

**MINUTES
DALLAS AREA RAPID TRANSIT
BOARD OF DIRECTORS'
April 13, 2021**

Due to the COVID-19 virus, DART Board meeting rooms were closed to the public. All meetings took place by videoconference and are available at <https://www.dart.org/about/board/boardvideo.asp>.

The Dallas Area Rapid Transit **Board of Directors'** meeting came to order on Tuesday, April 13, 2021, at 7:07 p.m., at DART Headquarters, 1401 Pacific Avenue, Dallas, Texas, with Chair Wageman presiding.

City of Dallas

Ray Jackson – **Assistant Secretary**
Patrick J. Kennedy
Jon-Bertrell Killen
Michele Wong Krause – **Vice-Chair**
Amanda Moreno-Lake
Rodney Schlosser
Dominique P. Torres

City of Garland

Jonathan R. Kelly– **Secretary**

City of Irving

Rick Stopfer

City of Plano

Paul N. Wageman – **Chair**

City of Cockrell Hill and Dallas

Eliseo Ruiz, III

Cities of Carrollton and Irving

Doug Hrbacek

Cities of Farmers Branch and Plano

Robert C. Dye

Cities of Garland, Rowlett, and Glenn Heights

Mark C. Enoch

Cities of Richardson and University Park; Towns of Addison and Highland Park

Gary A. Slagel

Mr. Doug Hrbacek was absent. Mr. Robert C. Dye was excused to attend a City Council meeting.

General Items:

1. **Roll Call**

Chair Wageman took Roll Call, confirming a quorum was present.

2. **Approval of Minutes:** **March 23, 2021**

Mr. Schlosser moved to accept the March 23, 2021, Board of Directors' meeting Minutes, and entered into record, as presented.

Mr. Stopfer seconded.

Chair Wageman took a Roll Call vote and the Minutes were approved unanimously.

Consent Items:

Mr. Slagel moved to forward Consent Items 4 through 8.

Administration:

4. **Approval to Extend Temporary Employment Assignment for Project Manager II**

Moved for approval of Resolution 210037 stating the Interim President & Chief Executive Officer, or his designee, is authorized to extend the temporary employment assignment for the Project Manager II by six months ending November 24, 2021 to support real estate acquisition activities for the Silver Line Regional Rail Project.

5. **Approval of a Contract to Design, Develop and Implement New Websites and Digital Communication Strategy**

Moved for approval of Resolution 210038 stating the Interim President & Chief Executive Officer, or his designee, is authorized to award a one-year contract to Svanaco, Inc. d/b/a Americaneagle.com, to design, develop and implement new websites and a digital communication strategy [Contract No. C-2053240-01] for a total authorized amount not to exceed \$459,689.

6. **Contract Modification for Advertising on DART Assets**

Moved for approval of Resolution 210039 stating the Interim President & Chief Executive Officer, or his designee, is authorized to exercise two years of the five-year option period from May 1, 2021 – April 30, 2023, and update provisions throughout the contract with Intersection Media, LLC, Contract No. C-2019353-01, for advertising on DART assets.

Section 1: Exercise one, two-year option.

Section 2: Increase the revenue-generating amount by \$4,700,000, for a new estimated total amount of \$46,550,000.

7. **Contract to Upgrade TRE Vehicle Business System (VBS) Communication to 4G LTE**

Moved for approval of Resolution 210040 stating the Interim President & Chief Executive Officer, or his designee, is authorized to award a contract to Innovations in Transportation (INIT), Inc., to upgrade TRE Vehicle Business System (VBS) Communication to 4G LTE for a total authorized amount not to exceed \$407,424.

8. **Approval to Enter into a Revenue-Generating Contract Between DART and Unwire US, Inc., to Provide GoPass Licensing for Charlotte Area Transit System (CATS)**

Moved for approval of Resolution 210041 stating the Interim President & Chief Executive Officer, or his designee, is authorized to enter into a three-year with four, one-year options, revenue-generating contract with Unwire US, Inc. for GoPass® mobile application licensing to Charlotte Area Transit System (CATS) with a recurring fee structure for program management and support services.

Mr. Stopfer seconded.

Chair Wageman took a Roll Call vote and the Consent Items were approved unanimously.

General Items:

3. **Public Comments**

Public comments for the Board of Directors' meeting were accepted via email at the following address: boardmeetingpubliccomments@dart.org until 6:00 p.m. on Tuesday, April 13, 2021. All comments received were read into the public record during the Board meeting by Chair Wageman.

Chair Wageman read into record a total of 12 Public Comments received via email (Copy on file with the Office of Board Support).

Public Comments were as follows:

Mr. Kevin Hutch, Employee:

Mr. Hutch requested that the Board reject the proposal to outsource the rebuild of bus transmissions.

Mr. Jason Gonzales, Employee:

Mr. Gonzales requested that the Board reject the proposal to outsource the rebuild of bus transmissions.

Mr. Terry Clemmons, Employee:

Mr. Clemmons requested that the Board reject the proposal to outsource the rebuild of bus transmissions..

Mr. Whitney Harrison, Employee:

Mr. Harrison requested that the Board reject the proposal to outsource the rebuild of bus transmissions..

Mr. George Garcia, Employee:

Mr. Garcia requested that the Board reject the proposal to outsource the rebuild of bus transmissions.

Mr. Albert Dirla, Employee:

Mr. Dirla requested the Board review the request to open the crew rooms for the bus operators.

Mr. Kendall Harrison, Employee:

Mr. Harrison requested that the Board reject the proposal to outsource the rebuild of bus transmissions.

Ms. Patricia Corbett:

Ms. Corbett requested someone contact her about an injury she sustained on March 18, 2021.

Unknown

The commenter questioned if it was possible to disable the PM passes prior to noon just as the AM are disabled at noon.

Ms. Sabrina Creque

Ms. Creque voiced concern with the bus reduction and recommended getting feedback from the bus operators since they are out on the field and have a good grasp of the ridership..

Mr. Richard Stephenson:

Mr. Stephenson recommended DART provide transportation to the DFW airport with an optimize express train trip.

Ms. Vanessa Jones:

Ms. Jones stated an issue with the current stops for bus 525 and the transfer from bus 705.

Mr. Dave Brady:

Mr. Brady encouraged the Board on the endeavor of hiring the new President/CEO during this pandemic and the need for that person to be a think-riders-first mind-set..

Individual Items:

9. **+Approval of an Interlocal Agreement and Ground Lease to Implement Transit Oriented Development Opportunities with the Town of Addison**

No action was taken.

10. **+Approval to Increase Contract Value for the Design-Build Contract for the Silver Line Regional Rail Project to Include Revised Bridge Alignment at Existing Mercer Yard in the City of Carrollton, Additional Quantities of Tire Derived Aggregate (TDA) for Vibration Mitigation in Various Locations, and Construction of the Communication Infrastructure Duct Bank**

Mr. Kennedy moved for approval of Resolution 210042 stating the Interim President & Chief Executive Officer, or his designee, is authorized to:

Section 1: Increase the contract value for design-build services with Archer Western Herzog 4.0, Joint Venture, for the Silver Line Regional Rail Project to construct a communication infrastructure duct bank in the amount of \$20,614,584, increasing the total authorized not-to-exceed amount by \$20,614,584.

Mr. Stopfer seconded.

Chair Wageman took a Roll Call vote and the item was approved unanimously.

11. **+Approval of Second Amendment of the TRE Interlocal Cooperative Agreement for Allocation of Costs and for TRE Management**

Mr. Kelly moved for approval of Resolution 210043 stating the Interim President & Chief Executive Officer, or his designee, is authorized to execute a second amendment

to the TRE Interlocal Cooperative Agreement between Fort Worth Transportation Authority (Trinity Metro) and Dallas Area Rapid Transit, as shown in Exhibit 1, incorporating modifications of: (1) the allocation of costs for the operation of TRE service (Fuel, Train Hours, Locomotive Hours); (2) the allocation of operations and maintenance costs, including capital costs for maintenance of way/track and rolling stock; and (3) costs, salaries and wages for TRE staff and administration, insurance and risk management, Positive Train Control, dispatch, materials and supplies, utilities, accounting, and invoicing; and (4) development of a TRE management plan agreeable to both parties, subject to final legal review.

Mr. Stopfer seconded.

Chair Wageman took a Roll Call vote and the item was approved unanimously.

12. +Authorize Payment to Trinity Metro for Public Mass Transit Easement to DFW International Airport (DFWIA) and Approve the Final DFWIA Operating Agreement

Mr. Stopfer moved for approval of Resolution 210044 stating:

Section 1: A financial payment of \$27,500,000 to Trinity Metro is authorized in return for a Public Mass Transit Easement to DFW International Airport and Terminal B.

Section 2: The Interim President & Chief Executive Officer or his designee is authorized to execute the Final DFWIA Operating Agreement, substantially in the form of Exhibit 1 to the resolution, subject to legal review.

Mr. Slagel seconded.

Chair Wageman took a Roll Call vote and the item was approved unanimously.

13. +Approval of an Agreement Regarding Allocation of Positive Train Control (PTC) Costs for Trinity Railway Express (TRE), TEXRail, and Silver Line

Mr. Schlosser moved for approval of Resolution 210045 stating the Interim President & Chief Executive Officer, or his designee, is authorized to:

Section 1: Execute an Interlocal PTC Cooperative Agreement, as shown in Exhibit 1 to this resolution, subject to final legal review and approval, between Fort Worth Transportation Authority (Trinity Metro) and Dallas Area Rapid Transit for the past and future allocation of expenses for Positive Train Control.

Section 2: Authorize a DART payment of \$624,661.50 to Trinity Metro to correct the overpayment by Trinity Metro for Meteorcomm License fees based upon the 2003 Restated TRE Interlocal PTC Cooperative Agreement.

Ms. Wong Krause seconded.

Chair Wageman took a Roll Call vote and the item was approved unanimously.

14. This item will be discussed in Committee-of-the-Whole only.

15. This item will be discussed in Committee-of-the-Whole only.

Other Items:

16. **This item will be discussed in Committee-of-the-Whole only.**

17. **Adjournment:**

There being no further business to discuss, the meeting was adjourned at 7:37 p.m.



Josefina Chavira, CAP
Board Committee Secretary

/jc

+ Same Night Item

* Briefing Item