# M I N U T E S
VRE Operations Board Meeting
PRTC Headquarters – Prince William County, Virginia
July 17, 2015

## Members Present
<table>
<thead>
<tr>
<th>Name</th>
<th>Jurisdiction</th>
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<tbody>
<tr>
<td>Sharon Bulova (NVTC)</td>
<td>Fairfax County</td>
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<tr>
<td>John C. Cook (NVTC)</td>
<td>Fairfax County</td>
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<tr>
<td>John D. Jenkins (PRTC)</td>
<td>Prince William County</td>
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<tr>
<td>Matt Kelly (PRTC)</td>
<td>City of Fredericksburg</td>
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<tr>
<td>Paul Milde (PRTC)</td>
<td>Stafford County</td>
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<tr>
<td>Suhas Naddoni (PRTC)*</td>
<td>City of Manassas Park</td>
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<tr>
<td>Gary Skinner (PRTC)</td>
<td>Spotsylvania County</td>
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<tr>
<td>Paul Smedberg (NVTC)</td>
<td>City of Alexandria</td>
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<tr>
<td>Jonathan Way (PRTC)</td>
<td>City of Manassas</td>
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## Members Absent
<table>
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<tr>
<th>Name</th>
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<tbody>
<tr>
<td>Maureen Caddigan (PRTC)</td>
<td>Prince William County</td>
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<tr>
<td>Jennifer Mitchell</td>
<td>DRPT</td>
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<tr>
<td>Martin Nohe (PRTC)</td>
<td>Prince William County</td>
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<tr>
<td>J. Walter Tejada (NVTC)</td>
<td>Arlington County</td>
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<tr>
<td>Bob Thomas (PRTC)</td>
<td>Stafford County</td>
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## Alternates Present
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<tr>
<td>Jeanine Lawson (PRTC)</td>
<td>Prince William County</td>
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<tr>
<td>Kevin Page</td>
<td>DRPT</td>
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<tr>
<td>Marc Aveni (PRTC)</td>
<td>City of Manassas</td>
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<tr>
<td>Meg Bohmke (PRTC)</td>
<td>Stafford County</td>
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<tr>
<td>Jay Fisette</td>
<td>Arlington County</td>
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<tr>
<td>Frank C. Jones (PRTC)</td>
<td>City of Manassas Park</td>
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<tr>
<td>Tim Lovain (NVTC)</td>
<td>City of Alexandria</td>
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<td>Michael C. May (PRTC)</td>
<td>Prince William County</td>
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<tr>
<td>Jeff McKay (NVTC)</td>
<td>Fairfax County</td>
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<tr>
<td>Paul Trampe (PRTC)</td>
<td>Spotsylvania County</td>
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<tr>
<td>Billy Withers (PRTC)</td>
<td>City of Fredericksburg</td>
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## Staff and General Public

<table>
<thead>
<tr>
<th>Name</th>
<th>Organization</th>
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<tbody>
<tr>
<td>Khadra Abdulle – VRE</td>
<td>Dave Hillock – Transit Associates</td>
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<tr>
<td>Doug Allen – VRE</td>
<td>Christine Hoeffner – VRE</td>
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<tr>
<td>Gregg Baxter – Keolis</td>
<td>Bryan Jungwirth – VRE</td>
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<tr>
<td>Donna Boxer – VRE</td>
<td>John Kerins – Keolis</td>
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<tr>
<td>Joann Carter – PFM</td>
<td>Leslie Lamb – VRE</td>
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<tr>
<td>Kelley Coyner – NVTC staff</td>
<td>Bob Leibrandt – Prince William County</td>
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<tr>
<td>Rich Dalton – VRE</td>
<td>Steve MacIsaac – VRE legal counsel</td>
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<tr>
<td>James Davenport – Prince William County</td>
<td>Eric Marx – PRTC staff</td>
</tr>
<tr>
<td>John Duque – VRE</td>
<td>Betsy Massie – PRTC staff</td>
</tr>
<tr>
<td>Patrick Durany – Prince William County</td>
<td>Rick Nau – Kimley-Horn</td>
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<tr>
<td>Paul Elman – Kimley-Horn</td>
<td>Bob Peskin – PFM</td>
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<tr>
<td>Kip Foster – VRE</td>
<td>Lynn Rivers – Arlington County</td>
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<tr>
<td>Rhonda Gilchrist – NVTC Staff</td>
<td>Scott Schenk – Free Lance Star</td>
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<tr>
<td>Chris Henry – VRE</td>
<td>Brett Shorter – VRE</td>
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<tr>
<td>Kimberly Herman – Stafford County</td>
<td>Joe Swartz – VRE</td>
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<tr>
<td>Tom Hickey – VRE</td>
<td>Melvin Waldrop – PFM</td>
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<tr>
<td>Gerri Hill – VRE</td>
<td>Norine Walker – VRE</td>
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* Delineates arrival following the commencement of the Board meeting. Notation of exact arrival time is included in the body of the minutes.
Chairman Cook called the meeting to order at 9:30 A.M. Following the Pledge of Allegiance, Roll Call was taken.

Approval of the Agenda – 3

Chairman Cook stated the agenda has been amended to move the Closed Session to the end of the meeting. Agenda Item #8B was also pulled from the agenda.

Mr. Jenkins moved, with a second by Ms. Lawson, to approve the amended Agenda. The vote in favor was cast by Board Members Bulova, Cook, Jenkins, Kelly, Lawson, Milde, Page, Skinner, Smedberg and Way.

Approval of the Minutes of the June 19, 2015 Operations Board Meeting – 4

Mr. Skinner moved approval of the minutes and Ms. Lawson seconded. The vote in favor was cast by Board Members Bulova, Cook, Jenkins, Kelly, Lawson, Milde, Page, Skinner, Smedberg and Way.

Chairman’s Comments – 5

Chairman Cook stated the Operations Board will have an extensive work session and discussion of the Financial Plan with VRE’s consultants later in the Agenda. The Capital Committee is also scheduled to meet following this meeting. He reported as of July 1st, VRE’s new weighted voting structure is in effect. Chairman Cook encouraged Board Members to read the handouts on the Positive Train Control (PTC) issue.

[Mr. Naddoni arrived at 9:33 A.M.]

Chief Executive Officer’s Comments – 6

Mr. Allen reviewed VRE’s recent staff activity related to safety and security:

- Participated in NVTC’s kick-off emergency preparedness meeting.
- Participated in training with the Greater Manassas Volunteer Rescue Squad on passenger train emergency response.
- Met with Senator Kaine, Senator Warner and Congressman Connolly’s offices regarding Positive Train Control (PTC). Staff also plans to schedule meetings with the other Congressional Delegation members.
- Will participate in the upcoming Transportation Planning Board (TPB) emergency preparedness briefing on July 22nd.

Mr. Allen stated heat restrictions on the Fredericksburg line during May affected on-time performance (OTP). The Manassas line was 92 percent and the Fredericksburg line was 82 percent, giving an overall monthly average of 87 percent. Average daily ridership was 18,380 for the month of May. VRE ran two Firecracker Trains on July 4th and although the weather probably kept some riders away, it was a great success and riders were happy with the service. The mobile ticketing app continues to be popular with over 6,000 downloads and sales for June reaching $225,000.
Mr. Allen reported staff attended a public hearing on Dominion Power lines in the Gainesville-Haymarket area close to the proposed VRE station. Staff continues to monitor this to preserve the right-of-way.

Mr. Allen congratulated Gregg Baxter on his promotion to President of Keolis Rail America and thanked him for his support of VRE and to Keolis for providing great service to VRE’s riders. Mr. Baxter stated the last five years has been a great success story for both Keolis and VRE. Keolis is excited to be part of VRE’s growth into Spotsylvania County and into Gainesville-Haymarket in the future. He introduced John Kerins, who will take over the position of General Manager at Keolis Rail America. Ms. Bulova thanked Keolis for being such a good partner and corporate neighbor, especially for its corporate sponsorship of the recent World Police and Fire Games.

VRE Riders’ and Public Comment – 7

Mr. Peacock stated he is pleased VRE and the City of Manassas coordinated on the recent Manassas Railway Festival, which highlighted the historic 611 Steam Train. He is hopeful the interest in the historical steam train will encourage people to ride VRE.

Mr. Peacock asked about the date of the Spotsylvania Station opening. Mr. Skinner explained there have been delays due to weather but as soon as the ground dries up from all the rain, cement and asphalt can be poured. He hopes the station can open by the end of September, but it will depend on the weather. In response to a question from Mr. Peacock, Mr. Skinner indicated there will be a traffic light at Benchmark Road.

Authorization to Issue an Invitation for Bids for the Purchase of Replacement Material for Head End Power Engine Maintenance– 8A

Mr. Allen asked the Operations Board to authorize him to issue an Invitation for Bids (IFB) for replacement material for head end power engine maintenance for VRE’s fleet of 20 locomotives. Resolution #8A-07-2015 would accomplish this.

Mr. Skinner moved, with a second by Ms. Bulova, to approve Resolution #8A-07-2015. The vote in favor was cast by Board Members Bulova, Cook, Jenkins, Kelly, Lawson, Milde, Naddoni, Page, Skinner, Smedberg and Way.

Recommend Authorization to Amend the Contract for Passenger Railcars – 8C

Mr. Allen asked the VRE Operations Board to recommend the Commissions authorize him to amend the contract with Sumitomo Corporation of America (SCOA) to place an option order for nine additional railcars and increase the contract by $18,900,000, from $47,118,174, plus a contingency of $890,000, for a total amount not to exceed $66,908,174. Resolution #8C-07-2015 would accomplish this.

Mr. Milde moved, with a second by Ms. Bulova, to approve Resolution #8C-07-2015. Mr. Way asked if NVTA funding is secure for this purchase. Mr. Allen stated state funding is being used and is secure. There were too many challenges using NVTA funds for the
railcars, so VRE put together a different financial plan that did not include NVTA funds. In response to another question from Mr. Way, Mr. Allen replied VRE received NVTA funding for a number of other projects. Staff can bring back more information on these funding awards.

In response to a question from Mr. Smedberg, Ms. Boxer provided more details about the funding and stated there is no reduction in state funds, they are just being spread over a two year period.

The Board then voted on the motion and it passed. The vote in favor was cast by Board Members Bulova, Cook, Jenkins, Kelly, Lawson, Milde, Naddoni, Page, Skinner, Smedberg and Way.

**Authorization to Execute General Engineering Consulting Contracts (GEC VII) for Project Implementation Services – 8D**

Mr. Allen asked the Operations Board to authorize him to execute 14 contracts for General Engineering Consulting VII task orders. Resolution #8D-07-2015 would accomplish this.

Mr. Smedberg asked several procedural questions and asked Mr. MacIsaac if there are any legal issues with VRE doing this as a lump sum. Mr. MacIsaac explained there is a statutory limit on any one contract to $500,000 a year. The 14 combined tasks cannot exceed $500,000 a year. Mr. Page observed the Commonwealth suffers from the same problem.

Mr. Milde moved, with a second by Mr. Skinner, to approve the resolution. The vote in favor was cast by Board Members Bulova, Cook, Jenkins, Kelly, Lawson, Milde, Naddoni, Page, Skinner, Smedberg and Way.

**Recommend Authorization to Execute an Agreement with Norfolk Southern Railway for Analyses Related to the Gainesville-Haymarket Extension – 8E**

Mr. Allen asked the VRE Operations Board to recommend the Commissions authorize him as CEO to execute an agreement with the Norfolk Southern Railway (NS) to perform analyses related to the proposed VRE Gainesville-Haymarket extension for an amount not to exceed $450,000. Resolution #8E-07-2015 would accomplish this.

In response to a question from Mr. Milde, Mr. Allen stated the Master Agreement speaks to jurisdictional and system expenses and it says jurisdictions cover costs related to stations, platforms and parking.

Ms. Lawson asked if this agreement includes dialogue with Dominion Power about the power lines. Mr. Allen responded it does not directly include the Dominion Power issue but as part of the overall project there will be coordination between Prince William County, Dominion Power and Norfolk Southern. Ms. Lawson stated she had hoped this would be all inclusive in this agreement because she does not want Norfolk Southern to come back requesting additional funding for the Dominion Power issue.

Mr. Way asked why this isn’t an addendum to NVTA application on study expenses. He asked if VRE could seek NVTA funding in lieu of the funding VRE gave back to NVTA. Mr.
Allen explained the NVTA funds are no longer designated for VRE. NVTA has its own process for analyzing projects for funding. If VRE were to seek NVTA funding for this work it would delay this work by at least a year. This work with Norfolk Southern is needed for the Gainesville-Haymarket extension to move forward.

Mr. Milde expressed his opinion that this could set a precedent for future expansion and stated he could not support using capital funds for the Gainesville-Haymarket extension. Ms. Bulova expressed her support as it is part of the system expansion and these funds are not being used to build a particular station or parking lot. She sees this action consistent with the Master Agreement to use funds for development and expansion of the line. Chairman Cook requested staff to provide a memo outlining how they anticipate paying for the next several steps of the Gainesville-Haymarket extension.

Ms. Lawson moved, with a second by Ms. Bulova, to approve Resolution #8E-07-2015.

Mr. Jenkins observed that the idea of the Gainesville-Haymarket extension was basically dead before and now that it is finally resurrected, it looks like it will become a reality. He stated action on #8E is critical and he fully supports this action.

Mr. Kelly stated the Operations Board has already voted to support the Gainesville-Haymarket extension project moving forward and he will support the motion. However, the dynamic, which he understands can’t be changed right now, is that VRE has spent millions of dollars to improve the rail lines for a future discussion with the railroads about granting additional access. He is looking forward to the day when Norfolk Southern and CSX view VRE as a partner.

Mr. Milde stated he has and will continue to support the Gainesville-Haymarket extension, just not the use of capital funds. In the case of expanding service to Spotsylvania County, he does not believe VRE used capital funds. Ms. Boxer stated VRE used federal formula funds, which are system revenues, and Rail Enhancement Funds. Mr. Page encouraged VRE to petition DRPT for Rail Enhancement Funds for this project.

The Board then voted on the motion and it passed. Board Members voting in favor were Bulova, Cook, Jenkins, Kelly, Lawson, Naddoni, Page, Skinner, Smedberg and Way. Mr. Milde voted no.

Authorization to Execute a Sole Source Contract for Pre-Construction Services Related to Third Track Construction at Quantico – 8F

Mr. Allen asked the VRE Operations Board for authorization to execute a contract with KC Construction (KCC) to provide Pre-Construction Services at Quantico for an estimated amount of $150,000, plus a 10 percent contingency of $15,000, for a total not to exceed $165,000. Resolution #8F-07-2015 would accomplish this. Chairman Cook stated the resolution has been amended to change the amount from $159,000 to $150,000.

Mr. Allen explained in accordance with state and federal requirements, as well as VRE Procurement Policies, a determination has been made and public notice has been provided, KC Constructors, CSXT’s present design-build track contractor, is the only source
practically available to provide these pre-construction services, and therefore, qualifies as a sole source procurement.

Mr. Skinner moved, with a second by Mr. Naddoni, to approve the amended resolution. The vote in favor was cast by Board Members Bulova, Cook, Jenkins, Kelly, Lawson, Milde, Naddoni, Page, Skinner, Smedberg and Way.

**Authorization to Execute a Contract for Final Design and Construction Management Services Related to Third Track Construction at Quantico and Potomac Shores – 8G**

Mr. Allen asked the VRE Operations Board for authorization to execute a contract with STV Incorporated to provide design and construction management services at Quantico and Potomac Shores stations for an estimated amount of $535,975, plus a 10 percent contingency of $53,598, for a total amount not to exceed $589,573. Resolution #8G-07-2015 would accomplish this.

Mr. Allen stated this is also a sole source procurement. STV produced the original 30 designs (60 percent) for the third track project under VRE management and continued to advise VRE and DRPT on revising those designs to incorporate the redesigned elements proposed by VRE. STV continues to advance the redesign of track and passenger facilities to 100 percent under contract to DRPT and supervised by VRE. STV’s past and present experience with the original and redesign efforts makes the firm uniquely capable and qualified to finish the redesign work when their current contract with DRPT expires with no mobilization period and to complete the work in accordance with CSXT’s requirements.

Mr. Jenkins moved, with a second by Ms. Lawson, to approve Resolution #8G-07-2015. The vote in favor was cast by Board Members Bulova, Cook, Jenkins, Kelly, Lawson, Milde, Naddoni, Page, Skinner, Smedberg and Way.

**Authorization to Amend the Contract for Spotsylvania Station Construction – 8H**

Mr. Allen asked the VRE Operations Board for authorization to execute a contract amendment with Hammerhead Construction for the construction of the Spotsylvania VRE station project, in the amount of $500,000, plus a 10 percent contingency of $50,000, for a total amount of $550,000. This would increase the total authorization for this contract from $2,583,900 to a total amount not to exceed $3,133,900. Resolution #8H-07-2015 would accomplish this.

Mr. Skinner moved, with a second by Mr. Naddoni, to approve Resolution #8H-07-2015. The vote in favor was cast by Board Members Bulova, Cook, Jenkins, Kelly, Lawson, Milde, Naddoni, Page, Skinner, Smedberg and Way.

**Authorization to Issue a Supplemental GEC VI Task Order for Spotsylvania Station Construction Engineering and Inspection Services – 8I**

Mr. Allen asked the VRE Operations Board to authorize him as CEO to issue a Supplemental GEC VI Task Order #3 with STV Incorporated for construction engineering and inspection services for the Spotsylvania VRE station project, in the amount of $58,666, plus a 10 percent contingency, for a total amount of $64,533. This would increase the overall Board
Authority for this contract from $297,541 to a total amount (Task Order #3 plus Supplemental Task Order #3A) not to exceed $362,074. Resolution #8I-07-2015 would accomplish this.

Mr. Skinner moved to approve Resolution #8I-07-2015. Mr. Smedberg seconded. The Operations Board voted unanimously to approve the resolution. The vote in favor was cast by Board Members Bulova, Cook, Jenkins, Kelly, Lawson, Milde, Naddoni, Page, Skinner, Smedberg and Way.

**Approval of Standardized Language for Contract Authorizations – 8J**

Chairman Cook stated this item still needs work in consultation with legal counsel and should be deferred to September’s meeting.

Mr. Milde moved, with a second by Mrs. Bulova, to defer this item until the next meeting. The vote in favor was cast by Board Members Bulova, Cook, Jenkins, Kelly, Lawson, Milde, Naddoni, Page, Skinner, Smedberg and Way.

**Approval of the Submission of VRE Gainesville-Haymarket Extension Project to the Commonwealth Transportation Board for Evaluation Under HB2 – 8K**

Mr. Allen asked the Operations Board to recommend the Commissions approve a submission of the Gainesville-Haymarket Extension Project to the Commonwealth Transportation Board (CTB) for evaluation under the HB2 project scoring process and funding consideration in the FY 2017-2022 Six-Year Improvement Program (SYIP). Resolution #8K-07-2015 would accomplish this.

Mr. Allen stated candidate projects must be submitted between August 1 and September 30, 2015. This project is a capacity expansion project and qualifies for funding through the High-Priority Projects Program.

Ms. Lawson moved, with a second by Mr. Jenkins, to approve Resolution #8K-07-2015.

Mr. Milde asked if VRE would be sending it to the MPO’s for letters of support and if we need other groups to support it. Mr. Allen stated this is a new process and the Commonwealth Transportation Board (CTB) will use the rating as a guide and not an absolute, but letters of support for the project would be beneficial.

Ms. Coyner stated under HB2 the Commissions are authorized to submit applications. She asked if it is being submitted as a regional project and if not, it needs approval by the Northern Virginia Transportation Authority (NVTA) through the MPO process. She stated the application deadline is September 30th but endorsements are due in December, which provides time to work on this. Mr. Kelly stated it is his understanding any project of regional significance has to have a letter of endorsement from the MPO. He had hoped VRE would have discussed projects that support the entire system area as opposed to just one project. Mr. Jenkins observed submitting this project gives the Gainesville-Haymarket extension project legitimacy and he will support the motion.
The Board discussed whether VRE has the authority to submit the project. Mr. MacIsaac stated VRE usually makes submissions in the name of the Commission, since VRE is not a legal entity. Chairman Cook observed the resolutions does not state this. Ms. Hoeffner explained since the HB2 evaluation is a new process, staff discussed it with DRPT staff and they indicated VRE can submit the application online and any funding agreement resulting from the HB2 evaluation and CTB approval would go through NVTC. VRE staff has asked DRPT to put this in writing to clarify the process. Chairman Cook stated he is not comfortable with only relying on DRPT staff's interpretation of the statute and does not want to make a technical error with how the resolution is written.

Mr. Kelly stated he will not support this action since VRE is only submitting one project. He does not like the process.

Ms. Bulova suggested changing the resolution to “Now, therefore be it resolved, the VRE Operations Board does hereby recommend the Commission submit…” Ms. Lawson agreed to accept this friendly amendment and Mr. Jenkins as seconder agreed.

In response to a question from Mr. Milde, Ms. Hoeffner stated staff believes the project will qualify for the Corridor of Statewide Significance category because it is in the I-66 Corridor.

The Operations Board then voted on the amended resolution and it passed. The vote in favor was cast by Board Members Bulova, Cook, Jenkins, Lawson, Milde, Naddoni, Page, Skinner, Smedberg and Way. Mr. Kelly voted no.

**Recommend Authorization to Execute an IPROC Funding Agreement – 8L**

Mr. Allen asked the Operations Board to recommend the Commission authorize him to execute an Intercity Passenger Rail Operating and Capital (IPROC) program funding agreement with DRPT. Resolution #8L-07-2015 would accomplish this.

Mr. Milde moved, with a second by Mr. Skinner, to approve Resolution #8L-07-2015. The vote in favor was cast by Board Members Bulova, Cook, Jenkins, Kelly, Lawson, Milde, Naddoni, Page, Skinner, Smedberg and Way.

**FY 2017 Budget Key Issue – 8M**

Mr. Allen asked the Operations Board to approve Resolution #8M-07-2015 which would direct staff to develop the FY 2017 Budget and CIP in accordance with the Board’s direction.

Ms. Boxer gave a presentation of the key budget issues for FY 2017. She explained this is the first step in the budget process. The CAO Task Force meets monthly and the preliminary budget will be presented to the Operations Board in December.

Mr. Way asked about how VRE ensures it has the funding it needs for future life cycle maintenance and funding is not consumed earlier. He also asked about the jurisdictional subsidy and whether the split of revenues between bus and rail is appropriate. VRE seems to get priority and meets its subsidy while PRTC does not. He stated PRTC will be discussing this issue.
Chairman Cook observed there has not been a subsidy increase for eight years and the VRE Operations Board has voted to expand the system. VRE cannot expand the system without spending money. He stated the Board needs to look at the subsidy issue.

Mr. Skinner moved, with a second by Mr. Way, to approve Resolution #8L-07-2015. The Operations Board then voted on the motion and it passed. The vote in favor was cast by Board Members Bulova, Cook, Jenkins, Kelly, Lawson, Milde, Naddoni, Page, Skinner, Smedberg and Way.

Financial Plan Work Session and Discussion – 10A

Mr. Allen introduced VRE consultants, Joanne Carter and Melvin Waldrop from PFM, and Bob Peskin from AECOM. Ms. Carter gave a detailed presentation on the Financial Plan modeling process including scenarios, which include a baseline (constrained) version, a maintenance of current ridership version, and three growth scenarios. Mr. Peskin provided information about the baseline scenario.

[Mr. Milde left the meeting and did not return.]

Board Members asked several questions about the different scenarios. Chairman Cook asked for an additional scenario that looks at whether it is mathematically possible to maintain balanced ridership equally throughout the jurisdictions.

In response to questions about projected average daily fares, Chairman Cook asked for further analysis for discussion purposes to take the current distribution of ridership and calculate future fares for the different zones. Ms. Boxer stated this would be a different planning study. Ms. Hoeffner stated the 2040 ridership assumptions were used as the basis for the projections. Mr. Hickey noted riders will move up the line to board if fares are too high further down the line. A market analysis would need to be done.

Mr. Kelly asked if VRE can continue service with any of the proposed scenarios with the current three percent subsidy increase/three percent fare increase both every other year. He observed reduction of service will be counterproductive in the light of VRE’s fixed costs. Ms. Carter responded new revenue is needed for all the scenarios. The current three percent fare and subsidy increase every other year is not sustainable and there will be a funding gap.

Mr. Skinner stated the Operations Board needs to devote an Operations Board meeting to discuss the Financial Plan and VRE’s future more in depth. Chairman Cook stated the Board needs to go into Closed Session before it loses quorum, since several members need to leave early.

[Mr. Jenkins left the meeting and did not return.]

Closed Session – 13

Mr. Skinner moved, with a second by Mr. Smedberg, the following motion:
Pursuant to the Virginia Freedom of Information Act (Sections 2.2-3711A (7) of the Code of Virginia), the VRE Operations Board authorizes a Closed Session for the purpose of consultation with legal counsel and necessary staff concerning Case No. CL-15001416 pending in the Circuit Court of Alexandria and Case No. CL-15000383-00 pending in the Circuit Court of Spotsylvania County.

The vote in favor was cast by Board Members Bulova, Cook, Kelly, Lawson, Naddoni, Page, Skinner, Smedberg and Way.

The Board entered into Closed Session at 11:35 A.M. and returned to Open Session at 11:50 A.M.

Mr. Skinner moved, with a second by Mr. Smedberg, the following certification:

The VRE Operations Board certifies that, to the best of each member’s knowledge and with no individual member dissenting, at the just concluded Closed Session:

1. Only public business matters lawfully exempted from open meeting requirements under Chapter 37, Title 2.2 of the Code of Virginia were discussed; and

2. Only such public business matters as were identified in the motion by which the Closed Session was convened were heard, discussed or considered.

The vote in favor was cast by Board Members Bulova, Cook, Kelly, Lawson, Naddoni, Page, Skinner, Smedberg and Way.

Mr. Skinner moved, with a second by Mr. Smedberg, to approve the settlement agreement and contract amendment for Hamilton to Crossroads Third Track Contract. The vote in favor was cast by Board Members Bulova, Cook, Kelly, Lawson, Naddoni, Page, Skinner and Smedberg. Mr. Way voted no.

Management Audit Recommendations Update – 10B

There was no discussion.

Operations Board Members Time – 12

There were no comments.
Adjournment

Without objection, Chairman Cook adjourned the meeting at 11:53 A.M.

Approved this 18th day of September 2015.

_____________________________
John C. Cook
Chairman

_____________________________
Paul Smedberg
Secretary

CERTIFICATION

This certification hereby acknowledges that the minutes for the July 17, 2015 Virginia Railway Express Operations Board Meeting have been recorded to the best of my ability.

[Signature]
Rhonda Gilchrest