

**TRI-STATE OVERSIGHT COMMITTEE MONTHLY MEETING**  
at the Washington Metropolitan Area Transit Authority  
Jackson Graham Building, 600 5th Street NW, Washington, DC 20001  
Tuesday, April 20, 2010  
**12:00 p.m. to 1:30 p.m.**

**Minutes**

<b>Name</b>	<b>Agency</b>	<b>Phone</b>	<b>Email</b>
Eric Madison	TOC/DDOT/MTA	[REDACTED]	[REDACTED]
Eloy Recio (via teleconference)	TOC/DRPT	[REDACTED]	[REDACTED]
George Good	TOC/MDOT	[REDACTED]	[REDACTED]
David Harlan (via teleconference)	TOC/DRPT	[REDACTED]	[REDACTED]
Robert Kogan	TRA/TOC	[REDACTED]	[REDACTED]
Kenneth Korach	TRA/TOC	[REDACTED]	[REDACTED]
Darren McCoy	WMATA – SAFE	[REDACTED]	[REDACTED]
Chad Krukowski	WMATA – SAFE	[REDACTED]	[REDACTED]
Melvyn Henry	WMATA – SAFE	[REDACTED]	[REDACTED]
Michael Taborn	WMATA – MTPD/SAFE	[REDACTED]	[REDACTED]
Sgt. Nopadon McKee	WMATA – MTPD	[REDACTED]	[REDACTED]
Lt. Jennifer Donald (via teleconference)	WMATA -MTPD	[REDACTED]	[REDACTED]
James Dougherty	WMATA – SAFE	[REDACTED]	[REDACTED]

**1. Introductions and Update on TOC Policy Issues**

- a. J. Dougherty introduced himself. He is the new WMATA Chief Safety Officer, and began work 4/19/10 (the day before this meeting).
- b. Chief Taborn discussed WMATA’s response to the FTA audit recommendations. These are due to FTA by 5/4/10.
- c. K. Korach gave a summary of recent TOC policy initiatives. Earlier this morning (4/20/10), the governors of Maryland and Virginia and the Mayor of the District of Columbia formally announced their commitment to strengthening oversight of WMATA. Policymakers from the three jurisdictions have developed a White Paper that details a two-phased approach. In the short term (Phase I), the three jurisdictions will create a TOC Policy Committee, and appoint at least one TOC member that is full time and one that is part time. The three jurisdictions will vest additional decision-making authority in the TOC Chair and he/she will serve a longer term. Phase II will involve either the creation of a legal oversight entity, or the ceding

of oversight authority to the FTA. The details of Phase II will depend on the outcome of pending legislation in Congress.

## **2. Discussion of FTA Audit of TOC & WMATA Final Report and Response Plan**

- a. Coordination of all WMATA responses through TOC. K. Korach discussed TOC's response strategy. Chief Taborn provided TOC with an electronic copy of the presentation he gave during the 4/8/10 WMATA Board meeting, which generally outlined WMATA's strategy for responding to FTA's recommendations directed at WMATA. The presentation also includes WMATA's responses to the findings directed at TOC. **Action Item: WMATA will send TOC an advance copy of the final draft response to FTA.**
- b. TOC generally agreed to provide WMATA with an advance copy of its draft response to FTA prior to the 5/4/10 due date. **Action Item: TOC will provide its draft responses to the FTA findings to WMATA prior to the 5/4/10 due to date.**

## **3. Discussion of upcoming TOC Triennial Safety and Security Review**

- a. The review is scheduled to take place in June 2010. K. Korach and R. Kogan outlined the review process.
- b. The group discussed the need to ensure that all TOC review team members who complete WMATA's Right-of-Way class are provided with the proper credentials by the WMATA ID office.

## **4. Discussion of WMATA Organizational Changes, New Hires & Transition Planning**

- a. C. Krukowski discussed recent hires in the Safety Department, as well as organizational changes within the department designed to improve its functionality.
- b. Chief Taborn indicated that the next Safety and Security Executive Committee (SSEC) meeting would be held 4/27/10 at 11:00 a.m. in room 2G02. One or more TOC representatives will attend this meeting.

## **5. WMATA Update on RWP Initiatives & TOC RWP Study Response**

- a. Chief Taborn described the presentation that Clay Bunting made to the WMATA Board on 4/8/10. The weekly RWP work group meetings have been ongoing (they generally take place each Tuesday at 10 a.m.). A draft of the new RWP manual should be ready for submission to TOC by Friday 4/23, though the established due date is 4/30/10. **Action Item: WMATA will provide the draft RWP manual to TOC by 4/30/10.**

## **6. WMATA Update on MSRPH Revision**

- a. D. Adams indicated that the new MSRPH will incorporate and reference elements from the new RWP manual, currently under

development. The current goal for full completion and implementation of the new MSRPH is October 2010.

## **7. Discussion of TOC Participation in ATC System Evaluation and 7000-Series Procurement**

- a. K. Korach described TOC's rationale for wanting to observe and participate in these processes, given the safety critical nature of the ATC system and its recent issues, as well as that of the 7000 Series railcar. TOC's objective is to participate in already-existing high-level project meetings for these two areas.

## **8. Discussion of 4/20/2010 CAPTURE Meeting and Findings, CAP Status Update**

- a. At the CAPTURE meeting held earlier this morning, the following CAPs were recommended for closure based on documentation provided to verify their implementation:
  - i. APTA 30, MV5, RWP4, RWP5, RWP6, and RWP8.
    1. **Action Item: TOC formally closed the above listed CAPs.**
  - ii. WMATA provided status updates for the following CAPs, though additional action, documentation, and/or verification is required prior to TOC closeout: 2007 Triennial 33, MV6, RWP1, RWP2, RWP3, Ross/FB6.

## **9. Accidents, Incidents, and Hazardous Conditions**

- a. R. Kogan relayed comments on the most recent submission of investigative reports and other materials from WMATA. **Action Item: The following investigations were formally adopted/closed by TOC: 11, 15, 25, 159a, and 182a.**
- b. The following accidents and incidents were not discussed at this meeting, but are recommended for adoption/closure by TOC at its next meeting: 242 (100405), 244 (100407), 245 (100408), 246 (100409), 247 (100410), 248 (100411), 250 (100412), and 251 (100413). **Action Item: TOC will formally adopt/close the above listed items at its next meeting.**
- c. Hazard Management Update
  - i. Progress on Implementation of a System-Wide and Comprehensive HM Program (Addressing FTA's and TOC's HM Program Concerns from 2/8/10 letter to WMATA and 12/09 FTA Audit). Chief Taborn described efforts by WMATA to strengthen its hazard management program, including development of a system-wide database.
  - ii. Summary of Recent Hazardous Conditions (since 3/17/10) (not discussed)
  - iii. WMATA Update on 3/2/09 Potomac Avenue ATP Incident Investigation. The Safety Department indicated that the involved vehicle-borne equipment is still undergoing testing by an outside vendor.

**10. WMATA Update on Rule and Procedure Compliance and Enforcement, and Safety Data Coordination and Analysis (QA, Supervision, etc.)**

- a. The group discussed issues with the data provided regarding QA and supervisory checks. Both TOC and the Safety Department believe that this data should be improved to show analysis of the results.

**11. Discussion of WMATA Press Releases.**

- a. The group discussed the need for public relations staff at WMATA to be aware of the need to notify TOC in advance of safety and security related press releases.

**12. Other business (not discussed)**

Next General Meeting 5/12/10, Location TBD

Next TOC Internal Meeting: 4/28/10 (via teleconference)