

THE MARYLAND GENERAL ASSEMBLY

June 3, 2019

Members of the Maryland Board of Public Works
Louis L. Goldstein Treasury Building
Calvert St, Annapolis, MD 21401

Governor Hogan, Treasurer Kopp, and Comptroller Franchot:

We, the undersigned Maryland lawmakers, respectfully request that you do not:

1. Designate the I-495 & I-270 P3 Program (Program) as a public-private partnership (P3), or
2. Approve the proposed competitive solicitation for selecting a private party developer for the Program.

Instead, we urge the Board of Public Works to:

1. Instruct the Maryland Department of Transportation (MDOT) to split the Program up into its various phases and segments for purposes of obtaining a P3 designation, so that each segment MDOT has previously identified should be approved or disapproved separately as a P3.
2. Delay approval or disapproval until an Environmental Impact Statement (EIS) is completed, so that you can understand what it is you're being asked to approve, with respect to the cost of tolls to drivers, time, land need, environmental mitigation, and other important factors. Moreover, MDOT should undertake a serious analysis of the potential greenhouse gas emissions of construction and operation of the project and its impact on climate change.
3. Work collaboratively with county stakeholders to consider the range of options to address traffic, beyond those being considered in the current P3 analysis, and
4. Take all efforts to enforce promises the Governor made not to seize any homes or businesses along the path of the project.

For further discussion of our request, please see the attached letter from May 3, 2019 sent by some of us to you.

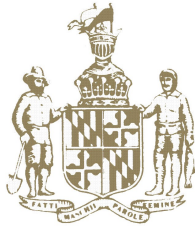
Your decision at this meeting will have lasting consequences for our constituents and our state.

Thank you for your consideration.

Senator Malcolm Augustine, District 47
Senator Joanne Benson, District 24
Senator Cheryl Kagan, District 17
Senator Clarence Lam, District 12
Senator Susan Lee, District 16
Senator Shirley Nathan-Pulliam, District 44
Senator Paul Pinsky, District 22
Senator Jim Rosapepe, District 21
Senator Will Smith, District 20
Senator Jeff Waldstreicher, District 18

Delegate Gabriel Acevero, District 39
Delegate Vanessa Atterbeary, District 13
Delegate Heather Bagnall, District 33
Delegate Ben Barnes, District 21
Delegate Erek Barron, District 24
Delegate Kumar Barve, District 17
Delegate Regina T. Boyce, District 43
Delegate Tony Bridges, District 41
Delegate Al Carr, District 18
Delegate Lorig Charkoudian, District 20
Delegate Charlotte Crutchfield, District 19
Delegate Bonnie Cullison, District 19
Delegate Kathleen Dumais, District 15
Delegate Eric Ebersole, District 12
Delegate Jessica Feldmark, District 12
Delegate Diana Fennell, District 47A
Delegate Wanika Fisher, District 47B
Delegate Tawanna Gaines, District 22
Delegate Jim Gilchrist, District 17
Delegate Anne Healey, District 22

Delegate Shelly Hettleman, District 11
Delegate Terri Hill, District 12
Delegate Julian Ivey, District 47A
Delegate Michael Jackson, District 27B
Delegate Anne Kaiser, District 14
Delegate Ariana Kelly, District 16
Delegate Marc Korman, District 16
Delegate Mary Lehman, District 21
Delegate Jazz Lewis, District 24
Delegate Robbyn Lewis, District 46
Delegate Brooke Lierman, District 46
Delegate Sara Love, District 16
Delegate Eric Luedtke, District 14
Delegate Maggie McIntosh, District 43
Delegate David Moon, District 20
Delegate Julie Palakovich Carr, District 17
Delegate Joseline Pena-Melnyk, District 21
Delegate Pamela Queen, District 14
Delegate Kirill Reznik, District 39
Delegate Emily Shetty, District 18
Delegate Stephanie Smith, District 45
Delegate Jared Solomon, District 18
Delegate Vaughn Stewart, District 19
Delegate Jen Terrasa, District 13
Delegate Veronica Turner, District 26
Delegate Kris Valderrama, District 26
Delegate Alonzo Washington, District 22
Delegate Courtney Watson, District 9B
Delegate Jheanelle Wilkins, District 20
Delegate Karen Young, District 3A



THE MARYLAND GENERAL ASSEMBLY

May 3, 2019

Maryland Board of Public Works:

We represent communities residing along I-495 & I-270 and respectfully request that you do not:

1. Designate the I-495 & I-270 P3 Program (Program) as a public-private partnership (P3), nor
2. Approve the proposed competitive solicitation for selecting a private party developer for the Program.

It is inappropriate to schedule a vote on such a significant project when one third of the BPW members will not be present for the meeting. We further request that the Board of Public Works instruct the Maryland Department of Transportation (MDOT) to split the Program up into its various phases and segments for purposes of obtaining a P3 designation from the Board. Each segment that MDOT has previously identified in documents and public meetings — including the I-270 portions and each I-495 segment of the project — should be approved or disapproved separately as a P3. That will ensure that each section of the Program is considered independently and adequately for its approval or disapproval.

In short, the designation of the P3 should not be done for the entire 70 miles of the project at once. Each segment of I-495 and I-270 faces unique conditions and challenges and should be considered on its own merits.

We also believe it is inappropriate to rush through such an approval before an Environmental Impact Statement (EIS) is completed or before we have any idea of the cost of tolls to drivers. The EIS will provide information about cost, time, land need, environmental mitigation, and other important factors, so that you can understand what it is you're being asked to approve. MDOT has itself represented at public meetings that it is not ready to share the support for its traffic model, and no detailed analyses of the costs and financial risks of the Program have been provided. There is great uncertainty involved for the state, taxpayers, and individual motorists in acting without full information on the choices for traffic relief in Maryland.

We share the broad concerns about traffic congestion and hope to work with MDOT and county officials to consider the range of options to address traffic, beyond those being considered in the current P3 analysis. As you know, both Montgomery and Prince George's County Councilmembers have raised concerns about the proposed approach, but both county councils welcome the opportunity to work collaboratively to address traffic congestion. The same holds true for the Maryland-National Capital Park and Planning Commission. We hope these local stakeholders will be a part of this discussion, and we ask that other options be considered, at least for some segments of the Program.

Lastly, we urge the Board of Public Works to take all efforts to enforce promises the Governor made not to seize any homes or businesses along the path of the project.

Thank you for your consideration,

Senator Malcolm Augustine
Senator Joanne Benson
Senator Susan Lee
Senator Obie Patterson
Senator Paul Pinsky
Senator Jim Rosapepe
Senator Will Smith
Senator Jeff Waldstreicher
Delegate Gabe Acevero
Delegate Ben Barnes
Delegate Ereik Barron
Delegate Kumar Barve
Delegate Al Carr
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