 feet to a point in the South line of Holmes Road for the Northwest corner of the tract herein conveyed;

THENCE South 1307.77 feet to a point in the South line of said Lot 21 for the Southwest corner of the tract herein conveyed;

THENCE North $89^{\circ} 47'$ East 603.20 feet to the PLACE OF BEGINNING.

Section 2. The Board of Directors finds that bona fide negotiations have been conducted by authorized representatives of METRO to acquire the subject properties which were not successful and have failed, and that the only way for METRO to acquire such properties is through the filing of eminent domain proceedings so as to acquire such properties for the following public purpose, to-wit: the construction of the access road for the Hiram Clarke bus maintenance facility.

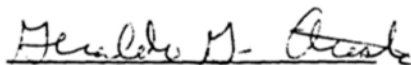
Section 3. The General Manager is authorized to initiate and pursue eminent domain proceedings on behalf of METRO under any applicable provisions of law for the acquisition of the subject properties or property interests.

Section 4. This resolution is effective immediately upon passage.

PASSED this 27th day of April, 1983.

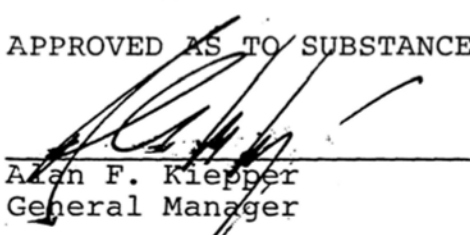
APPROVED this 27th day of April, 1983.

ATTEST:



Geraldo G. Acosta
Secretary


Daniel C. Arnold
Chairman of the Board

APPROVED AS TO SUBSTANCE: .


Alan F. Kiepper
General Manager

APPROVED AS TO FORM:


Dennis C. Gardner
Staff Counsel

A RESOLUTION

DECLARING THE PUBLIC NECESSITY FOR THE ACQUISITION BY THE METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY, TEXAS, OF: LOTS 17, 18 AND PART OF LOTS 9, 10 AND 19, BLOCK 4, SUBURBAN ADDITION, HOUSTON, HARRIS COUNTY, TEXAS; LOT 14, W $\frac{1}{2}$ LOT 15, BLOCK 4, SUBURBAN ADDITION, HOUSTON, HARRIS COUNTY, TEXAS; AND LOTS 11, 12, 13, $\frac{1}{2}$ of 15, 16, BLOCK 4, SUBURBAN ADDITION, HOUSTON, HARRIS COUNTY, TEXAS; DECLARING THAT ACQUISITION OF SAID PROPERTIES ARE NECESSARY AND PROPER FOR IMPROVEMENT OF THE TRANSIT SYSTEM; DECLARING THAT ACQUISITION OF SAID PROPERTIES ARE IN THE PUBLIC INTEREST; AND AUTHORIZING THE GENERAL MANAGER TO PROCEED WITH ACQUISITION OF SAID PROPERTIES BY EXERCISE OF THE POWER OF EMINENT DOMAIN.

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas (METRO) wishes to construct a bus transfer center in conjunction with the Gulf Freeway Authorized Vehicle Lane currently being constructed by the State Department of Highways and Public Transportation known as the Lockwood Transit Center; and

WHEREAS, METRO has been unable to acquire all of the property necessary for the Lockwood Transit Center by negotiated purchase; and

WHEREAS, the Board, after due notice, held a public hearing on March 21, 1983 on the issue of the acquisition of the subject properties necessary for completion of the Lockwood Transit Center; and

WHEREAS, the Board has considered the testimony and evidence presented at the public hearing and is of the opinion that the public necessity for the acquisition of the subject properties has been established; and

WHEREAS, the Board further is of the opinion that the acquisition of the subject properties should proceed expeditiously; and

WHEREAS, METRO, through its duly authorized representatives, has negotiated with the owner or owners of subject properties for the purchase of same for the public purposes set forth herein, and has been unable to agree with such owner or owners as to the fair cash market value thereof, and damages, if any;

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

Section 1. The Board of Directors hereby declares the public necessity for the acquisition by METRO of the following described properties and that such acquisition is necessary and proper for the construction, extension, improvement or development of METRO system, in particular the construction of the Lockwood Transit Center, and is in the public interest and that such properties are desired for public use:

A.

All that certain 0.43164 acre tract of land, being all of Lots 17 and 18 and a portion of Lots 9, 10 and 19, Block Four (4), SUBURBAN ADDITION, as shown on map or plat recorded in Volume 3, Page 48, Map Records, Harris County, Texas; being more particularly described by metes and bounds as follows: basing all bearings called upon the Texas Coordinate System, South Central Zone, to-wit:

BEGINNING at a 3/4" iron pipe located at the intersection of the southeast corner of said Lot 17, and the North line of Scharpe Street, a fifty foot wide street;

THENCE North 72° 33' 37" West - 130.00 feet along the said North line of Scharpe Street to a 5/8" iron rod for a corner;

THENCE North 17° 52' 42" East - 58.39 feet to a 5/8" iron rod for an angle point; being also in the southerly line of the proposed Lockwood Extension, a sixty foot wide right-of-way;

THENCE North 53° 23' 59" East - 51.40 feet along the said southerly line of Lockwood Extension to a 5/8 inch iron rod for a corner in the North line of said Lot 19;

THENCE South 72° 33' 37" East - 0.13 feet to a 5/8" iron rod for the common corner of said Lots 8, 9, 18 and 19 of Block Four (4);

THENCE North 17° 52' 42" East - 0.19 feet to a 5/8" iron rod for a corner in the said southerly line of Lockwood Extension;

THENCE North 53° 23' 59" East - 123.32 feet to a 5/8" iron rod for a corner; being also in the North line of said Lot 10, same being in the southwesterly line of Munger Avenue, a fifty foot wide street;

THENCE South 72° 33' 37" East - 28.35 feet along the said southwesterly line of Munger Avenue and the North line of said Lot 10 to a 3/4" G. I. pipe for a common Northeast corner of said Lot 10, and Northwest corner of Lot 11, Block Four (4);

THENCE South 17° 52' 42" West - 200.00 feet to THE PLACE OF BEGINNING; and containing 18,802 square feet or 0.43164 acres of land.

B.

A tract or parcel of land containing 11,625 square feet, being part of and out of Block 4, Suburban Addition as per map or plat of said addition Rec. Vol. 3, Page 48 of the Map Records of Harris County, Texas, out of Lot 11 of the west half of the Duke Moore Survey in Houston, Harris County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING at a point, the southeasterly corner of Lot 19, Block 4, Suburban Addition;

THENCE N 70° 27' W along the southerly line of the said Block 4, on the northerly side of Scharpe Street, 50.8 feet wide, a distance of 134.60 feet, to a point in the center line of Country Club Bayou (Slaughter Pen Bayou);

THENCE N 49° 10' E along the center line of the said Country Club Bayou, a distance of 25.78 feet to an angle point in the said Bayou;

THENCE N 33° 32' E along the center line of the said Bayou, a distance of 70.60 feet to an angle point in the said Bayou;

THENCE N 23° 55' E along the center line of the said Bayou, a distance of 9.11 feet to a point in the northerly line of Lot 21, Block 4, Suburban Addition;

THENCE S 70° 27' E along the northerly line of Lots 21, 20 and 19, Block 4, Suburban Addition, a distance of 104.85 feet to a point, the northeasterly corner of the above ~~said~~ Lot 19;

THENCE S 19° 58' 23" W along the easterly line of the said Lot 19, a distance of 100 feet to the PLACE OF BEGINNING.

Being 0.190 acres of land, more or less, located in the Luke Moore Survey, Abstract 51, situated in south central Harris County, Texas, and being all of a 0.190 acre tract consisting of Lot 14, and a portion of Lot 15 in Block 4 of the Suburban Addition Subdivision as recorded in Volume 3, Page 48 of the Harris County Map Records; said 0.190 acre parcel being described in a deed from Paul J. Rushing and wife, Mae Eugenia Rushing to Delta Tire of Houston, Inc., dated January 25, 1974, and recorded in File Number E072295, Film Code 173-34-2500 of the Harris County Official Public Records of Real Property; said 0.190 acre parcel being more particularly described by metes and bounds as follows with all bearings and coordinates being grid and referenced to the Texas Coordinate System, South Central Zone; all distances are surface and may be converted to grid by multiplying by the scale factor of 0.9998871;

COMMENCING at a 5/8-inch iron rod found (X=3,162,212.16, Y=707,363.10) same being control point I-45-34 as designated by the Texas Highway Department; thence as follows:

South 55°32'37" East, a distance of 567.83 feet to a point which is a projection of the southeasterly right-of-way line of Lockwood Drive;

North 53°53'24" East, along said projection, a distance of 226.94 feet to a point, same being the intersection of said southeasterly right-of-way line of Lockwood Drive and the northeasterly right-of-way line of Scharpe Avenue (50.8 feet wide);

South 72°34'43" East, along said northeasterly right-of-way line, a distance of 332.52 feet to a 5/8-inch iron rod set (X=3,163,180.86, Y=707,076.06) and the POINT OF BEGINNING, same being southeast corner of Lot 14 and being the intersection of the northwesterly right-of-way line of Hicksfield Street (50 feet wide) and the northeasterly right-of-way line of Scharpe Avenue (50.8 feet wide):

- 1.) THENCE, North 72°34'43" West, along said northeasterly right-of-way line of Scharpe Avenue, a distance of 83.35 feet to a 5/8-inch iron rod set for corner;
- 2.) THENCE, departing said northeasterly right-of-way line, North 17°34'03" East, a distance of 99.54 feet to a 5/8-inch iron rod set for corner;
- 3.) THENCE, South 72°15'11" East, a distance of 83.14 feet to a 5/8-inch iron rod found, same being the northeast corner of Lot 14 and being in the northwesterly right-of-way line of Hicksfield Street;
- 4.) THENCE, South 17°26'50" West, along said northwesterly right-of-way line, a distance of 99.07 feet to the POINT OF BEGINNING, and containing 0.190 acres of land, more or less.

Section 2. The Board of Directors finds that bona fide negotiations have been conducted by authorized representatives of METRO to acquire the subject properties which were not successful and have failed, and that the only way for METRO to acquire such properties is through the filing of eminent domain proceedings so as to acquire such properties for the following public purpose, to-wit: the construction of the Lockwood Transit Center.

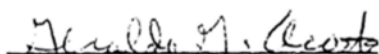
Section 3. The General Manager is authorized to initiate and pursue eminent domain proceedings on behalf of METRO under any applicable provisions of law for the acquisition of the subject properties or property interests.

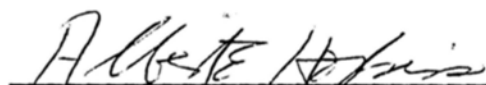
Section 4. This resolution is effective immediately upon passage.

PASSED this 27th day of April, 1983.

APPROVED this 27th day of April, 1983.

ATTEST:

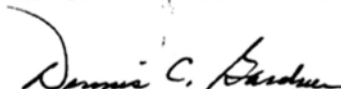

Gerald G. Acosta
Secretary


Daniel C. Arnold
Chairman of the Board

APPROVED AS TO SUBSTANCE:


Alan F. Klepper
General Manager

APPROVED AS TO FORM:


Dennis C. Gardner
Staff Counsel