

Code of Ethical Conduct

DATE ISSUED: August 27, 1991
Resolution No. 910154
Amended by Resolution: 070100, 170049
Policy No. V.01 (Overall Guiding Policies)

1. The Dallas Area Rapid Transit Authority (DART) Board of Directors, recognizing that DART will, over a period of several years, construct and operate several major public works improvements, determines it desirable to adopt a code of ethical conduct for board members in order that the public may be assured that the actions of those associated with DART serve only the public's best interests. The Board further determines that the proper operation of government requires that officials be independent, impartial, and responsible only to the citizens of the Service Area. It shall therefore be the policy of the Board that this Code of Ethical Conduct shall guide and direct the actions of DART board members.
 - d. or exemption for the board member or other private entity;
 - d. in the conduct of official duties as a DART Board member, grant any special consideration, treatment, or advantage to any entity which is beyond that made available to any other similarly situated entity;
 - e. disclose information identified to the Board member as confidential and/or attorney-client privileged, whether so identified in writing or orally, and whether received in an executive session of the Board or elsewhere, which is provided to a Board member or members, the disclosure of which could adversely affect the conduct of DART's business or adversely impact the ability of DART to successfully negotiate any transaction or agreement or to litigate any lawsuit;
 - f. receive any compensation for service as a DART Board member from any source other than DART;
 - g. for remuneration, appear on behalf of or represent any private third party before the DART Board or any DART committee, task force, or subcommittee.
2. Prohibition. No Board member or member of the Board member's immediate family living in the Board member's household shall, during the Board member's term and for a period of one year following the end of the term or effective date of resignation:
 - a. participate, either directly or through a household member of the Board member, as a principal in any DART contract or first tier subcontract or as an employee of a contractor or first tier subcontractor of DART for any DART contract;
 - b. accept a gift or favor of more than nominal intrinsic value from any entity or individual that a reasonable person would conclude would influence the board member in the discharge of official duties;
 - c. use the position of DART board member to secure any special privilege
3. Financial Disclosure Statement (Exhibit A). Each Board member, immediately upon appointment to the DART Board, must prepare and shall annually amend a Financial Disclosure Statement in substantially the form attached as Exhibit A disclosing all employment and other economic interests of the Board member and his/her family as defined in the financial disclosure policy adopted by the

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Board on February 23, 1988. The statement is available for public review in the Office of Board Support.

4. Abstaining from Discussion and Voting. Whenever any Board member is called upon to vote on a matter which constitutes a potential conflict of interest as defined in Chapter 171 of the Texas Local Government Code or which, to a reasonable person, would appear to place the member's personal interests at odds with the public's interest or which would appear to a reasonable person to directly or indirectly, tangibly or intangibly benefit the Board member greater than the benefit to the general public, said Board member must file an affidavit with the Director of Board Support and abstain from any discussion of the matter and shall not participate in any vote regarding the matter. To the extent practicable, the Board member should leave the meeting room during debate and consideration of the item.
5. Waiver. A person for whom a waiver is being considered shall provide the Board with a written statement detailing the relationship or financial interest for which a waiver is sought. If the Board determines that it is in the best interest of DART to waive the requirements of Sections 2.a. and/or 2.g., it may, by two-thirds vote, waive or modify said requirement with regard to a particular person and/or relationship. If a waiver is granted, in that event, all provisions not waived shall continue in full force and effect. The Board may not waive any requirements of Chapter 171 of the Texas Local Government Code.
6. Amendment. This policy may be amended by a majority vote of the DART Board.
7. Penalty. The failure of a Board member to comply with the requirements of this policy shall constitute grounds for censure and for reporting the violation to the member city, cities or county that appointed the Board member. In addition, violation of this policy by a DART contractor or first tier subcontractor shall be grounds for such contract remedy as may be appropriate up to and including termination of the contract and debarment of the contractor.
8. Effective Date. This policy is effective the day following its enactment and shall apply to all contracts for which bids or proposals are due to be received by DART after the effective date. This policy shall remain in effect until repealed by a majority vote of the DART Board.

DALLAS AREA RAPID TRANSIT BOARD FINANCIAL DISCLOSURE STATEMENT

1. Date of Statement: _____

2. Type of Statement (please circle one): _____ Initial or Annual

3. Name of Board Member: _____
(Last) (First) (Middle Initial)

4. Please give the full name of your spouse and all dependents.

<u>Name</u>	<u>Relationship</u>
_____	_____
_____	_____
_____	_____
_____	_____

5. Please list the names under which you and all persons listed in Item 4 do business:

6. Please list the names of business entities, employers, (including self-employment), investments, and other activities from which you or a person listed in Item 4 received more than \$10,000 of income during the last calendar year. (This should include interest or dividend income of more than \$10,000, even if listed as an investment under Item 8.)

7. Please list the name of each corporation, trust, partnership, or business association (including non-profit entities) in which you or a person listed in Item 4 is a general partner of a limited partnership, general partner, partner, manager, president, vice-president, trustee, member, or board member that does or foreseeably will do business with DART.

Name of Business, etc.

Manager, Partner, etc.

8. Please list the name and type of investment of each non-publicly traded corporation, trust, general or limited partnership, or business association (including non-profit entities) in which you or a person listed in Item 4 has an investment of at least \$10,000 at the fair market value as of the date of this Statement. Also, please list the name and type of investment of each publicly traded corporation or entity in which you or a person listed in Item 4 has an investment of at least 5% of the entity's market capitalization.

- A beneficial interest is not considered an investment and need not be listed.
- An investment in a mutual fund does not need to be listed unless you or a person listed in Item 4 participates in the management of the mutual fund.

Name of Business, etc.

Type of Investment

9. Please list, by street address or by legal or lot and block description, all real property located in the DART service area in which you or a person listed in Item 4 has a leasehold interest, interest as fee simple owner, a contractual right to purchase, general partnership owner, joint owner with an individual corporation, or as owner of more than 50% of a corporation that has title to the real property.

- You are not required to list the following properties:
 - a. Property used as the personal residence of a peace officer;

- b. Property over which you have no decision power concerning acquisition or sales;
- c. Property held through a real estate investment trust, mutual fund, limited partnership, or similar entity, unless you or a person listed in Item 4 participates in the management of the trust, fund, or entity, or is a general partner of a limited partnership.

Address/Legal Description

Type of Interest/Ownership

10. Please list the names of persons or entities to whom you personally, or a person listed in Item 4 personally, owe an unsecured debt of more than \$10,000.

- Do not list debts owed to persons related within the second degree of consanguinity or affinity, or list revolving charge accounts, or student loan debts.

11. Please list the names of persons or entities who personally owe to you, or to a person listed in Item 4, an unsecured debt of more than \$10,000.

- Do not list debts owed by persons related within the second degree of consanguinity or affinity.

12. Please list those gifts identified in filings made in accordance with Chapter 176 of the Texas Local Government Code for you and persons listed in Item 4 since the filing of your most recent Financial Disclosure Statement. (Please see Chapter 176 of the Texas Local Government Code).

13. Have any supplemental pages been attached to this Statement?

Yes _____

No _____

If supplemental pages have been attached, please identify each page with your name and the item number the material on the supplemental page refers to. For example: if an additional page is needed to list real property owned, please put your name and "Item 9" at the top of the supplemental page.

NOTWITHSTANDING the information provided on this Financial Disclosure Statement, the Board Member shall fully comply with Local Government Code Chapters 171 and 176 (copies attached).

OATH

The Statement (including any accompanying supplements) to the best of my knowledge and belief is true, correct, and complete.

Signature of Board Member

Sworn and subscribed to before me by _____ on this
the _____ day of _____ 20____ to certify which, witness my hand
and seal.

Notary Public in and for the
State of Texas