

**SUBJECT: COOPERATION WITH THE TRI-STATE OVERSIGHT COMMITTEE**

**2009-73**

**RESOLUTION  
OF THE  
BOARD OF DIRECTORS  
OF THE  
WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY**

WHEREAS, The Tri-State Oversight Committee (TOC) was created in 1997 and (pursuant to the Intermodal Surface Transportation Efficiency Act of 1991), under 49 CFR 659 established as the official State Safety Oversight Agency for Metrorail; and

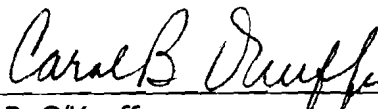
WHEREAS, The Board of Directors recognizes that independent monitoring is vital for the safety of the system and to maintain public confidence in the system. Thus, it is imperative that Metro personnel comply with, and are known to be compliant with, TOC requests for access or information which TOC deems necessary to carry out their responsibilities; now, therefore be it

*RESOLVED*, That

1. It is the policy of the Board of Directors that the employees of Metro will at all times, cooperate fully with its federally-recognized safety oversight agency, and the General Manager is so directed;
2. If for any reason staff should deem it necessary to deny a request of the TOC, the General Manager shall notify the Board of Directors immediately;
3. The General Manager will keep the Board of Directors regularly informed of interactions with the TOC, including status reports on the triennial review;
4. The General Manager is directed to review the circumstances surrounding the dispute over right-of-way access for the TOC; to report his findings to the Board of Directors; and to detail actions taken to address the problem; and
5. The General Manager is directed to re-assess the organization of internal safety oversight responsibilities at Metro; to report his findings to the Board of Directors; and to detail any restructuring undertaken; and be it finally

*RESOLVED*, That this Resolution shall be effective immediately.

Reviewed as to form and legal sufficiency,



\_\_\_\_\_  
Carol B. O'Keeffe  
General Counsel