



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



**Fiscal and Management Control Board
Transportation Board Room
10 Park Plaza
August 12, 2019
12:00 p.m.
*MEETING MINUTES***

Present: Chair Joseph Aiello, Director Brian Lang and Director Chrystal Kornegay

Quorum Present: Yes

Others Present: Secretary Stephanie Pollack, General Manager Steve Poftak, Deputy General Manager Jeff Gonneville, Hope Patterson, David Panagore, Gina Spaziani, Beth Larkin, John Dalton, Laurel Paget-Seekins, Marie Breen, Owen Kane and Michelle Kalowski

At the call of Chair Aiello a meeting of the Fiscal and Management Control Board (Board) was called to order at 12:01 p.m. at the State Transportation Building, Transportation Board Room, 10 Park Plaza, Boston, Massachusetts.

Chair Aiello opened up the public comment period for items appearing on the agenda.

The first four speakers: Newton Mayor Ruthanne Fuller, Representative Kay Kahn, Newton City Councilor Emily Norton and Garrett Wollman all commented on the Newton Commuter Rail Stations Improvements contract.

Next, Evan Foss commented on the Newton Commuter Rail Stations Improvement contract, the recent Green Line derailment and the Green Line Extension project.

Next, Collique Williams with support from other members of Community Labor Unite, Susan Backstrom from Green Roots, Mela Miles from Green Justice Coalition, Chief Operating Officer and Development Director of Transit Matters Jarred Johnson, Louis Baxter from TRU and Matt Moran from the City of Boston commented on the need for reduced low-income fares.

Next, MBTA Advisory Board representative from Duxbury Richard Prone commented on the late evening schedule for the Old Colony commuter rail line.

The last speaker was Stacy Rubin from the Consumer Law Foundation who commented on the upcoming weekend station closings across the system and thanked the Board for the low-income feasibility study.

Public comment period concluded at 12:35 p.m.

Chair Aiello called upon General Manager Steve Poftak to provide the General Manager's remarks, Agenda Item C. Mr. Poftak prefaced his presentation

discussing the ongoing safety initiative currently underway and the efforts being taken to enhance the overall safety culture at the MBTA.

Mr. Poftak reviewed the upcoming 2019 T MassAcceleration Plan that would allow for improvement in safety, service delivery, accessibility and customer experience. Mr. Poftak continued discussing the upcoming weekend station closures, diversions and the specific work to be done along the affected lines.

Mr. Poftak concluded his report announcing the addition of a new six-car Orange Line train set that will enter into service this week, as set forth in the attached document labeled, "Report of the General Manager, August 12, 2019." Discussion ensued.

Mr. Poftak next discussed Agenda Item Q, a delegation of authority for the General Manager to approve change orders that may be required for the aforementioned acceleration projects.

On motion duly made and seconded, it was:

WHEREAS, the Massachusetts Bay Transportation Authority (MBTA) is executing a five-year, \$8 billion Capital Investment program that prioritizes investments into the system, including new vehicles, track, signals, power systems and maintenance facilities; and

WHEREAS, the MBTA has embarked on a plan to accelerate the pace of MBTA's capital construction projects to continue its investments in the system at a faster pace and to focus on service improvements ("Capital Acceleration Plan"); and

WHEREAS, the Capital Acceleration plan will focus on expediting construction and infrastructure projects by expediting infrastructure improvements; increasing the frequency of preventative maintenance; seeking to expedite manufacturing, accelerate contract milestones, and compress project schedules; and

WHEREAS, additional delegated authority by the Fiscal Management Control Board (FMCB) to the General Manger (GM) is needed to facilitate the Capital Acceleration Plan.

NOW, THEREFORE, BE IT VOTED:

The FMCB hereby temporarily authorizes the GM, or his designee, to execute in the name and on behalf of the MBTA, contract amendments and change orders in support of the MBTA's Capital Acceleration plan, and each contract amendment and change order shall not exceed fifteen million dollars (\$15,000,000). This temporary delegation shall expire on October 30, 2019. Except as modified and set forth herein, all prior delegations of authority by the Board on August 1, 2016; January 23, 2017; and October 2, 2017, remain in full force and effect.

Next, Chair Aiello called on Deputy General Manager Jeff Gonnevillle to present the report of the Deputy General Manager, Agenda Item D. Mr. Gonnevillle first reviewed last week's Green Line derailment and noted it appeared to be operator error. Further investigation will continue into possible other causes.

Mr. Gonnevillle continued with a status update of the Red Line derailment. The vehicle investigation is completed and the lab results are expected back in two weeks that should help determine the cause of this derailment. Service restoration is being completed in four phases. Mr. Gonnevillle said the first two phases are done and the last two are anticipated to be finished by the end of October, with the possibility of it being earlier. Train frequency and capacity continued to improve.

Mr. Gonneville concluded with an update on the Better Bus Project and upcoming service changes, as set forth in the attached document labeled, "Report of the Deputy General Manager, August 12, 2019." Discussion ensued.

Chair Aiello next called upon Hope Patterson, Deputy Director of Stakeholder Engagement to present Agenda Item F, the FMCB Public Schedule. Ms. Patterson reviewed upcoming agenda items with the Board, as set forth in the attached document labeled, "FMCB Public Schedule, August 12, 2019." Discussion ensued.

Next, Chair Aiello asked Assistant General Manager for Capital Delivery Beth Larkin to present Agenda Item M, a contract for the Newton Commuter Rail Stations Design. Ms. Larkin provided background of the project that consisted of single-sided fully accessible high-level side platforms, pedestrian circulation elements, station amenities and upgrades to parking lots for three stations. Ms. Larkin concluded with project benefits and scope of services, as set forth in the attached document labeled, "Auburndale, West Newton and Newtonville Commuter Rail Stations Improvements: MBTA Contract No. A72PS02, Architectural and Engineering Services, August 12, 2019." Discussion ensued.

On motion duly made and seconded, it was:

VOTED:

That the General Manager, or his designee, is hereby authorized to award and execute in the name of and on behalf of the Massachusetts

Bay Transportation Authority (the “MBTA”), and in a form approved by the General Counsel, MBTA Contract No. A72PS02: Architectural and Engineering Services for Auburndale, West Newton, and Newtonville Commuter Rail Stations Improvements with VHB for a sum not to exceed \$5,000,000.00.

Chair Aiello called upon Assistant General Manager of Policy Laurel Paget-Seekins to present Agenda Item J, a discussion of the Means-Tested Fare Feasibility Study. Ms. Paget-Seekins provided an overview of the existing reduced fare programs and reviewed the key policy decisions needed to guide the feasibility study: eligibility determinations, reduced fare levels, products and service validity.

Ms. Paget-Seekins continued reviewing tools and data to model revenue impacts and the four aspects of the feasibility study focus: potential revenue impacts; requirements for administrative implementation; fare collection technical feasibility; and operational impacts from additional ridership, as set forth in the attached document labeled, “Means-Tested Fares, Feasibility Study Update, August 12, 2019.” Lengthy discussion ensued.

The Chair next called upon Green Line Extension Project Manager John Dalton to present Agenda Item K, the Green Line Extension Update. Mr. Dalton first reviewed the design/build entity contract cash flow performance and program control metrics. Mr. Dalton discussed significant active work areas and provided progress photos of Viaduct Foundation Work, Broadway Bridge, Washington Street

Bridge, the vehicle maintenance facility and noise and retaining walls between McGrath Highway and Walnut Street.

Mr. Dalton continued with a review of construction sequencing of commuter rail and Green Line tracks and remaining 2019 performance goals. Lastly, Mr. Dalton discussed schedules pressures, contributing factors and concluded with project schedule recovery initiatives, as set forth in the attached document labeled, "GLX Project Update, August 2019." Discussion ensued primarily on the water drainage issue and project schedule.

Chair Aiello noted that Items F and G, the Commuter Rail Performance Update and the Red/Orange Line Program Update were written submittals and included in the Board Materials, as set forth in the attached documents labeled, "FMCB Commuter Rail Update, August 2019" and "Red/Orange Line Transformation Program Update, August 12, 2019."

Chair Aiello called on Chief Administrative Officer David Panagore to present Agenda Item H, the FY19 Operating Budget Summary. Mr. Panagore provided an Executive Summary noting that ongoing fiscal discipline resulted in performance better than budget in FY19, core operating expense growth (1.9%) was held to less than inflation (2.4%) for a third straight year and the sales tax increase and non-operating income was a primary source of revenue growth.

Mr. Panagore continued with detailed slides on FY19 budget results vs. FY19 actual results and the FY20 operating budget, as set forth in the attached document labeled, "FY19 Operating Budget, August 12, 2019." Discussion ensued.

Mr. Panagore continued with Agenda Item I, the MBTA Pro Forma. Mr. Panagore explained the Pro Forma was a five-year financial model projecting the FY20-FY24 operating budget. The goal of the Pro Forma was to inform priorities, help shape policy decisions and guide short and long-term budget decisions. Mr. Panagore said the Pro Forma was calculated using the FY20 budget as a starting point and impact growth rates are applied to each revenue and expense category based upon current assumptions. He continued to discuss current operation budget drivers and project implementation impacts in detail, as set forth in the attached document labeled, "Pro Forma Operating Budget: FY19-FY24, August 12, 2019." Discussion ensued.

Chairman Aiello again called upon Assistant General Manager Beth Larkin to present Agenda Items L, N, O and P.

Ms. Larkin began with the Oak Grove Station construction contract, Agenda Item L. Ms. Larkin noted this contract would provide for accessibility and station improvements at Oak Grove Station on the Orange Line. The work would upgrade the existing elevator, install three new elevators, improve elevator visibility by use of glass enclosures, improve station access, wayfinding and repair sidewalks,

implement station brightening and modernization improvements, as set forth in the attached document labeled, "Oak Grove Station Improvements Project: MBTA Construction Contract No. A92CN01, August 12, 2019." Discussion ensued.

On motion duly made and seconded, it was:

VOTED:

That the General Manager, or his designee, is hereby authorized to award and execute in the name of and on behalf of the Massachusetts Bay Transportation Authority (the "MBTA"), and in a form approved by the General Counsel, MBTA Contract No. A92CN01: Oak Grove Station Improvements with Barletta Heavy Division, Inc. for a sum not to exceed \$22,512,000.00.

Ms. Larkin continued with Agenda Item N, the Commuter Rail Safety and Resiliency Program Management/Construction Management contract. Ms. Larkin provided an overview of the board action request that would authorize the award of a professional services contract that would include: program implementation and general administration services; overall strategic implementation plan; program controls support; environmental permitting/coordination oversight; program construction management staffing support; and public participation and stakeholder participation, as set forth in the attached document labeled, "MBTA Contract No. L60PS02: Commuter Rail Safety & Resiliency Program, Program Management/Construction Management Services, August 12, 2019." Discussion ensued.

On motion duly made and seconded, it was:

VOTED:

That the General Manager, or his designee, is hereby authorized to award and execute in the name of and on behalf of the Massachusetts Bay Transportation Authority (the "MBTA"), and in a form approved by the General Counsel, MBTA Contract No. L60PS02 with WSP USA, Inc. for Program Management and Construction Management for the MBTA's Commuter Rail Safety & Resiliency Program for an amount not to exceed \$31,000,000.00.

Ms. Larkin continued and presented Agenda Item O, a contract for Draw 1 Replacement and Associated Track and Signal Upgrades Design and Engineering Services. Ms. Larkin noted the North Station Draw 1 consists of two adjacent two-track drawbridge spans, with a timber trestle approach structure to the north and a precast concrete approach structure to the south. The structures span the Charles River in Boston. The project would replace the existing four-track North Station Draw 1 Bridges with a six-track crossing over the Charles River, upgrade the signal system, provide a system to remotely control the bridge from the Commuter Rail Operations Center and complete the design of a pedestrian span over the Charles River, as set forth in the attached document labeled, "MBTA Contract No. H32PS01: Engineering Services for North Station Draw 1 Bridge Replacement and Associated Track and Signal Upgrades, August 12, 2019." Discussion ensued.

On motion duly made and seconded, it was:

VOTED:

That the General Manager, or his designee, is hereby authorized to award and execute in the name of and on behalf of the Massachusetts

Bay Transportation Authority (the “MBTA”), and in a form approved by the General Counsel, MBTA Contract No. H32PS01: Engineering Services for North Station Draw 1 Bridge Replacement (B-16-479) and Associated Track and Signal Upgrades with STV, Inc. for an amount no to exceed \$38,000,000.00.

Lastly, Ms. Larkin presented Agenda Item P, a contract for Symphony Station Architecture/Engineering Services. Ms. Larkin provided an overview of the project that will provide for four new elevators from street level to platforms, raised platform at eight inches above track for low-floor cars, new entrances and stairs, new areas of rescue and emergency exit, new lighting, wayfinding, accessible restrooms and signal upgrades, as set forth in the attached document labeled, “Symphony Station Accessibility Improvements Project: MBTA Contract No. A29PS02, Architecture/Engineering and Design Services, August 12, 2019.” Discussion ensued.

On motion, duly made and seconded, it was:

VOTED:

That the General Manager, or his designee, is hereby authorized to award and execute in the name of and on behalf of the Massachusetts Bay Transportation Authority (the “MBTA”), and in a form approved by the General Counsel, MBTA Contract No. A26PS02: Architecture/Engineering Services for Symphony Station Accessibility Improvements Project, with Thornton Tomasetti Services for an amount not to exceed \$6,000,000.00.

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

Chair Aiello	Yes
Director Lang	Yes
Director Kornegay	Yes

VOTED: to enter into Executive Session for a discussion of strategy related to litigation at 3:08 p.m.

Documents relied upon for this meeting:

Report of the General Manager, August 12, 2019

Report of the Deputy General Manager, August 12, 2019

FMCB Public Schedule, August 12, 2019

Auburndale, West Newton and Newtonville Commuter Rail Stations Improvements: MBTA Contract No. A72PS02, Architectural and Engineering Services, August 12, 2019

Means-Tested Fares, Feasibility Study Update, August 12, 2019

GLX Project Update, August 2019

FY19 Operating Budget, August 12, 2019

Pro Forma Operating Budget: FY19-24, August 12, 2019

Oak Grove Station Improvements Project: MBTA Construction Contract No. A92CN01, August 12, 2019

MBTA Contract No. L60PS02: Commuter Rail Safety & Resiliency Program, Program Management/Construction Management Services, August 12, 2019

MBTA Contract No. H32PS01: Engineering Services for North Station Draw 1 Bridge Replacement and Associated Track and Signal Upgrades, August 12, 2019

Symphony Station Accessibility Improvements Project: MBTA Contract No. A29PS02, Architecture/Engineering and Design Services, August 12, 2019

FMCB Commuter Rail Update, August 12, 2019

Red/Orange Line Transformation Program Update, August 12, 2019