

MINUTES

MEETING OF THE BOARD OF DIRECTORS

METROPOLITAN ATLANTA RAPID TRANSIT AUTHORITY

March 4, 2013

The Board of Directors of the Metropolitan Atlanta Rapid Transit Authority held a meeting on March 4, 2013 at 1:35 p.m. in the Board Room on the 6th Floor of the MARTA Headquarters Building, 2424 Piedmont Road, Atlanta, Georgia.

Board Members Present

Robert L. Ashe III
Harold Buckley, Sr.
Wendy Butler
Frederick L. Daniels, Jr.
Jim Durrett
Roderick E. Edmond
Keith Golden
Adam D. Orkin

MARTA officials in attendance were: General Manager/CEO Keith T. Parker, AICP; Interim Deputy General Manager/COO Rich Krisak; Interim Chief, Business Support Services and Administration Davis Allen; AGMs Deborah Dawson, Joseph Dorsey (Acting), Ben Graham, Georgetta Gregory, Robin Howard, Cheryl King, Miriam Lancaster (Acting), Ryland McClendon and Elizabeth O'Neill; Directors Undra Baldwin, Scott Haggard, Fred Remen, Ferdinand Risco; Managers Joyce Brown, Cara Hodgson; Manager Executive Office Administration Tyrene Huff; Sr. Executive Administrator to the MARTA Board Kellee Mobley; Finance Administrative Analyst Tracy Kincaid. Others in attendance Kevin Gotell, Adelee LeGrand, Anthony Pines, Srinath Remala, Toni Thornton and Tuan Vo.

Also in attendance was Charles Pursley of Pursley Friese Torgrimson, LLP; Pam Alexander of LTK Engineering; Matt Pollock of MATC; Tiffany Nash; Lafayette Woods; Peter Everett and Jim Davis of TRC Worldwide Engineering; Cyle Cox of Duckett Design Group; Edward Lockett of Synergy Development Partners; Matt Berry of KPMG; Samuel Cook of MHYR International; Andrea Foard and Kenneth McDonald of PB, Nicole Hall of Fulton County; Steve Visser of *The AJC*.

Public Comment

Mr. Woods expressed concern about the way MARTA will privatize. He cautioned that any interference with the collective bargaining process could put the entire State of

Georgia in jeopardy to lose ½ billion dollars in transportation funding if the Feds find that the State Legislature has impeded the collective bargaining process of MARTA's represented workers.

Ms. Nash reported an incident involving MARTA Mobility on February 19, 2013 . The Mobility van went to the wrong location for pick up and therefore was late picking her up On February 7, 2013, the Mobility van was also late in picking her up. Ms. Nash asked if she would have been charged with a 'no show' if she left the property.

Minutes of the February 4, 2013 Meeting of the MARTA Board of Directors

On motion by Mr. Durrett seconded by Mr. Ashe, the minutes were unanimously approved by a vote of 8 to 0, with 8 members present.

Operations & Safety Committee Report

Mr. Orkin reported that the Operations & Safety Committee met on February 4, 2013 and approved the following resolutions:

- a. Resolution Authorizing Award of a Contract for A/C Traction Motor Overhaul and Repair Services, CP B26769
- b. Resolution Authorizing Award of a Contract for Design-Build Doraville Structural Rehabilitation, RFP P22526
- c. Resolution Authorizing Award of a Contract for Safety, Health and Industrial Hygiene Services, A/E 24109

On motion by Mr. Orkin seconded by Mr. Durrett, the resolutions were unanimously approved by a vote of 8 to 0, with 8 members present. **A copy of the resolutions, AS APPROVED, ARE ATTACHED TO AND MADE PART OF THE OFFICIAL RECORD COPY OF THESE MINUTES.**

The Committee received the following briefings:

- a) Wayside Worker Safety
- b) Tunnel Ventilation System

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Operations & Safety Committee Report

Mr. Orkin reported that the Operations & Safety Committee held a Special meeting on February 25, 2013 and approved the following resolutions:

- a. Resolution Authorizing the Award of a Contract for the Procurement of CNG, Diesel and Hybrid Diesel Transit Buses, Contract Proposal Number B24769
- b. Resolution Authorizing Award of a Contract for the Procurement of Four (4) Police Pursuit SUVs, Five (5) Police Interceptor Administrative Sedans and Eleven (11) Police Interceptor Patrol Vehicles, Contract Proposal Number CP B27456
- c. Resolution Authorizing the Solicitation of Proposals for the Upgrade to the Breeze Smart Card Readers and Professional Services, Request for Proposals Number P28736
- d. Resolution Authorizing the Solicitation of Proposals for Escalator and Elevator Modernization
- e. Resolution Authorizing Award of a Contract for Procurement of Furniture for the Integrated Operations Center, RFP P27913
- f. Resolution Authorizing a Financial Assurance Payment as Required by the Georgia Environmental Protection Division for the Crymes Landfill

Mr. Ashe said over the intermediate term, MARTA will look to replace the Breeze card system and he wants to make sure that Item 'c' is not inconsistent with MARTA's express policy of looking at a successor to the Breeze card system.

Mr. Parker responded that this will actually give MARTA more flexibility so that other vendors - other than the incumbent vendor - can be used.

On motion by Mr. Orkin seconded by Mr. Durrett, the resolutions were unanimously approved by a vote of 8 to 0, with 8 members present. **A copy of the resolutions, AS APPROVED, ARE ATTACHED TO AND MADE PART OF THE OFFICIAL RECORD COPY OF THESE MINUTES.**

The Committee received the following briefings:

- a) Audio Visual Information System (AVIS)
- b) Upcoming A/E Consultant Procurements

Business Management Committee Report

Dr. Edmond reported that the Business Management Committee met on February 25, 2013 and approved the following resolutions:

- a. Resolution Authorizing the Renewal of the Excess Workers' Compensation Insurance Policy
- b. Resolution Authorizing the Solicitation of Merchant Card Processing Services and Full Line Banking Services, Request for Proposals Numbers P29171 and P29170
- c. Resolution for Approval to Implement Bus Route Modifications for the April 20, 2013 Mark-Up

Dr. Edmond requested approval of items a, b and c. Mr. Durrett seconded. The resolutions were unanimously approved by a vote of 7 to 0, with 7 members present. A copy of the resolutions, **AS APPROVED, ARE ATTACHED TO AND MADE PART OF THE OFFICIAL RECORD COPY OF THESE MINUTES.**

- d. Resolution Authorizing a Letter of Agreement With the Development Authority of DeKalb County for a Period of Exclusive Negotiation for Joint Development at the Chamblee Station

Dr. Edmond requested approval of item d. Mr. Durrett seconded. The resolution was approved by a vote of 6 to 0, with 7 members present. A copy of the resolution, **AS APPROVED, IS ATTACHED TO AND MADE PART OF THE OFFICIAL RECORD COPY OF THESE MINUTES.**

Mr. Orkin abstained.

The Committee received the following briefings:

- a) Sales Tax and Forecast Assumptions
- b) 2003A Bond Refunding Opportunity
- c) December Year-to-Date FY 2013 Budget Variance Analysis and Financial KPIs

Board of Directors Approval of the 2013 Revised Schedule of Board Meetings and Standing Committee Meetings

On motion by Mr. Durrett seconded by Mrs. Butler, the Schedule was unanimously approved by a vote of 7 to 0, with 7 members present. A copy of the Schedule, **AS APPROVED, IS ATTACHED TO AND MADE PART OF THE OFFICIAL RECORD COPY OF THESE MINUTES.**

Resolution Supporting MARTA's Strategic Transformation

Mr. Howard presented this resolution to the Board of Directors.

On motion by Mr. Durrett seconded by Mrs. Butler, the resolution was unanimously approved by a vote of 7 to 0, with 7 members present. A copy of the resolution, **AS APPROVED, IS ATTACHED TO AND MADE PART OF THE OFFICIAL RECORD COPY OF THESE MINUTES.**

Other Matters

Resolution Regarding House Bill 264 in the 2013 Session of the Georgia General Assembly

Mr. Haggard presented the resolution to the Board of Directors.

On motion by Mr. Durrett seconded by Mr. Buckley, the resolution was added to the Agenda by a unanimous vote of 7 to 0, with 7 members present.

On motion by Mr. Durrett seconded by Dr. Edmond, the resolution was unanimously approved by a vote of 6 to 0, with 7 members present. A copy of the resolution, **AS APPROVED, IS ATTACHED TO AND MADE PART OF THE OFFICIAL RECORD COPY OF THESE MINUTES.**

Mr. Golden abstained.

Mr. Parker said staff has met with a number of members of the General Assembly – the Governor, Lt. Governor, Speaker, Chairman of MARTOC, and a number of others. There has been good ongoing dialogue about key provisions MARTA would like to see included in legislation this year. The effort today is to offer language to ensure as the legislation proceeds, that it does not have any unintended consequences.

Dr. Edmond stated he has experience with privatization in the healthcare industry and as Chairman of the Business Management Committee has been able to get in the weeds on MARTA's privatization issue. Privatization is not the cure, it needs to be done in a very specific, selective way in order to maximally operate MARTA. That being said, a wholesale mandate to privatize MARTA when research has not been done is overly zealous and reckless. Dr. Edmond stated he is for privatization, but there are certain areas where privatization can be disastrous. To the extent that privatization may jeopardize Federal funds - is a real possibility.

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Dr. Edmond asked that staff address Mrs. Nash's question. Additionally, he noted that he was involved in privatization in the healthcare industry. Just to give to the lowest bidder is not always the answer. He stated that the MARTA Board needs flexibility.

Adjournment

The meeting of the MARTA Board of Directors adjourned at 2:06 p.m.