

**MINUTES
DALLAS AREA RAPID TRANSIT
BOARD OF DIRECTORS'
January 26, 2010**

The Dallas Area Rapid Transit **Board of Directors'** meeting convened on Tuesday, January 26, 2010, at 6:30 p.m., at DART Headquarters, 1401 Pacific Avenue, Dallas, Texas, with Chair Velasco presiding.

City of Dallas

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

City of Garland

Tracey M. Whitaker

City of Irving

John C. Danish – **Vice-Chair**

City of Plano

Loretta Ellerbe - **Assistant Secretary**

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

Raymond Noah

Cities of Carrollton and Irving

Randall Chrisman

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

Faye Moses Wilkins

Cities of Farmers Branch, Garland, and Rowlett

Mark C. Enoch

Raymond Noah was absent.

General Items:

1. **Approval of Minutes:** January 12, 2010

Ms. Wilkins made a motion to approve the Minutes from the January 12, 2010, Board of Directors' Meeting with no corrections, deletions, or additions.

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

2. **Public Comments**

Chair Velasco 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 with the Office of Board Support).

The following individuals addressed the Board:

Dr. Terry Prohaske, 2601 Frankford Road, Dallas, Texas, (972) 992-0351: Dr. Prohaske commended those DART employees responsible for maintaining the stations located in the western section of the Central Business District. He went on to suggest modifying Route 341 to improve its ability to return people to their point of origin much faster by eliminating a "loop" in the return route.

Mark Enoch joined the meeting at 6:36 p.m.

Chair Velasco directed Dr. Prohaske to speak with Mr. Rob Smith, Assistant Vice President of Service Planning and Development.

3. **Citizen's Advisory Committee (CAC) Meeting Report Concerning their January 21, 2010, Meeting**

Mr. Bob Ganson, current Chair of the CAC, touched on the highlights of the January 21st meeting and called attention to the detailed, written report (on file with the Office of Board Support) concerning the meeting, which had been provided to each member of the DART Board.

4. **Paratransit Advisory and Accessibility Group (PAAG) Concerning their January 15, 2010 Meeting**

Dr. Prohaske returned to describe the topics reviewed and discussed at the group's January 15th meeting as summarized below:

- Level Boarding
- PAAG Member Orientation (for new members)

- Paratransit Appeal Process
- Electronic Social Networking (with respect to DART)
- Key Performance Indicators for Paratransit

5. Paratransit Advisory and Accessibility Group (PAAG) Most Valuable Driver – Winter 2009 and 2009 Driver of the Year

Mr. Victor Burke introduced Ms. Carla Taylor as the recipient of the PAAG Winter 2009 Most Valuable Driver Award and the 2009 Driver of the Year Award. Ms. Taylor was presented with a commemorative plaque and a cash award.

Ms. Taylor expressed her gratitude for being put in a position where she can work with people and provide a valuable service to them.

Robert Strauss left the room at 6:43 p.m.

Consent Items:

Mr. Enoch made a motion to approve Consent Items 6. - 10.

6. Approval of Contract Options for Bond Counsel and Other Legal Services Related to Finance Matters

Approval of Resolution No. 100 002 that authorizes the General Counsel to exercise the remaining option period and execute contract extensions with the law firms of Vinson & Elkins, L.L.P. and West & Associates, L.L.P. for bond counsel services, and for other legal services related to finance matters in an aggregated additional amount not to exceed \$600,000.

7. Use of Outside Counsel in Millwee-Jackson J.V. v. Dallas Area Rapid Transit and City of Dallas, Cause No.04-07287-E

Approval of Resolution No. 100 003 that authorizes the General Counsel to continue the engagement of Eric McNeil in litigation styled Millwee-Jackson J.V. v. Dallas Area Rapid Transit and City of Dallas, Cause No. 03-07287-E, in an additional amount not to exceed \$10,000, for a new total amount not to exceed \$75,000.

8. Exercise Contract Option for Supply and Delivery of Diesel Fuel

Approval of Resolution No. 100 004 that authorizes the President/Executive Director or his designee to execute a contract option for supply and delivery of diesel fuel with Mansfield Oil Company [Contract No. C-1012602-01] to:

Section 1: Exercise the one-year option.

Section 2: Increase the not-to-exceed amount by \$20,510,540, for a new total authorized amount not to exceed \$80,477,727.

9. Contract for Detroit Diesel Series 50 Engine Catalyst Modules

Approval of Resolution No. 100 005 that authorizes the President/Executive Director or his designee to award a two-year contract for Detroit Diesel Series 50 engine catalyst modules to Stewart & Stevenson, LLC, in a total authorized amount not to exceed \$276,485 for the two-year base period.

10. Contract for Bus Major/Minor Brake Kits

Approval of Resolution No. 100 006 that authorizes the President/Executive Director or his designee to award a two-year contract for bus major/minor brake kits to Neopart, LLC, in a total authorized amount not to exceed \$414,804 for the two-year base period.

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

Individual Items:

Mr. Strauss rejoined the meeting at 6:45 p.m.

11. +Contract for Data Collection Services

Ms. Dunlop Gates made a motion to approve a Resolution No. 100007 that authorizes the President/Executive Director or his designee to award a three-year contract to Dikita Enterprises of Texas, Inc., d/b/a Dikita Management Services, for a total authorized amount not to exceed \$1,667,856.

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

12. *Review of FY 2009 Fourth Quarter Operating and Financial Performance Report

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

Other Items:

13. Public Comments

There were no subsequent or additional Public Comments.

14. Identification of Future Agenda Items

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

15. Adjournment

There being no further business to discuss, the meeting was adjourned at 6:47 p.m.

Gail Cook
Board/Committee Secretary

+ Same Night Item

* Briefing Item