

- NOTICE OF MEETING -
CAPITAL METROPOLITAN TRANSPORTATION AUTHORITY
BOARD OF DIRECTORS MEETING
MONDAY, JANUARY 22, 2007; 4:00 P.M.
2910 EAST FIFTH STREET, AUSTIN, TEXAS 78702

- MINUTES -

BOARD MEMBERS PRESENT

Chairman Lee Walker
Commissioner Margaret Gomez
Mayor Pro Tem John Trevino
Mayor Pro Tem Fred Harless
Mayor John Cowman
Council Member Brewster McCracken
Council Member Lee Leffingwell

STAFF PRESENT

Fred Gilliam, President/CEO
Sallie Crosby, Chief Counsel
Gina Estrada, Executive Assistant/Board Liaison
SUPPORT STAFF

The Capital Metropolitan Transportation Authority Board of Directors convened its Board Meeting on January 22, 2007 and was called to order by Chairman Walker at 4:05 p.m.

- A G E N D A -

Items for Presentations Review Consideration and Possible Action:

1. Presentation on DBE Program.

Aida Douglas, Manager of DBE gave the attached presentation.

2. Board Meeting Minutes for December 13, 2006.

It was moved by Gomez seconded by Cowman to approve the above minutes. The motion carried a vote of 6 ayes (Walker, Gomez, Harless, Leffingwell, Trevino and Cowman) 0 nays.

3. Approval of a resolution amending the Procurement Department Acquisition Policy to increase the President/CEO's delegated procurement authority to match the federal simplified acquisition threshold.

Commissioner Gomez announced that this items was discussed at the Planning/Finance/Audit Committee and the committee requested this item move forward.

It was moved by Gomez seconded by Cowman to approve the above minutes. The motion carried a vote of 6 ayes (Walker, Gomez, Harless, Leffingwell, Trevino and Cowman) 0 nays.

4. Approval of a resolution authorizing the President/CEO or his designee to finalize and execute any and all documents required to acquire 0.418 acres of real property from Austin White Lime Company located near McNeil Road, Williamson County, Austin, Texas to accommodate elements of the ASG Rail overpass project over the Union Pacific rail line in an amount not to exceed \$19,900.

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It was moved by Harless seconded by Gomez to approve the above minutes. The motion carried a vote of 6 ayes (Walker, Gomez, Harless, Leffingwell, Trevino and Cowman) 0 nays.

5. Approval of a resolution authorizing the President/CEO, or his designee, to finalize and execute a contract with NARSTCO in an amount not to exceed \$584,200 for the purchase of # 20 Railroad Switches for Commuter Railroad Sidings.

It was moved by Cowman seconded by Gomez to approve the above minutes. The motion carried a vote of 6 ayes (Walker, Gomez, Harless, Leffingwell, Trevino and Cowman) 0 nays.

6. Approval of a resolution authorizing the President/CEO, or his designee, to finalize and execute a contract with Progress Rail in an amount not to exceed \$539,196, Safetran Systems in an amount not to exceed \$575,991, GE Transportation in an amount not to exceed \$647,182, and Railroad Controls in an amount not to exceed \$1,356,899, for the purchase of material for Freight Railroad Crossing Signalization.

It was moved by Cowman seconded by Gomez to approve the above minutes. The motion carried a vote of 7 ayes (Walker, McCracken, Gomez, Harless, Leffingwell, Trevino and Cowman) 0 nays.

7. Approval of a resolution authorizing the President/CEO, or his designee, to finalize and execute a contract with Southwest Signal Engineering for an amount not to exceed \$286,359, Safetran, Inc. for an amount not to exceed \$344,315, and Railroad Control Limited for an amount not to exceed \$3,245,913 for the purchase of material for Railroad Wayside Signalization and Centralized Train Control (CTC).

It was moved by Cowman seconded by Gomez to approve the above minutes. The motion carried a vote of 7 ayes (Walker, McCracken, Gomez, Harless, Leffingwell, Trevino and Cowman) 0 nays.

8. Approval of a resolution by the Capital Metropolitan Transportation Authority Board of Directors authorizing the President/CEO or his designee to appoint members to the Capital Metropolitan Transportation Authority Retirement Plan for Administrative Employees ("Pension Plan") Committee.

It was moved by Gomez seconded by Cowman to approve the above minutes. The motion carried a vote of 7 ayes (Walker, McCracken, Gomez, Harless, Leffingwell, Trevino and Cowman) 0 nays.

9. Approval of a resolution ratifying the award of a contract with SP3group to provide recruiting and staffing services in an amount not to exceed \$265,200 for a six month base term with six, one-month options.

It was moved by Harless seconded by Cowman to approve the above minutes. The motion carried a vote of 6 ayes (Walker, Gomez, Harless, Leffingwell, Trevino and Cowman) 0 nays.

10. Approval of a resolution authorizing the President/CEO or his designee to finalize and execute a contract with North American Bus Industries Inc. to supply wheelchair restraints for up to 347 Capital Metro Fixed Route Service buses in an amount not to exceed \$210,875.

Mayor Cowman asked what will happen to the old wheelchair restraints, staff will be responding.

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It was moved by Gomez seconded by Harless to approve the above minutes. The motion carried a vote of 5 ayes (Walker, Gomez, Harless, Leffingwell, and Cowman) 0 nays.

11. Approval of a resolution authorizing the President/CEO or his designee to finalize and execute a contract with Austin Community College for a Maintenance Skills Assessment, Training and Certification Program in an amount not to exceed \$1,291,878 for base period of one (1) year to include four (4) option years.

It was moved by Harless seconded by Gomez to approve the above minutes. The motion carried a vote of 5 ayes (Walker, Gomez, Harless, Leffingwell, and Cowman) 0 nays.

12. Approval of a resolution authorizing the President/CEO or his designee to finalize and execute an interlocal agreement between the Capital Metropolitan Transportation Authority; Texas Department of Transportation; Capital Area Metropolitan Planning Organization; Central Texas Regional Mobility Authority and Capital Area Rural Transportation System. The purpose is to work cooperatively to refine or further identify data requirements and refine or further establish assessment tools in order to evaluate the effects of toll lanes and toll roads in the CAMPO Planning Area on environmental justice populations to be implemented in future planning and National Environmental Policy Act (NEPA) evaluations. The process will include, at a minimum, identifying, collecting, and sharing data and developing tools needed.

Chairman Walker asked staff for a copy of the San Diego Assessment Report. It was moved by Trevino seconded by Cowman to approve the above minutes. The motion carried a vote of 7 ayes (Walker, Trevino, McCracken, Gomez, Harless, Leffingwell, and Cowman) 0 nays.

13. Capital Metro Structure.

It was moved by Leffingwell seconded by McCracken to postpone this item until next month. The motion carried a vote of 7 ayes (Walker, Gomez, Harless, McCracken, Leffingwell, Trevino and Cowman) 0 nays.

Council Member Leffingwell concerned that employees for the new rail division would perpetuate the outsourcing system, began pushing in October to bring all of Capital Metro's workers under the same umbrella, and institute a meet and confer system of developing labor contract. He asked management to have Capital Metro staff do a legal and financial analysis of the affect hiring the 13 would have on the agency's budget. Cynthia Hernandez, AVP of Finance and Administration said she will work with Council Member Leffingwell to get this information to the Board. Attached is the DRAFT resolution.

The Board went into executive session at 4:32 p.m.

14. **Executive Session of Chapter 551 of the Texas Government Code:**
Chapter 551.072 – Real Property, Strategic Property Acquisitions.

15. **Executive Session of Chapter 551 of the Texas Government Code:**
Chapter 551.071 – Update on North Operations Facility Litigation.

The Board returned from executive session at 4:57 p.m.

Reports:

16. Great Customer Care. No report.

17. All System Go Long-Range Transit Plan, Regional Visioning and Mobility Projects. No report.

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18. Legislative Matters. No report.
19. Central Texas Air Quality. No report.
20. Board of Director's Update by the President/CEO. President/CEO Gilliam gave the attached presentation.
21. Update on the Access Advisory Committee (AAC) Julie Maloukis. Ms. Maloukis gave the attached report.

Public Comment:

Clarence Riley regarding Maintenance Issues.

Attached is Mr. Riley's comments to the Board.

Timothy Doss regarding Operations Issues. Council Member Leffingwell, President Gilliam and staff discussed grievances process.

Mr. Doss had to leave and attached is his comments. These were mailed to the Board Members.

Local Union 1091 regarding Labor Relations. No Show.

The Board of Directors may also announce it will go into Executive Session, if necessary, to receive advice from legal counsel regarding any item on this agenda in accordance with Section 551.071 of the Texas Government code.

ADA Compliance: *Reasonable modifications and equal access to communications are provided upon request. Please call 512-389-7583 (voice or 711 Relay) or email nancy.crowther@capmetro.org if you need more information.*

BOARD OF DIRECTORS: *Lee Walker, Chairman; Commissioner Margaret Gomez, Vice Chairperson; Alderman Fred Harless, Secretary; Mayor Pro Tem John Trevino; Mayor, City of Leander; John Cowman, Council Member Lee Leffingwell and Council Member Brewster McCracken. Board Liaison: Gina Estrada 389-7458, email gina.estrada@capmetro.org*

It was moved by Gomez seconded by Cowman to approve the above minutes. The motion carried a vote of 7 ayes (Walker, Gomez, Harless, McCracken, Leffingwell, Trevino and Cowman) 0 nays.

Please call Board of Director Liaison for copies of attachments.

The board meeting adjourned at 5:49 p.m.

Date: January 22, 2007

Gina Estrada
Executive Assistant/Board Liaison