



**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, June 29, 2009
4:00 PM**

**4:15 PM Meeting Called To Order
5:06 PM Meeting Adjourned**

I. Call to Order

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

II. Pledge of Allegiance

III. Consent Items:

1. Resolution CMTA-2009-39 Board Minutes

Approval of Board Minutes and Public Hearing Minutes for May 18, 2009.

*Amended issue on short term line of credit.

Mike Manor - Comment on Resolution #4 in the Board Minutes on the issue of short term notes, a comment that Board support anytime that President Gilliam and his staff were looking to act on that line of credit that they would confer with the Board Chair & the Chair of the Committees as kind of an informal conferring with him before they acted on it.

RESULT:	ADOPTED AS AMENDED [UNANIMOUS]
MOVER:	John Trevino, Board Member
SECONDER:	John Cowman, Board Member
AYES:	Gomez, Manor, Cowman, Martinez, Trevino
ABSENT:	Jamie Jatzlau, Brewster McCracken

2. Resolution CMTA-2009-40 Capital Metro Service Guidelines and Standards

Approval of a Resolution Authorizing the President/CEO, or His Designee to Approve Capital Metro Service Guidelines and Standards Service Expansion Described in the Attachment for Implementation.

RESULT: ADOPTED [UNANIMOUS]
MOVER: John Trevino, Board Member
SECONDER: John Cowman, Board Member
AYES: Gomez, Manor, Cowman, Martinez, Trevino
ABSENT: Jamie Jatzlau, Brewster McCracken

3. Resolution CMTA-2009-41 Federal Government Relations & Legal Contracts

Approval of a Resolution Authorizing the President/CEO or His Designee to Finalize and Execute a Professional Services Contract with Chamber, Conlon & Hartwell, LLC for Federal Government Relations Services and Federal Legal Services for a Base Period of One Year in an Amount Not to Exceed \$252,000 and Four One-Year Options with the Option Years Amount Not to Exceed \$1,008,000.

RESULT: ADOPTED [UNANIMOUS]
MOVER: John Trevino, Board Member
SECONDER: John Cowman, Board Member
AYES: Gomez, Manor, Cowman, Martinez, Trevino
ABSENT: Jamie Jatzlau, Brewster McCracken

4. Resolution CMTA-2009-42 Health Plan ASO

Approval of a Resolution Authorizing the President/CEO, or His Designee, to Finalize and Execute a Contract with UnitedHealthcare for Health Benefits Administration.

RESULT: ADOPTED [UNANIMOUS]
MOVER: John Trevino, Board Member
SECONDER: John Cowman, Board Member
AYES: Gomez, Manor, Cowman, Martinez, Trevino
ABSENT: Jamie Jatzlau, Brewster McCracken

5. Resolution CMTA-2009-43 Ratify Retirement Plan Admin Amendment

Approval of a Resolution Ratifying the Action Taken by the Committee for the Capital Metropolitan Transportation Authority Retirement Plan (Retirement Plan) for Administrative Employees Amending the Retirement Plan as it Relates to the Enhanced Early Retirement Program.

RESULT: ADOPTED [UNANIMOUS]
MOVER: John Trevino, Board Member
SECONDER: John Cowman, Board Member
AYES: Gomez, Manor, Cowman, Martinez, Trevino
ABSENT: Jamie Jatzlau, Brewster McCracken

6. Resolution CMTA-2009-44 Acquisition of Signal Light Easement

Approval of a Resolution Authorizing the President/CEO or His Designee to Acquire a Real Property Easement from Toro Canyon Partners, L.P. for Use in Connection with the Leander to Downtown MetroRail Program in an Amount Not-To-Exceed \$12,000.

RESULT: ADOPTED [UNANIMOUS]
MOVER: John Trevino, Board Member
SECONDER: John Cowman, Board Member
AYES: Gomez, Manor, Cowman, Martinez, Trevino
ABSENT: Jamie Jatzlau, Brewster McCracken

7. Resolution CMTA-2009-45 Acquisition of Signal House Easement

Approval of a Resolution Authorizing the President/CEO or His Designee to Acquire a Real Property Easement from Jim Mattox Trustee for Use in Connection with the Leander to Downtown Commuter Rail Program in Exchange for an Access Easement in Metro Railroad Right-Of-Way that is Subordinate to Future Transit Needs.

RESULT: ADOPTED [UNANIMOUS]
MOVER: John Trevino, Board Member
SECONDER: John Cowman, Board Member
AYES: Gomez, Manor, Cowman, Martinez, Trevino
ABSENT: Jamie Jatzlau, Brewster McCracken

8. Resolution CMTA-2009-46 ASTA Operating Agreement with Capital Metro

Approval of a Resolution Authorizing the President/CEO, or His Designee, to Finalize and Execute an Operating License Agreement that Extends and Continues Capital Metro's Operating Relationship with Austin Steam Train Association (ASTA), a Texas Nonprofit Corporation, for the Right to Operate Its Excursion Services Along the CMTA Giddings/Llano Rail Line.

RESULT: ADOPTED [UNANIMOUS]
MOVER: John Trevino, Board Member
SECONDER: John Cowman, Board Member
AYES: Gomez, Manor, Cowman, Martinez, Trevino
ABSENT: Jamie Jatzlau, Brewster McCracken

9. Resolution CMTA-2009-47 Crossing Rehab at Parmer Lane and Hwy 183

Approval of a Resolution Authorizing the President/CEO or His Designee to Finalize and Execute a Contract with Trans-Global Solutions, Inc for \$218,586.72, Plus a Contingency of 10% in the Amount of \$21,858.67, for an Amount Not to Exceed \$240,446, for the Railroad Crossing Rehabilitation – Parmer Lane and Hwy 183 SB Frontage Road.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Trevino, Board Member
SECONDER:	John Cowman, Board Member
AYES:	Gomez, Manor, Cowman, Martinez, Trevino
ABSENT:	Jamie Jatzlau, Brewster McCracken

IV. Action Items:

1. Resolution (ID # 1422) Budget Retreat Recommendation

Budget Retreat Recommendation

Chair Gomez - Little early for Resolution, intended staff to run a model at 3%, 2% etc... , need time to look at all models before September Budget adoption.

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

Chapter 551.072 Real Property, Strategic Property Acquisitions/Dispositions

Go to Executive Session

No Executive Session.

Return from Executive Session

VI. Presentations:

1. Presentation (ID # 1413) MetroRail Start-Up Update

MetroRail Start-Up Update

Doug Allen, EVP and Chief Development Officer gave MetroRail updates (see attachment)

Mike Martinez - regarding East Austin quiet zone, since design is complete what is the anticipated fiscal impact?

D. Allen - Somewhere between 400 & 900 thousand, the reason for the difference is ways of accommodating the quiet zone, one is quad gates which is expensive and the other is medians that don't allow you to go around, that's the difference in cost. Since design is complete is there any potential for us to apply for Stimulus funding or Grant funding?

D. Allen - We potentially could apply the stimulus funding to that. We identified where else we are going to spend the stimulus money, would reduce the amount we were going to spend on other projects. One of the projects was improvements to the Redline, but we can look into that.

M. Martinez - I just wanted to reemphasize my concern that once we start operating the RedLine most of our freight operations will move to the evening hours and they will have an impact on folks that live East going toward Manor & Elgin and because we didn't plan for a Quiet Zone previously there is going to be a substantial gap in time where freight operation operating in the middle of the night through residential areas is going to have

to be sounding their horns & the quicker we can get this done the better we are in asking these folks to support us in expansion and moving forward.

Mike Manor - Appreciate Mayor Pro Tem bringing that up, I had a conversation with someone two days ago and I said we are working on the quiet zones & the person said make sure you know it's not working right now.

M. Manor - Real assurances & reinforcement what we have in our community advances us past the unfortunate tragedy that occurred in California, with the recent situation of ours not knowing all the factors, is our system safe as far as that happening here?

D. Allen - My understanding of that situation was it had to do with the trains automatic control system with some malfunction. Our trains are not the same as theirs, ours is through a dispatcher control.

Chair Gomez- FRA recommended to the other city to replace the trains and that was ignored. We need to listen. We are not experts.

VII. Reports:

A. Great Customer Care.

No report

B. All Systems Go Long-Range Transit Plan, Regional Visioning and Mobility Projects.

No report

C. Legislative Matters.

No report

D. Central Texas Air Quality.

No report

E. Update by the President/CEO.

Fred Gilliam, President/CEO gave CEO Report which included the following: (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 - Randy Hume, EVP, Finance and Administration reported that Capital Metro received an award from the Governors Finance Officers Association for the Agency's budget. Randy recognized the work of Budget Manager, Peggy MacCallum regarding individual Certificate, Financial Analyst June Crain, Sr. Financial Analyst Sharon Dismore, and Freight Rail Business Manager Kevin Timmins.

Fred Gilliam recognized MetroAccess Van Operator Jeff Mercer, who placed 2nd at the National Paratransit Rodeo on May 31, in Providence, Rhode Island. Mr. Gilliam also mentioned the Retirement Ceremony held for 41 retirees held earlier today and thanked them all for their dedicated service & great contribution to the agency. Video from Fox News report was shown regarding Capital Metro's Wellness Program.

- Service Provider Update

Mike Martinez - Regarding ridership numbers for the year & how we show decline in ridership in your matrix, do you also plug in a comparative from the previous year regarding service such as number of routes, number of stops and hours of operation?

Fred Gilliam - I don't have that with me but it's easy to pull, we track all of that. That certainly has an impact, we look at service & change accordingly. We will make sure we include that.

Mike Manor - See where service changes are made and what have been the increases with the service changes that we typically have, been flat or increase or decrease with our changes made, how do we track that? What's the data showing us? Interested in tracking that to see if there are any shift changes. Are we learning anything with what we are trying to accomplish? If we change it are we going to get more? Are we learning anything to help us realize we just don't change and not make any returns?

Where we make our regular annual changes to the service, to the routes.

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

Diane Aleman, Access Committee Chair delivered the AAC Report - see attached report (gave hand outs). Discussed presentation given on 6/22. and recruitment of new members.

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

John Michael Cortez, Community Involvement Coordinator reported that the CSAC Committee did not meet in June. They will meet the 2nd Wednesday in July. No report.

VIII. Public Comment:

Elizabeth Schexnailder, father spoke for her regarding Circle C bus route - Paul Schexnailder spoke for his daughter regarding trying to arrange handicap transportation for his daughter because Circle C area elected out of bus service.

Chair Gomez - Inez Evans will work with you on issue.

Michael Zitz-Evancih regarding Bus Stops. ID passes, if they have a bus pass to use?
David Patterson regarding Customer Satisfaction - Congratulations to Martinez and Cowman for good fortune this month. A couple of positive things, customer satisfaction, public transportation, news report, budget considerations - very sensitive to what you are up against, it has been at a stand still customer input. Folks in public office walk a fine line, question of balance. Members from senior staff are going beyond the line.
ATU Local 1091 regarding Labor Relation Issues. No show.
Jay Cersosimo regarding Maintenance Issues. No show

IX. Adjournment

It was moved by Trevino and seconded by Cowman 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 ; Mayor Pro Tem 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.

Date: June 29, 2009

Yvonne Allen
Legal Support Specialist II