



# COMMONWEALTH of VIRGINIA

## *Commonwealth Transportation Board*

Pierce R. Homer  
Chairman

1401 East Broad Street - Policy Division - CTB Section - #1106  
Richmond, Virginia 23219

(804) 786-1830  
Fax: (804) 225-4700

*Agenda item # 11*

### RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

September 17, 2009

#### MOTION

**Made By: Mr. Keen Seconded By: Mr. Koelemay Action: Motion Carried, Unanimously**

**Title: ARRA High Speed Rail Projects - Amtrak Agreement in Principle**

**Location: Southeast High Speed Rail Corridor**

**WHEREAS**, pursuant to § 33.1-391.4(1) of the *Code of Virginia*, the Virginia Department of Rail and Public Transportation (Department) has applied for grant funding from the United States government for a shovel-ready High Speed Rail Track 1 project from Arkendale to Powell's Creek and will be submitting a Track 2 Corridor application on October 2, 2009, and a Track 2 Round 2 application in early 2010, under the American Recovery and Reinvestment Act of 2009 (ARRA) (Pub. L. 111-5 (Feb. 17, 2009)); and

**WHEREAS**, a prerequisite for ARRA High Speed Rail project grants is that DRPT reach, at a minimum, an agreement in principle (AIP) with Amtrak as the identified intercity passenger rail operator that will be providing high-speed or conventional speed intercity passenger rail service; and

**WHEREAS**, Amtrak is authorized by 49 U.S.C. § 24101 et seq. to operate intercity passenger rail service in the United States; and

**WHEREAS**, Amtrak will begin and operate two state funded intercity passenger trains in Virginia beginning in 2009; and

**WHEREAS**, Amtrak is willing to provide the requested intercity passenger rail operations resulting from Virginia projects to be funded by ARRA, subject to the terms and conditions contained in the AIP; and

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**WHEREAS**, in the constraint of time, the Department, through its Director, entered into the AIP on August 20, 2009, to meet the Track 1 deadline; and

**WHEREAS**, the Department is requesting that the Board concur with the Department's Director's actions and endorse the execution of the AIP for the purpose of advancing eligibility of ARRA applications; and

**WHEREAS**, the Board believes that the ARRA High Speed Rail projects are for the common good of a region of the Commonwealth and serve a public purpose.

**NOW THEREFORE, BE IT RESOLVED**, that the Board concurs with the Director of the Department of Rail and Public Transportation's actions to execute the Amtrak Agreement in Principle on August 20, 2009, that advances the eligibility of the Department in its submission of applications under the American Recovery and Reinvestment Act of 2009 (ARRA) (Pub. L. 111-5 (Feb. 17, 2009)).

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