Buhl Building • 535 Griswold Street, Suite 600 • Detroit, MI 48226

SMART Board Meeting

March 28, 2024

SMART

MEMORANDUM

TO: SMART Board of Directors

FROM: Chairperson

DATE: March 28, 2024

SUBJECT: Call to Order

MEMORANDUM

TO: SMART Board of Directors

FROM: Chairperson

DATE: March 28, 2024

SUBJECT: Pledge of Allegiance

I pledge allegiance to the flag of the United States of America and to The Republic for which it stands: one nation under God, indivisible with liberty and justice for all.

SMART

Buhl Building • 535 Griswold Street, Suite 600 • Detroit, MI 48226 • (313) 223-2100

Board of Directors Meeting

Date: March 28, 2024

CHAIRPERSON, MR. ABDUL HAIDOUS

VICE-CHAIRPERSON, MR. JOHN PAUL REA

MS. HILARIE CHAMBERS

MS. SHEILA COTE

DR. CURTIS IVERY

MR. ROYCE MANIKO

MR. BRET RASEGAN

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SMART Board Meeting Agenda

March 28, 2024
2:00 PM

ITEM:	ACTION:	PRESENTED BY:
1. Call to Order		Abdul Haidous
2. Pledge of Allegiance		
3. Roll Call		Tiffany Martin
4. Adoption of Agenda	Approval	Abdul Haidous
5. Certification of Public Notice	Information	Tiffany Martin
6. Minutes		
A. Board Meeting Minutes for February 22, 2024	Approval	Abdul Haidous
7. Public Participation	Discussion	Abdul Haidous
8. Chairperson's Report	Information	Abdul Haidous
9. General Manager's Report	Information	Dwight Ferrell
10. Board Briefings		
A. HR Hiring Update	Information	Tianna Leapheart *Interim VP of HR*
B. April Service Change/Expansion	Information	Harmony Lloyd *VP of Planning*
C. Cyber Security Briefing	Information	Melvin Evans *Interim VP of IT*
11. New Business		
A. Resolution: Authorization to Award a Contract for Endpoint Protection Software	Approval	Melvin Evans *Interim VP of IT*
B. Resolution: Second Amendment for a 3-month Extension for Concrete Pads for Bus Shelters	Approval	LeJuan Burt *VP of Maintenance*
12. Closed Session *(To discuss strategy and conduct negotiations for collective bargaining agreements.)*	Discussion	Abdul Haidous
13. Board Member Business	Discussion	Abdul Haidous
14. Adjournment		Abdul Haidous

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PUBLIC NOTICE

SMART will hold the March 28, 2024, Board of Directors meeting at 2:00 PM in the Buhl Building, located on 535 Griswold St. Suite 600, Detroit, MI 48226.

Public Participation will only be available for members of the public attending in person or those who email comments per the process outlined below.

All physically present at the meeting must adhere to the following:

- Please respect anyone needing or choosing to wear a mask.
- People with symptoms of COVID-19 or exposure to someone with COVID-19 should wear a mask.
- People who are positive for COVID-19 may not attend the Meeting in person and should access the recording at the YouTube link below.

The agenda can be found on SMART's website: http://www.smartbus.org/About/Our-Organization/Board-of-Directors/Board-Meeting-Schedule
Members of the public may attend in person. The Meeting will be livestreamed on YouTube and available at the following URL: https://www.youtube.com/@MySMARTBus.

Members of the public may also submit a written comment to be read during the Public Comment period by emailing SMARTBoard@smartbus.org by 1:15 p.m. on the day of the meeting.

Public Comment will proceed as follows:

- All comments: 3-minute limit per member of the public. Kindly state your name and city of residence.
- Public comments will be received in the following order:
    - Members of the public who attend in person.
    - Written comments via email. The Board Administrator will read any submitted comments.

SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION

BOARD OF DIRECTORS MEETING

PROPOSED MINUTES – February 22, 2024

The Board of Directors of the Suburban Mobility Authority for Regional Transportation (SMART) met on Thursday, February 22, 2024, at 2:00 PM in the Buhl Building, located at 535 Griswold, Suite 600, Detroit, MI 48226.

ATTENDANCE

SMART Board of Directors:	Chairperson	Mr. Abdul Haidous
	Vice-Chairperson	Mr. John Paul Rea
		Ms. Hilarie Chambers
		Ms. Shelia Cote
		Mr. Bret Rasegan
Absent Board Members:		Dr. Curtis Ivery
		Mr. Royce Maniko
SMART General Manager:		Mr. Dwight Ferrell
SMART Deputy GM & COO:		Ms. Tiffany J. Gunter
SMART Board Administrator:		Ms. Tiffany Martin-Patterson
SMART Staff Present:		Ms. Truvae Adams
		Mr. Ron Beier
		Ms. Laura Bieniek
		Ms. De'Shalon Brownlee
		Mr. Le Juan Burt
		Mr. Ryan Byrne
		Mr. Melvin Evans
		Ms. Beth Gibbons
		Ms. Harmony Lloyd
		Mr. Bernard Parker
		Mr. Sean Riopelle
		Mr. D'Andrae Whitley
		Mr. Danny Whitehouse

Public Registered:

Ms. Alyssa
Mr. Joel Batterman
Mr. Bobby Bamase
Ms. Laura Bleaieje
Mr. D. Duyck
Ms. Patty Fedewa
Mx. Steven Hammontree
Mr. Steven Harring
Mr. Steven Hawig
Mr. Jim Henderson
Mr. Wyatt Johnson
Mr. Drew Kennerly
Mx. Lukas Lasecki
Mr. Robert Pawlowski
Mr. Alexander Selsley
Mr. Thomas Yazbeck

1. **Call to Order**

2. **Pledge of Allegiance**

3. **Roll Call**

   Present: Chairperson Mr. Abdul Haidous, Vice-Chairperson Mr. John Paul Rea, Ms. Hilarie Chambers, Rahal, Ms. Sheila Cote, Mr. Bret Rasegan

   Absent: Dr. Curtis Ivery, Mr. Royce Maniko

   A quorum was present.

4. **Adoption of Agenda**

   MOTION: Moved by Mr. John Paul Rea, seconded by Mr. Bret Rasegan, to approve the Agenda for the February 22, 2024 Board meeting.

   DISCUSSION
   None

   VOTE: THE MOTION CARRIED.

5. **Certification of Public Notice**

   The Board Administrator read the Public Notice and Rules of Order into the record.

6. Minutes

A. Board Meeting Minutes for February 22, 2024

MOTION: Moved by Ms. Hilarie Chambers, seconded by Mr. John Paul Rea, to approve the Board meeting minutes for February 22, 2024.

DISCUSSION:
None

VOTE: THE MOTION CARRIED.

7. Public Participation

Chairperson Mr. Abdul Haidous declared the meeting open for Public Participation.

The following participants voiced their concerns and made comments:

- Ms. Angela Cope
- Mx. Steven Hammontree
- Mx. Lukas Laseki
- Ms. Mary Palmer
- Mr. Mike Rayner
- Mr. Robert Pawlowski

8. Chairperson's Report

DISCUSSION:
None

9. General Manager's Report

DISCUSSION:
None

10. Board Briefings

A. HR Hiring Update

B. Ridership Presentation

C. Themed Campaigns

11. Financial Reports

A. FY 2024 2nd Quarter Report

12. New Business

A. Resolution: Authorization to Award a Contract for Zero Emission Fleet Transition Plan and Alternative Fuel Analysis Consultant Services

MOTION: Moved by Mr. John Paul Rea, seconded by Ms. Sheila Cote, that the General Manager of the Suburban Mobility Authority for Regional Transportation is hereby authorized to award a two-year contract for a total amount not to exceed $366,906.00, with no renewal options to AECOM Great Lakes, Inc. for Zero Emission Fleet Transition Plan and Alternative Fuel Analysis Consultant Services.

DISCUSSION:
None

VOTE: THE MOTION CARRIED.

B. Resolution: Contract Amendment for an Extension and Price Increases with Enterprise Uniform Company for Uniforms for Drivers & Road Supervisors

MOTION: Moved by Mr. John Paul Rea, seconded by Ms. Hilarie Chambers, that the General Manager of the Suburban Mobility Authority for Regional Transportation is hereby authorized to approve the contract amendment with Enterprise Uniform Company to extend the contract for six months and increase prices for uniform options at a total cost for the six-month extension period not to exceed $80,000.00, which will begin March 1, 2024, and end August 31, 2024.

DISCUSSION:
None

VOTE: THE MOTION CARRIED.

C. Resolution: Authorization to Award a Contract to Upgrade Trapeze FX Base Scheduling Map

MOTION: Mr. John Paul Rea, seconded by Mr. Bret Rasegan, moved that the General Manager of the Suburban Mobility Authority for Regional Transportation is hereby authorized to award a contract to Trapeze Software Group Inc. for the Trapeze FX Upgraded Scheduling Map in an amount not to exceed $33,472.37.

DISCUSSION:
None

VOTE: THE MOTION CARRIED.

13. Closed Session

MOTION:
NONE

VOTE:
NONE

14. Board Member Business

DISCUSSION:
None

Adjournment
There being no further business to come before the Board, the meeting was adjourned at 3:39 PM upon a motion made by Mr. John Paul Rea, seconded by Ms. Sheila Cote, and unanimously carried.

Respectfully submitted,

Tiffany Martin-Patterson

Tiffany Martin-Patterson
Board Administrator

MEMORANDUM

TO: SMART Board of Directors

FROM: Chairperson

DATE: March 28, 2024

SUBJECT: Public Participation

MEMORANDUM

TO: SMART Board of Directors

FROM: Chairperson

DATE: March 28, 2024

SUBJECT: Chairperson's Report

MEMORANDUM

TO: SMART Board of Directors

FROM: Chairperson

DATE: March 28,2024

SUBJECT: General Manager's Report

MEMORANDUM

TO: SMART Board of Directors

FROM: SMART Staff

DATE: March 28, 2024

SUBJECT: Board Briefings

HR Hiring Update
March 28, 2024

Operator New Hires

February 1, 2024– February 29, 2024

Fixed Route Operators	14
Paratransit Operators	8
Total	22

SMART

Separations

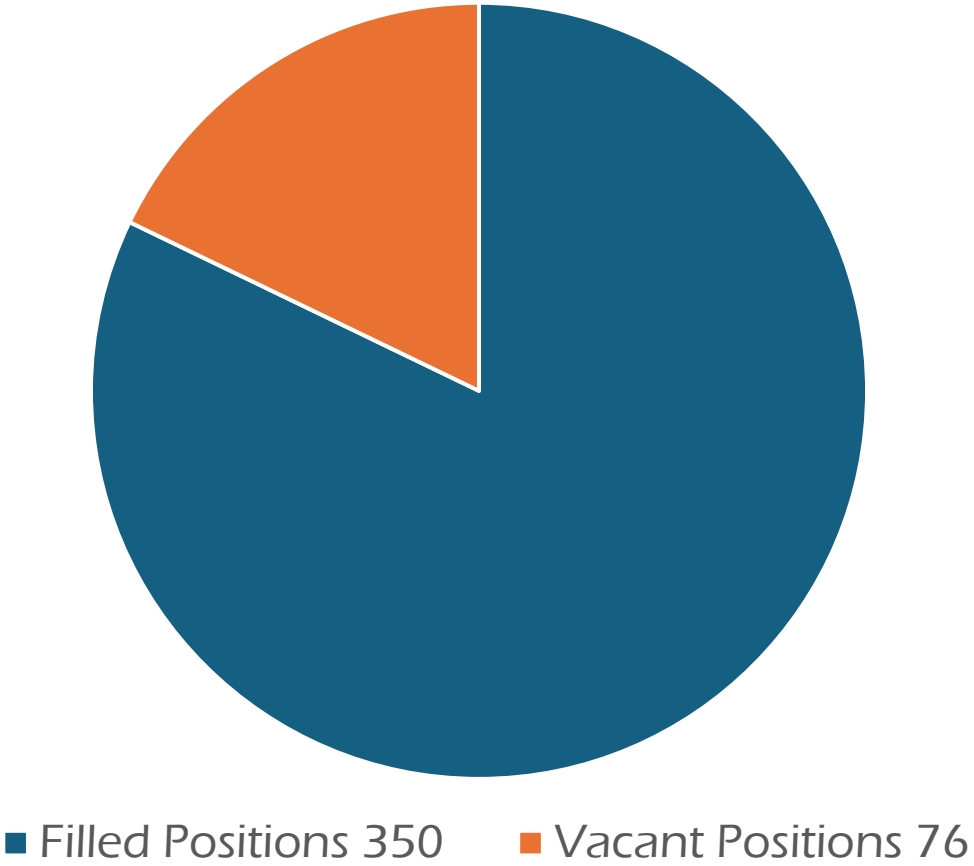
February 1, 2024– February 29, 2024

Fixed Route Operators	5
Paratransit Operators	3
Total	8

SMART

Bus Operators
February 2024

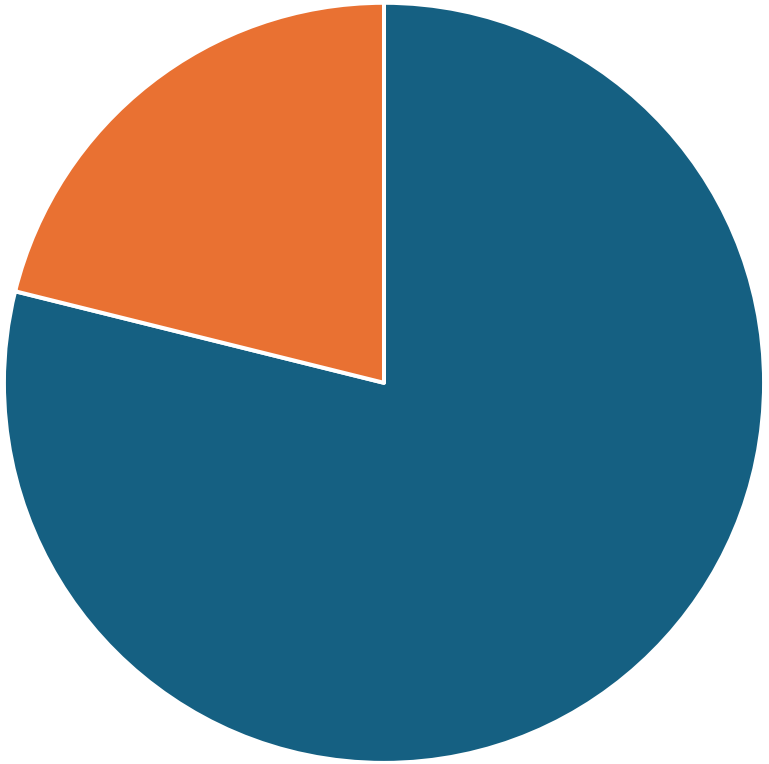
Total Budgeted - 426



SMART

Paratransit Operators
February 2024

Total Budgeted - 142

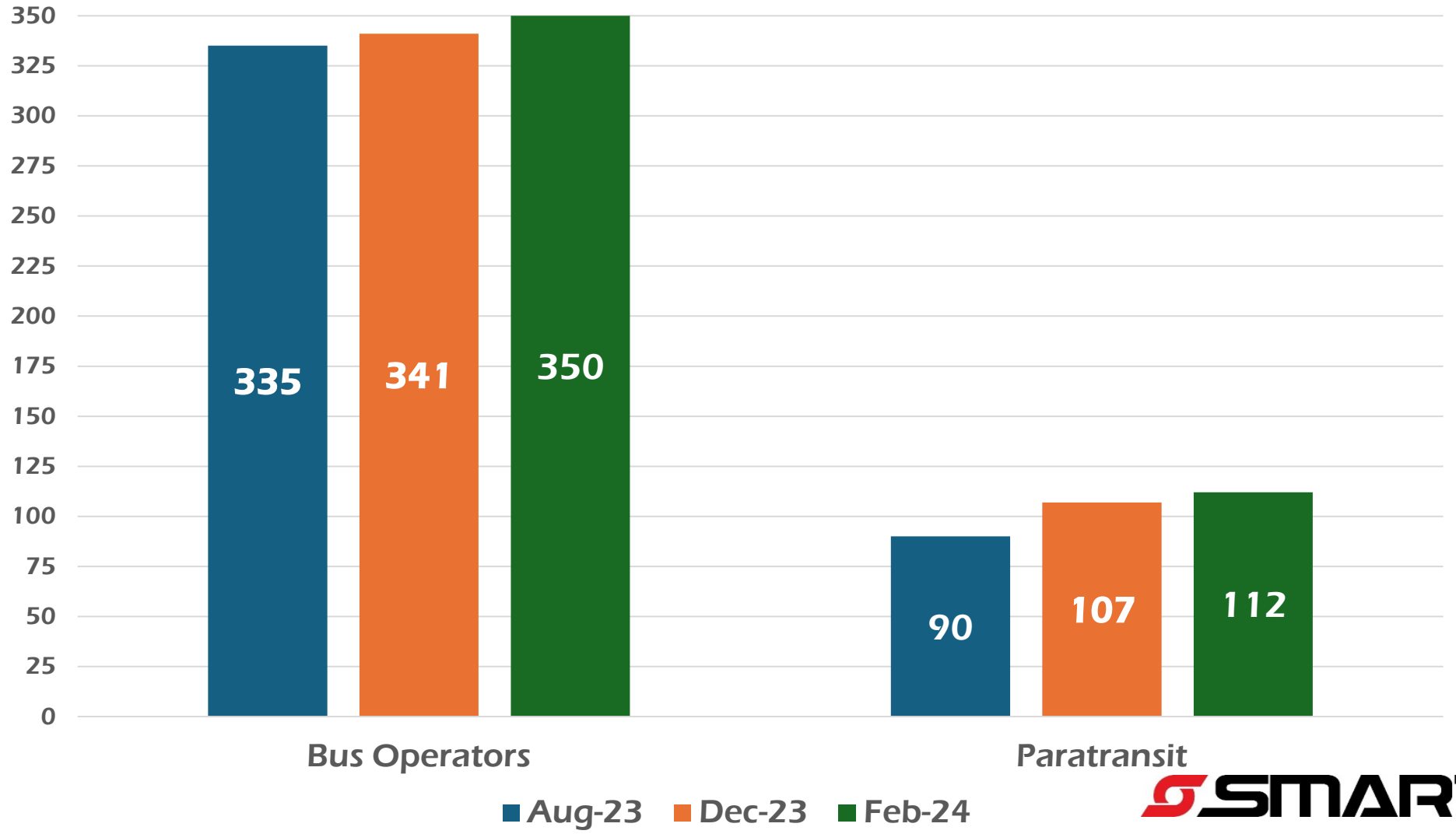


Filled Positions - 112 Vacant Positions 30

SMART

Hiring Progress

August 2023 – February 2024



Service Changes
April 2024

SC

SMART

Major Service Changes

- Three changes being implemented in April 2024 qualify as Major Service Changes
- These proposed changes were presented to the public, per SMART and FTA policy in May 2023.
- Board of Directors voted affirmatively on May 25, 2023 to implement the changes.
- First round was implemented in Sept 2023
- Second round will be April 2024
- Final round of “phase one” changes in June 2024

SMART

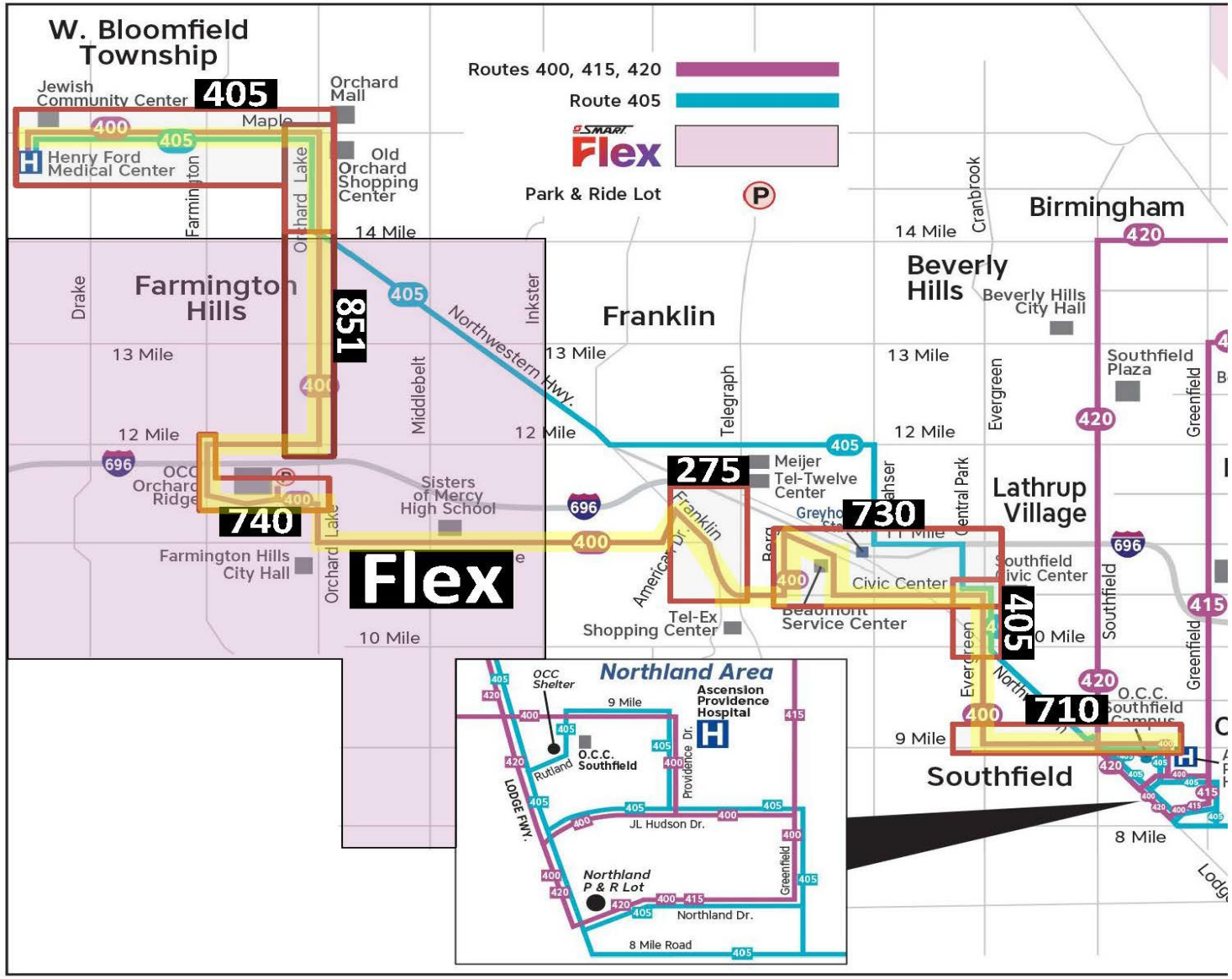
400 Southfield/Orchard Ridge – Discontinued Route

The route will be discontinued due to:

- Low ridership but high operating cost
- Duplication of other Fixed Route Services (over 90% of service is provided by other routes)

Access these routes as alternatives:

- Northland – 405 Northwestern, 415 Greenfield, 420 Southfield, 851 P&R, and multiple DDOT routes
- 9 Mile Rd - 710 9 Mile
- Evergreen - 405 Northwestern, 730 10 Mile & DDOT 60 Evergreen
- Civic Center - 730 10 Mile
- Franklin - 275 South Telegraph
- Farmington Hills – Farmington Flex
- OCC Orchard Ridge - 740 12 Mile and 851 P&R
- Orchard Lake - 405 and 851 P&R
- Maple – 405 Northwestern

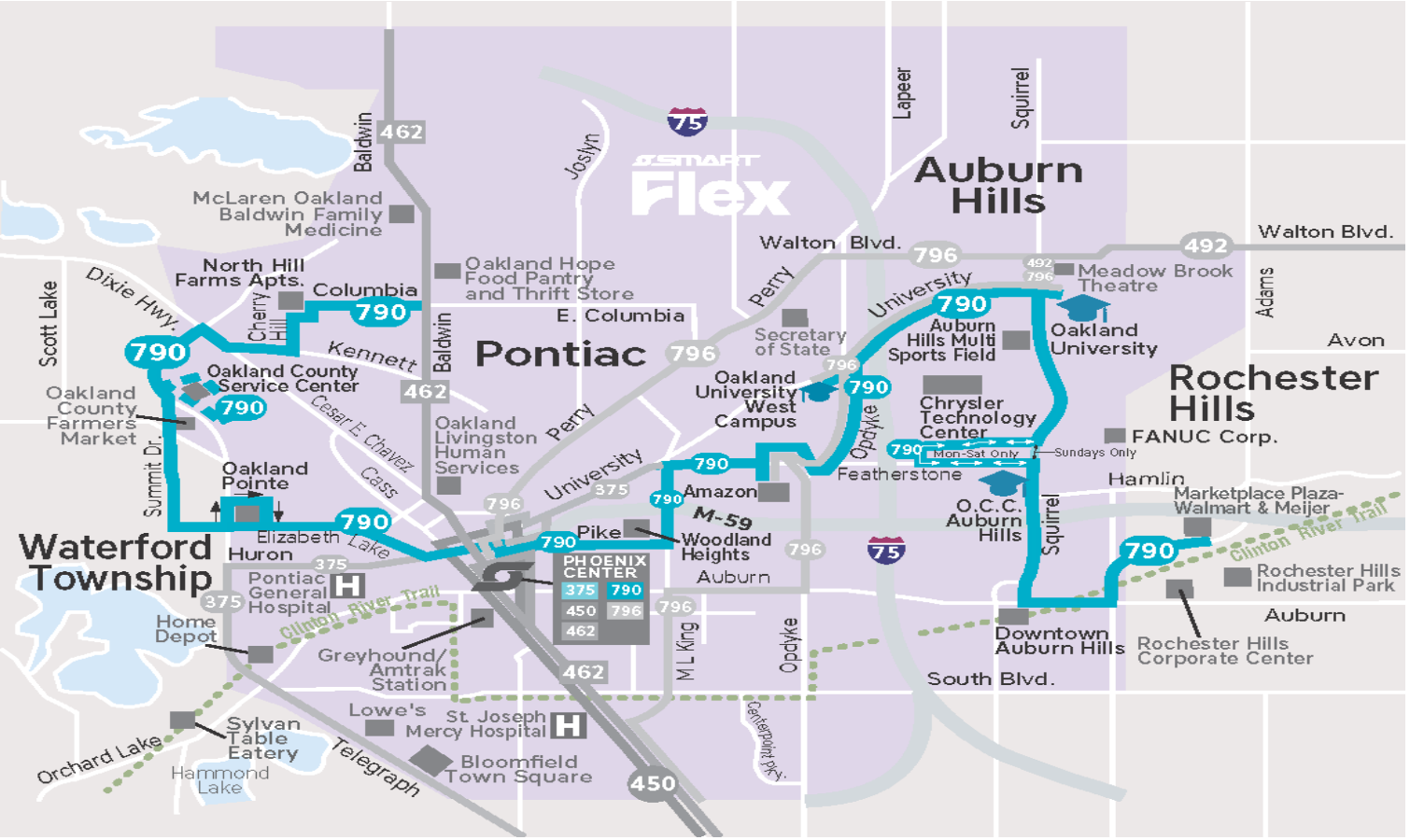


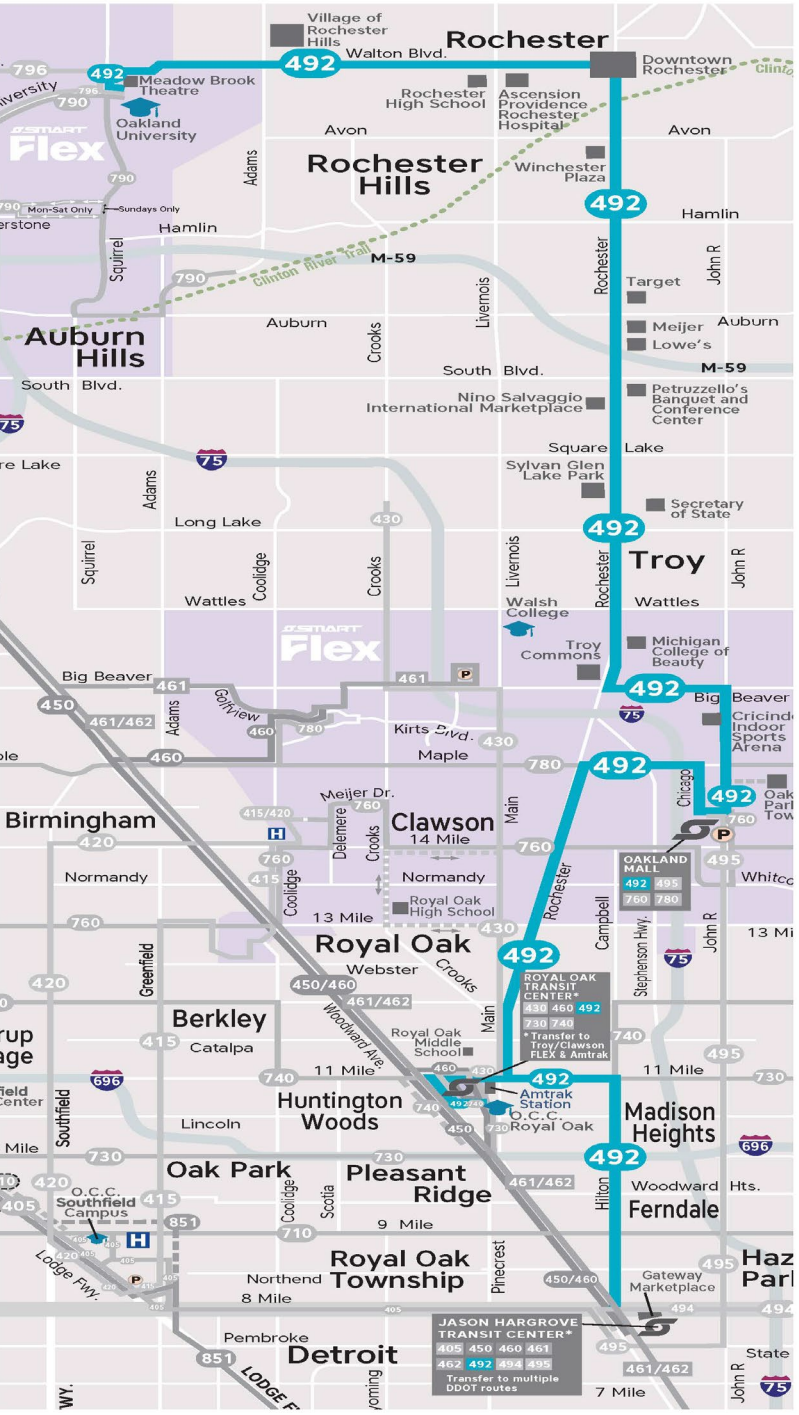
790 Pontiac Crosstown

– MODIFIED ROUTE –

To Better Serve Pontiac, Auburn Hills, and connect to Rochester Hills

- Operates hourly 7 days a week; weekdays and Saturdays 5:30 a.m. to 9:30 p.m., Sundays 6:30 a.m. to 6:30 p.m.
- Connects neighborhoods of east & west Pontiac, Auburn Hills, & Rochester Hills
- From Amazon to Marketplace Plaza via Opdyke, OU-West, University, OU-Main, Squirrel, Featherstone, OCC, Squirrel, Auburn, & Adams
- Revised service east of Amazon Pontiac provides better & efficient connections.





ROUTE 492 ROCHESTER ROAD

– NEW ROUTE –

Rochester Road from the State Fair Transit Center through Rochester/Rochester Hills to Auburn Hills

- Service begins April 22, 2024
- 6 a.m. to 10 p.m., on weekdays and Saturdays
- Hourly service on all days served
- From Oakland University to the State Fair Transit Center via Hilton, 11 Mile, Main, Rochester, Maple, Chicago, Oakland Mall, John R, Big Beaver, Rochester, University/Walton, & Squirrel
- New destinations: Sylvan Glen Park, Nino Salvaggio, Hampton Village Centre, Winchester Plaza, Downtown Rochester, Ascension Rochester Hospital, Meadowbrook Hall

Network Security Briefing

March 28, 2024

IT

SMART

Objective

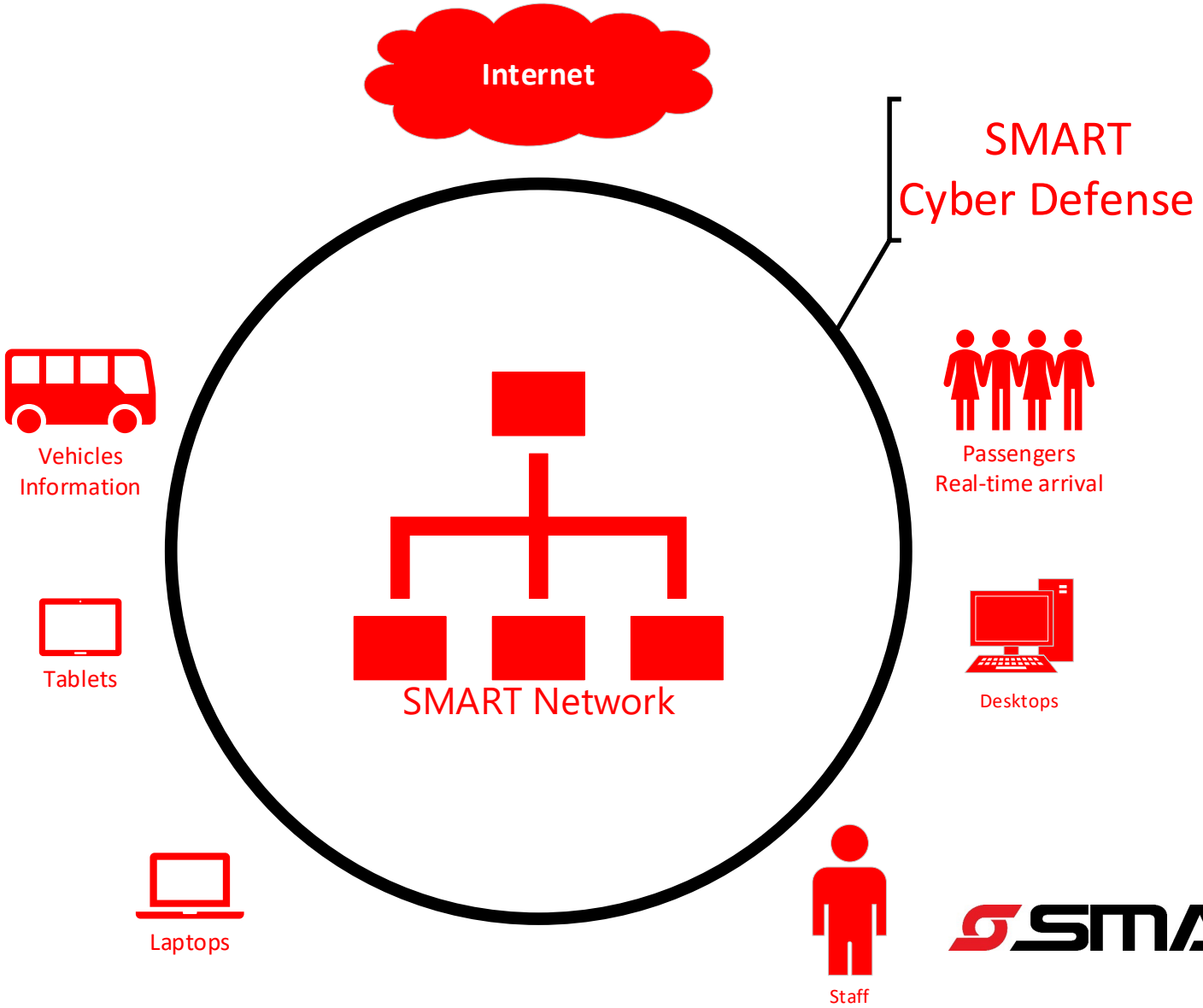
To protect the SMART network and its operations from potential cyber threats, including ransomware. This will ensure seamless and uninterrupted service for our staff and passengers at all times.

Approach to Cybersecurity

A comprehensive approach to cybersecurity includes multiple layers of protection, such as:

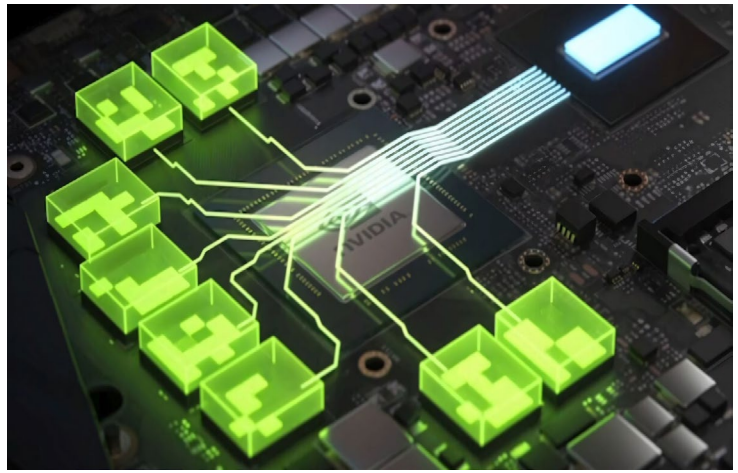
- A well-defined response and management plan
- Strong threat protection measures
- Continuous monitoring of the network
- Educating staff to identify potential cyber threats
- Enhanced defense of devices through end-point protection software
  - Monitoring of applications on desktops, laptops, tablets, and other devices
- A commitment to adjust security measures as needed to stay ahead of emerging threats

Cybersecurity



Next Steps

- Continue to zealously protect the network
- Follow the Guidelines of Federal Cybersecurity Agencies such as the Cybersecurity & Infrastructure Security Agency (CISA)
- Provided regular briefings to the Board of Directors



Questions

MEMORANDUM

TO: SMART Board of Directors

FROM: Chairperson

DATE: March 28, 2024

SUBJECT: New Business

SMART

agenda item

DATE:	March 28, 2024	DISPOSITION SOUGHT:	Board Approval
TO:	SMART Board of Directors	SUBMITTED BY:	General Manager
FROM:	Information Technology	APPROVED BY:	Certification Committee

SUBJECT: Authorization to Award a Contract for Endpoint Protection Software

RECOMMENDATION

That the Board adopts the attached resolution authorizing the award of a contract:

- for Endpoint Protection software
- to AmeriNet of Michigan, Inc. at 1241 S. Maple Rd., Ann Arbor, MI 48103
- for a three-year contract with no options to renew
- at a cost not-to-exceed $136,760.00.

DISCUSSION

The SMART Information Technology Department needs technical services from a responsible and qualified firm to provide end-point protection software. This software will play a significant role in SMART's cybersecurity program, as it will help to safeguard the systems against potential cyber threats. End-Point Protection software can effectively protect all endpoints (users, devices, and servers) from common threats such as malware, ransomware, and phishing attacks. Additional features include real-time monitoring, threat intelligence, and automated incident response capabilities. This will enable SMART's cybersecurity team to detect and respond to potential threats in a timely and effective manner, thereby minimizing the risk of data breaches and cybercrime.

PROCUREMENT PROCESS

Procurement Method:	☐ Sealed Bid ☐ Proposal ☒ Quotes ☐ Sole Source
Advertising:	Michigan Chronicle and Michigan Inter-governmental Trade Network
# of downloads:	22
Number of Responses:	6 responses were received, 4 were deemed responsive and responsible.
Rationale for award:	AmeriNet of Michigan, Inc. was determined to be the lowest-priced, responsive, and responsible bidder. Price was determined to be fair and reasonable.

FUNDING & COSTS

The project is funded via: Operating funds

The contract costs are summarized as follows:

Description	Cost
Endpoint Protection Software Three (3) Year Contract - Option 3	$136,760.00
Total Not-to-Exceed Amount	**$136,760.00**

ATTACHMENTS

- Resolution
- Bid Tabulation

/AB

SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION

RESOLUTION

Authorization to Award a Contract for Endpoint Protection Software

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Whereas, The Suburban Mobility Authority for Regional Transportation (SMART) needs technical services from a responsible and qualified firm to provide endpoint protection software services; and

Whereas, Endpoint protection software provides comprehensive cybersecurity protection detecting and responding to potential threats, promptly minimizing the risk of data breaches and cybercrime; and

Whereas, A Request for Quote (RFQ) was advertised and posted on MITN. Six bids were received, four were deemed responsive and responsible; and

Whereas, The bid submitted by AmeriNet of Michigan, Inc. was determined to be the lowest-priced, responsive, and responsible bidder. Price was determined to be fair and reasonable; and

Whereas, The project is funded via operating funds; and

Whereas, The Vice President of Finance is satisfied that AmeriNet of Michigan, Inc. has the potential to perform under the terms and conditions of the contract; and

Whereas, The EEO Department is satisfied that AmeriNet of Michigan, Inc. is in compliance with the equal opportunity and affirmative action laws and policies of the Federal and State governments and the affirmative action policies of SMART; now, therefore be it

Resolved, That the General Manager of the Suburban Mobility Authority for Regional Transportation is hereby authorized to award a three-year contract for a total amount not-to-exceed $136,760.00, with no renewal options to AmeriNet of Michigan, Inc. for endpoint protection software services.

CERTIFICATE

The undersigned duly qualified Board Secretary of the Suburban Mobility Authority for Regional Transportation certifies the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Board of the Suburban Mobility Authority for Regional Transportation held on March 28, 2024.

_____ _____

Date Board Administrator

No._____

Bid Tabulation 24-3953 Palo Alto Cortex XDR Endpoint Protection

Purchasing Agent: Andre J. Baldwin

Description: SMART issued a Request for Quote for Palo Alto Cortex XDR Endpoint Protection

Softchoice Corporation

Product ID	Product	Serial #	Quantity	Per License Price	Year 1	Year 2	Year 3
PAN-XDR-ADV-EP	Cortex XDR Pro for 1 endpoint, includes. 30 days of data retention and standard success	220980000004022	500	$125.00	$62,500.00	$0.00	$0.00
PAN-XDR-ADV1TB	Cortex XDR Pro for 1 TB, includes 1TB of Cortex Data Lake and standard success.	220980000004022	5	$840.00	$138,600.00	$0.00	$0.00
PAN-XDR-XTH	Extended Threat Hunting (enhanced visibility) add-on for Cortex XDR ProEP/Cloud (price per Endpoint). Includes 30 days of data retention.	220980000004022	500	$53.49	$26,745.00	$0.00	$0.00
					$ 227,245.00		
				Three Year total: $227,245.00			

AmeriNet of Michigan, Inc. - Option 4

Product ID	Product	Serial #	Quantity	Per License Price	Year 1	Year 2	Year 3
PAN-XDR-ADV-EP	Cortex XDR Pro for 1 endpoint, includes. 30 days of data retention and standard success		500	$32.45	$16,225.00	$16,225.00	$16,225.00
PAN-XDR-XTH	Extended Threat Hunting (enhanced visibility) add-on for Cortex XDR ProEP/Cloud (price per Endpoint). Includes 30 days of data retention.		500	$11.00	$5,500.00	$5,500.00	$5,500.00
PAN-XDR-PRO-GB	Cortex XDR Pro for daily ingested GB. Includes 30 days of ingested data retention, 180 days of alerts and incidents retention and standard success.		165	$240.00	$39,600.00	$39,600.00	$39,600.00
					$ 61,325.00	$ 61,325.00	$ 61,325.00
						Three Year total: $183,975.00	

AmeriNet of Michigan, Inc. - Option 3

Product ID	Product	Serial #	Start Date	End Date	Quantity	Price	Sub Total
PAN-XDR-ADV-EP	Cortex XDR Pro for 1 endpoint, includes. 30 days of data retention and standard success	220980000004022	2/27/2024	2/27/2027	500	$80.32	$40,160.00
PAN-XDR-XTH	Extended Threat Hunting (enhanced visibility) add-on for Cortex XDR ProEP/Cloud (price per Endpoint). Includes 30 days of data retention.	220980000004022	2/27/2024	2/27/2027	500	$15.00	$7,500.00
PAN-XDR-PRO-GB	Cortex XDR Pro for daily ingested GB. Includes 30 days of ingested data retention, 180 days of alerts and incidents retention and standard success.	220980000004022	2/27/2024	2/27/2027	165	$540.00	$89,100.00
							Three Year total: $136,760.00

AmeriNet of Michigan, Inc. - No Host

Product ID	Product	Serial #	Start Date	End Date	Quantity	Price	Sub Total
PAN-XDR-ADV-EP	Cortex XDR Pro for 1 endpoint, includes. 30 days of data retention and standard success	220980000004022	2/27/2024	2/27/2027	500	$80.32	$40,160.00
PAN-XDR-XTH	Extended Threat Hunting (enhanced visibility) add-on for Cortex XDR ProEP/Cloud (price per Endpoint). Includes 30 days of data retention.	220980000004022	2/27/2024	2/27/2027	500	$15.00	$7,500.00
PAN-XDR-PRO-GB	Cortex XDR Pro for daily ingested GB. Includes 30 days of ingested data retention, 180 days of alerts and incidents retention and standard success.	220980000004022	2/27/2024	2/27/2027	165	$540.00	$89,100.00
PAN-XDR-FRNS	Annual Forensics add on for 1 Cortex XDR endpoint, includes 30 days of data retention.		2/27/2024	2/27/2027	$ 50.00	$ 127.50	$6,375.00
							Three Year total: $143,145.00

agenda item

DATE:	March 28, 2024	DISPOSITION SOUGHT:	Board Approval
TO:	SMART Board of Directors	SUBMITTED BY:	VP of Maintenance
FROM:	VP of Maintenance	APPROVED BY:	General Manager

SUBJECT: Second Amendment for a 3-month Extension for Concrete Pads for Bus Shelters

RECOMMENDATION

That the Board adopt the attached resolution authorizing a contract amendment:

- for Concrete Pads for Bus Shelters
- with Luigi Ferdinandi & Son Cement Co. Inc., 16481 Common, Roseville, MI 48066
- extending the contract for six months from May 1, 2024, through August 31, 2024
- there is no additional cost for the three-month extension period

DISCUSSION

In April 2019, the SMART Board of Directors authorized a contract for Concrete Repair Services, which is valid until April 30, 2024. At the December 7, 2023, Board Meeting, Contract Amendment #1 was approved that added funding to accommodate the Oakland County service expansion. However, due to the winter weather and cold outdoor temperatures, the work was unable to be completed. As a result, the vendor, Luigi Ferdinandi & Son Cement Co. Inc., has agreed to extend the contract for an additional three months through August 31, 2024. Funding and all other terms and conditions shall remain unchanged for the three-month extension period. SMART staff will be bringing a new contract to the Board for consideration before the August 31, 2024, expiration date.

FUNDING

The project is funded via: Operating funds

ATTACHMENTS

- Resolution
- Second Amendment

/AJB

SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION

RESOLUTION

Approval of a Second Amendment for a 3-month Extension for Concrete Pads for Bus Shelters

---

Whereas, The SMART Board of Directors approved a contract with Luigi Ferdinandi & Son Cement Co. Inc. for Concrete Pads for Bus Shelters in April 2019; and

Whereas, Contract Amendment #1 was approved at the December 7, 2023, Board Meeting that added additional funding to accommodate the Oakland County service expansion; and

Whereas, Due to the winter weather and cold outdoor temperatures, the work was unable to be completed; and

Whereas, Luigi Ferdinandi & Son Cement Co. Inc has agreed to an amendment that extends the agreement for a period of three months, from May 1, 2024, through August 31, 2024; and

Whereas, Funding for the extension period shall remain unchanged; and

Whereas, All other terms and conditions of the contract shall remain unchanged; and

Whereas, The Vice President of Finance is satisfied that Luigi Ferdinandi & Son Cement Co. Inc. has performed under the contract terms and conditions; and

Whereas, The EEO Department is satisfied that Luigi Ferdinandi & Son Cement Co. Inc. is in compliance with the equal opportunity/affirmative action policies of the Federal and State government and the affirmative action policies of SMART; now, therefore be it

Resolved, That the General Manager of the Suburban Mobility Authority for Regional Transportation is hereby authorized to approve the Second Contract Amendment with Luigi Ferdinandi & Son Cement Co. Inc. for Concrete Pads for Bus Shelters for 3 months, beginning May 1, 2024, and ending August 31, 2024. All other terms and conditions of the contract shall remain unchanged.

CERTIFICATE

The undersigned duly qualified Board Secretary of the Suburban Mobility Authority for Regional Transportation certifies the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Board of the Suburban Mobility Authority for Regional Transportation held on March 28, 2024.

_____ _____

Date Board Administrator

No._____

SECOND AMENDMENT TO THE
AGREEMENT
BETWEEN
SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION (SMART)
AND
LUIGI FERDINANDI & SON CEMENT CO. INC.
FOR
CONCRETE PADS FOR BUS SHELTERS

This Second Amendment ("Amendment") is made and entered into by and between Suburban Mobility Authority for Regional Transportation ("SMART"), an entity organized under the provisions of Act 204 of the Public Acts of 1967, as amended, and Luigi Ferdinandi & Son Cement Co. Inc. ("Vendor" and, together with SMART, the "Parties"). The Parties entered into an agreement for Concrete Pads for Bus Shelters dated May 1, 2019 ("Agreement"). The Agreement was then modified by adding additional funds to the Purchase Order at SMART's December 2023 Board Meeting ("Contract Amendment #1"). Upon execution of this Second Amendment, the Parties agree to modify the Agreement as follows:

The 2nd Option Year, beginning March 1, 2023, and ending April 30, 2024, shall be extended for a period of three months, beginning May 1, 2024, and ending July 31, 2024 ("Extension Period"). No additional funds shall be available for the Extension Period.

All terms and conditions of the Agreement shall govern this Amendment and are incorporated by reference. Except as expressly provided herein, all terms and conditions of the Agreement remain unchanged. Capitalized terms used but not defined herein have the meanings set forth in the Agreement.

Waiver of any breach of this Amendment shall not be construed as a continuing waiver of other breaches of the same or other provisions of this Amendment or the Agreement. This Amendment shall be governed by the laws of the State of Michigan.

The Parties acknowledge and agree that this Amendment may be executed by electronic signature, which shall be considered as an original signature for all purposes and shall have the same force and effect as an original signature. The Parties agree that the electronic signatures appearing on this Amendment are the same as handwritten signatures for the purposes of validity, enforceability and admissibility. Without limitation, "electronic signature" shall include faxed versions of an original signature or electronically scanned and transmitted versions (e.g., via .pdf) of an original signature.

The Parties acknowledge that they have read and understand this Amendment and that the signatories below have affixed their signatures and affirmed that they are authorized to execute this Amendment, for the purpose of binding their respective Principals.

IN WITNESS WHEREOF the Parties have executed this Amendment by their properly authorized signatories:

LUIGI FERDINANDI &.
SON CEMENT CO. INC.

Luigi V. Ferdinandi

By: Luigi V. Ferdinandi
Its: President
Date: 3-13-24

SUBURBAN MOBILITY FOR
AUTHORITY FOR REGIONAL
TRANSPORTATION (SMART)

By:_____
Its:_____
Date:_____

MEMORANDUM

TO: SMART Board of Directors

FROM: Chairperson

DATE: March 28, 2024

SUBJECT: Closed Session

MEMORANDUM

TO: SMART Board of Directors

FROM: Chairperson

DATE: March 28, 2024

SUBJECT: Board Member Business

MEMORANDUM

TO: SMART Board of Directors

FROM: Chairperson

DATE: March 28, 2024

SUBJECT: Adjournment