

RESOLUTION

WHEREAS, the Mass Transit Department Board (“MTDB”) established its advisory board, known as the Citizen’s Advisory Committee (“CAC”), through resolution dated April 26, 1988, and subsequently re-established the CAC and its powers and duties through a resolution dated March 10, 1992; and

WHEREAS, through a resolution dated August 10, 1993, a second resolution dated May 25, 2004, a third resolution dated August 22, 2006, and a fourth resolution dated February 10, 2009, all four of which remain in full force and effect, the MTDB once again re-established the CAC along with additional powers and duties; and

WHEREAS, the MTDB now desires to consolidate into one resolution, the current resolution establishing the CAC and the three resolutions amending its powers and duties, thereby superseding all four resolutions currently in full force and effect.

NOW, THEREFORE, BE IT RESOLVED BY THE MASS TRANSIT DEPARTMENT BOARD OF THE CITY OF EL PASO:

THAT the Citizen’s Advisory Committee for the Board of the Mass Transit Department of the City of El Paso established by Resolution of the Board dated April 26, 1988, re-established by Resolution of the Board dated March 10, 1991, re-established by Resolution of the Board dated August 10, 1993, whose powers and duties were amended by Resolutions dated May 25, 2004, August 22, 2006, and February 10, 2009, shall be re-established in accordance with the provisions set forth in this Resolution which shall supersede all previous Resolutions.

There is established a Citizen’s Advisory Committee for the Board of the Mass Transit Department, consisting of nine (9) regular members and three (3) alternate members who shall reside in the city. The regular committee members shall be appointed by the Board, one Committee member per each Board member. The alternate committee members shall be nominated by the Committee and appointed by the Board. The alternate members shall be nominated and appointed at-large and shall not be limited to any particular area of the City of El Paso.

Regular member and alternate member appointments to the Committee shall be for a term of two (2) years, except as may otherwise be provided in this Resolution. Current terms shall expire as follows:

Chairman	November 1, 2011
District #1	November 1, 2011
District #2	November 1, 2011
District #3	November 1, 2011
District #4	November 1, 2010
District #5	November 1, 2010
District #6	November 1, 2010
District #7	November 1, 2010
District #8	November 1, 2010
Alternate #1	November 1, 2010
Alternate #2	November 1, 2010
Alternate #3	November 1, 2010

All terms shall begin on the day the prior term expires regardless of the date the appointment for that term is made.

Regular members and alternate members may be re-appointed and there is no limit to the number of terms a regular or alternate member may serve. When the term of office of any regular or alternate member of the Committee expires, the regular or alternate member shall continue to serve until his/her successor is appointed and qualified, or until thirty days have passed following the expiration of the term, whichever event occurs first. Any holding over past the thirty-day period is prohibited, and after that time a vacancy on the Committee shall exist and the former member or alternate shall have no power to vote or participate in Committee proceedings.

The Committee shall select from among its members a Chair and Vice-Chair and shall adopt, subject to approval of the Board, such rules and regulations for the conduct of its proceedings as may be deemed proper and not inconsistent with the Charter, this Resolution or any Ordinances of the City or the laws of the State. Alternate members may not be elected to the positions of either Chair or Vice-Chair of the Committee. The Chair and Vice-Chair shall be elected for one-year terms and may not succeed themselves. The Chair shall preside over all

meetings of the Committee. The Vice-Chair shall preside in the absence of the Chair. In the absence of the Chair and Vice-Chair, the Committee shall, providing a quorum is present, elect a Chair Pro-Tem. A quorum shall consist of five members of the Committee. No final action shall be taken on any matter except pursuant to the majority vote of a quorum. The Committee shall meet on a regular basis at least once per month and at such other times at the call of the Chair as may be reasonably necessary. The Committee shall conduct its meetings in accordance with the Texas Open Meetings Act.

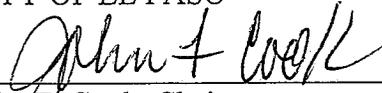
In the event the Secretary of the Committee anticipates the absence of a regular member for any particular Committee meeting, the Secretary shall notify alternate members, as necessary and on a rotating basis, and ask said alternates to attend the meeting in the place of the regular member. If at the time of any meeting, there is an unexpected absence of any regular or alternate member, the Secretary shall ask, on a rotating basis, any alternate member present at the meeting to sit in the place of the unexpectedly absent regular or alternate member. Any alternate member sitting in the place of any absent regular or alternate member shall be granted all the privileges and benefits of regular Committee members, including but not limited to full voting privileges.

The Committee shall act as an advisory body to the Board and may advise the Board as to any matters over which the Board has authority. The Committee may from time to time recommend such general studies of existing Sun Metro facilities and operations as may be useful in keeping the mass transit system efficient and adequate to the needs of the City. It shall report the results of such studies to the Board together with any recommendations to the Board in respect to expansion, improvements and maintenance of Sun Metro facilities. The Committee shall submit a report to the Board at the end of each fiscal year of the Board reviewing the operations of the Mass Transit Department and shall make such recommendations to the Board regarding the operations of the Mass Transit Department as the Committee considers necessary and appropriate.

The Director of the Mass Transit Department shall act as secretary to the Committee, without additional compensation; shall keep a record of all transactions of the Committee and shall provide the Committee with all information necessary for the proper performance of its responsibilities.

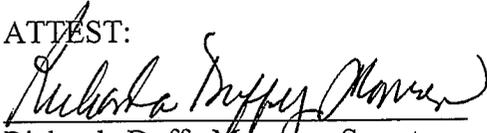
ADOPTED this 1st day of December, 2009.

CITY OF EL PASO



John F. Cook, Chairman
Mass Transit Department Board

ATTEST:



Richarda Duffy Momen, Secretary
Mass Transit Department Board

APPROVED AS TO FORM:



Cynthia Osborn
Assistant City Attorney

APPROVED AS TO CONTENT:



Jay Banasiak, Director
Mass Transit Department