

**MINUTES
DALLAS AREA RAPID TRANSIT
BOARD OF DIRECTORS'
February 14, 2017**

The Dallas Area Rapid Transit **Board of Directors'** meeting convened on Tuesday, February 14, 2017, at 6:32 p.m., at DART Headquarters, 1401 Pacific Avenue, Dallas, Texas, with Chair Moses Wilkins presiding.

City of Dallas

Sue S. Bauman
Richard Carrizales – **Vice-Chair**
Jerry L. Christian– **Assistant Secretary**
Amanda Moreno
Pamela Dunlop Gates
Patrick J. Kennedy
Michele Wong Krause

City of Garland

Jonathan R. Kelly

City of Irving

Rick Stopfer

City of Plano

Paul N. Wageman

City of Cockrell Hill and Dallas

William M. Velasco, II

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**

Mr. William M. Velasco, Mr. Jerry Christian, and Ms. Pamela Dunlop Gates were absent.

General Items:

1. **Approval of Minutes:** **January 24, 2017**

Hearing no objection, Chair Moses Wilkins stated the January 24, 2017, Board of Directors' meeting Minutes were entered into record as prepared.

2. **Public Comments**

Mr. Kennedy entered the meeting at 6:34 p.m.

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:

Mr. Daniel Lyons; Dallas, TX:

Mr. Lyons addressed the Board concerning his request for signage at the nearby crosswalk for the bus stop located at Mockingbird at Hawes in Dallas, TX. He also requested assistance in his recommendation for a push-button crosswalk to make the crossing safe for pedestrians. Mr. Lyons provided a photo of the location area. that was passed around to each Board Member, however no additional copy was provided for filing.

Chair Moses Wilkins stated staff would make certain the proper people received Mr. Lyon's provided information.

Mr. Raymond Christian; Dallas, TX:

Mr. Christian, a former employee, spoke in reference to his employment at DART and his request for further information. He then requested the Board assist him with his issues.

Chair Moses Wilkins stated she would have staff look into this issue. Mr. Christian then requested a time period be provided of when a staff member would contact him. Chair Moses Wilkins responded she could not allot a time-period, however a staff member would respond once this issue had been reviewed.

Ms. Jearldine McDaniel; Dallas, TX:

Ms. McDaniel addressed the Board regarding Bus Route #444. She recommended making this route into two different scheduled routes using smaller buses. Ms. McDaniel also requested updated information in reference to her prior requests and concerns.

Chair Moses Wilkins referred Ms. McDaniel to Mr. Tim Newby, Vice President of Transportation.

Consent Items:

Mr. Wageman requested Agenda Item 6, Contract for Professional Environmental Response Services, be considered as an Individual Item. Chair Moses Wilkins agreed to pull Agenda Item 6 from the Consent Items, stating the Board would consider the remaining Consent Items.

Mr. Carrizales moved for approval of Agenda Items 3 through 8, with the exception of Agenda Item 6.

3. Contract for Light Rail Vehicle (LRV) Brake Disc Kits
 Moved for approval of Resolution 170014, stating the President/Executive Director, or his designee, is authorized to award a two-year contract for light rail vehicle brake disc kits to Wabtec Passenger Transit for a total authorized amount not to exceed \$1,902,300.

4. Approval of Spectrum Manager Sublease Agreement with Burlington Northern Santa Fe Railway Company for the Lease of Spectrum for the Regional Positive Train Control System
 Moved for approval of Resolution 170015, stating the President/Executive Director, or his designee, is authorized to execute a sublease agreement with Burlington Northern Santa Fe Railway Company for the lease of radio frequency in the 219-222 MHz spectrum band to be used for the Regional Positive Train Control Implementation for a total authorized amount not-to-exceed \$39,952.

5. Amendment to DART Board Policy I.07, Contract Modification Authority and Supplemental Work Contingencies
 Moved for approval of Resolution 170016, stating that Table-1, Contract Modification Authorization Levels, of DART Board Policy I.07, Contract Modification Authority and Supplemental Work Contingencies, is amended as shown in Exhibit 1 of this resolution.

7. Approval of an Interlocal Agreement with the Texas Department of Transportation (TxDOT) to Receive State and Federal Funding for FY 2017 511DFW Operation
 Moved for approval of Resolution 170018, stating the President/Executive Director, or his designee, is authorized to execute an Interlocal Agreement (ILA), substantially in the form as shown in Exhibit 1 to the Resolution, with the Texas Department of Transportation (TxDOT), to receive State and Surface Transportation Program-Metropolitan Mobility (STP-MM) federal funding for extension of the 511DFW program through April 2017 until the North Central Texas Council of Governments (NCTCOG) assumes operation of the program.

8. Call for Public Hearing and Approval of Submission of Fiscal Year 2017 Federal Transit Administration (FTA) Grant Application and Grant Amendments
 Moved for approval of Resolution 170019, stating:
 - Section 1: A public hearing is called on April 11, 2017, at 12:00 noon and 6:00 p.m. in the DART Board Room to solicit public comments on the projects for the FY 2017 Grant Application and Grant Amendments.
 - Section 2: Subsequent to the public hearing, the President/Executive Director or his designee is authorized to execute and file applications for Federal and State assistance on behalf of DART with FTA for Federal Assistance authorized by 49 USC Chapter 53, Title 23, United States Code, or other Federal statutes authorizing a project administered by the FTA.

Section 3: The President/Executive Director or his designee is authorized to execute and file with its amendment the annual certifications and assurances and other documents the Federal Transit Administration requires before awarding a Federal assistance grant agreement.

Section 4: The President/Executive Director or his designee is authorized to execute the grant agreements with the Federal Transit Administration on behalf of DART.

Mr. Slagel seconded and the items were approved unanimously.

Individual Items:

Mr. Wageman recused himself at 6:44 p.m.

6. Contract for Professional Environmental Response Services

Mr. Slagel moved for approval of Resolution 170017, stating the President/Executive Director, or his designee, is authorized to:

Section 1: Establish a contract reserve for professional environmental response services in a total authorized amount not to exceed \$3,250,000 to be authorized and funded on a task order basis, with the task orders being issued on a competitive basis.

Section 2: Award a three-year contract with the following selected firms: Halff Associates, Inc., EA Engineering, Science, and Technology, Inc., Amec Foster Wheeler Environment and Infrastructure, Inc., LCA Environmental, Inc., and TRC Environmental Corporation.

Mr. Carrizales seconded and the item was approved unanimously.

Mr. Wageman reentered the meeting at 6:45 p.m.

9. +Contract for Light Rail Vehicle (LRV) and Streetcar Cleaning

Mr. Hayden moved for approval of Resolution 170020, stating the President/Executive Director, or his designee, subject to legal sufficiency review, is authorized to award an eight-month contract for cleaning services for DART's LRV and streetcar fleet to BMR Janitorial and Pressure Washing Services, LLC in a total authorized amount not to exceed \$687,450.

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

10. +Initiation of Litigation - Appeal of Open Records Ruling No. 2017-00985

Mr. Carrizales moved for approval of Resolution 170021, stating the recommendation of the General Counsel to initiate litigation to appeal Open Records Ruling No. 2017-00985 is approved.

Mr. Kelly seconded and the item was approved by a majority vote with Mr. Wageman opposing.

11. This item was discussed at Committee-of-the-Whole only.

12. This item was discussed at Committee-of-the-Whole only.

Other Items:

13. Public Comments

The following individuals addressed the Board:

Mr. Hugh Harrison; (No "Request to Address the Board" Card provided):

Mr. Harrison thanked the Board for all that they do. He then publicly recognized Chair Moses Wilkins, and her firm, The Wilkins Group, regarding their recent recognition, by the Quest for Success Award, at the Dallas Black Chambers of Commerce 33rd Annual Quest for Success Award Luncheon on Friday, February 10, 2017.

14. This item was discussed at Committee-of-the-Whole only.

Other Items:

15. Adjournment

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



Josefina Chavira, CAP
Board Committee Secretary

/jc

+ Same Night Item

* Briefing Item