



Minutes

1389th Meeting of the Board of Directors October 24, 2013

Chair Downs called the meeting to order at 11:33 a.m. Present were:

Directors

Mr. Tom Downs
Mr. Mortimer Downey
Mr. Alvin Nichols
Mrs. Catherine Hudgins
Mr. James Dyke
Ms. Muriel Bowser
Mr. Marcel Acosta
Mr. Michael Goldman

Alternate Directors

Mr. Terry Bellamy
Mrs. Mary Hynes
Mr. William Euille
Mr. Tom Bulger
Mr. Anthony Giancola
Ms. Kathryn Porter

Approval of Agenda:

The agenda was approved as presented.

Certification of Executive Session

Mr. Downey moved, seconded by Mr. Acosta, to certify to the best of each members' knowledge and with no individual member dissenting, that at the just-concluded Executive Session, only such matters as are authorized for discussion in Executive Session and only those matters identified in the notice by which the Executive Sessions were convened were heard, discussed or considered by the Board.

Ayes: 14-Mr. Downs, Mr. Downey, Mr. Nichols, Mrs. Hudgins, Mr. Dyke, Ms. Bowser, Mr. Acosta, Mr. Goldman, Mr. Bellamy, Mrs. Hynes, Mr. Euille, Mr. Bulger, Mr. Giancola and Ms. Porter

**Washington
Metropolitan Area
Transit Authority**

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

By Metrorail:
Judiciary Square—Red
Line
Ellery 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

Approval of Minutes:

The minutes of the September 12, 2013 Board meeting and the October 10, 2013 Emergency Board meeting were approved as submitted.

Report by Planning, Program Development and Real Estate Committee

A. Approval of Conveyance of King Street Easement to the City of Alexandria

Ms. Bowser moved, seconded by Mr. Dyke, approval of a resolution granting the conveyance of limited easement rights to King Street Metrorail station property to the City of Alexandria. The motion was unanimously approved. A copy of the approved Resolution (2013-24) has been made a part of the official file.

Ayes: 8- Mr. Downs, Mr. Downey, Mr. Nichols, Mrs. Hudgins, Mr. Dyke, Ms. Bowser, Mr. Acosta and Mr. Goldman

Report by Finance and Administration Committee

A. FY2014 Budget Amendment for Reimbursable Project – Silver Line Phase II

Mr. Dyke yielded his vote to Mrs. Hynes on this item. Mrs. Hynes moved, seconded by Mrs. Hudgins, approval of a resolution authorizing the GM/CEO to increase the Capital Reimbursable Budget by \$99,456,518 to advance the Dulles Corridor Metrorail Project – Phase II, \$10 million of which is forecasted to be expended in FY2014. The motion was unanimously approved. A copy of the approved Resolution (2013-25) has been made a part of the official file.

Ayes: 8- Mr. Downs, Mr. Downey, Mr. Nichols, Mrs. Hudgins, Mrs. Hynes, Ms. Bowser, Mr. Acosta and Mr. Goldman

Report by Audits and Investigations Committee

A. Acceptance of FY13 Audit Deliverables

Mr. Nichols moved, seconded by Mrs. Hudgins, approval of a resolution to accept the Independent Auditor's Report on the Financial Statements and the Single Audit Reports submitted by CliftonLarsonAllen, LLP. The motion was

unanimously approved. A copy of the approved Resolution (2013-26) has been made a part of the official file.

Ayes: 8- Mr. Downs, Mr. Downey, Mr. Nichols, Mrs. Hudgins, Mr. Dyke, Ms. Bowser, Mr. Acosta and Mr. Goldman

Report by Customer Service and Operations Committee

A. Title VI Approval of Major Service Change, Disparate Impact and Disproportionate Burden Definitions

Mrs. Hudgins moved, seconded by Mr. Dyke, approval of a resolution adopting new definitions of major service change for Metrobus and Metrorail, disparate impact, and disproportionate burden. Mr. Goldman moved, seconded by Mr. Nichols approval of a substitute motion to approve a resolution adopting the new definitions for Metrobus and referring the rest back to committee. The substitute motion failed.

Ayes: 2- Mr. Nichols and Mr. Goldman

Nayes: 6- Mr. Downs, Mr. Downey, Mrs. Hudgins, Mr. Dyke, Ms. Bowser and Mr. Acosta

The resolution as originally moved was approved. A copy of the approved Resolution (2013-27) has been made a part of the official file.

Ayes: 7- Mr. Downs, Mr. Downey, Mr. Nichols, Mrs. Hudgins, Mr. Dyke, Ms. Bowser and Mr. Acosta

Abstain: 1- Mr. Goldman

Report by Governance Committee

A. Appointment of Ethics Officer

Mr. Dyke moved, seconded by Mr. Downey, approval to appoint Kathryn Pett, Metro's General Counsel, as the Metro Board's first Ethics Officer. This motion was unanimously approved.

Ayes: 8- Mr. Downs, Mr. Downey, Mr. Nichols, Mrs. Hudgins, Mr. Dyke, Ms. Bowser, Mr. Acosta and Mr. Goldman

Consent Items

Ms. Bowser moved, seconded by Mr. Acosta, approval of Consent Items numbered A-C en bloc. This motion was approved unanimously.

Ayes: 8- Mr. Downs, Mr. Downey, Mr. Nichols, Mrs. Hudgins, Mr. Dyke, Ms. Bowser, Mr. Acosta and Mr. Goldman

A. Ratification of Retraction of Contract Audit Report No. 13-001, "Review of nMomentum Corporation Contracts and Task Orders"

Ratification of a resolution to retract Contract Audit Report No. 13-001. A copy of the Ratified Resolution (2013-23) has been made a part of the official file.

B. Approval of MOU between WMATA and Local 2


Approval of a resolution to approve the negotiated Memorandum of Understanding with Local 2, Office of Professional Employees International Union, AFL-CIO. A copy of the approved Resolution (2013-28) has been made a part of the official file.

C. Approval of MOU between WMATA and Local 922

Approval of a resolution to approve the negotiated Memorandum of Understanding with Local 922, International Brotherhood of Teamsters. A copy of the approved Resolution (2013-29) has been made a part of the official file.

Adjournment

The meeting was adjourned at 1:14 p.m.



Loyda Sequeira-Castillo, Board Secretary