



# May Board of Directors Minutes

IndyGo

Thursday, May 23, 2024 at 11:00 AM EDT

@ 9503 E 33rd St- IndyGo HQ

## **ACTION ITEM A – 1**

### **Attendance**

#### **Present:**

Members: Mary Ann Fagan, Adairius Gardner, Greg Hahn, Richard Wilson, Jr., Taylor Schaffer

Staff: Bart Brown, Charlie Carlino, Robert Frye, Morgan Johnson, Jennifer Pyrz

#### **Absent:**

Members: Hydre Abdullah

Staff: Terri Clay, Brian Clem, Sean Cox

### **1. Call to Order and Roll Call**

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 [May Agenda.docx](#)

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Chairman Gregory Hahn called the meeting to order at 11:02am. Chief Legal Officer Robert Frye called the roll. 5 members present in person. There was a quorum.

### **2. Awards and Commendation**

 [A1 Awards & Commendation March.docx](#)

 [A1 April 2024 Safe Drivers Recognition.docx](#)

President/CEO Jennifer Pyrz gave an update on the Awards and Commendations for April 2024.

### **3. Committee Chairperson Reports**

#### **1. Finance Committee**

 [A Finance Committee Chair Report May.docx](#)

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#### **2. Service Committee**

 [A Service Committee Chair Report May.docx](#)

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The reports were received and entered into the record.

### **4. Consent Agenda**

#### **1. A-1: Consideration and approval of minutes from Board meeting held on April 25, 2024.**

 [A-1 April Board of Directors Minutes.docx](#)

#### **2. A-4: Consideration and approval of the Purple Line Bus Rapid Transit (BRT) change order for dedicated lanes**

 [A-4 Purple Line Dedicated Lanes Change Order.docx](#)

#### **3. A-5: Consideration and approval of a bulk fare media purchase from EDM**

 [A-5 EDM Fare Media Purchase Action Item.docx](#)

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4. A-6: Consideration and approval of legal services engagement with Hoover Hull Turner LLP

 [A-6 for May 2024 Board- Hoover Hull Turner.docx](#)

**Motion:**

Approval of Consent Agenda

Motion moved by Richard Wilson, Jr. and motion seconded by Adairius Gardner. Adairius Gardner - AYE; Mary Ann Fagan - AYE; Richard Wilson, Jr. - AYE; Taylor Schaffer - AYE; Motion passed 4-0

**5. Public Hearing**

1. A-2: Public Hearing and consideration of adoption of Ordinance 2024-01 authorizing the acquisition of real property for the Blue Line Bus Rapid Transit (BRT) project

 [A-2 re Ordinance 2024-01 05.23.24.docx](#)

 [A-2 Ordinance 2024-01 - Blue Line Property Acquisition - Final w date of adoption.pdf](#)

Property acquisitions for construction of the Blue Line will include permanent partial property acquisitions for public right-of-way and temporary easements and rights of entry for construction. It is not anticipated that there will be any total property acquisitions, or acquisitions that involve the relocation of buildings or property users. There are 144 parcels along the project route from which an acquisition will be necessary. Many of the acquisitions consist of small areas of the property that front Washington Street where the street is being widened, usually at station locations. All permanent rights-of-way acquired will be transferred to the City of Indianapolis Department of Public Works following completion of the project.

The Board is empowered to acquire real property interests necessary or convenient for the operation of the transit system by grant, purchase, gift, lease, eminent domain, or otherwise. Ind. Code §§ 36-9-4-30 and -32. However, to acquire property through the exercise of the power of eminent the Board must adopt an ordinance which: (1) generally describes the property to be acquired, (2) declares that the public interest and necessity require the acquisition, and (3) declares that the acquisition is necessary for the establishment, development, extension, or improvement of the transit system. Ind. Code § 36-9-4-32. Although it would be a last resort, it is possible that IPTC may need to exercise the power of eminent to acquire some of the necessary property interests for the Blue Line project.

Accordingly, Ordinance No. 2024-01 was introduced at the Board's April 25, 2024 meeting to authorize IPTC to institute eminent domain proceedings, if necessary, to acquire any of the necessary property interests required for the Blue Line project. A copy of proposed Ordinance No. 2024-01 is attached to this memorandum. A list generally describing those properties from which an interest is needed is attached to Ordinance 2024-01.

As required by statute, IPTC published notice in *The Indianapolis Star* and *The Court & Commercial Record* of a public hearing to be held at its meeting on May 23, 2024. Any person may attend the public hearing and be given an opportunity to give testimony or evidence for or against the proposed ordinance. Following the public hearing, the Board may take final action on the proposed ordinance.

**Motion:**

Approval of Ordinance 2024-01 authorizing the acquisition of real property for the Blue Line Bus Rapid Transit (BRT) project


Adairius Gardner - AYE; Mary Ann Fagan - AYE; Richard Wilson, Jr. - AYE; Taylor Schaffer - AYE; Motion passed 4-0

## 6. Regular Agenda

1. A-3: Consideration and approval of Resolution No. 2024-02 - Designation of Purchasing Agency and Purchasing Agents

 [A-3 Designation of Purchasing Agency.docx](#)

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 [A-3 Board Resolution 2024-02 re Purchasing Agent.docx](#)

The IPTC's governing statute, Ind. Code 36-9-4, does not designate IPTC's purchasing agency, but it does charge the Board with the management of IPTC and authorizes the Board to exercise the executive and legislative powers of the corporation. I.C. §§ 36-9-4-2, -14 and -29. Accordingly, the Board should make a designation of a purchasing agency. It is likely that the Board has made such a designation in the past, but a search of the Board's records has not revealed a written designation. Therefore, staff recommends that the Board make the designation in writing at this time for the record.

### **Motion:**

approval of Resolution No. 2024-02 - Designation of Purchasing Agency and Purchasing Agents

Motion moved by Adairius Gardner and motion seconded by Richard Wilson, Jr. Adairius Gardner - AYE; Mary Ann Fagan - AYE; Richard Wilson, Jr. - AYE; Taylor Schaffer - AYE; Motion passed 4-0

2. A-7: Consideration and approval of appointment of President & Chief Executive Officer and approval of employment agreement

 [A-7 Pyrz Appointment 05.23.24.docx](#)

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The Board appointed Jennifer Pyrz, then the Chief Development Officer, to serve as Interim President and Chief Executive Officer of IPTC effective November 30, 2023. The Board now desires to appoint Ms. Pyrz to the role on a permanent basis. In that regard, the Board has negotiated an employment agreement with Ms. Pyrz to establish the terms and conditions of her service as President and CEO.

The Board has had the opportunity to observe Ms. Pyrz's performance and to extensively interact with her since the time of her interim appointment, is more than satisfied with her performance, and has determined that it is in the best interest of IPTC to appoint her to serve as President and Chief Executive Officer.

### **Motion:**

approval of appointment of President & Chief Executive Officer and approval of employment agreement

Motion moved by Richard Wilson, Jr. and motion seconded by Adairius Gardner. Adairius Gardner - AYE; Mary Ann Fagan - AYE; Richard Wilson, Jr. - AYE; Taylor Schaffer - AYE; Motion passed 4-0

## 7. Information Items

1. I-1: Finance Report

 [I-1 April 2024 Financials Summary.docx](#)

 [I-1 Budget to Actuals \(Comparative Statement\) updated - IndyGo.pdf](#)

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 [I-1 Capital Project Spending - April 2024.pdf](#)

The Board heard a Finance Report update from Chief Financial Officer Bart Brown.

2. I-2: Department Reports

 [I-2a Board Report May 2024.docx](#)

 [I-2b PLANNING AND CAPITAL PROJECTS REPORT for 2024-05.docx](#)

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 [I-2c April Board Report 3 2.pdf](#)

 [I-2d April 2024 -OPERATIONS DIV BOARD REPORT -5.2024.docx](#)

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 [I-2f Supplier Diversity Division Report May 2024 \(2\).docx](#)

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 [I-2g 5.20.24 Report to IndyGo Board.docx](#)

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The Board received Department Reports for Risk & Safety, Capital Projects, Public Affairs, Operations, Supplier Diversity, and the IndyGo Foundation.

8. **Adjourn**

On order of Chairman Gregory Hahn and there being no objection, the meeting was adjourned at 11:29am.

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Chief Legal Officer  
Robert Frye