



## Minutes

### 1345<sup>th</sup> Meeting of the Board of Directors October 22, 2009

Chairman Graham called the meeting to order at 10:44 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. Gordon Linton  
Mr. Jeffrey McKay

Board Secretary Loyda Sequeira-Castillo was also present.

Mr. Graham moved, seconded by Ms. Hewlett, that the Board meet in Executive Session to discuss legal matters consistent with Board Procedure VI.B, safety and security matters consistent with Board Procedure VI.F, and contractual matters consistent with Board Procedure VI.D. This motion was unanimously approved.

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

#### **Washington Metropolitan Area Transit Authority**

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

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

#### **Reconvene**

At 11:30 a.m. Chairman Graham reconvened the Public Session.

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

The agenda was amended by unanimous consent to include a Riders' Advisory Council Appointment in the Report by Chairman and the addition of Tax Advantaged Lease Railcar Substitution as Administrative Item numbered X.11. The amended agenda was unanimously approved.

## **Approval of Minutes:**

The minutes of the September 24, 2009 Board meeting were approved as submitted.

## **Report by Chairman**

### **A. Approval of Riders' Advisory Council Appointment**

Mr. Zimmerman moved, seconded by Mrs. Hudgins, approval of a resolution appointing Lorraine Silva to the Riders' Advisory Council representing the Commonwealth of Virginia. This motion was unanimously approved. A copy of the approved Resolution (2009-63) has been made a part of the official file.

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

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

### **A. Approval to Issue a Request for Proposal for a Replacement Facility for the Southern Avenue Bus Garage**

Mr. Albert moved, seconded by Mr. Zimmerman, approval for staff to issue a Request for Proposals for a replacement facility for the Southern Avenue Metrobus Garage that would be sufficient in size to accommodate a minimum of 250 buses and that would fulfill LEED Silver rating requirements. The 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. Acceptance of FY2009 Financial Statement Audit**

Mr. Benjamin moved, seconded by Mr. Albert, approval of a resolution to accept the Audited Financial Statements and the Single Audit Reports only, with the elimination of the Comprehensive Annual Financial Report (CAFR) which was there in error. The resolution as amended was unanimously approved. A copy of the approved Resolution (2009-64) has been made a part of the official file.

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

### **Administrative Actions**

Mr. Graham moved, seconded by Mrs. Hudgins, approval of Administrative Items numbered 1-11 en bloc. After a discussion, this motion was unanimously approved.

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

1. Approval to Initiate & Award Contracts for Debit/Credit Card Software

Approval to initiate and award a competitive bid for the debit and credit card switch software contract.

2. Approval to Initiate & Award a Contract for Cafeteria Services at the Carmen Turner Facility

Approval to initiate and award a no-cost contract to renovate the existing cafeteria and operate a full service café at the Carmen Turner Facility.

3. Approval to Modify Transit Police Retirement Plan

Approval of a resolution to amend the definition of Final Average Earnings as described in the WMATA/FOP Collective Bargaining Agreement Appendix B Article 2 Section 2.15. A copy of the approved Resolution (2009-65) has been made a part of the official file.

4. Approval to Close Out a Contract for Drainage Pumping Stations

Approval of a credit of \$515,000 for the final close-out modification of contract FH8126 – Multi-Year Replacement of Drainage Pumping Stations.

5. Approval to Award a Sole Source Contract for Bus Emissions Testing

Approval to enter into a sole source contract with West Virginia University Research Corporation for bus emissions testing.

6. Approval to Indemnify Maryland Transit Administration for Credit Card Contract

Approval of a resolution to indemnify Bank of America Merchant Services, the credit card issuers, and Maryland Transit Administration (MTA) for the MTA

credit transactions using SmarTrip®. A copy of the approved Resolution (2009-66) has been made a part of the official file.

7. Approval to Modify Contract FN5089 for Traction Power Substation Equipment Installation

Approval to modify Contract FN5089 by \$1,500,000 to allow the close-out of the contract.

8. Approval to Modify Contract FN5088 for Traction Power Substation Equipment Installation

Approval to modify Contract FN5088 by \$1,000,000 to allow the close-out of the contract.

9. Ratification of International Travel for Emeka Moneme

Ratification of Chief Administrative Officer Emeka Moneme's travel to Madrid, Spain between September 27 and October 3, 2009, as a member of a U.S. delegation of transit executives sponsored by the Competitiveness Group/Long-term Assets Infrastructure LLC.

10. Approval of an Easement to the District of Columbia for the Metropolitan Branch Trail

Approval to grant an easement to the District of Columbia to install and maintain an infiltration trench and pipe across a portion of Metro property near the New York Ave-Florida Ave-Gallaudet U Metrorail station to facilitate drainage for the adjacent Metropolitan Branch Trail.

11. Approval of Tax Advantaged Lease Rail Car Substitution

Approval of two resolutions to execute documents, certificates, and assurances necessary to effectuate the substitution of Metro Rail Car Numbers 1000, 1001, 3068 and 3069 for Rail Car Numbers 1130, 1131, 3036 and 3037. A copy of the approved Resolutions (2009-67 and 2009-68) have been made a part of the official file.

The Board reconvened in Executive Session at 12:12 p.m.

## **Adjournment**

Because there were no actions arising from Executive Session, the Board did not reconvene; therefore the Public Session was effectively adjourned at 12:12 p.m.

A handwritten signature in black ink, appearing to read "Loyda Sequeira-Castillo", written over a horizontal line.

Loyda Sequeira-Castillo, Board Secretary