



MINUTES

1294th Meeting of the Board of Directors June 16, 2005

Mr. Kauffman called the meeting to order at 11:27 A.M. Present were:

DIRECTORS

Mr. Dana Kauffman
Mr. Charles Deegan
Mr. Jim Graham
Mr. Christopher Zimmerman
Mr. Robert Smith

ALTERNATE DIRECTORS

Mr. William Euille
Mr. Marcel Solomon
Mr. Daniel Tangherlini
Mr. Gordon Linton

STAFF

Mr. Richard White
Mr. Harold Bartlett
Ms. Carol O'Keeffe
Mr. Takis Salpeas
Mr. Peter Benjamin
Mr. Murray Bond
Mr. Joel Washington

Ms. Polly Hanson
Mr. James Hughes
Mr. Steve Feil
Mr. Jack Requa
Mr. William Scott
Mr. Fred Goodine
Ms. Judy O'Leary

APPROVAL OF AGENDA:

The Agenda was approved.

APPROVAL OF MINUTES:

The Minutes were approved as submitted.

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Transit Authority

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PUBLIC COMMENT PERIOD:

The public comment period was conducted at this meeting. A summary of the speaker's comments are below:

1. Mr. Neil Schuldenfrei spoke in favor of Segways in the Metrorail system. However, he is troubled by the current proposal to ban Segways during rush hour in the subway system, and he alleged that it exposes Metro to a potential lawsuit and huge liability under the Americans with Disabilities Act (ADA). It is unlawful to discriminate against people with disabilities in their access to Metro. He requests that the Board defer action on this matter until Segways become more or less prevalent in the marketplace before taking any action which would restrict them.

REPORT BY GENERAL MANAGER/CHIEF EXECUTIVE OFFICER:

Mr. White referred the Board to the *Metro Board Digest* for June 2005, highlighting the following items:

- Metro track workers will conduct major track renovation projects that will require single-track operation and/or temporary station closures nearly every weekend now through September. The summer track work projects scheduled are for preventive maintenance work on the Red, Orange, Blue and Yellow lines, including replacing or modernizing switches, and replacing bearings on aerial structures. This track renovation work is part of the major capital program aimed at keeping the system in good repair. Because the work requires trains to share a single track and in some cases temporarily close stations, service delays are inevitable. We chose weekends and late nights to conduct the work because ridership tends to be lighter. In developing the track work schedule, we closely looked at the sporting, cultural and special events taking place throughout the region so as to inconvenience the fewest number of people. However, because we know that the track work will impact customers who use the system on weekends and most likely add time to their trips, we have launched a comprehensive communications effort to alert riders about the impact the work will have on operations and about the necessity of the repair and replacement projects.
- Mr. White stated Metro engineers identified the faulty cable that caused a vital safety system to fail last week in the tunnel between the Foggy Bottom and Rosslyn stations, causing disruptions for ten days on the Blue and Orange lines. Track, safety, and engineering staff conducted multiple diagnostic tests to replicate the errant train and determine the cause of the

malfunction. Crews will work over the weekend to replace the cable, and regular service should be restored on the two subway lines by Monday morning.

REPORT BY POLICY AND LEGISLATIVE COMMITTEE:

Mr. Kauffman reported the Policy and Legislative Committee met on May 26, 2005 to discuss federal legislation that authorizes and appropriates funding for some of WMATA's programs. The Committee also heard from members of the Business Transportation Action Coalition (B-TRAC), including Bob Peck, head of the Greater Washington Board of Trade, David Perry of the Federal City Council and Rich Bradley of the Downtown Business Improvement District and their role in advocating for dedicated funding for WMATA. We look forward to working with these groups as we continue to make our case for dedicated funding for the region's transit system.

The Chairman requested the Reports by Real Estate, Budget, and Audit Committee be presented before the Report by Planning and Development Committee.

REPORT BY REAL ESTATE COMMITTEE:

A. FY06 Joint Development Work Program:

Mr. Graham moved, seconded by Mr. Zimmerman that this action be deferred to the July Real Estate Committee.

Ayes:6 - Mr. Kauffman, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Smith, and Mr. Tangherlini

B. Approval to Conduct Public Hearing for Rhode Island Avenue Joint Development Site:

Mr. Graham referred the Board to the request for approval to conduct a public hearing for Rhode Island Avenue Joint Site. In March, 2005, WMATA and Mid-City Urban LLC executed a Joint Development Agreement for the site at the Rhode Island Avenue Metrorail station. The development anticipated at this site will remove WMATA parking from the existing surface lot and replace it with a new garage to be built by the developer. To comply with WMATA Compact requirements, staff requests that a public hearing be held regarding this proposed change to the station parking. The District of Columbia requested that parking at this station be reduced from 387 spaces to a total of 215. This action requests authorization to conduct the public hearing and to reduce WMATA's parking as requested by the District of Columbia.

Mr. Graham moved, seconded by Mr. Deegan, that the Board approve conducting the public hearing for the Rhode Island Avenue Joint Development Site. This motion was unanimously approved.

Ayes:6 - Mr. Kauffman, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Smith, and Mr. Tangherlini

C. Approval of Resolution to Allocate a Portion of Maryland's TIF for the Takoma Langley Transit Center:

Mr. Graham referred the Board to the request for approval of the allocation of a portion of Maryland's TIF for the Takoma Langley Transit Center. The Secretary of the Maryland Department of Transportation has formally requested that WMATA use TIF funds allocated to Maryland for a transit center at the Takoma - Langley Park crossroads. The crossroads area is a transit hub for Metrobus, Montgomery County's Ride-On service and Prince George's County The Bus and requires safety and service improvements. Maryland has \$6,700,000 in TIF funds remaining in its allocation of WMATA projects to be funded with TIF funds, \$800,000 of which can be immediately made available for planning and preliminary design. WMATA has determined that creation of such a transit center will improve transit service for Metrobus customers and, by virtue of improved safety, may increase Metrobus ridership.

Mr. Graham moved, seconded by Mr. Deegan, that the Board approve the allocation of a portion of Maryland's TIF for the Takoma Langley Transit Center. This motion was unanimously approved.

Ayes:6 - Mr. Kauffman, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Smith, and Mr. Tangherlini

A copy of the approved Resolution (2005-22) has been made a part of the official file.

REPORT BY BUDGET COMMITTEE:

A. Approval of Line 12 Centreville to Vienna Restructuring Plan:

Mr. Kauffman referred the Board to the request for approval of the Line 12 Centreville to Vienna Restructuring Plan. This item is for restructuring of non-regional Metro bus Line 12 starting June 27, 2005. Related to the reduction of 700 parking spaces at the Vienna Station, serving new market on Centreville Farm Road and to improve schedule adherence. It will require 3 additional buses, 4 bus operators, and 1 mechanic. Fairfax County will provide the full annual subsidy of \$393K, to be included in the FY06 operating budget.

Mr. Kauffman moved, seconded by Mr. Zimmerman, that the Board approve the restructuring plan for the Line 12 Centreville to Vienna. This motion was unanimously approved.

Ayes:6 - Mr. Kauffman, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Smith, and Mr. Tangherlini

B. Approval of Resolution for Public Hearing Staff Report on Proposed Market Based Pricing for Parking at Morgan Boulevard And Largo Town Center Stations:

Mr. Kauffman referred the Board to the request for approval of the Public Hearing Staff Report on Proposed Market Based Pricing for Parking at Morgan Boulevard And Largo Town Center Stations. This item relates to charging a fee equivalent to those charged by Fed-Ex Field for parking during events at that venue (currently \$25). Metrorail riders would continue to pay the normal rider fee (currently \$0 on weekends). A public hearing was held with all comments supporting the proposal. The request is to: (1) charge the market based parking fee (currently \$25) for non-Metro riders at Largo Town Center and Morgan Blvd. stations during events at FedEx Field; (2) modify the tariff to reflect that change; (3) incorporate the revenues of \$337,500 and expenses of \$177,000 into the FY06 operating budget which results in net subsidy reduction of \$160,500. The first Redskins home game on August 19, 2005.

Mr. Kauffman moved, seconded by Mr. Deegan, that the Board approve the Public Hearing Staff Report on Proposed Market Based Pricing for Parking at Morgan Boulevard And Largo Town Center Stations. This motion was unanimously approved.

Ayes:6 - Mr. Kauffman, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Smith, and Mr. Tangherlini

A copy of the approved Resolution (2005-23) has been made a part of the official file.

C. Approval of FY06 Operating Budget and Operating Reimbursable Projects:

Mr. Kauffman referred the Board to the request for approval of the FY06 operating budget which incorporates a focus on a "back to basics" philosophy which emphasizes safety, reliability improvements, cleanliness and enhanced customer service. The budget included: Revenues of \$579.2M, Expense of \$1013.8M, Subsidy of \$434.6M, Debt Service of \$27.5M. The final changes agreed by upon by the Committee were to include Line 12 restructuring, and an increased parking fee at Largo Town Center and Morgan Blvd. Stations during events at FedEx Stadium, as just approved by the Board. Changes were also

made to operating reimbursable projects for Arlington bus service and to add a Rosslyn Station supervisor. The proposed staff resolution was modified by the Committee to add a provision confirming that the operating reserve will be maintained at 1% of the operating budget, consistent with the approved Resolution #2003-50, and will not be increased without Board action. The Committee recommended the carry over of \$1.7M from FY05 to FY06 for bus information maps and railcar carpet replacement.

Mr. Kauffman moved, seconded by Mr. Tangherlini, that the Board approve the FY06 Operating Budget and Operating Reimbursable Projects. This motion was unanimously approved.

Ayes:6 - Mr. Kauffman, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Smith, and Mr. Tangherlini

A copy of the approved Resolution (2005-24) has been made a part of the official file.

D. Approval of Resolution for FY06 -11 Capital Budget:

Mr. Kauffman referred the Board to the request for approval of the FY06-11 Capital Budget. The Committee forwarded an FY06 capital budget for Board approval as follows: Metro Matters program of 512.2M includes: IRP of \$213.7, Rail Cars and Buses Programs including facilities of \$245.8M, Financing Costs of \$14.2M, \$38.5M for Security Program which is subject to availability of federal funds, Beyond Metro Matters program of \$25.6M includes: IRP \$3.7M, SAP \$11.9M, SEP \$10.0M. Changes to the FY06 budgets, including additional elements requested by Arlington and Fairfax Counties, were approved by the Committee. The Committee is also forwarding an FY07-FY11 capital budget of \$2.76B to the Board for planning purposes. This motion was unanimously approved.

Mr. Kauffman moved, seconded by Mr. Smith, that the Board approve the FY06-11 Capital Budget.

Ayes:6 - Mr. Kauffman, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Smith, and Mr. Tangherlini

A copy of the approved Resolution (2005-25) has been made a part of the official file.

E. Approval of Resolution for Administrative Actions Associated with Tax Advantaged Lease:

Mr. Kauffman referred the Board to the request for approval of a Resolution for Administration Actions Associated with Tax Advantaged Lease. Involves actions to substitute two rail cars for two covered by an October 1998

tax advantaged lease which were involved in an accident.

Mr. Kauffman moved, seconded by Mr. Tangherlini, that the Board approve the Administrative Actions Associated with Tax Advantaged Lease. . This motion was unanimously approved.

Ayes:6 - Mr. Kauffman, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Smith, and Mr. Tangherlini

A copy of the approved Resolution (2005-26) has been made a part of the official file.

REPORT BY AUDIT COMMITTEE:

Mr. Kauffman reported the Audit Committee met on June 9, 2005. The Auditor General presented the highlights of audit report activity during the third quarter of FY 05. The Auditor General presented the highlights of the objectives of the FY 06 Audit Plan that included planned internal audits, information technology audits, risk issues, control self assessments and other activities of the office.

REPORT BY PLANNING AND DEVELOPMENT COMMITTEE:

A. Approval of the FY 06 Project Development Program

Mr. Kauffman referred the Board to the request for approval of the \$3.1 million FY 06 Project Development Program as part of the FY 06 Capital Improvement Program.

Mr. Zimmerman moved, seconded by Mr. Smith, that the Board approve the FY 06 Project Development Program. This motion was unanimously approved.

Ayes:6 - Mr. Kauffman, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Smith, and Mr. Tangherlini

A copy of the approved Resolution (2005-18) has been made a part of the official file.

B. Approval to Establish Opening Dates for New Carrollton Yard and College Park and New Carrollton Parking Garages

Mr. Kauffman referred the Board to the request for approval the following opening dates: New Carrollton Yard - January 8, 2006; College Park Garage - June 25, 2005 and New Carrollton Garage - October 29, 2005.

Mr. Zimmerman moved, seconded by Mr. Deegan, that the Board

approve the opening dates for New Carrollton Yard and College Park and New Carrollton Parking Garages. This motion was unanimously approved.

Ayes:6 - Mr. Kauffman, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Smith, and Mr. Tangherlini

A copy of the approved Resolutions (2005-19, 2005-20, 2005-21) have been made a part of the official file.

Staff sought Committee concurrence for approval of a Technology Public-Private Partnership (P3) Initiative and the initiation/award of consultant services. The P3 initiative's goals are to improve customer service and system reliability by capitalizing on WMATA's marquee value; provide more timely and accurate customer information, seamless travel and convenience; and generate new streams of revenue for WMATA. Staff will report back to the Committee in September 2005. In the interim, funding will be held in abeyance until a Committee recommendation can be formed.

REPORT BY CUSTOMER SERVICE, OPERATIONS & SAFETY COMMITTEE:

A. Approval of Resolution to Name District I Police Substation to "The Marlon Francisco Morales Memorial Building":

Mr. Smith referred the Board to the request for approval of the naming of the District 1 Police Station after fallen officer Marlon Francisco Morales.

Mr. Smith moved, seconded by Mr. Zimmerman, that the Board approve the naming of the District 1 Police Station after fallen officer Marlon Francisco Morales. This motion was unanimously approved.

Ayes:6 - Mr. Kauffman, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Smith, and Mr. Tangherlini

A copy of the approved Resolution (2005-27) has been made a part of the official file.

B. Approval to Resolution to Modify Tariff To Adopt A Policy Regulating the Use of Automatic Balancing Wheeled Conveyances:

Mr. Smith referred the Board to the request for approval of the resolution to change the WMATA Tariff to establish a section to regulate the use of automatic balancing wheeled conveyances (ABWC) in the Metro system. The policy will be effective August 5, 2005.

Mr. Smith moved, seconded by Mr. Deegan, that the Board approve the policy regulating the use of automatic balancing wheeled conveyance.

Mr. Tangherlini moved, seconded by Mr. Graham, to defer this item back to the Customer Service, Operations, and Safety Committee.

Ayes: 5 - Mr. Kauffman, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Tangherlini

Nayes: 1 - Mr. Smith

ADMINISTRATIVE ACTIONS:

OTHER ITEMS:

Mr. Kauffman referred the Board to the fourteen Action Items:

1. Approval to Initiate & Award A Contract for #2 Heating Oil:

Approval is requested to initiate and award a contract to supply and deliver #2 heating oil for various WMATA facilities during the 2005-2006 and 2006-2007 winter heating season under the Council of Governments cooperative purchase program with three one year options.

2. Approval to Initiate & Award A Contract for Refurbishment Of Westinghouse Escalator Speed Reducers:

Approval is requested to initiate and award a contract through a competitive process to refurbish Westinghouse Escalator Speed Reducers with a two year base period and approval to exercise three 1-year options. The contractor is to provide all labor, materials, and equipment required to refurbish Westinghouse escalator Modular 100 and Modular 250 Speed Reducers. The refurbished Speed Reducers shall meet all ASME A17.1 code requirements and all OEM specifications.

3. Approval to Initiate & Award A Contract to Replace Egress Hatches:

Approval is requested to initiate and award a competitive contract for labor and material to replace 36 egress hatches on the Red, Blue, Orange, Green, and Yellow Lines.

4. Approval to Initiate & Award A Contract to Replace ATC Track Circuit Systems:

Approval is requested to initiate and award competitive contracts for engineering, manufacture, and delivery of state-of-the-art Automatic Train Protection (ATP) track circuit systems at up to 22 stations and replace Remote Terminal Units (RTU) at 35 Train Control Rooms (TCR).

5. Approval to Initiate & Award Contracts for Structural Rehabilitation:

Approval is requested to initiate and award one or more contracts and approve funding to modify contracts for structural rehabilitation. Rehabilitation includes: 1) Orange Line tile and platform rehabilitation at Vienna, East Falls Church, and Dunn Loring Stations; 2) painting pedestrian bridges at Vienna Station and Williamsburg Blvd. 3) repair grout pads for bridges over the Beltway on the Red, Orange Line; 4) rehabilitate concrete tunnel liner, Rosslyn to Courthouse; Metro Center to McPherson Square; Metro Center to Federal Triangle Stations; 5) replace fence along Right-of-Way at various locations; 6) Rehab station vault concrete at four stations on Red Line, Woodley Park, Cleveland Park, Tenleytown, and Friendship Heights Stations.

6. Approval to Initiate & Award Contracts for the Replacement of Public Address System & Closed Circuit Television:

Approval is requested to initiate and award competitive contracts for the replacement of the Public Address system at 39 stations and the Closed Circuit Television system at 30 stations.

7. Approval to Initiate & Award A Contract for Two Utility Spot Tampers:

Approval is requested to initiate and award a contract for two Utility Spot Tampers.

8. Approval to Initiate & Award - Contract for Upgrading IT Infrastructure:

Approval is requested to initiate and award a contract through GSA schedule to Mainline Information Systems for upgrading IT Infrastructure, IBM hardware in support of the Business Systems, Regional Customer Service Center, Fare Collection, and Knowledge Management System for use throughout the Authority.

9. Award - Contract for Continuation of Services for Oracle Software Licenses and Maintenance:

Approval is requested to award a contract to DLT Solution, Inc. Through their GSA Schedule for Oracle software licenses and maintenance for the period July 1, 2005 thru June 30, 2009.

10. Approval of Resolution for Labor Contract Settlement Local 639, IBT:

Approval is requested for the negotiate Memorandum of Understanding with Local 639, IBT covering wages, hours, and working conditions for the bargaining unit comprised of WMATA's Special Police Officers of the Metropolitan Area Transit Authority collective bargaining by Local 639 of the International Brotherhood of Teamsters.

A copy of the approved Resolution (2005-28) has been made a part of the official file.

11. Approval to Initiate & Award A Contract for Brake Drums On Metrobuses:

Approval is requested to initiate and award one or more competitive requirements contracts with a one-year base period and two one year options to procure brake drums. The drums covered under this proposed contract comprise all the brake drums currently in inventory. The total cost of the one year base period at \$1.6 million. The total estimate value of this procurement is \$6.0 million if the 2 option years are exercised.

12. Approval to Modify - Contract (FI-5583) for Comprehensive Radio Communications System, PCO-22:

Approval is requested for approval and authority to issue a contract modification for Pending Change Order, PCO-22 on Contract FI-5583 with Motorola for the installation of the Comprehensive Radio Communications System (CRCS) for a not to exceed amount of \$305,000 for additional costs incurred due to track access denial.

13. Approval to Initiate & Award A Contract for Professional Architect/Engineering Services:

Approval is requested for approval of the following procurement actions: 1) award the "On-Call" General Architectural and Engineering Services Contract; 2) establish the FY 06 program for the General Engineering services and award tasks for such services; 3) to extend the Vehicle Engineering Contract, FG1451 to December 31, 2007 and 4) to establish the FY 06 Vehicle Engineering program for Contract FG1451.

14. Approval to Execute Special Facilities Agreement with Indemnification Provisions to Washington Gas:

Approval is requested for the Special Facilities Agreement with Washington Gas, inclusive of the indemnification clauses, which will enable the completion of the construction of a gas feeder line to the Four Mile Run CNG Facility.

Mr. Zimmerman moved, seconded by Mr. Deegan, that the Board approve the fourteen above listed Action Items. This motion was unanimously approved.

Ayes:6 - Mr. Kauffman, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Smith, and Mr. Tangherlini

REPORT BY NVTC: No report given.

REPORT BY D.C.: No report given.

REPORT BY WSTC: No report given.

ADJOURNMENT:

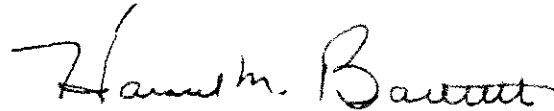
Mr. Kauffman moved, seconded by Mr. Tangherlini, that the Board meet in Executive Session immediately following this meeting to discuss legal, personnel, and budgetary matters. This motion was unanimously approved.

Ayes: 6 - Mr. Kauffman, Mr. Deegan, Mr. Zimmerman, Mr. Smith, Mr. Graham and Mr. Tangherlini

Mr. Kauffman moved, seconded by Mr. Zimmerman, that the Board meet in Executive Session on June 23, 2005 at 9:00 A.M. to discuss labor matters. This motion was unanimously approved.

Ayes: 6 - Mr. Kauffman, Mr. Deegan, Mr. Zimmerman, Mr. Smith, Mr. Graham and Mr. Tangherlini

This meeting was adjourned at 12:11 P.M.



Harold M. Bartlett, Secretary/Chief of Staff