



## Minutes

### 1338<sup>th</sup> Meeting of the Board of Directors February 26, 2009

Chairman Graham called the meeting to order at 11:25 a.m. Present were:

#### **Directors**

Mr. Jim Graham  
Mr. Peter Benjamin  
Mrs. Catherine Hudgins  
Mr. Neil Albert  
Ms. Elizabeth Hewlett  
Mr. Christopher Zimmerman

#### **Alternate Directors**

Mr. Michael Brown  
Mr. Gordon Linton  
Mr. Anthony Giancola  
Mr. Marcell Solomon  
Mr. William Euille

Board Secretary Loyda Sequeira-Castillo was also present.

#### **Approval of Agenda:**

Item VIII.C, District Bus – Purchase Additional Buses for DC Circulator, from the Report by Finance, Administration and Oversight Committee, was removed by unanimous consent.

#### **Approval of Minutes:**

The minutes of the January 29, 2009 Board meeting were approved as submitted.

#### **Report by Chairman:**

Mr. Graham moved, seconded by Mr. Zimmerman, approval of a resolution for the 2009 procedures for Metro's Board of Directors. Based on concerns expressed by Messrs. Zimmerman and Euille, staff was directed to amend the language of Sections V and VII.E to reflect that written minutes would be taken of committee and Board meetings, but that the minutes would be limited to a record of formal actions taken. Mr. Zimmerman also requested that it be specified that "audio" recordings would be the functional equivalent of written minutes. Mr. Zimmerman moved, seconded by Mrs. Hudgins, to

**Washington  
Metropolitan Area  
Transit Authority**

600 Fifth Street, NW  
Washington, DC 20001  
202/962-1234

By Metrorail:  
Judiciary Square—Red  
Line  
Gallery Place-Chinatown—  
Red, Green and  
Yellow Lines  
By Metrobus:  
Routes D1, D3, D6, P6,  
70, 71, 80, X2

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

amend the procedures by adding, "Committee Chairs may establish sub, special, or ad hoc committees to assist in the work of their committees." This amendment was unanimously approved. Mr. Zimmerman requested that the first sentence in Section II be amended to read, "All requests made by Board Members for significant staff action are directed to the General Manager, *General Counsel*, or the Inspector General." This was approved by unanimous consent. The motion to approve the procedures as amended was approved by unanimous consent. A copy of the approved Resolution (2009-15) has been made a part of the official file.

Ayes: 6 - Mr. Graham, Mr. Benjamin, Mrs. Hudgins, Mr. Albert, Ms. Hewlett, and Mr. Zimmerman

Mr. Graham moved, seconded by Mr. Zimmerman, approval of the 2009 Committee Assignments. This motion was unanimously approved.

Ayes: 6 - Mr. Graham, Mr. Benjamin, Mrs. Hudgins, Mr. Albert, Ms. Hewlett, and Mr. Zimmerman

## **Report by Finance, Administration and Oversight Committee**

### **A. 16<sup>th</sup> Street Line Reimbursable Project**

Mr. Benjamin moved, seconded by Mr. Zimmerman, approval of a resolution for the implementation of peak period limited-stop service on Metrobus Route S9 as a 27-month demonstration bus service project on 16<sup>th</sup> Street NW in the District of Columbia, effective March 29, 2009, and to amend the FY09 budget and adjust the FY10 and FY11 proposed budgets accordingly. The motion was unanimously approved. A copy of the approved Resolution (2009-16) has been made a part of the official file.

Ayes: 6 - Mr. Zimmerman, Mr. Graham, Mr. Benjamin, Mrs. Hudgins, Mr. Albert, and Ms. Hewlett

### **B. District Bus – Eliminate Bus Service on Metrobus Route 98**

Mr. Benjamin moved, seconded by Mr. Albert, approval of a resolution to eliminate non-regional Metrobus Route 98, the Adams Morgan–U Street Link, so that the District of Columbia could transfer this service to a new DC Circulator route to be established in the Adams Morgan–U Street area. The motion was unanimously approved. A copy of the approved Resolution (2009-17) has been made a part of the official file.

Ayes: 6 - Mr. Zimmerman, Mr. Graham, Mr. Benjamin, Mrs. Hudgins, Mr. Albert, and Ms. Hewlett

#### **D. Modify Line of Credit and Issue Metro Matters Bond**

Mr. Benjamin moved, seconded by Mrs. Hudgins, approval of resolutions to extend and increase the expiring line of credit for an amount not to exceed \$250 million and issue long-term bonds with an aggregate amount not to exceed \$550 million, pursuant to the Metro Matters agreement. The motion was unanimously approved. A copy of the approved Resolution (2009-18) and Resolution (2009-19) have been made a part of the official file.

Ayes: 6 - Mr. Zimmerman, Mr. Graham, Mr. Benjamin, Mrs. Hudgins, Mr. Albert, and Ms. Hewlett

#### **E. Amend Budget for Clarendon Pedestrian Canopy Project**

Mr. Benjamin moved, seconded by Mr. Zimmerman, approval of a resolution authorizing Metro to enter into a sub-recipient grant agreement with Arlington County regarding the Clarendon Metro Canopy and Metro Park Improvement Project, and to amend the Capital Improvement Program (CIP) by transferring authority to Arlington County to receive approximately \$300,000 in FTA grant funds currently available to Metro. The motion was unanimously approved. A copy of the approved Resolution (2009-20) has been made a part of the official file.

Ayes: 6 - Mr. Zimmerman, Mr. Graham, Mr. Benjamin, Mrs. Hudgins, Mr. Albert, and Ms. Hewlett

### **Report by Planning, Development and Real Estate Committee**

#### **A. U Street Metrorail and 14<sup>th</sup> Street TIIF Allocation**

Mrs. Hudgins moved, seconded by Mr. Benjamin, approval of a resolution for the allocation of \$500,000 from the District's portion of the Transit Infrastructure Investment Fund (TIIF) to be used for pedestrian walkways, lighting, landscaping, bicycle facilities, car sharing and other infrastructure enhancements to facilitate access to and use of the Metrobus and Metrorail systems proximate to the U Street/African American Civil War Memorial/Cardozo and the Columbia Heights Metrorail stations; and authorization to negotiate and execute a Memorandum of Understanding with the View 14 developer for the dispersal of TIIF monies in accordance with Federal Transit Administration criteria and with their approval. The motion was unanimously approved. A copy of the approved Resolution (2009-21) has been made a part of the official file.

Ayes: 6 - Mr. Zimmerman, Mr. Graham, Mr. Benjamin, Mrs. Hudgins, Mr. Albert, and Ms. Hewlett

## **B. Potomac Yard Metrorail Station TIF Allocation**

Mrs. Hudgins moved, seconded by Mr. Zimmerman, approval of a resolution to establish a reimbursable project entitled Potomac Yard Metrorail station; establish an initial budget of \$1.5 million using the City of Alexandria's TIF account at Metro; increase the FY09 Reimbursable Project's budget from \$20.05 million to \$21.55 million; permit staff to negotiate a reimbursable agreement with the City of Alexandria; to authorize the General Manager to execute the agreement; and to issue tasks to the contractor P2d for technical support. The motion was unanimously approved. A copy of the approved Resolution (2009-22) has been made a part of the official file.

Ayes: 6 - Mr. Zimmerman, Mr. Graham, Mr. Benjamin, Mrs. Hudgins, Mr. Albert, and Ms. Hewlett

### **Administrative Actions**

Ms. Hewlett moved, seconded by Mr. Zimmerman, approval of Administrative Items numbered 1-3, and 5-6 en bloc. This motion was unanimously approved.

Ayes: 6 - Mr. Zimmerman, Mr. Graham, Mr. Benjamin, Mrs. Hudgins, Mr. Albert, and Ms. Hewlett

#### **1. Approval to Initiate & Award a Contract for Tractors and Trailers**

Approval to initiate and award a competitive procurement for two tractors and two trailers.

#### **2. Approval to Initiate & Award a Contract(s) to Perform Paratransit Eligibility Assessments**

Approval to initiate and award one or more contracts for a base period of two years each with one renewable two-year option period to perform paratransit eligibility assessments as part of the eligibility certification function for MetroAccess paratransit service.

Ayes: 6 - Mr. Zimmerman, Mr. Graham, Mr. Benjamin, Mrs. Hudgins, Mr. Albert, and Ms. Hewlett

3. Approval to Initiate a Contract for Vehicle Engineering Consultant Services

Approval to initiate a professional engineering and technical services contract in support of programs associated with the design, procurement, rehabilitation, repair and maintenance of Metro railcars.

5. Approval to Modify a Contract for Rehabilitation of Bridges and Aerial Structures

Approval to modify the contract for rehabilitation of bridges and aerial structures, to delete protective wrap, and add the application of a breathable concrete coating and the Rhode Island aerial structure.

6. Approval to Enter Fiber Optic License Agreement

Approval and ratification of an interim letter of agreement with Pentagon Force Protection Agency and authorization for the General Manager to negotiate and execute a new Fiber Optic License Agreement.

4. Approval to Indemnify Credit Card Processor for SmarTrip<sup>®</sup> Third Party Transactions

Mrs. Hudgins moved, seconded by Ms. Hewlett, to defer this item. The motion to defer was unanimously approved.

Ayes: 6 - Mr. Zimmerman, Mr. Graham, Mr. Benjamin, Mrs. Hudgins, Mr. Albert, and Ms. Hewlett

Mr. Graham moved, seconded by Mr. Benjamin, that the Board meet in Executive Session to discuss labor and personnel matters consistent with Board Procedure VI.C; and contractual matters consistent with Board Procedure VI.D. This motion was unanimously approved.

Ayes: 6 - Mr. Zimmerman, Mr. Graham, Mr. Benjamin, Mrs. Hudgins, Mr. Albert, and Ms. Hewlett

At 12:47 p.m. Mr. Graham suspended the public meeting to enter into Executive Session.

## **Reconvene**

At 2:06 p.m. Chairman Graham reconvened the Public Session. Mr. Benjamin moved, seconded by Ms. Hewlett, approval to negotiate and enter into a Master License Agreement to design, build, operate, maintain, and own a wireless communication infrastructure throughout Metro's underground stations and tunnels, and to separately amend and wind down the existing Bell Atlantic Mobile Systems Agreement. This motion was unanimously approved.

Ayes: 4 - Mr. Graham, Mr. Benjamin, Ms. Hewlett and Mr. Zimmerman

## **Adjournment**

The meeting was adjourned at 2:07 p.m.



Loyda Sequeira-Castillo, Board Secretary