

**METROPOLITAN WASHINGTON COUNCIL OF GOVERNMENTS
777 NORTH CAPITOL STREET, NE
WASHINGTON, DC 20002-4239**

**RESOLUTION AUTHORIZING COG TO PROCURE AND ENTER INTO A CONTRACT FOR METRO SAFETY
COMMISSION (MSC) LEGAL SUPPORT SERVICES**

WHEREAS, the Federal Transit Administration (FTA) and the District of Columbia, State of Maryland, and Commonwealth of Virginia have designated COG to serve as the recipient of State Safety Oversight Agency (SSO) grant program funds to facilitate the establishment of the Metro Safety Commission (MSC) and to fulfill FTA grant management requirements; and

WHEREAS, these activities were approved in TOC's MAP-21 5329(e) Certification Work Plan, dated May 16, 2014. Federal Fiscal Year 2013 funds will be used for this project which is an approved line item in the FY2013 SSOA grant application submitted by COG and approved by the FTA on September 22, 2016; and

WHEREAS, COG is the designated recipient of FTA SSO funds and assistance will be provided to the District of Columbia, Maryland and Virginia regarding issues related to establishing a strong MSC with sufficient authority to compel rail safety-promoting actions at WMATA; and

WHEREAS, the outcome is for the MSC to be established as an independent legal entity which will assume the enhanced responsibilities of the SSOA to oversee the safety of WMATA Metrorail operations consistent with FTA requirements for a SSO; and

WHEREAS, COG needs to procure contractor(s) and enter into a contract to provide legal support services to assist the District of Columbia, the State of Maryland, and the Commonwealth of Virginia in the establishment of MSC.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN
WASHINGTON COUNCIL OF GOVERNMENTS THAT:**

The Executive Director, or his designee, is authorized to enter a contract(s) and expend up to \$325,000 on contractor assistance in supporting the three states with legal support services that will lead to the establishment of the MSC. Legal support services will provide legal advice and assistance in studying and developing the policy, regulatory and legislative requirements of establishing and standing up the MSC in cooperation with the District of Columbia, Maryland and Virginia.

Funding for this effort is available in the COG budget from the FTA SSO grant being administered through COG's Department of Transportation Planning in the amount of \$325,000. No COG matching funds are required.

I HEREBY CERTIFY THAT the foregoing resolution was adopted by the COG Board Executive Committee on March 11, 2016.

**Laura Ambrosio
COG Communications Specialist**

I HEREBY CERTIFY THAT the foregoing resolution was adopted by the COG Board of Directors on April 13, 2016.

**Laura Ambrosio
COG Communications Specialist**