

MARYLAND TRANSPORTATION AUTHORITY
BOARD MEETING
THURSDAY, JANUARY 31, 2019
2310 BROENING HIGHWAY, BALTIMORE, MD 21224

OPEN SESSION

Pete K. Rahn, Chairman – via Telephone
R. Earl Lewis, Jr., Acting Chairman

MEMBERS ATTENDING:

P. Jack Basso
Katherine Bays Armstrong
Dontae Carroll – via Telephone
William H. Cox, Jr. – via Telephone
William Ensor
W. Lee Gaines – via Telephone
Mario J. Gangemi
John von Paris

STAFF ATTENDING:

Alisha Bennett
Kerry Brandt
Percy Dangerfield
Donna DiCerbo
Joyce Diepold
David Goldsborough
Chantelle Green
Michele Gross
Valencia Hainesworth
Col. Jerry Jones
James Kruzyski
Harry Lee
Kimberly Millender
Tonya Morant
Mary O’Keeffe
John O’Neill
Kevin C. Reigrut
Deborah Sharpless
Christina Thompson
Eric Willison

OTHER ATTENDEES:

Jaclyn Hartman, Maryland Department of Transportation
Ed McDonald, Maryland Department of Transportation

At 9:00 a.m. Acting Chair R. Earl Lewis, Jr. called the meeting of the Maryland Transportation Authority (MDTA) Board to order.

APPROVAL – OPEN SESSION MINUTES OF DECEMBER 20, 2018

Upon motion by Member John von Paris and seconded by Member Katherine Bays Armstrong, the open meeting minutes of the MDTA Board meeting held on December 20, 2018 were unanimously approved.

RESOLUTIONS – YEARS OF SERVICE RECOGNITION

Mr. Kevin Reigrut read the Years of Service Recognitions for the following retired employees: Emma C. Ashwell, Joyce E. Diepold, Harry T. Lee, Jr, and Bernadette M. Vickery. On the occasion of their retirement from their distinguished careers of service, the Chairman and Members of the Maryland Transportation Authority hereby express to them their most sincere appreciation for their excellence and commitment.

APPROVAL – MDOT TRAFFIC RELIEF PLAN (TRP) LOAN

Ms. Deborah Sharpless and Ms. Jaclyn Hartman requested approval of the proposed loan to the Maryland Department of Transportation (MDOT) to help finance the development of toll lanes on I-495 and I-270 (“the TRP Project”). The item was reviewed by the Finance Committee and recommended for approval to the full Board.

In June 2018, the MDTA Board approved a \$150 million loan to MDOT to help finance \$100 million in projects at the BWI Marshall Airport and \$50 million in projects at the Port of Baltimore. Following the Board’s approval of the loan, MDOT obtained additional information from the Port regarding its projected cash flow needs and subsequently determined that the TRP Project was a more suitable project for the loan. Under the terms of the TRP Project loan agreement, MDTA will provide financing to MDOT of up to \$50 million for the costs incurred by the department relating to the TRP Project.

Upon motion by Member P. Jack Basso and seconded by Member von Paris, the Members unanimously approved the proposed TRP Project Loan Agreement.

Acting Chair Lewis remained in the meeting but abstained from the discussion and vote on the following item.

APPROVAL – COLLECTIVE BARGAINING AGREEMENT

Mr. Percy Dangerfield, Ms. Tonya Morant, and Ms. Christina Thompson requested approval to provide additional benefits to certain members of the MDTA Police as a result of the agreement reached between the MDTA and the Fraternal Order of Police (FOP) Lodge #34. This item was reviewed by the Finance Committee and recommended for approval.

On December 31, 2018, the State and the FOP reached a tentative agreement regarding additional benefits for the FOP for FY 2020 and beyond. The parties negotiated a three-year agreement that is effective from July 1, 2019 through June 30, 2022. When fully implemented, the agreement provides an additional \$10.2 - \$10.6 million in salaries and benefits to bargaining unit members. Of the \$10.6 million in salaries and benefits, \$3.2 million is reimbursable by the Maryland Aviation Administration and \$0.9 million is reimbursable by the MPA.

The key terms of the agreement include (1) a 5% cost-of-living adjustment (COLA) in fiscal year 2020; (2) a one-step increase for all bargaining unit members effective January 1, 2020; (3) an additional 1% COLA effective January 1, 2020, if the State's General Fund revenues exceed FY 2019 estimates by more than \$75 million; (4) a 5% COLA in fiscal year 2021; (5) a one-step increase for all bargaining unit members effective January 1, 2021; (6) a 4% COLA in fiscal year 2022; (7) a one-step increase for all bargaining unit members effective January 1, 2022; and (8) bargaining unit members' eligibility to participate in a Student Loan Repayment Plan if certain conditions are met.

The collective bargaining agreement also addressed other items, including take home vehicles, doubling back pay, scheduling notifications, and the terms for a full-time FOP President.

Upon motion by Member William Ensor and seconded by Member Armstrong, the Members unanimously approved the terms of the collective bargaining agreement. Chairman Pete K. Rahn concurred on this item.

UPDATE – LEGISLATIVE SESSION

Ms. Michele Gross discussed anticipated topics of interest in the Maryland General Assembly Session 2019.

UPDATE – EXECUTIVE DIRECTOR

Mr. Kevin C. Reigrut gave a brief update on the following topics: MDTA Police 25th Anniversary, Bay Bridge Re-decking Project, IBTTA, the second public open house for the I-95 Belvidere Road Project was held, and MTA's Charm TV interview with Marc Jones. Mr. Reigrut presented employee Alisha Bennett as his employee of the month for outstanding service.

VOTE TO GO INTO CLOSED SESSION

At 9:52am, upon motion from Member Armstrong and seconded by Member von Paris, the Members voted unanimously to move into Closed Session under § 3-305(b)(1) of the General Provisions Article of the Annotated Code of Maryland to discuss a personnel matter.

Acting Chair, R. Earl Lewis, recused himself from the discussion and abstained from voting in this matter.

At 10:02am, Acting Chair Lewis returned to open the meeting.

RATIFICATION TAKEN IN CLOSED SESSION

Upon motion by Member William Ensor and seconded by Member Armstrong, the Members ratified their unanimous vote to extend the same benefits to Police senior command that will be provided under the recent collective bargaining agreement to the FOP.

There being no further business, the meeting of the MDTA Board was adjourned by consensus at 10:03a.m.

The next MDTA Board Meeting will be held on February 28, 2019 at 9:00 a.m. at the Maryland Transportation Authority, 2310 Broening Highway, Baltimore Maryland 21224.

APPROVED AND CONCURRED IN:



James F. Ports, Jr., Acting Chairman



MARYLAND TRANSPORTATION AUTHORITY
STATEMENT FOR CLOSING A MEETING

LOCATION: Point Breeze Headquarters Building
2310 Broening Highway.
Baltimore, Maryland 21224

DATE: January 31, 2019

TIME: 9:00 a.m.

MOTION BY: Armstrong

SECONDED BY: von Paris

VOTE TO CLOSE SESSION:

Table with 5 columns: Name, AYE, NAY, ABSTAIN, ABSENT. Rows include Peter J. Basso, W. Lee Gaines, Jr., William E. Ensor, III, William H. Cox, Jr., John von Paris, Katherine Bays Armstrong, Dontae Carroll, Mario J. Gangemi, P.E., and Chair.

STATUTORY AUTHORITY TO CLOSE SESSION
GENERAL PROVISIONS ARTICLE, §3-305(b)

- (1) [X] To discuss: (i) the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction; or (ii) any other personnel matter that affects 1 or more specific individuals.
(2) [] To protect the privacy or reputation of individuals with respect to a matter that is not related to public business.
(3) [] To consider the acquisition of real property for a public purpose and matters directly related thereto.
(4) [] To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State.
(5) [] To consider the investment of public funds.
(6) [] To consider the marketing of public securities.
(7) [] To consult with counsel to obtain legal advice.

STATEMENT FOR CLOSING A MEETING

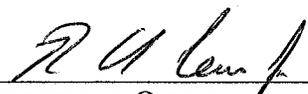
Page 2

- (8) To consult with staff, consultants, or other individuals about pending or potential litigation.
- (9) To conduct collective bargaining negotiations or consider matters that relate to the negotiations.
- (10) To discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including: (i) the deployment of fire and police services and staff; and (ii) the development and implementation of emergency plans.
- (11) To prepare, administer, or grade a scholastic, licensing, or qualifying examination.
- (12) To conduct or discuss an investigative proceeding on actual or possible criminal conduct.
- (13) To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter.
- (14) Before a contract is awarded or bids are opened, discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.
- (15) To discuss cybersecurity, if the public body determines that public discussions would constitute a risk to: (i) security assessments or deployments relating to information resources technology; (ii) network security information, including information that is: 1. Related to passwords, personal identification numbers, access codes, encryption, or other components of the security system of a governmental entity; 2. Collected, assembled, or maintained by or for a governmental entity to prevent, detect, or investigate criminal activity; or (iii) deployments or implementation of security personnel, critical infrastructure, or security devices.

TOPICS TO BE DISCUSSED AND REASON FOR CLOSING:

For each provision checked above, disclose the topic to be discussed and the public body's reasons for discussing that topic in closed session.

Citation #	Topic	Reason for closed-session discussion of topic
§3-305(b)(1)	Compensation and Benefits	To discuss compensation and benefits to be provided to specific individuals of MDTA Police command staff



PRESIDING OFFICER