



BOARD OF DIRECTORS

METROPOLITAN ATLANTA RAPID TRANSIT AUTHORITY

MEETING OF THE BOARD OF DIRECTORS

THURSDAY, DECEMBER 5, 2024

ATLANTA, GEORGIA

MEETING SUMMARY

CALL TO ORDER AND ROLL CALL

Chair Kathryn Powers called the meeting to order at 1:39 P.M.

Board Members

Present:

Stacy Blakley
James Durrett
Roderick Frierson
Al Pond
Kathryn Powers
Rita Scott
Thomas Worthy
Valencia Williamson
Jennifer Ide
Jacob Tzegaegbe
Sagirah Jones

Board Members

Absent:

Freda Hardage
Russell McMurry
Jannine Miller

Staff Members Present:

Collie Greenwood
Steven Parker
LaShanda Dawkins
Ralph McKinney
Rhonda Allen
Carrie Rocha
Peter Andrews
George Wright
Kevin Hurley

Also in Attendance: Justice Leah Ward Sears
Jonathan Hunt
Paula Nash
Tyrene Huff
Jacqueline Holland
Kenya Hammond
Phyllis Bryant

PUBLIC COMMENTS (SUBMITTALS VIA TELEPHONE, U.S. MAIL AND IN PERSON)

Nakeem Williams Name [via email]
Angelo Cucuzza [in person]
Chairna Arnold [in person]
Quint Kimbro [in person]
Kenneth Colvin [in person]
Curtis John [in person]
Dexter Harry [in person]
Jeffrey Fullone [in person]
Teronia Truluv [in person]

1. APPROVAL OF THE MINUTES

Minutes from November 14, 2024, Board of Directors meeting.

Approval of the Minutes from the November 14, 2024, Board of Directors meeting. On a motion by Board Member Blakley, seconded by Board Member Williamson, the motion passed by a vote of 11 to 0 with 11 members present.

2. BUSINESS MANAGEMENT COMMITTEE REPORT

Committee Chair James Durrett reported that the Committee met on November 21, 2024, and approved the following resolutions:

Committee Chair Report Business Management

Approval of Business Management Committee Resolutions 2a, 2b, 2c, 2d, and 2e. On a motion by Board Member Worthy, seconded by Board Member Blakley, the resolution passed by a vote of 11 to 0 with 11 members present.

3. PLANNING & CAPITAL PROGRAMS COMMITTEE REPORT

Committee Chair Stacy Blakley reported that the Committee met on November 21, 2024, and approved the following resolutions:

Committee Chair Report Planning & Capital Programs

Deputy Chief Legal Counsel Jonathan Hunt requested Resolution 3d be removed from the consent agenda. It will be voted on separately.

Approval of the Planning & Capital Programs Committee Resolutions 3a, 3b, and 3c. On a motion by Board Member Worthy, seconded by Board Member Ide, the resolution passed by a vote of 11 to 0 with 11 members present.

Approval of the Planning & Capital Programs Committee Resolution 3d. On a motion by Board Member Worthy, seconded by Board Member Ide, the resolution passed by a vote of 11 to 0 with 11 members present.

4. OPERATIONS & SAFETY COMMITTEE REPORT

Committee Chair Al Pond reported that the Committee met on November 21, 2024, and approved the following resolutions:

Committee Chair Report Operations & Safety

Approval of the Operations & Safety Committee Resolutions 4a, 4b, 4c, 4d, 4e, 4f and 4g. On a motion by Board Member Powers, seconded by Board Member Blakley, the resolution passed by a vote of 11 to 0 with 11 members present.

5. EXTERNAL RELATIONS COMMITTEE REPORT

Committee Chair Rita Scott reported that the Committee met on November 21, 2024.

Committee Chair Report External Relations

No action items.

6. AUDIT COMMITTEE REPORT

Committee Chair Roderick Frierson reported that the Committee met on November 22, 2024.

Committee Chair Report Audit

No action items.

7. APPROVAL OF THE BOARD OFFICERS FOR 2025

Approval of the Board Officers for 2025

Approval of the slate of Board Officers for 2025. On a motion by Board Member Blakley, seconded by Board Member Powers, the resolution passed by a vote of 11 to 0 with 11 members present.

2025 Board Officers:

Jennifer Ide, Chair

Al Pond, Vice Chair

Kathryn Powers, Immediate Past Chair

Valencia Williamson, Secretary

James Durrett, Treasurer

8. APPROVAL OF THE PROPOSED 2025 SCHEDULE OF BOARD AND STANDING COMMITTEE MEETINGS

Proposed 2025 Schedule of the Board and Standing Committee Meetings

Approval of the Proposed 2025 Schedule of the Board and Standing Committee Meetings. On a motion by Board Member Blakley, seconded by Board Member Frierson, the resolution passed by a vote of 11 to 0 with 11 members present.

9. OTHER MATTERS

Deputy Chief Legal Counsel Jonathan Hunt read into the record the following resolutions and settlements emanating from the Executive Session:

LITIGATION

Settlement – \$325,000 – Cassandra King v MARTA. On a motion by Chair Powers, seconded by Board Member Durrett, the motion passed with a vote of 11 to 0 with 11 members present.

RESOLUTIONS

Resolution Granting a Waiver from the MARTA Code of Ethics to Greenberg Traurig, LLP to Continue the Contract with MARTA while Peter Andrews is employed by Greenberg Traurig, LLP Prior to Six Months from the Conclusion of his Voluntary Resignation of Employment with MARTA. On a motion by Chair Powers, seconded by Board Member Worthy, the resolution passed by a vote of 11 to 0 with 11 members present.

Chair Powers announced a resolution to award Collie Greenwood, GM/CEO, a five-percent performance bonus, which was agreed upon by the MARTA Board of Directors. The resolution was moved by Chair Powers and seconded by Board Member Williamson. It passed unanimously with a vote of 11 to 0, with 11 members present.

10. COMMENTS FROM THE BOARD

Board Member Worthy expressed his appreciation and, on behalf of his colleagues, to Kathryn Powers for her services as MARTA Board Chair and Peter Andrews for his years of service to the Authority as Legal Counsel.

Board Member Blakley thanked the Board for the opportunity to serve, representing South Fulton.

Chair Powers, Board Member Jones, Frierson, Pond, and Scott expressed gratitude to Board Member Blakley for her service and offered well wishes.

11. ADJOURNMENT

The Board meeting adjourned at 2:14 P.M.

YouTube link: https://www.youtube.com/live/-F_pWLj0cQY?feature=shared

Resolution Authorizing Renewal of MARTA's Excess Operating Property and Liability Insurance Coverage

WHEREAS, MARTA has operating property and liability insurance, in separate policies, with \$ 350,000,000 in limits and \$ 150,000,000 in limits, respectively, with expiration dates of December 31, 2024, and

WHEREAS, negotiations by MARSH have resulted in proposals for replacing these policies, effective January 1, 2025, for one year, to January 1, 2026, separately for property insurance and liability insurance, and

WHEREAS, such property coverage is available for a one- year period and includes insurance for \$ 350,000,000 excess of a \$ 5,000,000 per occurrence self- insured retention, at a premium not to exceed \$2,989,994;

WHEREAS, such liability coverage is available for a one- year period and includes insurance for \$ 150,000,000 excess of a \$ 10 million per occurrence self- insured retention, at a premium not to exceed \$9,634,400,

RESOLVED THEREFORE, that the General Manager/CEO or his designee is hereby authorized and directed to effect or place excess property coverage and excess liability coverage effective January 1, 2025, at a total program cost not to exceed of \$ 12,624,394

Approved as to Legal Form:

DocuSigned by:
Peter J. Andrews
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**Counsel, Metropolitan Atlanta
Rapid Transit Authority**

**RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR THE REPLACEMENT OF
THE EXISTING PUBLIC FACING MARTA WEBSITE REQUEST FOR PROPOSALS
NUMBER P50441**

WHEREAS, the Authority's Office of Customer Technology has identified the need for the Replacement of the Existing Public Facing MARTA Website, Request for Proposals Number P50441; and

WHEREAS, On April 2, 2024 the Metropolitan Atlanta Rapid Transit Authority duly sent to potential Proponents notice of its Request for Proposals for the Replacement of the Existing Public Facing MARTA Website, RFP P50441; and

WHEREAS, notice of the said Request for Proposals was advertised in the local newspaper of the largest circulation in the Atlanta metropolitan area prior to the proposal deadline; and

WHEREAS, all Proponents were given the opportunity to protest the proposal instructions, specifications, and/or procedures; and

WHEREAS, on May 30, 2024 at 2:00 p.m., local time, eighteen (18) proposals were received; and

WHEREAS, the Authority's staff determined that Reflexions Data, LLC submitted the most advantageous offer and other factors considered and is technically and

financially capable of providing the services.

RESOLVED THEREFORE, by the Board of Directors of the Metropolitan Atlanta Rapid Transit Authority that the General Manager/CEO or their delegate be, and hereby is, authorized to execute a Contract on substantially the same terms and conditions as contained in the Request for Proposals Number P50441, between the Authority and Reflexions Data, LLC for the Replacement of the Existing Public Facing MARTA Website, in the amount of \$6,760,000.00.

Approved as to Legal Form:

DocuSigned by:

Peter J. Andrews

A0EFC047927B94DA...
**Counsel, Metropolitan Atlanta
Rapid Transit Authority**

RESOLUTION AUTHORIZING THE REVISION OF MARTA'S DRUG AND ALCOHOL POLICY

WHEREAS, the Federal Transit Administration requires that every grant recipient, sub-recipients and their safety-sensitive contractors maintain a policy on prohibited drug use and alcohol misuse in the workplace; and

WHEREAS, MARTA's Board of Directors has previously adopted a Drug and Alcohol Policy pursuant to this federal mandate; and

WHEREAS, the recent FTA regulatory updates and minor revisions which do not affect the existing policy's rules, principles or intent;

RESOLVED THEREFORE, effective December 5, 2024 the Board of Directors of the Metropolitan Atlanta Rapid Transit Authority hereby revises the Drug and Alcohol Policy to reflect the following revisions:

1. A final rule amends the U.S. Department of Transportation's regulated industry drug testing program to include oral fluid testing. This additional methodology for drug testing will give employers a choice that will help combat employee cheating on urine drug tests and provide a less intrusive means of achieving the safety goals of the program. In addition, this rule amends the FAA, FMCSA, FRA and FTA regulations to ensure consistency within the Department of Transportation and by removing or adjusting references to the word "urine" and/or add references to oral fluid, as well as removing or amending some definitions for conformity and to make other miscellaneous technical changes or corrections.

Revisions have been made to all sections of the Policy for compliance based upon the authorization of oral fluid drug testing. Sections which reference "urine drug testing" were revised and replaced with "drug testing."

(NOTE: This does not affect provisions where direct observations occur.)

2. Voluntary/Disclosure/Self-Reporting Requirements (Section 5) updated to remove reference to a Substance Abuse Professional (SAP) and replaced with substance abuse counselors under MARTA's Employee Assistance Program (EAP).

3. Gas Chromatography/Mass Spectrometry (GC/MS) language deleted as all testing labs do not use GC/MS testing procedures. The Policy now address compliance within the Policy referencing 49 CFR Part 40, as amended.
4. Reasonable Suspicion (Section 7.2) updates MARTA's internal procedure related to the number of trained supervisors needed to make a reasonable suspicion determination. MARTA's "best practice" established two trained supervisors or MARTA officials in the previous policies. In accordance with 49 CFR 655.43(b), one trained supervisor is sufficient for making reasonable suspicion determinations and is now reflected in this Policy, per FTA requirement.
5. Pre-employment alcohol testing is not required by the Federal Transit Administration. However, since the inception of MARTA's Drug & Alcohol Policy, MARTA has maintained a standard for post-offer applicant/candidate testing for both drugs and alcohol. Currently, the goal is to align the pre-employment section of the Policy in alignment with the FTA regulatory requirement.
6. The process for a negative dilute test result is updated to reflect that MARTA will not require an additional retest and the first test will be the test of record.
7. Safety-sensitive positions have been updated in Section 13, Pages 20-23.

Approved as to Legal Form:

DocuSigned by:

Peter J. Andrews

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**Counsel, Metropolitan Atlanta
Rapid Transit Authority**

**RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR PROFESSIONAL
SERVICES FOR DATA GOVERNANCE PROGRAM,
LETTER OF AGREEMENT (LOA) L50582**

WHEREAS, the Authority's Department of Research & Analysis has identified the need for Professional Services for Data Governance Program, Letter of Agreement Number L50582; and

WHEREAS, on July 25, 2024, the Metropolitan Atlanta Rapid Transit Authority received a proposal from Global Data Strategy, Ltd.; and

WHEREAS, it is necessary to procure data governance services and strategic support for the design and operation of MARTA's enterprise data governance program ; and

WHEREAS, the Department of Internal Audit has performed a price/cost analysis and has determined the price to be fair and reasonable; and

RESOLVED THEREFORE, by the Board of Directors of the Metropolitan Atlanta Rapid Transit Authority that the General Manager/CEO or his delegate be, and hereby is, authorized to execute a Letter of Agreement (LOA) on substantially the same terms and conditions as contained in the Letter of Agreement Number L50582 , between the Authority and Global Data Strategy, Ltd., for the procurement of Professional Services For Data Governance Program in the amount of \$550,000.00

Approved as to Legal Form:

DocuSigned by:

Peter J. Andrews

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**Chief Counsel, Metropolitan Atlanta
Rapid Transit Authority**

**RESOLUTION AUTHORIZING CERTAIN PART-TIME CREDITED SERVICE UNDER
THE MARTA / ATU LOCAL 732 EMPLOYEES RETIREMENT PLAN**

WHEREAS, the MARTA / ATU Local 732 Employees Retirement Plan (the “Plan”) is a defined benefit pension plan covering represented employees, which was originally adopted as of June 22, 1950, and subsequently amended and restated at various times; and

WHEREAS, MARTA wishes to amend the Plan, as recommended by the Retirement Allowance Committee for the Plan, to grant credited service under the Plan for certain part-time service with MARTA subject to a participant working an additional twelve (12) months with MARTA after attaining at least age fifty-two (52) and twenty (20) years of credited service as a full-time employee, effective as of January 1, 2025.

RESOLVED THEREFORE, that the MARTA Board of Directors authorizes and approves the Fourth Amendment to the MARTA / ATU Local 732 Employees Retirement Plan, effective as of January 1, 2025, substantially in the form attached hereto (the “Amendment”).

RESOLVED FURTHER, that the General Manager/CEO, the MARTA Co-Chair of the Retirement Allowance Committee, and their delegates are hereby authorized to take all actions, and to execute and deliver all agreements, instruments, indentures, forms, notices, powers of attorney, and other documents as they shall respectively deem necessary to carry out the intent of the foregoing resolutions, including the execution of the Amendment.

Approved as to Legal Form:

DocuSigned by:

Peter J. Andrews

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**Chief Counsel, Metropolitan Atlanta
Rapid Transit Authority**

Resolution Authorizing the Disposal of a Permanent Easement and Temporary Construction Easement to the City of Brookhaven (“City”) for Intersection Improvements at 3056/3062 Caldwell Road at the intersection of Redding Road, MARTA Parcel C3232H, Dekalb County, Brookhaven GA

WHEREAS, the Board of Directors (Board) of the Metropolitan Atlanta Rapid Transit Authority (MARTA) adopted on August 9th, 1982 a policy regarding the disposition of MARTA property rights; and

WHEREAS, the City of Brookhaven has requested a non-exclusive permanent easement from MARTA for 305.73 square feet and temporary construction easement in order to support construction of the Intersection Improvements; and

WHEREAS, the Board has determined that a non-exclusive permanent easement on Parcel C3232H will not interfere with rapid transit system construction, operation or maintenance; and

WHEREAS, section 8(r) of the MARTA Act of 1965 as amended permits MARTA to dispose of property to municipalities and government agencies without seeking competitive bids, provided that the Authority receives consideration at least equal in value to the disposed interest, as established by independent appraisal; and

WHEREAS, Parcel C3232H has been appraised for a total fair market value of the permanent easement, temporary construction easement and site improvements in the amount of \$16,900.00; and

RESOLVED THEREFORE, by the Board of Directors of the Metropolitan Atlanta Rapid Transit Authority that the General Manager/CEO or his delegate is hereby authorized to do all acts, perform all things, and execute on behalf of the Authority all instruments of conveyance, other instruments and agreements as necessary to effectuate the disposal of non-exclusive permanent easements on Parcel C3232H to the City of Brookhaven upon receipt of \$16,900.00 equal to the appraised value of the property rights.

Approved as to Legal Form:

DocuSigned by:

Peter J. Andrews

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**Chief Counsel, Metropolitan Atlanta
Rapid Transit Authority**

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR GEOTECHNICAL
ENGINEERING ON-CALL SERVICES, AE50471**

WHEREAS, The Authority's Department of Capital Programs and Delivery has identified a need for Geotechnical Engineering On-Call Services; and

WHEREAS, the Authority conducted a qualifications-based selection process in accordance with its established policy and procedure for Geotechnical Engineering On-Call Services and;

WHEREAS, notice of the Qualification Based solicitation was advertised in the local newspaper of the largest circulation in the Atlanta Metropolitan area; and

WHEREAS, all offerors were given an opportunity to protest the instructions, specification and/or the procedures; and

WHEREAS, the Authority's Staff has determined that the qualification statement submitted by ECS Southeast, LLC. represents the most advantageous offer; and

RESOLVED THEREFORE, by the Board of Directors of the Metropolitan Atlanta Rapid Transit Authority that the General Manager/CEO or his delegate be, and hereby is authorized to enter into contract with ECS Southeast, LLC to provide Geotechnical Engineering On-Call Services and is authorized to assign tasks by negotiated work orders that will not exceed the amount of \$1,500,000.

Approved as to Legal Form:

DocuSigned by:
Peter J. Andrews

**Chief Counsel, Metropolitan Atlanta
Rapid Transit Authority**

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT
FOR MATERIALS TESTING ON-CALL SERVICES, AE50472**

WHEREAS, The Authority's Department of Capital Programs and Delivery has identified a need for Materials Testing On-Call Services; and

WHEREAS, the Authority conducted a qualifications-based selection process in accordance with its established policy and procedure for Materials Testing On-Call Services and;

WHEREAS, notice of the Qualification Based solicitation was advertised in the local newspaper of the largest circulation in the Atlanta Metropolitan area; and

WHEREAS, all offerors were given an opportunity to protest the instructions, specification and/or the procedures; and

WHEREAS, the Authority Staff has determined that the qualification statement submitted by Terracon Consultants, Inc. represents the most advantageous offer; and

RESOLVED THEREFORE, by the Board of Directors of the Metropolitan Atlanta Rapid Transit Authority that the General Manager/CEO or his delegate be, and hereby is authorized to enter into contract with Terracon Consultants, Inc. to provide Materials Testing On-Call Services and is authorized to assign tasks by negotiated work orders that will not exceed the amount of \$1,500,000.

Approved as to Legal Form:

DocuSigned by:

Peter J. Andrews

**Chief Counsel, Metropolitan Atlanta
Rapid Transit Authority**

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
COMMUNICATIONS BASED TRAIN CONTROL (“CBTC”) SYSTEM
REQUEST FOR PROPOSAL RFP P50319**

WHEREAS, the Authority’s Department of Capital Programs Expansion and Innovation has identified the need for Communications Based Train Control (“CBTC”) System, Request for Proposals Number P50319 and

WHEREAS, On August 31, 2023 the Metropolitan Atlanta Rapid Transit Authority duly sent to potential Offerors notice of its Request for Proposals for Communications Based Train Control (“CBTC”) System, RFP P50319; and

WHEREAS, notice of the said Request for Proposals was advertised in the local newspaper of the largest circulation in the Atlanta metropolitan area once in each of the two weeks prior to the proposal deadline; and

WHEREAS, all Proponents were given the opportunity to protest the proposal instructions, specifications, and/or procedures; and

WHEREAS, on January 8, 2024 at 2:00 p.m., local time, two (2) proposals were received; and

WHEREAS, the Authority's staff determined that Stadler US, Inc. submitted the most advantageous offer and other factors considered and is technically and financially capable of providing the services.

RESOLVED THEREFORE, by the Board of Directors of the Metropolitan Atlanta Rapid Transit Authority that the General Manager/CEO or his delegate be, and hereby is, authorized to execute a Contract on substantially the same terms and conditions as contained in the Request for Proposals Number P50319, between the Authority and Stadler US, Inc. for Communications Based Train Control (CBTC) System in the amount of \$524,595,343.

Approved as to Legal Form:

DocuSigned by:
Peter J. Andrews
A0EE047927B94DA

Counsel
Metropolitan Atlanta Rapid Transit Authority

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT UTILIZING THE STATE OF
GEORGIA CONTRACTS FOR MOBILITY VEHICLES P50615**

WHEREAS, the Authority's Department of Operations – Office of Mobility has identified a need for Mobility Vehicles; and

WHEREAS, the Authority's staff has determined that the Mobility Vehicles may be purchased utilizing the State of Georgia Contract; and

WHEREAS, Section 14(l) of the MARTA Act permits the Authority to purchase without competitive bidding, any goods, supplies, equipment, other property, or services from any vendor who, at the time of such purchase, has in effect a contract or schedule with the State of Georgia, provided that such purchase is made pursuant to the price, terms and conditions of such contract or schedule and the Authority receives all of the benefits thereof.

RESOLVED THEREFORE, by the Board of Directors of the Metropolitan Atlanta Rapid Transit Authority that the General Manager/CEO or his delegate be, and hereby is, authorized to execute a Contract utilizing the State of Georgia Contracts that are valid at the time the Authority procures its Mobility Vehicles in the amount of \$5,499,784.00.

Approved as to Legal Form:

DocuSigned by:
Peter J. Andrews
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**Counsel, Metropolitan Atlanta
Rapid Transit Authority**

**RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR WHEEL TRUING
MACHINES MAINTENANCE AND REPAIR SERVICES
PRICE PROPOSAL P50528**

WHEREAS, the Authority's Office of Rail Car Maintenance has identified the need for Wheel Truing Machines Maintenance and Repair Services, Request for Price Proposal Number P50528; and

WHEREAS, on August 9, 2024, the Metropolitan Atlanta Rapid Transit Authority duly sent the Request for Price Proposal to the Single Source Proprietor; and

WHEREAS, it is necessary to procure Wheel Truing Machines Maintenance and Repair Services; and

WHEREAS, the Department of Internal Audit has completed an audit of the price proposal and determined the pricing to be fair and reasonable.

RESOLVED THEREFORE, by the Board of Directors of the Metropolitan Atlanta Rapid Transit Authority that the General Manager/CEO or his delegate be, and hereby is, authorized to execute a Single Source Contract on substantially the same terms and conditions as contained in the Request for Price Proposal Number P50528, between the Authority and NSH USA Corporation, for Wheel Truing Machines Maintenance and Repair Services in the amount of \$297,210.00.

Approved as to Legal Form:

DocuSigned by:
Peter J. Andrews
A0EF047927B94DA...

**Chief Counsel, Metropolitan Atlanta
Rapid Transit Authority**

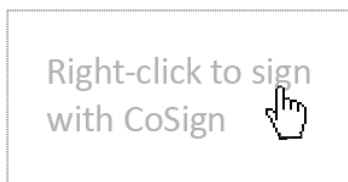
**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR SUPPORT OF THE
STATE OF GEORGIA SAFETY AND OVERSIGHT PROGRAM
LETTER OF AGREEMENT NUMBER L50617**

WHEREAS, the Authority's Department of Safety and Quality Assurance (DSQA) has identified the need for the Award of a Contract for Support of the State of Georgia Safety and Oversight Program, Letter of Agreement Number L50617; and

WHEREAS, the Department of Internal Audit has conducted a Price/Cost Analysis to determine fair and reasonable pricing;

RESOLVED THEREFORE, by the Board of Directors of the Metropolitan Atlanta Rapid Transit Authority that the General Manager/CEO or his delegate be, and hereby is, authorized to execute a Letter of Agreement (LOA) on substantially the same terms and conditions as contained in the L50617, between the Authority and Boyd Caton Group, Inc., for the Award of a Contract for Support of the State of Georgia Safety and Oversight Program in the amount of \$2,473,266.12.

Approved as to Legal Form:



DocuSigned by:

Peter J. Andrews

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**Chief Counsel, Metropolitan Atlanta
Rapid Transit Authority**

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT UTILIZING THE STATE OF
GEORGIA CONTRACTS FOR FORTY-FIVE (45) UTILITY POLICE INTERCEPTORS**

RFPP P50618

WHEREAS, the Authority's Department of Police Services has identified a need for forty-five (45) Utility Police Interceptors; and

WHEREAS, the Authority's staff has determined that Forty-Five (45) Utility Police Interceptors may be purchased utilizing the State of Georgia Contract; and

WHEREAS, Section 14(l) of the MARTA Act permits the Authority to purchase without competitive bidding, any goods, supplies, equipment, other property, or services from any vendor who, at the time of such purchase, has in effect a contract or schedule with the State of Georgia, provided that such purchase is made pursuant to the price, terms and conditions of such contract or schedule and the Authority receives all of the benefits thereof.

RESOLVED THEREFORE, by the Board of Directors of the Metropolitan Atlanta Rapid Transit Authority that the General Manager/CEO or his delegate be, and hereby is, authorized to execute a Contract utilizing the State of Georgia Contracts that are valid at the time the Authority procures its Forty-Five (45) Utility Police Interceptors in the amount of \$2,250,000.00.

Approved as to Legal Form:

DocuSigned by:

Peter J. Andrews

A0EF047927B94DA...

**Counsel, Metropolitan Atlanta
Rapid Transit Authority**

**RESOLUTION AUTHORIZING THE MODIFICATION IN CONTRACTUAL
AUTHORIZATION FOR MARTA DECATUR TRACTION POWER SUPPLY
SUBSTATION (TPSS) PHASE 1 AND PHASE 2 REPLACEMENT CONTRACT
NUMBER IFB B50350**

WHEREAS, on January 12, 2024 the General Manager entered into a Contract with South-East Switchgear, LLC for MARTA Decatur Traction Power Supply Substation (TPSS) Phase 1 and Phase 2 Replacement, Invitation for Bids B50350; and

WHEREAS, MARTA staff has determined that it is in the best interest of the Authority to extend the contract term and increase the contract value to provide for known changes and additions to the contract; and

WHEREAS, all contractual changes and additions for this modification will follow the Authority's procurement policies and guidelines; and

WHEREAS, the Department of Internal Audit conducted a cost/price analysis to determine fair and reasonable pricing; and

RESOLVED THEREFORE, by the Board of Directors of the Metropolitan Atlanta Rapid Transit Authority that the General Manager/CEO or his delegate be, and hereby is, authorized to extend the contract term and increase the authorization for Contract No. B50350 MARTA Decatur Traction Power Supply Substation (TPSS) Phase 1 and Phase 2 Replacement from \$385,888.00 to \$1,183,888.00.

Approved as to Legal Form:

DocuSigned by:
Peter J. Andrews
A0EF047927B94DA...

**Chief Counsel, Metropolitan Atlanta
Rapid Transit Authority**

**RESOLUTION AUTHORIZING THE MODIFICATION IN CONTRACTUAL
AUTHORIZATION FOR REFUSE AND REMOVAL SERVICES NUMBER P50611**

WHEREAS, on October 1, 2024 the General Manager entered into a Contract with Republic Services for Refuse and Removal Services, Request for Price Proposals P50611; and

WHEREAS, MARTA staff has determined that it is in the best interest of the Authority to increase the contract value to provide for known changes and additions to the contract; and

WHEREAS, all contractual changes and additions for this modification will follow the Authority's procurement policies and guidelines; and

WHEREAS, the Department of Internal Audit was requested to perform a cost/price analysis and determined the price to be fair and reasonable; and

RESOLVED THEREFORE, by the Board of Directors of the Metropolitan Atlanta Rapid Transit Authority that the General Manager/CEO or his delegate be, and hereby is, authorized to increase the authorization for Contract No. P50611 Refuse and Removal Services from \$185,000.00 to \$1,899,741.45.

Approved as to Legal Form:

DocuSigned by:

Peter J. Andrews

A0EF047927B94DA...

**Chief Counsel, Metropolitan Atlanta
Rapid Transit Authority**

**RESOLUTION AUTHORIZING A MODIFICATION IN CONTRACTUAL AUTHORIZATION FOR
TECHNICAL SUPPORT AND SPARE SUPPLY SERVICES FOR THE ATLANTA STREETCAR S70 LIGHT
RAIL VEHICLES, FC-9839**

WHEREAS, on November 20, 2017 the General Manager entered into a Contract with Siemens Industry, Inc., (Now Doing Business) as Siemens Mobility, Inc.: and

WHEREAS, MARTA staff has determined that it is in the best interest of the Authority to increase the contract value to provide for known changes and additions to the contract; and

WHEREAS, all contractual changes and additions for this modification will follow the Authority's procurement policies and procedures; and

WHEREAS, The Department of Internal Audit will be requested to perform a cost/price analysis to determine fair and reasonable pricing.

RESOLVED THEREFORE, by the Board of Directors of the Metropolitan Atlanta Rapid Transit Authority that the General Manager/CEO or his delegate be, and hereby is, authorized to increase the authorization for Contract No. FC-9839 Technical Support and Spare Supply Services for the Atlanta Streetcar S70 Light Rail Vehicles from \$6,572,148.00 to \$8,639,479.54.

Approved as to Legal Form:

DocuSigned by:
Peter J. Andrews
A0EF047927B94DA...

**Chief Counsel, Metropolitan Atlanta
Rapid Transit Authority**

A RESOLUTION GRANTING A WAIVER FROM THE MARTA CODE OF ETHICS TO GREENBERG TRAUIG, LLP TO CONTINUE CONTRACT WITH MARTA WHILE PETER ANDREWS IS EMPLOYED BY GREENBERG TRAUIG, LLP PRIOR TO SIX MONTHS FROM THE CONCLUSION OF HIS VOLUNTARY RESIGNATION OF EMPLOYMENT WITH MARTA

WHEREAS, Peter Andrews holds the position of Chief Legal Counsel with MARTA and has tendered his voluntary resignation effective December 12, 2024; and

WHEREAS, Section 13 of the MARTA Code of Ethics (the "Code"), as amended on October 10, 2024, is interpreted to prohibit MARTA from contracting (existing and future contracts) with a vendor that employs a former MARTA employee within six months from the termination of employment date; and

WHEREAS, Greenberg Traurig, LLP currently has a contract to provide various legal services to MARTA and may seek future contracts with MARTA during the six-month period established in Section 13 of the Code; and

WHEREAS, Section 1 of the Code designates the Board of Directors as the decision-maker regarding any waiver of the Code and the Code authorizes the Board of Directors to waive the prohibition set forth in Section 13 of the Code; and

WHEREAS, the Board of Directors have reviewed this request and found that that Greenberg Traurig, LLP should not be prohibited from contracting with MARTA within six months of Mr. Andrews leaving his employment with MARTA;

WHEREAS, the Board of Directors have reviewed this request and found that that and Mr. Andrews should not be prohibited, as an employee of Greenberg Traurig, LLP, from working on MARTA legal matters within six months of leaving his employment with MARTA;

NOW THEREFORE BE IT RESOLVED, the Board of Directors of the Metropolitan Atlanta Rapid Transit Authority is hereby granting a waiver of Section 13 of the MARTA Code of Ethics or any other provision of MARTA's Code of Ethics prohibiting (a) Greenberg Traurig, LLP from maintaining existing contracts or entering into new contracts with MARTA or (b) Mr. Peter Andrews from working on MARTA legal matters while employed with Greenberg Traurig, LLP, during the six-month period following the conclusion of Mr. Peter Andrews' employment with MARTA is hereby granted.

APPROVED on this 5th day of December 2024 by the Metropolitan Atlanta Rapid Transit Authority Board of Directors.


Approved as to Legal Form