

Maryland E-Nnovation Initiative Fund Authority
Tuesday, June 27, 2017
10:00 a.m. – 12:00pm

University System of Maryland – Columbus Center
701 East Pratt St, Board Room #G020
Baltimore, MD 21202

The Maryland E-Nnovation Initiative Fund Authority (“MEIFA” or the “Authority”) convened a meeting at 10:00a.m. on June 27, 2017 at the University System of Maryland – Columbus Center, 701 East Pratt Street, Baltimore, Maryland, Board Room #G020. A quorum was present.

Members

Robert Hallenbeck, Chairman
Robert Caret, Chancellor, University System of Maryland
John Wasilisin, President & Chief Operating Officer, TEDCO
Andy Jones, Managing Director, Maryland Venture Fund, TEDCO
Tracye Turner, Co-Owner and COO of Optimal Solutions Group, LLC
Bret Schreiber, Designee of the Secretary of the Maryland Department of Commerce

Staff, Guests and Representatives

Barbara Kountz, Deputy Counsel, Maryland Department of Commerce
Kris Shock, Senior Director, Strategic Industries & Entrepreneurship, Maryland Department of Commerce
Darren Parker, Assistant Dean, University of Maryland School of Medicine
Kevin Kelly, Chief Government Affairs Officer and Associate VP, University of Baltimore
Jamie Cacciola, Director of Grants, Hood College (by phone)
Jared Hawkins, Senator Ulysses Currie’s Office

Call Meeting to Order

Chairman Robert Hallenbeck called the meeting to order at 10:01am.

Roll Call: Introduction of Authority Members and Others in Attendance

Chairman Hallenbeck asked those in attendance, in person and on the conference line, to introduce themselves.

Review and Approval of previous Meeting Minutes

The minutes of the April 18, 2017 meeting were reviewed. Upon motion duly made and seconded, the Authority members unanimously approved the minutes of the open session of the meeting held on April 18, 2017.

Budget Status Update

Mr. Bret Schreiber presented the Maryland E-Innovation Initiative Fund Fiscal Year 2018 Financial Status Report. Mr. Schreiber announced the General Assembly's approval of the \$8,500,000 added to the fiscal year's budget by the Governor. In addition, he stated that the request submitted on behalf of the Authority through the Maryland Department of Budget and Management to reallocate the \$1,000,000 returned by Morgan State University had also been approved, increasing the Fiscal Year 2018 budget to \$9,500,000. Mr. Schreiber confirmed that the full \$9,500,000 was available immediately to be appropriated during the current and next round of awards. He stated the extra surplus from the Bingo Tip Jars would satisfy administrative expenses. Authority members discussed the existing regulatory cap for awarding funds to institutions, and were given a status update regarding which institutions had cap applicability. Mr. Schreiber advised that none of the institutions applying in the current round were facing cap issues; however, an outline of each institution's award maximum had been included in each member's meeting packet for further review and discussion during closed session.

General Discussion

The Authority yielded the discussion to guests, in person and on the phone, for comments and questions. There were none.

Maryland E-Innovation Initiative Authority Correspondence

At the request of the Authority, representatives from the University of Maryland Baltimore provided a status update on an email sent to the Authority, detailed in the memo sent to the Authority by Department of Commerce Assistant Attorney General Lara Hjortsberg on June 9, 2017, outlining the issue and options available. The request from the University of Maryland Baltimore was to reduce a past \$1,000,000 reward to \$500,000.

Approval of Closed Session

At 10:28 a.m., Chairman Hallenbeck stated that the meeting should be closed in order for the Authority to discuss applications and amendment request. At Chairman Hallenbeck's request, Ms. Kountz stated that the statutory reasons for closing the meeting were §3-305(b)(13) and (b)(7) of the Open Meeting Act, (a) to comply with a specific statutory requirement that

prevents public disclosure about a particular proceeding or matter, and (b) to consult with legal counsel with respect to legal matters with respect to such applications and amendment request. It was noted that the applications and amendment request included financial information of private individuals (donors), which is information protected from disclosure under §4-336 of the Maryland Public Information Act. It was further noted that Chairman Hallenbeck had signed the Presiding Officer's Written Statement for Closing a Meeting under the Open Meetings Act, which is attached to these minutes as an Exhibit.

Upon motion duly made and seconded, it was unanimously,

RESOLVED, that the Authority move into Closed Session in accordance with §3-305(b)(13) and (b)(7) of the Open Meetings Act (OMA), to discuss the applications and amendment request received by the Authority, which applications include financial information of private individuals, and to consult with legal counsel with respect to legal matters with respect to such applications and amendment requests.

Other than Ms. Kountz, the guests and representatives, including those attending via phone, left the meeting at this time. The following members (and designee) of the Authority were present during the closed session: Chairman Hallenbeck, Dr. Caret, Mr. Jones, Mr. Schreiber, Ms. Turner, and Mr. Wasilisin.

Resumption of Open Session

The Open Session of the meeting resumed at 11:18am.

Chairman Hallenbeck announced the following decisions made during closed session.

- Amendment to University of Maryland, Baltimore Robert and Susan Fischell Dean's Endowed Professorship FY2017 award to reduce the award amount from \$1,000,000 to \$500,000 - APPROVED
- Amendment of Item B. 1 of the agenda to correctly reflect the University of Maryland, Baltimore's request to reduce the award amount of qualified donation rather than the request being to extend the deadline for receipt of qualified donation - APPROVED
- Amendment of Item B. 2 of the agenda to reflect Johns Hopkins University's withdrawal of the Endowed Professorship in Business Innovation and Social Impact application - APPROVED
- College of Southern Maryland, Endowment for the Entrepreneur and Innovation Institute (\$500,000) - APPROVED
- Johns Hopkins University, Charles Glenn Grover Estate for Advanced Macular Degeneration (\$1,000,000) - APPROVED
- University of Maryland, College Park, Capital One Chair in Machine Learning and Computer Science (\$2,100,000) - APPROVED

- Johns Hopkins University, The Jennison Family Professorship in Neurosurgery (\$1,000,000) - NOT APPROVED

Designation of Member to Take Open Meetings Act Training

Following a discussion of the 2017 amendments to the Maryland Open Meetings Act (“OMA”), which require public bodies such as the Authority to designate at least one member of the public body to take the OMA training if such public body is to meet in closed session on or after October 1, 2017, and upon motion duly made and seconded, it was

RESOLVED, that Chairman Hallenbeck be, and he hereby is, designated as a member of the Authority to take training pursuant to §3-213 of the Open Meeting Act.

Dates for Next Meetings

The Authority members determined that the date for the next meeting of the Authority would be as follows.

- Tuesday, November 28, 2017, 10:00 a.m. – 12:00 p.m.
 - University System of Maryland, 701 East Pratt St., Baltimore, MD 21202

There being no further business, motion to adjourn was made, duly seconded and unanimously agreed upon.

Attachments: MEIF FY2018 Financial Status Report and Past Awards

 Presiding Officer’s Written Statement for Closing a Meeting under the
 Open Meetings Act

MARYLAND E-INNOVATION INITIATIVE FUND AUTHORITY

PRESIDING OFFICER'S WRITTEN STATEMENT FOR CLOSING A MEETING
UNDER THE OPEN MEETINGS ACT
(General Provisions Article § 3-305)

1. Recorded vote to close the meeting:

Date: June 27, 2017

Time: 10:30 a.m.

Location: University System of Maryland, 701 East Pratt Street, Board Room G020
Baltimore, MD 21202

Motion to close meeting made by: Hallenbeck; Seconded
by Caret

Vote to Close Session:

	AYE	NAY	ABSTAIN	ABSENT
Robert Hallenbeck, Chair	(X)	()	()	()
Robert Caret/Designee	(X)	()	()	()
R. Michael Gill/Bret Schreiber	(X)	()	()	()
Andy Jones	(X)	()	()	()
Tracye Turner	(X)	()	()	()
John Wasilisin	(X)	()	()	()
George Davis	()	()	()	(X)

2. Citation of statutory authority to close session (check all that apply): This meeting is being closed under General Provisions Article § 3-305(b), only:

____ (1) To discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; any other personnel matter that affects one or more specific individuals;

____ (2) To protect the privacy or reputation of individuals concerning a matter not related to public business;

____ (3) To consider the acquisition of real property for a public purpose and matters directly related thereto;

- (4) To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State;
- (5) To consider the investment of public funds;
- (6) To consider the marketing of public securities;
- (7) To consult with counsel to obtain legal advice on a legal matter;
- (8) To consult with staff, consultants, or other individuals about pending or potential litigation;
- (9) To conduct collective bargaining negotiations or consider matters that relate to the negotiations;
- (10) To discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including: (i) the deployment of fire and police services and staff; and (ii) the development and implementation of emergency plans;
- (11) To prepare, administer, or grade a scholastic, licensing, or qualifying examination;
- (12) To conduct or discuss an investigative proceeding on actual or possible criminal conduct;
- (13) To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter;
- (14) Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.

3. Disclosure of the topics to be discussed, for each citation checked above:

§3-305(b)(13) topics: Discussion and evaluation of the applications received from Non-profit Institutions of Higher Education for endowment matching funds from the Authority under the E-Innovation Initiative Program, which applications include the disclosure of financial information of private individuals (donors); discussion of a request from University of Maryland, Baltimore with respect to an application approved in Fiscal Year 2017, which will include the disclosure of financial information of private individuals.

§3-305(b)(7) topics: Legal advice from counsel to the Authority with respect to the applications and the request from UMB.

4. For each topic listed in #2, disclosure of the reason for discussing it in closed session rather than in open session:

§3-305(b)(13): Financial information of private individuals in protected from disclosure under the Maryland Public Information Act (§4-336).

§3-305(b)(7): Protection of the attorney-client privilege.

This statement is made by Robert Hallenbeck, Chair of the Maryland E-Innovation Initiative Fund Authority, Presiding Officer.

A handwritten signature in black ink, appearing to read "Robert Hallenbeck", written over a horizontal line.

Robert Hallenbeck
Chair