

**MARYLAND TRANSPORTATION AUTHORITY
MONTHLY CAPITAL COMMITTEE MEETING
THURSDAY, NOVEMBER 6, 2014
PT. BREEZE HEADQUARTERS BUILDING
BALTIMORE, MD**

OPEN SESSION

MEMBERS ATTENDING: Rev. Dr. William C. Calhoun, Sr.
William K. Hellmann, P.E.
Bradley Mims
Michael J. Whitson – (via telephone)

STAFF ATTENDING: Bruce Gartner
Deb Sharpless
Doug Hutcheson
Dan Williams
Dave Ferrara
Dave LaBella
Robert Michael
Bob Jordan
Will Pines
Dennis Simpson
Patrick Fleming
Jeanne Marriott
Valencia Hainesworth
Donna DiCerbo
Rebecca Freeberger
Jaclyn Hartman
Kimberly Millender, Esquire
Chris Thompson

OTHERS ATTENDING: Liz Sogard, Consultant, Transtech
Brenda Hunter, Stokes Creative Group, Inc.

At 9:05 a.m. the meeting of the Maryland Transportation Authority (MDTA) Capital Committee was called to order by Chairman Calhoun.

APPROVAL- OPEN SESSION MINUTES OF OCTOBER 2, 2014

Upon motion by Mr. Mims and seconded by Mr. Hellmann, the Open Session meeting minutes of the Capital Committee's Meeting held on October 2, 2014 were unanimously approved.

Chairman Calhoun recognized Mr. Doug Hutcheson on the occasion of his retirement from his distinguished career of exemplary service. The Chairman and Members of the MDTA expressed to Mr. Hutcheson their most sincere appreciation for his excellence and commitment to the MDTA and wished him well in his retirement.

Mr. William Hellmann and Mr. Doug Hutcheson left the meeting for the following contract approval.

APPROVAL CONTRACTS

Contract No. MDTA 2013-03 - AE-2853-000-001/6 – Electronic Toll Collection (ETC) System Services

Mr. Bob Jordan presented this request to seek a recommended approval from the Capital Committee to present Contract No. MDTA 2013-03 - AE-2853-000-001/6 – Electronic Toll Collection (ETC) System Services to the full MDTA Board at its next scheduled meeting. Approval of this contract is contingent upon the approval of the Transportation Professional Services Selection Board (TPSSB) and the Board of Public Works (BPW).

The scope of services to be provided under this Contract includes but is not limited to Project Management and Design Services such as:

- Toll system planning and design;
- Attendance and participation at monthly, weekly, or as-needed progress and status meetings to include providing meeting minutes, general contract administration, project management support and coordination services;
- Review and comment upon design documents, and detailed design documents submitted by the Electronic Toll Collection Systems Contractor;
- Inspection of the physical installation, software, machine configuration, network configuration, and other related equipment;
- Review of schedules, including CPM type schedules, for delays, changes, and other project impacts;
- Periodic review of operations manuals and other deliverable documents and verification of compliance with the specifications;
- Review and verification of network security;
- Independent Validation and Verification of requirements, and systems;
- Participation in testing programs for any, and possibly all aspects of the system; Traffic and revenue forecasting for toll facilities;
- Analysis of proposed changes in operations or systems design for impacts, potentially unanticipated, to other components of operations and design;
- Analysis of toll classification and toll rates;
- Industry research; and Investigation of system design and implementation issues to identify any needs for improvements or changes.
- Ability to perform traffic modeling and simulation is desired.

- The Consultant shall also provide, as requested by the MDTA, miscellaneous design, analysis, and/or consultation services.

Assignments may include, but are not limited to, investigating contractor claims; designing changes or modifications to the systems; designing emergency repairs; or any other design work that may be required to support the Toll Systems; and working with schedules in Microsoft Project or Primavera formats. Presentations typically utilizing Microsoft Power Point are required. Reports rendered into electronic format using Adobe PDF are required. Ability to work in other applications is desired and includes, but is not limited to Visio and Google Earth.

This one (1) task-based contract will be a cost plus fixed fee Contract, valued at a Not-to-Exceed cost of Six Million Dollars (\$6,000,000.00). The project was initially approved by Secretary of Transportation, James T. Smith, on March 20, 2013 and subsequently revised and approved by Secretary Smith on March 7, 2014.

The Minority Business Enterprise (MBE) participation goal for this contract is Seven Percent (7%) without sub-goals. The recommended firm has submitted an MBE plan that meets the goal.

History from Solicitation of Interest

- Advertised Expression Interest on August 9, 2013.
- Four (4) firms responded by submitting Expressions of Interest on September 12, 2013.
- Expressions of Interest were received and evaluated and three (3) firms were placed on the Reduced Candidate List.
- The RFP was issued on March 13, 2014.
- Technical Proposals were received on April 10, 2014 and evaluated and ranked.
- Debriefings were held with the non-selected firms.
- The Consultant Screening Committee requested and received approval from Executive Director, Bruce W. Gartner on June 24, 2014 to Solicit a Price Proposal from the top ranked firm.
- Price Proposal was received on September 30, 2014 and negotiations were held.
- Requested and received approval from Executive Director, Bruce W. Gartner on October 27, 2014 on the negotiated price proposal.

The firm selected for award of Contract No. AE 2853-000-001/6 in the amount of \$6,000,000.00 is Jacobs Engineering Group, Inc. Its sub-consultants are:

Skyline Technical Solutions;
CDM Smith;
Plexus Installations – MBE;
Sabra, Wang and Associates – MBE; and

Transtech Engineering Consultants – MBE

The recommended firm has committed to the established MBE participation goal. Notice to Proceed (NTP) for this contract is anticipated in December, 2014. The Contract will be for a term of six (6) years and include a provision authorizing an extension of one-third of the original base term in accordance with BPW Advisory 1995-1.

Upon motion by Mr. Whitson and seconded by Mr. Mims, the Members unanimously recommended approval of Contract No. MDTA 2013-03/AE 2853-000-001/6 for Electronic Toll Collection (ETC) System Services, to the full MDTA Board at its next regularly scheduled meeting

Mr. William Hellmann and Mr. Doug Hutcheson rejoined the meeting.

Contract No. KH 2705-000-006R – Cleaning and Painting Structural Steel and Miscellaneous Repairs to Bridge on I-95 over the Susquehanna River

Mr. Dave LaBella presented this request to seek a recommended approval from the Capital Committee to present Contract No. KH 2705-000-006R – Cleaning and Painting Structural Steel and Miscellaneous Repairs to Bridge on I-95 over the Susquehanna River to the full MDTA Board at its next scheduled meeting.

The work to be performed under this contract is located at Bridge No. H-X907, the Millard E. Tydings Bridge, located on Interstate I-95 (John F. Kennedy Memorial Highway) over the Susquehanna River in Harford and Cecil Counties. The scope of work includes cleaning and painting seams and crevices of built-up truss structural members, zone and spot cleaning and painting corroded surfaces, providing for all necessary Maintenance of Traffic (MOT), and completing miscellaneous structural repairs as directed by the Engineer.

An allowance of \$250,000.00 was included in the IFB for Miscellaneous Structure Repairs which will only be used if necessary and will not be used without prior approval of the Construction Manager.

This project was advertised on April 16, 2014.

Seven (7) bids were received on June 3, 2014, however, one (1) bid was rejected and one (1) bid was withdrawn. The responsive bid results were as follows:

Contractor	Bid Amount	% Variance To Eng. Est.
Blastech Enterprises, Inc.	\$8,506,536.00	12.23%
Klicos Painting Company, Inc.	\$8,879,899.00	17.15%
Titan Industrial Services, Inc.	\$9,315,185.74	22.89%

Alpha Painting & Construction Company, Inc.	\$9,678,537.00	27.69%
Olympus Painting Contractors	\$9,948,005.00	31.24%

A protest was received from the rejected bidder and denied with the concurrence of Legal Counsel. Additionally, an appeal was filed and the Maryland State Board of Contract Appeals denied the appeal. One Bid was also withdrawn after it was determined that the submitted Veteran-owned firm was not a certified. The Bidder was afforded seventy-two (72) hours in accordance with COMAR, to provide a replacement certified Veteran-owned firm; however, the Bidder chose to withdraw its bid.

The Engineers Estimate for this project is \$7,579,851.00. It was noted that the low bid was 12.23% higher than the Engineer's Estimate. This company has performed work on prior MDTA projects. An analysis of the bid compared to the Engineer's Estimate was performed by the Division of Engineering and the low bid submitted by Blastech Enterprises, Inc., was determined to be acceptable. A bid justification was completed and the bid was determined to be fair and reasonable. This project was advertised with a Minority Business Enterprise (MBE) participation goal of Twenty-Six Percent (26%) with sub-goals of Seven Percent (7%) for African American-owned companies and Four Percent (4%) for Asian American-owned companies; and a One Percent (1%) Veteran-owned Small Business Enterprise (VSBE) goal. Blastech Enterprises, Inc. has submitted MBE and VSBE plans that meet the goals. Notice-to-Proceed (NTP) for this Contract is anticipated in January, 2015. The contract term is Five Hundred Fifty (550) calendar days from Notice-To-Proceed.

After reviewing and discussing the differences between the Engineer's Estimate and the bid submitted by the recommended Contractor, upon a motion by Mr. Hellmann and seconded by Mr. Mims, the Members unanimously recommended approval of this contract by the MDTA Board at its next scheduled meeting.

Contract No. FT 2743-000-006 – Structural Repairs to I-95 Bridges North of Fort McHenry Tunnel

Mr. Dave LaBella presented this request to seek a recommended approval from the Capital Committee to present Contract No. FT 2743-000-006 – Structural Repairs to I-95 Bridges North of Fort McHenry Tunnel to the MDTA Board at the next scheduled meeting.

The work to be performed under this contract is located on I-95, north of the Fort McHenry Tunnel from south of Kane St. to north of Herring Run in Baltimore City and includes the following:

1. Installation, maintenance, resetting, and removal of all Maintenance of Traffic measures as detailed in the Specifications and/or as directed by the Engineer.

2. Spall/delaminated area repairs to the bridge deck soffits as detailed in the Plans and/or as directed by the Engineer.
3. Spall/delaminated area repairs to the bridge parapets as detailed in the Plans and/or as directed by the Engineer.
4. Spall/delaminated area repairs to the bridge substructure units as detailed in the Plans and/or as directed by the Engineer.
5. Concrete crack repair by epoxy injection as detailed in the Plans and/or as directed by the Engineer.
6. Spall/delaminated area repairs to the bridge bearing pedestals as detailed in the Plans and/or as directed by the Engineer.
7. Repair, replace, and cleanout of the existing bridge drainage system throughout the bridges associated with this Contract. Work will include flushing the drainage systems, replacing any currently damaged piping, replacing missing sections of the drainage system, replacing broken scupper grates, and resetting or replacing misaligned sections of the drainage system, as described in the Contract Documents and/or as directed by the Engineer.
8. Replace loose or missing high strength bolts in the girder splices and diaphragm/lateral bracing connections as detailed in the Plans and/or as directed by the Engineer.
9. Install steel plate repairs to intermediate stiffeners which have areas of section loss as detailed in the Plans and/or as directed by the Engineer.
10. Re-weld welded connections which have cracked on end diaphragm members.
11. Reset existing rocker bearings which are currently over rotated as detailed in the Plans and/or as directed by the Engineer.
12. Replace existing bridge deck joint seals with preformed silicone joint seals as detailed in the Plans and/or as directed by the Engineer.
13. Install drainage troughs at locations where deck joint seals are to be replaced.
14. Repair/modify loose and damage bridge deck finger joints at Pier 5 for Bridge Nos. BCW59601 and BCW59602.

An allowance of \$250,000.00 was included in the IFB for Miscellaneous Repairs and will only be used if necessary and will not be used without prior approval of the Engineer. This project was advertised on August 14, 2014. Bids were received on September 22, 2014, and the bid results were as follows:

Contractor	Bid Amount	% Variance To Eng. Est.
M. D. Miller Co. Inc. (The Marksmen Co.)	\$3,569,125.00	23.49%
Concrete General Inc.	\$3,608,986.00	24.87%
Martins Construction Corp.	\$3,998,016.00	38.33%
Eastern Highway Specialists	\$4,134,911.00	43.07%

The Engineer's Estimate for this project is \$2,890,144.00. It was noted that the low bid was 23.49% higher than the Engineer's Estimate. This company has performed work on prior MDTA projects. An analysis of the bid compared to the Engineer's Estimate was performed by the Division of Engineering and the low bid submitted by M.D. Miller Inc. (The Marksmen Co.) was determined to be fair and reasonable. A bid justification was completed and the bid was determined to be fair and reasonable. This project was advertised with a Minority Business Enterprise (MBE) participation goal of Thirty Percent (30%) with sub-goals of Seven Percent (7%) for African American-owned companies and Four Percent (4%) for Asian American-owned companies; and a One Percent (1%) Veteran-owned Small Business Enterprise (VSBE) goal. M.D. Miller Inc.'s (The Marksmen Co.) has submitted MBE and VSBE plans that meet the goals. Notice-to-Proceed (NTP) for this Contract is anticipated in January 2015. The contract term is for Three Hundred Sixty-Five (365) calendar days from Notice-to-Proceed.

After reviewing and discussing the differences between the Engineer's Estimate and the bid submitted by the recommended Contractor, upon a motion by Mr. Mims and seconded by Mr. Whitson, the Members unanimously recommended approval of this contract by the MDTA Board at its next scheduled meeting.

Contract No. PB 2773-000-006 – MDTA Point Breeze First Floor Renovation

Mr. Robert Michael presented this request to seek a recommended approval from the Capital Committee to present Contract No. PB 2773-000-006 – MDTA Point Breeze First Floor Renovation to the MDTA Board at the next scheduled meeting.

The work to be performed under this contract is located at the Maryland Transportation Authority Headquarters Building located at the 2310 Broening Highway, Baltimore, MD, Point Breeze office complex. The scope of work includes new interior partitions, new floor, wall, and ceiling finishes, new doors and frames, new lighting, new mechanical HVAC distribution, electrical, and telecommunications distribution, and new plumbing fixtures, restroom partitions, and accessories.

Allowance items totaling \$305,800.00 were included in the IFB for the provision of an Industrial Hygienist and Miscellaneous Construction that may be determined necessary by the Project Engineer during the construction period. These items will only be used if necessary and will not be used without prior approval of the Construction Manager.

This project was advertised on July 18, 2014. Bids were received on September 11, 2014 and the bid results were as follows:

Contractor	Bid Amount	% Variance To Eng. Est.
Tech Contracting Co., Inc.	\$2,641,502.00	(15.98%)
Total Contracting Inc.	\$2,669,955.00	(15.07%)
Bob Porter Company	\$2,776,800.00	(11.67%)
Jeffrey Brown Contracting, LLC	\$2,823,494.00	(10.19%)
Trison Construction	\$2,916,250.00	(7.24%)
Biscayne Contractors	\$3,016,800.00	(4.04%)
Allen & Shariff	\$3,157,617.00	.44%
JLN Construction	\$3,483,955.00	10.82%
Simon Development	\$3,756,937.00	19.51%

The Engineers Estimate for this contract is \$3,143,714.57. It was noted that the low bid was 15.98% lower than the Engineer's Estimate. This company has performed work on prior MDTA projects. An analysis of the bid compared to the Engineer's Estimate was performed by the Division of Engineering and the low bid submitted by Tech Contracting Company, Inc. was determined to be fair and reasonable. A bid justification was completed and the bid was determined to be fair and reasonable. This project was advertised with a Minority Business Enterprise (MBE) participation goal of Thirty Percent (30%) with sub-goals of Seven Percent (7%) for African American-owned companies and Four Percent (4%) for Asian American-owned companies; and a One-half Percent (0.5%) Veteran-owned Small Business Enterprise (VSBE) goal. Tech Contracting Co., Inc. has submitted an MBE plan that exceeds the goal and a VSBE plan that meets the goal. In addition, Tech Contracting Co., Inc., is a certified Small Business. This contract requires approval of the Maryland Board of Public Works. Notice-to-Proceed (NTP) for this Contract is anticipated in January, 2015. The contract term is for One Hundred Eighty (180) calendar day from the NTP.

After reviewing and discussing the differences between the Engineer's Estimate and the bid submitted by the recommended Contractor, upon a motion by Mr. Hellmann and seconded by Mr. Mims, the Members unanimously recommended approval of this contract by the MDTA Board at its next scheduled meeting.

Contract No. MA 2748-000-001/6 – On-Call Electrical and ITS Repairs and Services

Mr. Bob Jordan presented this request to seek a recommended approval from the Capital Committee to present Contract No. MA 2748-000-001/6 – On-Call Electrical and ITS Repairs and Services to the MDTA Board at the next scheduled meeting.

The scope of work includes providing the labor, equipment, and materials necessary in performing miscellaneous electrical, ITS and other types of repairs, upgrades, replacements, and new construction as directed by the Engineer in an on-call or task-

based manner. This work may be required on any MDTA assets (bridges, tunnels, highways, buildings, and all appurtenances) of any of the Authority's facilities. The work to be performed under this contract is located at City of Annapolis, Anne Arundel County, Baltimore County, Baltimore City, Cecil County, Charles County, Harford County, King George County VA, New Castle County DE, Queen Anne's County, Montgomery County, Prince George's County, Talbot County, Kent County.

An allowance of \$1,004,999 was included in the IFB for miscellaneous materials, specialty equipment, specialty subcontractors and utility services. These items will only be used if necessary and will not be used without prior approval of the Engineer.

This project was advertised on July 10, 2014 as a multi-award contract. Three (3) bids were received on August 22, 2014. The MDTA reserved the right to award up to three (3) contracts with a not-to-exceed amount of \$9 million to the Bidders with the lowest responsive and responsible bids.

A separate task order for each specific on-call project will be initiated for each task required to be performed under the contract.

The responsive and responsible Bid results are as follows:

Contractor	Bid Amount	% Variance To Eng. Est.
Dvorak, LLC & Conduit Constructor, LLC (JV)	\$3,440,134.99	13.80%
Brawner Builders, Inc.	\$3,611,849.99	19.48%
Intelect Corp.	\$4,662,034.06	54.23%

The Engineers Estimate for each contract is \$3,022,875. Dvorak, LLC and Conduit Constructor, LLC, A Joint Venture (JV) is the lowest responsive and responsible bidder and is therefore recommended for award to the full Authority in the amount of \$5,000,000.00, Contract A. It was noted that the low bid was 13.80% higher than the Engineer's Estimate. An analysis of the bid compared to the Engineer's Estimate was performed by the Division of Engineering and the low bid submitted by Dvorak, LLC and Conduit Constructor, LLC, A Joint Venture (JV) was determined to be fair and reasonable. A bid justification was completed and the bid was determined to be fair and reasonable. Dvorak, LLC and Conduit Constructor, LLC, A Joint Venture (JV) is a new contractor to the Authority, however, Dvorak has performed work on prior MDTA projects and has been successful.

Brawner Builders, Inc. is the second lowest responsive and responsible bid and is therefore recommended for award to the full Authority in the amount of \$4,000,000.00, Contract B. It was noted that their bid was 19.48% higher than the Engineer's Estimate. An analysis of the bid compared to the Engineer's Estimate was performed by the Division of Engineering and the low bid submitted by Brawner Builders, Inc., was determined to be fair and reasonable. A bid justification was conducted and the bid has

been determined to be fair and reasonable. This company has performed work on prior MDTA projects.

This project was advertised with a Minority Business Enterprise (MBE) participation goal of Twenty-Seven Percent (27%) with sub-goals of Seven Percent (7%) for African American-owned companies and Four Percent (4%) for Asian American-owned companies; and a One-half Percent (0.5%) Veteran-owned Small Business Enterprise (VSBE) goal. Both Dvorak, LLC and Conduit Constructor, LLC (JV) and Brawner Builders, Inc., have submitted MBE and VSBE plans that meet the goals. Notice-to-Proceed (NTP) for this Contract is anticipated in January, 2015. The contract term is One Thousand Ninety Five (1095) calendar day from the NTP and includes two (2), one year renewal options.

After reviewing and discussing the differences between the Engineer's Estimate and the bid submitted by the recommended Contractor, upon a motion by Mr. Whitson and seconded by Mr. Mims, the Members unanimously recommended approval of this contract by the MDTA Board at its next scheduled meeting.

COMAR Amendments – 11.07.01 – Transportation of Hazardous Materials; 11.07.02 – Vehicle Size and width Restrictions; 11.07.05 – Public Notice of Toll Schedule Revisions; 11.07.10 – Parking on Maryland Transportation Authority Property; 11.07.11 Public Use of Interstate 95 Service Plazas

Mr. Patrick Fleming presented this request to seek a recommended approval from the Capital Committee to present recommended COMAR Amendments 11.07.01 – Transportation of Hazardous Materials; 11.07.02 – Vehicle Size and width Restrictions; 11.07.05 – Public Notice of Toll Schedule Revisions; 11.07.10 – Parking on Maryland Transportation Authority Property; 11.07.11 Public Use of Interstate 95 Service Plazas for approval to the full MDTA Board. The regulations need to be updated to reflect current business practices, statutory definitions, etc. These proposed changes will also be presented to the Finance Committee.

11.07.01 – Transportation of Hazardous Materials

Changes are proposed to make the regulations' definitions consistent with statute and to correct an existing punctuation error.

11.07.02 – Vehicle Size and width Restrictions

Changes are proposed to make the regulations consistent with current business practices.

11.07.05 – Public Notice of Toll Schedule Revisions

Changes are proposed to make the regulations' definitions consistent with statute and to clean up redundant language.

11.07.10 – Parking on Maryland Transportation Authority Property

Changes are proposed to make the regulations' definitions consistent with statute and eliminate the regulations related to Violations and Penalties. In order to issue citations for violations, a process for appeal to the District court needs to be established. It has been determined that the value of the civil parking violation penalty received is not worth the expense of establishing and maintaining such an appeal process.

11.07.11 Public Use of Interstate 95 Service Plazas

Changes are proposed to allow the MDTA as an agency to enforce parking restrictions, not just a singular person; change language to update an obsolete term and to remove the civil citation for infractions on the service plazas. In order to issue civil citations, a process for appeal to the District court needs to be established. It has been determined that the value of the civil penalty received is not worth the expense of establishing and maintaining such an appeal process.

Upon motion by Mr. Mims and seconded by Mr. Whitson, the Members unanimously recommended approval to the full MDTA Board at its next regularly scheduled meeting to approve COMAR Amendments 11.07.01 – Transportation of Hazardous Materials; 11.07.02 – Vehicle Size and width Restrictions; 11.07.05 – Public Notice of Toll Schedule Revisions; 11.07.10 – Parking on Maryland Transportation Authority Property; 11.07.11 Public Use of Interstate 95 Service Plazas.

Final FY 2015-2020 Consolidated Transportation Program (CTP)

Mr. Dennis Simpson and Ms. Jeanne Marriott presented this request to seek recommendation for approval for the proposed final FY 2015-2020 CTP. The final CTP will be presented to the Finance Committee for recommended approval on November 12, 2014 and to the full MDTA Board for approval on November 20, 2014.

The overall final six-year CTP increased by \$21.0 million from the draft CTP. This increase is comprised of a \$320.5 million increase in projects offset by a \$299.5 million decrease in allocated reserves.

The \$320.5 million increase in projects is primarily the result of:

- \$81.2 million increase in the Canton Viaduct project,
- addition of two on-call projects at \$11.6 million and \$9.2 million, and
- addition of construction dollars from the reserve for the following projects:
 - o re-decking and superstructure repairs to the bridge over the Patapsco Flats (\$64.5 million);
 - o replacing the Baltimore Harbor Tunnel Vent Fans (\$61.9 million);
 - and,
 - o phase IV painting of the westbound span of the Bay Bridge (\$21.7 million).

The decrease in reserves is attributed to transferring \$173.8 million for the construction phase of projects funded for engineering only in the draft CTP and project changes as well as deferring the projects below beyond the six-year CTP period for an additional decrease of \$125.7 million. These projects were originally scheduled in the later years of the CTP and will be re-evaluated during the FY 2016-2021 draft CTP at which time they may be brought back into the funding period.

- Bay Bridge – Replace Inspection Trolley (\$10.8 million)
- Kennedy Highway – Resurface I-95 Phase III - Tydings Bridge to the Maryland/Delaware State Line (\$23.9 million)
- Ft. McHenry Tunnel – Mill and Overlay Pavement North and South of the Toll Plaza (\$7.5 million)
- Baltimore Harbor Tunnel – Resurface North and South of the Tunnel (\$24.5 million), Rehabilitate Tunnel Lighting (\$14.7 million) and Repair the Concrete Tunnel Deck (\$17.1 million)
- Key Bridge – Resurface Key Bridge Approach Roadways (\$8.6 million) and Repair and/or Seal Decks Facility-Wide (\$6.7 million)
- Multi-Area – Upgrade DMS Equipment (\$11.9 million)

Remainder of CTP Budget Changes – Increase \$307.6 million

Project budget changes for all projects except ICC, ETL and Reserves resulted in \$307.6 million increase. However, due to the reduction in system preservation allocated reserves in the amount of \$299.5 million, the net final FY 2015–2020 CTP budget, except ICC and ETL, is \$8.1 million were shown in Handout #1 – Lines 3, 4 and 5.

Highlights of changes to the CTP budget that have been incorporated in the proposed final FY 2015-2020 CTP.were shown in Handout #2 including:

- New Projects Added – Budget increase \$59.3 million Fund 27 new system preservation projects for a total of \$59.3 million transferred from the reserves.
- Projects Modified to Add Construction Phase – Budget increase \$178.7 million Fund the construction phase of nine projects for a total of \$178.7 million transferred from the reserves as design reached 60% level and cost estimates were developed based on a fully developed scope.
- Projects Modified to Reflect Bids Received – Budget increase \$9.1 million Transfer \$9.1 million from the reserves, which is the net result of construction budget adjustments due to bids received. Three contracts came in lower than Engineer’s Estimate, which resulted in budget reductions of \$0.5 million while eight contracts came in higher than Engineer’s Estimate, which resulted in budget increases of \$9.6 million.

- Projects Completed/Closed-Out/Deleted – Budget decrease \$33.6 million Return \$33.6 million to the CTP reserve which came from forty-five completed and deleted projects.
- Active Projects Modified Due to Cost Change – Budget increase \$107.0 million Fund changes in engineering and/or construction budgets for 100 projects for a net budget increase of \$107.0 million.

The proposed final FY 2015-2020 CTP reflects an increase of \$21.0 million due in part to the rollover of FY 2014 unspent funds (\$17.4 million).

Upon motion by Mr. Hellmann and seconded by Mr. Mims, the Members unanimously recommended approval to the full MDTA Board at its next regularly scheduled meeting to approve the Final FY 2015-2020 Consolidated Transportation Program (CTP).

ETL PROJECT UPDATE

Mr. Dennis Simpson updated the Capital Committee on the issues and activities underway to support the opening of the I-95 Express Toll Lanes, including details of the activities associated with the opening of the I-95 Express Toll Lanes.

VIDEO TOLL AND CITATIONS PROJECT

Ms. Deb Sharpless updated the Capital Committee on the issues and activities underway to support the implementation of the video toll and citation process approved in HB420.

Ms. Sharpless provided details on the status of the associated activities and major issues for the video toll and citation process, including an update on court activities and implementation of referrals to MVA and CCU.

Member Whitson exited the teleconference at 10:05 a.m.

SYSTEM PRESERVATION PROGRAM UPDATE

Mr. Dave LaBella presented this update to the Capital Committee on the status of the Maryland Transportation Authority's (MDTA's) System Preservation Program.

As part of our quarterly update to the Capital Committee, and as discussed in previous meetings, the System Preservation Program Team continues to manage several projects through the study, design, and procurement process according to an established program milestone schedule.

Additional projects are being programmed when practicable to maintain cash flow expenditures, including several large projects that were recently added to the program.

The Team continues to perform financial tracking and reporting to support the management of the System Preservation Program. Design milestones continue to be met, as the Team continues to review submittals and deliverables for various projects.

This presentation included a discussion of the status of the system preservation projects, as well as the financial aspects of the System Preservation Program. After discussion, the Members agreed that moving forward this update should occur every six months.

At 10:20 a.m. upon motion by Member Mims and seconded by Member Hellmann, the Members unanimously voted to move into Closed Session pursuant to Section 3-305(b)(8) of the General Provisions Article of the Annotated Code of Maryland to discuss potential litigation related to claims pending for MDTA Contract No. BB 2512-000-006, Cleaning and Painting at the Westbound Bay Bridge, US 50 over the Chesapeake Bay.

The following were present during the Closed Session: Rev. Dr. William C. Calhoun, Sr., Chairman, William Hellmann, Brad Mims, Bruce Gartner, Deb Sharpless, Kimberly Millender, Esquire, Doug Hutcheson, Dan Williams, Dave Ferrara, Will Pines, Chris Thompson and Liz Sogard.

At 10:40 a.m., a motion was made by Member Mims and seconded by Member Hellmann, with the unanimous approval of the Members, to adjourn the Closed Session and return to Open Session.

RATIFICATION OF ACTIONS TAKEN DURING CLOSED SESSION

Upon motion by Mr. Hellmann and seconded by Mr. Mims, the Members ratified their actions taken in closed session to unanimously recommended approval to the MDTA Board at its next regularly scheduled meeting a settlement of potential litigation related to MDTA Contract No. BB 2512-000-006 in the amount of \$5,611,621 and to increase the delegated authority from \$2,774,293.43 or 16.67% to \$7,940,126.99 or 47.95%.

There being no further business, the meeting of the MDTA Capital Committee was adjourned by general consensus at 10:45 a.m. following a motion by Mr. Mims and seconded by Mr. Hellmann.

The next meeting of the MDTA Capital Committee is scheduled for Thursday, December 4, 2014 at 9:00 a.m., at Point Breeze Headquarters, 2310 Broening Highway, Baltimore, Maryland.