

**MINUTES  
DALLAS AREA RAPID TRANSIT  
BOARD OF DIRECTORS'  
October 12, 2021**

The Dallas Area Rapid Transit **Board of Directors'** meeting came to order on Tuesday, October 12, 2021, at 6:45 p.m., at DART Headquarters, 1401 Pacific Avenue, Dallas, Texas, with Chair Wageman presiding.

**City of Dallas**

Flora M. Hernandez  
Patrick J. Kennedy  
Jon-Bertrell Killen  
Michele Wong Krause – **Vice-Chair**  
Rodney Schlosser – **Assistant Secretary**  
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. Robert C. Dye was absent.

## General Items:

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1. **Approval of Minutes:**            September 28, 2021

Ms. Wong Krause moved to accept the September 28, 2021, Board of Directors' meeting Minutes, and entered into record, as presented.

Mr. Killen seconded, and the Minutes were approved unanimously.

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

3. **Public Hearing for a Service Plan Amendment to Locate the Silver Line Equipment Maintenance Facility (EMF) at a DCTA/DART Joint Rail Operations Facility (JROF) in Lewisville, Texas**

Chair Wageman established himself as the hearing officer and reviewed the guidelines that would govern the public hearing (on file in the Office of Board Support). He then stated that the public hearing would be divided into two parts: the first part would consist of a brief overview regarding the project provided by DART Technical Staff and the public hearing would follow immediately. Chair Wageman went on to describe specific guidelines that would be followed during the public hearing.

Chair Wageman introduced Mr. John Hoppie, Project Manager of Capital Planning, who provided the technical presentation. Mr. Hoppie read, into the record, all pertinent details of the Public Hearing for a Service Plan Amendment to Locate the Silver Line Equipment Maintenance Facility (EMF) at a DCTA/DART Joint Rail Operations Facility (JROF) in Lewisville, Texas.

Chair Wageman stated tonight's hearing would be recorded by a court reporter, so all comments received were a matter of public record.

**Chair Wageman stated the time was 6:50 p.m., on Tuesday, October 12, 2021, and the public hearing would be held pursuant to the requirements of DART's enabling legislation.**

**There were zero (0) Public Speakers that addressed the Board and zero (0) written comments provided.**

**Chair Wageman stated the time was 6:52 p.m. and the Public Hearing was now closed.**

4. **Public Comments**

Chair Wageman stated the Board had not received any requests from individuals wanting to address the Board.

**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.**

**Public Comments were as follows:**

**Mr. Brian Blanks, DART Employee:**

Mr. Blanks spoke in reference to the employee issues from the pandemic and voiced the employees request for a 6% raise to compensate for the lack of a raise last year.

**Mr. Keith Todd, DART Employee:**

Mr. Todd voiced a concern regarding what is covered under which type of benefit service. He requested someone provide more detailed information on the new benefits. Mr. Todd also voiced concern with the lack of funds to repair the current vehicles.

**Mr. Drennon Derrick, DART Employee:**

Mr. Derrick voiced concern with safety and police presence when they call for assistance. He also voiced concern with the dental plan.

**Mr. Kenneth Day, DART Employee:**

Mr. Day noted that he did not feel that the employees were not being heard and proceeded to voice a few concerns from employees.

**Mr. Harrold Barnett, DART Employee:**

Mr. Barnett thanked the Board in advance for a requested 6% increase and he then voiced concern with the new benefits package and the possible loss of FSA funds.

**Mr. DeBoss Christian, DART Employee:**

Mr. Christian voiced concern with the lack of 5 Star Service towards the employees. He further said he wanted to have the Board look into Policy 4.0 regarding 5 injured employees who were unable.

**Ms. Sharon Bornstein, Dallas, TX:**

Ms. Sharon Bornstein voiced concerns with the customer service calls. She then said that her second issue with a lack of bus operators on various routes.

**Mr. Diego Garcia, DART Employee:**

Mr. Garcia voiced concern regarding the TX/OU weekend concerning the double pay provided to the bus operators and requested the Board not forget about the maintenance employees who also showed up. Mr. Garcia then requested DART consider a 6% raise for all employees.

Prior to continuing with the agenda, Chair Wageman noted that today marked his final meeting as Chairman of the DART Board of Directors. He thanked Mr. Gary Thomas, former President/Executive Director of DART, Mr. David Leininger, Interim President & Chief Executive Officer, and Ms. Nadine S. Lee, President & Chief Executive Officer, for their leadership and commitment during an extraordinary time for DART and the citizens it serves. He noted, it has been his privilege to work with DART's fin staff. Chair Wageman stated he admired their dedication and that of the operators in striving to provide DART's customers with a safe, timely and enjoyable experience. In closing, he thanked his colleagues on the Board for their support, their interest and dedication to DART, as well as, the important roll it plays in the thirteen member communities it serves. The Board gave a standing ovation.

Chair Wageman continued with the remaining items on the agenda.

**Consent Items:**

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**Mr. Enoch moved to forward Consent Items 5 through 12.**

**Budget and Finance:**

**5. Approval of DART Investment Officers**

**Moved for approval of Resolution 210150 stating:**

**Section 1: Individuals in the following positions are authorized Investment Officers to invest DART funds in accordance with DART's Investment Policy and internal procedures, and are additionally authorized to take all actions necessary to establish required accounts for investment activities:**

<b>Investment Officers</b>
<b>Chief Financial Officer</b>
<b>Treasurer</b>
<b>Assistant Treasurer</b>
<b>Treasury Operation Senior Manager</b>

**Section 2:** The authority of the Investment Officers is not limited as to investment amount.

**Section 3:** The Treasurer is designated as the authorized representative to supervise the substitution of securities pledged to secure DART funds.

**6. Approval to Pay Premium and Surplus Lines Fees for the Annual Renewal of the Rail Operating Liability Insurance Policy**

Moved for approval of Resolution 210151 stating the President & Chief Executive Officer, or her designee, is authorized to pay up to \$3,266,364 in premium and \$163,318 in surplus lines fees for a total of \$3,429,682 for the annual renewal of the rail operating liability policy for the period beginning November 1, 2021.

**7. Call for Public Hearing and Approval of Submission of FY 2020 and FY 2021 Federal Grant Applications**

Moved for approval of Resolution 210152 stating:

**Section 1:** A public hearing is called on November 9, 2021, at 12:00 noon and 6:00 p.m. in the DART Board Room to solicit public comments on the projects for the FY 2020 and FY 2021 Grant Applications.

**Section 2:** The President & Chief Executive Officer or her designee is authorized to execute and file applications for Federal assistance on behalf of DART, with FTA for Federal Assistance authorized by 49 U.S.C. Chapter 53, Title 23, United States Code; or other Federal statutes authorizing a project administered by the FTA.

**Section 3:** The President & Executive Officer or her designee is authorized to execute and file annual certifications and assurances and other documents the Federal Transit Administration requires before awarding a Federal assistance grant agreement.

**Section 4:** The President & Executive Officer or her designee is authorized to execute the grant agreements with the FTA on behalf of DART.

Mr. Slagel seconded, and the Consent Items were approved unanimously.

**Individual Items:**

**8. Approval to Rename North Lake College Station to Dallas College North Lake Campus Station**

Chair Wageman inquired if staff was able to provide the requested information regarding if there were any other DART stations that needed name changes in reference to Dallas College. Ms. Nicole Fontayne-Bardowell, Executive Vice President/Chief Administration Officer, responded there was not. Chair Wageman also inquired if it was confirmed that Dallas College would be paying for the associated costs related to the name change. Ms. Fontayne-Bardowell responded Mr. Nevin Grinnell, Vice President/Chief Marketing Officer, had reached out to Dallas College and was awaiting confirmation.

Mr. Hrbacek moved for approval of Resolution 210153 stating the President & Chief Executive Officer, or her designee, is authorized to execute all documents necessary to rename DART's North Lake College Station to Dallas College North Lake Campus Station, subject to the terms of DART Board Policy V.06 requiring Dallas College to pay for the associated costs related to the name change.

Mr. Enoch seconded, and the item was approved unanimously.

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

10. Approval of Apportionment of DART Board of Directors

Mr. Kennedy moved for approval of Resolution 210154 stating:

**Section 1:** The DART Board of Directors continues the current apportionment as set out below effective November 1, 2021. The Board member representing the city or cities as of passage of this Resolution is indicated.

Board Member	Cities
Gary Slagel	Addison, Highland Park, University Park and Richardson
Doug Hrbacek	Carrollton and Irving
Eliseo Ruiz III	Dallas and Cockrell Hill
Michele Wong Krause	Dallas
Rodney Schlosser	Dallas
Patrick J. Kennedy	Dallas
Jon-Bertrell Killen	Dallas
Dominique P. Torres	Dallas
Flora M. Hernandez	Dallas
Hosanna Yemiru	Dallas
Jonathan R. Kelly	Garland
Mark C. Enoch	Garland, Rowlett and Glenn Heights
Rick Stopfer	Irving
Paul N. Wageman	Plano
Robert C. Dye	Plano and Farmers Branch

**Section 2:** The General Counsel is directed to advise the DART member cities that the DART Board has complied with Section 452.577(1) of the Texas Transportation Code and determined that the Board has agreed to maintain the current apportionment structure of the DART Board.

Mr. Slagel seconded, and the item was approved unanimously.

11. Approval of 2022 DART Board Meeting Dates

Mr. Schlosser moved for approval of Resolution 210155 stating that regular meetings of the DART Board of Directors for 2022 be held in the Board Room at 1401 Pacific Avenue, Dallas, Texas, beginning at 6:00 p.m. on the following dates and that the DART Board Committees meet on the dates shown in Exhibit 1 to this Resolution:

January 25, 2022

February 22, 2022

March 22, 2022

April 26, 2022

May 24, 2022

June 28, 2022

July 12, 2022

August 23, 2022

September 27, 2022

October 25, 2022

November 8 15, 2022

December 13, 2022

Mr. Slagel seconded, and the item was approved unanimously.

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

13. Authorize Administrative Settlement for the Acquisition of Parcel CB2-010, Located at or near 1500 Cecil Dr., in the City of Carrollton, Texas, for the Silver Line Regional Rail Project

\_ moved for approval of Resolution 210156 stating:

Section 1: The President & Chief Executive Officer or her designee is hereby authorized and directed to purchase Parcel CB2-010, located at or near 1500 Cecil Dr., in the City of Carrollton, Texas, for an administrative settlement as approved by the Board in closed session.

Section 2: The President & Chief Executive Officer or her designee is hereby authorized to execute all necessary legal instruments and to pay necessary title policy expenses, closing costs, and other such costs as may be required by law to close the purchase of Parcel CB2-010.

Section 3: If the President & Chief Executive Officer or her designee is unable to close the purchase of this parcel for the approved administrative settlement amount, 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.

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

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

15. Election of DART Board of Directors Officers

Chair Wageman stated that Board's Bylaws states officers of the Board shall be elected at an Annual Meeting of the Board and shall hold such office for a two-year term. Elections shall take place at the Annual Meeting held in October of each odd-numbered year. Chair Wageman noted that today the Board would elect a board chair, a board vice-chair, a secretary, and an assistant secretary. He further said the specific procedure for electing officers is established in Rule 1 of the DART Board Rules of Procedure. Rule 1 requires that voting be conducted using the electronic voting system. Chair Wageman proceeded to provide instruction on how to conduct the election.

Chair Wageman stated the election process would now commence.

Mr. Kennedy nominated Ms. Wong Krause as DART Board Chair. The nomination was accepted unanimously.

Mr. Kelly nominated Mr. Slagel as DART Board Vice-Chair. The nomination was accepted unanimously.

Mr. Killen nominated Mr. Schlosser as Secretary. The nomination was accepted unanimously.

After some consideration, Chair Wageman nominated Mr. Dye as Assistant Secretary. The nomination was accepted unanimously.

Chair Wageman congratulated the new DART Board Officers for FY 2022-2023 and stated the names of the officers were as follows:

DART Board Chair: Michele Wong Krause

DART Board Vice-Chair: Gary A. Slagel

Secretary: Rodney Schlosser

Assistant Secretary: Robert C. Dye

**Other Items:**

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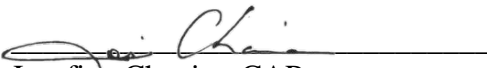
**16. Public Comments**

There were no individuals to address the Board.

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

**18. Adjournment:**

There being no further business to discuss, the meeting was adjourned at 7:32 p.m.

  
Josefina Chavira, CAP  
Board Committee Secretary

/jc

+ Same Night Item

\* Briefing Item