

**MINUTES
DALLAS AREA RAPID TRANSIT
BOARD OF DIRECTORS'
June 10, 2008**

The Dallas Area Rapid Transit **Board of Directors'** meeting convened on Tuesday, June 10, 2008, 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

Angie Chen Button

City of Irving

John C. Danish – **Secretary**

City of Plano

Linda Paulk

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

Angel Reyes and Jerry Christian were absent.

AGENDA ITEM NO. 1

General Items:

1. **Approval of Minutes:** May 27, 2008

Mr. Velasco made a motion to approve the amended May 27, 2008, Board of Directors' Meeting minutes.

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

2. **Public Comments**

There were no public comments.

Consent Items:

Chair Chrisman stated that he was removing Item 3., **Contract for Auditing Services for the State-Required Performance Audit**, from the Consent Items, but would entertain a motion for the remaining Items 4. and 5.

Mr. Noah made a motion to approve Consent Items 4 - 5.

4. **Contract Modification for Construction Manager/General Contractor-III (CM/GC-III) Construction Services – Adjustment to Plinth Widths**

Approval of Resolution No. 080081 that authorizes the President/Executive Director or his designee to execute a contract modification, subject to legal review, for Construction Manager/General Contractor-III (CM/GC-III) construction services for the adjustment to plinth widths with Archer Western-Herzog (AW-H), a Joint Venture, in an amount of \$251,500. This modification will be funded from existing contingency; therefore, the total authorized amount not to exceed \$498,013,978 remains unchanged.

5. **Authorization to Make the Monroe Shops building Available for Development as the DART Police Headquarters**

Approval of Resolution No. 080082 that states the Monroe Shops building is made available to be developed as the DART Police Headquarters, subject to funding.

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

Individual Items:

6. **+Approval of the Transfer of Equity Interest and Sale of Small Buses**

Mr. Carlson made a motion to approve Resolution No. 080083 that authorizes President/Executive Director or his designee, subject to the approval of the Federal Transit Administration, to execute any and all necessary documents to complete the equity transfer and sale of up to 12 surplus Champion 30-foot buses to HART.

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

7. **Stipend for Design-Build Contracts**

Ms. Wilkins made a motion to approve Resolution No. 080084 which states:

Section 1: That the President/Executive Director or his designee is authorized to offer stipend payments as authorized under Section 271.196 of the Texas Local Government Code to those unsuccessful offerors presenting proposals for the design-build contract for Irving (I-1 and I-2) and/or Rowlett (R-1); and

Section 2: That such stipend payments, if offered by DART and if accepted by such unsuccessful offerors, will each be in the amount equal to one half of one percent (0.5%) of the applicable design-build contract amount and such payment will be furnished to any offeror from whom permission is sought to use work product that was contained in such offeror's technical proposal(s) for such project(s).

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

8. **Approval of Change to Underwriting Syndicate for Long-Term Debt Program**

Mr. Strauss made a motion to approve Resolution No. 080085 that authorizes President/Executive Director or his designee to replace Popular Securities with First Southwest Company in the current approved underwriting syndicate for the purpose of issuing long-term bonds.

Ms. Dunlop Gates seconded the motion and it was approved unanimously.

9. **Authorization to with the Denton County Transportation Authority for Access to DART-Owned Rail Corridors**

Mr. Carlson made a motion to approve Resolution No. 080086 which states:

Section 1: The President/Executive Director or his designee is authorized to negotiate an agreement with the Denton County Transportation Authority (DCTA) for access to the DART-owned Denton Line at a fair and reasonable value for the property and rights involved in the transaction.

Section 2: Upon completion of negotiations, the agreement shall be presented to the DART Board of Directors for consideration.

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

10. **Authorization to Negotiate with the Fort Worth Transportation Authority and the Denton County Transportation Authority for Access to DART-Owned Rail Corridors**

This item was not approved by the Committee-of-the-Whole.

11. ***Board Retreat Agenda Discussion**

This item was for consideration at Committee-of-the-Whole only.

Other Items:

12. **Officer Reports**

There was no report.

13. **Chair Report**

Chair Chrisman formally welcomed Mr. Claude Williams, newly appointed to the DART Board by the City of Dallas.

14. **General Counsel's Report**

There was no report.

15. President/Executive Director's Report

Mr. Gary Thomas, President/Executive Director, reported that the APTA conference had been very productive. He continued that market indicators were favorable for the bond sale later in the week.

16. Communications and Public Comments

There were no additional Communications and Public Comments.

17. Adjournment

There being no further business to discuss, the meeting was adjourned at 6:36 p.m.

Gail L. Cook
Board/Committee Secretary

/glc

+ Same Night Item
* Briefing Item