

MINUTES
DALLAS AREA RAPID TRANSIT
BOARD OF DIRECTORS’
April 27, 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 27, 2021, at 7:46 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. Ray Jackson was absent.

General Items:

1. Roll Call

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

2. Approval of Minutes: April 13, 2021

Mr. Kelly moved to approve the April 13, 2021, Board of Directors' meeting Minutes, and entered into record, as written.

Mr. Slagel seconded.

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

3. *CAC Report on March 18, 2021 & April 15, 2021 Meeting

Mr. Aaron Gougis, newly elected Chair of the Citizens Advisory Committee (CAC), read into record the reports of the March 18, 2021 and April 15, 2021 Meetings (Copy on file with the Office of Board Support).

4. *PAAG Report

Mr. Doug Douglas, Vice President of Mobility Management Services, read into record the reports of the Paratransit Accessibility Advisory Group (PAAG) Meeting (Copy on file with the Office of Board Support).

5. 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 27, 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 3 Public Comments received via email (Copy on file with the Office of Board Support).

Ms. Tiffany Reid, Employee:

Ms. Reid wrote in reference to the denial of a life insurance claim and lack of communication with DART's Human Resource Department. She voiced the issues she has faced since the death of her husband and requested someone to reach out to her for resolution.

Chair Wageman voiced his condolences and noted staff would contact her regarding her concerns.

Unknown (B S beishirm6@gmail.com)

The speaker stated issues faced with Bus number 84 and the GoPass app. The speaker requested someone reach out and assist with this issue.

Mr. Samuel Nunn, former Employee:

Mr. Nunn voiced an issue with his benefits, in reference to his vacation and sick leave time being allotted to him upon his leave from DART if he provided at least a two week notice. Mr. Nunn stated he provided a month notice, however, due to an internal error, he was being denied his benefits. He requested assistance in receiving what was due to him.

Chair Wageman stated staff would look into this issue and communicate with him immediately.

Consent Items:

Ms. Wong Krause moved to forward Consent Items 6 and 14.

Customer Service, Safety and Mobility:

6. Contract for Heavy Duty Bus Tow Trucks

Moved for approval of Resolution 210046 stating the Interim President & Chief Executive Officer, or his designee, is authorized to award a contract to Southwest Trucks International, Inc. for three Heavy Duty Tow Trucks for a total authorized amount not to exceed \$881,877.

7. Contract Modification to the TRE Operations and Maintenance Contract for the Market Center Blvd. Crossing Improvement

Moved for approval of Resolution 210047 stating the Interim President & Chief Executive Officer, or his designee, is hereby authorized to execute a contract modification for the Market Center Blvd. Crossing Improvement with Herzog Transit Services, Inc., [Contract No. 2005858-1] to provide additional funding for a reimbursable expenditure project to add northbound cantilevers, a pedestrian gate, and a new signal bungalow at the Market Center Blvd. crossing in the not-to-exceed amount of \$433,822 for a new total authorized amount not to exceed \$334,625,662

Planning and Capital Programs:

8. Approval of Conveyance of an Easement to Oncor Electric Delivery Company, LLC, to Serve DART's Orange Line Light Rail Transit (LRT) Facilities at Hidden Ridge Station, Irving, Texas

Moved for approval of Resolution 210048 stating the Interim President & Chief Executive Officer, or his designee, is authorized to:

Section 1: The Interim President & Chief Executive Officer or his designee is hereby authorized to convey an easement, subject to legal review and Federal Transit Administration (FTA) approval, as described in Exhibit 1, to Oncor Electric Delivery Company, LLC, to serve DART's Orange Line LRT Facilities at Hidden Ridge Station.

Section 2: The Interim President & Chief Executive Officer or his designee is hereby authorized, subject to legal review and Federal Transit Administration (FTA) approval, to take such action and execute such documents as shall be necessary to acquire, transfer, or convey the subject easement.

9. Approval of the Purchase of a Drainage Easement and a Maintenance Easement from Oncor Electric Delivery Company, LLC, for the Red and Blue Line Platform Extension Project at the 8th & Corinth Station, Dallas, Texas

Moved for approval of Resolution 210049 stating the Interim President & Chief Executive Officer, or his designee, is authorized to:

Section 1: The Interim President & Chief Executive Officer or his designee is hereby authorized to purchase these two easements, subject to legal review, as described in Exhibit 1, from Oncor Electric Delivery Company, LLC, for the Red and Blue Line Platform Extension Project at the 8th & Corinth Station, Dallas, Texas.

Section 2: The Interim President & Chief Executive Officer or his designee is hereby authorized to take such action and execute such documents as shall be necessary to acquire, transfer or convey the subject drainage easement and maintenance easement, subject to legal review.

10. Approval to Declare Public Necessity, Establish Just Compensation, and Authorize the Acquisition of Parcels DE2-002, DE2-004, DE2-006, DE2-009, DE2-010 and CB2-015 Located in the City of Carrollton, Texas, for the Silver Line Regional Rail Project, and Authorize Eminent Domain Proceedings for All Parcels, if Necessary

Moved for approval of Resolution 210050 stating the Interim President & Chief Executive Officer, or his designee, is authorized to:

Section 1: There is a public necessity for the acquisition of Parcel DE2-002 described in Exhibit 1. This property is necessary and proper for construction of the Silver Line Regional Rail Project and for any other use authorized by Chapter 452 of the Texas Transportation Code, and such use is hereby declared to be a public use for a public purpose. The amount to be paid represents just compensation for this parcel required for the Silver Line Regional Rail Project as determined by a Texas State Certified Real Estate Appraiser and reviewed by a Texas State Certified Real Estate Appraiser. In the event the property owner accepts the payment of just compensation, the Interim President & Chief Executive Officer or his designee is hereby authorized 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 the property. Should the property owner decline the payment of just compensation, then the Interim President & Chief Executive Officer or his designee is hereby authorized and directed to negotiate the purchase of such parcel in accordance with DART's Real Estate Policy. If the Interim President & Chief Executive Officer or his designee is unable to negotiate the purchase of this parcel for just compensation, the General Counsel is hereby authorized and directed to initiate and prosecute the completion of eminent domain proceedings for the acquisition of this parcel for the Silver Line Regional Rail Project. DART shall not exercise its power of eminent domain for the acquisition of the parcel described in Exhibit 1 without approval of such acquisition by the City Council of the City of Carrollton for DE2-002. DART's exercise of the power of eminent domain in acquiring the herein described parcel will not unduly impair the then existing neighborhood character of property surrounding or adjacent to the property to be condemned, nor unduly interfere with interstate commerce, nor authorize DART to run its vehicles on railroad tracks which are used to transport property.

Section 2: There is a public necessity for the acquisition of Parcel DE2-004 described in Exhibit 2. This property is necessary and proper for construction of the Silver Line Regional Rail Project and for any other use authorized by Chapter 452 of the Texas Transportation Code, and such use is hereby declared to be a public use for a public purpose. The amount to be paid represents just compensation for this parcel

required for the Silver Line Regional Rail Project as determined by a Texas State Certified Real Estate Appraiser and reviewed by a Texas State Certified Real Estate Appraiser. In the event the property owner accepts the payment of just compensation, the Interim President & Chief Executive Officer or his designee is hereby authorized 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 the property. Should the property owner decline the payment of just compensation, then the Interim President & Chief Executive Officer or his designee is hereby authorized and directed to negotiate the purchase of such parcel in accordance with DART's Real Estate Policy. If the Interim President & Chief Executive Officer or his designee is unable to negotiate the purchase of this parcel for just compensation, the General Counsel is hereby authorized and directed to initiate and prosecute the completion of eminent domain proceedings for the acquisition of this parcel for the Silver Line Regional Rail Project. DART shall not exercise its power of eminent domain for the acquisition of the parcel described in Exhibit 2 without approval of such acquisition by the City Council of the City of Carrollton for DE2-004. DART's exercise of the power of eminent domain in acquiring the herein described parcel will not unduly impair the then existing neighborhood character of property surrounding or adjacent to the property to be condemned, nor unduly interfere with interstate commerce, nor authorize DART to run its vehicles on railroad tracks which are used to transport property.

Section 3: There is a public necessity for the acquisition of Parcel DE2-006 described in Exhibit 3. This property is necessary and proper for construction of the Silver Line Regional Rail Project and for any other use authorized by Chapter 452 of the Texas Transportation Code, and such use is hereby declared to be a public use for a public purpose. The amount to be paid represents just compensation for this parcel required for the Silver Line Regional Rail Project as determined by a Texas State Certified Real Estate Appraiser and reviewed by a Texas State Certified Real Estate Appraiser. In the event the property owner accepts the payment of just compensation, the Interim President & Chief Executive Officer or his designee is hereby authorized 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 the property. Should the property owner decline the payment of just compensation, then the Interim President & Chief Executive Officer or his designee is hereby authorized and directed to negotiate the purchase of such parcel in accordance with DART's Real Estate Policy. If the Interim President & Chief Executive Officer or his designee is unable to negotiate the purchase of this parcel for just compensation, the General Counsel is hereby authorized and directed to initiate and prosecute the completion of eminent domain proceedings for the acquisition of this parcel for the Silver Line Regional Rail Project. DART shall not exercise its power of eminent domain for the acquisition of the parcel described in Exhibit 3

without approval of such acquisition by the City Council of the City of Carrollton for DE2-006. DART's exercise of the power of eminent domain in acquiring the herein described parcel will not unduly impair the then existing neighborhood character of property surrounding or adjacent to the property to be condemned, nor unduly interfere with interstate commerce, nor authorize DART to run its vehicles on railroad tracks which are used to transport property.

Section 4: There is a public necessity for the acquisition of Parcel DE2-009 described in Exhibit 4. This property is necessary and proper for construction of the Silver Line Regional Rail Project and for any other use authorized by Chapter 452 of the Texas Transportation Code, and such use is hereby declared to be a public use for a public purpose. The amount to be paid represents just compensation for this parcel required for the Silver Line Regional Rail Project as determined by a Texas State Certified Real Estate Appraiser and reviewed by a Texas State Certified Real Estate Appraiser. In the event the property owner accepts the payment of just compensation, the Interim President & Chief Executive Officer or his designee is hereby authorized 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 the property. Should the property owner decline the payment of just compensation, then the Interim President & Chief Executive Officer or his designee is hereby authorized and directed to negotiate the purchase of such parcel in accordance with DART's Real Estate Policy. If the Interim President & Chief Executive Officer or his designee is unable to negotiate the purchase of this parcel for just compensation, the General Counsel is hereby authorized and directed to initiate and prosecute the completion of eminent domain proceedings for the acquisition of this parcel for the Silver Line Regional Rail Project. DART shall not exercise its power of eminent domain for the acquisition of the parcel described in Exhibit 4 without approval of such acquisition by the City Council of the City of Carrollton for DE2-009. DART's exercise of the power of eminent domain in acquiring the herein described parcel will not unduly impair the then existing neighborhood character of property surrounding or adjacent to the property to be condemned, nor unduly interfere with interstate commerce, nor authorize DART to run its vehicles on railroad tracks which are used to transport property.

Section 5: There is a public necessity for the acquisition of Parcel DE2-010 described in Exhibit 5. This property is necessary and proper for construction of the Silver Line Regional Rail Project and for any other use authorized by Chapter 452 of the Texas Transportation Code, and such use is hereby declared to be a public use for a public purpose. The amount to be paid represents just compensation for this parcel required for the Silver Line Regional Rail Project as determined by a Texas State Certified Real Estate Appraiser and reviewed by a Texas State Certified Real Estate Appraiser. In the event the property owner accepts the payment of just compensation, the Interim President &

Chief Executive Officer or his designee is hereby authorized 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 the property. Should the property owner decline the payment of just compensation, then the Interim President & Chief Executive Officer or his designee is hereby authorized and directed to negotiate the purchase of such parcel in accordance with DART's Real Estate Policy. If the Interim President & Chief Executive Officer or his designee is unable to negotiate the purchase of this parcel for just compensation, the General Counsel is hereby authorized and directed to initiate and prosecute the completion of eminent domain proceedings for the acquisition of this parcel for the Silver Line Regional Rail Project. DART shall not exercise its power of eminent domain for the acquisition of the parcel described in Exhibit 5 without approval of such acquisition by the City Council of the City of Carrollton for DE2-010. DART's exercise of the power of eminent domain in acquiring the herein described parcel will not unduly impair the then existing neighborhood character of property surrounding or adjacent to the property to be condemned, nor unduly interfere with interstate commerce, nor authorize DART to run its vehicles on railroad tracks which are used to transport property.

Section 6: There is a public necessity for the acquisition of Parcel CB2-015 described in Exhibit 6. This property is necessary and proper for construction of the Silver Line Regional Rail Project and for any other use authorized by Chapter 452 of the Texas Transportation Code, and such use is hereby declared to be a public use for a public purpose. The amount to be paid represents just compensation for this parcel required for the Silver Line Regional Rail Project as determined by a Texas State Certified Real Estate Appraiser and reviewed by a Texas State Certified Real Estate Appraiser. In the event the property owner accepts the payment of just compensation, the Interim President & Chief Executive Officer or his designee is hereby authorized 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 the property. Should the property owner decline the payment of just compensation, then the Interim President & Chief Executive Officer or his designee is hereby authorized and directed to negotiate the purchase of such parcel in accordance with DART's Real Estate Policy. If the Interim President & Chief Executive Officer or his designee is unable to negotiate the purchase of this parcel for just compensation, the General Counsel is hereby authorized and directed to initiate and prosecute the completion of eminent domain proceedings for the acquisition of this parcel for the Silver Line Regional Rail Project. DART shall not exercise its power of eminent domain for the acquisition of the parcel described in Exhibit 6 without approval of such acquisition by the City Council of the City of Carrollton for CB2-015. DART's exercise of the power of eminent domain in acquiring the herein described parcel will not unduly impair the then existing neighborhood character of property surrounding or

adjacent to the property to be condemned, nor unduly interfere with interstate commerce, nor authorize DART to run its vehicles on railroad tracks which are used to transport property.

11. Approval to Declare Public Necessity, Establish Just Compensation, and Authorize the Acquisition of Parcel CB2-016 Located in the City of Carrollton, Texas, for the Silver Line Regional Rail Project

Moved for approval of Resolution 210051 stating there is a public necessity for the acquisition of Parcel CB2-016 described in Exhibit 1. This property is necessary and proper for construction of the Silver Line Regional Rail Project and for any other use authorized by Chapter 452 of the Texas Transportation Code, and such use is hereby declared to be a public use for a public purpose. The amount to be paid represents just compensation for this parcel required for the Silver Line Regional Rail Project as determined by a Texas State Certified Real Estate Appraiser and reviewed by a Texas State Certified Real Estate Appraiser. In the event the property owner accepts the payment of just compensation, the Interim President & Chief Executive Officer or his designee is hereby authorized 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 the property. Should the property owner decline the payment of just compensation, then the Interim President & Chief Executive Officer or his designee is hereby authorized and directed to negotiate the purchase of such parcel in accordance with DART's Real Estate Policy.

12. Approval to Declare Public Necessity, Establish Just Compensation, and Authorize the Acquisition of Parcels CB3-003, CB3-006, and DE3-006 Located in the City of Richardson, Texas, for the Silver Line Regional Rail Project, and Authorize Eminent Domain Proceedings for all parcels, if Necessary

Moved for approval of Resolution 210052 stating the Interim President & Chief Executive Officer, or his designee, is authorized to:

Section 1: There is a public necessity for the acquisition of Parcel CB3-003 described in Exhibit 1. This property is necessary and proper for construction of the Silver Line Regional Rail Project and for any other use authorized by Chapter 452 of the Texas Transportation Code, and such use is hereby declared to be a public use for a public purpose. The amount to be paid represents just compensation for this parcel required for the Silver Line Regional Rail Project as determined by a Texas State Certified Appraiser and reviewed by Texas State Certified Real Estate Appraiser. In the event the property owner accepts the payment of just compensation, the Interim President & Chief Executive Officer or his designee is hereby authorized 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 the property. Should the property owner decline the payment of just compensation, then the Interim President & Chief Executive Officer or his designee is hereby authorized and directed to negotiate the purchase of such parcel in accordance with DART's Real Estate Policy. If the Interim President & Chief Executive Officer or his designee is unable to negotiate the purchase of this parcel for just compensation, the General Counsel is hereby authorized and

directed to initiate and prosecute the completion of eminent domain proceedings for the acquisition of this parcel for the Silver Line Regional Rail Project. DART shall not exercise its power of eminent domain for the acquisition of the parcel described in Exhibit 1 without approval of such acquisition by the City Council of the City of Richardson for CB3-003. DART's exercise of the power of eminent domain in acquiring the herein described parcel will not unduly impair the then existing neighborhood character of property surrounding or adjacent to the property to be condemned, nor unduly interfere with interstate commerce, nor authorize DART to run its vehicles on railroad tracks which are used to transport property.

Section 2: There is a public necessity for the acquisition of Parcel CB3-006 described in Exhibit 2. This property is necessary and proper for construction of the Silver Line Regional Rail Project and for any other use authorized by Chapter 452 of the Texas Transportation Code, and such use is hereby declared to be a public use for a public purpose. The amount to be paid represents just compensation for this parcel required for the Silver Line Regional Rail Project as determined by a Texas State Certified Real Estate Appraiser and reviewed by Texas State Certified Real Estate Appraiser. In the event the property owner accepts the payment of just compensation, the Interim President & Chief Executive Officer or his designee is hereby authorized 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 the property. Should the property owner decline the payment of just compensation, then the Interim President & Chief Executive Officer or his designee is hereby authorized and directed to negotiate the purchase of such parcel in accordance with DART's Real Estate Policy. If the Interim President & Chief Executive Officer or his designee is unable to negotiate the purchase of this parcel for just compensation, the General Counsel is hereby authorized and directed to initiate and prosecute the completion of eminent domain proceedings for the acquisition of this parcel for the Silver Line Regional Rail Project. DART shall not exercise its power of eminent domain for the acquisition of the parcel described in Exhibit 2 without approval of such acquisition by the City Council of the City of Richardson for CB3-006. DART's exercise of the power of eminent domain in acquiring the herein described parcel will not unduly impair the then existing neighborhood character of property surrounding or adjacent to the property to be condemned, nor unduly interfere with interstate commerce, nor authorize DART to run its vehicles on railroad tracks which are used to transport property.

Section 3: There is a public necessity for the acquisition of Parcel DE3-006 described in Exhibit 3. This property is necessary and proper for construction of the Silver Line Regional Rail Project and for any other use authorized by Chapter 452 of the Texas Transportation Code, and such use is hereby declared to be a public use for a public purpose. The amount to be paid represents just compensation for this parcel

required for the Silver Line Regional Rail Project as determined by a Texas State Certified Real Estate Appraiser and reviewed by Texas State Certified Real Estate Appraiser. In the event the property owner accepts the payment of just compensation, the Interim President & Chief Executive Officer or his designee is hereby authorized 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 the property. Should the property owner decline the payment of just compensation, then the Interim President & Chief Executive Officer or his designee is hereby authorized and directed to negotiate the purchase of such parcel in accordance with DART's Real Estate Policy. If the Interim President & Chief Executive Officer or his designee is unable to negotiate the purchase of this parcel for just compensation, the General Counsel is hereby authorized and directed to initiate and prosecute the completion of eminent domain proceedings for the acquisition of this parcel for the Silver Line Regional Rail Project. DART shall not exercise its power of eminent domain for the acquisition of the parcel described in Exhibit 3 without approval of such acquisition by the City Council of the City of Richardson for DE3-006. DART's exercise of the power of eminent domain in acquiring the herein described parcel will not unduly impair the then existing neighborhood character of property surrounding or adjacent to the property to be condemned, nor unduly interfere with interstate commerce, nor authorize DART to run its vehicles on railroad tracks which are used to transport property.

13. **Approval to Declare Public Necessity, Establish Just Compensation, and Authorize the Acquisition of Parcel CB1-501 Located in the City of Grapevine, Texas, for the Silver Line Regional Rail Project**

Moved for approval of Resolution 210053 stating the Interim President & Chief Executive Officer, or his designee, is authorized to there is a public necessity for the acquisition of Parcel CB1-501 described in Exhibit 1. This property is necessary and proper for construction of the Silver Line Regional Rail Project and for any other use authorized by Chapter 452 of the Texas Transportation Code, and such use is hereby declared to be a public use for a public purpose. The amount to be paid represents just compensation for this parcel required for the Silver Line Regional Rail Project as determined by a Texas State Certified Appraiser and reviewed by Texas State Certified Appraiser. In the event the property owner accepts the payment of just compensation, the Interim President & Chief Executive Officer, or his designee, is hereby authorized 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 the property. Should the property owner decline the payment of just compensation, then the Interim President & Chief Executive Officer, or his designee, is hereby authorized and directed to negotiate the purchase of such parcel in accordance with DART's Real Estate Policy.

14. **Approval to Declare Public Necessity, Establish Just Compensation, and Authorize the Acquisition of Parcels DE3-001 and DE3-002 Located in the City of Dallas, Texas, for the Silver Line Regional Rail Project**

Moved for approval of Resolution 210054 stating the Interim President & Chief Executive Officer, or his designee, is authorized to:

Section 1: There is a public necessity for the acquisition of Parcel DE3-001 described in Exhibit 1. This property is necessary and proper for construction of the Silver Line Regional Rail Project and for any other use authorized by Chapter 452 of the Texas Transportation Code, and such use is hereby declared to be a public use for a public purpose. The amount to be paid represents just compensation for this parcel required for the Silver Line Regional Rail Project as determined by a Texas State Certified Real Estate Appraiser and reviewed by a Texas State Certified Real Estate Appraiser. In the event the property owner accepts the payment of just compensation, the Interim President & Chief Executive Officer or his designee is hereby authorized 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 the property. Should the property owner decline the payment of just compensation, then the Interim President & Chief Executive Officer or his designee is hereby authorized and directed to negotiate the purchase of such parcel in accordance with DART's Real Estate Policy.

Section 2: There is a public necessity for the acquisition of Parcel DE3-002 described in Exhibit 2. This property is necessary and proper for construction of the Silver Line Regional Rail Project and for any other use authorized by Chapter 452 of the Texas Transportation Code, and such use is hereby declared to be a public use for a public purpose. The amount to be paid represents just compensation for this parcel required for the Silver Line Regional Rail Project as determined by a Texas State Certified Real Estate Appraiser and reviewed by a Texas State Certified Appraiser. In the event the property owner accepts the payment of just compensation, the Interim President & Chief Executive Officer or his designee is hereby authorized 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 the property. Should the property owner decline the payment of just compensation, then the Interim President & Chief Executive Officer or his designee is hereby authorized and directed to negotiate the purchase of such parcel in accordance with DART's Real Estate Policy.

Mr. Stopfer seconded.

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

Individual Items:

15. **This item will be discussed at Committee-of-the-Whole only.**
16. **This item will be discussed at Committee-of-the-Whole only.**
17. **This item will be discussed at Committee-of-the-Whole only.**
18. **This item will be discussed at Committee-of-the-Whole only.**
19. **+Approval of Employment Agreement for DART President & Chief Executive Officer**

Mr. Schlosser moved for approval of Resolution 210055 stating the Board Chair is authorized to execute an employment agreement, as shown in Exhibit 1 to this Resolution, with the selected candidate for the position of DART President & Chief Executive Officer.

Mr. Kennedy seconded.

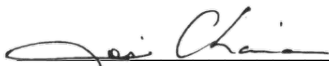
Chair Wageman took a Roll Call vote and the item was approved unanimously.

20. **This item will be discussed at Committee-of-the-Whole only.**

Other Items:

21. **This item will be discussed in Committee-of-the-Whole only.**
22. **Adjournment:**

There being no further business to discuss, the meeting was adjourned at 8:08 p.m.



Josefina Chavira, CAP
Board Committee Secretary

/jc

+ Same Date Item

* Briefing Item