

A RESOLUTION

AUTHORIZING THE GENERAL MANAGER TO EXECUTE A CONTRACT WITH GLOBAL SERVICES, INC. FOR COPY SERVICES.

WHEREAS, it has been determined that increased efficiency and lower costs may be obtained from the consolidation of copying services into a single contract; and

WHEREAS, an invitation for bid was issued and responses evaluated to provide copy services for a three-year period; and

WHEREAS, the firm of Global Services, Inc. has been determined to be the lowest responsive and responsible bidder;

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

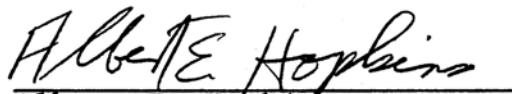
Section 1. The General Manager be and he is hereby authorized to execute a contract with Global Services, Inc. for the provision of copy services for a three-year period at a cost per copy of \$.0286. The General Manager is authorized to incorporate a contractual provision for adjustment to the per-copy price for the second and third year of the contract based upon cost of paper and toner.

Section 2. This resolution is effective immediately upon passage.

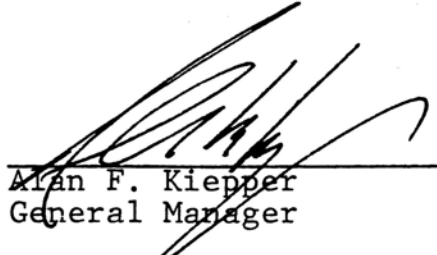
PASSED this 28th day of December, 1983.  
APPROVED this 28th day of December, 1983.

ATTEST:

  
Gerald G. Acosta  
Secretary

  
Albert E. Hopkins  
Vice-Chairman of the Board

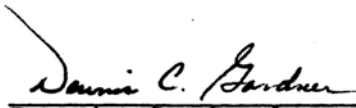
APPROVED AS TO SUBSTANCE:



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Alan F. Kiepper  
General Manager

APPROVED AS TO FORM:



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Dennis C. Gardner  
Staff Counsel

A RESOLUTION

AUTHORIZING THE PURCHASE OF OFFICE SUPPLIES UTILIZING ANNUAL PRICE LISTS SUBMITTED BY SUPPLIERS; AUTHORIZING THE GENERAL MANAGER TO EXECUTE CONTRACTS WITH QUALIFIED SUPPLIERS; AND ESTABLISHING A PROCEDURE FOR PROCUREMENT OF MISCELLANEOUS OFFICE SUPPLIES.

WHEREAS, METRO has a recurring need for the purchase of miscellaneous office supplies; and

WHEREAS, in order to expedite and facilitate the routine purchases of nonfederally-funded office supplies, METRO has developed a procedure by which qualified suppliers shall submit price lists to METRO in response to formal advertisements and shall execute contracts with METRO wherein each supplier agrees to furnish office supplies to METRO in accordance with its price list as submitted for an annual period following submission of the price list upon receipt of a duly-authorized purchase order;

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

Section 1. The procedure attached hereto as Exhibit A setting out an annual recurring contracting procedure for miscellaneous office supplies is hereby approved and adopted.

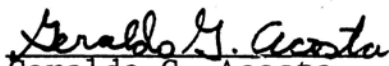
Section 2. The General Manager or his designee is hereby authorized to execute on behalf of METRO contracts with suppliers of miscellaneous office supplies who submit to METRO price lists in accordance with the purchasing procedure adopted herein.

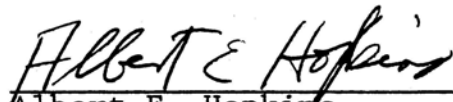
Section 3. The contracts which the General Manager or his designee are authorized by this resolution to execute shall not obligate METRO to make any purchases from or payments to any supplier. Actual purchases shall be accomplished only by the issuance of a duly-authorized purchase order pursuant to the procedure adopted herein.

Section 4. This resolution is effective immediately upon passage.

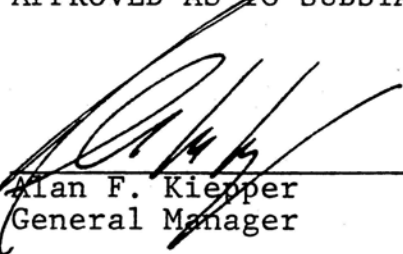
PASSED this 28th day of December, 1983.  
APPROVED this 28th day of December, 1983.

ATTEST:

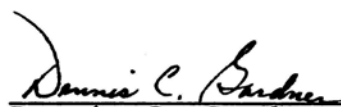
  
Geraldo G. Acosta  
Secretary

  
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

## EXHIBIT A

### Board Authorization for the General Manager to Initiate and Implement an Annual Recurring Contracting Procedure for Miscellaneous Office Supplies

Commencing January 1, 1984, METRO shall advertise on an annual basis, in accordance with statute, for submittal by office suppliers of bid price lists. If a supplier's bid is found by METRO to be responsive and responsible, then METRO will execute a contract with the supplier under which the supplier guarantees to sell and deliver to METRO any item listed on his bid price list at the prices therein quoted upon receipt of a Purchase Order issued by METRO.

Following receipt of the bid price list, when purchasing any nonfederally funded office supplies, the METRO Purchasing personnel shall compare all price lists for the lowest price offered for a particular office supply, and will contact the supplier to verify whether such supplier can fill a METRO purchase order for that supply. If the lowest responsive and responsible supplier is unable to partially or to completely fill a purchase order, the Purchasing personnel will contact the next lowest responsive and responsible bidder to request similar information for the supplies.

All purchase orders shall be for budgeted supplies and no purchase order issued shall exceed \$5,000. No supplies shall be purchased which involve federal funds under this purchasing procedure.

The contracts to be executed between METRO and the office suppliers shall not obligate METRO to purchase any parts from or make any payments to any supplier. Only authorized purchase orders will be used as the basis for commitment of purchase.

Due to the nature of this special purchasing procedure, and in light of the supplies to be procured, METRO will not require bid bonds nor performance bonds from prospective office suppliers. A pre-bid conference will be held for the initial procurement for the purpose of explaining the specifications of office supplies and procedures. METRO at this time will also explain minority business/woman business requirements and answer any potential bidder question. Additional annual pre-bid conferences will be held as appropriate.

During the contract year, the General Manager or his designee, the Manager of Purchasing and Stores, may accept revisions to the office supply price list submitted at the time of advertisement, so long as said provisions are both industry wide and regionally distributed.

EXHIBIT B

Board Authorization for the General Manager to  
Initiate and Implement an Annual Recurring Contracting  
Procedure for Miscellaneous Office Supplies

List of Minority Business Enterprises

1. Astro City Office Supply, Inc.
2. LCD Printing and Supply
3. City Office Supply
4. Standard Office Supply
5. U. S. Office Supply
6. Tejas Office Supply
7. Total Office Supply
8. Blackfeet Indian Writing Company, Inc. (based in New York)

A RESOLUTION

AUTHORIZING THE GENERAL MANAGER TO EXECUTE A CONTRACT WITH HYDROCARBON TRADING AND TRANSPORT COMPANY FOR THE PURCHASE OF PREMIUM UNLEADED GASOLINE.

WHEREAS, testing has shown that the benefits in improved operating characteristics and reduced maintenance from the use of higher octane unleaded fuel in METRO's non-revenue vehicles exceed the additional cost differential of the premium fuel over regular unleaded fuel; and

WHEREAS, an invitation for bid for the procurement of premium unleaded gasoline was issued. A total of nine (9) responses were received; and

WHEREAS, it has been determined that Hydrocarbon Trading and Transport Company, Inc. submitted the lowest responsive and responsible bid;

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

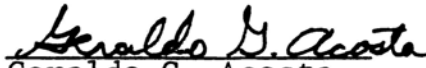
Section 1. The General Manager be and he is hereby authorized to execute a contract with Hydrocarbon Trading and Transport Company, Inc. for the supply of premium unleaded gasoline for a one-year period commencing on January 1, 1984 at a discount from the Petroleum Administration for Defense District (PAD3) price of \$.0126 per gallon.

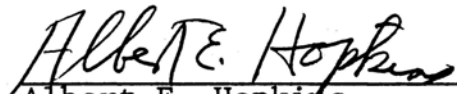
RESOLUTION NO. 83- 115 (Page 2)

Section 2. This resolution is effective immediately upon passage.

PASSED this 28th day of December, 1983.  
APPROVED this 28th day of December, 1983.

ATTEST:

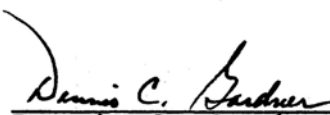
  
Gerald G. Acosta  
Secretary

  
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

RECOMMENDING FORMAL APPROVAL OF THE CITY OF HOUSTON PLANS AND SPECIFICATIONS FOR CONSTRUCTION OF THE WESTPARK DRIVE PAVING FROM EDLOE TO THE SOUTHERN PACIFIC RAILROAD GRADE CROSSING; AND AUTHORIZING THE GENERAL MANAGER TO DEPOSIT AN AMOUNT EQUAL TO 55% OF THE LOW BID INTO A SPECIAL JOINT PROJECT ACCOUNT.

WHEREAS, on December 26, 1979, the City of Houston and the Metropolitan Transit Authority (METRO) entered into a "Mass Transportation Improvement Projects Agreement" which provides a mechanism for joint investment in capital improvement projects of mutual benefit to both governmental units; and

WHEREAS, the Westpark Street Improvement Project was designated as the first joint City/METRO project; and

WHEREAS, on November 26, 1980, METRO concurred in the City of Houston recommendation to enter into the design phase of the Westpark Street Improvement Project; and

WHEREAS, the City has completed the design of the roadway from Edloe to the Southern Pacific Railroad grade separation and the proposed contract package has been reviewed and approved for technical sufficiency by METRO staff; and

WHEREAS, pursuant to the terms of the joint project agreement, METRO is responsible for 55% of the construction cost of the contract currently estimated at \$1,380,000 with final cost to be established after identification of an apparent low bidder; and

WHEREAS, Under Article 7 of the Joint Agreement, formal Board approval is required before City Council will authorize bid advertisement and award.

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

Section 1. The plans, specifications and estimate for the Westpark Drive paving project from Edloe to the Southern Pacific Railroad grade crossing are approved.

Section 2. The General Manager is authorized to deposit an amount equal to 55% of the construction cost into an account which the City shall maintain, within twenty (20) days of receipt of notice from the Director of Public Works of an apparent low bidder.


Section 3. Any earnings accrued from investment of said account shall be attributed to METRO in proportion to the amount theretofore paid in by METRO, less withdrawals for payment of construction costs.

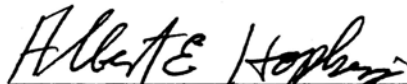
Section 4. Funds are available under Capital Budget Line Item 6816 (METRO Joint Governmental Projects).

Section 5. This resolution is effective immediately upon its passage.

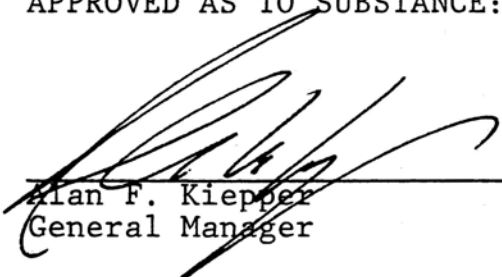
PASSED this 28th day of December, 1983.  
APPROVED this 28th day of December, 1983.

ATTEST:

  
Gerald G. Acosta  
Secretary

  
Albert E. Hopkins  
Vice-Chairman of the Board

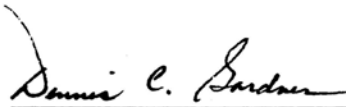
APPROVED AS TO SUBSTANCE:



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Alan F. Kiepper  
General Manager

APPROVED AS TO FORM:



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Dennis C. Gardner  
Staff Counsel

A RESOLUTION

AUTHORIZING THE GENERAL MANAGER TO EXECUTE AN AMENDMENT TO THE CONTRACT WITH THE TEXAS DEPARTMENT OF HUMAN RESOURCES TO SUPPLY SPECIAL BUS PASSES TO ELIGIBLE MEDICAID RECIPIENTS.

WHEREAS, METRO has previously entered into a contract with the Texas Department of Human Resources to sell bus passes to qualified Medicaid recipients; and

WHEREAS, the existing contract with the Texas Department of Human Resources expires on December 31, 1983; and

WHEREAS, the Texas Department of Human Resources wishes to continue the provision of bus passes to eligible Medicaid recipients for calendar year 1984;

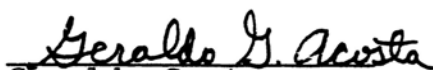
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

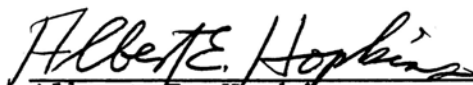
Section 1. The General Manager be and he is hereby authorized to amend the contract with the Texas Department of Human Resources to supply bus passes to eligible Medicaid recipients. A contract amendment shall provide that METRO will issue a maximum of 26,000 tickets at 25¢ each prior to March 1, 1984 and a maximum of 130,000 tickets at 30¢ each, subsequent to March 1, 1984.

Section 2. This resolution is effective immediately upon passage.

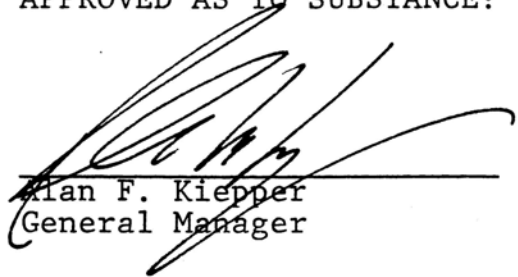
ATTEST:

PASSED this 28th day of December, 1983.  
APPROVED this 28th day of December, 1983.

  
Gerald G. Acosta  
Secretary

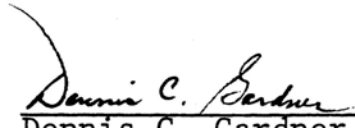
  
Albert E. Hopkins  
Vice-Chairman of the Board

APPROVED AS TO SUBSTANCE:



\_\_\_\_\_  
Alan F. Kiepper  
General Manager

APPROVED AS TO FORM:



\_\_\_\_\_  
Dennis C. Gardner  
Staff Counsel

A RESOLUTION

ADOPTING THE SIXTH AMENDMENT TO THE NON-UNION PENSION PLAN TO ELIMINATE ANY GENDER-BASED DIFFERENCES IN PENSION BENEFITS.

WHEREAS, the United States Supreme Court has recently ruled that employer-sponsored pension programs must offer the same benefits to male and female employees; and

WHEREAS, the Internal Revenue Service has issued Revenue Ruling 79-90 which requires that effective January 1, 1984, benefit factors be either included in the pension plan document or indicated by references to specific actuarial tables; and

WHEREAS, the Board of Directors wishes to amend the non-union pension plan to bring it in compliance with both the United States Supreme Court and the Internal Revenue Service rulings;

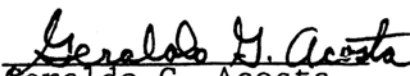
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

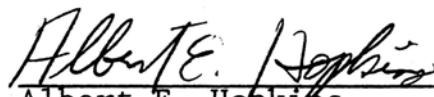
Section 1. A sixth amendment to the Non-Union Pension Plan as set out in Exhibit A attached hereto and incorporated herein is hereby adopted.

Section 2. This resolution is effective immediately upon passage.

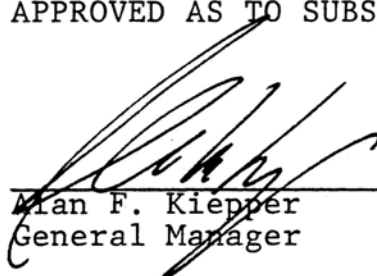
ATTEST:

PASSED this 28th day of December, 1983.  
APPROVED this 28th day of December, 1983.

  
Gerald G. Acosta  
Secretary

  
Albert E. Hopkins  
Vice-Chairman of the Board

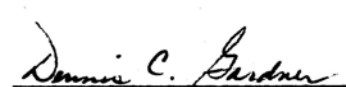
APPROVED AS TO SUBSTANCE:



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Alan F. Kiepper  
General Manager

APPROVED AS TO FORM:



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Dennis C. Gardner  
Staff Counsel

A RESOLUTION

ADOPTING THE FOURTH AMENDMENT TO THE UNION PENSION PLAN TO ELIMINATE ANY GENDER-BASED DIFFERENCES IN PENSION BENEFITS.

WHEREAS, the United States Supreme Court has recently ruled that employer-sponsored pension programs must offer the same benefits to male and female employees; and

WHEREAS, the Internal Revenue Service has issued Revenue Ruling 79-90 which requires that effective January 1, 1984, benefit factors be either included in the pension plan document or indicated by references to specific actuarial tables; and

WHEREAS, the Board of Directors wishes to amend the union pension plan to bring it in compliance with both the United States Supreme Court and the Internal Revenue Service rulings;

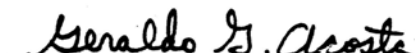
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:


Section 1. A fourth amendment to the Union Pension Plan as set out in Exhibit A attached hereto and incorporated herein is hereby adopted.

Section 2. This resolution is effective immediately upon passage.

ATTEST:

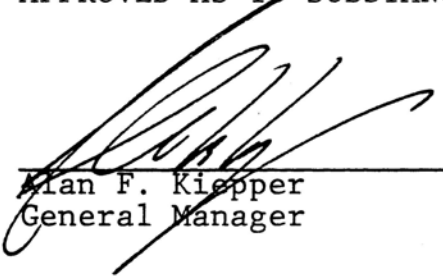
PASSED this 28th day of December, 1983.  
APPROVED this 28th day of December, 1983.

  
Gerald G. Acosta  
Secretary

  
Albert E. Hopkins  
Vice-Chairman of the Board



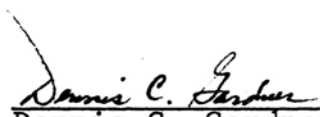
APPROVED AS TO SUBSTANCE:



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Alan F. Kiepper  
General Manager

APPROVED AS TO FORM:



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Dennis C. Gardner  
Staff Counsel

A RESOLUTION

AUTHORIZING THE GENERAL MANAGER TO FILE A GRANT APPLICATION(S) AND EXECUTE A GRANT AGREEMENT(S) WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION, URBAN MASS TRANSPORTATION ADMINISTRATION OR FEDERAL HIGHWAY ADMINISTRATION, FOR THE DESIGN AND CONSTRUCTION OF AUTHORIZED VEHICLE LANES ON THE SOUTHWEST FREEWAY (US 59) AND NORTHWEST FREEWAY (US 290).

WHEREAS, the development of high-occupancy, authorized vehicle lanes on the major freeways in the METRO service area on an accelerated basis is a primary component of a comprehensive areawide mobility improvement program; and

WHEREAS the Urban Mass Transportation Administration and the Federal Highway Administration of the United States Department of Transportation provide grant funding assistance to eligible capital projects undertaken by qualified providers of mass transit services; and

WHEREAS, the METRO Board of Directors is of the opinion that the design and construction of authorized vehicle lanes on the Southwest and Northwest Freeways is an appropriate capital project for funding under the Urban Mass Transportation Administration or Federal Highway Administration grant funding assistance programs;

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

Section 1. The General Manager be and he is hereby authorized to file a grant application or applications with the United States Department of Transportation, Urban Mass Transportation

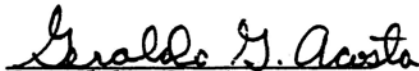
Administration or Federal Highway Administration and to execute any subsequent grant agreement(s) for the design and construction of authorized vehicle lanes on the Southwest Freeway (US 59) and Northwest Freeway (US 290).

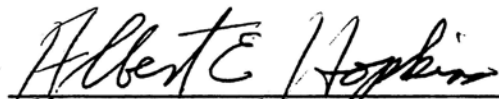
Section 2. The General Manager is authorized to undertake all administrative actions, including the noticing and conduct of a public hearing, to facilitate the filing of the grant applications and subsequent grant contracts.

Section 3. This resolution is effective immediately upon passage.

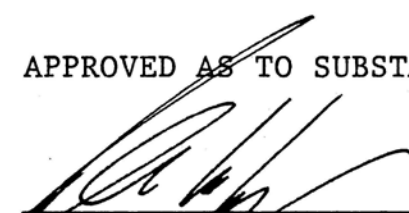
PASSED this 28th day of December, 1983.  
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ATTEST:

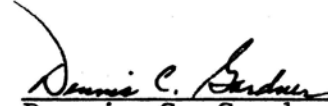
  
Gerald G. Acosta  
Secretary

  
Albert E. Hopkins  
Vice-Chairman of the Board

APPROVED AS TO SUBSTANCE:

  
Alan F. Klepper  
General Manager

APPROVED AS TO FORM:

  
Dennis C. Gardner  
Staff Counsel

A RESOLUTION

AMENDING THE EMPLOYMENT AGREEMENT WITH ALAN F. KIEPPER BY ESTABLISHING AN AMENDED ANNUAL SALARY; ESTABLISHING AN EFFECTIVE DATE AND MAKING OTHER PROVISIONS RELATIVE THERETO.

WHEREAS, the Board entered into an Employment Agreement with Alan F. Kiepper on March 30, 1982 wherein Alan F. Kiepper was employed as General Manager of the Metropolitan Transit Authority of Harris County, Texas; and

WHEREAS, said Employment Agreement provides for an annual performance review and consideration of compensation increases based upon performance; and

WHEREAS, the Board has reviewed the performance of Alan F. Kiepper and finds it to be highly satisfactory and that Alan F. Kiepper is deserving of an increase in compensation based upon his performance;

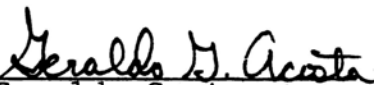
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

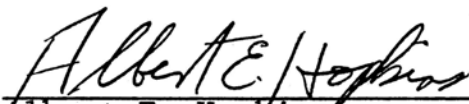
Section 1. Section 4 (a) Salary of the Employment Agreement with Alan F. Kiepper is hereby amended to provide for an annual salary rate of not less than \$100,700.00, an increase of six percent (6%). This salary increase shall be retroactive to May 4, 1983, the anniversary date of Alan F. Kiepper commencing full-time service with METRO.

Section 2. This resolution is effective immediately upon passage.

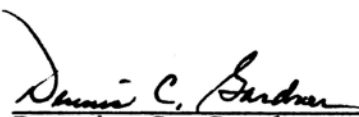
PASSED this 28th day of December, 1983.  
APPROVED this 28th day of December, 1983.

ATTEST:

  
Gerald G. Acosta  
Secretary

  
Albert E. Hopkins  
Vice-Chairman of the Board

APPROVED AS TO FORM:

  
Dennis C. Gardner  
Staff Counsel

A RESOLUTION

APPROVING THE SOUTH POST OAK/SOUTH MAIN GRADE SEPARATION AS A DESIGNATED JOINT PROJECT WITH THE CITY OF HOUSTON UNDER THE MASS TRANSPORTATION IMPROVEMENT PROJECTS AGREEMENT SUBJECT TO CERTAIN CONDITIONS AS DESCRIBED HEREIN.

WHEREAS, the Metropolitan Transit Authority of Harris County, Texas ("METRO") and the City of Houston, Texas ("City") have entered into a Mass Transportation Improvement Projects Agreement ("Agreement") effective November 7, 1979; and

WHEREAS, that Agreement provides for the approval of the METRO Board of Directors and the City Council to designate a joint project for financing and construction under the Agreement; and

WHEREAS, the City has proposed that the grade separation between South Post Oak Road and South Main Street be designated as a joint project under the Agreement (the "Project"); and

WHEREAS, the METRO Board of Directors is of the opinion that the Project is appropriate for financing and construction under the Agreement; and

WHEREAS, the Board of Directors is further of the opinion that certain amendments to the Agreement should be made prior to undertaking future joint projects; and

WHEREAS, the Board wishes to approve the Project subject to concurrence of the City in certain amendments to the Agreement;

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

Section 1. The grade separation at South Post Oak Road at South Main Street is hereby approved as a designated joint project under the 1979 Mass Transportation Improvement Projects Agreement with the City of Houston and the plans and specifications therefor are approved, subject to the approval of the City Council and the METRO Board of Directors of the following amendments to the 1979 Mass Transportation Improvement Projects Agreement. It is intended that these amendments not apply to the South Post Oak at South Main Street project.


- (a) Incorporation of a minority business enterprise goals-based program consistent with METRO's minority business enterprise program, including provisions for monitoring contractor compliance.
- (b) Provision for progress payments by the contributing party to the party actually administering the project with commitments by the parties satisfactory to the chief financial officers of the respective parties.
- (c) Provision for approval of change orders consistent with each party's practices.
- (d) Provision for a METRO contribution ratio of 55% unless otherwise agreed by the parties with limits on the METRO contribution ratio being no less than 1/3 of the project cost, and no greater than 2/3 of the project cost.
- (e) Provision that METRO may be the designated project administrator by agreement between the parties for future projects undertaken pursuant to this Agreement.

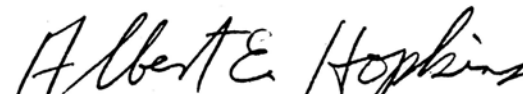
Section 2. Upon satisfaction of the above-described conditions, the General Manager is authorized to deposit METRO's 55% share of the Project costs as provided by the 1979 Agreement.

Section 3. This resolution is effective immediately upon passage.

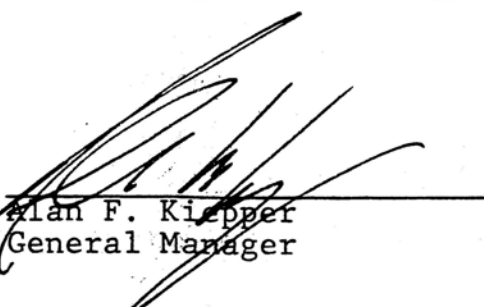
PASSED this 28th day of December, 1983.  
APPROVED this 28th day of December, 1983.

ATTEST:


  
Gerald G. Acosta  
Secretary

  
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