

**MINUTES**  
**DALLAS AREA RAPID TRANSIT**  
**BOARD OF DIRECTORS'**  
**January 28, 2020**

The Dallas Area Rapid Transit **Board of Directors'** meeting convened on Tuesday, January 28, 2020, at 6:38 p.m., at DART Headquarters, 1401 Pacific Avenue, Dallas, Texas, with Chair Wageman presiding.

**City of Dallas**

Sue S. Bauman  
Ray Jackson – **Assistant Secretary**  
Patrick J. Kennedy  
Jon-Bertrell Killen  
Michele Wong Krause – **Vice-Chair**  
Amanda Moreno  
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**

Lissa Smith

**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

Ms. Lissa Smith and Mr. Mark C. Enoch were absent.

## **General Items:**

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1. **Approval of Minutes:**      **January 14, 2020**

**Ms. Wong Krause moved to approve the January 14, 2020, Board of Directors' meeting Minutes, and entered into record, as written.**

**Mr. Kelly seconded and the item was approved unanimously.**

2. **CAC Report on the January 16, 2020 Meeting**

Mr. Charles Gillette, Chair of the Citizens Advisory Committee (CAC), provided an overview of the CAC meeting (Copy on file with the Office of Board Support).

3. **PAAG Report on the January 17, 2020 Meeting**

Ms. Marsha Hampton, Representative of the Paratransit Accessibility Advisory Group (PAAG), provided an overview of the PAAG meeting (Copy on file with the Office of Board Support).

4. **Public Comments**

**Chair Wageman read the rules that govern the Public Comments portion of the meeting, including the DART Board Code of Conduct for News Media and Visitors during DART Board Meetings, that are on file with the Office of Board Support and posted outside the Board Room.**

The following individuals addressed the Board:

**Ms. Debra R. Warren; Dallas, TX:**

Ms. Warren voiced concern with the Paratransit Mobility Management bus operators in reference to her 84-year old mother, who is a dialysis patient.

Mr. Gary Thomas, President/Executive Director, referred Ms. Warren to Ms. Tammy Haenftling, Assistant Vice President of Mobility Management. Administration.

**Ms. Sandra Crenshaw; Dallas, TX:**

Ms. Crenshaw voiced concern with the DART bus operators not showing preference in allowing her to use her Texas Identification in place of her official DART Senior Reduced pass.

Mr. Thomas referred Ms. Crenshaw to Mr. Herold Humphrey, Vice President of Bus Operations.

**Mr. Thomas Hutchinson; DART Employee:**

Mr. Hutchinson requested to speak to Mr. Thomas after the Board meeting.

**Mr. Charles May; Dallas, TX:**

Mr. May voiced concern with a bus operator's attitude.

Mr. Thomas referred Mr. May to Mr. Humphrey.

**Ms. Alicia Keys Edmonds; Dallas, TX:**

Ms. Edmonds stated she paid to load her GoPass and has been having issues using it.

Mr. Thomas referred Ms. Edmonds to Mr. Joseph Costello, Chief Financial Officer.

Consent Items:

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Mr. Jackson moved for approval of Consent Items 5 through 8.

*Capital Construction Oversight:*

5. Conveyance of a Waterline Easement to Dallas Water Utilities (DWU) Located in Carrollton, Texas, for the New Silver Line Regional Rail Corridor Project

Moved for approval of Resolution 200014 stating:

**Section 1:** The President/Executive Director is authorized to convey a waterline easement, subject to legal review, as described in Exhibit 1 to Dallas Water Utilities (DWU) in exchange for DWU vacating and quit claiming an existing waterline easement which is in conflict with the construction of the DART Silver Line Regional Rail Project.

**Section 2:** The President/Executive Director or his designee is authorized to take such action and execute such documents as shall be necessary to acquire, transfer or convey the subject property easement, subject to legal review, as described in Exhibit 1 with the Dallas Water Utilities or municipality where the property easement is located.

6. Increase Contract Value for the Design-Build Contract for the Silver Line Regional Rail Project to Include Metes and Bounds Surveying to Support Real Estate Acquisitions

Moved for approval of Resolution 200015 stating the President/Executive Director, or his designee, is authorized to increase the contract value for design-build services with Archer Western Herzog 4.0, Joint Venture, for the Silver Line Regional Rail Project to include Metes and Bounds Survey to Support Real Estate Acquisitions in an amount not to exceed \$848,318, funded from the supplemental work contingency with no change to the total authorized amount not to exceed \$923,835,858.

*Operations, Safety & Security:*

7. Contract for Between Light Rail Vehicle Barrier System Components

Moved for approval of Resolution 200016 stating the President/Executive Director, or his designee, is authorized to award a contract to Impact Recovery Systems, Inc., for a total authorized amount not to exceed \$933,340.

8. Contract Award for Third-Party Vanpool Services

Moved for approval of Resolution 200017 stating the President/Executive Director, or his designee, is authorized to award a five-year contract to AVR Vanpool to operate the Vanpool Program, for a total authorized amount not to exceed \$17,047,800.

Mr. Kelly seconded and the items were approved unanimously.

Individual Items:

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9. Declare Public Necessity, Establish Just Compensation, and Authorize the Acquisition of Parcel CB2-030 Located in Carrollton, Texas, for the New Silver Line Regional Rail Corridor Project, and Authorize Eminent Domain Proceedings, if Necessary

Ms. Moreno moved for approval of Resolution 200018 stating:

- Section 1:** There is a public necessity for the acquisition of the property described in Exhibit 1.
- Section 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.
- Section 3:** 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.
- Section 4:** In the event the property owner accepts the payment of just compensation, the President/Executive Director 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.
- Section 5:** Should the property owner decline the payment of just compensation, then the President/Executive Director or his designee is hereby authorized and directed to negotiate the purchase of such parcel in accordance with DART's Real Estate Policy.
- Section 6:** If the President/Executive Director 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.
- Section 7:** 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 CB2-030.
- Section 8:** 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.

**Ms. Wong Krause seconded and the item was approved unanimously.**

10. This item will be discussed at Committee-of-the-Whole only.
11. This item will be discussed at Committee-of-the-Whole only.
12. This item will be discussed at Committee-of-the-Whole only.
13. This item will be discussed at Committee-of-the-Whole only.

**Other Items:**

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**14. Public Comments**

There were no additional individuals to address the Board.

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

**General Items:**

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**16. Adjournment:**

There being no further business to discuss, the meeting was adjourned at 7:07 p.m.



Josefina Chavira, CAP  
Board Committee Secretary

/jc

+ Same Night Item

\* Briefing Item