

MARYLAND TRANSPORTATION AUTHORITY
BOARD MEETING

THURSDAY, SEPTEMBER 29, 2022
9:00 A.M.

2310 BROENING HIGHWAY, BALTIMORE MD 21224
IN-PERSON & LIVESTREAMED OPEN MEETING

OPEN SESSION

Sean Powell, Chairman

MEMBERS ATTENDING:

Dontae Carroll
William H. Cox, Jr.
William C. Ensor, III
W. Lee Gaines, Jr.
Mario J. Gangemi
Cynthia D. Penny-Ardinger, Esq.
Jeffrey S. Rosen
John F. von Paris

STAFF ATTENDING:

Col. Kevin Anderson
Jeffrey Brown
Percy Dangerfield
Donna DiCerbo
David Goldsborough
Chantelle Green
James Harkness
Natalie Henson
Jeanne Marriott
Selena McKissick
Kelly Melhem
Kimberly Millender, Esq.
Mary O'Keeffe
Tia Rattini
Joseph Sagal
Deb Sharpless
Paul Trentalance

At 9:00 a.m. Acting Chairman Sean Powell called the meeting of the Maryland Transportation Authority (MDTA) Board to order. The meeting was held in-person at 2310 Broening Highway, Baltimore MD and was livestreamed on the MDTA Board Meeting web page.

APPROVAL – OPEN SESSION MEETING MINUTES OF AUGUST 25, 2022

Upon motion by Member William H. Cox, Jr. and seconded by Member Mario J. Gangemi, the open session meeting minutes of the MDTA Board meeting held on August 25, 2022 were unanimously approved.

APPROVAL – CLOSED SESSION MEETING MINUTES OF AUGUST 25, 2022

Upon motion by Member Mario J. Gangemi and seconded by Member William C. Ensor, III, the closed session meeting minutes of the MDTA Board meeting held on August 25, 2022 were unanimously approved.

APPROVAL – CONTRACT AWARDS

• **MR-3021-0000 – Building Systems Repairs On-Call**

Ms. Donna DiCerbo requested contingent approval from the MDTA Board to execute Contract No. MR-3021-0000 – Building Systems Repairs On-Call with Nichols Contracting, Inc. in the bid amount of \$6,753,385.00.

Ms. DiCerbo explained that the scope of this project includes providing all labor, equipment, materials, etc. necessary to perform miscellaneous building systems repairs, upgrades, replacements, and new construction as directed by the MDTA Project Manager in an on-call or task-based manner. This work may be required on any portion (facility and all appurtenances) of any of the MDTA's facilities. Work could include HVAC, BAS, electrical, mechanical, utilities, plumbing, light fixtures, security system, fire alarm system, data/telephone/IT systems, elevator system, hazardous materials removal, etc.

She further explained that a single offer was received on this contract, and it was determined by the Procurement Officer that the Offeror's pricing was fair and reasonable.

Mr. James Harkness, Chief Engineer, explained that this is the first time that MDTA has put together a contract for the building systems (HVAC, elevators, etc.) and that may have played a part in why only one bid was received. He stated that for future contracts of this nature that they are open to making changes in scope if necessary.

Upon motion by Member Jeffrey S. Rosen and seconded by Member Mario J. Gangemi, the Members unanimously gave contingent approval to execute Contract No. MR-3021-0000 – Building Systems Repairs On-Call.

UPDATE – FISCAL YEAR (FY) 2022 4TH QUARTER OPERATING BUDGET COMPARISON

Mr. Jeffrey Brown updated the MDTA Board on actual versus projected year-to-date spending against the 4th Quarter Fiscal Year (FY) 2022 Operating Budget. As of June 30, 2022, 90% of the budget was spent compared to a target of 100%. Except for Object 13, all other Objects are below the targeted spending level. The primary drivers for the reduced spending are personnel vacancies and order delays.

UPDATE – FISCAL YEAR (FY) 2022 4TH QUARTER CAPITAL BUDGET COMPARISON

Ms. Jeanne Marriott updated the MDTA Board on the 4th Quarter Fiscal Year (FY) 2022 Capital Budget Comparisons. As of June 30, 2022, 82.3% of the FY 2022 budget was spent as compared to the targeted spending level of 100%. The total budget for FY 2022 was \$602.9 million. The actual spending through the fourth quarter was \$496.2 million.

UPDATE – QUARTERLY UPDATE ON TRAFFIC AND REVENUE

Ms. Deb Sharpless gave an update to the MDTA Board on Fiscal Year (FY) 2022 Traffic and Revenue (T&R) performance through June 30, 2022.

Ms. Sharpless explained that FY 2022 revenue underperformance aligned with expectations and will not impact the MDTA's ability to maintain its financial standards, including significantly exceeding its 2.0x debt service coverage policy. She also explained that the key contributors to underperformance are not expected to impact MDTA's future T&R forecasts, except known revenue reductions from the Customer Assistance Plan.

UPDATE – MAJOR PROJECTS UPDATE

Mr. Jim Harkness updated the MDTA Board on the status of Major Projects in the Capital Program. Mr. Harkness explained that as of September 15, 2022, there are eleven major projects in the Capital Program. Seven of the projects are under construction, one is in procurement, and three are in design. This update includes projects funded for construction in the current CTP and includes five projects valued in excess of \$100 million. There are three projects from the \$1.1 billion I-95 ETL Northbound Expansion program.

UPDATE – DIVISION OF INFORMATION TECHNOLOGY (DOIT) MAJOR PROJECTS UPDATE

Mr. David Goldsborough updated the MDTA Board on the Division of Information Technology (DoIT) major projects. As of September 29, 2022, the DoIT maintains an active portfolio of 17 projects with 2 projects previously on hold being moved into active status. Since the previous update, DoIT has completed the rollout of the web-based scheduling system for the MDTA stop-in centers. Additionally, post-go-live support of the third generation tolling system

(3G) continues and will stay in place until a transition can be made to the new Program Manager position currently in recruitment. DoIT still has not received the final report from the State of Maryland Department of Information Technology for the cybersecurity readiness engagement completed in May 2022.

Mr. Goldsborough also went over some of the significant initiatives that DoIT continues to work on, including the following:

- Cybersecurity measures – “simple” word passwords will be restricted now. Examples include welcome, Baltimore, ravens, etc.
- Post-go-live support of 3G.
- E-forms platform.
- We are onboarding a consultant to move forward with the spatial implementation within Maximo to support our asset management initiative.
- RFID re-tagging for inventory tracking is on pace for completion in December 2022.
- We have onboarded our new Cloud Services Manager position.
- The Assistant Director of our PMO has moved on to become the CIO for the Maryland State Treasurer’s Office. Active recruitment is underway for a replacement.

UPDATE – CIVIL RIGHTS AND FAIR PRACTICES (CRFP) SOCIOECONOMIC PROGRAMS STATUS

Mr. Percy Dangerfield and Ms. Tia Rattini updated the MDTA Board on MDTA’s progress toward achieving the legislatively mandated socioeconomic program goals for the 4th Quarter of Fiscal Year (FY) 2022, which covers the performance period of July 1, 2021 to June 30, 2022 (Q4 FY 2022).

These programs include the following:

- Disadvantaged Business Enterprise (DBE) Program;
- Minority Business Enterprise (MBE) Program;
- Small Business Reserve (SBR) Program; and
- Veteran-Owned Small Business Enterprise (VSBE) Program.

In addition, they reported that the Q3 FY 2022 data has been revised to reflect a decrease in total contract awards and MBE/VSBE subcontractor awards, which has increased our total MBE participation and slightly decreased our total VSBE participation.

Ms. Rattini also gave an overview of Maryland’s Small Business Reserve (SBR) Program including the criteria and process for becoming certified as an SBR.

UPDATE – AUDIT COMMITTEE

Member Cynthia D. Penny-Ardinger presented an update on the Audit Committee meeting that took place on September 8, 2022. The Audit Committee Members were given an update on the Fiscal Year 2023 Audit Plan which is currently on track to complete twelve audits with one audit currently completed and one audit currently in process.

Two internal audit reports were presented (see below) and the Committee was satisfied with the results of these audits.

- Procurement Compliance and Performance Audit
- Promotional Activities Audit.

In addition, Member Penny-Ardinger stated that the Committee had discussed and hoped that in the future there could be an evaluation of MDTA customer satisfaction.

UPDATE – EXECUTIVE DIRECTOR

Ms. Mary O’Keeffe, MDTA Chief of Staff, gave the Executive Director Update. Ms. O’Keeffe spoke on the following topics: Consolidated Transportation Program (CTP) Tour Meetings; Chesapeake Bay Crossing Study (BCS) Tier 2 NEPA; the meaningful work that the MDTA Asset Control and Damage Recover Unit (ACDR) has been doing; the September 21st Police Promotional Ceremony; the 4th round of the “Mind of the Leader” Program; the September 24th Susquehanna River Running Festival; and the request from Senator Cassilly, with the support of Delegates Lisanti, Johnson, and McComas, to dedicate the MD 155 bridge over I-95 (Level Road) to SP/4 Ronald Anthony Spudis, a Harford County resident who was killed in action in Vietnam on December 11, 1971. Ms. O’Keeffe informed the MDTA Board that this proposal will be brought to the October Board Meeting for their approval.

VOTE TO ADJOURN MEETING

There being no further business, upon motion by Member W. Lee Gaines, Jr. and seconded by Member Dontae Carroll, the Members unanimously voted to adjourn the meeting at 10:10 a.m.

The next MDTA Board Meeting will be held on Thursday, October 27, 2022 at 9:00 a.m. at MDTA, 2310 Broening Highway, Baltimore MD and will be livestreamed on the MDTA Board webpage.

APPROVED AND CONCURRED IN:



R. Earl Lewis, Jr., Acting Chairman