



Board Document

OVERVIEW			
PRESENTATION NAME	Approval to Indemnify Amtrak in Temporary Permit to Enter Upon Property	DOCUMENT NO.	300053
ACTION OR INFORMATION	Action		
STRATEGIC TRANSFORMATION PLAN GOAL	Service excellence; Regional opportunity and partnership;		
RESOLUTION	Yes		
EXECUTIVE OWNER			
EXECUTIVE TEAM OWNER	Olumide, Yetunde;		
ORGANIZATION	Finance		
DOCUMENT INITIATOR	Jessica Davis		
OTHER INFORMATION			
COMMITTEE	Board Meeting (Consent)	COMMITTEE DATE	7/10/2025
PURPOSE/KEY HIGHLIGHTS	<p>Metro is in need for Amtrak to furnish escort personnel to assist with outages of catenary lines and flag personnel at the Rhode Island Avenue Aerial structure. Amtrak does not negotiate their Permission To Enter (PTE) Agreements.</p> <p>Seeking Board's approval to indemnify Amtrak to permit WMATA access to Amtrak's property at the Rhode Island Avenue Station.</p>		



Board Document

DISCUSSION	If the agreement is not in place by July 2025, WMATA will conduct a routine inspection of the column(s) at Rhode Island Avenue Station and sub assets of the aerial that can be safely inspected without trespassing on Amtrak's right-of-way.
INTERESTED PARTIES	Amtrak
RECOMMENDATION/NEXT STEPS	The purpose of this Resolution is to have the Board's approval to cover Amtrak indemnification to permit WMATA access to Amtrak's property at the Rhode Island Avenue Station.
FUNDING IMPACT	This is a bi-yearly required inspection, which is part of the standard operation.

PRESENTED AND ADOPTED: July 10, 2025

SUBJECT: APPROVAL TO INDEMNIFY AMTRAK IN TEMPORARY PERMIT TO ENTER UPON AMTRAK PROPERTY

2025-23

RESOLUTION
OF THE
BOARD OF DIRECTORS
OF THE
WASHINGTON METROPLITAN AREA TRANSIT AUTHORITY

WHEREAS, Resolution 2011-30, requires the Board of Directors to approve any non-procurement agreement requiring WMATA to indemnify the counterparty; and

WHEREAS, WMATA performs an annual inspection of WMATA's Rhode Island Avenue aerial structure that crosses over Amtrak property and the inspection requires WMATA to enter upon Amtrak property; and

WHEREAS, The Amtrak Temporary Permit to Enter Upon Amtrak Property requires WMATA to indemnify Amtrak;

NOW THEREFORE, be it

RESOLVED, That the Board of Directors authorizes the General Manager and Chief Executive Officer or his designee to include an indemnity in favor of Amtrak as required by the Temporary Permit to Enter Upon Amtrak Property to inspect the Rhode Island Avenue aerial structure; and be it finally

RESOLVED, That to provide for timely inspection of the Rhode Island Avenue aerial structure by July 30, 2025, this Resolution shall be effective immediately.

Reviewed as to form and legal sufficiency,



Patricia Y. Lee
Executive Vice President and General Counsel

WMATA File Structure Nos.:
15.2.1 Grants of Indemnification

**Motioned by Mr. Smedberg, seconded by Ms. Jarvis
Ayes: 8- Ms. Worth, Mr. Smedberg, Mr. McAndrew, Ms. Kline, Dr. Hadden Loh, Mr. Alcorn, Mr. Jarvis and Ms. Martin-Proctor**