The Dallas Area Rapid Transit Board of Directors’ meeting convened on Tuesday, September 12, 2017 at 6:36 p.m., at DART Headquarters, 1401 Pacific Avenue, Dallas, Texas, with Chair Moses Wilkins presiding.

City of Dallas
Sue S. Bauman
Ray Jackson
Patrick J. Kennedy
Jon-Berrett Killen
Michele Wong Krause
Amanda Moreno
Dominique P. Torres

City of Garland
Jonathan R. Kelly

City of Irving
Rick Stopfer

City of Plano
Paul N. Wageman

City of Cockrell Hill and Dallas
Catherine S. Cuellar

Cities of Carrollton and Irving
Tim Hayden

Cities of Farmers Branch and Plano
Faye Moses Wilkins – Chair

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 – Secretary

VACANT – Vice-Chair; Assistant Secretary
General Items:

1. Approval of Minutes: August 22, 2017

Chair Moses Wilkins noted one correction to the August 22, 2017, Board of Director’s Meeting Minutes. She then asked if there were any other corrections. Hearing no response, Chair Moses Wilkins called for the vote.

Ms. Moreno made a motion to approve the Minutes from the August 22, 2017, Board of Directors’ meeting and enter into record, with the added correction.

Mr. Slagel seconded and the Minutes were approved unanimously.

2. Public Comments

Chair Moses Wilkins 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:

Mayor Paul Voelker; Richardson, TX:
Mayor Volker commended the Board for the action taken at the Committee-of-the-Whole meeting and voiced his hope that they will take the same action during tonight’s meeting.

Mayor Joe Chow; Addison, TX:
Mayor Chow voiced his support for both the Cotton Belt Corridor, and the D2 Projects. He commended the Board for their support.

Mayor Douglas Athas; Garland, TX (no card):
Mayor Douglas voiced his support of the Cotton Belt Corridor, and the D2 Projects.

Mr. Marvin E. Crenshaw; Dallas, TX:
Mr. Crenshaw spoke in reference to a DART Bus collision with a vehicle that ran a red light. He then spoke in regards to a few physical issues he has experienced due to the impact.

Ms. Phyllis Silver; Addison, TX:
Ms. Silver voiced her support of the Cotton Belt Corridor, and the D2 Projects.

Ms. Rose Wanzo; Dallas, TX:
Ms. Wanzo voiced concern in regards to the fare increases. She also spoke in reference to issues with the DART system layout.

Chair Moses Wilkins referred Ms. Wanzo to Mr. Rob Smith, Assistant Vice President of Service Planning and Development.

Ms. Brenda Adams; Employee:
Ms. Adams, Employee, spoke in reference to an alleged assault to a bus operator and the actions taken by DART Police.

Mr. Ivan Hughes; Dallas, TX:
Mr. Hughes, Mayor Pro Tem of Addison, voiced his support of the Cotton Belt Corridor, and the D2 Projects.
Mr. Paul Walden; Addison, TX:
Mr. Walden voiced his support of the Cotton Belt Corridor, and the D2 Projects.

Ms. Wong Krause stepped out of the meeting at 6:58 p.m.

Mr. Elwin Bulbins; Dallas, TX:
Mr. Bulbins voiced his concern regarding a contract janitorial worker, who did not move when an incoming train arrived at the Bachman Station. He also mentioned that the security officer, on duty, did not take any action, nor voiced any concern when he spoke to him.

Chair Moses Wilkins referred Mr. Bulbins to Mr. Mike Holbrook, Assistant Vice President of Ways, Structure and Amenities, as well as to Mr. Tim Newby, Vice President of Transportation.

Ms. Wong Krause reentered the meeting at 7:00 p.m.

Ms. Jearldine McDaniel; Dallas, TX:
Ms. McDaniel spoke in reference to having the Board connect her to the Planning Department regarding a few outstanding requests. She also noted that on September 30, 2017, she will have been known as Ms. DART for 30-years.

Chair Moses Wilkins commended Ms. McDaniel for her dedication to DART and then referred her to Mr. Newby.

Mr. Charles Mann; Dallas, TX:
Mr. Mann read an article he pulled up from his phone regarding issues with the DART system.

Chair Moses Wilkins referred Mr. Mann to Mr. Todd Plesko, Vice President of Planning and Scheduling.

Consent Items:

Ms. Moreno moved for approval of Agenda Items 3 through 9.

3. Approval to Execute Interlocal Agreements (ILAs) Between the Dallas Area Rapid Transit Bus Service, LGC, and 1) the City of Allen; 2) the City of Wylie; and 3) the Town of Fairview for the Continuation of Collin County Demand Response Service

Moved for approval of Resolution 170083, stating the President/Executive Director, or his designee, is authorized to:

Section 1: Execute an Interlocal Public Transit Service Agreement with the City of Allen, substantially in the form shown in Exhibit 1 to the Resolution, for continuation of demand response service.

Section 2: Execute an Interlocal Public Transit Service Agreement with the City of Wylie, substantially in the form shown in Exhibit 2 to the Resolution, for continuation of demand response service.

Section 3: Execute an Interlocal Public Transit Service Agreement with the Town of Fairview, substantially in the form shown in Exhibit 3 to the Resolution, for continuation of demand response service.
4. **Approval of Contract for Financial Audit Services**

Moved for approval of Resolution 170084, stating the President/Executive Director, or his designee, is authorized, subject to legal sufficiency review and approval, to award a five-year contract for financial auditing services to Crowe Horwath, LLP, for an total authorized amount not to exceed $2,141,200.

5. **Contract Awards for Construction Manager/General Contractor (CM/GC) Pre-Construction Services for Red & Blue Line Platform Extensions Project**

Moved for approval of Resolution 170085, stating the President/Executive Director, or his designee, is authorized, subject to legal review, to award contracts for Construction Manager/General Contractor (CM/GC) pre-construction services for the Red & Blue Line Platform Extensions Project, resulting in a total authorized amount not to exceed $3,500,700 for Groups A through E as follows:

- **Section 1:** Group A - Austin Carcon, a Joint Venture, (Contract No. C-2030485-01) in an amount not to exceed $985,000, plus a supplemental work contingency of $49,250 (5%) for unanticipated expenses, for a total authorized amount not to exceed $1,034,250;

- **Section 2:** Group B - Omega Contracting, Inc., (OCI) (Contract No. C-2030485-02) in an amount not to exceed $850,000, plus a supplemental work contingency of $42,500 (5%) for unanticipated expenses, for a total authorized amount not to exceed $892,500;

- **Section 3:** Group C - Omega Contracting, Inc./DES, a Joint Venture, (Contract No. C-2030485-03) in an amount not to exceed $500,000, plus a supplemental work contingency of $25,000 (5%) for unanticipated expenses, for a total authorized amount not to exceed $525,000;

- **Section 4:** Group D - Gilbert May, Inc. dba Phillips May Corporation (Contract No. C-2030485-04) in an amount not to exceed $499,100, plus a supplemental work contingency of $24,955 (5%) for unanticipated expenses, for a total authorized amount not to exceed $524,055; and

- **Section 5:** Group E - Gilbert May, Inc. dba Phillips May Corporation (Contract No. C-2030485-05) in an amount not to exceed $499,900, plus a supplemental work contingency of $24,995 (5%) for unanticipated expenses, for a total authorized amount not to exceed $524,895.

6. **Contracts for Asbestos Abatement and Demolition Services**

Moved for approval of Resolution 170086, stating the President/Executive Director, or his designee, is authorized to:

- **Section 1:** Establish a contract reserve for three asbestos abatement and demolition services contracts in a total authorized amount not to exceed $750,000, to be authorized and funded on a task order basis, with the task orders being awarded on a rotational and/or competitive basis to the firms listed below.
Section 2: Award a three-year contract, subject to legal review, for asbestos abatement and demolition services to Bellphi Environmental, LLC, in a minimum amount of $500 based on task orders that will be expensed from the contract reserve.

Section 3: Award a three-year contract, subject to legal review, for asbestos abatement and demolition services to RNDI Companies, Inc., in a minimum amount of $500 based on task orders that will be expensed from the contract reserve.

Section 4: Award a three-year contract, subject to legal review, for asbestos abatement and demolition services to Ponce Contractors, Inc., in a minimum amount of $500 based on task orders that will be expensed from the contract reserve.

7. **Authorization to Execute a Release of Deed Condition and Related Reverter in Favor of and for the Benefit of SDC Compton Housing, LP**

Moved for approval of Resolution 170087, stating the President/Executive Director, or his designee, is authorized to execute a Release of Deed Condition and Related Reverter, as shown in Exhibit 1, in favor of and for the benefit of SDC Compton Housing, LP related to Condition 1 upon written confirmation from the City of Dallas that they have accepted the pedestrian connection. All remaining terms of the DART Deed, including Condition 2, remain in full force and effect.

8. **Approval of an Interlocal Agreement with North Central Texas Council of Governments (NCTCOG) for the Funding of the Vanpool Services Program**

Moved for approval of Resolution 170088, stating the President/Executive Director, or his designee, is authorized to authorize to execute an Interlocal Agreement with North Central Texas Council of Governments (NCTCOG) for the funding of the Vanpool Services Program for three years (retroactively) commencing as of October 1, 2016, substantially in the same form, as shown in Exhibit 1, to the Resolution.

9. **Declaration and Sale of Surplus Property Rights Located at Hudgins Street in Grapevine, Texas, to the City of Grapevine, Subject to a Corresponding Release Related to TEXRail Project from the Fort Worth Transportation Authority**

Moved for approval of Resolution 170089, stating the President/Executive Director, or his designee, is authorized to:

- **Section 1:** The interest of DART in and to the subject property, fully illustrated and described in Exhibit 1, is hereby declared surplus to DART.

- **Section 2:** The President/Executive Director or his designee is authorized to take such action and execute such documents as shall be necessary to convey the subject property to the City of Grapevine for fair market value.

- **Section 3:** The President/Executive Director or his designee is authorized to execute an amendment to the Cotton Belt Access Agreement between DART and Fort Worth Transportation Authority to release this property from the Access Agreement related to the TEXRail Project.
Mr. Slagel seconded and the items were approved unanimously.

Individual Items:

10. Approval to Amend the Agreement Among the Dallas Area Rapid Transit Bus Service, LGC, the City of Mesquite, and STAR Transit to Provide for a Continuation Bus Service through September 30, 2018

Mr. Stopfer moved for approval of Resolution 170090, stating the President of the Dallas Area Rapid Transit Bus Service, LGC (LGC), or his designee, is authorized to execute an amended Interlocal Public Transit Service Agreement among the LGC, the City of Mesquite, and STAR Transit (Second Amendment), substantially in the form shown in Exhibit 1 to this resolution, to extend the operation of the Compass Route through FY 2018.

Ms. Moreno seconded and the items were approved unanimously.

11. Call for Public Hearing for D-Link Service Modifications for January 29, 2018

Ms. Moreno moved for approval of Resolution 170091, stating the President/Executive Director, or his designee, is authorized to call a public hearing on proposed service modifications to the downtown "D-Link" Shuttle route planned for implementation on January 29, 2018, as shown in Exhibit 1 to the Resolution.

Mr. Stopfer seconded and the items were approved unanimously.

12. Approval to Execute an Interlocal Agreement with the City of Cockrell Hill for Eligible Transit Related Improvement Program (TRIP) Reimbursements

Ms. Moreno moved for approval of Resolution 170092, stating the President/Executive Director, or his designee, is authorized to execute an Interlocal Agreement, substantially in the same form as shown in Exhibit 1 to the Resolution, between DART and the City of Cockrell Hill for Transit Related Improvement Program reimbursements from October 1, 2017, through September 30, 2020, with 21% sales tax estimated to be $300,623, plus RTC funding of $300,623, for a total estimated amount of $601,246.

Slagel seconded and the items were approved majority with Mr. Wageman, Mr. Enoch and Mr. Hayden.

13. Approval of: I) Fifteenth Supplemental Debt Resolution for Financing Through the Issuance of Senior Lien Sales Tax Revenue Bonds in Conjunction with 1) a Railroad Rehabilitation and Improvement Financing (RRIF) Program Loan, or 2) a Conventional Revenue Bond Issue, or 3) a Combination of a Conventional Revenue Bond Issue and a RRIF Program Loan for the Cotton Belt Commuter Rail Project; and II) Sixteenth Supplemental Debt Resolution for the Purpose of Financing the Second Central Business District (CBD) Light Rail Alignment Project (D2 Subway)

Mr. Wageman moved for approval of Resolution 170093, stating:

Section 1: The Fifteenth Supplemental Debt Resolution, in substantially the same form as shown in Exhibit 1 to this Resolution, is hereby approved for financing through the issuance of senior lien sales tax revenue bonds in conjunction with a Railroad Rehabilitation and
Section 2: The Sixteenth Supplemental Debt Resolution, in substantially the same form as shown in Exhibit 2 to this Resolution, is hereby approved for the purpose of financing the Second Central Business District (CBD) light rail alignment project (D2 Subway), to be issued in multiple series as Current Interest Bonds and, as needed, Capital Appreciation Bonds.

Section 3: The President/Executive Director and other designated Authorized Officers are authorized to sign all debt resolution agreements and documents, subject to the conditions and parameters set out in the Fifteenth Supplemental Debt Resolution and the Sixteenth Supplemental Debt Resolution.

Mr. Slagel seconded.

Mr. Killen reiterated his concerns, mentioned at the Committee-of-the-Whole, regarding large capital projects. He stated he would not be voting for this item.

Chair Moses Wilkins called for the vote and the items were approved by a two-thirds vote with Mr. Killen and Ms. Torres opposing.

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

Other Items:

18. Public Comments

The following individuals addressed the Board:

**Mr. Gene Lantz; Dallas, TX:**
Mr. Lantz voiced concern regarding the upcoming fare increase on the population, in particular, the hardship that will occur to the older generation.

**Ms. Ellen Tuton; Employee:**
Ms. Tuton voiced concern in regards to assaults from customers on DART Bus Operators and the action taken by DART Police.

**Ms. Carmen Ramirez; Dallas, TX:**
Ms. Ramirez voiced concern regarding the upcoming fare increase. She noted experts say the least expensive, and most effective, fare price is often a free fare.

**Ms. Valerie Davis; Dallas, TX:**
Ms. Davis voiced concern regarding the upcoming fare increase.
Mr. Matt Tranchin; Dallas, TX:
Mr. Tranchin spoke in regards to the Cotton Belt Corridor, and D2, projects, as well as the upcoming fare increase.

Mr. Robert Caldwell; Allen, TX:
Mr. Caldwell urged the Board to reconsider not removing trade schools from the reduced fare, as well as the fare restructuring.

Mr. Albert Dirla; Employee:
Mr. Dirla voiced concern regarding the DART Police’s lack of response, or, at times, the lengthy response time, in regards to Bus Operators’ calls for assistance when reporting a Bus Operator assault by a passenger.

Ms. Sherlyn Samuel; Employee:
Ms. Samuel addressed the Board concerning an employee issue.

Ms. Esther McElfish; Fort Worth, TX:
Ms. McElfish voiced concern in reference the possible removal of the trade schools from the reduced fare program. She then voiced concern regarding the cleanliness of the busses and an incident that occurred on Bus Route #400. Ms. McElfish recommended shortening the bus route into several shorter routes to provide better service to the commuters.

Chair Moses Wilkins referred Ms. McElfish to Mr. Smith.

Mr. Laron Thomas; Dallas, TX:
Mr. Thomas voiced concern regarding the upcoming fare increase and his need to understand the proposed fare.

Chair Moses Wilkins referred Mr. Thomas to Mr. David Leininger, Executive Vice President/Chief Financial Officer.

Mr. Engelbert Pudgurney; Dallas, TX:
Mr. Pudgurney spoke in reference to a personal incident. (copy of handout on file with the Office of Board Support.)

Chair Moses Wilkins referred Mr. Pudgurney to Deputy Chief Edward Addison, DART Police.

Mr. Bryan Blanks; Employee:
Mr. Blanks voiced concern regarding Bus Operator assaults by passengers and the response provided by DART Police.

Ms. Moreno stepped out of the meeting at 7:40 p.m.

Mr. Donald Washington; Employee:
Mr. Washington spoke in reference to an issue with the taxi drivers and

Ms. Moreno reentered the meeting at 7:42 p.m.

Mr. DeBoss Christian; employee:
Mr. Christian voiced concern regarding Bus Operator assaults by passengers and the response provided by DART Police.
Mr. Thomas Hutchison: employee:
Mr. Hutchison voiced concern regarding Bus Operator assaults by passengers and the response provided by DART Police.

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

20. Adjournment
There being no further business to discuss, the meeting was adjourned at 7:50 p.m.

Josefina Chavira, CAP
Board Committee Secretary

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+ Same Night Item
* Briefing Item