
Dallas Area Rapid Transit
6:00 P.M. BOARD OF DIRECTORS' MEETING
Tuesday, December 10, 2024 – Board Room
1401 Pacific Ave., Dallas, Texas 75202

General Items:

1. Pledge of Allegiance
2. Approval of Minutes: November 12, 2024
3. This item will be discussed at the Committee-of-the-Whole meeting only.
4. Public Comments

Consent Items:

Administration

5. +Appointment of Directors to the Dallas Area Rapid Transit Mobility Service, Local Government Corporation Board of Directors (Mark C. Enoch/Nadine S. Lee)
6. +Approval of Contract for Panorama Antenna Services (Mark C. Enoch/Jamie Adelman)
7. +Approval of Contract for Cradlepoint Hardware (Mark C. Enoch/Jamie Adelman)
8. +Approval of Contract for Cradlepoint Installation Services (Mark C. Enoch/Jamie Adelman)

Operations

9. +Approval of Contract for Replacement of DART Police Patrol Vehicles (Flora M. Hernandez/Bernard Jackson)
10. +Approval of Contract for Capital Spare Parts for Trinity Railway Express (Flora M. Hernandez/Bernard Jackson)

Development

11. +Approval of Contract for Transportation Data Collection Services (Patrick J. Kennedy/Dee Leggett)
12. +Approval of Contracts for Professional Services for Construction Management and Inspection Support (Patrick J. Kennedy/Dee Leggett)

Individual Items:

Budget and Finance

13. +Approval of First Amendment to the Interlocal Agreement between DART and Dallas Independent School District for High School Monthly, Day, and Semester Passes (Paul N. Wageman/Jamie Adelman)

Development

14. This item will be discussed at the Committee-of-the-Whole meeting only.
15. This item will be discussed at the Committee-of-the-Whole meeting only.
16. This item will be discussed at the Committee-of-the-Whole meeting only.



Agenda

Quorum = 10

17. +Approval of Contract for New 30-foot and 40-foot Heavy-Duty Compressed Natural Gas Bus Procurement (Patrick J. Kennedy/Dee Leggett)
18. This item will be discussed at the Committee-of-the-Whole meeting only.
19. This item will be discussed at the Committee-of-the-Whole meeting only.

Administration

20. +Approval of Protest Claim by MV Transportation on Mobility Management Services Solicitation (Mark C. Enoch/Gene Gamez)
21. This item will be discussed at the Committee-of-the-Whole meeting only.

Other Items:

22. Public Comments
23. This item will be discussed at the Committee-of-the-Whole meeting only.
24. Adjournment

+Same Date Item Only

The Board of Directors may go into Closed Session under the Texas Open Meetings Act, Section 551.071, Consultation with Attorney, for any legal issues, under Section 551.072, Deliberation Regarding Real Property for real estate issues, or under Section 551.074 for Personnel matters, or under Section 551.076 or 551.089 for Deliberation Regarding deployment or implementation of Security Personnel or devices arising or regarding any item listed on this Agenda.

This facility is wheelchair accessible. For accommodations for the hearing impaired, sign interpretation is available. Please contact Community Affairs at 214-749-2799, 48 hours in advance.

**MINUTES
DALLAS AREA RAPID TRANSIT
BOARD OF DIRECTORS
November 12, 2024**

The Dallas Area Rapid Transit **Board of Directors'** meeting came to order on **Tuesday, November 12, 2024, at 6:37 p.m.**, at DART Headquarters, 1401 Pacific Avenue, Dallas, Texas, with Board Vice Chair Schlosser and then Board Chair Slagel presiding. These minutes provide a brief overview and are not a transcript. For complete details, please visit the following link: <https://www.dart.org/about/public-access-information/board-meetings-information/dart-board-meeting-video>.

City of Dallas

- ☒ D'Andrala Alexander
- ☐ Randall Bryant
- ☐ Carmen Garcia
- ☐ Flora M. Hernandez – **Assistant Secretary**
- ☐ Patrick J. Kennedy
- ☐ Michele Wong Krause
- ☐ Rodney Schlosser – **Board Vice Chair**

City of Garland

- ☐ Marc C. Abraham

City of Irving

- ☐ Rick H. Stopfer

City of Plano

- ☐ Paul N. Wageman

Cities of Carrollton and Irving

- ☐ Doug Hrbacek

Cities of Cockrell Hill and Dallas

- ☐ Enrique MacGregor

Cities of Farmers Branch and Plano

- ☐ M. Nathan Barbera – **Secretary**

Cities of Garland, Rowlett, and Glenn Heights

- ☐ Mark C. Enoch

Cities of Richardson and University Park; Towns of Addison and Highland Park

- ☐ Gary A. Slagel – **Board Chair**

☒ = not present

General Items

1. **Pledge of Allegiance**

The pledge was conducted.

2. **Approval of Minutes: October 22, 2024**

Director Bryant moved to accept the October 22, 2024, Board of Directors' meeting Minutes into the record as written.

Director Garcia seconded, and the Minutes were accepted as written unanimously.

3. **This item will be discussed at the Committee-of-the-Whole meeting only.**

4. **Public Comments**

Speaker Name	Of/Location	Topic
Lynn Ray	Dallas, TX	General comments

5. **Public Hearing for State-Required Performance Audit**

The public hearing was conducted and recorded by a court reporter.

Consent Items 6-10

Director Hrbacek made a motion to approve the Consent Agenda items.

Operations

6. **+Approval of Contract for Boom Crane Truck**

Moved to approve Resolution 240134, stating that the President & Chief Executive Officer or her designee is authorized to award a two-year contract with no options to Sewell Family of Companies, Inc., for the purchase of a Palfinger Boom Crane truck [Contract No. C-2085394-01J, for a total not-to-exceed amount of \$456,672.

7. **+Approval of Contract for Light Rail Vehicle Three-Year Friction Brake Overhaul Kits**

Moved to approve Resolution 240135, stating that the President & Chief Executive Officer or her designee is authorized to award a two-year contract with no options for Three-Year Friction Brake Overhaul Kits [Contract No. C-2079 187-011 to Wabtec Passenger Transit, for a total authorized amount not to exceed \$1,666,280.

8. **+Approval of Contract Modification for Repower Part Kits for DART's Bus Fleet**

Moved to approve Resolution 240136, stating that the President & Chief Executive Officer or her designee is authorized to execute a contract modification for repower parts kits for DART's bus fleet with Cummins Southern Plains, LLC [C-2081417-01] to increase the not-to-exceed amount by \$532,619, for a new total authorized amount not to exceed \$1,166,689.

9. **+Approval of Contract for Polycarbonate Glass Protection**

Moved to approve Resolution 240137 stating that the President & Chief Executive Officer or her designee is authorized to award a two-year contract with no options to Graffiti Shield, Inc., for Polycarbonate Glass Protection [Contract No. C-2082159-01], for a total authorized amount not to exceed \$1,749,670.

10. **+Approval of Contract Modification for Building Management and Cleaning Services at DART Headquarters and DART Police Headquarters**

Director NAME moved to approve Resolution 240138, stating that the President & Chief Executive Officer or her designee is authorized to execute a contract modification for building maintenance and cleaning services at DART Headquarters and DART Police Headquarters with Triad Commercial Services, Ltd. [Contract No. C-2063768-01], to:

Section 1: Extend the current contract by eight months.

Section 2: Increase the not-to-exceed amount by \$1,725,000, for a new total authorized amount not to exceed \$6,225,044.

Director Hernandez seconded, and the Consent items were approved unanimously.

Individual Items 11-24

Audit

11. **Approval of Fiscal Year 2024 Performance Evaluation and Compensation for Chief Audit Officer**

Director Garcia moved to approve Resolution 240139, stating that:

Section 1: The bi-weekly salary of Chris Koloc, Chief Audit Officer, be increased by \$736.47 effective October 1, 2024.

Section 2: Mr. Koloc shall also be eligible for the executive bonus, if any, in the same manner as all other salaried employees.

Section 3. The position of Chief Audit Officer be evaluated within 90 days for consideration of reclassification.

Director Wong Krause seconded, and the item was approved unanimously.

Administration

12. **Approval of Fiscal Year 2025 Goals and Performance Measures for President & Chief Executive Officer**

Director MacGregor moved to approve a resolution as presented in the record as a single-sheet list that includes a 4-sheet breakdown of the list.

Director Stopfer seconded the motion.

Director Hrbacek moved to amend the main motion as he read into the record.

Director Barbera seconded the motion.

After some discussion, Director Stopfer withdrew his second.

Director Wong Krause seconded Director MacGregor's original motion.

Chair Slagel called the question on the amended motion made by Director Hrbacek and seconded by Director Barbera with a change to remove the last three columns of his presented document, adding Goal 1-B back into the document and delaying the vote on the weights of the goals at the December meeting.

The motion to approve Resolution 240140, stating the Board adopts the goals and performance measures for the President & Chief Executive Officer for FY 2025 as shown in Exhibit 1 to this Resolution was approved by a majority vote with Directors MacGregor, Wong Krause, Enoch, Garcia, Bryant, and Chair Slagel opposing.

Development

13. Approval of Fiscal Year 2024 Performance Evaluation and Compensation for President & Chief Executive Officer

Director Bryant moved to approve the blue sheet (edited version) Resolution 240141, stating that Nadine S. Lee, President & Chief Executive Officer, shall receive a performance payment in the amount of 83.4 percent of the maximum amount specified in Paragraph 5.04 of the Employment Agreement between DART and Nadine S. Lee authorized in Resolution No. 240078.

Director Stopfer seconded the motion.

Director Wong Krause moved to amend the main motion to strike the percentage of 83.4 % and insert 85%.

Director Enoch seconded the amended motion.

After discussion, Chair Slagel called the question on the amended motion.

The amendment failed with Directors Wong Krause, Enoch, MacGregor, and Chair Slagel voting in favor.

Chair Slagel called the question on the original motion made by Director Bryant and seconded by Director Stopfer to approve the blue sheet (edited version) Resolution 240141, stating that Nadine S. Lee, President & Chief Executive Officer, shall receive a performance payment in the amount of 83.4 percent of the maximum amount specified in Paragraph 5.04 of the Employment Agreement between DART and Nadine S. Lee authorized in Resolution No. 240078.

The motion was approved with a majority vote with Directors Wong Krause, Enoch, MacGregor, and Chair Slagel opposing.

14. Approval of Fiscal Year 2024 Performance Evaluation for Board Administrator

No action was taken on this item.

15. Approval of Fiscal Year 2024 Performance Evaluation and Compensation for General Counsel

Director Enoch moved to approve Resolution 240142, stating that:

Section 1: The bi-weekly salary of Gene Gamez, General Counsel, be increased by \$807.66 effective October 1, 2024.

Section 2: Mr. Gamez shall also be eligible for the executive bonus, if any, in the same manner as all other salaried employees.

Director Wong Krause seconded, and the item was approved unanimously.

16. This item will be discussed at the Committee-of-the-Whole meeting only.

Communications

Director Wageman recused himself at 7:55 p.m. from Agenda Items 17 and 18, stating that he would not return for the remainder of the meeting.

17. +Approval of Interlocal Agreement with Dallas County Hospital District D/B/A Parkland Health for the DART Cares Program

Director Barbera moved to approve Resolution 240143, stating that:

Section 1: The President & Chief Executive Officer or her designee is authorized to execute an Interlocal Agreement with Dallas County Hospital District d/b/a Parkland Health ("Parkland"), in substantially the form shown as Exhibit I to the resolution and subject to legal review, for a total authorized amount of \$560,310 to provide mental health clinicians for the DART Cares program which will connect individuals on DART's system who are experiencing homelessness and mental health conditions to the mental health clinicians.

Section 2: Approval of the Interlocal Agreement noted in Section 1 with Dallas County Hospital District d/b/a Parkland Hospital is contingent that services of the Interlocal Agreement extends to all Service Area Cities, counties, and Parkland Hospital agrees in writing to this condition precedent.

Director Hernandez seconded, and the item was approved unanimously.

Development

18. +Approval to Increase Funding for Supplemental On-Demand Services

Director Hrbacek moved to approve Resolution 240144, stating that the President & Chief Executive Officer or her designee is authorized to execute a contract modification for supplemental on-demand services with Uber Technologies, Inc., [Contract No. C-2053719-01], to increase the not-to-exceed amount by \$4,500,000, for a new total authorized amount not to exceed \$21,712,780.

Director Hernandez seconded, and the item was approved by a majority, with Director's Kennedy and Garcia opposed.

19. +Approval of Contract for Professional Services for Systems Engineering and Design

Director Kennedy moved to approve Resolution 240145, stating that that the President & Chief Executive Officer or her designee is authorized to award a five-year contract with two, one-year options, to be funded on a task order basis, to

CDM Smith, Inc., for professional services related to systems engineering and design [Contract No. C-2085 113-01], for a total authorized amount not to exceed \$17,000,000.

Director Wong Krause seconded, and the item was approved unanimously.

20. **+Approval to Extend the Contract for McKinney Urban Transit District Shared-Ride Microtransit Service**

Director Kennedy moved to approve Resolution 240146, stating that that the President of the Dallas Area Rapid Transit Mobility Service, Local Government Corporation (LGC) or his designee is authorized to execute a contract modification for McKinney Urban Transit District (MUTD) Shared-Ride Microtransit Service with Spare Labs, Inc. [Contract No. C-2066109-01], to:

Section 1: Extend the contract for one year.

Section 2: Increase the not-to-exceed amount by \$1,691,000, for a new total authorized amount not to exceed \$7,144,000.

Director Hrbacek seconded, and the item was approved unanimously.

21. **This item will be discussed at the Committee-of-the-Whole meeting only.**

22. **This item will be discussed at the Committee-of-the-Whole meeting only.**

23. **This item will be discussed at the Committee-of-the-Whole meeting only.**

24. **This item will be discussed at the Committee-of-the-Whole meeting only.**

Other Items

23. **Public Comments**

There were no additional public comments.

24. **This item will be discussed at the Committee-of-the-Whole meeting only.**

25. **Adjournment**

There being no further business, the meeting adjourned at 8:00 p.m.



Paul Gagliano

Secretary of the Board

/pg



Agenda Report

Voting Requirements: Majority
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DATE: December 10, 2024

SUBJECT: Appointment of Directors to the Dallas Area Rapid Transit Mobility Service, Local Government Corporation Board of Directors

RECOMMENDATION

Approval of a resolution appointing Rodney Schlosser, Nadine S. Lee, Rob Smith, and Jamie Adelman as directors to the Dallas Area Rapid Transit Mobility Service, Local Government Corporation (LGC) Board of Directors for terms commencing on the date hereof and ending on December 31, 2026, or until a replacement director is appointed.

FINANCIAL CONSIDERATIONS

- Approval of a director for the LGC Board has no financial impact on the approved Budget or proposed FY 2025 20-Year Financial Plan.

BUSINESS PURPOSE

- Pursuant to Section 2.01 of the LGC Bylaws, the DART Board Chair is deemed appointed as a Director of the LGC without formal action by the DART Board of Directors.
- The remaining four members of the LGC Board are appointed by the DART Board of Directors through a resolution.
- Pursuant to Section 2.01 of the LGC Bylaws, one other member of the DART Board of Directors shall be appointed as a director of the LGC Board, and three DART employees recommended by the President & Chief Executive Officer shall also be appointed as directors of the LGC Board.
- Approval of this Resolution will help achieve Agency Strategic Goal 1: Empowered Agency - Build a nimble organization that can act quickly and effectively by streamlining processes and empowering employees; and Strategic Goal 5: Strategic Relationships - Position DART as a collaborative leader and recognized regional economic and mobility asset.

LEGAL CONSIDERATIONS

Section 452.054 of the Texas Transportation Code authorizes DART to exercise all powers necessary or convenient to carry out the purposes or the provisions of the statute.

Subchapter D of Chapter 431, Texas Transportation Code (the "ACT"), authorizes a local government, including a regional transportation authority as described in Chapter 452.001 of the Act,

to create a local government corporation to aid and act on behalf of the local government to accomplish any governmental purpose of the local government.

DRAFT
RESOLUTION
of the
DALLAS AREA RAPID TRANSIT BOARD
(Executive Committee)

**Appointment of Directors to the Dallas Area Rapid Transit Mobility Service, Local
Government Corporation Board of Directors**

WHEREAS, DART has created a local government corporation, the Dallas Area Rapid Transit Mobility Service, Local Government Corporation (LGC) to aid and act on behalf of DART in providing a public transportation system by contracting with entities outside the DART Service Area; and

WHEREAS, pursuant to Section 2.01 of the LGC Bylaws, the DART Board Chair is deemed appointed as a Director of the LGC without formal action by the DART Board of Directors; and

WHEREAS, the remaining four members of the LGC Board are appointed by the DART Board of Directors through a resolution; and

WHEREAS, pursuant to Section 2.01 of the LGC Bylaws, one other member of the DART Board of Directors shall be appointed as a director of the LGC Board, and three DART employees recommended by the President & Chief Executive Officer shall also be appointed as directors of the LGC Board; and

WHEREAS, approval of a director for the LGC Board has no financial impact on the approved Budget or proposed FY 2025 20-Year Financial Plan.

NOW, THEREFORE, BE IT RESOLVED by the Dallas Area Rapid Transit Board of Directors that Rodney Schlosser, Nadine S. Lee, Rob Smith, and Jamie Adelman are hereby appointed to the Dallas Area Rapid Transit Mobility Service, Local Government Corporation Board of Directors for terms commencing on the date hereof and ending on December 31, 2026, or until a replacement director is appointed.

**Appointment of Directors to the Dallas Area Rapid Transit Mobility Service, Local Government
Corporation Board of Directors**

/s/ Dee Leggett

Prepared by:

Dee Leggett
Executive Vice President
Chief Development Officer

/s/ Gene Gamez

Approved as to form:

Gene Gamez
General Counsel

Approved by:

/s/ Nadine S. Lee

Nadine S. Lee
President & Chief Executive Officer



Agenda Report

Attachments:

1. Contract Award Analysis
2. M/WBE Considerations

Voting Requirements:

Majority

DATE: December 10, 2024

SUBJECT: Approval of Contract for Panorama Antennas Services

RECOMMENDATION

Approval of a resolution authorizing the President & Chief Executive Officer or her designee to award a five-year contract with no options to Presidio Networked Solutions Group, LLC, for Panorama Antennas Services [Contract No. C-2086092-01], for a total authorized amount not to exceed \$516,120.

FINANCIAL CONSIDERATIONS

- The contract for Panorama antennas is included in the Technology Department's approved FY 2025 Capital Budget.
- Sufficient funding for this contract in the amount not to exceed \$516,120 is included in both the Technology Department's approved FY 2025 Capital Budget and Capital Expense line item of the proposed FY 2025 20-Year Financial Plan.

BUSINESS PURPOSE

- The Board is being asked to approve three contracts in three separate actions:
 - Purchase of cellular antennas to provide connectivity to 4G and 5G cellular networks and GPS services (this item)
 - Purchase of cellular modems to enable DART systems to connect with all DART vehicles
 - Installation services
- The purpose of this item is to approve a five-year contract with no options for Panorama cellular antennas.
- All DART revenue and police vehicles have a system of antennas and modems that integrate with cameras, onboard devices, location services, fare payment, and fleet management systems. This system allows DART to locate vehicles and provide riders with up-to-date information on the next bus or train. It also allows us to process fare payments in real-time and prevents delays in determining if a rider's digital payment method has sufficient funds for the current trip.
- The current rail and police equipment is outdated and no longer supported; bus equipment will not be supported past 2025. It needs to be replaced to allow connectivity to 4G and 5G cellular networks and GPS.

- This procurement will replace antennas on 191 rail vehicles, 101 buses, and 100 police vehicles and purchase 49 spares, which covers approximately 6% of the bus, rail, and police fleet. Technology anticipates the need for 15 to 20 replacement devices per year until the bus fleet is replaced.
- The new buses being procured under separate Board action will come equipped with new modems and antennas. The 101 buses identified above will remain in the fleet until their useful service life is met.
- The discussion will support Agency Strategic Goal 3: Quality Service – Deliver a quality customer experience defined by strong rider advocacy and built on professional pride and continuous improvement; and Strategic Goal 4: Seamless Mobility – Integrate mobility options to create a seamless travel experience defined by frequency and reliability that positions DART as first in mind.

PROCUREMENT CONSIDERATIONS

- On August 16, 2024, a sole source solicitation was sent to one firm.
- This will be an indefinite delivery/indefinite quantity contract with a five-year term.
- Presidio Networked Solutions Group, LLC, is the sole provider for goods.
- The contract award analysis is provided as Attachment 1.

D/M/WBE CONSIDERATIONS

- The goals for this contract were established in 2004 by the DART Board of Directors at 25% MBE and 5% WBE participation.
- Presidio Networked Solutions Group, LLC, the prime contractor, has committed to achieve some participation.
- The M/WBE analysis and Equal Employment Opportunity (EEO-1) information are included in Attachment 2. The prime contractor's actual EEO-1 report is available upon request.

LEGAL CONSIDERATIONS

- Section 452.055 of the Texas Transportation Code authorizes DART to contract for the provision of goods and services.

**Dallas Area Rapid Transit Authority
CONTRACT AWARD ANALYSIS
(Sole Source)
Solicitation No. S-2086092**

Contract Information

- A. Description:** Panorama Antennas Services
- B. Contractor:** Presidio Networked Solutions Group, LLC
- C. Contract Number:** C-2086092-01
- D. Contract Amount:** Not to exceed \$516,120
- E. Contract Type:** Indefinite Delivery/Indefinite Quantity (ID/IQ)
- F. Term of Contract:** Five years from the date of the Notice to Proceed
- G. Options Available:** N/A
- H. Bond Requirement:** N/A
- I. Liquidated Damages:** N/A
- J. Funding Source:** Local

Solicitation Information

- A. Determination of Responsibility**
Bond Check: N/A
Reference Check: Satisfactory
Financial Responsibility Survey: Satisfactory
Insurance Check: Yes
On-Site Inspection: N/A
Arithmetic Check: Yes
Verification of Offer: Yes
Buy America Certification and/or Audit, if applicable: N/A
Debarred/Suspended list: Not on the debarred /suspended list.
- B. Negotiation Memorandum:** Available for review in the contract file.
- C. Cost & Price Considerations:** Prices are fair and reasonable based on historical pricing and comparison to the independent cost estimate (ICE).
- D. Protests Received:** None
- E. Determinations Required:** Sole Source F&D

Determination and Recommendation

Presidio Networked Solutions Group, LLC, is a responsible contractor, has the capacity to perform this contract, and is recommended for award.

Approval of Contract for Panorama Antennas Services

M/WBE Considerations

The goals for this contract were established in 2004 by the DART Board of Directors at 25% MBE and 5% WBE participation. Presidio Networked Solutions Group, LLC, the prime contractor, has committed to achieve some participation through utilization of the following certified firm:

WBE PARTICIPATION

VENDOR	LOCATION	ETHNICITY	SERVICE	AMOUNT	PERCENTAGE
Haynes Logistic, Inc	Maypearl, TX	White Female	Freight Transportation	\$10,000	1.94%

TOTAL WBE PARTICIPATION: \$10,000 1.94%*

NOTE: The goals are based on the not to exceed amount of \$516,120. If there are any changes to this amount, the original goals shall still apply.

*The percentage and dollar amounts may remain level, increase or decrease depending on the circumstances.

Summary of EEO-1 Report

Presidio Networked Solutions Group, LLC. is located Irving, TX and employs 201 individuals. The following is an analysis of their EEO-1 report:

	ASIAN	BLACK	HISPANIC	NATIVE AM.	WHITE	TOTAL	PERCENTAGE
MALES	34	19	18	0	78	149	74.13%
FEMALES	11	11	7	0	23	52	25.87%
TOTAL	45	30	25	0	101	201	100%
PERCENTAGE	22.39%	14.92%	12.44%	0.00%	50.25%	100%	

DRAFT
RESOLUTION
of the
DALLAS AREA RAPID TRANSIT BOARD
(Executive Committee)

Approval of Contract for Panorama Antennas Services

WHEREAS, the purpose of this item is to approve a five-year contract with no options for Panorama Antennas Services; and

WHEREAS, all DART revenue and police vehicles have a system of antennas and modems that integrate with cameras, onboard devices, location services, fare payment, and fleet management systems; and

WHEREAS, the current rail and police equipment is outdated and no longer supported; bus equipment will not be supported past 2025. It needs to be replaced to allow connectivity to 4G and 5G cellular networks and GPS; and

WHEREAS, these systems are vital to the safety of DART's operators and assets; and

WHEREAS, a noncompetitive procurement for a five-year contract with no option years was conducted in accordance with DART Procurement Regulations; and

WHEREAS, the proposed pricing is fair and reasonable; and

WHEREAS, funding for this contract is within the approved FY 2025 budget and proposed FY 2025 20-Year Financial Plan allocations.

NOW, THEREFORE, BE IT RESOLVED by the Dallas Area Rapid Transit Board of Directors that the President & Chief Executive Officer or her designee is authorized to award a five-year contract with no options to Presidio Networked Solutions Group, LLC, for Panorama Antennas Services [Contract No. C-2086092-01], for a total authorized amount not to exceed \$516,120.

Approval of Contract for Panorama Antennas Services

Prepared by: /s/ Jamie Adelman

Jamie Adelman
Executive Vice President
Chief Financial Officer

/s/ Gene Gamez

Approved as to form: Gene Gamez
General Counsel

/s/ Nadine S. Lee

Approved by: Nadine S. Lee
President & Chief Executive Officer



Agenda Report

Attachments: 1. Contract Award Analysis 2. M/WBE Details	Voting Requirements: Majority
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DATE: December 10, 2024

SUBJECT: Approval of Contract for Cradlepoint Hardware

RECOMMENDATION

Approval of a resolution authorizing the President & Chief Executive Officer or her designee to award a five-year contract with no options to Presidio Networked Solutions Group, LLC, for Cradlepoint Hardware [Contract No. C-2086345-01], for a total authorized amount not to exceed \$2,485,711.

FINANCIAL CONSIDERATIONS

- The contract for cellular modems is included in the Technology Department's approved FY 2025 Capital Budget.
- Sufficient funding for this contract in the amount not to exceed \$2,485,711 is included in both the Technology Department's approved FY 2025 Capital Budget and Capital Expense line item of the proposed FY 2025 20-Year Financial Plan.

BUSINESS PURPOSE

- The Board is being asked to approve three contracts in three separate actions:
 - Purchase of cellular antennas to provide connectivity to 4G and 5G cellular networks and GPS services
 - Purchase of cellular modems to enable DART systems to connect with all DART vehicles (this item)
 - Installation services
- The purpose of this item is to approve a five-year contract with no options for Cradlepoint Hardware.
- All DART revenue and police vehicles have a system of antennas and modems that integrate with cameras, onboard devices, location services, fare payment, and fleet management systems. This system allows DART to locate vehicles and provide riders with up-to-date information on the next bus or train. It also allows us to process fare payments in real-time and prevents delays in determining if a rider's digital payment method has sufficient funds for the current trip.
- The current rail and police equipment is outdated and no longer supported; bus equipment will not be supported past 2025. It needs to be replaced with updated technology to allow connectivity to 4G and 5G cellular networks and GPS.

- This procurement will replace hardware on 191 rail vehicles, 101 buses, and 100 police vehicles and purchase 49 spares, which covers approximately 6% of the bus, rail, and police fleet. Technology anticipates the need for 15 to 20 replacement devices per year until the bus fleet is replaced.
- The new buses being procured under separate Board action will come equipped with new modems and antennas. The 101 buses identified above will remain in the fleet until their useful service life is met.
- The discussion will support Agency Strategic Goal 3: Quality Service – Deliver a quality customer experience defined by strong rider advocacy and built on professional pride and continuous improvement; and Strategic Goal 4: Seamless Mobility – Integrate mobility options to create a seamless travel experience defined by frequency and reliability that positions DART as first in mind.

PROCUREMENT CONSIDERATIONS

- DART is using an approved cooperative agreement.
- This will be an indefinite delivery/indefinite quantity contract, with firm-fixed pricing, for a term of five years with no options.
- The contract award analysis is provided as Attachment 1.

D/M/WBE CONSIDERATIONS

- The State of Texas contracts will be utilized for this procurement.
- The State's goal for this type of procurement is 26.0%. The responsible State agency is the Texas Department of Information Resources (DIR).
- As this is a State contract, reports of M/WBE spend dollars will be to and through the State.

LEGAL CONSIDERATIONS

- Section 452.055 of the Texas Transportation Code authorizes DART to contract for the provision of goods and services.

**Dallas Area Rapid Transit Authority
CONTRACT AWARD ANALYSIS
Cooperative DIR Contract No. DIR-CPO-4458
DART Contract No. C-2086345-01**

Contract Information

- A. Description:** Cradlepoint Hardware
- B. Contractor:** Presidio Networked Solutions Group, LLC
- C. Contract Number:** C-2086345-01
- D. Contract Amount:** Not to exceed \$2,485,711
- E. Contract Type:** Indefinite Delivery/Indefinite Quantity (ID/IQ)
- F. Term of Contract:** Five years from the date of the Notice to Proceed.
- G. Options Available:** N/A
- H. Funding Source:** Local
- I. Price Considerations:** Pricing is fair and reasonable based on competition conducted by the State of Texas Department of Information Resources DIR Contract No. DIR-CPO-4458 and a comparison to the independent cost estimate (ICE).
- J. Determination of Responsibility:**
Reference Check/ Financial Responsibility Survey: Provided via cooperative source.
Arithmetic Check: Yes
Buy America Certification and/or Audit, if applicable: N/A
Debarred/Suspended list: Not on the debarred /suspended list.
- K. Determinations Required:** None

Determination and Recommendation

Presidio Networked Solutions Group, LLC, is a responsive and responsible contractor through an approved cooperative agreement, has the capacity to perform this contract, and is recommended for award.

Approval of Contract for Cradlepoint Hardware

M/WBE Considerations

The State of Texas contracts will be utilized for this procurement. The State's goal for this type of procurement is 26.0%. The responsible State agency is the Texas Department of Information Resources (DIR). As this is a State contract, reports of M/WBE spend dollars will be to and through the State.

DRAFT
RESOLUTION
of the
DALLAS AREA RAPID TRANSIT BOARD
(Executive Committee)

Approval of Contract for Cradlepoint Hardware

WHEREAS, the purpose of this item is to approve a five-year contract with no options for Cradlepoint Hardware; and

WHEREAS, all DART revenue and police vehicles have a system of antennas and modems that integrate with cameras, onboard devices, location services, fare payment, and fleet management systems; and

WHEREAS, the current rail and police equipment is outdated and no longer supported; bus equipment will not be supported past 2025. It needs to be replaced to allow connectivity to 4G and 5G cellular networks and GPS; and

WHEREAS, these systems are vital to the safety of DART's operators and assets; and

WHEREAS, a competitive procurement for a five-year contract with no option years was conducted in accordance with DART Procurement Regulations; and

WHEREAS, the proposed pricing is fair and reasonable; and

WHEREAS, funding for this contract is within the approved FY 2025 budget and proposed FY 2025 20-Year Financial Plan allocations.

NOW, THEREFORE, BE IT RESOLVED by the Dallas Area Rapid Transit Board of Directors that the President & Chief Executive Officer or her designee is authorized to award a five-year contract with no options to Presidio Networked Solutions Group, LLC, for Cradlepoint Hardware [Contract No. C-2086345-01], for a total authorized amount not to exceed \$2,485,711.

Approval of Contract for Cradlepoint Hardware

Prepared by: /s/ Jamie Adelman

Jamie Adelman
Executive Vice President
Chief Financial Officer

/s/ Gene Gamez

Approved as to form: Gene Gamez
General Counsel

/s/ Nadine S. Lee

Approved by: Nadine S. Lee
President & Chief Executive Officer



Agenda Report

Attachments:

1. Contract Award Analysis
2. M/WBE Details

Voting Requirements:

Majority

DATE: December 10, 2024

SUBJECT: Approval of Contract for Cradlepoint Installation Services

RECOMMENDATION

Approval of a resolution authorizing the President & Chief Executive Officer or her designee to award a five-year contract with no options to Presidio Networked Solutions Group, LLC, for Cradlepoint Installation Services [Contract No. C-2086346-01], for a total authorized amount not to exceed \$3,651,079.

FINANCIAL CONSIDERATIONS

- The contract for Cradlepoint installation services is included in the Technology Department's approved FY 2025 Capital Budget.
- Sufficient funding for this contract in the amount not to exceed \$3,651,079 is included in both the Technology Department's approved FY 2025 Capital Budget and Capital Expense line item of the proposed FY 2025 20-Year Financial Plan.

BUSINESS PURPOSE

- The Board is being asked to approve three contracts in three separate actions:
 - Purchase of cellular antennas to provide connectivity to 4G and 5G cellular networks and GPS services
 - Purchase of cellular modems to enable DART systems to connect with all DART vehicles
 - Installation services (this item)
- The purpose of this item is to approve a five-year contract with no options for Cradlepoint Installation Services.
- All DART revenue and police vehicles have a system of antennas and modems that integrate with cameras, onboard devices, location services, fare payment, and fleet management systems. This system allows DART to locate vehicles and provide riders with up-to-date information on the next bus or train. It also allows us to process fare payments in real-time and prevents delays in determining if a rider's digital payment method has sufficient funds for the current trip.
- The current rail and police equipment is outdated and no longer supported; bus equipment will not be supported past 2025. It needs to be replaced to allow connectivity to 4G and 5G cellular networks and GPS.

- This procurement will install equipment on 191 rail vehicles, 101 buses, and 100 police vehicles and purchase 49 spares, which covers approximately 6% of the bus, rail, and police fleet. Technology anticipates the need for 15 to 20 replacement devices per year until the bus fleet is replaced.
- The new buses being procured under separate Board action will come equipped with new modems and antennas. The 101 buses identified above will remain in the fleet until their useful service life is met.
- The discussion will support Agency Strategic Goal 3: Quality Service – Deliver a quality customer experience defined by strong rider advocacy and built on professional pride and continuous improvement; and Strategic Goal 4: Seamless Mobility – Integrate mobility options to create a seamless travel experience defined by frequency and reliability that positions DART as first in mind.

PROCUREMENT CONSIDERATIONS

- DART is using an approved cooperative agreement.
- This will be an Indefinite Delivery/Indefinite Quantity contract, with firm fixed rates for a term of five years with no options.
- The contract award analysis is provided as Attachment 1.

D/M/WBE CONSIDERATIONS

- The State of Texas contracts will be utilized for this procurement.
- The State's goal for this type of procurement is 26.0%. The responsible State agency is the Texas Department of Information Resources (DIR).
- As this is a State contract, reports of M/WBE spend dollars will be to and through the State.

LEGAL CONSIDERATIONS

- Section 452.055 of the Texas Transportation Code authorizes DART to contract for the provision of goods and services.

**Dallas Area Rapid Transit Authority
CONTRACT AWARD ANALYSIS
Cooperative DIR Contract No. DIR-CPO-4859
DART Contract No. C-2086346-01**

Contract Information

- A. Description:** Cradlepoint Installation Services
- B. Contractor:** Presidio Networked Solutions Group, LLC
- C. Contract Number:** C-2086346-01
- D. Contract Amount:** Not to exceed \$3,651,079
- E. Contract Type:** Indefinite Delivery/Indefinite Quantity (ID/IQ)
- F. Term of Contract:** Five years from the date of the Notice to Proceed.
- G. Options Available:** N/A
- H. Funding Source:** Local
- I. Price Considerations:** Pricing is determined fair and reasonable based on competition conducted by the State of Texas Department of Information Resources DIR Contract No. DIR-CPO-4859 and a comparison to the independent cost estimate (ICE).
- J. Determination of Responsibility:**
Reference Check/ Financial Responsibility Survey: Provided via cooperative source.
Arithmetic Check: Yes
Buy America Certification and/or Audit, if applicable: N/A
Debarred/Suspended list: Not on the debarred /suspended list.
- K. Determinations Required:** None

Determination and Recommendation

Presidio Networked Solutions Group, LLC is determined to be a responsive and responsible contractor through an approved cooperative agreement, has the capacity to perform this contract, and is recommended for award.

Approval of Contract for Cradlepoint Installation Services

M/WBE Considerations

The State of Texas contracts will be utilized for this procurement. The State's goal for this type of procurement is 26.0%. The responsible State agency is the Texas Department of Information Resources (DIR). As this is a State contract, reports of M/WBE spend dollars will be to and through the State.

DRAFT
RESOLUTION
of the
DALLAS AREA RAPID TRANSIT BOARD
(Executive Committee)

Approval of Contract for Cradlepoint Installation Services

WHEREAS, the purpose of this item is to approve a five-year contract with no options for Cradlepoint installation services; and

WHEREAS, all DART revenue and police vehicles have a system of antennas and modems that integrate with cameras, onboard devices, location services, fare payment, and fleet management systems; and

WHEREAS, the current rail and police equipment is outdated and no longer supported; bus equipment will not be supported past 2025. It needs to be replaced to allow connectivity to 4G and 5G cellular networks and GPS; and

WHEREAS, these systems are vital to the safety of DART's operators and assets; and

WHEREAS, a competitive procurement for a five-year contract with no option years was conducted in accordance with DART Procurement Regulations; and

WHEREAS, the proposed pricing is fair and reasonable; and

WHEREAS, funding for this contract is within the approved FY 2025 budget and proposed FY 2025 20-Year Financial Plan allocations.

NOW, THEREFORE, BE IT RESOLVED by the Dallas Area Rapid Transit Board of Directors that the President & Chief Executive Officer or her designee is authorized to award a five-year contract with no options to Presidio Networked Solutions Group, LLC, for Cradlepoint Installation Services [Contract No. C-2086346-01], for a total authorized amount not to exceed \$3,651,079.

Approval of Contract for Cradlepoint Installation Services

Prepared by: /s/ Jamie Adelman

Jamie Adelman
Executive Vice President
Chief Financial Officer

/s/ Gene Gamez

Approved as to form: Gene Gamez
General Counsel

/s/ Nadine S. Lee

Approved by: Nadine S. Lee
President & Chief Executive Officer



Agenda Report

Attachments:

1. Contract Award Analysis
2. D/M/WBE Details

Voting Requirements:

Majority

DATE: December 10, 2024

SUBJECT: Approval of Contract for Replacement of DART Police Patrol Vehicles

RECOMMENDATION

Approval of a resolution authorizing the President & Chief Executive Officer or her designee to award a 24-month contract with no options to Holiday Chevrolet, for the purchase of 27 Police-Patrol and four K9-Police Tahoe vehicles [Contract No. C-2082756-01], for a total authorized amount not to exceed \$2,297,254.

FINANCIAL CONSIDERATIONS

- This contract for the replacement of DART Police patrol vehicles is included in the Non-Revenue Vehicle (NRV) Replacement Project Budget of the approved FY 2025 Capital budget.
- Sufficient funding for this contract in the amount of \$2,297,254 is included in both the NRV Replacement Project and the Agency-wide Capital line item of the proposed FY 2025 20-Year Financial Plan.

BUSINESS PURPOSE

- Approval of this contract will help achieve Agency Strategic Goal 3: Quality Service - Deliver a quality customer experience defined by strong rider advocacy and built on professional pride and continuous improvement.
- This contract provides for 27 Police-Patrol and four K9-Police Tahoe vehicles that are used by DART Police personnel for field operations, replacing vehicles that are past their useful life.
- Replacing aged vehicles keeps the DART non-revenue vehicle fleet in state of good repair and provides DART Police personnel with reliable vehicles for their operation.
- These new vehicles will replace older, existing vehicles that meet the replacement criteria of being over five years old or having over 100,000 miles.
- All vehicles that meet the replacement criteria are subject to a condition assessment to determine if replacement is warranted. DART has 27 Police-Patrol and four K9-Police vehicles that meet the criteria for replacement.

PROCUREMENT CONSIDERATIONS

- On August 21, 2024, an invitation for bid (IFB) was sent out to firms for the purchase of Police-Patrol and K9-Police Tahoe vehicles.
- This will be a 24-month definite quantity/definite delivery contract with no options.
- The contract award analysis is provided as Attachment 1

D/M/WBE CONSIDERATIONS

- The goals for this contract were established in 2004 by the DART Board of Directors at 25% MBE and 5% WBE participation.
- Holiday Chevrolet, the prime contractor, has committed to achieve some participation.
- The M/WBE analysis and Equal Employment Opportunity (EEO-1) information are included in Attachment 2. The prime contractor's actual EEO-1 report is available upon request.

LEGAL CONSIDERATIONS

- Section 452.055 of the Texas Transportation Code authorizes DART to contract for the provision of goods and services.

**Dallas Area Rapid Transit Authority
CONTRACT AWARD ANALYSIS
(Invitation for Bids)
IFB NO. B-2082756**

Contract Information

- A. Description:** Replacement of DART Police Patrol Vehicles
- B. Contractor:** Holiday Chevrolet
- C. Contract Number:** C-2082756-01
- D. Contract Amount:** Not to Exceed \$2,297,254
- E. Contract Type:** Definite Quantity / Definite Delivery
- F. Term of Contract:** 24 months from the date of the Notice to Proceed
- G. Options Available:** None
- H. Bond Requirement:** N/A
- I. Liquidated Damages:** N/A
- J. Funding Source:** Local

Solicitation Information

- A. Issue Date:** August 21, 2024
- B. Notifications Sent to Registered Suppliers:** Yes
- C. Date and Time for Bid Receipt:** September 20, 2024 @ 2:00 PM
- D. Bids Received:** One

Firm Name	Price	Rank
Holiday Chevrolet	\$2,297,254	1

A survey of 33 potential bidders was conducted including Caldwell Chevrolet, Don Ringer Chevrolet, and Gunn Chevrolet. DART received six responses stating they would not be able to provide the vehicles in the timeline or provide the vehicles requested by DART.

- E. Discussion of Nonresponsive Bids:** None
- F. Bid Evaluation:** Holiday Chevrolet is responsive and responsible
- G. Price Considerations:** Price is fair and reasonable based on a comparison of the same vehicles from the TXMAS Contract 070-M1, the independent cost estimate (ICE), and an internal procurement analysis.

H. Determination of Responsibility:

Bond Check: N/A

Reference Check: Satisfactory

Financial Responsibility Survey: Satisfactory

Insurance Check: After award

On-Site Inspection: N/A

Arithmetic Check: Yes

Verification of Bid: Yes

Buy America Certification and/or Audit, if applicable: N/A

Debarred/Suspended list: Not on the debarred /suspended list.

I. Protests received: None

J. Determinations Required: Brand-name only

Determination and Recommendation

Holiday Chevrolet is a responsive and responsible offeror that submitted the lowest price in full and open competition for the purchase of Police Patrol Full Size SUV & Police K-9 Patrol SUV. They have the capacity to perform this contract and are recommended for award.

Approval of Contract for Replacement of DART Police Patrol Vehicles

M/WBE Considerations

The goals for this contract were established in 2004 by the DART Board of Directors at 25% MBE and 5% WBE participation. Holiday Chevrolet, the prime contractor, has committed to achieve some participation through utilization of the following certified firm:

MBE PARTICIPATION

VENDOR	LOCATION	ETHNICITY	SERVICE	AMOUNT	PERCENTAGE
A & P Trucking	Dallas, TX	Hispanic Male	Delivery of Vehicles	\$8,835	0.38%

TOTAL MBE PARTICIPATION: \$8,835 0.38%*

NOTE: The goals are based on the not to exceed amount of \$2,297,254. If there are any changes to this amount, the original goal shall still apply.

*The percentage and dollar amounts may remain level, increase or decrease depending on the circumstances.

Summary of EEO-1 Report

Holiday Chevrolet is located in Whitesboro, TX and employs 50 individuals. The following is an analysis of their EEO-1 report:

	ASIAN	BLACK	HISPANIC	NATIVE AM.	WHITE	TOTAL	PERCENTAGE
MALES	0	1	5	0	38	44	88.00%
FEMALES	0	0	0	0	6	6	12.00%
TOTAL	0	1	5	0	44	50	100%
PERCENTAGE	0.00%	2.00%	10.00%	0.00%	88.00%	100%	

DRAFT
RESOLUTION
of the
DALLAS AREA RAPID TRANSIT BOARD
(Executive Committee)

Approval of Contract for Replacement of DART Police Patrol Vehicles

WHEREAS, DART Police personnel utilize non-revenue patrol and SUV type vehicles for field operations; and

WHEREAS, DART Police has 31 police vehicles that meet the replacement criteria, underwent a condition assessment, and deemed to be in a condition of needing replacement; and

WHEREAS, a competitive procurement for a 24-month contract with no options was conducted in accordance with DART Procurement Regulations; and

WHEREAS, the proposed price for this contract is fair and reasonable; and

WHEREAS, funding for this contract is within current Budget and proposed FY 2025 20-Year Financial Plan allocations.

NOW, THEREFORE, BE IT RESOLVED by the Dallas Area Rapid Transit Board of Directors that the President & Chief Executive Officer or her designee is authorized to award a 24-month contract with no options to Holiday Chevrolet, for the purchase of 27 Police-Patrol and four K9-Police Tahoe vehicles, [Contract No. C-2082756-01], for a total authorized amount not to exceed \$2,297,254.

Approval of Contract for Replacement of DART Police Patrol Vehicles

Prepared by: /s/ Bernard Jackson

Bernard Jackson
Sr. Executive Vice President
Chief Operating Officer

/s/ Gene Gamez

Approved as to form: Gene Gamez
General Counsel

/s/ Nadine S. Lee

Approved by: Nadine S. Lee
President & Chief Executive Officer



Agenda Report

Attachments:

1. Contract Award Analysis
2. M/WBE Details

Voting Requirements:

Majority

DATE: December 10, 2024

SUBJECT: Approval of Contract for Locomotive Capital Spare Parts for Trinity Railway Express

RECOMMENDATION

Approval of a resolution authorizing the President & Chief Executive Officer or her designee to award a two-year contract with no options to Progress Rail Locomotive, Inc. [Contract No. C-2087868-01], for the purchase of capital spare parts for two Trinity Railway Express (TRE) F40PH locomotives in the amount of \$800,000, plus a contingency of \$80,000 for supply chain pricing changes, for a total authorized amount not to exceed \$880,000.

FINANCIAL CONSIDERATIONS

- This contract for the purchase of capital spare parts for two Trinity Railway Express (TRE) F40PH locomotives is included in TRE Purchase F40 Capital Spares Project budget of the approved FY 2025 Capital Budget.
- Sufficient funding for this contract in the amount of \$880,000 is included in both the TRE Purchase F40 Capital Spares project budget and the Commuter Rail Capital line item of the proposed FY 2025 20-Year Financial Plan.

BUSINESS PURPOSE

- Approval of this item assists in achieving Agency Strategic Goal 3: Quality Service - Deliver a quality customer experience defined by strong rider advocacy and built on professional pride and continuous improvement; and Strategic Goal 4: Seamless Mobility - Integrate mobility options to create a seamless travel experience defined by frequency and reliability that positions DART as first in mind.
- TRE's current fleet consists of 11 Electro Motive Diesel (EMD) diesel-electric locomotives, two of which are the F40PH model. TRE conditionally accepted the two locomotives on April 1, 2024.
- This item was approved by the Trinity Railway Express Advisory Committee (TREAC) on November 20, 2024. Trinity Metro will pay 50% of the cost.

- The F40PH locomotives were purchased with grant funding and did not include the purchase of capital spare parts, which are critical, long-lead items, such as engines, traction motors, and turbochargers. These parts are deemed critical because they are not readily available in the market. And if the part should fail, it will create a long shutdown of the equipment while a replacement is manufactured.
- Pursuant to Section 2.4 of the Restated Interlocal Cooperative Agreement by and between Dallas Area Rapid Transit (DART) and Trinity Metro (“The T” for purposes of reference) for the Operation and Development of the Trinity Railway Express Commuter Rail Service, dated September 6, 2003 (Resolution No. 030084), DART is acting as the procuring agency on behalf of Trinity Metro and the TRE for this contract.

PROCUREMENT CONSIDERATIONS

- On October 10, 2024, a sole source solicitation was sent to one firm.
- This will be a definite quantity/definite delivery contract with a two-year term with no options.
- Progress Rail Locomotive, Inc., is the sole provider for the F40PH locomotives spare parts.
- The contract award analysis is provided as Attachment 1.

D/M/WBE CONSIDERATIONS

- The goal for this contract was established in September 2024 at 5% M/WBE participation.
- Progressive Rail Locomotive, Inc., the prime contractor, has committed to achieve some participation.
- The M/WBE analysis and Equal Employment Opportunity (EEO-1) information are included in Attachment 2. The prime contractor’s actual EEO-1 report is available upon request.

LEGAL CONSIDERATIONS

- Section 452.055 of the Texas Transportation Code authorizes DART to contract for the provision of goods and services.

**Dallas Area Rapid Transit Authority
CONTRACT AWARD ANALYSIS
(Sole Source)
Solicitation No. S-2087868**

Contract Information

- A. Description:** Locomotive Capital Spare Parts for Trinity Railway Express
- B. Contractor:** Progress Rail Locomotive, Inc.
- C. Contract Number:** C-2087868-01
- D. Contract Amount:** Not to exceed \$800,000
- E. Contract Type:** Definite Quantity/Definite Delivery
- F. Term of Contract:** Two years from the date of the Notice to Proceed
- G. Options Available:** None
- H. Bond Requirement:** N/A
- I. Liquidated Damages:** N/A
- J. Funding Source:** Local

Solicitation Information

- A. Determination of Responsibility**
Bond Check: N/A
Reference Check: Satisfactory
Financial Responsibility Survey: Satisfactory
Insurance Check: Upon Award
On-Site Inspection: N/A
Arithmetic Check: Yes
Verification of Offer: Yes
Buy America Certification and/or Audit, if applicable: N/A
Debarred/Suspended list: Not on the debarred /suspended list.
- B. Negotiation Memorandum:** Available for review in the contract file.
- C. Cost & Price Considerations:** The price is fair and reasonable based on similar goods purchased by DART.
- D. Protests Received:** None
- E. Determinations Required:** F&D78 – Sole Source

Determination and Recommendation

Progress Rail Locomotive, Inc., is a responsible contractor, has the capacity to perform this contract, and is recommended for award.

Approval of Contract for Locomotive Capital Spare Parts for Trinity Railway Express

M/WBE Considerations

The goal for this contract was established in September 2024 at 5% M/WBE participation. Progressive Rail Locomotive, Inc., the prime contractor, has committed to achieve some participation through utilization of the following certified firm:

WBE PARTICIPATION

VENDOR	LOCATION	ETHNICITY	SERVICE	AMOUNT	PERCENTAGE
Davis Freight Management, Inc.	Alden, NY	White Female	Freight Transportation	\$11,760	1.47%

TOTAL WBE PARTICIPATION: \$11,760 1.47%*

NOTE: The goal is based on the not to exceed amount of \$800,000. If there are any changes to this amount, the original goal shall still apply.

*The percentage and dollar amounts may remain level, increase or decrease depending on the circumstances.

Summary of EEO-1 Report

Progressive Rail Locomotive, Inc. is located in Albertville, AL and employs 4,364 individuals. The following is an analysis of their EEO-1 report:

	ASIAN	BLACK	HISPANIC	NATIVE AM.	WHITE	TOTAL	PERCENTAGE
MALES	114	391	373	28	2,718	3,624	83.04%
FEMALES	35	51	72	8	574	740	16.96%
TOTAL	149	442	445	36	3,292	4,364	100%
PERCENTAGE	3.41%	10.13%	10.20%	0.82%	75.44%	100%	

DRAFT
RESOLUTION
of the
DALLAS AREA RAPID TRANSIT BOARD
(Executive Committee)

Approval of Contract for Locomotive Capital Spare Parts for Trinity Railway Express

WHEREAS, the Trinity Railway Express (TRE) has a current fleet of eleven Electro Motive Diesel diesel-electric locomotives, two of which are the F40PH model; and

WHEREAS, TRE operates with a very lean spare ratio and must protect its service reliability with the appropriate spare parts; and

WHEREAS, the two F40PH locomotives were purchased with grant funding and did not include the purchase of capital spare parts; and

WHEREAS, a non-competitive procurement for a two-year contract with no options was conducted in accordance with the DART Procurement Regulations, and

WHEREAS, the proposed price is fair and reasonable; and

WHEREAS, DART and Trinity Metro approved an FY 2025 capital budget of \$900,000 for the purchase of the F40PH capital spare parts, and funding is available for the purchase of these spare parts.

NOW, THEREFORE, BE IT RESOLVED by the Dallas Area Rapid Transit Board of Directors that the President & Chief Executive Officer or her designee is authorized to award a two-year contract with no options to Progress Rail Locomotive, Inc. [Contract No. C-2087868-01], for the purchase of capital spare parts for two F40PH locomotives in the amount of \$800,000, plus a contingency of \$80,000 for supply chain pricing changes, for a total authorized amount not to exceed \$880,000.

Approval of Contract for Locomotive Capital Spare Parts for Trinity Railway Express

Prepared by: /s/ Bernard Jackson

Bernard Jackson
Sr. Executive Vice President
Chief Operating Officer

/s/ Gene Gamez

Approved as to form:

Gene Gamez
General Counsel

Approved by: /s/ Nadine S. Lee

Nadine S. Lee
President & Chief Executive Officer



Agenda Report

Attachments: 1. Contract Award Analysis 2. D/M/WBE Details	Voting Requirements: Majority
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DATE: December 10, 2024

SUBJECT: Approval of Contract for Transportation Data Collection Services

RECOMMENDATION

Approval of a resolution authorizing the President & Chief Executive Officer or her designee to award a three-year contract with two, one-year options to Dikita Enterprises, Inc., for Data Collection Services [Contract No. C-2085540-01], for a total authorized amount not to exceed \$2,145,925.

FINANCIAL CONSIDERATIONS

- This contract for data collection services is included in the Service Planning and Scheduling Department's approved FY 2025 operating budget.
- Sufficient funding for this contract in the amount of \$2,145,925 is included in both the Service Planning and Scheduling Department's FY 2025 Operating Expense budget and the Total Operating Expense line item of the proposed FY 2025 20-Year Financial Plan.

BUSINESS PURPOSE

- Approval of this contract will help achieve Agency Strategic Goal 3: Quality Service - Deliver a quality customer experience defined by strong rider advocacy and built on professional pride and continuous improvement.
- DART has a continuing need for field data collection services. This contract will provide for the continuation of data collection services for compiling elements for the National Transit Database (NTD) report, analyzing transit system ridership and route performance, and conducting verification of the accuracy of the Automated Passenger Counter (APC) data used in the compilation and reporting of bus, light rail, commuter rail, and streetcar ridership, including passenger-miles data for the NTD.
- The contract includes the ability to conduct targeted surveys of riders to determine travel needs, trip making characteristics, and other information to improve the planning of service and the accuracy of schedules to respond to community needs.
- This contract also includes quarterly counts of parking utilization for DART Park & Ride facilities.

PROCUREMENT CONSIDERATIONS

- On September 5, 2024, a Request for Proposals (RFP) notification was sent to 7,932 firms for Data Collection Services.
- This will be an indefinite quantity contract, with firm fixed rates for a term of three years with two, one-year options.
- The contract award analysis is provided as Attachment 1.

D/M/WBE CONSIDERATIONS

- The goal for this contract was established in July 2024 at 30% M/WBE participation.
- Dikita Enterprises, Inc., the prime contractor, is a certified MBE firm; therefore, the goal is met. Dikita Enterprises, Inc. has committed to achieve additional WBE participation.
- The M/WBE analysis and Equal Employment Opportunity (EEO-1) information are included in Attachment 2. The prime contractor's actual EEO-1 report is available upon request.

LEGAL CONSIDERATIONS

- Section 452.056(a) of the Texas Transportation Code authorizes DART to construct, develop, plan and operate a public transportation system within the DART Service Area.
- Section 452.055 of the Texas Transportation Code authorizes DART to contract for the provision of goods and services.

**Dallas Area Rapid Transit Authority
CONTRACT AWARD ANALYSIS
(Request for Proposals)
RFP NO. P-2085540**

Contract Information

- A. Description:** Data Collection Services
- B. Contractor:** Dikita Enterprises, Inc.
- C. Contract Number:** C-2085540-01
- D. Contract Amount:** Not to exceed \$2,145,925
- E. Contract Type:** Indefinite Delivery/Indefinite Quantity
- F. Performance Period/Term of Contract:** Three years from the date of the Notice to Proceed.
- G. Options Available:** Two, one-year options
- H. Bond Requirement:** N/A
- I. Liquidated Damages:** N/A
- J. Funding Source:** Local

Solicitation Information

- A. Issue Date:** September 5, 2024
- B. Notifications Sent to Registered Suppliers:** Yes
- C. Date and Time for Proposal Receipt:** September 30, 2024 @ 2:00 P.M. (Central Time)
- D. Proposals Received:** Three
1. Dikita Enterprises, Inc.
 2. Global Wireless Solutions, Inc. ("GWS")
 3. Uniquesdata
- E. Discussion of Proposal Evaluation Process:** This was a competitively negotiated procurement. A Source Evaluation Committee (SEC) was appointed to conduct proposal evaluations and the proposals were evaluated against the following criteria:

Qualification of the Firm	300 Maximum Points
Qualification of the Staff	200 Maximum Points
Work Plan/Project Approach	200 Maximum Points
Price	300 Maximum Points
Total Points	1,000 Maximum Points

F. Discussion of Unacceptable Proposals: The proposal submitted by Uniquesdata is nonresponsive as the Offeror failed to submit information required in the solicitation (e.g., Technical and Price proposal).

G. Proposal Scoring: The following two proposals represents the final scores, following evaluation of the Best and Final Offers.

Firm Name	Base Price 3 Years	Option Year 1	Option Year 2	Base + Option Pricing	Price Points (Max Points 300)	Technical Points (Max Points 700)	Total Points	Rank
Dikita Enterprises, Inc.	\$1,176,276	\$314,700	\$654,949	\$2,145,925	300	632	932	1
Global Wireless Solutions, Inc. ("GWS")	\$1,323,225	\$337,500	\$642,375	\$2,303,100	267	492	758	2

H. Negotiation Memorandum: Available for review in the contract file.

I. Cost & Price Analysis: The prices are fair and reasonable based on historical pricing and comparison to the independent cost estimate (ICE).

J. Determination of Responsibility:

Bond Check: N/A

Reference Check: Satisfactory

Financial Responsibility Survey: Satisfactory

Insurance Check: Yes

On-Site Inspection: Yes

Arithmetic Check: Yes

Verification of Offer: Yes

Buy America Certification and/or Audit, if applicable: N/A

Debarred/Suspended list: Not on the debarred /suspended list.

K. Protests Received: None

L. Determinations Required: Competitive Sealed Procurement, Non-responsive Proposals, Failure to furnish items or information required to be submitted with the proposal.

Determination and Recommendation

Dikita Enterprises, Inc., is a responsible offeror that achieved the highest score considering technical and price factors. They have the capacity to perform this contract and are recommended for award.

Approval of Contract for Transportation Data Collection Services

M/WBE Considerations

The goal for this contract was established in July 2024 at 30% M/WBE participation. Dikita Enterprises, Inc., the prime contractor, is a certified MBE firm; therefore the goal is met. Dikita Enterprises, Inc. has committed to additional WBE participation through utilization of the following certified firm:

WBE PARTICIPATION

VENDOR	LOCATION	ETHNICITY	SERVICE	AMOUNT	PERCENTAGE
LaneStaffing, Inc.	Houston, TX	Black Female	Staffing Services	\$64,378	3.00%

TOTAL WBE PARTICIPATION: \$64,378 3.00%*

NOTE: The goal is based on the not to exceed amount of \$2,145,925. If there are any changes to this amount, the original goal shall still apply.

*The percentage and dollar amounts may remain level, increase or decrease depending on the circumstances.

Summary of EEO-1 Report

Dikita Enterprises, Inc., dba Dikita Management Services is located in Dallas, TX and employs 50 individuals. The following is an analysis of their EEO-1 report:

	ASIAN	BLACK	HISPANIC	NATIVE AM.	WHITE	TOTAL	PERCENTAGE
MALES	3	23	4	0	2	32	64.00%
FEMALES	1	7	5	0	5	18	36.00%
TOTAL	4	30	9	0	7	50	100%
PERCENTAGE	8.00%	60.00%	18.00%	0.00%	14.00%	100%	

DRAFT
RESOLUTION
of the
DALLAS AREA RAPID TRANSIT BOARD
(Executive Committee)

Approval of Contract for Transportation Data Collection Services

WHEREAS, DART has a continuing need for data collection services for compiling elements of the Federal Transit Administration National Transit Database report, analyzing transit system ridership and route performance, and conducting verification of the accuracy of Automatic Passenger Counter data used in the compilation and reporting of ridership data for the National Transit Database; and

WHEREAS, a competitive sealed proposal procurement for a three-year contract with two, one-year options was conducted in accordance with the DART Procurement Regulations; and

WHEREAS, the proposed price for this contract is fair and reasonable; and

WHEREAS, funding for the contract is within current Budget and proposed FY 2025 20-Year Financial Plan allocations.

NOW, THEREFORE, BE IT RESOLVED by the Dallas Area Rapid Transit Board of Directors that the President & Chief Executive Officer or her designee is authorized to award a three-year contract with two, one-year options for Data Collection Services [C-2085540-01] to Dikita Enterprises, Inc., for a total authorized amount not to exceed \$2,145,925.

Approval of Contract for Transportation Data Collection Services

/s/ Dee Leggett

Prepared by:

Dee Leggett
Executive Vice President
Chief Development Officer

/s/ Gene Gamez

Approved as to form:

Gene Gamez
General Counsel

/s/ Nadine S. Lee

Approved by:

Nadine S. Lee
President & Chief Executive Officer



Agenda Report

Attachments:

1. Contract Award Analysis
2. D/M/WBE Details

Voting Requirements:

Majority

DATE: December 10, 2024

SUBJECT: Approval of Contracts for Professional Services for Construction Management and Inspection Services

RECOMMENDATION

Approval of a resolution authorizing the President & Chief Executive Officer or her designee to: 1) establish a contract reserve for construction management, inspection, and related professional services, awarded on a task-order basis, to the following selected firms for a total authorized amount not to exceed \$15,000,000; 2) award a five-year contract with two, one-year options to Bridgefarmer & Associates, Inc.; 3) award a five-year contract with two, one-year options to Dikita Enterprises, Inc.; 4) award a five-year contract with two, one-year options to Huitt-Zollars, Inc.; 5) award a five-year contract with two, one-year options to Paragon Project Resources, Inc.; 6) award a five-year contract with two, one-year options to RS&H, Inc.; and 7) award a five-year contract with two, one-year options to Bowman Engineering & Consulting, Inc.

FINANCIAL CONSIDERATIONS

- These contracts for construction management, inspection, and related professional services, awarded on a task-order basis are included in various project budgets in the approved FY 2025 capital budget.
- Sufficient funding for these contracts in an amount up to \$15,000,000 is included in various capital project budgets of the Agency-wide Capital line items of the Proposed FY 2025 20-Year Financial Plan.
- Some of the task orders issued under this contract allowance may be federally funded, and the local share may be paid with local funds or financed by debt.

BUSINESS PURPOSE

- Approval of these contracts will help achieve Agency Strategic Goal 1: Empowered Agency – Build a nimble organization that can act quickly and effectively by streamlining processes and empowering employees; Strategic Goal 3: Quality Service - Deliver a quality customer experience defined by strong rider advocacy and built on professional pride and continuous improvement; and Strategic Goal 5: Fantastic Spaces – Create fantastic spaces that add value to our communities, enhance the rider experience, and foster a sustainable and thriving region.
- Through this on-call, task-based contract, DART will have quick access to professional services that may not exist internally to support the approved projects identified in the Capital Project

Budget, including the following types of professional services: construction management and day-to-day administration of the construction contract; processing contractor's requests for information, submittals, and pay applications; on-site quality field inspection, daily reports, and material testing; survey verification for conformance to contract requirements; and administration of contract change orders and change requests.

- During the next five years, the agency anticipates advancing multiple projects identified in the Capital Project Budget, including Station Modernization, Modifications to Bus and Light Rail Operating Facilities, Upgrades and Repairs to Stations and Transit Centers, Creation of Mobility Hubs, various State of Good Repair efforts, and other projects as required.
- This contracting approach benefits DART by having pre-qualified firms under a task order-based contract to expedite the start of project and the delivery of professional services when needed.

PROCUREMENT CONSIDERATIONS

- On June 21, 2024, a Request for Proposals (RFP) notification was sent to firms for construction management inspection services.
- These will be indefinite quantity contracts, with firm fixed hourly rates on a task order basis for a term of five years with two, one-year options.
- The contract award analysis is provided as Attachment 1.

D/M/WBE CONSIDERATIONS

- The goals for this contract were established in April 2024 at 15% M/WBE and 10% DBE participation.
- All contractors have committed to either meet or exceed the goals.
- The D/M/WBE analysis and Equal Employment Opportunity (EEO-1) information are included in Attachment 2. The prime contractor's actual EEO-1 reports are available upon request.

LEGAL CONSIDERATIONS

- Section 452.055 of the Texas Transportation Code authorizes DART to contract for the provision of goods and services.

**Dallas Area Rapid Transit Authority
CONTRACT AWARD ANALYSIS
(Request for Proposals)
RFP NO. P-2085581**

Contract Information

A. Description: Construction Management and Inspection Services (CMIS)

B. Contractor(s):

1. Bridgefarmer & Associates, Inc.
2. Dikita Enterprises, Inc.
3. Huitt-Zollars, Inc.
4. Paragon Project Resources, Inc.
5. RS&H, Inc
6. Bowman Engineering & Consulting, Inc.

C. Contract Number:

- C-2085581-01 – Parent Contract
- C-2085581-02 – Bridgefarmer & Associates, Inc.
- C-2085581-03 – Dikita Enterprises, Inc.
- C-2085581-04 – Huitt-Zollars, Inc.
- C-2085581-05 – Paragon Project Resources, Inc.
- C-2085581-06 – RS&H, Inc.
- C-2085581-07 – Bowman Engineering & Consulting, Inc

D. Contract Amount: \$15,000,000

E. Contract Type: Indefinite Delivery / Indefinite Quantity

F. Performance Period: Five years from the date of the Notice to Proceed

G. Options Available: Two, one-year options

H. Bond Requirement: N/A

I. Liquidated Damages: N/A

J. Funding Source: Local

Solicitation Information

A. Issue Date: 6/21/2024

B. Notifications Sent to Registered Suppliers: Yes

C. Date and Time for Proposal Receipt: August 12, 2024 @ 2:00 PM

D. Proposals Received:

1. VRX, Inc.
2. Bridgefarmer & Associates, Inc.
3. Bowman Engineering & Consulting, Inc.
4. PSA Constructors, Inc.
5. Foster CM Group, Inc.
6. RS&H, Inc.
7. Arredondo, Zepeda & Brunz, LLC
8. Huitt-Zollars, Inc.
9. Paragon Project Resources, Inc.
10. Dikita Enterprises, Inc.
11. M-to-Pros Development, Inc.
12. MPO Solutions PMCM LLC
13. Rated Construction Equipment Rentals LLC

E. Discussion of Proposal Evaluation Process: The contract is a Professional Services contract solicited in accordance with the Texas Professional Services Procurement Act. Proposals were evaluated from August 27, 2024, to October 15, 2024, in accordance with criteria specified in the RFP by a Source Evaluation Committee (SEC) comprised of three diverse voting members with relevant expertise, appointed by the Contracting Officer. The technical proposals were evaluated to determine the highest technically qualified offeror(s). Majority firms and small business concerns proposals were evaluated, scored, and ranked separately in accordance with the selection procedures outlined in Exhibit B, Paragraph 7(b). A summary of the evaluation criteria is provided below:

Criteria Description	Maximum Points
Work Plan/Project Approach	200
Qualifications of Staff and Staffing Matrix	400
Experience of the Firm	300
Firm Composition/Subcontracting Opportunities/Equity	350
TOTAL POINTS AVAILABLE	1,250

F. Discussion of Unacceptable Proposals: Rated Construction Equipment Rentals, LLC, failed to submit several mandatory forms identified in Exhibit B, Solicitation Instructions & Conditions, paragraph 6. They also failed to acknowledge receipt of material amendments.

G. Proposal Scoring:**Majority Firm Scores**

Rank	Proposing Firms	Technical Score (Max 900)	Diversity Score (Max 350)	Total Score (Max 1,250)
1	Huitt-Zollars, Inc.	573.33	80.00	653.33
2	Bridgefarmer & Associates, Inc.	526.67	82.00	608.67
3	RS&H, Inc.	498.33	83.00	581.33
4	Arredondo, Zepeda & Brunz, LLC	440.00	93.00	533.00

Small Business Enterprise Scores

Rank	Proposing Firms	Technical Score (Max 900)	Diversity Score (Max 350)	Total Score (Max 1,250)
1	Paragon Project Resources, Inc.	553.33	344.00	897.33
2	Bowman Engineering & Consulting	518.33	337.00	855.33
3	Dikita Enterprises, Inc.	490.00	342.00	832.00
4	Foster CM Group, Inc.	441.67	342.00	783.67
5	VRX, Inc.	440.00	334.00	774.00
6	MPO Solutions PMCM, LLC	404.33	341.00	745.33
7	M To-Pros Development, Inc.	444.67	334.00	778.67.
8	PSA Constructors, Inc.	253.00	333.00	586.00

Paragon Project Resources, Inc., Bowman Engineering & Consulting, and Dikita Enterprises, Inc., are the Highest Technically Qualified SBE firms. Huitt-Zollars, Inc., Bridgefarmer & Associates, Inc., and RS&H, Inc., are the Highest Technically Qualified Offerors for the majority firms. All were invited to price negotiations.

H. Negotiation Memorandum: Available for review in the contract file.

I. Cost & Price Analysis: Cost analyses were performed by DART's Cost & Price Analyst. Based on these analyses and historical prices paid, proposed labor rates for each are fair and reasonable.

J. Determination of Responsibility:

Bond Check: N/A

Reference Check: Satisfactory

Financial Responsibility Survey: Satisfactory

Insurance Check: Obtained after the Notice of Award

On-Site Inspection: N/A

Arithmetic Check: Yes

Verification of Offer: Yes

Buy America Certification and/or Audit, if applicable: N/A

Debarred/Suspended list: Not on the debarred /suspended list.

K. Protests Received: None

L. Determinations Required: Non-Responsive F&D

Determination and Recommendation

Paragon Project Resources, Inc., Dikita Enterprises, Inc., Huitt-Zollars, Inc., Bridgefarmer & Associates, Inc., RS&H, Inc., and Bowman Engineering & Consulting, Inc., are responsible offerors. Their proposals were evaluated, they are the highest technically qualified, and their rates are fair and reasonable. They have the capacity to perform this contract and are recommended for award.

Approval of Contracts for Professional Services for Construction Management and Inspection Services

Bowman Engineering & Consulting, Inc.

The goals for this contract were established in April 2024 at 10% DBE and 15% M/WBE and participation. Bowman Engineering & Consulting, Inc., the prime contractor, is a certified WBE firm, therefore, the M/WBE goal is met. Bowman Engineering & Consulting, Inc. has committed to exceed the DBE goal as well as commit to additional M/WBE participation by utilizing the following certified firms:

DBE PARTICIPATION

VENDOR	LOCATION	ETHNICITY	SERVICE	PERCENT
Environmental Research Group, LLC	Austin, TX	White Female	Historic Preservation	1.00%
K Strategies Group, LLC	Dallas, TX	Black Female	Public Engagement	2.00%
LeVis Consulting Group, LLC	Arlington, TX	Black Female	Construction Management, Inspection	10.00%
Lim & Associates, Inc.	Dallas, TX	Asian Pacific Male	Land Surveying	1.00%

TOTAL DBE PARTICIPATION: 14.00%*

ADDITIONAL M/WBE PARTICIPATION

VENDOR	LOCATION	ETHNICITY	SERVICE	PERCENT
PMA Consultants, LLC	Orlando, FL	Hispanic Male	Value Engineering	1.00%
Lonestar Construction Services, LLC	Joshua, TX	White Female	Scheduling and Project Controls	5.00%

TOTAL ADDITIONAL M/WBE PARTICIPATION: 6.00%*

Bridgefarmer & Associates, Inc.

The goals for this contract were established in April 2024 at 10% DBE and 15% M/WBE participation. Bridgefarmer & Associates, Inc., the prime contractor, has committed to meet the DBE goal and exceed the M/WBE goal by utilizing the following certified firms:

DBE PARTICIPATION

VENDOR	LOCATION	ETHNICITY	SERVICE	PERCENT
B&H Engineers, Inc.	Irving, TX	Native American Male	MEP Design	5.00%
Manning, APC	Dallas, TX	Black Male	Architectural Management and Facilities Work	5.00%

TOTAL DBE PARTICIPATION: 10.00%*

M/WBE PARTICIPATION

VENDOR	LOCATION	ETHNICITY	SERVICE	PERCENT
Legacy Resource Group	Dallas, TX	Black Male	Public Involvement Work	5.00%
Lim & Associates, Inc.	Dallas, TX	Asian Pacific Male	Surveying	5.00%
TexTerra Engineering LLC	Dallas, TX	Hispanic Male	Geotechnical Engineering and Construction Materials Testing	5.00%
Integrated Environmental Solutions, LLC dba IES, LLC	McKinney, TX	White Female	Environmental Services and Documentation, Cultural Resources/ Historical Preservation	5.00%

TOTAL M/WBE PARTICIPATION: 20.00%*

Dikita Enterprises, Inc.

The goals for this contract were established in April 2024 at 10% DBE and 15% M/WBE participation. Dikita Enterprises, Inc., the prime contractor, is a certified MBE firm, therefore, the M/WBE goal is met. Dikita Enterprises, Inc. has committed to exceed the DBE goal as well as commit to additional M/WBE participation by utilizing the following certified firms:

DBE PARTICIPATION

VENDOR	LOCATION	ETHNICITY	SERVICE	PERCENT
PJB Surveying LLC	Allen, TX	Native American Male	Professional Land Surveying	7.00%
K Strategies Group, LLC	Dallas, TX	Black Female	Public Relations and MBE Compliance Monitoring	10.00%

TOTAL DBE PARTICIPATION: 17.00%*

ADDITIONAL M/WBE PARTICIPATION

VENDOR	LOCATION	ETHNICITY	SERVICE	PERCENT
Dave Rambaran Geosciences, LLC	Carrollton, TX	Asian Pacific Male	Geotechnical Engineering, Construction Material Testing and Inspection	5.00%

TOTAL ADDITIONAL M/WBE PARTICIPATION: 5.00%*

Huitt-Zollars, Inc.

The goals for this contract were established in April 2024 at 10% DBE and 15% M/WBE participation. Huitt-Zollars, Inc., the prime contractor, has committed to exceed both the DBE and M/WBE goals by utilizing the following certified firms:

DBE PARTICIPATION

VENDOR	LOCATION	ETHNICITY	SERVICE	PERCENT
Alliance Geotechnical Group, Inc.	Dallas, TX	Black Male	Construction Materials Testing and Inspection; Construction Management Support	12.00%
ICONIC Consulting Group, Inc.	Dallas, TX	Black Male	Construction Management and Inspection	12.00%
Quality Principles, LLC	Cerrillos, NM	White Female	Quality Management	1.00%

TOTAL DBE PARTICIPATION: 25.00%*

M/WBE PARTICIPATION

VENDOR	LOCATION	ETHNICITY	SERVICE	PERCENT
CMTS, LLC	Dallas, TX	Black Male	Construction Management Support	35.00%

TOTAL M/WBE PARTICIPATION: 35.00%*

Paragon Project Resources, Inc.

The goals for this contract were established in April 2024 at 10% DBE and 15% M/WBE participation. Paragon Project Resources, Inc., the prime contractor, is a certified MBE firm, therefore, the M/WBE goal is met. Paragon Project Resources, Inc. has committed to exceed the DBE goal as well as commit to additional M/WBE participation by utilizing the following certified firms:

DBE PARTICIPATION

VENDOR	LOCATION	ETHNICITY	SERVICE	PERCENT
EJES, Inc.	Dallas, TX	Black Male	Architectural, Value Engineering, Inspection	15.00%

TOTAL DBE PARTICIPATION: 15.00%*

ADDITIONAL M/WBE PARTICIPATION

VENDOR	LOCATION	ETHNICITY	SERVICE	PERCENT
IBARRA Consulting Engineers, Inc.	Dallas, TX	Hispanic Female	Public Relations, Cost/Schedule, Contract Administration, Inspection	10.00%
DGR Consultants, LLC	Dallas, TX	White Female	Construction and Safety Management	5.00%

TOTAL ADDITIONAL M/WBE PARTICIPATION: 15.00%*

RS&H, Inc.

The goals for this contract were established in April 2024 at 10% DBE and 15% M/WBE participation. RS&H, Inc., the prime contractor, has committed to exceed both the DBE and M/WBE goals by utilizing the following certified firms:

DBE PARTICIPATION

VENDOR	LOCATION	ETHNICITY	SERVICE	PERCENT
Alliance Geotechnical Group, Inc.	Dallas, TX	Black Male	Construction Materials Testing and Inspection;	12.00%

TOTAL DBE PARTICIPATION: 12.00%*

M/WBE PARTICIPATION

VENDOR	LOCATION	ETHNICITY	SERVICE	PERCENT
Gorron dona & Associates, Inc.	Fort Worth, TX	Hispanic Male	Surveying	6.00%
1836 Engineering LLC	Fort Worth, TX	Hispanic Male	Construction Inspection	10.00%
Chickenango Marketing Solutions, Inc.	Plano, TX	White Female	Public Relations	1.00%

TOTAL M/WBE PARTICIPATION: 17.00%*

Summary of EEO-1 Reports

Bowman Engineering and Consulting, Inc. is located in Dallas, TX and employs 55 individuals. The following is an analysis of their EEO-1 report:

	ASIAN	BLACK	HISPANIC	NATIVE AM	WHITE	TOTAL	PERCENT
MALES	7	6	2	0	16	31	56.36%
FEMALES	3	1	2	0	18	24	43.64%
TOTAL	10	7	4	0	34	55	100%
PERCENTAGE	18.18%	12.73%	7.27%	0.00%	61.82%	100%	

Bridgefarmer & Associates, Inc. is located in Dallas, TX and employs 92 individuals. The following is an analysis of their EEO-1 report:

	ASIAN	BLACK	HISPANIC	NATIVE AM	WHITE	TOTAL	PERCENT
MALES	12	15	5	0	37	69	75.00%
FEMALES	6	4	1	0	12	23	25.00%
TOTAL	18	19	6	0	49	92	100%
PERCENTAGE	19.57%	20.65%	6.52%	0.00%	53.26%	100%	

Dikita Enterprises, Inc. is located in Dallas, TX and employs 50 individuals. The following is an analysis of their EEO-1 report:

	ASIAN	BLACK	HISPANIC	NATIVE AM	WHITE	TOTAL	PERCENT
MALES	3	23	4	0	2	32	64.00%
FEMALES	1	7	5	0	5	18	36.00%
TOTAL	4	30	9	0	7	50	100%
PERCENTAGE	8.00%	60.00%	18.00%	0.00%	14.00%	100%	

Huitt-Zollars, Inc. is located in Dallas, TX and employs 554 individuals. The following is an analysis of their EEO-1 report:

	ASIAN	BLACK	HISPANIC	NATIVE AM	WHITE	TOTAL	PERCENT
MALES	32	20	96	2	227	377	68.05%
FEMALES	18	15	53	1	90	177	31.95%
TOTAL	50	35	149	3	317	554	100%
PERCENTAGE	9.03%	6.32%	26.89%	0.54%	57.22%	100%	

Paragon Project Resources, Inc. is located in Dallas, TX and employs 30 individuals. The following is an analysis of their EEO-1 report:

	ASIAN	BLACK	HISPANIC	NATIVE AM	WHITE	TOTAL	PERCENT
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Attachment 2

MALES	0	0	10	0	14	24	80.00%
FEMALES	0	0	3	0	3	6	20.00%
TOTAL	0	0	13	0	17	30	100%
PERCENTAGE	0.00%	0.00%	43.33%	0.00%	56.67%	100%	

RS&H, Inc. is located in Jacksonville, FL and employs 1,652 individuals. The following is an analysis of their EEO-1 report:

	ASIAN	BLACK	HISPANIC	NATIVE AM	WHITE	TOTAL	PERCENT
MALES	48	59	135	7	849	1,098	66.46%
FEMALES	26	29	88	2	409	554	33.54%
TOTAL	74	88	223	9	1,258	1,652	100%
PERCENTAGE	4.48%	5.32%	13.50%	0.54%	76.15%	100%	

DRAFT
RESOLUTION
of the
DALLAS AREA RAPID TRANSIT BOARD
(Executive Committee)

**Approval of Contracts for Professional Services for Construction Management and
Inspection Services**

WHEREAS, the purpose of these contracts is to enlist professional services for construction management, inspection, and other related disciplines that are required to advance the approved projects identified in the Capital Project Budget; and

WHEREAS, each contract will be task order-based with a five-year period of performance with two, one-year options; and

WHEREAS, this contracting approach benefits DART by having pre-qualified firms under contract to expedite the start of project and the delivery of design services and professional services when needed; and

WHEREAS, these contracts are the successor to the Professional Services Pool (PSP) Contract that expired on September 30, 2024. The PSP contract is no longer eligible for accepting new tasks or modifications to existing tasks except for those firms identified in Board Resolution No. 230070 dated June 27, 2023; and

WHEREAS, a competitive, sealed bid procurement with two options was conducted in accordance with the DART Procurement Regulations; and

WHEREAS, the proposed pricing for these contracts is fair and reasonable; and

WHEREAS, funding for these task-based contracts is within approved Budget and proposed FY 2025 20-Year Financial Plan allocations.

NOW, THEREFORE, BE IT RESOLVED by the Dallas Area Rapid Transit Board of Directors that the President & Chief Executive Officer or her designee is authorized to:

- Section 1: Establish a contract reserve for construction management, inspection, and related professional services, awarded on a task-order basis to the following selected firms, in a total authorized amount not to exceed \$15,000,000.
- Section 2: Award a five-year contract with two, one-year options to Bridgefarmer & Associates, Inc.
- Section 3: Award a five-year contract with two, one-year options to Dikita Enterprises, Inc.
- Section 4: Award a five-year contract with two, one-year options to Huitt-Zollars, Inc.
- Section 5: Award a five-year contract with two, one-year options to Paragon Project Resources, Inc.
- Section 6: Award a five-year contract with two, one-year options to RS&H, Inc.
- Section 7: Award a five-year contract with two, one-year options to Bowman Engineering & Consulting, Inc.

Approval of Contracts for Professional Services for Construction Management and Inspection Services

/s/ Dee Leggett

Prepared by:

Dee Leggett
Executive Vice President
Chief Development Officer

/s/ Gene Gamez

Approved as to form:

Gene Gamez
General Counsel

Approved by:

/s/ Nadine S. Lee

Nadine S. Lee
President & Chief Executive Officer



Agenda Report

Attachment: 1. Interlocal Agreement First Amendment - Redlined	Voting Requirements: Majority
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DATE: December 10, 2024

SUBJECT: Approval of First Amendment to the Interlocal Agreement between DART and Dallas Independent School District for High School Monthly, Day, and Semester Passes

RECOMMENDATION

Approval of a resolution authorizing the President & Chief Executive Officer or her designee to execute the First Amendment to the Interlocal Agreement (ILA), substantially in the form as shown as Exhibit 1 to the Resolution and subject to legal review, with Dallas Independent School District (DISD), to purchase and distribute high school monthly, day, and semester passes.

BUSINESS PURPOSE AND FINANCIAL CONSIDERATIONS

- On March 21, 2023 (Resolution No. 230021), the Board approved the original ILA with DISD to purchase DART monthly high school passes and day pass vouchers for qualified DISD students districtwide.
- Approval of this First Amendment will allow DISD to purchase Fall, Spring, and Summer semester passes, per DART's Board-approved fare structure under the Bulk Sale Discount Program. The ILA is necessary for DISD to pay DART for passes purchased and to establish fare media controls and enforcement standards for students but does not affect the pricing of the passes.
- DISD orders approximately \$125,000 in passes per calendar year. The semester passes will be distributed by the respective DISD high school administrator to qualified students. All semester passes are pre-paid and non-refundable.
- Providing semester passes to school-age children improves student safety by allowing them to use DART services instead of walking to/from school.
- This item supports Agency Strategic Goal 3: Quality Service - Deliver a quality customer experience defined by strong rider advocacy and built on professional pride and continuous improvement; and Strategic Goal 6: Strategic Relationships - Position DART as a collaborative leader and recognized regional economic and mobility asset.

LEGAL CONSIDERATIONS

- Section 452.055 of the Texas Transportation Code authorizes DART to contract for the provision of goods and services and to contract with any person.

- The Interlocal Cooperation Act, Chapter 791 of the Texas Government Code, and Chapter 271, Subchapter F of the Texas Local Government Code, authorizes DART to contract or agree with another local government to perform functions in which the contracting parties are mutually interested.

**FIRST AMENDED INTERLOCAL
AGREEMENT BETWEEN**

This First Amended Interlocal Agreement (the “First Amended Agreement”) is entered into on - _____, 2024July __, 2023, by and between the Dallas Independent School District, a Texas public school district (“Dallas ISD”; “the District”), on behalf of its Transportation Department, and Dallas Area Rapid Transit (“DART”), a regional transportation authority organized and existing pursuant to Chapter 452, Texas Transportation Code, acting by and through their respective signatories, pursuant to and under authority of the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code, as amended, for the purpose outlined in the Agreement below. Dallas ISD and DART may be referred to in this Agreement individually as a “Party” or collectively as the “Parties.”

RECITALS

WHEREAS, Dallas ISD and DART are local governments as defined in Chapter 791 of the Texas Government Code and have the authority to enter into this Agreement, and have each entered into this Agreement in the appropriate manner prescribed by law;

WHEREAS, Dallas ISD and DART entered into an Interlocal Cooperation Agreement dated June 22, 2023 and in effect until June 30, 2025 with two (2) one-year renewal options (the “Agreement”), ~~wish to enter an Interlocal Agreement~~ to allow Dallas ISD Student Transportation Services to purchase ~~high school~~ monthly passes, ~~and~~ day pass vouchers for distribution to qualified Dallas ISD students districtwide; and

WHEREAS, the Parties desire to amend the Agreement to allow Dallas ISD Student Transportation Services to also purchase semester passes for distribution to qualified Dallas ISD students districtwide.

WHEREAS, the Parties, acting by and through their respective governing bodies, adopt the foregoing premises as findings of said governing bodies; and

NOW, THEREFORE, in consideration of the premises and the mutual covenants and agreements of the Parties hereto, the receipt and sufficiency of which is hereby acknowledged, ~~the Parties agree to amend the Agreement it is agreed~~ as follows:

ARTICLE I: PURPOSE

The purpose of this Agreement is to facilitate the purchase of DART monthly passes and day pass vouchers for qualified Dallas ISD students.

ARTICLE II: TERM

The term of this Agreement shall commence on the date on which the Agreement becomes fully executed by all the Parties (“Effective Date”) and shall remain in full force and effect through 6/30/2025 with two (2) one-year renewal options unless superseded by a supplemental agreement or terminated as provided in this Agreement.

ARTICLE III: SERVICES

A. Dallas ISD Responsibilities:

1. Dallas ISD shall issue payment to DART in advance (prepayment) for paper high school (HS) monthly passes, day pass vouchers, decals for Dallas ISD student identification cards for semester passes and applicable courier fees to credit the account as needed. No passes, vouchers, or decals will be issued to Dallas ISD if the fund account balance is zero.
2. Dallas ISD shall request paper HS monthly passes from DART by the 10th of the month prior for passes valid during the next calendar month. Day pass vouchers and decals for Dallas ISD student identification cards for semester passes may be ordered at any time of the month.
3. Dallas ISD may return unused HS-paper monthly passes to DART for credit only. Passes must be postmarked by the 10th of the month in the month for which the passes are valid. Decals for Dallas ISD student identification cards for semester passes and day pass vouchers ~~Day pass vouchers~~ are non-returnable, and no credit will be given.
4. Dallas ISD shall designate in writing via electronic mail the manner of the delivery of the paper monthly passes, decals or day pass vouchers, either by courier or certified mail.
5. The person signing this Agreement on behalf of Dallas ISD represents that he or she has read all the terms and conditions of this Agreement that are printed on the subsequent pages of this form, is properly authorized to execute this Agreement on behalf of the Dallas ISD and agrees that the District shall be bound by this Agreement.
6. Student passes will be issued through one of the following methods, as determined by the student:
 - a. DART fare media may include but is not limited to: (1) DART, validation decals, i.e, Student Hard Passes; (2) Paper monthly passes; and (3) Day pass vouchers.
 - b. DART validation decals shall be affixed to the Dallas ISD student identification card at the time of issuance: Dallas ISD will be responsible for all steps involved in issuing and renewing its student identification cards, including but not limited to obtaining the student photograph, laminating, affixing decals, recording serial number assignments, and maintaining an inventory of current card holders. DART will not honor any Dallas ISD student identification card without a photograph of the user, the user's name, and a current DART validation decal located next to the photograph, (hereafter "Student Hard Pass").
7. Dallas ISD shall provide DART a minimum of one (1) sample of the student identification card for each location that requires the use of a Student Hard Pass for display to DART operators and Transit Police. DART must be notified if Dallas ISD changes its student identification card format and samples of the revised student identification card must be provided three weeks prior to the start of the semester in which the change takes place.
8. DART fare media (including by example and not limitation, decals and paper monthly passes and day pass vouchers) that is lost or stolen will not be replaced by DART.
9. Dallas ISD will maintain an inventory of Student Hard Passes held by eligible students

- by decal serial number for each semester.
10. Each valid Student Hard Pass is a Local Pass valid for rides on all DART bus routes, light rail, and 1 zone Trinity Railway Express (Dallas to CentrePort/DFW Airport Station). The Student Hard Pass is not valid on charter service, or any Paratransit services.
 11. The student semester pass fee payable by Dallas ISD for DART decals shall be determined by individual semester terms, which are as follows: (1) Fall Semester, runs from August 1st to December 31st; (2) Spring Semester, runs from January 1st to May 31st; (3) Summer Semester, runs from June 1st through the last day of DISD summer classes or through July 31st, whichever is later.
 12. Payment must be received by DART prior to any pass or decal distribution.
 13. Dallas ISD may not resell DART passes or decals to students for a profit.
 14. Payments shall be sent to the following:
Dallas Area Rapid Transit
Attn: Revenue Operations Associate, Finance Department
P.O. BOX 840009
Dallas, Texas 75284-0009
 15. Each Party shall be responsible for any claims, demands or suits arising out of its own negligence. It is specifically understood and agreed that nothing contained in this paragraph or elsewhere in this Agreement shall be construed as an expressed or implied waiver by any party of its governmental immunity or the governmental acceptance by any party of any liability.
 16. Nothing in this Agreement shall be construed to limit the right of DART to establish or change transit routes or perform any other lawful functions.
 17. Nothing in this Agreement shall be construed to give third-party beneficiary rights to any entity or person not a party to this Agreement.
 - 4.18. DART owns all its intellectual property rights which includes but is not limited to all trade secrets, copyrights, patents and service marks consisting of or incorporating DART's name and/or services and marks. This includes DART's marks and patents registered with the U.S. Patent and Trademark Office.

B. DART Responsibilities:

1. DART shall confirm there are sufficient funds in the Dallas ISD account for any paper monthly passes, ~~or~~ day pass vouchers or decals for semester passes requested by Dallas ISD.
2. DART shall provide Dallas ISD with the number of requested paper HS monthly passes based on the current reduced fare structure for high school students approved by the DART Board.
3. DART shall provide Dallas ISD with day pass vouchers based on the reduced fare structure for government agencies listed in the latest DART Board approved fare structure.
4. DART shall process all HS monthly pass requests received by the 10th of the month for passes valid during the next calendar month.
- ~~5. DART monthly passes are valid for unlimited rides on all DART, Trinity Metro, TRE, and DCTA service routes during the calendar month shown on the pass. The passes are not valid on paratransit service.~~
- ~~6.5.~~ DART shall provide adequate access for day pass voucher holders to activate vouchers

on DART platforms or bus validators for one day validation.

~~7.6.~~ DART shall provide credit for unused paper monthly passes returned by Dallas ISD and postmarked by the 10th of the month for which the passes are valid. Unused paper monthly passes returned on a subsequent postmark date will not receive a credit.

~~8.7.~~ DART may inspect the condition of the returned paper monthly passes, review numerical serial numbers, and randomly check for pass usage through the Genfare (GFI) Transaction report application.

~~9.8.~~ DART will not replace stolen or lost paper monthly passes, day pass vouchers or decals.

~~10.9.~~ DART shall provide the Dallas ISD account credit balance upon request.

~~10.~~ Upon termination of this Agreement or subsequent renewals, DART shall refund any unused funds remaining in the Dallas ISD account in the form of a check.

~~11.~~ DART reserves the right to cancel any or all passes if it has reason to believe that the information provided by Dallas ISD has been falsified and/or passes have been given to non-eligible persons. Dallas ISD's sole remedy in that event shall be a refund for monies previously paid for all cancelled passes/decals returned to DART, prorated for any period of available use.

~~12.~~ DART has the right to confiscate any issued student passes and to pursue claims or demands against, or seek prosecution of, anyone who duplicates, alters, or commits unauthorized use of any issued student passes.

1. **Effect of First Amended Agreement.** Except as expressly provided herein, all terms and conditions of the Agreement remain unchanged. In the event of a conflict between this First Amended Agreement and the Agreement, the terms of this First Amended Agreement shall control. This First Amendment is specifically incorporated into the Agreement.

2. **Entire Agreement.** This First Amended Agreement represents the entire agreement between the Parties concerning the subject matter of this First Amendment and supersedes any and all prior or contemporaneous oral or written statements, agreements, correspondence, quotations and negotiations.

3. **Effective Date.** This First Amended Agreement will be effective on the date of the last Party to sign.

ARTICLE IV: TERMINATION

Either Party may withdraw its participation from this Agreement by providing a thirty (30) day prior written notice to the other Party.

ARTICLE V: CURRENT REVENUE

The Parties warrant that all payments, expenditures, contributions, fees, costs, and disbursements required of it hereunder, if any, or required by any other agreements, contracts, and documents executed, adopted, or approved pursuant to this Agreement, which shall include any exhibit, attachment, addendum, or associated document, shall be paid from current revenues available to the paying Party.

ARTICLE VI: MISCELLANEOUS

- A. **NOTICE**: Any notice required or permitted to be given by either Party to the other shall be in writing and shall be deemed to have been duly given when delivered personally or sent by certified mail, return receipt requested, in a postage paid envelope addressed to the Party at the address listed below:

If to DART: Dallas Area Rapid Transit
 1401 Pacific Avenue
 Dallas, Texas 75202
 Attn: Jonathan Yip, AVP, Finance
 Fax: 214-749-3608

If to Dallas ISD: Student Transportation Services
 5151 Samuell Blvd.
 Dallas, TX 75228

Or other person or address as may be given in writing by either Party to the other in accordance with this Section.

- B. **SEVERABILITY**: In the event any one or more of the provisions contained in this Agreement are for any reason held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect the other provisions, and the Agreement shall be construed as if such invalid, illegal, or unenforceable provision had never been contained in this Agreement.
- C. **GOVERNING LAW**: This agreement shall be construed and enforced in accordance with the laws of the State of Texas.
- D. **VENUE**: The venue of any suit brought for any breach of this Agreement is fixed in any court of competent jurisdiction of Dallas County, Texas.
- E. **ENTIRETY AND AMENDMENTS**: This Agreement embodies the entire Agreement between the Parties and supersedes all prior agreements and understandings, if any, relating to the matters addressed herein, and may be amended or supplemented only by written instrument executed by the Party against whom enforcement is sought.
- F. **RECITALS**: The recitals to this Agreement are incorporated herein.
- G. **COUNTERPARTS**: This Agreement may be executed in any number of counterparts, each of which shall be deemed an original constituting one and the same instrument.
- H. **ASSIGNMENT**: This Agreement shall not be assigned or rights transferred.
- I. **COMPLIANCE WITH LAW**: Each Party is responsible for complying with any additional or varying laws and regulations regarding purchases.
- J. **PATIES BOUND**: This agreement shall be binding upon and inure to the benefit of the executing Parties and their respective successors and approved assigns.

- K. NUMBER AND GENDER: Words of any gender used in this agreement shall be held and construed to include any other gender and words in the singular shall include the plural and vice versa, unless the text clearly requires otherwise.
- L. LIABILITY: To the extent allowed by law, each Party hereto shall be liable for the acts and deeds of its own employees and contractors. Neither Party shall be deemed to have waived herein any defenses available to such Party under Texas or other applicable laws, including, without limitation, governmental immunity and limits on and defenses to tort claims.
- M. CONSTRUCTION AND DRAFTING: The paragraph headings in this Agreement are intended for convenience only and shall not be taken into consideration in the construction or interpretation of this Agreement.

FOR DART:

 Nadine S. Lee
 President & Chief Executive Officer
 1401 Pacific Avenue
 Dallas, TX 75202

Date: _____

FOR DALLAS ISD:

 Ben Mackey, Board President
 Dallas Independent School District
 9400 North Central Expressway
 Dallas, TX 75231

Date: _____

ATTESTED BY:

 Joe Carreón, Board Secretary

Date: _____

APPROVED AS TO FORM FOR DALLAS ISD:

 Dallas ISD Legal Counsel

Date: _____

DRAFT
RESOLUTION
of the
DALLAS AREA RAPID TRANSIT BOARD
(Executive Committee)

Approval of First Amendment to the Interlocal Agreement between DART and Dallas Independent School District for High School Monthly, Day, and Semester Passes

WHEREAS, on March 21, 2023 (Resolution No. 230021), the Board approved the original Interlocal Agreement with Dallas Independent School District (DISD) to purchase DART monthly high school passes and day pass vouchers for qualified DISD students districtwide; and

WHEREAS, approval of this First Amendment will allow DISD to purchase Fall, Spring, and Summer semester passes, per DART's Board approved fare structure under the Bulk Sale Discount Program; and

WHEREAS, DISD orders approximately \$125,000 in passes per calendar year. The semester passes will be distributed by the respective DISD high school administrator to qualified students. All semester passes are pre-paid and non-refundable.

NOW, THEREFORE, BE IT RESOLVED by the Dallas Area Rapid Transit Board of Directors that the President & Chief Executive Officer or her designee is authorized to execute the First Amendment to the Interlocal Agreement, substantially in the form as shown as Exhibit 1 to the Resolution and subject to legal review, with Dallas Independent School District, to purchase and distribute high school monthly, day, and semester passes.

**Approval of First Amendment to the Interlocal Agreement between DART and Dallas
Independent School District for High School Monthly, Day, and Semester Passes**

Prepared by: /s/ Jamie Adelman

Jamie Adelman
Executive Vice President
Chief Financial Officer

/s/ Gene Gamez

Approved as to form: Gene Gamez
General Counsel

/s/ Nadine S. Lee

Approved by: Nadine S. Lee
President & Chief Executive Officer

**FIRST AMENDED INTERLOCAL AGREEMENT
BETWEEN
THE DALLAS INDEPENDENT SCHOOL DISTRICT
AND
DALLAS AREA RAPID TRANSIT (DART)**

This First Amended Interlocal Agreement (the “First Amended Agreement”) is entered into on _____, 2024, by and between the Dallas Independent School District, a Texas public school district (“Dallas ISD”; “the District”), on behalf of its Transportation Department, and Dallas Area Rapid Transit (“DART”), a regional transportation authority organized and existing pursuant to Chapter 452, Texas Transportation Code, acting by and through their respective signatories, pursuant to and under authority of the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code, as amended, for the purpose outlined in the Agreement below. Dallas ISD and DART may be referred to in this Agreement individually as a “Party” or collectively as the “Parties.”

RECITALS

WHEREAS, Dallas ISD and DART entered into an Interlocal Cooperation Agreement dated June 22, 2023 and in effect until June 30, 2025 with two (2) one-year renewal options (the “Agreement”), to allow Dallas ISD Student Transportation Services to purchase monthly passes, day pass vouchers for distribution to qualified Dallas ISD students districtwide; and

WHEREAS, the Parties desire to amend the Agreement to allow Dallas ISD Student Transportation Services to also purchase semester passes for distribution to qualified Dallas ISD students districtwide.

WHEREAS, the Parties, acting by and through their respective governing bodies, adopt the foregoing premises as findings of said governing bodies; and

NOW, THEREFORE, in consideration of the premises and the mutual covenants and agreements of the Parties hereto, the receipt and sufficiency of which is hereby acknowledged, the Parties agree to amend the Agreement as follows:

1. ARTICLE III: SERVICES

A. Dallas ISD Responsibilities:

1. Dallas ISD shall issue payment to DART in advance (prepayment) for paper monthly passes, day pass vouchers, decals for Dallas ISD student identification cards for semester passes and applicable courier fees to credit the account as needed. No passes, vouchers, or decals will be issued to Dallas ISD if the fund account balance is zero.
2. Dallas ISD shall request paper monthly passes from DART by the 10th of the month prior for passes valid during the next calendar month. Day pass vouchers and decals for Dallas ISD student identification cards for semester passes may be ordered at any time of the month.
3. Dallas ISD may return unused paper monthly passes to DART for credit only. Passes must be postmarked by the 10th of the month in the month for which the passes are valid. Decals for Dallas ISD student identification cards for semester passes and day pass vouchers are non-returnable, and no credit will be given.

4. Dallas ISD shall designate in writing via electronic mail the manner of the delivery of the paper monthly passes, decals or day pass vouchers, either by courier or certified mail.
5. The person signing this Agreement on behalf of Dallas ISD represents that he or she has read all the terms and conditions of this Agreement that are printed on the subsequent pages of this form, is properly authorized to execute this Agreement on behalf of the Dallas ISD and agrees that the District shall be bound by this Agreement.
6. Student passes will be issued through one of the following methods, as determined by the student:
 - a. DART fare media may include but is not limited to: (1) DART, validation decals, i.e, Student Hard Passes; (2) Paper monthly passes; and (3) Day pass vouchers.
 - b. DART validation decals shall be affixed to the Dallas ISD student identification card at the time of issuance: Dallas ISD will be responsible for all steps involved in issuing and renewing its student identification cards, including but not limited to obtaining the student photograph, laminating, affixing decals, recording serial number assignments, and maintaining an inventory of current card holders. DART will not honor any Dallas ISD student identification card without a photograph of the user, the user's name, and a current DART validation decal located next to the photograph, (hereafter "Student Hard Pass").
7. Dallas ISD shall provide DART a minimum of one (1) sample of the student identification card for each location that requires the use of a Student Hard Pass for display to DART operators and Transit Police. DART must be notified if Dallas ISD changes its student identification card format and samples of the revised student identification card must be provided three weeks prior to the start of the semester in which the change takes place.
8. DART fare media (including by example and not limitation, decals and paper monthly passes and day pass vouchers) that is lost or stolen will not be replaced by DART.
9. Dallas ISD will maintain an inventory of Student Hard Passes held by eligible students by decal serial number for each semester.
10. Each valid Student Hard Pass is a Local Pass valid for rides on all DART bus routes, light rail, and 1 zone Trinity Railway Express (Dallas to CentrePort/DFW Airport Station). The Student Hard Pass is not valid on charter service, or any Paratransit services.
11. The student semester pass fee payable by Dallas ISD for DART decals shall be determined by individual semester terms, which are as follows: (1) Fall Semester, runs from August 1st to December 31st; (2) Spring Semester, runs from January 1st to May 31st; (3) Summer Semester, runs from June 1st through the last day of DISD summer classes or through July 31st, whichever is later.
12. Payment must be received by DART prior to any pass or decal distribution.
13. Dallas ISD may not resell DART passes or decals to students for a profit.
14. Payments shall be sent to the following:

Dallas Area Rapid Transit
Attn: Revenue Operations Associate, Finance Department
P.O. BOX 840009
Dallas, Texas 75284-0009
15. Each Party shall be responsible for any claims, demands or suits arising out of its own negligence. It is specifically understood and agreed that nothing contained in this

paragraph or elsewhere in this Agreement shall be construed as an expressed or implied waiver by any party of its governmental immunity or the governmental acceptance by any party of any liability.

16. Nothing in this Agreement shall be construed to limit the right of DART to establish or change transit routes or perform any other lawful functions.
17. Nothing in this Agreement shall be construed to give third-party beneficiary rights to any entity or person not a party to this Agreement.
18. DART owns all its intellectual property rights which includes but is not limited to all trade secrets, copyrights, patents and service marks consisting of or incorporating DART's name and/or services and marks. This includes DART's marks and patents registered with the U.S. Patent and Trademark Office.

B. DART Responsibilities:

1. DART shall confirm there are sufficient funds in the Dallas ISD account for any paper monthly passes, day pass vouchers or decals for semester passes requested by Dallas ISD.
2. DART shall provide Dallas ISD with the number of requested paper monthly passes based on the current reduced fare structure for students approved by the DART Board.
3. DART shall provide Dallas ISD with day pass vouchers based on the reduced fare structure for government agencies listed in the latest DART Board approved fare structure.
4. DART shall process all monthly pass requests received by the 10th of the month for passes valid during the next calendar month.
5. DART shall provide adequate access for day pass voucher holders to activate vouchers on DART platforms or bus validators for one day validation.
6. DART shall provide credit for unused paper monthly passes returned by Dallas ISD and postmarked by the 10th of the month for which the passes are valid. Unused paper monthly passes returned on a subsequent postmark date will not receive a credit.
7. DART may inspect the condition of the returned paper monthly passes, review numerical serial numbers, and randomly check for pass usage through the Genfare (GFI) Transaction report application.
8. DART will not replace stolen or lost paper monthly passes, day pass vouchers or decals.
9. DART shall provide the Dallas ISD account credit balance upon request.
10. Upon termination of this Agreement or subsequent renewals, DART shall refund any unused funds remaining in the Dallas ISD account in the form of a check.
11. DART reserves the right to cancel any or all passes if it has reason to believe that the information provided by Dallas ISD has been falsified and/or passes have been given to non-eligible persons. Dallas ISD's sole remedy in that event shall be a refund for monies previously paid for all cancelled passes/decals returned to DART, prorated for any period of available use.
12. DART has the right to confiscate any issued student passes and to pursue claims or demands against, or seek prosecution of, anyone who duplicates, alters, or commits unauthorized use of any issued student passes.

2. **Effect of First Amended Agreement.** Except as expressly provided herein, all terms and conditions of the Agreement remain unchanged. In the event of a conflict between

this First Amended Agreement and the Agreement, the terms of this First Amended Agreement shall control. This First Amendment is specifically incorporated into the Agreement.

3. **Entire Agreement.** This First Amended Agreement represents the entire agreement between the Parties concerning the subject matter of this First Amendment and supersedes any and all prior or contemporaneous oral or written statements, agreements, correspondence, quotations and negotiations.
4. **Effective Date.** This First Amended Agreement will be effective on the date of the last Party to sign.

FOR DART:

 Nadine S. Lee
 President & Chief Executive Officer
 District 1401 Pacific Avenue
 Dallas, TX 75202

Date: _____

FOR DALLAS ISD:

 Ben Mackey, Board President
 Dallas Independent School
 9400 North Central Expressway
 Dallas, TX 75231

Date: _____

ATTESTED BY:

 Joe Carreón, Board Secretary

Date: _____

APPROVED AS TO FORM FOR DALLAS ISD:

J. Flores

Dallas ISD Legal Counsel

Date: 11.04.2024



Agenda Report

Attachments:

1. Contract Award Analysis
2. DBE Details

Voting Requirements:

Majority

DATE: December 10, 2024

SUBJECT: Approval of Contract for New 30-foot and 40-foot Heavy-Duty Compressed Natural Gas Bus Procurement

RECOMMENDATION

Approval of a resolution authorizing the President & Chief Executive Officer or her designee to award a three-year contract to purchase 476 new, heavy-duty Compressed Natural Gas (CNG) Buses which includes an option to purchase an additional 46 buses with Gillig, LLC [Contract No. C-2084018-01] through a Cooperative Purchasing Agreement between DART and the Washington State Department of Enterprise Services for \$372,487,452, with a contingency of \$1,000,000, for a total authorized amount not to exceed \$373,487,452.

FINANCIAL CONSIDERATIONS

- This contract to purchase 476 new heavy-duty Compressed Natural Gas (CNG) Buses is included in New Bus Procurements Project budget of the approved FY 2025 Capital Budget.
- Sufficient funding for this contract in the amount of \$373,487,452 is included in both the New Bus Procurement project budget and the Bus Capital line item of the proposed FY 2025 20-Year Financial Plan.
- Funding for this contract includes \$103,000,000 from a FTA Bus and Low- and No-Emission Grant Award. The local share of this acquisition will be paid with local funds or financed by debt.

BUSINESS PURPOSE

- The purchase of 30-foot and 40-foot heavy-duty, CNG-powered buses is needed to replace the existing fleet of 476 NABI buses and includes an option to replace an additional 46 DART buses which have reached or will reach the end of their useful life during the term of the new contract. The base purchase of 476 buses will allow for continued fixed-route bus service. The option to replace the additional 46 DART buses allows us the flexibility to access the future of the Express Services, consider Mobility+ Tier 2 Report service expansions or quickly address City requests.
- The buses will be purchased over a period of three years, beginning delivery no later than FY 2026 and extending through FY 2028.
- Approval of the contract allows for the purchase and delivery of 476 heavy-duty transit buses with the option to purchase another 46 heavy-duty transit buses for a total of 522 heavy-duty

transit buses. This allows the agency to maintain its fleet in a state of good repair.

- Improved technologies and amenities will be installed in the new buses, enhancing the customer experience, improving bus reliability, and supporting the safety and security of passengers and operators.
- Approval of this contract will help achieve Agency Strategic Goal 1: Empowered Agency - Build a nimble organization that can act quickly and effectively by streamlining processes and empowering employees; and Strategic Goal 3: Quality Service - Deliver a quality customer experience defined by strong rider advocacy and built on professional pride and continuous improvement.

PROCUREMENT CONSIDERATIONS

- DART is using an approved Cooperative Purchasing Agreement (CPA) between DART and Washington State Department of Enterprise Services (DES).
- This will be a definite quantity contract, with firm fixed price on the base bus requirement and with price adjustment for the option buses, for a term of three years.
- The contract award analysis is provided as Attachment 1.

D/M/WBE CONSIDERATIONS

- DART does not set goals for Transit Vehicle Manufacturer (TVM) purchases as these goals are the result of an agreement between the manufacturer and the Federal Transit Administration (FTA). Gillig, LLC has submitted their certification that its "established goal was approved, or not disapproved" by the FTA.
- The DBE analysis and Equal Opportunity (EEO-1) information are included in Attachment 2. The prime contractor's actual EEO-1 report is available upon request.

LEGAL CONSIDERATIONS

- Section 452.055 of the Texas Transportation Code authorizes DART to contract for the provision of goods and services.

**Dallas Area Rapid Transit Authority
CONTRACT AWARD ANALYSIS
Cooperative Washington State Department of Enterprise Services (DES) Purchasing
Agreement CPA Contract No. 06719
DART Contract No. C-2084018-01**

Contract Information

- A. Description:** New 30-foot and 40-foot Heavy-Duty Compressed Natural Gas Bus Procurement
- B. Contractor:** Gillig, LLC
- C. Contract Number:** C-2084018-01
- D. Contract Amount:** \$372,487,452, plus a contingency of \$1,000,000, for a not to exceed amount of \$373,487,452.
- E. Contract Type:** Definite Quantity/Definite Delivery (476 base buses)
- F. Term of Contract:** Three years from the date of the Notice to Proceed
- G. Options Available:** Additional 46 option buses
- H. Funding Source:** Federal/Local
- I. Price Considerations:** Cost and Price were determined to be fair and reasonable based on pricing provided under the competitively solicited State of Washington Department of Enterprise Services (DES) Cooperative Contract from multiple Transit Vehicle Manufacturers (TVM) for the same or similar goods and services. In addition, the Authority negotiated reduced pricing at a rate that is significantly lower than the national average.
- J. Determination of Responsibility:**
Reference Check/ Financial Responsibility Survey: Provided via cooperative source.
Arithmetic Check: Yes
Buy America Certification and/or Audit, if applicable: Yes
Debarred/Suspended list: Not on the debarred /suspended list.
- K. Determinations Required:** None.

Determination and Recommendation

Gillig, LLC is determined to be a responsive and responsible contractor through an approved cooperative agreement, has the capacity to perform this contract, and is recommended for award.

Approval of Contract for New 30-foot and 40-foot Heavy-Duty Compressed Natural Gas Bus Procurement

DBE Considerations

DART does not set goals for Transit Vehicle Manufacturer (TMV) purchases as these goals are the result of an agreement between the manufacturer and the Federal Transit Administration (FTA). Gillig, LLC has submitted their certification that its “established goal was approved, or not disapproved” by the FTA.

Summary of EEO-1 Report

Gillig, LLC is located in Livermore, CA and employs 1,008 individuals. The following is an analysis of their EEO-1 report:

	ASIAN	BLACK	HISPANIC	NATIVE AM.	NATIVE HAW. PACIFIC IS.	TWO OR MORE RACES	WHITE	TOTAL	PERCENTAGE
MALES	164	41	395	1	13	13	272	899	89.19%
FEMALES	18	4	30	1	2	6	48	109	10.81%
TOTAL	182	45	425	2	15	19	320	1,008	100%
PERCENTAGE	18.06%	4.46%	42.16%	0.20%	1.49%	1.88%	31.75%	100%	

DRAFT
RESOLUTION
of the
DALLAS AREA RAPID TRANSIT BOARD
(Executive Committee)

Approval of Contract for New 30-foot and 40-foot Heavy-Duty Compressed Natural Gas Bus Procurement

WHEREAS, the purchase of 30-foot and 40-foot heavy duty, Compressed Natural Gas-powered buses is needed to replace the existing fleet of 476 NABI buses, and includes an option to replace an additional 46 DART buses which have reached or will reach the end of their useful life during the term of the new contract. The base purchase of 476 buses will allow for continued fixed-route bus service. The option to replace the additional 46 DART buses allows us the flexibility to access the future of the Express Services, consider Mobility+ Tier 2 Report service expansions or quickly address City requests; and

WHEREAS, the buses will be purchased over a period of three years, beginning delivery no later than FY 2026 and extending through FY 2028; and

WHEREAS, approval of the contract allows for the purchase and delivery of 476 heavy-duty transit buses with the option to purchase another 46 heavy-duty transit buses for a total of 522 heavy-duty transit buses. This allows the agency to maintain its fleet in a state of good repair; and

WHEREAS, improved technologies and amenities will be installed in the new buses which enhances the customer experience, improves bus reliability, and supports the safety and security of passengers and operators; and

WHEREAS, a Washington State Cooperative Purchase Agreement was used to negotiate with Gillig, LLC. in accordance with the DART Procurement Regulations; and

WHEREAS, the proposed price for this contract is fair and reasonable; and

WHEREAS, funding for this contract is within current Budget and proposed FY 2025 20-Year Financial Plan allocations.

NOW, THEREFORE, BE IT RESOLVED by the Dallas Area Rapid Transit (DART) Board of Directors that the President & Chief Executive Officer or her designee is authorized to award a three-year contract to purchase 476 new, heavy-duty Compressed Natural Gas (CNG) Buses which includes an option to purchase an additional 46 buses with Gillig, LLC [Contract No. C-2084018-01] through a Cooperative Purchasing Agreement between DART and the Washington State Department of Enterprise Services for \$372,487,452, with a contingency of \$1,000,000, for a total authorized amount not to exceed \$373,487,452.

Approval of Contract for New 30-foot and 40-foot Heavy-Duty Compressed Natural Gas Bus Procurement

/s/ Dee Leggett

Prepared by:

Dee Leggett
Executive Vice President
Chief Development Officer

/s/ Gene Gamez

Approved as to form:

Gene Gamez
General Counsel

Approved by:

/s/ Nadine S. Lee

Nadine S. Lee
President & Chief Executive Officer



Agenda Report

Voting Requirements: Majority
--

DATE: December 10, 2024

SUBJECT: Approval of Settlement of Protest Filed by MV Transportation, Inc., for Non-Selection on the Mobility Management Services Solicitation

RECOMMENDATION

Approval of a resolution authorizing the President & Chief Executive Officer or her designee, working with the General Counsel, to settle all matters regarding the Protest filed by MV Transportation, Inc., for Non-Selection on the Mobility Management Service Solicitation for an amount not to exceed \$_____.

FINANCIAL CONSIDERATIONS

- Funding for this settlement is included in the FY 2024 Budget and adopted FY 2024 20-year Financial Plan.

BUSINESS PURPOSE

- On or about June 18, 2024, MV Transportation filed a formal protest of the evaluation and award of the Mobility Management Services Solicitation, No. P-2079208.
- The Mobility Management Services Solicitation was issued on October 13, 2024, and approval of a contract for Mobility Management Services Purchased Transportation was authorized for award on June 18, 2024, to Transdev Services, Inc., under Board Resolution No. 240079.
- Good faith negotiations and mediation for the settlement of this procurement matter have been ongoing and a proposed settlement will be presented to the Board for consideration.
- Approval of this settlement will help achieve Agency Strategic Goal 6: Strategic Relationships - Position DART as a collaborative leader and recognized regional economic and mobility asset.

LEGAL CONSIDERATIONS

Section 452.054 of the Texas Transportation Code authorizes DART to exercise all powers necessary or convenient to carry out the purpose or the provisions of the statute.

DRAFT
RESOLUTION
of the
DALLAS AREA RAPID TRANSIT BOARD
(Executive Committee)

Approval of Settlement of Protest Filed by MV Transportation, Inc., for Non-Selection on the Mobility Management Services Solicitation

WHEREAS, the Dallas Area Rapid Transit (DART) Board of Directors has been presented with an offer to compromise and resolve a Protest filed by MV Transportation, Inc., for Non-Selection on the Mobility Management Services Solicitation, No. P-2079208; and

WHEREAS, funding for the settlement is included in the FY 2024 Budget and adopted FY 2024 20-Year Financial Plan; and

NOW, THEREFORE, BE IT RESOLVED by the Dallas Area Rapid Transit Board of Directors that:

- Section 1: Settlement of the Protest filed by MV Transportation, Inc., on Solicitation No. P-2079208 is a compromise of a disputed claim and this settlement is not to be construed as an admission of liability by DART or any other agents or employees of DART.
- Section 2: The General Counsel is hereby authorized to draft and the President & Chief Executive Officer or her designee is hereby authorized to execute on behalf of DART such documents as may be required to effect settlement of all aspects of the Protest filed by MV Transportation in the amount not to exceed \$_____.

**Approval of Settlement of Protest Filed by MV Transportation, Inc., for Non-Selection on
the Mobility Management Services Solicitation**

/s/ Gene Gamez

Approved as to form:

Gene Gamez
General Counsel

/s/ Nadine S. Lee

Approved by:

Nadine S. Lee
President & Chief Executive Officer