

MARYLAND TRANSPORTATION AUTHORITY  
BOARD MEETING

THURSDAY, DECEMBER 15, 2022  
9:00 A.M.

2310 BROENING HIGHWAY, BALTIMORE MD 21224  
VIRTUAL & LIVESTREAMED OPEN MEETING

OPEN SESSION

James F. Ports, Jr., Chairman

MEMBERS ATTENDING:

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

STAFF ATTENDING:

Col. Kevin Anderson  
Carl Chamberlin  
Percy Dangerfield  
Jeffrey Davis  
David Goldsborough  
Chantelle Green  
James Harkness  
Natalie Henson  
Selena McKissick  
Kimberly Millender, Esq.  
Mary O'Keeffe  
William Pines  
Tia Rattini  
Joseph Sagal  
Timothy Sheets  
Christina Thompson  
Paul Trentalance  
Melissa Williams

OTHERS ATTENDING:

Ebony Moore, MDOT TSO

At 9:00 a.m. Chairman James F. Ports, Jr. called the meeting of the Maryland Transportation Authority (MDTA) Board to order. The meeting was held virtually and was livestreamed on the MDTA Board Meeting web page.

**APPROVAL – OPEN SESSION MEETING MINUTES OF NOVEMBER 17, 2022**

Upon motion by Member Mario J. Gangemi and seconded by Member William H. Cox, Jr., the open session meeting minutes of the MDTA Board meeting held on November 17, 2022 were unanimously approved.

**APPROVAL – OPEN SESSION MEETING MINUTES OF NOVEMBER 30, 2022**

Upon motion by Member Mario J. Gangemi and seconded by Member W. Lee Gaines, Jr., the open session meeting minutes of the MDTA Board meeting held on November 30, 2022 were unanimously approved.

**RESOLUTION – YEARS OF SERVICE RECOGNITION**

Mr. William Pines read the Years of Service Recognition Resolution to Ms. Christina M. Thompson.

On the occasion of Ms. Thompson's retirement from her distinguished career of service, the Chairman and Members of the Maryland Transportation Authority hereby express to her their most sincere appreciation for their excellence and commitment.

**APPROVAL – CANTON RAILROAD**

Mr. William Pines requested approval from the Maryland Transportation Authority (MDTA) Board of the proposed Canton Development Corporation, Inc. (Canton) Board of Directors and designation of the Chief Financial Officer, or designee, as proxy to attend the Special Board Meeting of stockholders of Canton on January 25, 2023 to vote to approve the election of the Canton Board of Directors.

Mr. Pines explained that the MDTA is the sole stockholder of Canton and the day-to-day operations of Canton are managed by Mr. John Magness, the President and CEO, with the oversight of a Board of Directors. Per the Corporate By-Laws, the stockholders are to gather annually and elect the members of the Board of Directors. Additionally, the By-Laws of Canton permit the stockholders to be represented by a proxy.

He further explained that the MDTA's practice has been to approve at least two directors during the Annual Meeting of the stockholders. Each Director serves a three-year term. During the MDTA Board meeting on October 27, 2022, the Board approved the reappointment of Mr. Stephen Kauffman and since that time, an additional qualified Board Member, Ms. Sarah Klein, has been identified.

Mr. Pines stated that the MDTA recommends the appointment of Ms. Sarah Klein. Ms. Klein is well known in the Harford and Baltimore County communities and is highly recommended. Information regarding Ms. Klein's qualifications was included as an attachment. Canton's By-Laws provide the MDTA, as the stockholder, the ability to add an additional Director by requesting a special meeting of the Board of Directors.

Upon motion by Member Mario J. Gangemi and seconded by Member William H. Cox, Jr., the Members unanimously approved the Canton Railroad Board of Directors and the designation of the Chief Financial Officer as proxy to attend the Special Board Meeting of stockholders of Canton on January 25, 2023 to vote.

#### **APPROVAL – CONTRACT AWARDS**

- **MR-3035-0000 – On-Call Upgrade and Replace Metal Traffic Barriers and Attenuators**

Mr. Jeffrey Davis requested approval from the MDTA Board to execute Contract No. MR-3035-0000 – On-Call Upgrade and Replace Metal Traffic Barriers and Attenuators with L.S. Lee, Inc. in the amount of \$5,446,400.00.

Mr. Davis explained that this contract provides for the replacement and maintenance of traffic barrier w-beams, end treatments, attenuators, and related hardware on an as-needed basis. The work on this contract is intended to be executed via on-call. The contract will cover three years of replacement and maintenance of traffic barrier w-beams and end treatments/attenuators and will be performed at all MDTA facilities with the exception of Point Breeze.

Upon motion by Member W. Lee Gaines, Jr. and seconded by Member William H. Cox, Jr., the Members unanimously gave approval to execute Contract No. MR-3035-0000 – On-Call Upgrade and Replace Metal Traffic Barriers and Attenuators.

- **SV-3104-0000 (SV-00210783) – Internal Auditing Services**

Mr. Jeffrey Davis requested approval from the MDTA Board to execute Contract No. SV-3104-0000 (SV-00210783) – Internal Auding Services with BD & Company in the amount of \$1,275,259.50.

Mr. Davis explained that this Contract is to provide for internal auditing services to include assurance consulting services, providing expertise in critical areas through guidance and augmenting existing MDTA staff, and/or fully conducting audits. These services will assist the MDTA's Board Members, Executive Director, and the Office of Audits in accomplishing their objectives by bringing a systematic and disciplined approach to evaluate and improve the effectiveness of the organization's risk management, control, and governance process.

Upon motion by Member John F. von Paris and seconded by Member Mario J. Gangemi, the Members unanimously gave approval to execute Contract No. SV-3104-0000 (SV-00210783) – Internal Auding Services.

**APPROVAL – NEW SECTION OF THE I-95 EXPRESS TOLL LANES (ETL) NORTHBOUND AND I-695 RAMPS**

Mr. William Pines, Mr. Carl Chamberlin, and Ms. Chantelle Green requested approval from the MDTA Board to proceed with public hearings for the I-95 Express Toll Lanes (ETL) Northbound Extension (Section 200) and I-695 Ramps Toll Rate Range Setting.

They explained that in 2014, the I-95 ETL opened the limits of Section 100 to traffic. As a continuation to the success of Section 100 of the I-95 ETL program, MDTA is building the next segment of the popular managed lane system. Construction is ongoing to extend the ETLs in the Northbound direction only from MD 43 to north of MD 24, within the Section 200 limits of the I-95 Master Plan. Additionally, as part of the project, MDTA is connecting the I-695 ramps into the new I-95 ETL northbound lanes. MDTA in Calendar Year (CY) 2023 must engage in a new toll rate setting process to establish toll rate ranges for this section of the I-95 ETL Northbound Extension project (Section 200). The toll rate setting process is anticipated to establish the toll rate range for three different time periods (peak, off-peak, and overnight) used on the ETL facility, which is in line with the existing ETL toll structure. During their presentation they outlined the toll rate setting process, proposed public hearing schedule, toll rate range proposals, financial implications, and public outreach efforts.

Chairman Jim Ports emphasized to the MDTA Board that today they are only voting to proceed with public hearings for the I-95 ETL Northbound Extension (Section 200) and I-695 Ramps Toll Rate Range Settings; they are not voting on the proposal.

Upon motion by Member William H. Cox, Jr. and seconded by Member Mario J. Gangemi, the Members unanimously approved to proceed with public hearings for the I-95 ETL Northbound Extension (Section 200) and I-695 Ramps Toll Rate Range Settings.

**\*\* Member Dontae Carroll excused himself from the remainder of the meeting  
at 10:06 a.m. \*\***

**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 December 15, 2022, there are eleven major projects in the Capital Program. Seven of the projects are under construction, two are under procurement, and two are under design. This update includes projects funded for construction in the current Consolidated Transportation Program 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. He explained that as of December 15, 2022, the Division of Information Technology maintains an active portfolio of 19 projects. 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 has received the final report from the State of Maryland Department of Information Technology for the cybersecurity readiness engagement completed in May 2022 and are reviewing the report and waiting for an exit conference to be scheduled.

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

- Cybersecurity measures – will be aligning to the State’s framework for monitoring, detection, and remediation/recovery.
- Post-go-live support of 3G.
- E-forms platform.
- Maximo spatial implementation has kicked off with IBM to support our asset management initiative.
- RFID re-tagging for inventory tracking is still in progress.
- We completed our Salesforce Supervisor recruitment and will be onboarding.
- Active recruitment is underway for a replacement for our Assistant Director of the PMO. Interviews will be scheduled in the coming weeks.

**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 1<sup>st</sup> Quarter of Fiscal Year (FY) 2022, which covers the performance period of July 1, 2022 to September 30, 2022 (Q1 FY 2022).

**Disadvantaged Business Enterprise (DBE) Program**

CRFP is responsible for monitoring the Nice-Middleton Bridge and the newly awarded I-95 Interchange at Belvidere Road projects federally funded contracts to ensure compliance with nondiscrimination and affirmative action requirements.

**Minority Business Enterprise (MBE) Program**

The MBE participation for Q1 FY 2023 is calculated by dividing the total MBE contract award dollars by the total contract award dollars. During this period, MBE firms received \$34.8 million (20.61%) of the \$169.1 million in total contract awards.

These amounts represent contract awards in six Procurement Categories: Construction, Architectural & Engineering (A&E), Maintenance, Information Technology (IT), Services, and Supplies/Equipment.

The MBE classification breakdown during this period was African American firms received approximately \$9.9 million (5.86%) of the nearly \$169.1 million MBE contract awards this year. Hispanic American firms received over \$460 thousand (0.27%), Asian American firms received \$4.8 million (2.85%), Women-owned firms received \$19.6 million (11.61%), Native American firms received over \$4 thousand (0.00%), and Disabled firms received over \$36 thousand (0.02%).

#### Small Business Reserve (SBR) Program

The SBR firms' utilization for Q1 FY 2023 is calculated by dividing the total SBR designated payments by the total procurement payments. An SBR-designated payment is a payment made to a vendor for an SBR-designated procurement. During this period, SBR-designated firms received over \$2 million (0.87%) of the \$233.7 million in procurement payments. Non SBR-designated payments for this quarter were \$1.9 million (0.84%). MDTA's SBR utilization was \$3.9 million (1.71%) for all SBR payments (designated and non-designated).

#### Veteran-Owned Small Business Enterprise (VSBE) Program.

The VSBE participation for Q1 FY 2023 is calculated by dividing the total contract award dollars to VSBE firms by all contract awards. During this period, VSBE firms received \$890 thousand (0.53%) of the \$169.1 million in contracts awarded by the MDTA.

#### UPDATE – AUDIT COMMITTEE

Member Cynthia D. Penny-Ardinger presented an update on the Audit Committee meeting that took place on December 14, 2022. The Audit Committee Members were given an update on the Fiscal Year 2023 Audit Plan which is currently on track to complete twelve the audits with one audit currently completed and three audits currently in process.

The Validation of Waivers for Video-Tolls and Civil Penalties Audit was presented and the Committee was satisfied with the result of this audit.

The Executive Director also gave a verbal update on the status of the ongoing OLA audit.

#### UPDATE – EXECUTIVE DIRECTOR'S REPORT

Mr. William Pines gave the Executive Director's Report. He reported that on December 3, 2022 he signed and approved the ETL Holiday Toll Pricing Schedule for Calendar Year 2023 (attached). He also updated the Board on the upcoming dedication of MD 155 Bridge over I-95 to SP4 Ronald A. Spudis and the conclusion of the Customer Assistance Plan.

Mr. Pines ended his remarks by mentioning some of MDTA's Notable 2022 Accomplishments. This including various MDTA Division Accomplishments, Division and Employee Awards, newly established committees, newly established leadership positions, employee engagement, employee generosity, and notable projects such as the Nice/Middleton Bridge.

**VOTE TO ADJOURN MEETING**

There being no further business, upon motion by Member W. Lee Gaines, Jr. and seconded by Member William C. Ensor, III, the Members unanimously voted to adjourn the meeting at 11:16 a.m.

The next MDTA Board Meeting will be held on Thursday, January 26, 2023 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:



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R. Earl Lewis, Jr., Acting Chairman



**Maryland  
Transportation  
Authority**

**Larry Hogan, Governor**  
Boyd K. Rutherford, Lt. Governor  
James F. Ports, Jr., Chairman

**Board Members:**

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

William Pines, PE, Executive Director

**MDTA BOARD SUMMARY SHEET**

**SUBJECT:** I-95 Express Toll Lanes  
Calendar Year 2023 Holiday Schedule

**DATE:** November 29, 2022

**PREPARED BY:** Melissa Williams, Director  
Division of Planning and Program Development

**PURPOSE**

To update the MDTA Board on the approved calendar year 2023 holiday schedule for the I-95 Express Toll Lanes.

**SUMMARY**

As part of the MDTA Board approved tolling plan for the I-95 Express Toll Lanes, the MDTA Board established that the MDTA Executive Director would approve a holiday schedule which resets the toll schedule on certain holidays to a Saturday or Sunday toll schedule based on traffic patterns for the holiday. This approval occurs each December for the upcoming calendar year and is shared with the MDTA Board at their December meeting.

**ANALYSIS**

See the attached Approved I-95 Express Toll Lanes Calendar Year 2023 Holiday Schedule.

**ATTACHMENTS**

Approved I-95 Express Toll Lanes Calendar Year 2023 Holiday Schedule



**ETL Holiday Toll Pricing Schedule CY 2023**

<b>Holiday</b>	<b>Date</b>	<b>Weekday</b>	<b>Pricing Period Schedule</b>
New Year's Day	January 2	Monday	Sunday
Martin Luther King, Jr. Day	January 16	Monday	Sunday
President's Day	February 20	Monday	Sunday
Memorial Day	May 29	Monday	Saturday
Juneteenth	June 19	Monday	Weekday
Independence Day	July 4	Tuesday	Sunday
Labor Day	September 4	Monday	Sunday
Columbus Day	October 9	Monday	Weekday
Veterans' Day	November 10	Friday	Weekday
Thanksgiving Day	November 23	Thursday	Saturday
American Indian Heritage Day	November 24	Friday	Sunday
Christmas Day	December 25	Monday	Saturday

Approved: Will N. Pine  
Executive Director

Date: 12/3/2022