



Minutes

1332nd Meeting of the Board of Directors July 24, 2008

Mr. Zimmerman called the meeting to order at 11:27 a.m. Present were:

Directors

Mr. Chris Zimmerman
Mr. Peter Benjamin
Mrs. Catherine Hudgins
Mr. Emeka Moneme

Alternate Directors

Mr. Bill Euille
Mr. Marcell Solomon
Mr. Jeff McKay
Mr. Anthony Giancola

Staff

Mr. John Catoe
Mr. Ray Griswold
Mr. Gerald Francis
Ms. Helen Lew

Ms. Carol O'Keeffe
Mr. Shiva Pant
Ms. Loyda Sequeira-Castillo

Swearing-In of Board Secretary Loyda Sequeira-Castillo

Mr. Zimmerman administered the oath of office to Ms. Loyda Sequeira-Castillo.

Public Comment Period:

One person spoke during the public comment period conducted at this meeting:

1. Mr. Bill Orleans spoke regarding Mr. Catoe's hiring of Mr. Moneme for the position of Chief Administrative Officer.

Approval of Agenda:

The agenda was approved as submitted by unanimous consent.

**Washington
Metropolitan Area
Transit Authority**

600 Fifth Street, NW
Washington, D.C. 20001
202/962-1234

*By Metrorail:
Judiciary Square-Red Line
Gallery Place-Chinatown
Red, Green and
Yellow Lines*

*A District of Columbia,
Maryland and Virginia
Transit Partnership*

Approval of Minutes:

The minutes of the June 26, 2008 meeting were approved as submitted.

Report by Riders' Advisory Council (RAC):

Ms. Iacomini referred to the report submitted to the Board, which included comments on increased ridership, new railcar design plans, the proposed Capital Improvement Plan for 2010-2015, the preview of a new format for Metro's Passenger Information Display System (PIDS) that would allow Metro to provide additional information in the event of an emergency or service disruption, WMATA's continued public outreach sessions as part of its Bus Priority Corridor Development Plan, and the appointment of new RAC members.

Report by Chair:

Mr. Zimmerman commented that because of the high number of "Top Ten Days" in the last three months, WMATA may need a new statistic to indicate ridership levels.

Mr. Zimmerman moved, seconded by Mr. Benjamin, approval of a resolution appointing Kenneth DeGraff, Carol Carter Walker, Mary Kay Dranzo, Christopher Farrell, and Evelyn Tomaszewski to the Riders' Advisory Council. This motion was unanimously approved.

Ayes: 6 – Mr. Zimmerman, Mr. Giancola, Mr. Benjamin, Mrs. Hudgins, Mr. Moneme and Mr. Solomon

A copy of the approved Resolution (2008-41) has been made a part of the official file.

Report by General Manager:

Mr. Catoe's report included mention of ten days in July that broke into Metro's top ten highest Metrorail ridership days, including the highest ridership day of all time on Friday, July 11 with 854,638 riders; the posting of bus service disruptions on wmata.com; the new Compressed Natural Gas Metrobuses entering service next month; and the positive actions taken during Orange Line delays resulting from power problems experienced by Dominion Virginia Power on Monday, July 21, 2008. Mr. Catoe also listed the steps Metro is taking to reduce its exposure to counterfeiting in response to a counterfeit fare card ring.

Mr. Francis recognized Station Manager Stanley Campbell for a commendation received from a customer who was approached by a man aggressively asking her for money while she waited at a bus stop. Mr. Campbell intervened and has subsequently waited with her at the stop when there aren't many other people at the stop. Mr. Francis also recognized Acting Assistant Manager Edward Totten for organizing and participating in a test of the redesign of the 5000 Series railcar door controller, which took place in an enclosed, controlled environment of 120 degrees Fahrenheit for 24 straight hours; and Bus Operator Lisa Able for her calm handling of an assault during which a young man was shot, she summoned aid, and waited with the young man for the police and ambulance to arrive.

Report by Finance, Administration and Oversight Committee

A. Approval to Amend Policy for Use of Bus Bays at Metrorail Stations by Non-WMATA Operators

Mr. Benjamin referred the Board to the request for approval of a resolution authorizing the General Manager to establish fee schedules and appropriate insurance requirements for private carriers that use bus facilities at Metrorail stations and to return to the Board of Directors for approval of the policy in November 2008. This resolution also temporarily delegates to the General Manager, through November 2008, the authority to regulate the use of Metro's bus facilities at Metrorail stations, including the authority to adopt a policy to govern the use by all carriers of these facilities that provides guidelines to maintain pedestrian safety and prevent congestion and overcrowding and that requires all carriers to execute written agreements.

Mr. Benjamin moved, seconded by Mr. Moneme, approval of this resolution. This motion was unanimously approved.

Ayes: 6 – Mr. Zimmerman, Mr. Giancola, Mr. Benjamin, Mrs. Hudgins, Mr. Moneme and Mr. Solomon

A copy of the approved Resolution (2008-42) has been made a part of the official file.

B. Approval to Conduct Public Hearings to Increase Metrobus Charter Fees

Mr. Benjamin referred the Board to the request for approval of a resolution to conduct a Compact public hearing on a new rate for charter bus service.

Mr. Benjamin moved, seconded by Mr. Moneme, approval of this resolution. This motion was unanimously approved.

Ayes: 6 – Mr. Zimmerman, Mr. Giancola, Mr. Benjamin, Mrs. Hudgins, Mr. Moneme and Mr. Solomon

A copy of the approved Resolution (2008-43) has been made a part of the official file.

C. Approval to Enter Into an Agreement with Arlington County for Columbia Pike Super Stops

Mr. Benjamin referred the Board to the request for approval of a resolution to amend the FY09 Capital Budget to include \$2 million for project management and construction of three Bus Super Stop prototypes along Columbia Pike in Arlington County; modify the Job Order Contract with Potomac Construction, Inc. to include the construction cost of the three Super Stops, not to exceed \$1.7 million; and allow WMATA to enter into an agreement with Arlington County to construct the three Super Stops in the JOC contract. All project costs are to be reimbursed by Arlington County.

Mr. Benjamin moved, seconded by Mr. Zimmerman, approval of this resolution. This motion was unanimously approved.

Ayes: 6 – Mr. Zimmerman, Mr. Giancola, Mr. Benjamin, Mrs. Hudgins, Mr. Moneme and Mr. Solomon

A copy of the approved Resolution (2008-44) has been made a part of the official file.

Report by Planning, Development and Real Estate Committee

A. Lease with Prince George Center I, Inc.

Mrs. Hudgins referred the Board to the request for approval to negotiate and execute a lease agreement with Prince George Center I, Inc. for approximately 40,000 square feet of office space at 6505 Belcrest Road, Hyattsville, Maryland in support of MetroAccess Services (MACS) and Customer Service (CSVC). Mrs. Hudgins stated that staff had been instructed to provide information on parking for this project.

Mrs. Hudgins moved, seconded by Mr. Solomon, approval of this action. This motion was unanimously approved.

Ayes: 6 – Mr. Zimmerman, Mr. Giancola, Mr. Benjamin, Mrs. Hudgins, Mr. Moneme and Mr. Solomon

B. Policy on LEED Certification

Mrs. Hudgins referred the Board to the request to approve a resolution establishing a policy that all new and substantially rehabilitated Metro facilities be designed and built with the goal of achieving LEED Silver rating; to encourage initiatives that will reduce the carbon footprint, especially of Metro facilities; and encourage Developers to meet the same requirement in Joint Development projects.

Mrs. Hudgins moved, seconded by Mr. Zimmerman, approval of this resolution. This motion was unanimously approved.

Ayes: 6 – Mr. Zimmerman, Mr. Giancola, Mr. Benjamin, Mrs. Hudgins, Mr. Moneme and Mr. Solomon

A copy of the approved Resolution (2008-45) has been made a part of the official file.

C. System Infrastructure Rehab Program, Initiation and Award of Red Line Rehab - Dupont Circle to Silver Spring

Mrs. Hudgins referred the Board to the request for approval to initiate (and not award) a contract to provide System Infrastructure Rehabilitation for the Red Line from Dupont Circle to Silver Spring. Staff will return to the Planning, Development & Real Estate Committee with details on the scheduling impact, service improvements and more details on the scope of the contract.

Mrs. Hudgins moved, seconded by Mr. Solomon, approval of this action. This motion was unanimously approved.

Ayes: 6 – Mr. Zimmerman, Mr. Giancola, Mr. Benjamin, Mrs. Hudgins, Mr. Moneme and Mr. Solomon

D. This item was removed from the agenda

E. Approve Term Sheet on Navy Yard Chiller Site

Mrs. Hudgins referred the Board to the request for approval to select Donatelli & Klein Inc. as developer of the Navy Yard station chiller joint development site and approve the term sheet and authorize negotiation of the development agreement. Staff was directed in committee to ensure that the Joint Development Agreement includes a requirement for consistency with WMATA's LEED certification policy and an affordable housing contribution consistent with District of Columbia Law.

Mrs. Hudgins moved, seconded by Mr. Moneme, approval of this action. This motion was unanimously approved.

Ayes: 6 – Mr. Zimmerman, Mr. Giancola, Mr. Benjamin, Mrs. Hudgins, Mr. Moneme and Mr. Solomon

F. Amendment to Morgan Boulevard Agreement

Mrs. Hudgins referred the Board to the request for approval for a 90-day extension of the Master Development Agreement negotiation period for the Morgan Boulevard Joint Development project and authorization for staff to continue negotiations with Garrett Morgan Boulevard Joint Venture, the selected developer.

Mrs. Hudgins moved, seconded by Mr. Solomon, approval of this action. This motion was approved, with Mr. Benjamin abstaining.

Ayes: 5 – Mr. Zimmerman, Mr. Giancola, Mrs. Hudgins, Mr. Moneme and Mr. Solomon

Abstain: 1 – Mr. Benjamin

Administrative Actions

1. Approval of FY09 DBE Goal

Approval, as required by the Federal Transit Authority, of the proposed Annual Disadvantaged Business Enterprise Program (DBE) Goal of 25% for Federal Fiscal Year 2009.

After receiving a report on the results of the public comment period, Mr. Benjamin moved, seconded by Mr. Solomon, approval of this action. This motion was unanimously approved.

Ayes: 6 – Mr. Zimmerman, Mr. Giancola, Mr. Benjamin, Mrs. Hudgins, Mr. Moneme and Mr. Solomon

A copy of the approved Resolution (2008-46) has been made a part of the official file.

2. Approval to Initiate & Award Purchase of Replacement MetroAccess Vehicles

Approval to initiate and award a contract to replace up to 100 MetroAccess vans and associated equipment that have reached the end of their useful lives.

After a discussion, Mrs. Hudgins moved, seconded by Mr. Giancola, approval of this item. This motion was unanimously approved.

Ayes: 6 – Mr. Zimmerman, Mr. Giancola, Mr. Benjamin, Mrs. Hudgins, Mr. Moneme and Mr. Solomon

3. Approval to Initiate & Award a Contract to Provide Fire Suppression Maintenance

Approval to initiate and award a sole source service contract to Fireline to provide preventive maintenance on WMATA buses for a one year base period, with four one-year options.

Mr. Zimmerman moved, seconded by Mrs. Hudgins, approval of this item. This motion was unanimously approved.

Ayes: 6 – Mr. Zimmerman, Mr. Giancola, Mr. Benjamin, Mrs. Hudgins, Mr. Moneme and Mr. Solomon

4. **This item was removed from the agenda**

5. Approval to Indemnify Experian Consumer Direct

Approval of a resolution to indemnify Experian Consumer Direct as part of a contract to provide credit monitoring services for employees and retirees.

After a discussion, Mr. Benjamin moved, seconded by Mrs. Hudgins, approval of this resolution. This motion was unanimously approved.

Ayes: 6 – Mr. Zimmerman, Mr. Giancola, Mr. Benjamin, Mrs. Hudgins, Mr. Moneme and Mr. Solomon

A copy of the approved Resolution (2008-47) has been made a part of the official file.

6. Approval of International Travel for a Technical Staff Person

Approval to allow WMATA staff to travel to the Van Hool factory in Belgium at the request of the District Department of Transportation (DDOT), with the expenses to be reimbursed by DDOT.

Mr. Zimmerman moved, seconded by Mr. Moneme, approval of this action. This motion was unanimously approved.

Ayes: 6 – Mr. Zimmerman, Mr. Giancola, Mr. Benjamin, Mrs. Hudgins, Mr. Moneme and Mr. Solomon

Report by D.C.: None

Report by WSTC: Mr. Benjamin reported that Mr. Linton was elected Chairman of the WSTC.

Report by NVTC: None

Executive Session

Mr. Zimmerman moved, seconded by Mr. Benjamin, that the Board meet in Executive session immediately following the meeting to discuss audit matters, contractual issues with respect to Tax-Advantaged leases and SmarTrip® Program, labor negotiations, and safety and security matters with respect to fare collections, consistent with Board Procedures VI.C, VI.D, VI.E and VI.F. This motion was unanimously approved.

Ayes: 6 – Mr. Zimmerman, Mr. Giancola, Mr. Benjamin, Mrs. Hudgins, Mr. Moneme and Mr. Solomon

The meeting was suspended to enter Executive session at 12:32 p.m.

Reconvene

At 2:09 p.m. Mr. Zimmerman reconvened the public session. Present were:

Directors

Mr. Chris Zimmerman
Mr. Peter Benjamin
Mr. Emeka Moneme

Alternate Directors

Mr. Jeff McKay
Mr. Anthony Giancola

Staff

Mr. John Catoe
Mr. Gerald Francis
Mr. Ray Griswold
Ms. Helen Lew

Ms. Carol O’Keeffe
Mr. Shiva Pant
Ms. Loyda Sequeira-Castillo

Mr. Zimmerman moved, seconded by Mr. Benjamin, to certify that at the just-concluded executive session, only such matters identified in the motion by which the Executive session was convened, were heard, discussed or considered by the Board. This motion was unanimously approved.

Ayes: 5 – Mr. Zimmerman, Mr. Giancola, Mr. Benjamin, Mr. McKay, and Mr. Moneme

Mr. Zimmerman moved, seconded by Mr. Giancola, approval to modify Cubic Contract C44444 in the amount of \$825,000 for additional development work required for NextFare4/Single Platform Solution. This motion was unanimously approved.

Ayes: 5 – Mr. Zimmerman, Mr. Giancola, Mr. Benjamin, Mr. McKay, and Mr. Moneme

Mr. Zimmerman requested, consistent with Board Procedures Item VII, concurrence of the Board to designate a special committee on Technical Review to review and provide policy guidance, as appropriate or as requested, on technical issues related to customer service, such as fare collection systems and customer communications, and to review proposed plans for major expenditures by the Authority for new technology as it relates to transit operations. The Board concurred by unanimous consent. Mr. Zimmerman appointed Messrs. Benjamin, Giancola and McKay to service on the Technical Review Committee.

Adjournment:

The meeting was adjourned at 2:11 p.m.



Loyda Sequeira-Castillo, Board Secretary