



Minutes

1310th Meeting of the Board of Directors September 21, 2006

Mrs. Mack called the meeting to order at 11:45 a.m. Present were:

Directors

Mrs. Gladys Mack
Mr. Charles Deegan
Mr. Christopher Zimmerman
Mr. Jim Graham
Mr. Raymond Briscuso

Alternate Directors

Mr. Marion Barry
Mr. Marcell Solomon
Mr. William Euille
Mrs. Catherine Hudgins

Staff

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|------------------------|----------------------|
| Mr. Daniel Tangherlini | Mr. Emeka Moneme |
| Mr. James Hughes | Mr. Raymond Feldmann |
| Ms. Carol O'Keefe | Mr. James Haggins |
| Ms. Lucy Jackson | Ms. Brender Gregory |
| Mr. Steve Feil | Mr. Gary Malasky |
| Mr. Jack Requa | Mr. Fred Goodine |
| Ms. Polly Hanson | Ms. Debra Johnson |

Approval of Agenda:

The agenda was approved as submitted.

Approval of Minutes:

The minutes of the July 20, 2006 meeting were approved as submitted.

Report by Riders' Advisory Council (RAC):

Mrs. Mack shifted the public comment period ahead of the Report by the Riders' Advisory Council (RAC).

**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*

Public Comment Period:

One person signed up to speak during the public comment period conducted at this meeting:

1. Ms. Kathleen Walsh, Disability Rights Program Manager at the Equal Rights Center, requested an estimate for when the cost implications MetroAccess Best Practices committee recommendations would be available.

Mrs. Mack requested a response by staff. Mr. Tangherlini stated that this subject would be covered in the Report by the General Manager.

Report by Riders' Advisory Council (RAC):

Mr. Jaffe stated that the RAC held their regularly scheduled meetings in August and September. He referenced the change in the WMATA culture from what was one of unresponsiveness to one more focused on service and improvements. A notable example was the efforts of staff from the Department of Rail who conducted a station scan with members of the RAC in an effort to improve. He also acknowledged Lisa Morgan, Customer Service Director, for the presentation and subsequent discussion provided to the RAC in September.

Mr. Jaffe discussed a letter sent to the Board where the RAC requested the release of revenue and expense estimates of the FY08 budget one month prior to when a vote is conducted by the Board Budget Committee or full Board. Additionally, the RAC requested bus system maps in every rail station, convention centers, and hotels.

Mr. Jaffe requested signage to remind rail riders to stand to the right on escalators. He also recommends that the RAC work with employees of bus service and marketing to prepare more user-friendly pamphlets, especially with respect to service changes.

Mrs. Mack stated her satisfaction that the recommendations of the RAC are being considered. She thanked Mr. Tangherlini for his support of the RAC. Mr. Zimmerman mentioned his anticipation of signage for the escalators directing customers to stand to the right and move to the left.

Report by General Manager

Mr. Tangherlini relayed comments from Robert Coward, the Executive Director of DIRECT Action and the chair and spokesperson for Capitol Area ADAPT, whose mission is to lead, organize and implement a campaign for the civil rights, full integration and empowerment of people with disabilities into the mainstream of society. Specifically, Mr. Coward praised Clement Nedd, Transit Service Planner;

Christian Kent, Director of MetroAccess Services; Steve Yaffe, Chief Operating Officer of Community Transportation Services; and Glenn Millis, ADA Program Coordinator in their efforts to facilitate the needs of ADAPT members. Mr. Coward also provided comment on how public transportation should be oriented with a "Community First Perspective".

Mr. Tangherlini announced that the initial findings of the Ad Hoc Committee consultant analysis, as well as the first requests to assist in their implementation, will come to the Board in November.

Report by Customer Service Operations and Safety Committee

A. Deployment Strategies of 6000 Series Rail Cars

Mr. Briscuso referred the Board to the request for approval of the initiation of a Board-approved deployment plan for the first 50 of the 6000 series rail cars available for deployment in December 2006.

Mr. Briscuso moved, seconded by Mr. Deegan, that the Board approve the deployment strategy of the first 50 of the 6000 series rail cars. This motion was unanimously approved.

Ayes: 6 - Mrs. Mack, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Briscuso, and Mrs. Hudgins

B. WMATA Parking Service Contract for FY08

Mr. Briscuso referred the Board to the request for approval to initiate a comprehensive parking services contract that will replace the existing parking lot attendant services contract and add seven customer-oriented and maintenance services. Additionally, Mr. Briscuso referred the Board to the request to initiate and award a separate contract to provide consultant services to assist with contract documents.

Mr. Briscuso moved, seconded by Mr. Deegan, that the Board approve to initiate a replacement contract for parking lot attendant services, as well as to initiate and award a consultant services contract. This motion was unanimously approved.

Mrs. Mack questioned the existence of a living wage provision in the contract. Staff responded that a living wage component would be included in the contract

Ayes: 6 - Mrs. Mack, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Briscuso, and Mrs. Hudgins

Report by Budget Committee

A. Approval of Resolution to Amend Contract Procurement Actions

Mr. Graham referred the Board to the request to approve a resolution to streamline the procurement process by allowing all contracts under \$1 million to be exempt from further Board approval, as long as they are within budget. The Board will continue to approval multiple contracts to the same vendor that exceed \$1 million. The new policy will have a one-year trial period and staff will report to the Board quarterly on all projects awarded under \$1 million.

Mr. Graham moved, seconded by Mr. Deegan that the Board approve the resolution to amend contract procurement actions. This motion was unanimously approved.

A copy of the approved Resolution (2006-44) has been made a part of the official file.

Ayes: 6 - Mrs. Mack, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Briscuso, and Mrs. Hudgins

B. Approval of Changes to Authority Policy for Use of Credit Cards

Mr. Graham referred the Board to the request to expand and streamline the procedures for using purchase cards. Designated staff will have permission to purchase items up to \$5,000 and a very limited number, but not one that has been established, will have purchasing authority up to \$100,000. The card administrator will have the ability to lock cards to specific vendors and a zero tolerance policy remains in effect.

Mr. Graham noted that he voted against this motion in committee and Mrs. Mack voted present. However, in his role as Chair of the committee, Mr. Graham moved, seconded by Mr. Briscuso that the Board approve the request to expand and streamline the procedures for using purchase cards.

Mrs. Mack stated that she recalled that the number of employees that would have access to the features of the expanded purchase card procedures had been established in committee. Staff responded that 25 positions would be authorized comprised of 14 purchasing agents, 5 inventory planners, 2 contract administrators and 4 ordering officers.

Mrs. Hudgins stated that in committee there was a great deal of discussion regarding the ability to monitor the program and that there would a report back to the Board. Staff responded that the final recommendation on the Board Action/Information Summary states that staff would report back to the Board documenting the actual experience through fiscal 2007.

Mr. Graham requested that all of the materials be paginated. Mrs. Mack requested that the headers be enlarged on the documents. Mr. Zimmerman stated that this action should be accompanied by a resolution to reduce the subsequent ambiguity of what the Board is approving.

Mr. Graham withdrew the motion to approve this action. Mr. Briscuso agreed to withdraw the motion.

C. Approval to Implement Saturday Service on Metrobus Regional Route 22A and Amend the FY07 Budget

Mr. Graham referred the Board to the request for approval to implement Saturday service between Barcroft-South Fairlington and to amend the FY 2007 operating budget by \$71,500 in cost, \$10,500 in revenue and \$61,000 in subsidy. Implementation is scheduled for December 24, 2006 and ridership is expected to grow to 650 passengers after 18 months.

Mr. Graham moved, seconded by Mr. Zimmerman, that the Board approve implementation of Saturday service on Metrobus Regional Route 22A and amendment of the FY07 Budget. This motion was unanimously approved.

Ayes: 6 - Mrs. Mack, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Briscuso, and Mrs. Hudgins

Report by Policy Legislative/Administration Committee

A. Approval to Initiate and Award a Contract for Psychological Testing Services for Transit Police Officer Applicants

Mrs. Mack referred the Board to the request for approval to initiate and award a contract for psychological testing services for Transit Police Officer applicants.

Mrs. Mack moved, seconded by Mr. Zimmerman, that the Board approve initiation and award of psychological testing services for Transit Police Officer applicants. This motion was unanimously approved.

Ayes: 6 - Mrs. Mack, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Briscuso, and Mrs. Hudgins

B. Approval to Initiate Contract for Background Investigative Services

Mrs. Mack referred the Board to the request for approval to initiate a contract for background investigative services for the purpose of reference checking employment applicants. These services include verification of past employment,

wages and salaries, education credentials, the ascertainment of any criminal convictions and credit checks for positions requiring fiduciary duties.

Mrs. Mack moved, seconded by Mr. Deegan that the Board approve to initiate a contract for background investigative services. This motion was unanimously approved.

Ayes: 6 - Mrs. Mack, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Briscuso, and Mrs. Hudgins

Report by Audit and Performance Committee

In the absence of Mr. Kauffman, Mrs. Mack presented the report by the committee.

The committee discussed the Audit Report Activity for 2006. Mrs. Mack stated that during the committee meeting, she had expressed concern that so many of the recommendations from that report appeared to have no action. Actually, only 11 of the over 80 recommendations brought before the Board have not yet had action.

Additionally, the committee reviewed the FY07 Audit Plan that included planned internal audits, information technology audits, risk issues and other activities of the office. Per Mr. Deegan's request, an audit of the implementation of overtime reductions will also be included in the Audit Plan.

Report by Planning and Development Committee

A. Approval of Proposed Glenmont Station Parking Structure

Mr. Zimmerman referred the Board to the request for approval of the proposed Glenmont station parking structure. Concurrence was also requested by staff on the public hearing staff report and supplement, including staff recommendations for the Glenmont III Parking Garage.

Mr. Zimmerman moved, seconded by Mr. Briscuso that the Board approve the request for approval of the proposed Glenmont station parking structure. This motion was unanimously approved.

A copy of the approved Resolution (2006-45) has been made a part of the official file.

Ayes: 6 - Mrs. Mack, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Briscuso, and Mrs. Hudgins

B. Approval of Office of Technology Strategic Plan

Mr. Zimmerman referred the Board to the request to approve the Office of Technology strategic plan following recommendations from work conducted in the spring of 2006.

Mr. Zimmerman moved, seconded by Mr. Deegan, that the Board approve the Office of Technology strategic plan. This motion was unanimously approved.

A copy of the approved Resolution (2006-46) has been made a part of the official file.

Ayes: 6 - Mrs. Mack, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Briscuso, and Mrs. Hudgins

Mr. Zimmerman mentioned that the committee heard two information items. The first of these updated the Board regarding the Regional Bus Conference, which is scheduled for November 30, 2006 at the White Flint station. The second information item provided the status of upgrading existing station signage.

Report by Real Estate Committee

A. Use of DC TIIF for Transit Access Enhancements at the U Street/African-American Civil War Memorial/Cardozo Joint Development Site

Mr. Deegan referred the Board to the request for approval to allocate \$1.5 million from the District of Columbia's share of the Transit Infrastructure Investment Fund (TIIF) for pedestrian walkways, signage, lighting, security and other access improvements at the U Street/African-American Civil War Memorial/Cardozo station joint development project and to amend the System Access Capacity Program FY07. Use of TIIF funds to provide these improvements will reinforce the transit orientation of this project and other development underway at the U Street Corridor area by improving safety, convenience and attractiveness of the pedestrian pathways that lead to the Metrorail station. Significant increase in transit ridership is expected as a result of the mixed use development and infrastructure improvements.

Mr. Deegan moved, seconded by Mr. Graham, that the Board approve the allocation of \$1.5 million from the District of Columbia's share of the TIIF for the U Street/African-American Civil War Memorial/Cardozo station joint development project and to amend the System Access Capacity Program FY07. This motion was unanimously approved.

A copy of the approved Resolution (2006-47) has been made a part of the official file.

Ayes: 6 - Mrs. Mack, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Briscuso, and Mrs. Hudgins

B. Approval of Developer Selection and Joint Development Agreement for Navy Yard (Western Entrance)

Mr. Deegan referred the Board to the request for approval of a contract to sell the West Entrance to the Navy Yard station and the adjoining parking lot to MR Ballpark 5 LLC. As part of the transaction, the Developer will construct improvements to expand the capacity of the Navy Yard station and WMATA will retain a perpetual easement for the station part of the property. There will be an affordable housing component funded by the District of Columbia. As some conditions to the contract are still under negotiations, WMATA is also developing a plan to expand the station capacity. A final decision is expected by October 30, 2006.

Mr. Deegan moved, seconded by Mr. Graham, that the Board approve contract to sell the West Entrance to the Navy Yard station and the adjoining parking lot to MR Ballpark 5 LLC.

Mr. Graham moved, seconded by Mr. Deegan to amend the motion to strike all references to affordable housing and, in its place, state that "this approval is contingent on the Board receiving further details concerning Paragraph 18.13 of the contract relating to Inclusionary Housing requirements".

Mr. Zimmerman requested further detail regarding this amendment. Mr. Graham explained that Paragraph 18.13 of the contract provides that the developer is responsible for complying with the Inclusionary Zoning requirements of the District of Columbia. Further details on this requirement is sought before action is taken relating to affordable housing requirements that might be considered to be imposed upon this project. Mr. Barry stated that this effort will enable the District to receive as much affordable housing as it can.

Mrs. Mack called for a vote on the amendment. The amendment was approved unanimously.

Ayes: 6 - Mrs. Mack, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Briscuso, and Mrs. Hudgins

Mr. Zimmerman stated that his preference is that WMATA lease rather than sell property, especially when located adjacent to WMATA facilities. He also stated that he does not want to come to a decision on items of this nature on a regular basis as quickly as this, and in the future does not want to be put in the position to have to come to quick decisions regarding WMATA assets.

Mr. Graham stated that in this case, the purchase price is well in excess of what an independent appraisal established as the value of the property. He emphasized the

need for the expansion of the Navy Yard station capacity due to the opening of the new baseball stadium. Mr. Barry stated that the baseball stadium, while on schedule, is impacted by the rehabilitation of the Navy Yard station. Mrs. Mack added that another economy for WMATA is that the developer plans to erect a building that will cover the station entrance, thus eliminating the need to build a canopy over the entrance estimated at over \$1 million.

Mrs. Hudgins stated that support for this project is consistent as an improvement needed for WMATA and for the District of Columbia. She also congratulated the District for incorporating the affordable housing component in the contract.

Mrs. Mack called for a vote on the original motion. The motion was unanimously approved.

Ayes: 6 - Mrs. Mack, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Briscuso, and Mrs. Hudgins

Administrative Actions

Other Items

Mrs. Mack referred the Board to the 13 Administrative Actions. Mr. Zimmerman moved, seconded by Mr. Deegan, that the Board approve, en bloc, Administrative Items XIII.A numbered 1 through 13. This motion was unanimously approved.

Mrs. Mack noted that Administrative Action XIII.A.7 discusses the contract ratification of Local 639. The parties of the Union overwhelmingly approved the recommendations outlined in the Agreement on August 16, 2006. In addition, Administrative Action XIII.A.13 outlines the negotiated settlement with Local 2. This is significant as this agreement has been pending for a couple of years.

1. Approval to Initiate & Award a Requirements Contract for Cummins Engine Parts

Approval is requested to initiate and award a competitive requirements contract with a two-year base and three one-year options for the procurement of various Cummins engine components and parts required for bus maintenance and stock replenishment.

2. Approval to Initiate & Award Contract for the Lease of Track Rehabilitation Equipment

Approval to initiate and award a competitive contract, to include a base year and two one-year options, for the lease of heavy equipment to be utilized for major

track rehabilitation projects. Contractor personnel to operate and maintain the equipment is also required.

3. Approval to Modify Contract F06014 to Purchase Ballasted Single Crossovers for Installation Between Dunn Loring and Vienna Stations

Approval to modify contract F06014 in the amount of \$245,000 to purchase ballasted single crossovers for installation between the Dunn Loring and Vienna stations.

4. Approval to Modify Existing Contracts and Fund Security Grant-funded Positions

Approval to: 1) modify existing construction and engineering contracts, including the issuance of new or expanding current Engineering Consultants tasks in FY07 and beyond, or to initiate and award new contracts as required for up to \$7,000,000, as appropriated by the U.S. Congress; 2) Continue funding for the two positions approved in last year's Security grant funds. These two positions will support all Security program projects and will be terminated at the end of the Security Program.

5. Approval to Modify Contract FN3036 to Upgrade Bus Exhaust Extraction System Hoses

Modify contract FN3036 to upgrade Bus Exhaust System Hoses.

6. Approval of International Study Mission on Integrated Customer Communications Systems Best Practices

Request approval for an International Study Mission on Best Practices in Integrated Customer Communications System (ICCS) Partnerships.

7. Ratify - Contract Agreement for Local 639

To request Board approval of the negotiated Memorandum of Understanding with Local 639, IBT settling the wage re-opener for FY07.

A copy of the approved Resolution (2006-48) has been made a part of the official file.

8. Approval to Modify Greenbelt Yard

Approval of a modification to Contract No. FN5008, Metro Matters Yards Greenbelt, in the amount of \$267,000.

9. Approval to Initiate & Award Exterior Rail Car Cleaning Contract

Approval to initiate and award a competitive contract to obtain the services of a contractor who shall provide all labor, equipment, protective equipment, chemicals and supplies, to remove heavy soil and oxides from the exterior aluminum and painted car body surface of 956 Rail Transit Vehicles. The cleaning of the vehicles shall occur twice within 365 calendar days from notice to proceed.

10. Approval of Resolution to Modify Fare Policy for Montgomery County's Ride On "Free Rides Program"

Approval to modify the Fare Policy in accordance with the Authority Compact to extend the current Ride On "Free Rides Program" for Montgomery County seniors and persons with disabilities to Metrobuses operating in Montgomery County.

A copy of the approved Resolution (2006-49) has been made a part of the official file.

11. Approval to Initiate & Award Multi-Year Contract for Upgrade of Station Processors

Approval to initiate and award a competitive multi-year contract for the upgrade of the station processors at 63 rail stations.

12. Approval of International travel to International Conference on Public Transportation, Ensuring Safety and Security

Approval for a Captain within the Metro Transit Police Department (MTPD) to participate in an international conference implementing effective public transportation systems, in which he will share information on public transit security management.

13. Ratify - Contract Agreement for Local 2

Approval of the negotiated Memorandum of Understanding with Local 2, OPEIU, covering wages, hours and working conditions for the bargaining units comprised of WMATA's nearly 700 professional, administrative, technical and clerical personnel.

A copy of the approved Resolution (2006-50) has been made a part of the official file.

Ayes: 6 - Mrs. Mack, Mr. Deegan, Mr. Zimmerman, Mr. Graham, Mr. Briscuso, and Mrs. Hudgins

REPORT BY D.C.: No report given.

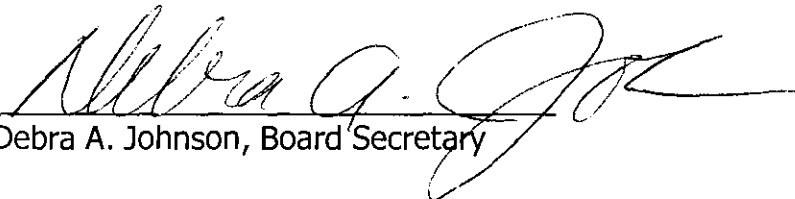
REPORT BY WSTC: Mr. Deegan acknowledged the disaster drill and thanked staff, particularly Fred Goodine, Jim Hughes, Steve Feil and Metro Transit Police, for their

REPORT BY WSTC: Mr. Deegan acknowledged the disaster drill and thanked staff, particularly Fred Goodine, Jim Hughes, Steve Feil and Metro Transit Police, for their efforts in organizing this operation. He also acknowledged the CERT members (Customer Emergency Response Team) who served as "victims" in the simulated rail car explosion under the Potomac River on both the Orange and Blue Lines.

REPORT BY NVTC: Mrs. Hudgins stated that the Virginia General Assembly is scheduled to reconvene and discuss transportation issues. Additionally, she commented on the elevator/escalator training lab ribbon-cutting ceremony that Mr. Deegan attended. She stated that during her visit earlier this year she understood that the project was self-initiated by the employees. It was the employees who decided that if they could build this model elevator and escalator, maintenance training would be improved. This serves as a reminder that sometimes the ideas that best serve the agency often come from the employees.

ADJOURNMENT:

This meeting was adjourned at 12:32 p.m.


Debra A. Johnson, Board Secretary