



Maryland Transportation Authority

BOARD MEETING

THURSDAY, JULY 25, 2024

MARYLAND TRANSPORTATION AUTHORITY
2310 BROENING HIGHWAY
BALTIMORE, MD 21224

IN-PERSON AND LIVESTREAM



MARYLAND TRANSPORTATION AUTHORITY
BOARD MEETING

2310 Broening Highway * Training Room – 2nd Floor * Baltimore, MD 21224

JULY 25, 2024 9:00 AM

This meeting will be livestreamed on the [MDTA Board Meeting Page](#)

NOTES:

- This is an In-Person Open Meeting being conducted via livestreaming.
- The public is welcomed to watch the meeting at the link above.
- *If you wish to comment on an agenda item please email your name, affiliation, and the agenda item to nhenson@mdta.state.md.us no later than 5:00 p.m. on July 23rd. You **MUST** pre-register and attend the meeting in person in order to comment.* Once pre-registered, all pertinent information will be emailed to you.

REVISED AGENDA

OPEN SESSION – 9:00 AM

Call Meeting to Order

- | | | |
|---|---------------------------------|---------|
| 1. <u>Approval</u> – <u>Open Session Meeting Minutes of June 28, 2024</u> | Chairman | 5 min. |
| 2. <u>Approval</u> – <u>Contract Awards</u> | Donna DiCerbo | 10 min. |
| • FT-3020-0000R – Area-Wide Rehab of FMT Lighting | | |
| • KH-3020-0000 – I-95 ETL Northbound Extension – MD 24 To Bynum Run | | |
| 3. <u>Approval</u> – <u>MDTA Board Resolution 24-04 – Continuity of Operations</u> | Richard Jaramillo | 10 min. |
| 4. <u>Update</u> – <u>MDTA Police Public Security</u> – Verbal | Lt. Col. Corey McKenzie | 10 min. |
| 5. <u>Update</u> – <u>Francis Scott Key Bridge Update</u> – Verbal | Bruce Gartner
James Harkness | 10 min. |
| 6. <u>Update</u> – <u>Executive Director’s Report</u> – Verbal | Bruce Gartner | 10 min. |

Vote to go into Closed Session

CLOSED SESSION – Expected Time 9:55 AM

- | | | |
|----------------------------------|--------------------------|---------|
| 7. To Discuss Public Security | Lt. Col. Corey McKenzie | 10 min. |
| 8. To Discuss Pending Litigation | Kimberly Millender, Esq. | 10 min. |

Vote to Return to Open Session

Vote to Adjourn Meeting

TAB 1

MARYLAND TRANSPORTATION AUTHORITY
BOARD MEETING

FRIDAY, JUNE 28, 2024
1:00 P.M.

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

OPEN SESSION

Paul J. Wiedefeld, Chairman
Samantha Biddle, Acting Chairman

MEMBERS ATTENDING:

Dontae Carroll – via Conference Call
William H. Cox, Jr.
W. Lee Gaines, Jr.
Mario J. Gangemi
Cynthia D. Penny-Ardinger
Jeffrey S. Rosen
Samuel D. Snead – via Conference Call
John F. von Paris

STAFF ATTENDING:

Jeffrey Brown
Percy Dangerfield
Donna DiCerbo
Tonya Dorsey
David Goldsborough
Chantelle Green
Natalie Henson
Jeanne Marriott
Kimberly Millender, Esq.
Mary O’Keeffe
Tia Rattini
Col. Joseph Scott
Deborah Sharpless
Brian Wolfe

At 1:02 p.m. Acting Chair Samantha Biddle called the meeting of the Maryland Transportation Authority (MDTA) Board to order. The meeting was held in-person at MDTA Headquarters, 2310 Broening Highway, Baltimore MD 21224 and was livestreamed on the MDTA Board Meeting web page.

APPROVAL – OPEN SESSION MEETING MINUTES OF MAY 30, 2024

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 May 30, 2024 were unanimously approved.

APPROVAL – CONTRACT AWARD

- **FT-3016-0000 – FMT Facility-Wide Zone Paint Program**

**** Contract No. FT-3016-0000 – FMT Facility-Wide Zone Painting Program was tabled until the end of the meeting so that Ms. Donna DiCerbo could get additional Board requested information prior to voting on the contract. ****

- **TE-00210910 – CTI OnTIME Traffic Control System Maintenance**

Ms. Donna DiCerbo requested contingent approval from the MDTA Board to execute Sole Source Contract No. TE-00210910 – CTI OnTIME Traffic Control System Maintenance with Control Technologies, Inc. (CTI) in the amount of \$490,362.00.

Ms. DiCerbo explained that this Sole Source Contract is to provide software maintenance services, technical support, quarterly preventative maintenance, and other miscellaneous services for the MDTA-licensed, Control Technologies, Inc. (CTI)-developed “OnTIME” Traffic Control System (OnTIME) currently installed on the William Preston Lane, Jr. Memorial (WPL) Bay Bridge. The OnTIME software views videos from Closed-Circuit Television (CCTV) cameras and controls the Lane Use Signals (LUS), Enhanced Lane Use Signals (ELUS), Dynamic Message Signs (DMS), two-way flashers, Illuminated Pavement Markers (IPMs), and gates at the WPL. These services include 24-hour, seven (7) days per week support through a dedicated CTI technical support number and email address.

Upon motion by Member Jeffrey S. Rosen and seconded by Member William H. Cox, Jr., the Members unanimously gave contingent approval of Contract No. TE-00210910 – CTI OnTIME Traffic Control System Maintenance.

APPROVAL – FISCAL YEAR 2024 OPERATING BUDGET AMENDMENT

Mr. Jeffrey Brown requested MDTA Board approval of an amendment to increase the Fiscal Year (FY) 2024 Operating Budget by \$85.0 million to \$485.1 million.

Mr. Brown explained that the FY 2024 Amended Operating Budget totals \$485.1 million which represents an increase of \$85 million, or 21.2%, above the previous FY 2024 budget. As part of the emergency response for the FSK Bridge Collapse, the State of Maryland received \$60 million in initial Emergency Relief funding to support the debris and salvage removal cleanup efforts. This amendment includes \$60 million in funding in accordance with the provided federal funds. The amendment includes \$25 million for additional debris and salvage costs which insurance proceeds are expected to be used to offset the additional costs. After accounting for the \$85 million budget amendment and any currently unknown liabilities, the MDTA remains in compliance with its financial goals and legal standards at fiscal year-end.

Mr. Brown further explained that the MDTA is requesting discretionary approval to further increase the operating budget by \$15 million if debris and salvage removal costs/liabilities exceed \$85 million (\$60 million + \$25 million). The discretionary approval is being requested to mitigate the possibility of expenses/liabilities exceeding the approved operating budget and thereby creating a technical violation of the Trust Agreement. As a condition of the discretionary approval, the MDTA would update the Board on any FY 2024 debris and salvage expenses/liabilities recognized against the \$15 million discretionary approval. Any additional expenses/liabilities are anticipated to be funded from insurance proceeds. Should the additional discretionary budget authority be needed, the MDTA would remain within its financial standards, including 2.0x debt service coverage.

Upon motion by Member Cynthia D. Penny-Ardinger and seconded by Member John F. von Paris, the Members unanimously approved the FY 2024 Operating Budget Amendment.

APPROVAL – AMENDMENT TO CURRENT COLLECTIVE BARGAINING AGREEMENT WITH FOP #34

Mr. Percy Dangerfield requested MDTA Board approval to amend the current Collective Bargaining Agreement with FOP Lodge #34 to create an Assigned Patrol Vehicle Program for sworn MDTA police officers.

Mr. Dangerfield explained that on June 18, 2024, the MDTA and the FOP reached a tentative agreement to modify the current Collective Bargaining Agreement per the re-opener clause under Article XXV, Section 2.

The following details the agreed upon proposals:

- On or before July 1, 2024, MDTA will provide 25 patrol vehicles from its existing fleet for assignment under this Program. Patrol vehicles shall be assigned to bargaining unit members by seniority as defined in Article VII.
- On or before June 30, 2024, the MDTA shall order 75 additional patrol vehicles for allocation to bargaining unit members who have not been assigned an agency patrol vehicle. Patrol vehicles shall be assigned to bargaining unit members by seniority as defined in Article VII.
- On or before January 1, 2025, the MDTA shall order 90 additional patrol vehicles for allocation to bargaining unit members who have not been assigned an agency patrol vehicle. Patrol vehicles shall be assigned to bargaining unit members by seniority as defined in Article VII.

- On or before July 1, 2025, the MDTA shall provide an assigned patrol vehicle to every bargaining unit member, inclusive of an unassigned pool vehicle fleet to ensure additional vehicles are available as needed for unforeseen circumstances.

He further explained that the MDTA will determine the type of vehicles that will be purchased based upon business need and provided an approximate cost per vehicle. The cost to purchase 75 vehicles is about \$77,027 per vehicle or \$5.8 million in total which includes upfitting (radios, digital cameras, and lights, etc.). The cost to purchase 90 vehicles is about \$77,027 per vehicle or \$6.9 million in total which includes upfitting (radios, digital cameras, and lights, etc.).

He also stated that the MDTA anticipates the need for additional mechanic services to maintain the vehicles in good working order and that the MDTA has asked the FOP to partner with us to find workable solutions moving forward.

Upon motion by Member William H. Cox, Jr. and seconded by Member Mario J. Gangemi, the amendment to the current Collective Bargaining Agreement with FOP #34 was unanimously approved.

***** At 1:40 pm Chairman Paul Wiedefeld arrived and chaired the remainder of the meeting. *****

APPROVAL – FISCAL YEAR (FY) 2025 FINAL OPERATING BUDGET

Mr. Jeffrey Brown requested approval from the MDTA Board for the Fiscal Year (FY) 2025 Final Operating Budget. The Trust Agreement requires the approval of a final budget on or before July 1.

Mr. Brown explained that the proposed FY 2025 Final Operating Budget of \$434.1 million, represents a \$13.4 million, or 3.2%, increase versus the FY 2025 Preliminary Budget. Overall, the key drivers are mandated personnel expenses, increased collectively bargained police patrol vehicle purchases, higher insurance costs, and additional management study activities. These increases are partially offset by reduced credit card fees.

Upon motion by Member Mario J. Gangemi and seconded by Member W. Lee Gaines, Jr., the Members unanimously approved the FY 2025 Final Operating Budget.

APPROVAL – DRAFT FISCAL YEAR (FY) 2025-2030 CONSOLIDATED TRANSPORTATION PROGRAM (CTP)

Ms. Jeanne Marriott requested approval of the proposed Draft Fiscal Year (FY) 2025-2030 Consolidated Transportation Program (CTP).

Ms. Marriott explained that the six-year FY 2025-2030 budget in the proposed CTP is \$5.1 billion. The proposed CTP reflects a net increase in the six-year FY 2025-2030 budget of \$2.0 billion. The net FY 2025-2030 increase is the result of the following:

- Addition to the six-year CTP budget of \$1.7 billion for the replacement of the Francis Scott Key Bridge.

- Increase in the six-year CTP budget by \$4.7 million for the Nice/Middleton Bridge.
- Increase in the six-year CTP budget by \$64.1 million for the I-95 ETL Northern Extension.
- Increase in the six-year CTP budget by \$132.2 million for all projects except Key Bridge, Nice/Middleton Bridge, I-95 ETL Northern Extension, and Reserves.
- Increase in the Allocated and Unallocated Reserves by \$101.9 million.

She further explained that the FY 2024 expenditures are projected to be \$434.4 million vs. \$563.0 million in the Final FY 2024-2029 CTP. The FY 2024 underspending is projected to be \$128.5 million and has been rolled over into the Draft FY 2025-2030 CTP.

Upon motion by Member Jeffrey S. Rosen and seconded by Member Mario J. Gangemi, the Members unanimously approved the Draft FY 2025-2030 Consolidated Transportation Program.

APPROVAL – FISCAL YEAR (FY) 2024-2030 FINANCIAL FORECAST

Ms. Chantelle Green requested approval from the MDTA Board for the Fiscal Year (FY) 2024-2030 Financial Forecast. Ms. Green explained key takeaways of the FY 2024-2030 Financial Forecast, which include:

- Through FY 2027, the MDTA remains in compliance with its financial goals and legal standards.
- Despite the loss of the Francis Scott Key (FSK) Bridge:
 - The MDTA has sufficient cashflow and capital reserves through FY 2025 to support additional expenses associated with the FSK Bridge Replacement without external support.
 - It is estimated that the MDTA will recapture 40 percent of the passenger and commercial vehicle traffic from the FSK Bridge at the two other Harbor Crossings.
- Based on the current forecast estimates, beginning in FY 2028, a systemwide toll increase will be necessary to maintain 2.0 times debt service coverage throughout the remainder of the FY 2025-2030 forecast period. Tolls were last increased in FY 2014 followed by a reduction of tolls in FY 2016.

Upon motion by Member Cynthia D. Penny-Ardinger and seconded by Member Mario J. Gangemi, the Members unanimously approved the FY 2024-2030 Financial Forecast.

UPDATE – BI-ANNUAL REVIEW OF REVENUE SUFFICIENCY

Ms. Chantelle Green provided the MDTA Board with an update on the bi-annual review of revenue sufficiency. The most recent financial forecast shows that current toll rates, fees, and discounts provide enough revenue through FY 2027 to meet forecasted spending and meet all legal and policy requirements.

UPDATE – MAJOR PROJECTS UPDATE

Mr. Brian Wolfe updated the MDTA Board on the status of Major Projects in the Capital Program. Mr. Wolfe explained that as of June 18, 2024, there are fourteen major projects in the Capital Program. Ten of the projects are under construction, three are in procurement, and one is in design. This update includes projects funded for construction in the current CTP and includes six projects valued in excess of \$100 million. Four projects are from the \$1.1 billion I-95 ETL Northbound Extension program. One new project, the Francis Scott Key (FSK) Bridge Replacement – Phase 1 project with an upset limit of \$73 million, is also included in this update.

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 June 28th, 2024, DoIT maintains an active portfolio of 22 projects and continued support of the third-generation tolling system (3G) program. An additional project was opened into the portfolio to represent the Maximo 9 upgrade.

Some of the significant initiatives that DoIT continues to work on include the following:

- HR Central Conversion
- Scheduling System Enhancements
- Maximo Spatial
- Open Text Upgrade
- Dynamics SL Upgrade
- HRIS
- Data Center Enhancements Project
- Clearing House Tracking for Health and Safety
- Police BW
- PRISM
- Maximo 9 Upgrade

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

Ms. Tia Rattini updated the MDTA Board on MDTA's progress toward achieving the legislatively mandated socioeconomic program goals for the 3rd Quarter of Fiscal Year (FY) 2024, which covers the performance period of July 1, 2023 to March 31, 2024 (Q3 FY 2024).

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, Ms. Rattini reported on current strategies focused on outreach, training, and data analysis. These included: PRISM Contract Compliance System; In-Person Outreach Events; Training with the Office of Engineering and Construction; Credit Card Purchases made with DBE, MBE, SBR, and VSBE Vendors; Identifying Additional Opportunities for DBE/MBE/VSBE Participation; and Outstanding DBE/MBE/VSBE Subcontracting Partner Award.

UPDATE – AUDIT COMMITTEE

Member Cynthia D. Penny-Ardinger presented an update on the Audit Committee meeting that took place on June 11, 2024. The Office of Audits is on track to complete the thirteen audits in the Fiscal Year (FY) 2024 Audit Plan. Currently seven audits are complete, five are in progress, and one was combined with another completed audit.

One internal audit report (Electronic Toll Collection Vendor Oversight and Application Security Audit) was presented and the Committee was satisfied with the results of this audit.

UPDATE – FRANCIS SCOTT KEY BRIDGE UPDATE

Mr. Brian Wolfe gave an update on the Francis Scott Key Bridge. He discussed Tolling Operations at Exit 44; June 21st U.S. Senators’ Site Visit and Briefing; FSK Rebuild Public Engagement; and Salvage.

Mr. Wolfe began by giving an update on Tolling Operations at Exit 44. Tolling will not be in effect for vehicles using the I-695 turnaround at Exit 44 until further notice through late August. Originally, MDTA made an announcement on May 20 that tolling would be lifted until at least the end of June. MDTA wanted to make sure we are doing as much as we can to keep truck traffic on the most appropriate routes in the aftermath of the FSK collapse. MDTA continues to monitor the volumes of traffic using the turnaround and the impact on MDTA revenues. After the first two weeks after the turnaround re-opened, MDTA saw traffic volumes returning to levels slightly above 2023 levels. MDTA will reassess tolling in late August and issue additional public notifications as those determinations are made.

Mr. Wolfe stated that on June 21 Governor Moore and Lieutenant Governor Miller welcomed the U.S. Senate Environment and Public Works Committee Chairman Tom Carper of Delaware and several Senate staffers for a briefing and updated site view of the FSK Bridge. Chairman Wiedefeld, MDTA Executive Director Bruce Gartner, the Army Corps of Engineers, and the Coast Guard provided high-level updates on what’s been accomplished, where we are today, next steps, and potential challenges that lie ahead. The visit was an excellent opportunity to interact with Chairman Carper prior to the Committee’s scheduled hearing on July 10 examining the response to the Francis Scott Key Bridge Collapse.

Mr. Wolfe then updated the Board on FSK Rebuild Public Engagement. On June 11 MDTA hosted a Virtual Community Update via Zoom. The meeting covered work completed on the bridge so far, how the MDTA and partners are working to reconnect resources to the community, and MDTA panelists took questions and heard what matters most to the community. The meeting started with a pre-recorded message from Ms. Jawauna Green, Assistant Secretary of Public Affairs and Strategy

with MDOT and was moderated by MDTA’s Manager of Media & Public Affairs Nicole Monroe. Mr. Jim Harkness and Mr. Wolfe led the discussion and fielded questions. There were 540 attendees, 168 questions asked, and 51 questions answered during the event. There was also a live poll where participants were asked 4 questions.

Mr. Wolfe then read the questions and gave the top answers. They were:

Question	Top Answer	Percentage
Where are you getting travel information?	Google Maps/Waze/GPS	26.5%
What can be done to help and support you and your community until a new Key Bridge is built?	Help commuting to work, school, childcare and appointments	38%
How has the collapse of the Key Bridge impacted your daily life?	Impacted travel routes and commute times.	58%
Have you benefited from any of the following Key Bridge Collapse Resources?	MDTA websites	18%

Mr. Wolfe continued by telling the Board that the FSK Rebuild Engagement Team is fully engaged and has a schedule of upcoming festivals, events, and meetings that the Team will be attending starting with the Dundalk Heritage Fair on Saturday, June 29. There are additional events in Curtis Bay, Riverside, Essex, North Point, and other neighboring communities. The calendar of events can be found at keybridgerebuild.com.

Mr. Wolfe ended his update by advising the Board that the water work has been completed and staff have finalized and are closing the salvage yard at Trade Point Atlantic.

***** Chairman Wiedefeld re-called Ms. DiCerbo to present Contract No. FT-3016-0000 – FMT Facility-Wide Zone Painting Program that was tabled at the beginning of the meeting. *****

APPROVAL – CONTRACT AWARD

- **FT-3016-0000 – FMT Facility-Wide Zone Paint Program**

Ms. Donna DiCerbo requested contingent approval from the MDTA Board to execute Contract No. FT-3016-0000 – FMT Facility-Wide Zone Paint Program with Saffo Contractors, Inc. in the amount of \$22,977,770.00.

Ms. DiCerbo explained the work to be performed under this contract is located on the Fort McHenry Tunnel Facility. The scope of work includes cleaning and painting of structural steel members and performing miscellaneous structural steel repairs on various bridges both north and south of the tunnel.

Upon motion by Member Mario J. Gangemi and seconded by Member William H. Cox, Jr., the Members unanimously gave contingent approval to execute Contract No. FT-3016-0000 – FMT Facility-Wide Zone Paint Program.

UPDATE - EXECUTIVE DIRECTOR'S REPORT

Mr. Percy Dangerfield updated the MDTA Board on the following items: IBTTA's Finance and Road Usage Charging Summit which was held in Baltimore and hosted by the MDTA June 9-11; MDTA Police Recruit Class 59 started on June 12; MDTA Police Promotional Ceremony was held on June 26 and Col. Joseph Scott was pinned by his wife at the ceremony; and the launch of the Employee Engagement Roundtable.

Mr. Dangerfield ended his remarks by wishing everyone a Safe and Happy July 4th Holiday.

VOTE TO ADJOURN MEETING

There being no further business, upon motion by Member William H. Cox, Jr. and seconded by Member W. Lee Gaines, Jr., the Members unanimously voted to adjourn the meeting at 2:43 p.m.

The next MDTA Board Meeting will be held on Thursday, July 25, 2024 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:

Paul J. Wiedefeld, Chairman

TAB 2



MEMORANDUM

TO: Authority Board
FROM: Director of Procurement, Donna DiCerbo, CPPB, CPPO
SUBJECT: KH-3020-0000, I-95 Express Toll Lanes Northbound Extension MD 24
To Bynum Run
DATE: July 25, 2024

PURPOSE

To seek contingent approval to execute Contract No. KH-3020-0000, I-95 Express Toll Lanes Northbound Extension MD 24 To Bynum Run.

SUMMARY

The work to be performed under this contract is located along I-95 (John F. Kennedy Memorial Highway) just north of the MD 24 (Veteran's Memorial Highway) interchange at HaHa Branch to Bynum Run in Harford County. The scope of work includes the installation of two express toll lanes (ETLs) and three general purpose lanes (GPLs) for I-95 Northbound from the end of the KH 3021 Contract and ultimately transitioning to 3 general purpose lanes at the end of the project limits.

RECOMMENDATION

To provide contingent approval to execute Contract No. KH-3020-0000, I-95 Express Toll Lanes Northbound Extension MD 24 To Bynum Run.

ATTACHMENT

- Project Summary



Maryland
Transportation
Authority

AUTHORITY BOARD PROJECT SUMMARY

KH-3020-0000 I-95 EXPRESS TOLL LANES NORTHBOUND EXTENSION MD 24 TO BYNUM RUN

PIN NUMBER 2492
CONTRACT NUMBER KH-3020-0000
CONTRACT TITLE I-95 Express Toll Lanes Northbound Extension Southbound MD 24 to Bynum Run

PROJECT SUMMARY The work to be performed under this contract is located along I-95 (John F. Kennedy Memorial Highway) just north of the MD 24 (Veteran’s Memorial Highway) interchange at HaHa Branch to Bynum Run in Harford County. The scope of work includes the installation of two express toll lanes (ETLs) and three general purpose lanes (GPLs) for I-95 Northbound from the end of the KH 3021 Contract and ultimately transitioning to 3 general purpose lanes at the end of the project limits.

SCHEDULE

ADVERTISEMENT DATE 2/23/2024
ANTICIPATED NOTICE TO PROCEED DATE Sep-24
DURATION (CALENDAR DAYS) 720

MBE PARTICIPATION

OVERALL MBE
AFRICAN AMERICAN
ASIAN AMERICAN
HISPANIC AMERICAN
WOMEN
NATIVE AMERICAN
VSBE

	(\$) Advertised GOAL (%)	Proposed GOAL (%)
OVERALL MBE	24.00%	24.09%
AFRICAN AMERICAN	8.00%	9.52%
ASIAN AMERICAN	-	2.26%
HISPANIC AMERICAN	-	0.00%
WOMEN	11.00%	12.31%
NATIVE AMERICAN	-	0.00%
VSBE	1.50%	1.53%

ENGINEER'S ESTIMATE (EE) \$50,599,317.60

BID RESULTS

	BID AMOUNT (\$)	% VARIANCE TO EE
DXI Construction, Inc.	\$50,913,995.70	1%
Allan Myers MD, Inc.	\$53,227,555.00	5%
Diamond Materials, LLC	\$56,465,726.78	12%
Pessoa Construction Company, Inc.	\$71,992,199.61	42%

BID PROTEST YES NO

FUNDING SOURCE 100.00% TOLL REVENUE



Maryland
Transportation
Authority

Wes Moore, Governor
Aruna Miller, Lt. Governor
Paul J. Wiedefeld, Chairman

Board Members:
Dontae Carroll
William H. Cox, Jr.
W. Lee Gaines, Jr.
Mario J. Gangemi, P.E.
Cynthia D. Penny-Ardinger
Jeffrey S. Rosen
Samuel D. Snead, MCP, MA
John F. von Paris

Bruce Gartner, Executive Director

MEMORANDUM

TO: Authority Board
FROM: Director of Procurement, Donna DiCerbo, CPPB, CPPO
SUBJECT: FT-3020-0000R, FMT Underpass and Low-Level Lighting Upgrades
DATE: July 25, 2024

PURPOSE

To seek contingent approval to execute Contract No. FT-3020-0000R, FMT Underpass and Low-Level Lighting Upgrades.

SUMMARY

The work to be performed under this contract is located at the Fort McHenry Tunnel, Interstate 95 (I-95) between the Joh Avenue overpass and the I-895 interchange. The project will upgrade existing underpass and low-level lighting through the corridor. The lighting upgrades will consist of replacing existing underpass, low-level, and sign lighting with LED, as well as replacing existing circuits feeding those lights and any related junction box covers that are damaged or missing.

RECOMMENDATION

To provide contingent approval to execute Contract No. FT-3020-0000R, FMT Underpass and Low-Level Lighting Upgrades.

ATTACHMENT

- Project Summary



Maryland
Transportation
Authority

AUTHORITY BOARD PROJECT SUMMARY

FT-3020-0000R FMT Underpass and Low-Level Lighting Upgrades

PIN NUMBER MDTAPRJ000200
CONTRACT NUMBER FT-3020-0000R
CONTRACT TITLE FMT Underpass and Low-Level Lighting Upgrades

PROJECT SUMMARY The work to be performed under this contract is located at the Fort McHenry Tunnel, Interstate 95 (I-95) between the Joh Avenue overpass and the I-895 interchange. The project will upgrade existing underpass and low-level lighting through the corridor. The lighting upgrades will consist of replacing existing underpass, low-level, and sign lighting with LED, as well as replacing existing circuits feeding those lights and any related junction box covers that are damaged or missing.

SCHEDULE

ADVERTISEMENT DATE 2/15/2024
ANTICIPATED NOTICE TO PROCEED DATE Sep-24
DURATION (CALENDER DAYS) 730

MBE PARTICIPATION

	(\$) Advertised GOAL (%)	Proposed GOAL (%)
OVERALL MBE	24.00%	27.28%
AFRICAN AMERICAN	8.00%	9.09%
ASIAN AMERICAN	0.00%	0.00%
HISPANIC AMERICAN	0.00%	0.00%
WOMEN	11.00%	18.19%
VSBE	1.00%	1.06%

ENGINEER'S ESTIMATE (EE) \$10,065,705.68

BID RESULTS

BID AMOUNT (\$) **% VARIANCE TO EE**

BID PROTEST YES NO

FUNDING SOURCE 100% TOLL REVENUE

Aldridge Electric, Inc	\$9,406,077.59	-6%
Mona Electric Group, Inc	\$9,784,129.84	-2%
Dvorak LLC	\$9,787,170.00	-2%
McLean Contracting Company	\$11,180,000.00	11%
Brawner Builders, Inc	\$12,309,102.00	22%
Lighting Maintenance, Inc	\$12,371,135.50	22%

TAB 3



MEMORANDUM

TO: MDTA Board
FROM: Richard Jaramillo, Chief Operating Officer
SUBJECT: MDTA Resolution 24-04, Delegated Authority – Continuity of Operations Plan (COOP)
DATE: July 25, 2024

PURPOSE OF MEMORANDUM

The purpose of this memorandum is to seek approval of MDTA Resolution 24-04, Delegated Authority for the Continuity of Operations Plan (COOP).

KEY TAKEAWAYS

COOP:

- This COOP develops, implements, and maintains a viable continuity of operations capability for MDTA.
- MDTA COOP components and supporting elements are annually reviewed, evaluated, revised as necessary, and certified annually based on the requirements of Maryland Annotated Code, Public Safety Article, Title 14 Section 116.
- MDTA Resolution 17-04_Continuity of Operations was approved by the MDTA Board on July 27, 2017.
- MDTA Resolution 17-04 which was approved by the MDTA Board on July 27, 2017 appeared as:

**NOW, THEREFORE, BE IT RESOLVED BY THE MARYLAND
TRANSPORTATION AUTHORITY THAT:**

SECTION ONE. The MDTA Board hereby authorizes the Executive Director, or during the absence or inability of the Executive Director, ~~the Deputy Executive Director~~, or during the absence or inability of the ~~Deputy Executive Director~~, Chief of Operations, Chief Administrative Officer, Chief of Police (each an “Authorized Officer”) to discharge or direct the discharge of the executive function of the MDTA’s staff and employees; and to perform the necessary activities of the MDTA, including the operation and maintenance of its projects, during all weather conditions, traffic, accidents, and other emergencies both major and minor on behalf of the MDTA.

- The purpose of MDTA Resolution 24-04 is to update the various job positions in the resolution. remove the Deputy Executive Director and add the Chief Engineer to the resolution.

**NOW, THEREFORE, BE IT RESOLVED BY THE MARYLAND
TRANSPORTATION AUTHORITY THAT:**

SECTION ONE. The MDTA Board hereby authorizes the Executive Director, or during the absence or inability of the Executive Director, the Executive Director may designate the Chief Operating Officer, Chief Administrative Officer, Chief Financial Officer, **Chief Engineer**, or Chief of Police (each an “Authorized Officer”) to discharge or direct the discharge of the executive function of the MDTA’s staff and employees; and to perform the necessary activities of the MDTA, including the operation and maintenance of its projects, during all weather conditions, traffic, accidents, and other emergencies both major and minor on behalf of the MDTA.

SUMMARY

The MDTA provides essential and non-essential governmental functions for the benefit of the people of the State of Maryland. These functions are for the improvement of their health and living conditions, as well as the operation and maintenance of MDTA’s projects must be continued at all times. This includes all weather conditions, traffic, and other emergencies both major and minor.

BACKGROUND

The MDTA owns, operates, and maintains eight toll facilities within the State. The facilities owned and operated by the MDTA are vital ground transportation links and constitute a critical component of the infrastructure of this State. Loss of these transportation facilities, even for a brief period of time, would have considerable negative impacts on the economy of Maryland and the surrounding region.

This COOP is prepared to develop, implement, and maintain a viable COOP capability. The COOP capability ensures that the MDTA can continue to execute Primary Mission Essential Functions and to comply with the statutory requirements of the Maryland State Constitution, Maryland Annotated Code, and Executive Orders. The MDTA COOP Plan complies with the requirements of Maryland Annotated Code, Public Safety Article, §14-116, Executive Order 01.01.2009.05, and guidance of the Federal Government.

The MDTA COOP components and supporting elements are annually reviewed, evaluated, revised as necessary, and certified annually based on the requirements of Maryland Annotated Code, Public Safety Article, Title 14 Section 116.

MDTA Resolution 17-04_Continuity of Operations was approved by the MDTA Board on July 27, 2017. The purpose of MDTA Resolution 24-04 is to update the job positions by removing the Deputy Executive Director and adding the Chief Engineer to the resolution.

ANALYSIS

MDTA COOP provides a framework, guidance, and concept of operations to enable MDTA staff to continue and/or rapidly restore the organization's essential functions in the event of a disruption to normal operations. This COOP provides an overview of continuity operations, outlines the approach for supporting the MDTA's essential functions, and defines the roles and responsibilities of staff. It also outlines the orders of succession, notification procedures, communication methods, provisions for alternate work locations, and plans for maintaining and restoring access to vital records.

MDTA Resolution 24-04 delegates authority to conduct such government functions and approvals to the Executive Director, in accordance with certain terms and conditions and authorizes the Executive Director, or during the absence or inability of the Executive Director, the Executive Director may designate the Chief of Operations, Chief Administrative Officer, Chief Financial Officer, Chief Engineer, or Chief of Police (each an "Authorized Officer") to discharge or direct the discharge of the executive function of MDTA's staff and employees; and to perform the necessary activities of the MDTA, including the operation and maintenance of its projects, during all weather conditions, traffic, accidents, and other emergencies both major and minor on behalf of the MDTA in exercising the foregoing authority. The Authorized Officer is hereby authorized to take such actions as may be required to continue the business operations of the MDTA.

RECOMMENDATION

Approve MDTA Resolution 24-04 – Delegated Authority – Continuity of Operations – COOP.

**MARYLAND TRANSPORTATION AUTHORITY
RESOLUTION 24-04**

**A RESOLUTION AUTHORIZING AN OFFICIAL
TO TAKE ACTIONS ON BEHALF OF THE MARYLAND
TRANSPORTATION AUTHORITY**

WHEREAS, the Maryland Transportation Authority, an agency of the State of Maryland (the “MDTA”) is authorized and empowered under Section 4-101 through 4-406 of the Transportation Article of the Annotated Code of Maryland (the “Act”) to finance, construct, operate, maintain, and repair “transportation facilities projects” (as defined by the Act), to issue revenue bonds for the purpose of financing the cost of transportation facilities projects, and to perform any actions necessary or convenient to carry out the powers granted in the Act; and

WHEREAS, transportation facilities projects are defined in the Act as projects that the MDTA authorizes to be acquired or constructed, and any additions, improvements, and enlargements to any of those projects; and

WHEREAS, the MDTA provides essential and non-essential governmental functions for the benefit of the people of the State of Maryland and for the improvement of their health and living conditions, and the activities of the MDTA and the operation and maintenance of its projects must be continued at all times, during all weather conditions, traffic, and other emergencies both major and minor; and

WHEREAS, the MDTA Board intends to delegate its authority to conduct such government functions and approvals to the Executive Director, in accordance with certain terms and conditions.

NOW, THEREFORE, BE IT RESOLVED BY THE MARYLAND TRANSPORTATION AUTHORITY THAT:

SECTION ONE. The MDTA Board hereby authorizes the Executive Director, or during the absence or inability of the Executive Director, the Executive Director may designate the Chief Operating Officer, Chief Administrative Officer, Chief Financial Officer, Chief Engineer, or Chief of Police (each an “Authorized Officer”) to discharge or direct the discharge of the executive function of the MDTA’s staff and employees; and to perform the necessary activities of the MDTA, including the operation and maintenance of its projects, during all weather conditions, traffic, accidents, and other emergencies both major and minor on behalf of the MDTA.

SECTION TWO. In exercising the foregoing authority, the Authorized Officer is hereby authorized to take such actions as may be required to continue the business operations of the MDTA.

SECTION THREE. Any such exercise of the foregoing authorization shall be reported by the Authorized Officer to the Executive Director.

BE IT FURTHER RESOLVED, that the authority of the Authorized Officer to take such actions as described above may not be further delegated.

BE IT FURTHER RESOLVED, that this Resolution supersedes MDTA Resolution No. 08-04 dated January 23, 2008 and MDTA Resolution No. 17-04 dated July 27, 2017.

Dated as of: _____

WITNESS:

MARYLAND TRANSPORTATION AUTHORITY

Bruce W. Gartner
Executive Director

Paul J. Wiedefeld
Chairman

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**

Kimberly A. Millender
Principal Counsel

TAB 4

VERBAL

TAB 5

VERBAL

TAB 6

VERBAL

TAB 7

CLOSED SESSION

TAB 8

CLOSED SESSION