



RESOLUTION #2326

SUBJECT: Authorize the VRE CEO to Amend the CSX Transportation Operating Access Agreement and Master Facilities Lease Agreement

WHEREAS: VRE's current Operating Access Agreement with CSX Transportation was executed in July of 2011;

WHEREAS: The current Operating Access Agreement defines the train schedules and physical characteristics of the rail corridor in which VRE operations;

WHEREAS: The current train schedules and physical characteristics of the rail corridor need to be modified to include revised train schedules and the addition of the L'Enfant Storage tracks; the auditors have issued an unqualified opinion that VRE's statements, in all material respects, fairly and accurately present the financial position of the commuter rail operation;

WHEREAS: VRE has a Master Facilities Lease Agreement with CSX Transportation for all Stations on the CSX Transportation right of way;

WHEREAS: The Master Facilities Lease Agreement needs to be updated to include the right of way for the L'Enfant Storage tracks; and

WHEREAS: The VRE Operations Board recommends the following action.

NOW, THEREFORE, BE IT RESOLVED that the Northern Virginia Transportation Commission hereby authorize the VRE Chief Executive Officer to execute an Amendment to the current CSX Transportation Operating Access Agreement to 1) revise the current train schedules; 2) update the physical characteristics of the rail corridor to include the L'Enfant Storage tracks in a form approved by legal counsel.

BE IT FURTHER RESOLVED that NVRTC authorizes the VRE Chief Executive Officer to execute an Amendment to the current Master Facilities Lease Agreement to include the right of way for the L'Enfant Storage tracks in a form approved by legal counsel.

Approved this 1st day of December 2016.

A handwritten signature in blue ink, reading "Paul C. Smedberg".

Paul C. Smedberg
Secretary-Treasurer

A handwritten signature in black ink, reading "Jay Fiset".

Jay Fiset
Chairman