

MINUTES
MEETING OF THE BOARD OF DIRECTORS
OPERATIONS & SAFETY COMMITTEE
METROPOLITAN ATLANTA RAPID TRANSIT AUTHORITY

September 19, 2011

The Board of Directors Operations Committee met on September 19, 2011 at 10:03 a.m. in the Board Room on the 6th Floor of the MARTA Headquarters Building, 2424 Piedmont Road, Atlanta, Georgia.

Board Members Present

Harold Buckley, Sr.
Wendy Butler
Jim Durrett
Roderick E. Edmond
Barbara Babbit Kaufman
Adam Orkin, Chair

MARTA officials in attendance were: General Manager/CEO Beverly A. Scott; Deputy General Manager/COO Dwight A. Ferrell; Chief Business Support Services Theodore Basta, Jr.; AGMs Wanda Dunham, Ben Graham, Georgetta Gregory, Mary Ann Jackson, Jonnie Keith, Cheryl King, Barbara Kirkland (Acting), Ryland McClendon, Elizabeth O'Neill and Gary Pritchett; Sr. Directors Johnny Dunning, Jr., Kevin Hurley and David Springstead; Directors Tara Balakrishnan, Frank Bockman, Rich Boullain, Anton Bryant, Sharon Crenchaw, Lisa DeGrace, Lowell "Rip" Detamore, Reginald Diamond, Joe Erves, Garry Free, Rod Hembree (Acting), Jayant Patel, Fred Remen, Elvin Tobin and John Weber; Managers John Elway, Cara Hodgson and Marvin Toliver; Executive Manager to the Board Rebbie Ellisor-Taylor; Sr. Executive Administrator Tyra J. Wiltz; Executive Administrator Renee Willis. Others in attendance Rhonda Allen, Tim Carvana, Doug Chambers, Alphonse Eugene, Roy Graphenreed, Don Lawrence, Corey McDaniel, Anthony Pines, Raymond Robinson, Philip Thomas, Zaheer Wadhwanian, Connie Wang, James Watkins, Kimberly West, Kimberly Williams.

Also in attendance Charles Pursley, Jr. of Pursley, Lowery and Meeks; Representative Lynne Riley of MARTOC; Steve Visser of AJC; Matt Pollack of MATC; Kenneth McDonald of PB.

Approval of the August 15, 2011 Operations & Safety Committee Meeting Minutes

On motion by Mrs. Kaufman seconded by Mr. Durrett, the minutes were unanimously approved by a vote of 4 to 0, with 4 members present.

Resolution Authorizing Award of a Contract for Revenue Vehicle Towing, Contract Proposal Number B23559

Mr. Bryant presented this resolution for Board of Directors approval authorizing the General Manager/CEO or her delegate to enter into a contract with S & W Services of Atlanta, Inc. for Revenue Vehicle Towing Services.

On motion by Mr. Durrett seconded by Mrs. Kaufman, the resolution was approved by a vote of 4 to 0, with 5 members present.

Dr. Edmond abstained.

Resolution Authorizing Award of a Contract for Small AC Motor Overhaul and Repair Services, Contract Proposal Number B22518

Mr. Erves presented this resolution for Board of Directors approval authorizing the General Manager/CEO or her delegate to enter into a contract with RAM Industrial Services for Small AC Motor Overhaul and Repair Services.

Mr. Durrett asked why the lowest bidder was deemed non-responsive.

Mr. Erves said the vendor failed to bid on all line items.

Mr. Durrett asked how staff corrected the bid.

Mrs. DeGrace said staff multiplied the items out to make the correction.

On motion by Mr. Durrett seconded by Dr. Edmond, the resolution was unanimously approved by a vote of 6 to 0, with 6 members present.

Resolution Authorizing Award of a Contract for HVAC Services for the MARTA Headquarters Complex, Contract Proposal Number B22366

Mr. Remen presented this resolution for Board of Directors approval authorizing the General Manager/CEO to enter into a contract with ARS Mechanical, LLC for HVAC Services for the MARTA Headquarters complex.

Mr. Orkin said based on the increase over the current contract can MARTA rebid the contract.

Mr. Remen said the Audit and Contracts & Procurement departments conducted a review and determined that the contract amount was reasonable.

On motion by Mrs. Butler seconded by Mrs. Kaufman, the resolution was unanimously approved by a vote of 6 to 0, with 6 members present.

Resolution Authorizing Award of a Contract for the At-Grade Track Rehabilitation, Contract Proposal Number B17524

Mr. Free presented this resolution for Board of Directors approval authorizing the General Manager/CEO or her delegate to enter into a contract with Massana Construction, Inc. for the At-Grade Track Rehabilitation.

Mr. Orkin said this is a sizable CIP project with one bid. He asked if MARTA used Massana before.

Mr. Free said MARTA has used Massana before and they have done well.

Mr. Orkin asked what the warranty term will be.

Mr. Free said one year.

Dr. Edmond said nine notices were sent to recommended vendors, 18 firms purchased copies of the contract document. He asked why the Authority only received two bids.

Mrs. DeGrace said six firms were unable to meet the contract requirement of a General Contractor license; three firms were only interested as subcontractors

and seven firms decided not submit bids due to scheduling conflicts or lack of interest.

Dr. Edmond asked how much time they were given to respond.

Mrs. DeGrace said 30 days.

Mr. Orkin asked when the project will begin.

Mr. Free said after full Board approval. Staff anticipates the project to start in December.

Mr. Orkin said he wants to be sure that MARTA is getting the most competitive bid. He asked if there is enough time to get more bids or is this a project that needs to be started as soon as possible.

Mr. Free said waiting will cause the situation to get worse. He added that the engineer's estimate was close to \$1M more than the bid amount from Massana.

Dr. Edmond said it is difficult to believe in this economy more firms would not want to bid and are qualified to perform the work. He asked if MARTA could allow firms 60 days to response to bid notices in the future.

Mr. Ferrell said doing so will slow down the Authority's ability to deliver projects.

Mr. Durrett said the Board has discussed before about how to interest contractors. It would be helpful if the Board understood how MARTA lets the community know about upcoming projects.

Mr. Ferrell said MARTA follows the process laid out by the Federal Transit Administration. The criteria for non-responsive bidders are determined by the FTA's guidelines.

Mr. Buckley said it may help to provide contractors a list of typical reasons for disqualification.

Dr. Scott said moving forward MARTA can plan for a 45-60 day response deadline. However, it would not be possible to make the change in the current fiscal year.

On motion by Mr. Durrett seconded by Mrs. Butler, the resolution was unanimously approved by a vote of 6 to 0, with 6 members present.

Briefing – Safety, Health and Industrial Hygiene Consulting Services

Mr. Carvana briefed the Operations and Safety Committee on MARTA's Safety, Health and Industrial Hygiene Services.

The purpose of the Safety, Health and Industrial Consulting Services contract is to provide on-call system safety support related to occupational, industrial hygiene system, safety/security and asbestos and lead-based paint management services.

The specific services to be utilized through the Safety, Health and Industrial Hygiene Consultant are:

- Asbestos and Lead-Based Paint (LBP) Management Services, covering laboratory assessments, investigations and abatement services
- Occupational Safety and Health Services, covering general industry and construction safety
- Industrial Hygiene Services, covering personal protection equipment assessments, personal air monitoring, respiratory fit-testing and training services
- Engineering Control Systems Evaluation and Design, covering indoor environmental quality assessments and evaluations
- Safety Audits
- Lost Prevention Surveys, covering development of fire/life safety plans and surveys
- Ergonomic Services
- General Health and Safety Laboratory Services

The current five-year contract with Bureau Veritas North America will expire on June 30, 2012.

In accordance with MARTA policy, Committee approval is required prior to the following steps:

- 1) Solicitation of new A/E procurements

- 2) Negotiation with the highest ranked firm
- 3) Award of Contract

Other Matters

No other matters came before the Committee.

Adjournment

The meeting of the Operations Committee adjourned at 10:32 a.m.

Respectfully submitted,



Kellee N. Mobley
Sr. Executive Administrator to the Board