



Charles D. Baker, Governor  
Karyn E. Polito, Lieutenant Governor  
Stephanie Pollack, MassDOT Secretary & CEO  
Steve Poftak, Interim General Manager



**Fiscal and Management Control Board  
Transportation Board Room  
10 Park Plaza  
October 2, 2017  
12:00 p.m.  
*MEETING MINUTES***

---

**Present:** Chairman Joseph Aiello, Director Steven Poftak, Director Brian Lang, Director Brian Shortsleeve and Director Monica Tibbits-Nutt

**Quorum Present:** Yes

**Others Present:** Secretary Pollack, Luis Ramirez, Jeffrey Gonneville, John Englander, Owen Kane, Nathan Peyton, Jamey Tesler, Mike Abramo, Marie Breen, Dan Grabauskas and David Scorey

**PROCEEDINGS:**

At the call of Chairman Aiello, a meeting of the Fiscal and Management Control Board was called to order 12:05 p.m. at the State Transportation Building, Transportation Board Room, 10 Park Plaza, Boston, Massachusetts.

There was no public comment period.

Next, was the approval of minutes of the September 11 and September 25, 2017 meeting.

On motion duly made and seconded, it was;

**VOTED: to approve the minutes of the September 11, 2017 meeting as amended, at the meeting.**

Directors Lang and Poftak abstained from voting.

On motion duly made and seconded, it was;

**VOTED: to approve the minutes of the September 25, 2017 meeting.**

Director Tibbits-Nutt abstained from voting.

Chairman Aiello called upon General Manager Luis Ramirez, and asked him to present Agenda Item C, the General Manager's report. Mr. Ramirez provided the Board with capital project updates on the Green Line Extension and Wollaston Station. Mr. Ramirez commented about his recent site visits to the Everett Maintenance Facility to meet members of the repair teams and Charlestown Garage for the uniform fair. The General Manager concluded his remarks with a brief update on prompt pay discounts, as set forth in the attached document labeled "GM Report, October 2, 2017."

Next Chief Administrator Mike Abramo provided the Board with an update of the September bond issuance, noting that the bond issuance was met by strong investor demand and that the transaction was first on the Subordinated Sales Tax credit and included first-ever sustainability bonds. Mr. Abramo continued with updating the Board about the new July 1, 2017 contract with Paul Revere Transportation for two bus routes in Winthrop along with its associated cost savings, on-time performance and zero mechanical failures, as set forth in the

attached document labeled “Chief Administrator Remarks, October 2, 2017.” Discussion ensued.

Next, the Chair called upon Deputy General Manager Jeffrey Gonneville to present Agenda Item D, the Report from the Deputy General Manager. Mr. Gonneville provided an update on Red Line performance and reliability, as set forth in the attached document labeled “Deputy General Manager Remarks, October 2, 2017.” Discussion ensued.

Mr. Gonneville concluded his remarks by introducing Dan Grabauskas as the new Executive Director of Commuter Rail who would be managing the Keolis contract for the MBTA.

Next, Chairman Aiello asked MassDOT Deputy Chief of Staff Nathan Peyton to present Agenda Item E, the FMCB Calendar. Mr. Peyton reviewed upcoming agenda items with the Board, as set forth in the attached presentation labeled “FMCB Public Schedule, October 2, 2017.” Discussion ensued.

The Chair called upon Karen Antion, the Positive Train Control (PTC) Project Manager to present Agenda Item F, an update on PTC. Ms. Anton discussed the regulatory schedule, program budget, schedule update, installation update, field installation quality issues and onboard vehicle installation progress, revenue service demonstration testing application, the safety plan and next steps, as set forth in the attached document labeled “Commuter Rail Positive Train Control (PTC) Program Update, October 2, 2017.” Discussion ensued.

Next, Chair Aiello called upon Keolis General Manager David Scorey to present Agenda Item G, the Commuter Rail/Keolis Update. Mr. Scorey provided the monthly update for Commuter Rail beginning with on-time performance for the last three months, on-time performance for the last year by line, on-time performance improvement, slippery rail planning, locomotive and coach availability and mechanical reliability improvement.

Keolis General Counsel and Vice President of Client and Commercial Affairs David Mitrou concluded the presentation with an update on the revenue and ridership initiative, M ticket activations, customer feedback and forward view, as set forth in the attached document labeled "FMCB Commuter Rail Update, October 2, 2017." Discussion ensued.

Next, Chairman Aiello called upon MassDOT Jen Slesinger, the Long-Range Planning Project Director to present Agenda Item H, a discussion of Focus 40 Part I. Ms. Slesinger provided an update, recap and overview of Focus40, goals and objectives of Focus40, the proposed investment and programs and next steps of Focus40, as set forth in the attached document labeled "Focus40 Update Part I, October 2, 2017." Discussion ensued.

The Chair next called upon Board Counsel Owen Kane to present Agenda Item I, Live Streaming Part 1. Mr. Kane discussed the legal considerations of live streaming, including the public records law, statewide records retention obligations,

accessibility, privacy and to a lesser degree, copyright and trademark infringement. Mr. Kane offered the Board three options to consider, as set forth in the attached document labeled, "Live Streaming of FMCB Meetings, Legal and Financial Considerations, October 2, 2017." Discussion ensued.

On motion duly made and seconded, it was;

**VOTED: That the Fiscal and Management Control Board ('FMCB') hereby approves the provision of a six-month Pilot Program to Live Stream and record all FMCB meetings, as described as Option 3 in presentations and other materials provided to the FMCB during the October 2, 2017 meeting. The Board will receive monthly updates on the status of the pilot.**

**FURTHER VOTED: That the General Manager, or his designee, is hereby authorized to take any and all steps necessary to implement the Pilot Program at a cost not to exceed \$100,000 per year.**

Chairman Aiello called upon General Manager Luis Ramirez to present Agenda Item J, an update of Delegation of Authority. Mr. Ramirez discussed modifications of the current delegation of authority to the General Manager, as set forth in the attached spreadsheet labeled, "Delegation of Authority for Capital Programs." Discussion ensued.

On motion duly made and seconded, it was;

**VOTED:**

**Effective October 2, 2017, the Fiscal and Management Control Board (the “Board”) hereby delegates to the General Manager, or his designee, the authority to execute in the name and on behalf of the Massachusetts Bay Transportation Authority (“MBTA”):**

**All construction contracts and agreements related to the Green Line Extension (“GLX”) Project, with a value of \$15,000,000 or less; provided, however, that any change orders, extra work orders, and amendments to any such agreements that increase the initial construction contract amount above \$15,000,000 shall require approval of the Board, and further, that any change orders, extra work orders and amendments to any such contract that increase a GLX construction contract with an initial value of more than \$15,000,000 by twenty five percent or more, shall require approval of the Board; and**

**All professional service contracts and agreements with a value of \$3,000,000 or less; provided, however, that any change orders, extra work orders, and amendments to any such agreements that increase the initial professional service contract amount above \$3,000,000 shall require approval of the Board, and further, that any change orders, extra work orders and amendments to any such contract that increase a professional service contract with an initial value of more than \$3,000,000 by twenty five percent or more, shall require approval of the Board.**

**FURTHER VOTED: Except as expressly modified and set forth herein, all prior delegations of the Board dated August 1, 2016 and January 23, 2017, remain in full force and effect.**

Next, Chair Aiello called upon General Counsel John Englander to present Agenda Item K, a discussion concerning the MBTA Retirement Fund (MBTARF). Mr. Englander informed the Board that on September 27, 2017 Michael Heffernan resigned from the MBTA Retirement Fund Board of Directors because of his recent

appointment by Governor Charlie Baker as Secretary of Administration and Finance. Director Shortsleeve continued the discussion by nominating Steven Kadish to replace Michael Heffernan on the MBTARF board. Discussion ensued.

On motion duly made and seconded, it was;

**VOTED:**

**That the Fiscal and Management Control Board hereby appoints Steven Kadish to the MBTA Retirement board, effective immediately.**

Lastly, the Chairman called upon Assistant General Manager of Capital Delivery Beth Larkin, to present Agenda Item L, the MBTA Construction and General Services Contract. Ms. Larkin noted that the board action being requested was for approval to execute MBTA On-Call Garages/Parking and GEC Consulting Services. The execution of these contracts would provide the Authority's Capital Delivery Department with in-depth experience and expertise to evaluate the condition of and need for repairs and upgrades of facilities/systems at MBTA existing parking garages and at-grade parking facilities, as set forth in the attached document labeled, "MBTA Contract Nos. Z91PS22 and Z91PS23, On-Call Garages/Parking and General Engineering Consulting Services, October 2, 2017." Discussion ensued.

On motion, duly made and seconded, it was;

**VOTED:**

**That the General Manager be, and hereby is, authorized to execute in the name and on behalf of the Authority, and in a form approved by the General Counsel, MBTA Contract No. Z91PS22 for On-Call Garages/Parking General Engineering Consulting (GEC) Services with AECOM for an amount not to exceed \$5,000,000 for the duration of three (3) years from the issuance of the Notice to Proceed, with the option for two, one-year extensions;**

**FURTHER VOTED:**

**That the General Manager be, and hereby is, authorized to execute in the name and on behalf of the Authority, and in a form approved by the General Counsel, MBTA Contract No. Z91PS23 for On-Call Garages/Parking General Engineering Consulting (GEC) Services with Walker Parking Consultants for an amount not to exceed \$5,000,000 for the duration of three (3) years from the issuance of the Notice to Proceed, with the option for two, one-year extensions.**

At the conclusion of the meeting, Secretary Pollack asked for a moment of silence in honor of the Las Vegas shooting victims.

On motion duly made and seconded it was, by roll call;

Chairman Aiello	Yes
Director Lang	Yes
Director Poftak	Yes
Director Shortsleeve	Yes
Director Tibbits-Nutt	Yes

**VOTED:**

**To enter into Executive Session for a discussion of strategy related to real estate, collective bargaining, litigation and non-union personnel at 2:51 p.m.**

**Document relied upon for this meeting:**

Minutes of September 11 and September 25, 2017  
GM Report, October 2, 2017  
Chief Administrator's Report, October 2, 2017  
Deputy General Manager Remarks, October 2, 2017  
FMCB Calendar, October 2, 2017  
Commuter Rail Positive Train Control (PTC) Update, October 2, 2017  
FMCB Commuter Rail Update, October 2, 2017  
Focus40 Update Part I, October 2, 2017  
Live Streaming of FMCB Meetings, October 2, 2017

