



**CAPITAL METROPOLITAN TRANSPORTATION AUTHORITY
BOARD OF DIRECTORS MEETING
2910 East Fifth Street Austin, TX 78702**

~ MINUTES ~

Executive Assistant/Board Liaison Gina Estrada
512-389-7458

Monday, April 27, 2009
4:00 PM

4:00 PM Meeting Called To Order
5:21 PM Meeting Adjourned

I. Call to Order

Attendee Name	Title	Status	Arrived
Margaret Gomez	Chair	Present	
Jamie Jatzlau	Vice Chair	Present	
Mike Manor	Secretary	Present	
John Cowman	Board Member	Present	
Mike Martinez	Board Member	Present	
Brewster McCracken	Board Member	Present	
John Trevino	Board Member	Present	

II. Pledge of Allegiance

III. Recognitions:

Terry Garcia Crews, StarTran General Manager recognized Capital Metro's outstanding Bus, Paratransit Van operators and the Vehicle Maintenance teams who competed in the 2009 Rodeo Local & State competitions. Terry congratulated each winner and thanked them for making us proud. Also thanked the training department Brian Whelan & Denise Guerrero and the rest of the team for organizing this event.

IV. Consent Items:

1. Resolution CMTA-2009-28 Board Minutes

Approval of Board Minutes for March 23, 2009.

RESULT:	ADOPTED [6 TO 0]
MOVER:	John Cowman, Board Member
SECONDER:	Jamie Jatzlau, Vice Chair
AYES:	Gomez, Jatzlau, Manor, Cowman, Martinez, Trevino
AWAY:	Brewster McCracken

2. Resolution CMTA-2009-29 Acquisition of Real Estate - IH35 & Slaughter Lane

Approval of a Resolution Authorizing the President/CEO or His Designee to Acquire and Sell Real Property for Use in Connection with the Further Implementation of the All Systems Go Plan, Located at the Northwest Corner of IH35 and Slaughter Lane, in an Amount Not to Exceed \$1,638,247.

RESULT: ADOPTED [6 TO 0]
MOVER: John Cowman, Board Member
SECONDER: Jamie Jatzlau, Vice Chair
AYES: Gomez, Jatzlau, Manor, Cowman, Martinez, Trevino
AWAY: Brewster McCracken

3. Resolution CMTA-2009-30 Lakeline Sign Easement

Approval of a Resolution Authorizing the President/CEO or His Designee to Secure an Easement from SV-ONA Lakeline Land Limited Partnership in Perpetuity for Construction of an Information Sign at the Southeast Corner of Lyndhurst Drive and Lakeline Boulevard to Support the Lakeline Commuter Rail Station in an Amount Not to Exceed \$1,733.00

RESULT: ADOPTED [6 TO 0]
MOVER: John Cowman, Board Member
SECONDER: Jamie Jatzlau, Vice Chair
AYES: Gomez, Jatzlau, Manor, Cowman, Martinez, Trevino
AWAY: Brewster McCracken

4. Resolution CMTA-2009-31 Marble Falls Quit Claim Deed

Approval of a Resolution Authorizing the President/CEO or His Designee to Execute a Quit Claim Deed to the City of Marble Falls for Disposition of Any Interest in 1,931 Square Feet of Real Property Consisting of Remnants of Lots 1 & 11, Block 232 Located Along and Abutting Capital Metro Railroad Right-Of-Way Within the City Limits of Marble Falls, Burnet County, Texas for Public Use by the City of Marble Falls.

RESULT: ADOPTED [6 TO 0]
MOVER: John Cowman, Board Member
SECONDER: Jamie Jatzlau, Vice Chair
AYES: Gomez, Jatzlau, Manor, Cowman, Martinez, Trevino
AWAY: Brewster McCracken

5. Resolution CMTA-2009-32 General Planning Consultant

Approval of a Resolution Authorizing the President/CEO, or His Designee, to Finalize and Execute a Contract with URS, Inc. for General Planning Consultant (GPC) Services in an Amount Not to Exceed \$3,000,000 for a Base Period of Three (3) Years.

RESULT: ADOPTED [6 TO 0]
MOVER: John Cowman, Board Member
SECONDER: Jamie Jatzlau, Vice Chair
AYES: Gomez, Jatzlau, Manor, Cowman, Martinez, Trevino
AWAY: Brewster McCracken

6. Resolution CMTA-2009-33 Budget Guidelines

Approval of Budget and Financial Planning Guidelines.

RESULT: ADOPTED [6 TO 0]
MOVER: John Cowman, Board Member
SECONDER: Jamie Jatzlau, Vice Chair
AYES: Gomez, Jatzlau, Manor, Cowman, Martinez, Trevino
AWAY: Brewster McCracken

7. Resolution CMTA-2009-34 Internal Audit and Audit Committee Charters

Internal Audit and Audit Committee Charters

Internal Audit will be brought back to the board.

RESULT: ADOPTED AS AMENDED [6 TO 0]
MOVER: John Cowman, Board Member
SECONDER: Jamie Jatzlau, Vice Chair
AYES: Gomez, Jatzlau, Manor, Cowman, Martinez, Trevino
AWAY: Brewster McCracken

V. Executive Session of Chapter 551 of the Texas Government Code:

None

Chapter 551.072 Real Property, Strategic Property Acquisitions/Dispositions

Go to Executive Session

Return from Executive Session

VI. Presentations:

1. Presentation (ID # 1387) MetroRail Start-Up Update

MetroRail Start-Up Update

Doug Allen, EVP and Chief Development Officer gave presentation for MetroRail start-up update. Discussed meeting with Veolia and other staff. The Agency has completed a comprehensive inspection of all rail system components and all outstanding issues have been noted. Dispatchers have been certified on the CTC system, DMU engineers have been certified on the operation of the trains and Veolia has hired a new safety Director. He also discussed the remaining issues that must be completed in order to begin rail service. (see attachment)

Chairperson Gomez - What causes the Shunting?

D. Allen - A technology that goes back to the 1920s, a way for Dispatchers to know where the train is, a current that goes thru the track and they know where the connections are made.

Chairperson - Are these conditions in various parts of the country?

D. Allen - Usually lighter vehicles.

Chairperson - Something FRA is aware of so others are trying to find a solution?

D. Allen - Yes, talked about additional equipment to help address the issue.

Mike Manor - Is that a 60, 90 days?

D. Allen - We are working on all of these items, our intent as we accomplish each milestone is to report to the Board & the Community our progress, we want to do that so we don't rush any of the issues.

M. Manor - Internally someone has given you a best guess, but externally you are not ready to recommend it right now?

D. Allen - We do have internal ideas on how long it should take, we have identified how long we think it will take on some of these things, but until we accomplish some of those things we rather just work diligently to accomplish what we need to accomplish.

M. Manor - Do we have a notion to operate incrementally, open one route at a time?

D. Allen - We looked at options once we made the decision to delay it and decided it was best to have all the system done in working order, the training etc...

M. Manor - Generate more cost but no revenue? I don't know how much that is.

D. Allen - No, we didn't look at any cost analysis to see cost vs. what our cost is now.

M. Manor - Important to track that and report back to P/F/A committee.

D. Allen - Will talk to Randy Hume.

VII. Reports:

A. Great Customer Care.

No Report

B. All Systems Go Long-Range Transit Plan, Regional Visioning and Mobility Projects. Todd Hemingson, VP of Planning & Strategic Development - Brief update on projects. Metro Rapid, meeting with FTA, very supportive of the project, working with federal funding 1) in line for 2011 cycle 2) Project Construction Grant Agreement and the Agency will submit some additional information to them by late summer or early fall. Working with CAMPO on 2035 plan on their Technical Advisory Committee. Business as usual vs. activity center approach. Also making progress on Service Plan 2020. The two committees have had their first meetings and the consultants have completed their bus operator open houses. They will be looking at routes. Marketing for transit is also feeding the transit comparative index, we will be using that to shape our plans.

C. Legislative Matters.

Andrea Lofye, EVP and Chief Operating Officer gave a brief update on Legislative matters. Our bills have seen positive movement thus far. Bill 434 passed in the Senate & hearing in the House, Bill 2469 Contract reported out of the House Transportation Committee, and Senate Bill 855 passed in the Senate. On the federal level we will continue to work with our Congressional Delegates as appropriations bills make there way through the process and also the Authorization Bill, it expires at the end of the year, but it will probably be extended.

D. Central Texas Air Quality.

No report.

E. Update by the President/CEO.

Fred Gilliam, CEO/President gave update on the following in his CEO Report. (see attachment).

- Customer Focus Goals
- On Time Performance
- Miles Between Road Calls
- Vehicle Accident Rate Comparison
- Accident Comparison
- Passenger Accident Rate Comparison
- Financial
- Recognitions/Awards - Fred Gilliam, CEO/President recognized Dianne Mendoza, VP of Community Development who was elected Chair of the Urban league leadership...
- Service Provider Update - Terry Garcia Crews, StarTran General Manager, discussed issues from last month's Board Meeting, issues regarding staff Member at CAMPO Meeting, painting of new buses - buses not new, detailing - not million dollar contract and Drive Cams - for everyone's protection, Opus Bus issue - Regarding Mr. Gilliam's association, he recuses his self from the Procurement process and assigned Dwight Ferrell, he had been gone from the company for 3 years and was not involved in the procurement process, just wanted to provide some clarification on the issues.

Inez Evans, Director of Paratransit, addressed the Board regarding MetroAccess. Update on the Trapeze software upgrades & the many issues that affected the departments ability to provide service. MetroAccess and IT worked through the week to correct the issues. Labor Relations issues - allegations and claims are in process of working through those, Service trucks - removed in 2005 and moved in house.

Mike Nyren, Risk Manager announced some good news for CMTA, we received a large check for 230,000 from Texas Municipal League (TML) due to the excellent job of loss prevention and Risk Management, and this will help the insurance premium to be lower next year. This is the largest equity return awarded among all 2,644 members in the pool. Modification factor is less than 1/3, will be going down as well. 385,000 was recovered from Risk for recovering money from employees/buses from damages. Worked with all departments to reduce costs, it was a collaborative effort.

F. Update on the Access Advisory Committee (AAC).

David Patterson, Access Committee Vice-Chairman gave the report. He reported Access and CSAC have been working together on recommendations relating to customer comments process. Access is represented on the community task force for Service Plan 2020. (see attachment).

G. Update on the Customer Satisfactory Advisory Committee (CSAC).

John Michael Cortez, Community Involvement Coordinator - gave the attached report. At the last CSAC meeting, the committee received an update on facilities from John Hodges and preliminary service changes for August 2009.

Mike Manor - Thanked Elaine Timbes for the report on Complaints that was asked for at the last meeting. Appreciate her work on that, the Board Members received a copy of the complaints, it's very telling, appreciate the comments on it and would like to track that with you, those four (4) routes that seem to be a trend setter and can help me understand what is happening in those 4 areas, very good work very helpful, transparent and reader friendly. Also I have 40 questions in Performance Review or

assessment of the organization, General questions, focus on next years budget, What area's we've excelled etc...? Would like feed back from Board Members & President/CEO, and will be sharing them with the Board Members in a day or two.

VIII. Public Comment:

Nailah Sankofa regarding Bus Route Service. No show.

Harold Davis regarding StarTran, Inc. Employee Issue. No show.

ATU Local 1091 regarding Labor Relation Issues. Bob Johnson regarding labor issues. (attachment handout)

Fred Gilliam - Would like staff to analyze the information provided by Bob Johnson and get back with board members.

John Meinkowsky regarding MetroAccess. No show

Lee Hill regarding Security Issue. Thanked management, Fred Gilliam, Andrea Lofye and Mark Ostertag for beginning to listen, change with security. Small steps taken but more needs to be done. Have security have a can do attitude instead of a can't do, made suggestions to security.

Anthony Walker regarding Leadership Issues. Speaking on behalf of the people.

Taxpayers have lost confidence in this Board. I have respect for CEO. It's time to change. Do survey with the people.

IX. Adjournment

It was moved by Cowman and seconded by Trevino to adjourn the meeting.

X. 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: *Commissioner Margaret Gomez, Chairperson; Council Member Jamie Jatzlau, Vice Chair; Mike Manor, Board Secretary; Mayor John Cowman ; Council Member Mike Martinez; Mayor Pro Tem Brewster McCracken and Mayor Pro Tem John Trevino. Board Liaison: Gina Estrada 389-7458, email gina.estrada@capmetro.org*

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.

Yvonne Allen
Legal Support Specialist II

Date: April 27, 2009