

**MINUTES  
DALLAS AREA RAPID TRANSIT  
BOARD OF DIRECTORS'  
September 8, 2009**

The Dallas Area Rapid Transit **Board of Directors'** meeting convened on Tuesday, September 8, 2009, at 6:30 p.m., at DART Headquarters, 1401 Pacific Avenue, Dallas, Texas, with Chair Chrisman presiding.

**City of Dallas**

Scott Carlson  
Jerry L. Christian  
Pamela Dunlop Gates – **Assistant Secretary**  
Angel Reyes  
Robert Strauss – **Vice-Chair**  
William Tsao  
William M. Velasco  
Claude Williams

**City of Garland**

Tracey M. Whitaker

**City of Irving**

John C. Danish – **Secretary**

**City of Plano**

Loretta Ellerbe

**Cities of Addison, Highland Park, Richardson, and University Park**

Raymond Noah

**Cities of Carrollton and Irving**

Randall Chrisman – **Chair**

**Cities of Dallas, Plano, Glenn Heights, and Cockrell Hill**

Faye Moses Wilkins

**Cities of Farmers Branch, Garland, and Rowlett**

Mark C. Enoch

Mark Enoch was absent.

**General Items:**

**1. Approval of Minutes: August 25, 2009**

**Mr. Noah made a motion to approve the August 25, 2009, Board of Directors' Meeting Minutes with no corrections, deletions, or additions.**

**Ms. Wilkins seconded the motion and it was approved unanimously.**

**2. Public Comments**

Chair Chrisman reviewed the rules that govern the Public Comments portion of the meeting, including the Code of Conduct for Citizens, News Media, and Visitors at DART Board Meetings (on file in the Office of Board Support).

The following individual addressed the Board:

Ms. Judy Diaz, 2133 Sharon Drive, Garland, Texas, (214) 714-1522: Ms. Diaz stated she was a resident of Garland, Texas, and asked the Board to consider installing more benches at local (Garland) bus stops.

**Consent Items:**

**Mr. Christian made a motion to approve Consent Items 3. - 12.**

**3. Authorize an Administrative Settlement for Parcel R1-055 for the Rowlett Corridor**

**Approval of Resolution No. 090108 that authorizes the President/Executive Director or his designee to execute all necessary legal instruments and to pay necessary relocation expenses, title policy expenses, closing costs, and other such costs as may be required by law to close the purchase of Parcel R1-055, as described in Exhibit 1 attached to this resolution.**

**4. Exercise the First Option Year and Approve the Fiscal Year 2010 (FY10) Annual Work Program (AWP) for General Engineering Consultant II (GEC-II) Services for Light Rail Transit (LRT) Buildout Phase II**

**Approval of a Resolution No. 090109 that authorizes the President/Executive Director or his designee to exercise the first option year and approve the Fiscal Year 2010 Annual Work Program, subject to legal sufficiency review and concurrence, for general engineering consultant (GEC-II) services for Light Rail Transit Buildout Phase II with the joint venture of Carter-Burgess, Jacobs Sverdrup, STV, Inc., and KAI Alliance (ACT21) [Contract No. 1002450-01] in the amount of \$14,492,269, plus a supplemental work**

contingency of \$724,613 (5%) for unanticipated expenses, for a total amount of \$15,216,882, and a new total authorized amount not to exceed \$226,019,320.

5. **Exercise the First Option Year and Approve the Fiscal Year 2010 (FY10) Annual Work Program (AWP) for Systems Integration Consultant (SIC) Services for Light Rail Transit (LRT) Buildout Phase II**

Approval of Resolution No. 090110 that authorizes the President/Executive Director or his designee to exercise the first option year and approve the Fiscal Year 2010 Annual Work Program for Systems Integration Consultant (SIC) Services for Light Rail Transit Buildout Phase II with AECOM USA, Inc., formerly DMJM+Harris Corporation, [Contract No. 1004187-02] in the amount of \$19,347,689, plus a supplemental work contingency of \$386,954 (2%) for unanticipated expenses, for a not-to-exceed amount of \$19,734,643 and a new total authorized amount not to exceed \$58,817,685.

6. **Exercise the First Option Year and Approve the Fiscal Year 2010 (FY10) Annual Work Program (AWP) for Systems Design Consultant (SDC) Services for Light Rail Transit (LRT) Buildout Phase II**

Approval of Resolution No. 090111 that authorizes the President/Executive Director or his designee to award a 120-day contract to exercise the first option year and approve the Fiscal Year 2010 Annual Work Program for Systems Design Consultant (SDC) services for the Light Rail Transit Buildout Phase II with Dallas Systems Consultants (a joint venture of Parsons Transportation Group, Inc., and Paragon Project Resources, Inc.) [Contract No. 1002803-01] in the amount of \$10,627,503, plus a supplemental work contingency of \$212,550 (2%) for unanticipated expenses, for a total amount of \$10,840,053, and a new total authorized amount not to exceed \$75,924,327.

7. **Extension of Base Contract Term and Approval of Fiscal Year 2010 (FY10) Annual Work Program (AWP) for Light Rail Vehicle (LRV) Engineering Services for the Light Rail Transit (LRT) Buildout Phase II**

Approval of Resolution No. 090112 that authorizes the President/Executive Director or his designee to:

Section 1: Extend the base term of the contract by 263 days.

Section 2: Approve the fiscal year 2010 annual work program for light rail vehicle (LRV) engineering services for LRT Buildout Phase II and other Capital Support Services with LTK Consulting Services, Inc., [Contract No. 1008146-01] in the amount of \$4,205,420, plus a supplemental work contingency of \$78,118 (3% of the costs associated with the 115 C-Units and 48 SLRVs)

for unanticipated expenses, for a total amount of \$4,283,538, and a new total authorized amount not to exceed \$12,626,147. Initiation of the potential streetcar portion of this Fiscal Year 2010 Annual Work Program is contingent upon receipt of funding from the City of Dallas in an amount not less than \$1,454,056.

8. **Approval of the Fiscal Year 2010 (FY10) Annual Work Program (AWP) for General Engineering Consultant-III (GEC-III) Services for Light Rail Transit (LRT) Buildout Phase IIB**

Approval of Resolution No. 090113 that authorizes the President/Executive Director or his designee to approve the fiscal year 2010 annual work program, subject to legal sufficiency review and concurrence, for general engineering consultant (GEC-III) services for light rail transit Buildout Phase IIB with The Joint Venture of Lockwood, Andrews & Newnam, Inc.; Chiang, Patel & Yerby, Inc.; Aguirre Corporation; and APM and Associates, Inc., (TRACK 3) in the amount of \$12,879,226, plus a supplemental work contingency of \$386,377 (3%) for unanticipated expenses, for a not-to-exceed amount of \$13,265,603, and a total authorized amount not to exceed \$28,421,627.

9. **Exercise Options 1 and 2 and Approve Price Adjustment for Traction Power Substations for the Light Rail Transit (LRT) Buildout Phase II**

Approval of Resolution No. 090114 that authorizes the President/Executive Director or his designee to:

Section 1: Exercise contract Options 1 and 2 for traction power substations for the LRT Buildout Phase II with Siemens Transportation Systems, Inc., in the amount of \$17,096,095, plus a supplemental work contingency of \$170,961 (1%) for unanticipated expenses, for a total amount of \$17,267,056.

Section 2: Approve a price adjustment in the amount of \$1,143,917 for Green Line traction power substations, to be funded from existing contingency, for a new total authorized amount not to exceed \$50,522,892.

10. **Increase Contract Funding for General Planning Consultant Services**

Approval of Resolution No. 090115 that authorizes the President/Executive Director or his designee to increase contract funding for General Planning Consultant (GPC) services with LopezGarcia Group/URS Corporation (Contract 1008975-01) in the amount of \$3,000,000, for a new total authorized amount not to exceed \$11,000,000.

11. **Exercise of Option for Contract Auditing Services**

Approval of Resolution No. 090116 that authorizes the President/Executive Director or his designee to execute a contract modification, to exercise the first, one-year option for contract auditing services with Loving & Sperry, CPAs, (Contract No. C-1012823-01) and increase the contract value by the not to exceed amount of \$150,940, for a new total authorized amount not to exceed \$443,040.

12. **Approval to Amend Fare Structure for Free Fares and Special Programs**

Approval of Resolution No. 090117 that changes to the Free Fare and Special Programs categories of the Fare Structure, as shown in Exhibit 1 to this Resolution, are adopted and shall be effective beginning on September 14, 2009.

Mr. Velasco seconded the motion and it was approved unanimously.

Individual Items:

13. **+Negotiation Objectives for Agreements Between DART and Denton County Transportation Authority (DCTA) Related to the Use and Operation of the Northwest Corridor and DART-Owned Rail Vehicles**

Mr. Noah made a motion to approve Resolution No. 090118 which adopts the negotiation objectives for the use and operation of the Northwest Corridor and DART Vehicles as shown in Exhibit 1, Exhibit 2, Exhibit 3, and Exhibit 4.

Ms. Wilkins seconded the motion and it was approved unanimously.

14. **Approval to Amend Fare Structure Relating to Jury Pass**

Chair Chrisman called the Board's attention to a minor change to the Item, which had been approved at the preceding Committee-of-the-Whole. He explained the change made the change to the Fare Structure effective February 1, 2010, rather than January 1, 2010, as initially presented.

Mr. Strauss made a motion to approve Resolution No. 090119 that Amends the Fare Structure relating to Jury Passes as shown below is adopted and shall be effective beginning on ~~January 1, 2010~~ February 1, 2010:

**Special Programs**

1.(b) to provide inbound travel to jury duty on all DART service, including bus, rail, and Paratransit, to all individuals showing a jury summons with the current date displayed. A pass valid for outbound travel on all DART service,

including bus, rail, and Paratransit, will be distributed by Court Services upon request to those individuals reporting for jury duty.

Mr. Williams seconded the motion and it was approved by majority. (13/1; Ms. Ellerbe voted against the Item.)

15. **+Exercise Options One, Two, and Three for a Total of Five Additional Years for the Trinity Railway Express Operations and Maintenance Contract**

Mr. Carlson made a motion to approve Resolution No. 090120 that authorizes the President/Executive Director or his designee to exercise all contract options simultaneously in the Trinity Railway Express (TRE) operations and maintenance service contract with Herzog Transit Services, Inc. (HTSI) [Contract no. C-1008316-01] for an additional five years of service.

Ms. Ellerbe seconded the motion and it was approved unanimously.

16. **\*Review of Board Strategic Priorities and FY 2010 Board Goals**

This item was considered by the Committee-of-the-Whole only.

Other Items:

17. **Public Comments**

There were no additional Public Comments.

18. **Identification of Future Agenda Items**

This item was considered by the Committee-of-the-Whole only.

19. **Adjournment**

There being no further business to discuss, the meeting was adjourned at 6:35 p.m.

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Gail Cook  
Board/Committee Secretary

/glc

+ Same Night Item

\* Briefing Item