

MINUTES
OF THE
MEETING OF THE
BOARD OF PUBLIC WORKS
JANUARY 2, 2013

BOARD OF PUBLIC WORKS

TABLE OF CONTENTS

JANUARY 2, 2013

I. ITEMS SUBMITTED ON THE SECRETARY'S AGENDA

Department of Agriculture
Agricultural Cost-Share Program..... 5-6
Board of Public Works
Procurement Agency Activity Reports.....7
Wetlands Licenses.....8
Department of the Environment 9-10
Maryland Environmental Service11
Department of Housing and Community Development..... 12-16
Department of Natural Resources
Shoreline Conservation Service 17-18
Board of Public Works
Investment Activities in Iran19
APPENDIX 20-24
SUPPLEMENT A - Program Open Space 25-43
SUPPLEMENT B - Budget & Management 44-81
SUPPLEMENT C - University System of Maryland 82-102
SUPPLEMENT D - Department of Information Technology 103-117

II. ITEMS SUBMITTED ON THE DEPARTMENT OF TRANSPORTATION AGENDA:

No items submitted

III. ITEMS SUBMITTED ON THE DEPARTMENT OF GENERAL SERVICES AGENDA:

A/E Services Modification 118-120
General Miscellaneous 121-124
Leases 125-132
Capital Grants and Loans..... 133-138

INDEX140

**MINUTES OF THE MEETING OF
THE BOARD OF PUBLIC WORKS, JANUARY 2, 2013**

The Board of Public Works met in the Governor's Reception Room, State House, Annapolis, Maryland, on Wednesday, January 2, 2013.

Board Members present:

The Honorable Anthony G. Brown, Lt. Governor
The Honorable Nancy K. Kopp, Treasurer
The Honorable Peter Franchot, Comptroller

Also present:

Al Collins, Secretary, Department of General Services
Eloise Foster, Secretary, Department of Budget & Management

CONSTRUCTION:

General Construction Project Contingency Fund 1988
Maryland Consolidated Capital Bond Loan of 2005
Maryland Consolidated Capital Bond Loan of 2006
Maryland Consolidated Capital Bond Loan of 2007
Maryland Consolidated Capital Bond Loan of 2008
Maryland Consolidated Capital Bond Loan of 2009
Maryland Consolidated Capital Bond Loan of 2010
Maryland Consolidated Capital Bond Loan of 2011
Maryland Consolidated Capital Bond Loan of 2012

On items where payments are to be made from proceeds of the above listed bond issues, full regard is given to the provisions of each Act and its prospective amendments.

Except as otherwise provided in these Acts, before the State agency or institution responsible for an individual item may begin work with funds secured under the Act, the agency or institution shall provide satisfactory assurances to the Board of Public Works that the work described in the individual items can be completed with the funds specified for that item.

If federal funds are available to help accomplish any project identified in these Acts, the State agency or institution responsible for the project shall make efforts through proper administrative procedures to obtain these federal funds. Before spending any funds secured under these Acts, the agency or institution shall certify its efforts to the Board of Public Works and state the reason for any failure to obtain federal funds. If federal funds are obtained, they shall be used to defray the costs of the project described in these Acts, not to expand its scope.



MARTIN O'MALLEY
GOVERNOR

STATE HOUSE
100 STATE CIRCLE
ANNAPOLIS, MARYLAND 21401-1925
(410) 974-3901
(TOLL FREE) 1-800-811-8336

TTY USERS CALL VIA MD RELAY

December 11, 2012

The Honorable Anthony G. Brown
Lieutenant Governor of Maryland
State House
Annapolis, Maryland 21401

Dear Lt. Governor Brown:

I will not be in attendance for the January 2, 2013 meeting of the Board of Public Works (BPW), and hereby delegate to you, pursuant to Article II, Section 1A, of the Constitution of Maryland, the duty of attending that meeting in my stead. I specifically authorize you to preside over the January 2, 2013 meeting in my absence and to vote on all matters then presented to the BPW for its consideration.

Sincerely,

Governor



BOARD OF PUBLIC WORKS

JANUARY 2, 2013

SECRETARY'S AGENDA

Norman Astle (410) 841-5864
norman.astle@maryland.gov

1. DEPARTMENT OF AGRICULTURE
Maryland Agricultural Cost-Share Program Grant Requests

Recommendation: That the Board of Public Works approve funding a total of 12 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$79,806

<u>Agreement #</u>	<u>Recipient</u>	<u>County</u>	<u>Amount</u>
AT-2013-2057	DAVID GWYNN	St. Mary's	3,100
AT-2013-2058	DAVID GWYNN	St. Mary's	4,600
AT-2013-2059	DAVID GWYNN	St. Mary's	2,900
AT-2013-2088	RICHARDSON HAY AND CATTLE, LLC	Kent	9,100
AT-2013-2152	DONALD C. KNOTT	St. Mary's	3,300
AT-2013-2175	JOSEPH C. GSELL	Kent	20,800
CH-2013-2185	FRIENDSHIP FARMS, INC.	Kent	5,600
LS-2013-2094	MICHAEL S. BIRCH	Harford	7,300
MP-2013-2173	MELINDA A. COHEN	Frederick	4,200
MP-2013-2183	MICHAEL R. ALBAUGH	Carroll	4,200
RS-2013-2118	MBW FARMS, LLC	Howard	7,106
RS-2013-2189	CARROLL E. SHAFFER	Baltimore	7,600

Fund Source: MCCBL of 2013/Item 11071: *Provide funds for assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms.*

Authority: "Cost-Sharing - Water Pollution Control" Sections 8-701 to 8-705, Agricultural Article, Maryland Code; COMAR 15.01.05

Remarks: The Maryland Department of Agriculture has determined that each of these projects is eligible for cost-share funds. Each project has received technical certification from the appropriate Soil Conservation District Office. The farmer has signed the requisite cost-share agreement and accepts the grant conditions.

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JANUARY 2, 2013

SECRETARY'S AGENDA

Norman Astle (410) 841-5864
norman.astle@maryland.gov

2. DEPARTMENT OF AGRICULTURE

Maryland Agricultural Cost-Share Program Additional Funding Requests

Recommendation: That the Board of Public Works approve **ADDITIONAL FUNDING** of 1 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$429.88

Agreement #	Recipient	County	Amount \$
AT-2012-2193	R, STEVEN FRIEND	St. Mary's	429.88

Fund Source: MCCBL of 2010/Item 10077: *Provide funds for assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms.*

Authority: "Cost-Sharing - Water Pollution Control" Sections 8-701 to 8-705, Agricultural Article, Maryland Code; COMAR 15.01.05

Remarks: The Maryland Department of Agriculture has determined that each of these projects is eligible for cost-share funds. Each project has received technical certification from the appropriate Soil Conservation District Office. The farmer has signed the requisite cost-share agreement and accepts the grant conditions.

Additional funds are requested for these projects to offset additional costs realized at the completion of the project. These additional costs are a result of design changes required based on site conditions encountered during construction, design changes to improve project effectiveness, or because the level of co-cost share funding originally anticipated was not available when the project was completed.

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JANUARY 2, 2013

SECRETARY'S AGENDA

Contact: Mary Jo Childs 410-260-7335
mchilds@comp.state.md.us

**3. BOARD OF PUBLIC WORKS
*Procurement Agency Activity Report***

Submission of the Procurement Agency Activity Reports by:

- A. Department of Budget & Management, June, July, August, September, October and November 2012
- B. Department of Transportation, October and November 2012
- C. Department of Public Safety and Correctional Services, November 2012

to the Board of Public Works in accordance with COMAR 21.02.01.05 (Procurement Regulations).

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
	WITH DISCUSSION	WITHOUT DISCUSSION	

BOARD OF PUBLIC WORKS

JANUARY 2, 2013

SECRETARY'S AGENDA

Doldon Moore 410-260-7791
doldon.moore@maryland.gov

**4. BOARD OF PUBLIC WORKS
*Wetlands Licenses***

Approval is requested of the following applications for wetlands licenses for projects involving dredging or filling or both in the navigable waters of Maryland. The Board of Public Works' Wetlands Administrator recommends that a license be granted as proposed in the Department of the Environment's Report and Recommendation.

Authority: Title 16, Environment Article, Maryland Code; COMAR 23.02.04.

BALTIMORE COUNTY

06-1624(R2)
(Reauthorization)

GAST CONSTRUCTION CO. – To dredge an area and remove and replace timber/finger/floating piers and piles at an existing marina – Middle River in Middle River

KENT COUNTY

12-1191

CATHERINE ADAMS – To emplace and backfill stone revetment Chesapeake Bay, Chestertown
An Emergency License was issued on September 5, 2012, pursuant to §16-202(c)(2) of the Environment Article, Annotated Code of Maryland (COMAR 23.02.04.05.C). No opposition was expressed during public comment period.

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JANUARY 2, 2013

SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155
twilson@mde.state.md.us / creilly@mde.state.md.us

5. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve **new grant funding** up to \$399,302 to the City of Salisbury for the **Salisbury Wastewater Treatment Plant Drain Pump Station** project in Wicomico County. The project involves multiple sources of funding which are being provided over several years based on project schedule (Legislative District 37A)

A. New Grant - \$188,000 Bay Restoration Fund (BR-NR 03.23). The source of these grant funds is the Bay Restoration Fund. These funds may be expended using multi-year appropriations based on the project schedule and will be used only for eligible costs. The ENR projects may be funded using special funds, revenue bonds or State GO bonds.

B. New Grant - \$211,302 - Chesapeake Bay Water Quality Projects - Biological Nutrient Removal (NR 01.23). MDE certifies that the proposed actions comply with the tax-exempt bond provisions of the Internal Revenue Code and do not constitute a change in use or private activity.

Project Description: The proposed project entails the design and construction of a new Plant Drain Pump Station for the Biological Nutrient Removal (BNR) and Enhanced Nutrient Removal (ENR) upgrades at the existing 8.5 million gallons per day (mgd) Salisbury Wastewater Treatment Plant. Upon completion of the pump station along with the BNR and ENR upgrades, the plant will be capable of achieving the total nitrogen (TN) goal of 3.0 mg/l and the total phosphorus (TP) goal of 0.3 mg/l, significantly reducing nutrients to the Wicomico River and ultimately to the Chesapeake Bay. The Plant Drain Pump Station project is not part of the Corrective Action Plan.

Project Funding Sources:

Bay Restoration Fund Grant BR-NR 03.23 (this action)	\$ 188,000
Biological Nutrient Removal NR 01.23 MCCBL 2012-12073 (this action)	\$ 211,302
Federal (EPA)	\$ 472,100
Local Share	<u>\$ 159,082</u>
TOTAL ESTIMATED PROJECT COST:	\$1,030,484

Authority: Sections 9-1601 through 9-1622 of the Environment Article, Maryland Code, known as the Maryland Water Quality Financing Administration Act and Sections 9-348, Construction Grants or Loans; Water Quality Improvement.

MDE has determined this project to be consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. MDE has reviewed the State Clearinghouse comments.

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JANUARY 2, 2013

SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155
twilson@mdc.state.md.us / creilly@mde.state.md.us

6. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve a **new loan** up to **\$429,000** to the Town of East New Market for the **East New Market Municipal Well No. 4** project in Dorchester County. This loan will be repaid over a period not to exceed 20 years following project completion, at an interest rate of 50% of the Average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, recent loan recipients have received a 1.70% interest rate. To secure this debt, the Town of East New Market will deliver its bond, along with its full faith and credit endorsement, to the Maryland Water Quality Financing Administration. This loan may involve multiple sources of funding including GO bonds as the required 20% State match of Federal funds. (Legislative District 37B)

Project Description: This project involves the design and construction of two new drinking water wells along with associated appurtenances in the Town of East New Market, Maryland. These new wells are to replace one existing old well, currently in use, with a low yield and another out of service well with high levels of arsenic concentrations, not in compliance with the US EPA's drinking water standards. These replacement wells will provide adequate and safe potable water for the users of the East New Market Water System.

Project Funding Sources:

<i>Drinking Water State Revolving Loan Fund (this action)</i>	\$429,000
Local Share	<u>\$110,684</u>
TOTAL ESTIMATED PROJECT COST:	\$539,684

Authority: Sections 9-1601 through 9-1622 of the Environment Article, Maryland Code, known as the Maryland Water Quality Financing Administration Act.

MDE has determined this project to be consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. The project is consistent with State Clearinghouse comments and recommendations.

Board of Public Works Action: The Above Referenced Item Was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JANUARY 2, 2013

SECRETARY'S AGENDA

Contact: Ellen Frketic 410-729-8307
efrke@menv.com

**7. MARYLAND ENVIRONMENTAL SERVICE
*Rocky Gap State Park***

A/E CONTRACT: Wastewater Treatment Facility Upgrade
MES Project # 13-05-19

DESCRIPTION: Design, bidding and construction services for upgrades to
the wastewater treatment facility at Rocky Gap State Park.

AWARD: Watek Engineering Corporation, Silver Spring

TERM: 900 days from Notice to Proceed

AMOUNT: \$391,869

PROCUREMENT METHOD: MES A/E Shortlist

MBE PARTICIPATION: 14%

REMARKS: The current wastewater treatment plant is outdated and not capable of reliably meeting projected discharge permit requirements. In addition, the infrastructure is aging and undersized and will also require improvements to service the increasing water and wastewater demand. This project will ensure dependable wastewater treatment capabilities to support the planned development of the Park.

MES requests approval of the entire contract. Funding was appropriated in FY 2013 for the design and bidding phases; notice-to-proceed will be issued for only the funded phases. Watek Engineering Corporation will be issued notice-to-proceed for construction phase services when appropriations are available.

FUND SOURCE: MCCBL of 2012, *MES Infrastructure Improvement Fund*

APPROPRIATION CODES: 076 MCCBL 12 (PCA #11021)

TAX COMPLIANCE NO.: 12-2888-0111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:

APPROVED **DISAPPROVED** **DEFERRED** **WITHDRAWN**

WITH DISCUSSION ✓ **WITHOUT DISCUSSION**

BOARD OF PUBLIC WORKS

JANUARY 2, 2013

SECRETARY'S AGENDA

Contacts: Jean Peterson (410) 514-7358 peterson@mdhousing.org
George Eaton (410) 514-7348 eaton@mdhousing.org

8. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

BORROWER: Jerome E. Spalt (Deceased)

LOAN AUTHORITY: Maryland Home Rehabilitation Program
Housing and Community Development Article
§§4-301 through 4-309, Annotated Code of Maryland

AUTHORITY TO RELEASE SECURITY INTEREST: State Finance and Procurement Article
§10-305, Annotated Code of Maryland

PROPERTY: 3227 Noble Steet, Baltimore City, 21224

AMOUNT: Original Loan: \$55,335.00
Current Balance: \$55,255.00

RECOMMENDATION: That the Board of Public Works approve the release of the deed of trust on 3227 Noble Street, Baltimore to facilitate a short sale.

BACKGROUND: Through its Maryland Home Rehabilitation Program, DHCD made a first mortgage loan in the amount of \$55,335.00 to the borrower to repair the 3227 Noble Street property as his principal residence on April 7, 2005.

The borrower died; the heirs are trying to sell the home. The property has been listed since March 19, 2012. The asking price was decreased; a contract has been accepted for \$48,000. To settle the estate and release the mortgage on the property, DHCD will accept the net proceeds from the sale less the expenses.

MARKET VALUE: The value of the property is approximately \$47,500. See appraisal prepared by Cindy Butler of Eastern Appraisals on October 16, 2012.

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JANUARY 2, 2013

SECRETARY'S AGENDA

Contacts: Carol Gilbert (410) 514-7229 gilbert@mdhousing.org
 Mike Haloskey (410) 514-7237 haloskey@mdhousing.org
 Jean Peterson (410) 514-7358 peterson@mdhousing.org

9. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

BORROWER: AUS, Inc.
 216 South Baltimore Avenue, Ocean City, 21842
 Worcester County

LOAN AUTHORITY: The Neighborhood Business Development Program
 Housing and Community Development Article
 §§6-301 through 6-311 Annotated Code of Maryland
 COMAR 05.13.01

FUND SOURCE: MCCBL of 2012: *Provide funds for grants and loans to fund community-based economic development activities in revitalization areas designed by local governments.* Item SA24(B).

AUTHORITY TO APPROVE LOAN: State Finance and Procurement Article
 §8-301 Annotated Code of Maryland

LOAN AMOUNT: \$459,500

RECOMMENDATION: That the Board of Public Works approve the Department of Housing and Community Development's request to loan general obligation bond proceeds to fund the construction portion of the project described below.

PROGRAM: The Neighborhood Business Development Program, operating as Neighborhood BusinessWorks, was established in 1995 to provide flexible gap financing for small businesses starting up or expanding in locally-designated neighborhood revitalization areas throughout the State. Loans are made to Maryland-based local development corporations, microenterprises, nonprofit organizations, or small businesses. Loans and grants are made to organizations whose activities contribute to the broader revitalization of the designated neighborhood (e.g., reuse of vacant/underutilized buildings or providing needed goods or services to area residents). Financing ranges from \$1,000 up to the lesser of: (i) \$500,000 or (ii) 50 % of total project costs. Loan applicants must provide a cash contribution of at least 5% of the total project cost.

BOARD OF PUBLIC WORKS

JANUARY 2, 2013

SECRETARY'S AGENDA

9. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (Continued)

PROJECT: Fat Daddy's Subs Pizza and Wings has two locations in Ocean City. The restaurant specializes in subs, deli sandwiches, pizza, wings and salads. Both restaurants are open from 11 am – 4 am seven days a week for dine-in, carry-out or delivery. The original location has operated at 216 South Baltimore Avenue since 1985. The principal owner Edward Braude purchased 216 S. Baltimore and the adjacent 210 S. Baltimore in August 2009. Mr. Braude will expand his restaurant and add revenue from rental housing units and additional retail lease space. He plans to demolish the existing buildings and combine the two lots with one 5,000 square foot structure. The new improvement will be a two-story mixed-use retail and housing building. The first floor will be occupied by the new Fat Daddy's restaurant in 2,732 square foot with a distinct 2-story corner entrance. There will be a second retail space of 950 square foot on Baltimore Avenue that will be leased to another business. The second floor will have dormitory style housing for students who come to Ocean City for summer work. The floor will consist of 21 units with 46 beds, two centralized full bathrooms and a full kitchen. The project will support multiple program missions of neighborhood revitalization, small business expansion and growth, while leveraging public funds with private investment.

Sources:

Neighborhood BusinessWorks	(this item)	\$ 459,500
Susquehanna Bank		\$ 975,000
Fat Daddy's		\$ 157,500

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JANUARY 2, 2013

SECRETARY'S AGENDA

Contacts: Carol Gilbert (410) 514-7229 gilbert@mdhousing.org
 Mike Haloskey (410) 514-7237 haloskey@mdhousing.org
 Jean Peterson (410) 514-7358 peterson@mdhousing.org

10. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

BORROWER: 2600 N Howard Street, LLC (a Seawall Company)
 2600 North Howard Street, Baltimore City 21218

LOAN AUTHORITY: The Neighborhood Business Development Program
 Housing and Community Development Article
 §§6-301 through 6-311, Annotated Code of Maryland
 COMAR 05.13.01

FUND SOURCE: MCCBL of 2012: *Provide funds for grants and loans to fund community-based economic development activities in revitalization areas designed by local governments.*
 Item SA24(B).

AUTHORITY TO APPROVE LOAN: State Finance and Procurement Article
 §8-301 Annotated Code of Maryland

LOAN AMOUNT: \$500,000

RECOMMENDATION: That the Board of Public Works approve the Department of Housing and Community Development's lending general obligation bond proceeds to fund the construction portion of the project described below.

PROGRAM: The Neighborhood Business Development Program, operating as Neighborhood BusinessWorks, was established in 1995 to provide flexible gap financing for small businesses starting up or expanding in locally-designated neighborhood revitalization areas throughout the State. Loans are made to Maryland-based local development corporations, microenterprises, nonprofit organizations, or small businesses. Loans and grants are made to organizations whose activities contribute to the broader revitalization of the designated neighborhood (e.g., reuse of vacant/underutilized buildings or providing needed goods or services to area residents). Financing ranges from \$1,000 up to the lesser of: (i) \$500,000 or (ii) 50 % of total project costs. Loan applicants must provide a cash contribution of at least 5% of the total project cost.

BOARD OF PUBLIC WORKS

JANUARY 2, 2013

SECRETARY'S AGENDA

10. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (Cont'd)

PROJECT: The proposed project will continue the revitalization momentum that began in 2008 with the Miller's Court project. Charles Village has shown encouraging changes since the Miller's Court project development. There is now a coffee shop, a bakery and a restaurant within a block of each other. Seawall proposes to continue this revitalization with the renovation of the Tire Shop building. The project will add 100 + jobs through the theatre venue and the restaurant and will also offer some nonprofit or community office/flex space. Seawall has purchased 30 vacant houses in and around Miller's Court over the past year and is making a \$5,000,000 investment to bring in responsible home owners. The project is called Miller's Square and will be a modern update to traditional Baltimore row-homes. The catalyst to continue this revitalization effort is the Tire Shop project that is being presented. The renovation and redevelopment of the underutilized tire shop will continue the positives changes to this neighborhood. Seawall's plan is to breathe new life back into the old blocked up building and turn it into a mix of a neighborhood restaurant, a state of the art community theatre, run by Baltimore's very popular Single Carrot Theatre and some nonprofit office space.

Sources:

Neighborhood BusinessWorks (this request)	\$500,000
State Small Business Credit Initiative	\$300,000

The total funding request represents 24% of the total project costs of \$3,264,950 with NBW and SSBCI each contributing 15% and 9% respectively of total project costs.

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JANUARY 2, 2013

SECRETARY'S AGENDA

Contact: Laurel Crawford (410) 260-8523
lcrawford@dnr.state.md.us

11. DEPARTMENT OF NATURAL RESOURCES
Shoreline Conservation Service

Approval by the Board of Public Works is requested to execute a Release of Lien, in accordance with the "Policy and Procedures for Shore Erosion Control Loan Projects", for the following projects. The contractual requirements between the Department of Natural Resources and the property owners have been satisfied.

The Department recommends approval to execute the following Releases of Lien:

<u>Project Number</u>	<u>Owner's Name</u>	<u>Project Description</u>	<u>County/District</u>	<u>Amount</u>
SEC 27-85	Koneff, Alexandra.	Stabilization of 250 feet of eroding shoreline	Anne Arundel 30B	\$65,305.86
SEC 29-85	Henninger, Betty	Stabilization of 108 feet of eroding shoreline	Dorchester 37B	\$29,132.52
SEC 3-87	McConnell, Dufferin	Stabilization of 132 feet of eroding shoreline	Caroline 36	\$41,400.00
SEC 6-87	Yeats, Philip and Sarah	Stabilization of 299 feet of eroding shoreline	Calvert 29C	\$68,725.96
SEC 23-87	Kahoe, Regina	Stabilization of 145 feet of eroding shoreline	Kent 36	\$54,342.00
SEC 23-88	Holden Harry and Mary	Stabilization of 146 feet of eroding shoreline	Cecil 36	\$58,550.00
SEC 13-89	Graham, Alexander and Laura Anne	Stabilization of 250 feet of eroding shoreline	Anne Arundel 31B	\$73,730.50
SEC 14-01	Heinlein, George and Elaine	Stabilization of 200 feet of eroding shoreline	Anne Arundel 30B	\$25,000.00

BOARD OF PUBLIC WORKS

JANUARY 2, 2013

SECRETARY'S AGENDA

11. DEPARTMENT OF NATURAL RESOURCES (cont'd)
Shoreline Conservation Service

<u>Project Number</u>	<u>Owner's Name</u>	<u>Project Description</u>	<u>County/District</u>	<u>Amount</u>
SEC 14-02	Saum, John	Stabilization of 151 feet of eroding shoreline	Dorchester 37B	\$ 9,739.50
SEC 15-02	Camp Wabanna	Stabilization of 399 feet of eroding shoreline	Anne Arundel 30B	\$38,000.00

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JANUARY 2, 2012

SECRETARY'S AGENDA

Contact: Gregory Bedward, 410-260-7335
Gregory.bedward@maryland.gov

12. **BOARD OF PUBLIC WORKS**
Investment Activities in Iran

Recommendation: That the Board of Public Works approve the **removal** of **ONGC Videsh Ltd.** from the final list of companies engaged in investment activities in Iran. Inclusion on the *Investment Activities in Iran List* makes businesses ineligible to bid on, submit a proposal for, or enter into or renew a contract with a public body in Maryland for goods or services. Inclusion on the IAI List also bars financial institutions extending credit to those persons in certain situations from contracting with public bodies in the State. The IAI List will be published on the Board of Public Works Web site.

Authority: Investment Activities in Iran Act, Chapter 447 (Laws of 2012), codified at §17-701, State Finance and Procurement Article, Annotated Code of Maryland.

Reference is made to Secretary's Agenda Item 3 (December 19, 2012), in which the Board approved the publication of the list of companies that would be included on the final list. The companies proposed to be listed were given 90 days to provide written documentation demonstrating that they do not engage in investment activities in Iran. **ONGC Videsh Ltd.** was included on the December 19 list, but has since demonstrated that it has terminated its business relationship with Iran.

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JANUARY 2, 2013

SECRETARY'S AGENDA

APPENDIX

Report of emergency contracts awarded by various agencies in accordance with **COMAR 21.05.06** (Title 21 - State Procurement Regulations) and reported in accordance with **COMAR 21.02.01.05(A)(3)**.

Individual reports enclosed.

BOARD OF PUBLIC WORKS

JANUARY 2, 2013

SECRETARY'S AGENDA

APPENDIX

Contact: Jane Bailey 410-767-4307
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REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1

DEPARTMENT OF GENERAL SERVICES
MARYLAND PUBLIC TELEVISION

CONTRACT NO. AND TITLE: Emergency Mold Remediation
MPT Educational Department
ADPICS No.: 001B3400292
Project: SW-000-090-401

CONTRACT TYPE: Maintenance

DESCRIPTION: Remediate mold contamination at the Maryland Public Television Educational Department in Owings Mills.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: November 8, 2012

AWARD: Retro Environmental, Inc., Sykesville

AMOUNT: \$105,930.00

AWARD DATE: November 16, 2012

TERM: 30 Calendar Days

MBE PARTICIPATION 0%

FUND SOURCE: MCCBL 2006 Item 010: *Capital Facilities Renewal*

BOARD OF PUBLIC WORKS

JANUARY 2, 2013

SECRETARY'S AGENDA

APPENDIX

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1 (cont'd)

REMARKS:

Nature of Emergency: Air sampling results from a microbial investigation revealed that Suite 600 at the Maryland Public Television Educational Department had a major microbial problem. All walls, carpeting, ceiling tile, furniture and equipment had mold contamination. Staff was immediately relocated to another section of the facility until the area could be cleaned and decontaminated.

Contractor was engaged to wet wipe, store, and box all personal items; remove and dispose contaminated fabric furniture items, 6,300 SF of drywall and batt insulation, and 3,500 SF of carpeting and ceiling tile; replace 26 diffusers, drywall, ceiling tile, carpeting, and cove base; paint approximately 15,000 SF of walls, doors, and frames; replace furniture and equipment upon completion.

Basis for Selection: Retro Environmental has completed multiple mold remediation projects for the State and is located near the site. Retro was able to respond to the site immediately and decontaminate the computers and other associated items.

No MBE participation was available as the emergency required immediate action.

TAX COMPLIANCE NO.: 12-2755-0111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT/AGENCY

REMARKS:

BOARD OF PUBLIC WORKS

JANUARY 2, 2013

APPENDIX

SECRETARY'S AGENDA

Contact: Sandy Johnson 410-767-7408
sjohnso5@dhr.state.md.us

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2

MARYLAND DEPARTMENT OF HUMAN RESOURCES

CONTRACT TITLE: Emergency Backup Power Generator
ADPICS NO. N00P3401994**CONTRACT TYPE:** Maintenance**DESCRIPTION:** Super storm Sandy: Seven-day rental of back-up power generators for use at emergency shelters at the University of Maryland, Baltimore County and the University of Maryland, College Park.**PROCUREMENT METHOD:** Emergency**DATE EMERGENCY DECLARED:** October 26, 2012**AWARD:** A&E Mechanical Services, Inc.
Westminster, MD**AMOUNT:** \$205,502**CONTRACT AWARD DATE:** October 26, 2012**TERM:** UMBC: 10/27/2012 – 11/3/2012
UMCP: 10/28/2012 – 11/4/2012**MBE PARTICIPATION:** 0%

BOARD OF PUBLIC WORKS

JANUARY 2, 2013

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2 (cont'd)

FUND SOURCE: 100% General
Appropriation Code: N00E0102

REMARKS:

Nature of Emergency: In response to the Governor's declaration of a state of emergency for Super storm Sandy, the Maryland Emergency Management Association activated the State Emergency Operation Center. As the lead agency for Emergency Support Function 6 (*Mass Care, Sheltering, Feeding, Housing, and Emergency Assistance*), DHR activated emergency shelters at UMBC and UMCP for temporary housing of displaced individuals during the storm and the immediate aftermath. DHR had to temporarily rent emergency generators to operate the shelters.

Basis for Selection: A&E Mechanical Services had previously installed electrical transfer switches at these two shelter locations for use with emergency generators. Only generators from A&E could be used with these switches without invalidating the warranties on the switches. The price given for the rental was determined to be fair and reasonable.

Reason for Late Report: The report was delayed due to the extended deployment of staff resulting from Super storm Sandy.

TAX COMPLIANCE NO.: 12-2566-0111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED:

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT/AGENCY:

REMARKS:

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

January 2, 2013

**ITEM 1A
PROGRAM OPEN SPACE LOCAL SHARE**

Contact: James W. Price
cprice@dnr.state.md.us
(410) 260-8426

Recommendation: Approval to commit \$3,150.00 for the following **development** project.

Cumberland's George Washington Headquarters/Riverside Park Improvements - \$3,150.00
City of Cumberland, Allegany County
POS #6051-1-265
MD20121113-0790

Background: Replace park signage to include art work with a custom design, embedding the art work in fiberglass and a finish that will seal and waterproof the sign. In addition, replace the header above the sign and make improvements to the sign's base area.

Fund Source: MCCBL of 2011: Program Open Space, Local Capital Development
and Land Acquisition Grants, Allegany County:
Prior Funds Replacement
Program 89.22.51 Item 052 \$3,150.00

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

January 2, 2013

**ITEM 2A
PROGRAM OPEN SPACE LOCAL SHARE**

Contact: James W. Price
cprice@dnr.state.md.us
(410) 260-8426

Recommendation: Approval to commit \$440,685.00 for the following **acquisition** and **development** projects.

1. ***Salem Bottom Road Park (Barnes Property) - \$194,535.00***
Carroll County
POS #6048-6-325
MD20121031-0770

Background: Acquire 9.16 acres, adjacent to Winfield Elementary School, for the development of Salem Bottom Road Park.

Appraised Value: Bitzel and Associates, Inc. \$200,000.00
William A. Wagner CCI \$185,000.00

Property Cost: \$192,500.00

Incidental Costs: \$ 2,035.00

Fund Source: MCCBL of 2010: Program Open Space, Local Capital Development and Land Acquisition Grants, Carroll County:

FY 2011 Funds
Program 89.22.49 Item 055 \$24,344.90

MCCBL of 2012: Program Open Space, Local Capital Development and Land Acquisition Grants, Carroll County:

FY 2013 Funds
Program 89.22.54 Item 057 \$170,190.10

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

January 2, 2013

**ITEM 2A (con't)
PROGRAM OPEN SPACE LOCAL SHARE**

2. *Mayeski Park Playground Replacement - \$68,400.00*
Carroll County
POS #6049-6-326
MD20121031-0767

Background: Replace 20+ year old playground equipment and safety surfacing at Mayeski Park with play equipment that is consistent with National Playground Safety Standards and the Americans with Disabilities Act.

Fund Source: Program Open Space Local Share allocated to Carroll County:
 FY 2008 Funds
 Program 81.20.04 Item 806 \$5,521.86

MCCBL of 2012: Program Open Space, Local Capital Development
 and Land Acquisition Grants, Carroll County:
 FY 2013 Funds
 Program 89.22.54 Item 057 \$62,878.14

3. *Carroll County Farm Museum Boundary Fencing - \$60,750.00*
Carroll County
POS #6050-6-327
MD20121031-0768

Background: Replace old chain link fencing surrounding the entrance of Farm Park with 3,100± l.f. of 6 ft. high black vinyl chain link fence and gates.

Fund Source: MCCBL of 2010: Program Open Space, Local Capital Development
 and Land Acquisition Grants, Carroll County:
 Prior Funds Replacement
 Program 89.22.49 Item 056 \$1,058.23

MCCBL of 2012: Program Open Space, Local Capital Development
 and Land Acquisition Grants, Carroll County:
 FY 2013 Funds
 Program 89.22.54 Item 057 \$59,691.77

SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA

January 2, 2013

ITEM 2A (con't)
PROGRAM OPEN SPACE LOCAL SHARE

- 4. *Carroll County Sports Complex Fencing - \$117,000.00*
Carroll County
POS #6054-6-328
MD20121115-0804

Background: Replace backstops and protective outfield and dug-out fencing on three ball fields at the Carroll County Sports Complex.

Fund Source: MCCBL of 2012: Program Open Space, Local Capital Development and Land Acquisition Grants, Carroll County:
Prior Replacement Funds
Program 89.22.51 Item 052 \$15,312.25

MCCBL of 2012: Program Open Space, Local Capital Development and Land Acquisition Grants, Carroll County:
FY 2013 Funds
Program 89.22.54 Item 057 \$101,687.75

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

January 2, 2013

**ITEM 3A
PROGRAM OPEN SPACE LOCAL SHARE**

Contact: James W. Price
cprice@dnr.state.md.us
(410) 260-8426

Recommendation: Approval to commit \$97,200.00 for the following **development** projects.

1. ***Dorchester County Pool Cover - \$31,500.00***
Dorchester County
POS #6041-9-153
MD20121031-0762

Background: Replace the 20+ year old pool cover that covers the 450,000 gallon outdoor pool during the offseason months of October – April each year. The pool has a plaster base and must be covered from constant sunlight while dry in order to prevent cracking. The cover also prevents debris, animals, and unsupervised children from entering the pool.

Fund Source: Program Open Space Local Share allocated to Dorchester County:
FY 2009 Funds
Program 81.20.04 Item 909 \$28,380.44

MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Dorchester County:
Prior Funds Replacement
Program 89.22.49 Item 056 \$3,119.56

2. ***Dorchester County Pool Tile Deck Replacement - \$16,200.00***
Dorchester County
POS #6042-9-154
MD20121031-0763

Background: Replace approximately 80 feet of tile decking that is the entrance area into the shallow end of the pool. The original tile in this area is over 20 years old and is in need of replacement due to cracking issues.

Fund Source: MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Dorchester County:
FY 2011 Funds
Program 89.22.49 Item 055 \$16,136.15

MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Dorchester County:
Prior Replacement Funds
Program 89.22.49 Item 056 \$63.85

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

January 2, 2013

**ITEM 3A (con't)
PROGRAM OPEN SPACE LOCAL SHARE**

3. ***Dorchester County Pool Tube Slide Replacement - \$18,000.00***
Dorchester County
POS #6043-9-155
MD20121031-0764

Background: Replace the 20+ year old tube slide located at the deep end of the County pool. The standing platform and walk up ladder used to gain entry to the slide are showing signs of corrosion and the slide portion is exhibiting small web-like cracks. Replacing the entire slide structure will improve the safety of this popular attraction for the users.

Program Open Space Local Share allocated to Dorchester County:
FY 2008 Funds
Program 81.20.04 Item 809 \$1,447.75

MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Dorchester County:
Prior Funds Replacement
Program 89.22.49 Item 056 \$16,552.25

4. ***Cambridge Fitness Course Development - \$31,500.00***
Dorchester County
POS #6044-9-156
MD20121031-0769

Background: Develop an outdoor fitness course on property located in front of the Cambridge South Dorchester High School campus. The course will be used by gym classes during school hours, high school athletic teams after school, and will be available to the general community on nights, weekends, and summer months.

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

January 2, 2013

**ITEM 3A (con't)
PROGRAM OPEN SPACE LOCAL SHARE**

Program Open Space Local Share allocated to Dorchester County:
FY 2010 Funds
Program 81.20.04 Item 109 \$28,019.00

MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Dorchester County:
Prior Funds Replacement
Program 89.22.49 Item 056 \$3,481.00

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

January 2, 2013

**ITEM 4A
PROGRAM OPEN SPACE LOCAL SHARE**

Contact: James W. Price
cprice@dnr.state.md.us
(410) 260-8426

Recommendation: Approval to commit \$22,238.00 for the following **development** project.

*Woodsboro Regional Park – Accessibility and Safety - \$22,238.00
Town of Woodsboro, Frederick County
POS #6053-10-330
MD20121115-0803*

Background: Upgrade playground and exercise equipment areas with additional safety surfacing and borders to comply with current National Playground Safety Standards and the Americans with Disabilities Act. In addition, stabilize the existing pavilion to ensure safety for park users.

Fund Source: MCCBL of 2011: Program Open Space, Local Capital Development and Land Acquisition Grants, Frederick County:
FY 2012 Funds
Program 89.22.51 Item 051 \$18,750.00

MCCBL of 2012: Program Open Space, Local Capital Development and Land Acquisition Grants, Frederick County:
Prior Funds Replacement
Program 89.22.54 Item 054 \$3,488.00

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

January 2, 2013

**ITEM 5A
PROGRAM OPEN SPACE LOCAL SHARE**

Contact: James W. Price
cprice@dnr.state.md.us
(410) 260-8426

Recommendation: Approval to commit \$25,245.00 for the following **development** project.

*Loch Lynn Athletic Trail Paving - \$25,245.00
Town of Loch Lynn Heights, Garrett County
POS #6047-11-194
MD20121113-0789*

Background: Pave the existing gravel and compacted dust walking trail at the Loch Lynn Heights Athletic Complex. The trail is approximately 2,640 feet long by 4 feet wide and provides ADA access to the softball fields, soccer fields, and concession/restroom building.

Fund Source: Program Open Space Local Share allocated to Garrett County:
FY 2010 Funds
Program 81.20.04 Item 111 \$1,134.48

MCCBL of 2011: Program Open Space, Local Capital Development
and Land Acquisition Grants, Garrett County:
FY 2012 Funds
Program 89.22.51 Item 051 \$24,110.52

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

January 2, 2013

**ITEM 6A
PROGRAM OPEN SPACE LOCAL SHARE**

Contact: James W. Price
cprice@dnr.state.md.us
(410) 260-8426

Recommendation: Approval to commit \$100,000.00 for the following **development** project.

Ball Field Lighting: Dorsey and Fifth District Parks - \$100,000.00

***St. Mary's County
POS #6055-18-124
MD20121126-0817***

Background: Replace the current 20 year old field lighting systems on the football/lacrosse field at Dorsey Park and the 90' baseball field at Fifth District Park. The proposed outdoor recreational lighting system is designed to perform its intended function, be energy efficient, and minimize light pollution.

Fund Source: Program Open Space Local Share allocated to St. Mary's County:
FY 2008 Funds
Program 81.20.04 Item 818 \$100,000.00

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

January 2, 2013

**ITEM 7A
PROGRAM OPEN SPACE LOCAL SHARE**

Contact: James W. Price
cprice@dnr.state.md.us
(410) 260-8426

Recommendation: Approval to commit \$157,000.00 for the following **development** project.

Boonsboro High School Track - \$157,000.00
Washington County
POS #6032-21-284
MD20121031-0756

Background: Renovate the existing running track and runway approach areas for the long jump, high jump, pole vault and triple jump pits at Boonsboro High School. This facility utilizes a Joint-Use Agreement so that the track facility may be scheduled for use by the school and the general public to address the recreation needs of Washington County.

Fund Source: MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Washington County:
Prior Funds Replacement
Program 89.22.49 Item 056 \$13,483.69

MCCBL of 2012: Program Open Space, Local Capital Development
and Land Acquisition Grants, Washington County:
FY 2013 Funds
Program 89.22.54 Item 057 \$143,516.31

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

January 2, 2013

**ITEM 8A
PROGRAM OPEN SPACE LOCAL SHARE
PROGRAM OPEN SPACE DIRECT GRANT**

Contact: James W. Price
cprice@dnr.state.md.us
(410) 260-8426

Recommendation: Approval to commit \$5,750,998.44 for the following **development** projects.

1. ***FY '13 Recreation Center Renovation (CC Jackson) - \$1,240,067.38***
Baltimore City
POS #6034-24-276
MD20121031-0757

Background: Renovate the CC Jackson Recreation Center to include "green" building components such as geothermal heating and cooling and a green roof component. The renovated facility will be ADA accessible and will be secured through card reader access and security cameras.

Fund Source: MCCBL of 2010: Program Open Space, Local Capital Development and Land Acquisition Grants, Baltimore City:
Prior Funds Replacement
Program 89.22.49 Item 056 \$214,103.53

MCCBL of 2011: Program Open Space, Local Capital Development and Land Acquisition Grants, Baltimore City:
FY 2012 Funds
Program 89.22.51 Item 051 \$195,418.95

MCCBL of 2012: Program Open Space, Local Capital Development and Land Acquisition Grants, Baltimore City:
FY 2013 Funds
Program 89.22.54 Item 057 \$830,544.90

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

January 2, 2013

**ITEM 8A (con't)
PROGRAM OPEN SPACE LOCAL SHARE
PROGRAM OPEN SPACE DIRECT GRANT**

2. ***Clifton Park Recreation Center Gymnasium - \$1,540,931.06***
Baltimore City
POS #6046-24-277
MD20121031-0765

Background: Construct an 11,500 sq.ft. gymnasium including restrooms and concession space as an addition to the Clifton Park Recreation Center. The new gymnasium will be built to Silver rating standards under the current version of the U.S. Green Building Council's LEED Green Building Rating System.

Fund Source: MCCBL of 2012: Program Open Space, Local Capital Development
and Land Acquisition Grants, Baltimore City:
FY 2013 Funds
Program 89.22.54 Item 057 1,226,562.68

Program Open Space Direct Grant allocated to Baltimore City:
FY 2011 Funds
Program 81.20.03 Item 448 \$314,368.38

3. ***FY '13 Stony Run Path - \$600,000.00***
Baltimore City
POS #6035-26-183
MD20121031-0760

Background: Construct path crossings at major streets and across the stream to increase safety and accessibility, construct new path segments, and complete structural stabilization of eroded areas along the continuous 3 mile Stony Run Path to ensure safety and minimize storm water run-off.

Fund Source: MCCBL of 2012: Program Open Space, Local Capital Development
and Land Acquisition Grants, Baltimore City:
FY 2013 Funds
Program 89.22.54 Item 061 \$600,000.00

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

January 2, 2013

**ITEM 8A (con't)
PROGRAM OPEN SPACE LOCAL SHARE
PROGRAM OPEN SPACE DIRECT GRANT**

4. ***FY '13 Neighborhood Swimming Pool Renovation - \$500,000.00***
Baltimore City
POS #6036-26-184
MD20121031-0759

Background: Develop a new spray pad play area, renovate the existing pool deck and amenities, and bring the pool area into compliance with ADA entrance standards at the Farring Baybrook Pool.

Program Open Space Direct Grant allocated to Baltimore City:
FY 2013 Funds
Program 30.01.05 Item 010 \$500,000.00

5. ***FY '13 Baltimore Playlot Program: Federal Hill Playground - \$270,000.00***
Baltimore City
POS #6037-26-185
MD20121031-0755

Background: Replace existing playground equipment with ADA compliant structures and safety surfacing for 2 - 12 year olds; expand the picnic grove with picnic tables and benches; and install paths, ramps and curb cuts needed for site accessibility.

MCCBL of 2012: Program Open Space, Local Capital Development
and Land Acquisition Grants, Baltimore City:
FY 2013 Funds
Program 89.22.54 Item 061 \$270,000.00

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

January 2, 2013

**ITEM 8A (con't)
PROGRAM OPEN SPACE LOCAL SHARE
PROGRAM OPEN SPACE DIRECT GRANT**

6. ***FY '13 Druid Hill Park: Superintendent's Mansion Rehabilitation - \$250,000.00***
Baltimore City
POS #6039-26-187
MD20121031-0758

Background: Redevelop the historic former Superintendent's House and grounds at Druid Hill Park in cooperation with the Parks and People Foundation. Funds will also be used to restore the park landscape and renovate park walkways to improve community access to the park. These improvements will provide passive park amenities that will benefit the surrounding community.

Program Open Space Direct Grant allocated to Baltimore City:
FY 2011 Funds
Program 81.20.03 Item 448 \$200,000.00

Program Open Space Direct Grant allocated to Baltimore City:
FY 2013 Funds
Program 30.01.05 Item 010 \$50,000.00

7. ***FY '13 Baltimore Park System - \$950,000.00***
Baltimore City
POS #6040-26-188
MD20121031-0761

Background: Provide maintenance and general operations of the Baltimore City Park System consisting of more than 5,700 acres in 400 properties. Projects in the budget year include playgrounds, athletic fields, park lighting maintenance, and general park maintenance.

Program Open Space Direct Grant allocated to Baltimore City:
FY 2013 Funds
Program 30.01.05 Item 010 \$950,000.00

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

January 2, 2013

**ITEM 8A (con't)
PROGRAM OPEN SPACE LOCAL SHARE
PROGRAM OPEN SPACE DIRECT GRANT**

8. *FY '12 Ripken Baseball - \$400,000.00*
Baltimore City
POS #5922-24-272
MD20110920-0750

Background: Develop an athletic complex in partnership with the Cal Ripken, Sr. Foundation at CC Jackson Park. Development includes the construction of two athletic fields (football and baseball) with synthetic playing surfaces, bleachers, ornamental fencing, and sport lighting. The proposed outdoor recreational lighting system is designed to perform its intended function, be energy efficient, and minimize light pollution. Funds totaling \$400,000.00 were previously approved by the Board of Public Works as DNR-RP Agenda Item 4A(1) [December 7, 2011].

MCCBL of 2012: Program Open Space, Local Capital Development
and Land Acquisition Grants, Baltimore City:
FY 2013 Funds
Program 89.22.54 Item 061 \$400,000.00

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

January 2, 2013

**ITEM 9A
PROGRAM OPEN SPACE STATE SHARE**

Contact: Emily Wilson
ewilson@dnr.state.md.us
(410) 260-8436

*Mark M. & Cynthia Helba -- \$95,000.00
Allegany County
POS # 4457*

Reference: That the Board of Public Works approve the acquisition in fee simple of a 32 +/- acre parcel located in Allegany County. The property includes approximately 800 feet of shoreline on Town Creek which is outstanding habitat for the wood turtle. Acquisition would provide an opportunity for the Forest Service to restore and enhance the riparian habitat and protect this sensitive area from disturbance. The property is adjacent to and will be managed as part of Green Ridge State Forest and provides needed road frontage access to a remote portion of the forest.

The property is located within the Target Ecological Area (TEA). This project also meets criteria in accordance with Chapter 419, Laws of Maryland 2009 as it presents a unique acquisition opportunity as a result of its extraordinary location and the environmental value of the property, which scored 132 under the Program Open Space Targeting System.

Grantor: Mark M. & Cynthia Helba

Grantee: The State of Maryland to the use of the Department of Natural Resources

Property: 32 +/- acres, unimproved

Price: \$95,000.00

Appraisals: \$89,100 (7/27/12) – James L. Randall, Reviewed by David Wallenberg

\$97,000 (7/11/12) – Michael P. Goodfellow, Reviewed by David Wallenberg

Fund Source: POS Acquisition Opportunity Loan 2009
Program 89.22.45 Item 500 \$87,550.00 (FY2010)

POS FY 2011 Prior Year Replacement Funds
MCCBL-2010 89.22.49 Item 015 \$7,450.00

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

January 2, 2013

**ITEM 10A
PROGRAM OPEN SPACE STATE SHARE**

Contact: Emily Wilson
ewilson@dnr.state.md.us
(410) 260-8436

*Unknown Owner Parcel Tax Map 51
Washington County
POS # 4502*

Recommendation: That the Board of Public Works approve the Department of Natural Resources reserving for public use 12 +/- acres of abandoned land located off Crystal Falls Drive adjacent to South Mountain State Park, Washington County.

Description: DNR seeks to reserve this abandoned land for public use. This parcel is bordered by State Park land on two sides, and is close to the recently-acquired Eaton and Schroyer properties. Reservation would allow DNR to connect large contiguous tracts of State lands. Acquiring this parcel removes the conflict DNR experiences with inholdings within large blocks of public lands. The property also adds to the land base that forms an excellent buffer protecting the Appalachian National Scenic Trail against encroachment and conflicting activities.

These particular 12 +/- acres are classified as abandoned because they are located within or contiguous to DNR-owned and -managed land; no property taxes have been paid in the last 20 years; and they have not been actually possessed by anyone for the last 20 years. § 13-101, Real Property Article Annotated Code of Maryland.

Authority: A State agency may reserve vacant or abandoned land by obtaining from the Commissioner of Land Patents (State Archivist) a certificate of reservation for public use. The State agency must obtain Board of Public Works approval before submitting its application to the Commissioner. § 13-106 Real Property Article, Annotated Code of Maryland.

Grantor: Unknown Owner

Grantee: The State of Maryland to the use of the Department of Natural Resources

Property: 12 +/- acres, unimproved

Board of Public Works Action: the above referenced item was:

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

**SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA**

January 2, 2013

**ITEM 11A
PROGRAM OPEN SPACE STATE SHARE**

Contact: Emily Wilson
ewilson@dnr.state.md.us
(410) 260-8436

*Tieman Family Revocable Trust - \$230,000.00
Frederick County
POS # 4417*

Reference: That the Board of Public Works approve the acquisition in fee simple of a 14 +/- acre property located in Frederick County. This mature hardwood forest is an excellent Forest Interior Dwelling Species (FIDS) habitat and is located within the boundaries of the Crampton's Gap Historical District. This area was the scene of a Civil War battle on September 14th, 1862 where Union forces skirmished with Confederate cavalry guarding Crampton's Gap. This property would enhance the visitor experience by providing an understanding of the sequence of events that led to the Union break through at Crampton's Gap. The property will be managed as part of South Mountain State Park and provide additional buffer to the Appalachian Trail. DNR is partnering with the Civil War Trust to acquire this property. The Civil War Trust is contributing 50% of the funding from the American Battlefield Protection Program.

The property is located within the Target Ecological Area (TEA). This project also meets criteria in accordance with Chapter 419, Laws of Maryland 2009 as it presents a unique acquisition opportunity as a result of its extraordinary location and the environmental value of the property, which scored 83 under the Program Open Space Targeting System.

Grantor: William Charles Tieman & Maureen J. Tieman, Trustees of the Tieman Family Revocable Trust Agreement

Grantee: The State of Maryland to the use of the Department of Natural Resources

Property: 14 +/- acres

Price: \$230,000.00

Appraisals: \$111,000 (6/26/12) – Leslie U. Hutzell, Reviewed by David Wallenberg
\$165,000 (12/13/11) – Patrick B. Bowers, Reviewed by David Wallenberg
\$230,000 (2/1/12) – Karen H. Belinko, Reviewed by David Wallenberg

Fund Source: POS Acquisition Opportunity Loan 2009
Program 89.22.45 Item 500 \$115,000.00 (FY2010)
American Battlefield Protection Program \$115,000.00

Board of Public Works Action: The above referenced item was:

Approved

Disapproved

Deferred

Withdrawn

With Discussion ✓

Without Discussion

**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 1-S **Agency Contact:** Andrew Gohn
410-260-7190
agohn@energy.state.md.us

DEPARTMENT/PROGRAM: Maryland Energy Administration (MEA)

CONTRACT ID: ADPICS # DEXB3400016

CONTRACT DESCRIPTION: Conduct a high-resolution geophysical survey of the area of the Outer Continental Shelf (OCS) designated by the U.S. Department of Interior as the Maryland Wind Energy Area (MD WEA). The MD WEA begins approximately 10 miles off-shore from Ocean City, Maryland.

AWARD: Coastal Planning & Engineering, Inc. (CPE)
St. Petersburg, FL

TERM: 1/2/2013 - 3/31/2014

AMOUNT: \$3,330,754 (1 Year; 3 Months)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 15% (See Requesting Agency Remarks below)

VSBE PARTICIPATION: 5.0% (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: None

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 1-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace* and MEA's website. A total of 50 vendors were directly solicited via e-mail. The MEA also sent the RFP notice to the Association of Geophysical Contractors, the international trade association which represents the industry that provides geophysical services and associated services and product providers.

Four proposals were received in response to the RFP; however, only three were deemed to be reasonably susceptible of being selected for award. One offer was rejected for MBE issues.

The proposal from Coastal Planning and Engineering, Inc. (CPE) was ranked #1 overall with the second highest technical ranking and the second lowest price. Although the price offered by CPE was \$285,000 or 9.4% higher than the lowest priced Offeror that was ranked #3 technically, the technical proposal from CPE was determined to be worth the difference in price of this Offeror (see Attachment). CPE's proposal reflected a greater flexibility and experience working with government contracts. The RFP stated that technical factors would be given more consideration than the financial price in the overall award determination. Therefore, award is recommended to Coastal Planning and Engineering, Inc. as having the most advantageous offer for the State.

MEA is implementing a strategy to focus Offshore Wind Development Fund efforts on activities which can reduce uncertainty and delay in development of offshore wind energy generation. Deployment of wind turbines on the OCS will require the compilation of considerable amounts of data for review by federal regulatory agencies. Bureau of Ocean and Energy Management (BOEM) will evaluate Construction and Operation Plans (COP) for compliance with the National Environmental Policy Act, Magnuson-Stevens Fishery Conservation and Management Act, Migratory Bird Treaty Act, Marine Mammal Protection Act and all other applicable federal laws prior to approval of these plans.

While no developer has obtained a lease within the MD WEA at this time, the Offshore Wind Development Fund can continue to advance offshore wind energy by engaging in many of the same data collection activities that a developer would conduct in the COP development process. In doing so, the State will establish a broad base of information for developers to quickly and efficiently deploy offshore wind energy systems.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 1-S (Cont.)

A 10% MBE Participation Goal was established for this contract based upon the limited subcontracting opportunities and the limited number of MBEs available to perform these services. However, the recommended awardee has committed to a 15% MBE participation goal. In addition, a 0.5% Veteran's Small Business Enterprise (VSBE) Participation Goal was established for this contract. The recommended awardee has committed to a 5.0% VSBE participation goal.

FUND SOURCE: 100% Special (Offshore Wind Development Fund)

APPROP. CODE: D13A13.08

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-2525-0000

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 1-S (Cont.) **ATTACHMENT**

BIDS OR PROPOSALS (Cont.):

OFFERORS	TECHNICAL RANKING	FINANCIAL PRICE	FINANCIAL RANKING	OVERALL RANKING *
Coastal Planning & Engineering, Inc. St. Petersburg, FL	2	\$3,330,754	2	1
EA Engineering, Science, and Technology, Inc Hunt Valley, MD	1	\$4,418,947	3	2
Alpine Ocean Seismic Survey, Inc Norwood, NJ	3	\$3,045,664	1	3

Note: * Technical factors had greater weight than financial factors in the overall award determination.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 2-S **Agency Contact:** Ken Smith
410-260-7807
ksmith@comp.state.md.us

DEPARTMENT/PROGRAM: Comptroller of Maryland (COMP)
General Accounting Division

CONTRACT ID: OC-2012-04;
Corporate Purchasing Card Services
ADPICS # E00B3400047

CONTRACT DESCRIPTION: Revenue-generating contract to obtain a corporate purchasing card (CPC) program for use by all state agencies to make small purchases generally less than \$5,000 per transaction.

AWARD: U.S. Bank, N.A.
Minneapolis, MN

TERM: 1/7/2013 – 4/30/2016 (w/1 three-year renewal option) (See Requesting Agency Remarks below)

AMOUNT: \$14,035,710 (3 Years; Base Contract)
\$16,383,460 (3 Years; Renewal Option)
\$30,419,170 Total (6 Years)
(Rebate dollars on an estimated \$1,534,750,000 total purchase volume over 6 years)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 2-S (Cont.)

INCUMBENT: Bank of America, N.A.
Charlotte, NC
(1/17/2007 – 4/25/2013; Est. \$22,527,705 Rebate
Dollars on est. \$1,501,922,909 Purchase Volume)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com*, posted on the Comptroller's Procurement Website, and listed in the Comptroller of Maryland's contract brochure that is distributed at various procurement and MBE outreach events throughout the year. The RFP was directly emailed to eight prospective offerors, of which two are Maryland firms and none are MBEs.

Maryland, through its agencies and departments, makes small purchases through the use of a purchasing card (P-card). The P-card volume for FY2012 was 755,000 transactions with \$265 million in spending. The corporate purchasing card (CPC) program is available for use by all state agencies and departments. There are approximately 78 departments with a total of 7,500 - 8,000 cards currently issued. Local government agencies are also able to sign on to the CPC program. The start-up time for the new contract will begin on 1/7/2013 in order to issue new P-cards to all users and conduct other administrative/transition functions with the actual contract performance start date beginning on 4/26/2013.

Eight proposals were received in response to the RFP, six of which were determined to be reasonably susceptible of being selected for award. Two offers were deemed not to be reasonably susceptible of being selected for award due to exceptions taken to the State's RFP and standard contract terms.

U.S. Bank, N.A., is recommended for award as having the most advantageous offer to the State of Maryland. U.S. Bank's proposal was ranked second technically and had the highest financial offer/rebate. U.S. Bank was the CPC provider immediately prior to the current contract with the incumbent and has excellent relative experience with six states. The incumbent, Bank of America, was ranked first technically and second financially; however, it was determined that the additional revenue of \$1.15 million offered in U.S. Bank's proposal provided the best overall value for the State. As specified in the RFP, the financial proposals were given greater weight than technical proposals in the overall award determination.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 2-S (Cont.)

No MBE participation goal was established for this contract, as a search of the MDOT MBE website showed there are no MBE providers of CPC services. A search on "credit card" provides a list of four vendors who provide credit card processing equipment, ATM installation, and brokers of office supplies to the federal government through credit card payment. As the contractor is to provide the State with a credit card service, basically a line of credit, to make purchases, it was determined that the subject matter of the contract does not lend itself to subcontracting.

FUND SOURCE: 100% Revenue Generating

APPROP. CODE: E00A0201

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-2654-0000

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ATTACHMENT

2-S (Cont.)

ITEM:

OFFERORS	TECHNICAL RANK	FINANCIAL PRICE ESTIMATED REBATE 3-YEAR BASE TERM (Rebate Dollars on an Estimated \$711,750,000 Purchase Volume)	FINANCIAL PRICE ESTIMATED REBATE 3-YEAR RENEWAL OPTION (Rebate Dollars on an Estimated \$823,000,000 Purchase Volume)	FINANCIAL PRICE ESTIMATED REBATE 6 YEAR TOTAL (Rebate Dollars on an Estimated \$1,534,750,000 Purchase Volume)	FINANCIAL RANK	OVERALL RANK *
US Bank, NA Minneapolis, MN	2	\$14,035,710	\$16,383,460	\$30,419,170	1	1
Bank of America Baltimore, MD	1	\$13,523,250	\$15,748,100	\$29,271,350	2	2
PNC Baltimore, MD	3	\$13,025,025	\$15,060,900	\$28,085,925	3	3
Citibank New York, NY	4	\$11,032,125	\$12,978,700	\$24,010,825	6	4
BMO Harris Bank, N.A. Chicago, IL	5	\$11,174,475	\$13,168,000	\$24,342,475	4	5
Capital One Bank McLean, VA	6	\$11,174,475	\$12,921,100	\$24,095,575	5	6

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 3-S **Agency Contact:** Anne Timmons
410-767-4710
atimmons@dbm.state.md.us

DEPARTMENT/PROGRAM: Department of Budget and Management (DBM)
Office of Personnel Services and Benefits,
Employee Benefits Division (EBD)

CONTRACT ID: F10B3400001R; Group Term Life and Accidental
Death and Dismemberment (AD&D) Insurance
ADPICS # F10B3400001 (Life);
F10B3400008 (AD&D)

CONTRACT DESCRIPTION: Provide contributory Group Term Life (Life)
insurance services and contributory Accidental Death and Dismemberment (AD&D) insurance
services for active, satellite account and retired employees, direct pay enrollees and their eligible
dependents.

AWARD: Minnesota Life Insurance Co. (Minnesota Life)
St. Paul, MN

TERM: 1/3/2013 - 6/30/2018
(See Requesting Agency Remarks below)

AMOUNT: \$113,118,014 Est. (Life)
\$ 10,921,696 Est. (AD&D)
\$124,039,710 Cumulative Est. Grand Total (5 Yrs.)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachments 1 (Life) & 2 (AD&D)

MBE PARTICIPATION: 1.02% (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: Metropolitan Life Insurance Company
New York, NY (Life and AD&D)
(Local Office in Columbia, MD)

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 3-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace* and posted on DBM's Bid Board and the DBM website. Copies of the solicitation were emailed directly to 170 prospective vendors, 143 of which are MBEs. Copies were also emailed to the Governor's Office of Minority Affairs.

The RFP provided for awards of two separate contracts: one to provide services for Group Term Life (Life) insurance and one to provide services for Accidental Death and Dismemberment (AD&D) insurance. A single contractor, Minnesota Life Insurance Co. (Minnesota Life), is the recommended awardee for both service categories.

Six proposals were received for each insurance type in response to the RFP. Of the six proposals received for Life, five were deemed to be reasonably susceptible of being selected for award. Of the six proposals received for AD & D, four were deemed to be reasonably susceptible of being selected for award.

The financial proposals were based on models of projected enrollment and covered volume. The models for both types of insurance started in the first year with the number of enrolled participants (employees, retirees, eligible dependents) and the corresponding total coverage volumes currently in force and increased the estimated number of enrollees and covered volume for each of the five years of the contract based upon the enrollment increase experience of the past five years. The Life model reflected projected enrollments by age bands (blocks of five ages, from ages 1 to 100) and policy coverage levels (in-force or face value of policies). The AD&D model reflected policy coverage levels only, since age is not a cost factor for this type of insurance.

For Life, Minnesota Life was ranked #2 technically and had the lowest price. Although ranked #2 technically, it was determined that Minnesota Life's technical proposal was very close in quality to the #1 ranked technical offeror, the incumbent, Metropolitan Life Insurance Company (Met Life). The price offered by Minnesota Life was \$4,116,853 or about 3.7% lower than the price offered by Met Life. It was determined that Met Life did not offer more than \$4 million worth of higher service value versus Minnesota Life. Accordingly, Minnesota Life was deemed to have the most advantageous offer to the State in this Service Category.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 3-S (Cont.)

For AD&D, Minnesota Life was ranked #2 technically and had the third lowest price, which was only 60 cents more than the second ranked financial proposal. Although ranked #2 technically, it was determined that Minnesota Life's technical proposal was very close in quality to the #1 technical offeror, the incumbent, Met Life. The price offered by Minnesota Life was \$1,032,069 or approximately 9.5% less than the offeror ranked #1 technically, Met Life. It was determined that Met Life did not offer more than \$1 million worth of higher service value versus Minnesota Life.

Conversely, the price offered by Minnesota Life was \$493,847 or 4.7% higher than the lowest priced offeror for AD&D, The Hartford Life and Accident Insurance Company (Hartford). However, Hartford was ranked #3 technically. It was determined that the technical differences between Minnesota Life and Hartford were more pronounced than the technical differences between Minnesota Life and Met Life. Consequently, it was deemed that the technical superiority of Minnesota Life versus Hartford to be worth the difference in price between these two offerors.

Finally, it was also deemed that Minnesota Life was worth the 60 cents price difference between itself and the #4 technically ranked offeror, ReliaStar Life Insurance Co., with the second lowest price. Accordingly, Minnesota Life was judged to have provided the most advantageous offer to the State in this Service Category.

Whereas the contractor will not assume responsibility for insurance policies until July, 1, 2013, there is considerable start-up activity that must be completed before that date. (The contractor may not charge for any such start-up activities.) To permit the contractor to undertake all start-up activities under the auspices of the contract, it is requested that the contract start date be immediately after approval of this Item and the signing of the contract by the Department.

The RFP established an MBE participation goal of 1% of the total premiums paid to the contractor for each type of insurance. It is estimated that 90% or more of the premiums received by the contractor for both types of insurance are paid out in claims. At most, about 10% of the value of premiums is left to accommodate all expenses in administering these policies, as well as profit. While there are limited subcontracting opportunities under these types of insurance policies, it is expected that 10% of the 10% is subcontractable, meaning 1% of the total value of premiums. The proposed Contractor committed to slightly exceed the goal at 1.02% MBE participation in both Service Categories.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 3-S (Cont.)

FUND SOURCE: 100% Reimbursable (Employee Contributions)

APPROP. CODE: F10A02

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-2857-0110

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 3-S (Cont.) ATTACHMENT 1

BIDS OR PROPOSALS (Cont.):

Group Term Life Insurance Services

	<u>Technical Rank</u>	<u>Financial Price (Rank)</u>	<u>Overall Rank *</u>
Minnesota Life Insurance Co. St. Paul, MN	2	\$113,118,013.68 (1)	1
The Hartford Life and Accident Insurance Company Simsbury, CT	3	\$114,235,251.97 (2)	2
Metropolitan Life Insurance Co. New York, NY (Local Office in Columbia, MD)	1	\$117,234,867 (4)	3
Aetna Life Insurance Co. Hartford, CT	4	\$116,141,161(3)	4
ReliaStar Life Insurance Co. Portland, OR (Local Office in Greenbelt, MD)	5	\$119,671,802 (5)	5

Note: The proposed prices were based on a model that reflects policy coverage levels and currently and projected insured number of State employees and eligible family members. The rates proposed for each coverage level and covered category will be the amount the enrollee actually pays based on covered lives.

*Technical factors had equal weight to financial factors in the overall award recommendation

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 3-S (Cont.) ATTACHMENT 2

BIDS OR PROPOSALS (Cont.):

AD&D Insurance Services

	<u>Technical Rank</u>	<u>Financial Price (Rank)</u>	<u>Overall Rank *</u>
Minnesota Life Insurance Co. St. Paul, MN	2	\$10,921,695.60 (3)	1
The Hartford Life and Accident Insurance Company Simsbury, CT	3	\$10,427,848.80 (1)	2
Metropolitan Life Insurance Co. New York, NY (Local Office in Columbia, MD)	1	\$11,953,765 (4)	3
ReliaStar Life Insurance Co. Portland, OR (Local Office in Greenbelt, MD)	4	\$10,921,695 (2)	4

Note: The proposed prices were based on a model that reflects policy coverage levels and currently and projected insured number of State employees and eligible family members. The rates proposed for each coverage level and covered category will be the amount the enrollee actually pays based on covered lives.

*Technical factors had equal weight to financial factors in the overall award recommendation

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 4-S **Agency Contact:** Clarence Snuggs
410-514-7006
Snuggs@mdhousing.org

DEPARTMENT/PROGRAM: Department of Housing and Community
Development (DHCD)
Community Development Administration
Multifamily Low Income Housing Tax
Credit Program

CONTRACT ID: S00R3400004;
Tax Credit Compliance Monitoring
ADPICS # S00B3400014

CONTRACT DESCRIPTION: Perform required tax credit compliance monitoring
involving periodic physical inspections and on-site file reviews of properties owned by
participants in the federal Low Income Housing Tax Credit (LIHTC) Program in Maryland.

AWARD: Spectrum Enterprises, Inc.
Cape Elizabeth, ME

TERM: 1/10/2013 – 1/9/2016 (w/2 one-year
renewal options)

AMOUNT: \$1,500,750 NTE (3 Years; Base Contract)
\$ 500,250 NTE (1 Year; 1st Renewal Option)
\$ 500,250 NTE (1 Year; 2nd Renewal Option)
\$2,501,250 Total NTE (5 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: Only One Offer Received
(See Requesting Agency Remarks below)

MBE PARTICIPATION: 25%

PERFORMANCE SECURITY: None

INCUMBENT: Same

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 4-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com* and posted on DHCD's website. Copies of the solicitation notice were mailed directly to 33 prospective vendors, 27 of which are Maryland firms, and included 20 MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

One proposal was received in response to the RFP, and it was determined to be reasonably susceptible of being selected for award. In addition, the Offeror was determined to be responsible, the financial offer was considered fair and reasonable, and it was determined that other potential offerors had a reasonable opportunity to respond to the solicitation. Therefore, award is recommended to Spectrum Enterprises, Inc. (Spectrum), the sole Offeror and incumbent.

As the incumbent, Spectrum possesses the technical skills and knowledge necessary to perform these tax credit monitoring services. It has performed file reviews and physical inspections since 1991. Spectrum also provides similar full scope of services for other state housing finance agencies with operations comparable to DHCD, including being the authorized agent for Maryland and six other states. Its principal is a nationally recognized expert in the low income housing industry and has conducted training sessions throughout the country over the past 20 years. Because of its in-house expertise, Spectrum can draw from a wealth of resources and share best practices and client-proven approaches to complex and emerging compliance issues. Spectrum has resources adequate to cover DHCD's needs and, during its tenure with DHCD has proven it can meet the tight deadlines the contract requires. Spectrum's Director of Maryland Operations is located in Maryland.

FUND SOURCE: 100% Special (Monitoring Fees Collected from Property Owners and added to the Bond Reserve Fund)

APPROP. CODE: S00A2505

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-2619-0111

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT RENEWAL OPTION

ITEM: 5-S-OPTION **Agency Contact:** Albert Annan
410-767-0114
aannan@msde.state.md.us

DEPARTMENT/PROGRAM: Education (MSDE)
Division of Early Childhood Development

CONTRACT ID: R00R9203305; R00B0400020;
Child Care Subsidy Payment Processing
System (CCPPS)
ADPICS # R00B3400040

CONTRACT APPROVED: 1/6/2010 DBM BPW Agenda Item 4-S

CONTRACTOR: Xerox State and Local Solutions, Inc.
(Formerly ACS State and Local
Solutions, Inc.)
Fairfax, VA

CONTRACT DESCRIPTION: Provide comprehensive child care payment
processing services for the Child Care Subsidy Program (CCSP).

OPTION DESCRIPTION: Approval request to exercise the first of two
one-year renewal options as contained in the original contract.

TERM OF ORIGINAL CONTRACT: 1/7/2010 – 1/6/2013 (w/2 one-year renewal
options)

TERM OF OPTION: 1/7/2013 – 1/6/2014

AMOUNT OF ORIGINAL CONTRACT: \$1,575,000 (3 Years)

AMOUNT OF OPTION: \$525,000 (1 Year)

PRIOR MODIFICATIONS/OPTIONS: \$49,550 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$2,149,550

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 5-S-OPTION (Cont.)

MBE PARTICIPATION: 25%

MBE COMPLIANCE: 24.2%

REQUESTING AGENCY REMARKS: Request for approval to exercise the first of two one-year renewal options as contained in the original contract.

The purpose of the Child Care Subsidy Program (CCSP) is to provide financial assistance to defray child care costs to eligible working families through each of the 24 Local Departments of Social Services (LDSS). The CCSP issues vouchers to eligible families in need of help with the cost of child care. To receive this assistance, families must meet certain income requirements. In addition to helping with the cost of child care, families can receive help locating a licensed child care provider. The program provides these services to approximately 14,000 families, 25,000 children, and 7,000 child care providers each month throughout the State of Maryland.

The Contractor, Xerox, manages and process child care payments using the computerized Child Care Automated Tracking System (CCATS). Services include: processing child care subsidy payments and making payment adjustments; maintaining an organized data management system to enable query of data; investigating questionable payments; calculating and recovering overpayments; extracting organized data for administrative hearings and other proceedings; participating in various hearings; disseminating provider information, training notices, newsletters, announcements; and responding to inquiries from child care providers, the legislature and other stakeholders.

Exercising this renewal option is in the best interest of the State because it is more cost effective to continue with the current contractor Xerox State & Local Solutions, Inc. (Xerox) than to conduct a new procurement for these services. When this contract was awarded, Xerox not only submitted the best technical proposal but also had the lowest financial proposal which was 236.9% lower than the next offeror's competing proposal. The start-up costs to have a new contract awarded would be much higher than the price of this renewal option. And possibly transitioning to a new contractor would not only bring with it complex knowledge transfer and transitioning issues, but also potential down time that could interrupt the seamless flow of payments to child care providers, who are small operators with their major cash flow lifeline derived from this program. Furthermore, the contractor has performed admirably without any known hitches or complaint from stakeholders.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 5-S-OPTION (Cont.)

FUND SOURCE: 100% Federal

APPROP. CODE: R00A0110

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-2778-1111

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 5-S-OPTION (Cont.) **ATTACHMENT**

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod #1	\$49,550	Modified the contract to provide enhanced customer services to the providers, parents and local agencies that utilize the Maryland Child Care Subsidy Program by adding Interactive Voice Response (IVR) and call queuing to the "866" phone number for invoice inquiries and payment status for the period of 3/18/2011 – 1/6/2013. Approved by DBM and reported on the March 2011 PAAR.
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**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT RENEWAL OPTION

ITEM: 6-S-OPTION **Agency Contact:** Marcus Filson
410-230-3325
filsonm@djs.state.md.us

DEPARTMENT/PROGRAM: Juvenile Services (DJS)
Behavioral Health Services

CONTRACT ID: 09-JS-036;
Behavioral Health Services for Youth at the
Charles H. Hickey, Jr. School
ADPICS # V00B3400028

CONTRACT APPROVED: 1/20/2010 DBM BPW Agenda Item 3-S

CONTRACTOR: Glass Health Programs, Inc.
Baltimore, MD

CONTRACT DESCRIPTION: Provide behavioral health services for male
youth at the Charles H. Hickey, Jr. School in Baltimore County.

OPTION DESCRIPTION: Approval request to exercise the first of two
one-year renewal options as contained in the original contract.

TERM OF ORIGINAL CONTRACT: 2/1/2010 – 1/31/2013 (w/2 one-year
renewal options)

TERM OF OPTION: 2/1/2013 – 1/31/2014

AMOUNT OF ORIGINAL CONTRACT: \$3,494,092 (3 Years)

AMOUNT OF OPTION: \$1,225,043 (1 Year)

PRIOR MODIFICATIONS/OPTIONS: \$0 (See Attachment)

REVISED TOTAL CONTRACT AMOUNTS: \$4,719,135

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 6-S-OPTION (Cont.)

MBE PARTICIPATION: 12%

MBE COMPLIANCE: 10%

REQUESTING AGENCY REMARKS: Request for approval to continue existing behavioral health services by exercising the first of two one-year renewal options as contained in the original contract. The amount of the renewal option includes a 2.8% Consumer Price Index increase in the monthly fixed price, as specified in the contract.

Many youth have serious behavioral and mental health issues when they are admitted to the Charles H. Hickey, Jr. School. The Contractor, Glass Health Programs, Inc., serves an average daily youth population of 65 male youth, ages 12 to 20, who are pre-adjudicated delinquents. Many of the youth are/will be multiply diagnosed with serious emotional disturbance/mental disorders, behavioral disorders and substance abuse problems. The expected stay for the detention population is 23 days, while the expected length of stay for pending placement youth is 37 days. Services include: screening and assessment, suicide prevention, medication management, short-term treatment services, behavioral management consultation and collaboration in the development of detention and aftercare treatment service plans.

It is in the best interest of the State to exercise this renewal option in order to continue these essential services for the health and well being of the youth in the custody of DJS. DJS is satisfied with the contractor's performance during the term of the contract.

FUND SOURCE: 100% General

APPROP. CODE: V00H0103

RESIDENT BUSINESS: Yes

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 6-S-OPTION (Cont.) ATTACHMENT

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod # 1 \$0

Mod to remove the contract language pertaining to liquidated damages based upon the determination by DJS that the efforts to enforce them did not warrant the administrative oversight that would be needed to collect the required data and monitor compliance for the entire contract term (2/1/2010 – 1/31/2013). Approved by DJS.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT RENEWAL OPTION

ITEM: 7-S-OPTION **Agency Contact:** Nancy Noonan
410-767-3796
Nnoonan@mta.maryland.gov

DEPARTMENT/PROGRAM: Transportation (MDOT)
Maryland Transit Administration (MTA)

CONTRACT ID: MTA-1243A;
Union Health Care Benefits Administration
ADPICS # J05B3400008

CONTRACT APPROVED: 11/4/2009 DBM BPW Agenda Item 6-S

CONTRACTOR: CareFirst BlueCross BlueShield.
Owings Mills, MD

CONTRACT DESCRIPTION: Contract to provide for the administration of MTA's self-insured Medical, Prescription Drug, Dental and Vision program for their active union employees, under age 65 retirees (Non-Medicare eligible, over age 65 retirees (Medicare eligible) and dependents.

OPTION DESCRIPTION: Approval request to exercise the single two-year renewal option as contained in the original contract.

TERM OF ORIGINAL CONTRACT: 11/5/2009 – 12/31/2012 (w/1 two-year renewal option)

TERM OF OPTION: 1/3/2013 – 12/31/2014

AMOUNT OF ORIGINAL CONTRACT: \$ 9,860,376 Est. (Admin. Fees/ Stop Loss)
\$139,401,682 Est. (Claims)
\$149,262,058 Est. Total (3 Yrs., 2 ½ Mos.)

AMOUNT OF OPTION: \$ 7,887,778 Est. (Admin. Fees/ Stop Loss)
\$119,587,847 Est. (Claims)
\$127,475,625 Est. Total (2 Years)

PRIOR MODIFICATIONS/OPTIONS: \$20,000 (Admin. Fees/ Stop Loss)
(See Attachment)

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 7-S-OPTION (Cont.)

REVISED TOTAL CONTRACT AMOUNT: \$ 17,768,154 Est. (Admin. Fees/ Stop Loss)
\$258,989,529 Est. (Claims)
\$276,757,683 Est. Grand Total

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 5% of the Administration Fees

MBE COMPLIANCE: 3% of the Administration Fees

REQUESTING AGENCY REMARKS: Request for approval to exercise the single two-year renewal option as contained in the original contract.

This Renewal Option shall provide continuous service for administration, claims processing, and other services in connection with the Preferred Provider Organization (PPO), Health Maintenance organization (HMO), Indemnity (closed health plan for members grandfathered in), Prescription Drug, Dental, and Vision health plans offered by MTA for employees and retirees. Services required include the administration of stop loss (limits the amount of money the employer pays out for each person's health care) and run-out claims incurred prior to the date of contract expiration.

CareFirst continues to provide these services as required by the contract to MTA's satisfaction.

FUND SOURCE: 100% Special (Transportation Trust Funds)

APPROP. CODE: J05H0102

RESIDENT BUSINESS: Yes

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 7-S-OPTION (Cont.) ATTACHMENT

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod. #1	\$20,000	Mod to extend the term of the base contract by two days (1/1/2013 – 1/2/2013) in order to bring the renewal option to the BPW for approval. Approved by MTA.
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**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM: 8-S-MOD **Agency Contact:** Nancy Noonan
410-767-3796
nnoonan@mta.maryland.gov

DEPARTMENT/PROGRAM: Transportation (MDOT)
Maryland Transit Administration (MTA)
Office of Communication and Marketing

CONTRACT ID: MTA-1211;
Advertising & Marketing Services
ADPICS # COE67646

CONTRACT APPROVED: 12/12/2007; DBM BPW Item 2-S

CONTRACTOR: Integrated Designs, Inc.
Glen Burnie, MD

CONTRACT DESCRIPTION: Contract for advertising, marketing and associated services. The MTA's advertising and marketing strategy seeks to increase ridership, enhance the public's image of the MTA, and to collect data that can be used to help direct improvements in MTA operations.

MODIFICATION DESCRIPTION: Approval request to modify the contract to extend the term by one year in order to complete the new procurement for these services and add grant funding for the extension period.

TERM OF ORIGINAL CONTRACT: 1/15/2008 - 1/14/2011 (w/2 one-year renewal options)

TERM OF MODIFICATION: 1/15/2013 - 1/14/2014

AMOUNT OF ORIGINAL CONTRACT: \$4,000,000 (3 Years)

AMOUNT OF MODIFICATION: \$1,400,000 (1 Year)

PRIOR MODIFICATIONS/OPTIONS: \$4,670,380

REVISED TOTAL CONTRACT AMOUNT: \$10,070,380

PERCENT +/- (THIS MODIFICATION): +35.00%

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 8-S-MOD (Cont.)

OVERALL PERCENT +/-: +151.76%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 100% (Contractor is a MD Certified MBE)
25% Subcontracting Goal

MBE COMPLIANCE: 20.46%

REQUESTING AGENCY REMARKS: This modification will extend the existing contract for an additional year to allow the MTA to continue current communication and marketing initiatives associated with the federal "Transit Watch" program, implement agency projects, such as the "See Something, Say Something" public awareness campaign, and other continued various marketing strategies. In addition, the MTA is in the process of preparing to advertise to all interested Offerors, new "Comprehensive Advertising and Marketing Services" and "Transit Watch" projects. This new contract, when awarded following the solicitation for proposals, will consolidate the use of federal and state funding awarded to the MTA by the Federal Transit Administration (FTA), the Department of Homeland Security (DHS), the Transportation Security Administration (TSA) and the Office of Grants and Training (G&T).

The MTA's Office of Communication and Marketing (OCM) provides all services associated with marketing, advertising, and public relations support throughout the agency's statewide public transportation system. The OCM's basic advertising and marketing program goals are to increase ridership, enhance the public's image of the MTA, and to collect data that can be used to help direct improvements in MTA operations. Starting in 2011 and continuing through 2012, the MTA also received federal grant funding to implement public awareness campaigns and marketing strategies designed to educate the general public and transit-riders specifically on how to actively contribute to and participate in enhancing system safety, security, and prevent terrorist attacks.

Over the past two years, the MTA has been extremely proactive about securing the additional federal dollars offered by the various federal transit agencies identified above. However, as a result of this influx of money and the timeframes required to expend the funds, the MTA will require additional time to continue with and fully implement the projects, as planned and required. The agency has already exercised both renewal options on this contract. In addition, the MTA will require adequate time to prepare specifications, advertise, and award a new contract for these critical services.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 8-S-MOD (Cont.)

MTA believes exercising the modification is in the best interest of the State, as stated above. In addition, Integrated Designs, Inc. has continually recognized and responded to the evolving scope of media related marketing initiatives on behalf of the MTA. Its overall performance has been more than satisfactory to the MTA.

FUND SOURCE: 100% Federal

APPROP. CODE: J05H0105

RESIDENT BUSINESS: Yes

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 8-S-MOD (Cont.) ATTACHMENT

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Opt. #1	\$1,330,000	Exercised the first of two one-year renewal options as contained in the original contract for the period of 1/15/2011 to 1/14/2012. Approved on the 12/1/2010 DBM BPW Agenda, Item 5-S-OPTION.
Mod. # 1	\$750,000	Mod to add grant funding to the contract for use in educating transit riders, transit employees and non-riders with information that allows citizens to actively contribute to enhancing system security and preventing terrorist attacks for the period of 5/20/2011 – 1/14/2012. Approved on the 5/18/2011 DBM BPW Agenda, Item 5-S-MOD.
Opt. #2	\$1,400,000	Exercised the second and final one-year renewal option as contained in the original contract for the period of 1/15/2012 to 1/14/2013. Approved on the 1/4/2012 DBM BPW Agenda, Item 6-S-OPTION.
Mod. #2	\$1,190,380	Mod to add grant funding to the contract for use in educating transit riders, transit employees and non-riders with information that allows citizens to actively contribute to enhancing system security and preventing terrorist attacks for the period of 8/3/2012 – 1/14/2013. Approved on the 8/1/2012 DBM BPW Agenda, Item 6-S-MOD.
Total	<u>\$6,070,380</u>	

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 9-S **Agency Contact:** William Armstrong
410-767-4045
William.Armstrong@dgs.state.md.us

DEPARTMENT/PROGRAM: Department of General Services (DGS)
Facilities Maintenance

CONTRACT ID: 001IT818895;
Statewide Equipment Maintenance Management
Program (EMMP)
ADPICS # 001B3400322

CONTRACT DESCRIPTION: Contract to assist with the development, operation
and management of a non-mandatory Statewide Equipment Maintenance Management Program
(EMMP), including all necessary administrative and support services.

AWARD: The Remi Group LLC
Charlotte, NC

TERM: 1/7/2013 – 1/6/2016 (w/1 three-year renewal
option)

AMOUNT: \$3,000,000 Est. (3 Years; Base Contract)
\$3,000,000 Est. (3 Years; Renewal Option)
\$6,000,000 Est. Total (6 Years)
(See Requesting Agency Remarks below)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 15% (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: None

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 9-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com* (eMM) and published through the DGS Website and Bid Boards. Over 130 vendors received the notification of the RFP through eMM.

A total of three proposals were received in response to the RFP; however, only two proposals were deemed to be reasonably susceptible of being selected for award. The financial proposal from the third offeror was returned unopened. Per the RFP, Offerors had to possess the necessary skills and expertise to assist the State with its initiatives to develop and manage an equipment maintenance program at State-authorized facilities. The proposal from The Remi Group LLC was ranked #1 overall with the higher ranked technical offeror and was tied with the same financial price for the minimum percentage of discount offered. Therefore, The Remi Group LLC was deemed to have the more advantageous offer for the State and is recommended for award.

In 2010, the DGS piloted an equipment maintenance management program (EMMP). The pilot program resulted in a cost-savings alternative for several State Agencies in securing maintenance services for certain types of equipment. This contract will provide a qualified equipment maintenance program provider to develop, administer, and maintain an EMMP with expanded usage to include all State of Maryland authorized users.

The EMMP will provide participating authorized users with reduced pricing for equipment maintenance and equipment repair without sacrificing quality of service and minimizing the downtime of the covered equipment through a minimum fixed percentage discount. The minimum discount shall be applied against the cost of the previous vendor maintenance contracts, or if such contracts are not available, the minimum discount shall be applied against the then prevailing market cost of comparable vendor maintenance coverage with the same level of service.

The EMMP will provide maintenance coverage on various types of agency equipment, ranging from simple office equipment to complex medical and laboratory equipment. Typically this coverage is provided through various maintenance agreements and service contracts often entered into independently by authorized users. The equipment maintenance program provider shall be responsible for oversight, administration and coordination of the equipment maintenance and service.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 9-S (Cont.)

Examples of the type of equipment to be covered under this contract include, but are not limited to:

Office

Collating Machines
Copiers
Dictation Equipment
Endorsers
Fax Machines
Mail Machines
Microfiche/Microfilmmers
Plotters
Rotary Filing Systems
Material Shredders
Time Clocks
Typewriters
Word Processors

Financial

After Hour Depository
Automated Teller Machines
Cash Dispensers
Check Encoders
Check Imprinters
Currency Counters
Coin Counters
Financial Calculators
Reader Sorters
Safe Deposit Boxes
Teller Networks
Visual Auto Tellers

Mail

Bag Tagging Equipment
Bar-coding Equipment
Binding Machines
Bursting / Cutters
Collators / Decollators
Conveyors
Sorters
Folders / Inserters
Ink Jet Addressing
Ink Jet Drying
Inserter System
Labelling System

Security

Fire Alarm Systems
Card Access Systems
Video Surveillance Equipment
Vaults & Safes
Mechanisms
Keypads

Communications

Audio Visual Systems
Paging Systems
Intercoms
Pager Devices
Radios
Voice Mail Systems

This contract has the potential to save the State of Maryland millions of dollars on equipment maintenance contracts, as well as freeing up State employees from contract management/administration duties for these individual contracts. Based upon the estimated contract award amount of \$6 million over the total possible six year contract period, the estimated minimum discount to the State of Maryland could be \$1.7 million.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 9-S (Cont.)

The *Award Amount* is based upon the estimated vendor equipment maintenance contracts that would be managed by the EMMP. Since the usage of the contract is not mandatory, it is unknown how many State Agencies will utilize the contract or exactly how much money will be needed to cover the equipment maintenance task orders generated by the contract. Therefore, DGS may require additional spending authority as the usage by the State Agencies increases over the life of the contract. If necessary, DGS will seek the Board of Public Works (BPW) approval to increase the spending authority on this Statewide Contract.

A 15% MBE Participation Goal was established for this Statewide Contract. The recommended awardee has agreed to meet the goal. The actual MBE participants will be established at the task order level.

FUND SOURCE: Various (by Participating Agencies)
APPROP. CODE: Various (by Participating Agencies)
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 12-2729-0001

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 9-S (Cont.) **ATTACHMENT**

BIDS OR PROPOSALS (Cont.): ·

OFFERORS	TECHNICAL RANKING	FINANCIAL PRICE / RANKING (The minimum fixed percentage discount)	OVERALL RANKING *
The Remi Group LLC Charlotte, NC	1	28% / 1	1
Specialty Underwriters LLC Oak Creek, WI	2	28% / 1	2

Note: * Technical factors and financial factors had equal weight in the overall award determination.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM: 10-S-MOD **Agency Contact:** Marcus Filson
410-230-3325
filsonm@djs.state.md.us

DEPARTMENT/PROGRAM: Department of Juvenile Services (DJS)
Contractual Residential Operations

CONTRACT ID: 13-PD-001;
Residential Care & Services to Youth
ADPICS NO: COE27365

CONTRACT APPROVED: 5/23/2012 BPW Agenda Item 7-S

CONTRACTOR: Rite of Passage, Inc.
Minden, NV

CONTRACT DESCRIPTION: Provide a residential services program at the Silver Oak Academy in Keymar, Maryland for an average daily population of 48 male youth (ages 14 to 18) who are referred by DJS and are before the Juvenile Courts of the State.

MODIFICATION DESCRIPTION: Request for approval of a modification to expand the capacity of the Silver Oak Academy program from 48 to 96 male youth.

TERM OF ORIGINAL CONTRACT: 6/5/2012 – 6/30/2015

TERM OF MODIFICATION: 2/1/2013 – 6/30/2015

AMOUNT OF ORIGINAL CONTRACT: \$17,812,138 (Approx. 3 Years; 1 Month)

AMOUNT OF MODIFICATION: \$11,757,378 (2 Years; 5 Months)

PRIOR MODIFICATIONS/OPTIONS: \$0 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$29,569,516

OVERALL PERCENT +/- (THIS MOD): +66.0 %

ORIGINAL PROCUREMENT METHOD: Non-Competitive Negotiated Procurement of Human, Social or Educational Services

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 10-S-MOD (Cont.)

MBE PARTICIPATION: 2.0%

MBE COMPLIANCE: 0.4%

REQUESTING AGENCY REMARKS: The Silver Oak Academy (SOA) is a staff-secure (non-fenced) residential program for boys that opened in July 2009 and is owned and operated by Rite of Passage, Inc. SOA provides a comprehensive program for male youth aged 14 to 18. The service components include: Education, Health Care, Cognitive Behavior Therapy, Family involvement, parent training, community service, restitution, recreation and aftercare planning.

The Department of Juvenile Services (DJS) needs additional capacity within the State of Maryland for residential placements of youth who are court ordered to be placed in an appropriate residential program for treatment, education and care. Currently, there is an average daily population of 62 youth in detention facilities that are waiting for an available placement in staff secure programs.

DJS issued a Statement of Need (SON) to increase the licensed number of placements at the Silver Oak Academy (SOA) and published notice of the SON in the Maryland Register on November 2, 2012. This SON is based on the need for intensive, highly structured, and therapeutic services, including after-care, for males between the ages of 14 and 21. These services will allow youth currently awaiting placement in detention around the State to be placed more quickly into a residential committed program, within the State of Maryland, that can safely and appropriately meet their therapeutic and security needs. The SOA filed an expansion request with the Governor's Office for Children shortly after the notice was provided in the Maryland Register. The Governor's Office for Children approved an expansion packet on November 27, 2012. DJS now licenses this residential child care program to house up to 96 male youth. Therefore, at this time, DJS is requesting approval to increase the available funding to cover the expanded licensed capacity of 96 youth for the SOA program.

FUND SOURCE: 100% General

APPROP. CODES: Various

RESIDENT BUSINESS: Yes

Board of Public Works Action - The above referenced Item was:

APPROVED DISAPPROVED DEFERRED ✓ WITHDRAWN
WITH DISCUSSION ✓ WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 10-S-MOD (Cont.) **ATTACHMENT**

Mod #1	\$0	Mod to change the contract language to identify the new website where DJS policies and procedures may be accessed, effective 12/18/2012. Approved by DJS.
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**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

CONSTRUCTION CONTRACT MODIFICATION

ITEM: 1-C MOD

Agency Contact: James Salt
301-445-1987
jsalt@usmd.edu
USM Rep: James Stirling

INSTITUTION:

University of Maryland, Baltimore

CONTRACT ID:

On-Call Construction Management at Risk Services
for the UM 100 N. Greene Street Window
Replacement, Task Order Request #12-081JD
On Call CM Contract RFP 85592RA

CONTRACT APPROVED:

USM Item 1-C MOD (09/19/2012)

CONTRACTOR:

J. Vinton Schafer & Sons, Inc.
Abingdon, MD 21009

CONTRACT DESCRIPTION: Professional management and construction services during pre-construction and construction for window replacement in the 100 North Greene Street Building. This project will remove existing windows and louvers; provide new windows, wall louvers, wood trim, metal flashing, joint sealants, painting; and related work.

MODIFICATION DESCRIPTION: Award GMP #1 for construction that includes scaffolding, demolition and abatement, carpentry, gypsum board, painting, horizontal, blinds, CM allowances, CM general conditions, CM contingency and CM fees.

ORIGINAL TERM: Six weeks from issuance of pre-construction notice to proceed;
18 months from issuance of construction notice to proceed.

ORIGINAL CONTRACT AMOUNT: \$16,000 (pre-construction fees only)

MODIFICATION AMOUNT: \$1,418,855

REVISED TOTAL CONTRACT AMOUNT: \$1,434,855

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 1-C MOD (continued)

MBE PARTICIPATION: 25%

MBE COMPLIANCE: 56%

PERFORMANCE BOND: A 100% performance bond is required.

ORIGINAL PROCUREMENT METHOD: On-Call Task Order Proposals

REQUESTING INSTITUTION REMARKS: This Item recommends the award of GMP #1 for construction. The trade contracts awards are based on low bid. MBE participation for this GMP is 56%

FUND SOURCE: Plant Funds

APPROP. CODE: R30B21

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-1881-1111

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 2-C

Agency Contact: James Salt
301-445-1987
jsalt@usmd.edu
USM Rep: James Stirling

INSTITUTION:

University of Maryland, Baltimore for
Towson University

CONTRACT ID:

Construction Management at Risk Services
Burdick Hall Phase III Renovation at
Towson University, RFP #2012-16 BS

CONTRACT DESCRIPTION: Professional management and construction services during pre-construction and construction for evaluation and renovation of Burdick Hall building envelope. The windows, doors, and north roof portions will be replaced. Project includes replacing HVAC equipment and distribution systems and associated work for the north portion of the building. Also included is renovation of locker/shower rooms including replacement of associated plumbing systems. Project includes evaluation sprinkler placement and, when required, sprinklers will be installed to be in accordance with ADA and code compliance issues.

AWARD:

Henry H. Lewis LLC
d/b/a Lewis Contractors
55 Gwynns Mill Court
Owings Mills, MD 21117

CONTRACT TERM: Eight months from issuance of pre-construction notice to proceed;
twelve months from construction notice to proceed.

AMOUNT:

\$75,680 (pre-construction fees only)

PROCUREMENT METHOD:

Competitive Sealed Proposals

PROPOSALS:

	<u>Technical Score</u>	<u>Price Score</u>	<u>Total Score</u>	<u>Price</u>
Henry Lewis, Owings Mills, MD	59.91	40	99.91	\$1,391,840

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 2-C (continued)

PROPOSALS: (cont'd)

	<u>Technical Score</u>	<u>Price Score</u>	<u>Total Score</u>	<u>Price</u>
J.V. Schafer, Abingdon, MD	57.92	39.60	97.52	\$1,406,040
Plano Coudon, Baltimore, MD	59.97	36.97	96.94	\$1,505,900
Forrester Construction Co. Rockville, MD	60	28.03	88.03	\$1,986,239
Holder Construction, Herndon, VA	57.09	26.56	83.66	\$2,095,783

PERFORMANCE BOND: A 100% performance bond is required.

REQUESTING INSTITUTION REMARKS: The solicitation was advertised in *eMaryland Marketplace* and distributed to the Office of Minority Affairs and to MBE associations. Ten proposals were received. These proposals were evaluated by a University committee. Six proposers achieved the required minimum technical score and were invited to oral presentations. Five of the six firms remained shortlisted after oral presentations and were invited to submit pricing. Award is recommended to Lewis Contractors, based on the best value to the University. The estimated construction cost for this project is \$12,000,000. This Item recommends award for pre-construction services only. If the University and the Contractor agree to a Guaranteed Maximum Price for construction, the University will return to the Board with a recommendation to modify the contract to include the actual construction costs, which includes the CM's construction services fee.

FUND SOURCE: USM Academic/Auxiliary Facility Revenue Bonds

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-2804-1010

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:

APPROVED
 DISAPPROVED
 DEFERRED
 WITHDRAWN
 WITH DISCUSSION
 WITHOUT DISCUSSION

SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM: 3-GM

Agency Contact: James Salt
301-445-1987
jsalt@usmd.edu
USM Rep: James Stirling

Recommendation: That the Board of Public Works approve the use of general obligation bond funding proceeds for the following contract totaling \$73,695.80.

Authority: State Finance and Procurement Article, Annotated Code of Maryland, § 8-301

A. University of Maryland, Baltimore
School of Pharmacy

1. **Description:** 6 Two Chamber Place Preference Insert for Mouse Open Field Activity
Procurement Method: Simplified Acquisition
Award: Med Associates, Inc.
St. Albans, VT 05478
Amount: \$4,739.00
Fund Source: MCCBL 2010: *Provide funds to equip an addition and renovation to the School of Pharmacy.* Item 052
MD Tax Clearance: 12-2797-0000
Resident Business: No

2. **Description:** 1 Air Jet Cooler with Pressure & Flow Regulator
Procurement Method: Sole Source
Award: SP Scientific, Inc.
Stone Ridge, NY 12484
Amount: \$8,910.00
Fund Source: MCCBL 2009: *Provide funds to equip an addition and renovation to the School of Pharmacy.* Item 052 (\$8,167.44)
MCCBL 2010: *Provide funds to equip an addition and renovation to the School of Pharmacy.* Item 041 (\$742.56)
MD Tax Clearance: 12-2739-1110
Resident Business: No

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 3-GM (continued)

- 3. Description:** 1 Three Angle Light Scattering Detector
w/Accessories
- Procurement Method:** Sole Source
- Award:** Wyatt Technology
Santa Barbara, CA 93117
- Amount:** \$60,046.80
- Fund Source:** MCCBL 2009: *Provide funds to equip an addition
and renovation to the School of Pharmacy. Item
052*
- MD Tax Clearance:** 12-2801-0000
- Resident Business:** No

BOARD OF PUBLIC WORKS ACTION – THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 4-C

Agency Contact: James Salt
301-445-1987
jsalt@usmd.edu
USM Rep: James Stirling

INSTITUTION: University of Maryland, College Park

CONTRACT ID: Biology Psychology Building
Replacement Air Handling Units #10 & #11
University of Maryland, College Park
RFP No. 84527-B, Contract No. B-400258-K

CONTRACT DESCRIPTION: Labor, material, equipment, supervision and other resources for the replacement of the Biology Psychology Building air handling units #10 & #11 and installation of new units on the fifth floor of the Biology Psychology Building. The University's estimated cost for the project is \$4,000,000.

AWARD: W. L. Gary Company, Inc
Washington, DC 29912

TERM: 390 calendar days (01/02/13-02/02/14)

AMOUNT: \$4,241,900

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS:	<u>Technical</u>	<u>Price</u>
W.L. Gary Company, Inc. Washington, DC 20012	Acceptable	\$4,241,900
Shapiro & Duncan, Inc. Rockville, MD 20850	Acceptable	\$4,528,000

MBE PARTICIPATION: 20%

PERFORMANCE SECURITY: Payment and Performance Bonds equal to the contract amount

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 4-C (continued)

REQUESTING INSTITUTION REMARKS: This project was advertised on *eMarylandMarketPlace*. Five proposals were received and evaluated on the basis of technical merit. Two proposals were determined to be technically acceptable and susceptible of award. W. L. Gary Company, Inc. is recommended for award as the lower-priced, technically acceptable proposer. The price at award includes the base scope of work plus Alternates 1, 2, 3, 4 & 5.

Facilities Management/ Department of Capital Projects at the University of Maryland, College Park will manage the Contractor's work with procurement support from the University's Department of Procurement and Supply.

FUND SOURCE: MCCBL of 2012: *CampusWide Infrastructure Improvements*. Item 037

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-2768-0111

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

CONSTRUCTION CONTRACT RENEWAL OPTION:

ITEM: 5-C OPT

Agency Contact: James Salt
301-445-1987
jsalt@usmd.edu
USM Rep: James Stirling

INSTITUTION:

University of Maryland, College Park

CONTRACT ID:

On-Call General Contracting Services for Small
Projects: RFP No. 83480-A (Multiple Awards)

CONTRACT APPROVED:

USM Item 1-C, 1/6/2010
USM Item 5-C OPT, 12/21/2011

CONTRACTORS:

Baltimore Contractors, Inc
Baltimore, MD 21237

Site Construction, Inc
Silver Spring, MD 20904

Atlantic Painting & Wallcovering LLC
Towson, MD 21284

Combined Services, Inc
Fairfax, VA 22030

CONTRACT DESCRIPTION: General construction services, for the Office of Facilities Management at the University of Maryland, College Park and other institutions of the University System of Maryland, on an as-needed basis. Typical projects are expected to have a construction value of under \$50,000.

OPTION DESCRIPTION:

Second of three one-year renewal options.

ORIGINAL CONTRACT TERM:

Two years (01/06/10 – 01/05/12)

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 5-C OPT (continued)

RENEWAL OPTION TERM: One year (01/06/13 – 01/05/14)
ORIGINAL CONTRACT AMOUNT: \$4,000,000 (two-year base award)
OPTION AMOUNT: \$2,000,000
ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals-
Small Business Reserve
MBE PARTICIPATION: 0%

REQUESTING INSTITUTION REMARKS: The four firms are Maryland certified Small Businesses. One of the four awardees, Combined Services, Inc., is a certified MBE. The small size of the expected orders presents little or no opportunity for MBE subcontracting.

Each awarded contract may be assigned up to \$500,000 annually. The total annual expenditure for all four contractors will not exceed \$2,000,000. Task Orders are awarded on the basis of rotation among the four. All four of the contractors have performed well over the first three years of the agreements. Task Orders issued to date total \$2,961,649.

All work performed under these contracts will be supervised by the Office of Facilities Management at the University of Maryland, College Park, with Procurement support provided by the University's Department of Procurement & Supply.

FUND SOURCE: Varies with task order and Institution

RESIDENT BUSINESS:	Baltimore Contractors	Yes
	Site Construction	Yes
	Atlantic Painting & Wallcovering	Yes
	Combined Services	No

MD TAX CLEARANCE:	Baltimore Contractors	No. 12-2649-1111
	Site Construction	No. 12-2652-0110
	Atlantic Painting & Wallcovering	No. 12-2651-0111
	Combined Services	No. 12-2650-0111

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

CONSTRUCTION CONTRACT RENEWAL OPTION:

ITEM: 6-C OPT

Agency Contact: Jim Salt
301 445-1987
jsalt@umd.edu
USM Rep: James Stirling

INSTITUTION: University of Maryland, College Park

CONTRACT ID: On-Call Construction Management (CM) at Risk
Contract Nos. B-003276-K; B-003277-K; B-003279-K; B-003280-K B-003281-K;
B-003282-K; B-003283-K; B-003284-K

CONTRACT APPROVED: USM Item 9-C, 01/05/2011

CONTRACTORS:

Forrester Construction Company
Rockville, MD 20852

Lewis Contractors
Owings Mills, MD 21117

P.J. Dick, Inc.
Pittsburgh, PA 15212

Holder Construction Company
Herndon, VA 20171

Plano-Coudon, LLC
Baltimore, MD 21230

J. Vinton Schafer & Sons, Inc.
Abingdon, MD 21009

Clark Construction Group, LLC
Bethesda, MD 20814

Turner Construction Company
Arlington, VA 22203

CONTRACT DESCRIPTION: Construction management services for both pre-construction/design and construction phases, inclusive of the actual construction of projects for the Office of Facilities Management at the University of Maryland, College Park and other institutions of the University System of Maryland, on an as-needed basis. Typical projects are expected to have a construction value of \$1-10 million. Annual orders under this program are projected at \$20 million.

OPTION DESCRIPTION: Exercise first of three one-year renewal options

ORIGINAL CONTRACT TERM: 01/05/11 – 01/04/2013 (2-year base award with 3 one-year renewal options)

RENEWAL OPTION TERM: 01/05/13 – 01/04/2014 (First renewal options)

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 6-C OPT (continued)

ORIGINAL CONTRACT AMOUNT: \$40,000,000

RENEWAL OPTION AMOUNT: \$20,000,000

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: Assigned to each Task Order

PERFORMANCE BOND: Task orders in excess of \$100,000 require separate performance bonds equal to 100% of the task order amount.

FUND SOURCE: Fund sources will vary by project

REQUESTING INSTITUTION REMARKS: Services are performed on an as needed task order basis. The University seeks to exercise the first one-year renewal option to meet the ongoing demand for performance of project work in this price range. The method of project delivery has been efficient, enabling the University to rapidly respond to small and medium sized capital projects. The On-Call Construction Management firms have completed assigned work to the satisfaction of the University in terms of schedule, quality and price. Task orders are issued on the basis of price competition among the eight On-Call CM contractors. Individual task orders may not exceed \$10 million. Task Orders exceeding \$1,000,000 are presented to the Board for separate approval.

RESIDENT BUSINESS:

Yes: Forrester Construction Company; Plano-Coudon, LLC; J. Vinton Schafer & Sons, Inc.; Lewis Contractors; Clark Construction Group, LLC

No: P. J. Dick, Inc.; Holder Construction Company; Turner Construction Company

TAX CLEARANCE: 12-2796-1111 Forrester Construction Company
12-2715-1111 Plano-Coudon, LLC
12-2716-1111 J. Vinton Schafer & Sons, Inc.
12-2717-1111 P. J. Dick, Inc.
12-2718-1111 Lewis Contractors
12-2719-1111 Holder Construction Company
12-2720-1111 Clark Construction Group, LLC
12-2789-1111 Turner Construction Company

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 7-C

Agency Contact: James Salt
301-445-1987
jsalt@usmd.edu
USM Rep: James Stirling

INSTITUTION: University of Maryland, College Park

CONTRACT ID: On Call Construction Management (CM) at Risk
Severn Building Renovations for Remote
Library Storage Facility (Project # 04-115-710-00)
and Theatre Storage Facility (Project # 12-576-425-00)
University of Maryland, College Park
Master Order No. B-003277-K
Task Order No. Y-400256

CONTRACT APPROVED: On Call CM at Risk (USM Item 9-C, 1/05/11)

CONTRACT DESCRIPTION: Pre-construction and construction phase services for renovations to Remote Library Storage Facility and Theatre Storage Facility in the Severn Building, University of Maryland, College Park.

- (a) *Remote Library Storage Facility:* Construct 22,080 GSF remote library storage facility within Severn Building. Facility will include a 14,100 NASF book storage area, a 500 NASF cold storage room to house walk-in cold storage units for library films, and a 5,140 NASF processing area including a manager's office and staff workstations. The processing area is to be connected to an existing loading dock area that will need to be modified to accommodate library needs. The project will also include selective demolition work including sections of the second floor concrete slab that previously provided access to the upper levels of the printing presses. New ceilings and roof modifications may be required to structurally support the book shelving as well as meet thermal requirements of the storage areas. Pre-construction estimating and value-engineering services will be required for each design submission up to and including 50% Construction Documents. Anticipated construction cost: \$4,800,000.
- (b) *Theatre Storage Facility:* Construct 9,100 square foot storage space on ground level of Severn Building to house Theatre Department set equipment and artifacts. A new concrete infill slab and ceiling for the space will be created that aligns with and will serve as a new floor at the current mezzanine height. Mechanical, electrical, plumbing, life-safety, and security systems will need to be provided for the new space and coordinated with existing systems.

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 7-C (continued)

CONTRACT DESCRIPTION: (continued)

Included is installation of existing 200-Ton chiller for future use in the Severn Building.
Anticipated Construction Cost: \$1,500,000.

AWARD: Turner Construction Company
Arlington, VA 22203

CONTRACT TERM:

Pre-Construction Phase Library Storage Facility:	12 months from Notice to Proceed
Pre-Construction Phase Theatre Storage Facility:	3 months from Notice to Proceed
Construction Phase Library Storage Facility:	14 months from Notice to Proceed
Construction Phase Theatre Storage Facility:	4 months from Notice to Proceed

AMOUNT: \$18,500 (Pre-Construction Services only for Library Storage Facility and Theatre Storage Facility)

PROCUREMENT METHOD: On Call Task Order Competitive Sealed Proposals

PROPOSALS: **Evaluated Price**

Turner Construction Company Arlington, VA 22203	\$594,065
Lewis Contractors Owings Mills, MD 21117	\$614,947
Clark Construction Group, LLC Bethesda, MD 20814	\$646,460
Plano-Coudon, LLC Baltimore, MD 21230	\$685,200
J. Vinton Schafer & Sons, Inc. Abingdon, MD 21009	\$918,500

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 7-C (continued)

PERFORMANCE SECURITY: Equal to contract amount

REQUESTING INSTITUTION REMARKS: The project was competed among the eight existing On-Call Construction Management contractors. Six responses were received. Price proposals were solicited and award is recommended to the lowest priced proposer. The evaluated price of \$594,065 reflects Pre-Construction Services, Construction Phase Services, General Conditions, and Allowances. The University's estimate for the scope covered by the evaluated price was \$574,000.

A Task Order will be awarded initially for the pre-construction services only. Upon completion of the design, a guaranteed maximum price proposal will be submitted by the CM for the construction. If the GMP proposal is acceptable, a proposed modification to accept the GMP will be submitted to the Board for approval at that time. There is no MBE participation included in the pre-construction phase, which will be performed by the CM. The CM is required to submit the MBE participation plan to meet the 30% goal with the GMP proposal.

Facilities Management/Department of Capital Projects at the University of Maryland, College Park will manage the Contractor's work with procurement support from the University's Department of Procurement and Supply.

FUND SOURCES: MCCBL of 2012: *Provide funds to begin design of the Remote Library Storage Facility.* Item 039 \$12,950.00
Plant Funds \$5,550.00

APPROP. CODE: R30B22

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-2789-1111

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ARCHITECTURAL/ENGINEERING SERVICES CONTRACT

ITEM: 8-AE

Agency Contact: James Salt
301-445-1987
jsalt@usmd.edu
USM Rep: James Stirling

INSTITUTION:

University of Maryland, College Park for the
University of Maryland, Center for Environmental Science

CONTRACT ID:

Architectural and Engineering Design Services for
R. V. Truitt Laboratory Replacement
University of Maryland, Center for Environmental Science
Chesapeake Biological Laboratory Research Facility
Contract No. B-400250-N
Project No. 08-353-259-00

CONTRACT DESCRIPTION: Design services for replacement of R. V. Truitt Laboratory. This 19,000 GSF, 11,080 NASF new laboratory project includes a pumping station demolition, related site and utility improvements, storm water management, pedestrian circulation, landscaping, and service areas. The building will be designed and constructed using sustainable principles; the University expects the project to obtain LEED Certification at Gold Level. The estimated construction cost is \$10 million

AWARD:

Richter Cornbrooks Gribble Architects
Baltimore, MD 21202

TERM:

01/02/13 - 10/02/15:
33 months from Notice to Proceed: 15 months for design; 4 months for bidding the GMP; 14 months for Construction

AMOUNT:

\$1,412,034

PROCUREMENT METHOD: USM Procurement Policies and Procedures for Architectural and Engineering Services Selection.

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 8-AE (continued)

PROPOSALS: Ranking

Richter Cornbrooks Gribble Architects 1
Baltimore, MD 21202

Cannon Design 2
Baltimore, MD 21202

Gaudreau Architects 3
Baltimore, MD 21230

Ammon Heisler Sachs Architects, PC 4
Baltimore, MD 21201

VIA Design Architects, PC 5
Norfolk, VA 23510

Cho Benn Holback + Associates, Inc 6
Baltimore, MD 21201

DP+Partners, LLC 7
Washington, DC 20001

Stanley Beaman & Sears 8
Atlanta, GA 30303

MBE PARTICIPATION: 22.1%

PERFORMANCE SECURITY: N/A

REQUESTING INSTITUTION REMARKS: This project was advertised in *eMaryland Marketplace*. Eight proposals were received. Proposals from three firms were determined to be technically acceptable and susceptible for award.

RCG Architects presented a team that is well qualified and experienced in designing similar projects. All of the key personnel have extensive higher education laboratory building experience.

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

ITEM: 8-AE (continued)

REQUESTING INSTITUTION REMARKS: (continued) The team has experience with the Construction Management at Risk method of contracting, Building Information Modeling (BIM) and LEED certification. The firm's example projects were very similar to the proposed project in terms of size, cost, and complexity.

The contract amount of \$1,412,034 includes all phases of design. The University's estimate for these services included was \$1,339,500. Initial award includes program verification, schematic design, design development, 50% contract documents, bidding, special services and reimbursables totaling \$852,536. By approving this item the Board authorizes the initial award and grants authority to the University to award future phases as funds become available.

Facilities Management/ Department of Capital Projects at the University of Maryland, College Park will manage the Architect/Engineer's work with procurement support from the University's Department of Procurement and Supply.

FUND SOURCE: MCCBL of 2012: *Provide funds to begin design of the New Environmental Sustainability Research Laboratory.* Item 054

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-2742-1111

BOARD OF PUBLIC WORKS

THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

REAL PROPERTY: Acquisition by Condemnation

ITEM: 9-RP

Agency Contact: James Salt
301-445-1987
(jsalt@usmd.edu)
USM Rep: James Stirling

INSTITUTION: Coppin State University

DESCRIPTION: Purchase property for the proposed Science and Technology Center.

PROPERTY: 2500 Presbury Street, Baltimore

GRANTOR: B-W Associates 2, Inc., *et. al.*

GRANTEE: State of Maryland to the use of the University System of Maryland on behalf of its constituent institution Coppin State University.

APPRAISED VALUE:

Cassidy Turley	\$ 850.00
Lipman Frizzell & Mitchell	\$ 2,600.00

PRICE:

Acquisition:	\$ 850.00
Relocation:	\$ 00.00
Ground Rent:	\$ 700.00
Total:	\$ 1,550.00

FUND SOURCE: MCCBL 2012: *Provide funds for site acquisition, design, and construction of a New Science and Technology Center. Item 046*

REQUESTING INSTITUTION REMARKS: Reference is made to USM Item 4-RP (11/2/11) in which the Board of Public Works approved condemnation proceedings for this property. The Circuit Court for Baltimore City has determined the acquisition cost to be \$850. This property is being purchased in support of the growth at Coppin State University and to provide a site for the construction of the new Science and Technology Center. This project will be constructed adjacent to the recently completed Health and Human Services Building. This acquisition was approved by the University System of Maryland Board of Regents at its meeting on October 17, 2008.

BOARD OF PUBLIC WORKS - THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

REAL PROPERTY: Acquisition by Condemnation

ITEM: 10-RP

Agency Contact: James Salt
301-445-1987
(jsalt@usmd.edu)
USM Rep: James Stirling

INSTITUTION: Coppin State University

DESCRIPTION: Purchase property for the proposed Science and Technology Center.

PROPERTY: 1656 Warwick Avenue, Baltimore

GRANTOR: KOB, Inc., a forfeited Maryland Corporation

GRANTEE: State of Maryland to the use of the University System of Maryland on behalf of its constituent institution Coppin State University.

APPRAISED VALUE:	Grubb & Ellis Landauer	\$ 20,000.00
	Lipman Frizzell & Mitchell	\$ 18,000.00

PRICE:	Acquisition:	\$ 20,000.00
	Relocation:	\$ 00.00
	Ground Rent:	\$ <u>1,500.00*</u>
	Total:	\$ 21,500.00

* Ground Rent Redemption

FUND SOURCE: MCCBL 2012: *Provide funds for site acquisition, design, and construction of a New Science and Technology Center. Item 046*

REQUESTING INSTITUTION REMARKS: Reference is made to USM Item 4-RP (11/2/11) in which the Board of Public Works approved condemnation proceedings for this property. The Circuit Court for Baltimore City has determined the acquisition cost to be \$20,000. This property is being purchased in support of the growth at Coppin State University and to provide a site for the construction of the new Science and Technology Center. This project will be constructed adjacent to the recently completed Health and Human Services Building. This acquisition was approved by the University System of Maryland Board of Regents at its meeting on October 17, 2008.

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA**

REAL PROPERTY: Lease and Purchase Agreement

ITEM: 11-RP

Agency Contact: James Salt
301-445-1987
(jsalt@usmd.edu)
USM Rep: James Stirling

INSTITUTION: University of Maryland Center for Environmental Science

Recommendation: That the Board of Public Works approve amending the Lease and Purchase Agreement between UMCES and Calvert County to decrease the amount of land – from 15,140 square feet to 7,700 square feet – Calvert County must transfer to UMCES as compensation.

Location: Farren Avenue in Solomons along the Patuxent River from UMCES Research Fleet Operations security fence going north into the RFO area where Farren Avenue meets University property.

Background: Reference is made to USM Item 6-RP (1/5/2001) in which the Board of Public Works approved a lease and purchase agreement between Calvert County and UMCES. The Board approved UMCES leasing University property to Calvert County for the operation of a watermen's facility and receiving in compensation \$1.00 a year as well as 0.34 acres of county-owned waterfront property. The approved term of the lease is ten years with 10 one-year renewal options.

Proposal: When Calvert County recently exercised renewal options (extending the term to 01/16/2021), it was discovered that the 0.34 acre had not been conveyed to UMCES in 2001 as the lease required. UMCES has now determined that a smaller portion of the road satisfies UMCES need by providing: (1) ownership of the land necessary for the security of Research Fleet Operations; (2) benefit to UMCES of Calvert County's responsibility for the maintenance of the road not needed for security purpose; and (3) benefit to the public for the use of an area traditionally used daily by many locals.

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 1-IT MOD

Agency Contact:
Elliot Schlanger (410) 260-2994
Elliot.Schlanger@maryland.gov
Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT: Department of Information Technology

CONTRACT ID: Statewide Public Safety Wireless
Communications System
ADPICS No.: 060B1400056

CONTRACT APPROVED: DoIT Item 3-IT (11/17/2010)
DoIT Item 6-IT MOD (10/19/2011)
DoIT Item 8-IT MOD (06/06/2012)

CONTRACTOR: Motorola Solutions, Inc.
Columbia, MD

CONTRACT DESCRIPTION: Provide integrated Statewide public safety wireless communication system. The system – to be built in five phases – will be the primary radio communication system for public-safety first responders throughout the State.

MODIFICATION DESCRIPTION: Continue with Phase 2 (Region 2) (build-out of Eastern Shore infrastructure). Included in this modification are site improvements, enhanced backhaul, console design updates, elimination of field staging, updated simulcast repeater site design, elimination of MOTOBRIDGE™, training credits and network management redesign.

ORIGINAL CONTRACT TERM: 11/18/2010 – 11/17/2018
(with seven 1-year renewal options)

MODIFICATION TERM: No change

ORIGINAL CONTRACT AMOUNT: \$345,000,000. Base Period (8 Yrs.)
20,000,000. (Option Yr. 1)
20,000,000. (Option Yr. 2)
20,000,000. (Option Yr. 3)
20,000,000. (Option Yr. 4)
20,000,000. (Option Yr. 5)
20,000,000. (Option Yr. 6)
20,000,000. (Option Yr. 7)
\$485,000,000. Total

MODIFICATION AMOUNT: No change

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 2-IT OPT (cont'd)

REMARKS:

IBM will continue to provide maintenance and defect support for the IFP software as well as optional 'how to' support services.

FUND SOURCE: General – 100%

APPROP. CODE: E00A0401

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-2874-1101

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA

ITEM: 3-IT-MOD

Agency Contact:
Elliot Schlanger (410) 260-2994
Elliot.Schlanger@maryland.gov
Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM: Department of Information Technology

CONTRACT ID: Mobile Devices & Services
ADPICS No.: 060B3490004
COE69044

CONTRACT APPROVED: DoIT Item 7-IT (11/14/12)

CONTRACTOR: ...

AT&T Mobility
Hanover, MD

CONTRACT DESCRIPTION: Obtain mobile wireless services and equipment by participating in Western States Contracting Alliance (WSCA) contract.

MODIFICATION DESCRIPTION: Add one contractor to the State's Participating Agreement in the WSCA contract.

ORIGINAL CONTRACT TERM: 11/01/2012 – 10/31/2016

MODIFICATION TERM: 1/03/2013 to 10/31/2016
(for the one added contractor)

ORIGINAL CONTRACT AMOUNT: \$12,000,000

MODIFICATION AMOUNT: No change

ORIGINAL PROCUREMENT METHOD: Intergovernmental Cooperative Purchasing

MBE PARTICIPATION: 0%

SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA

ITEM: 3-IT-MOD (cont'd)

REMARKS: DoIT has determined that participation in the WSCA will provide more cost benefits to the State than if Maryland procured these products and services independently. WSCA has fifteen member states and their cumulative purchasing power gives multi-state volume buying that result in more favorable rates. Participation in previous WSCA contracts has allowed DoIT to realize better pricing, cost reductions and greater choice and flexibility compared to the predecessor Maryland-only single source contracts.

DoIT sought to enter into participating agreements with all four incumbent contractors for the new four year WSCA contract. Earlier, the State was able to obtain signed agreements with incumbents Verizon and T-Mobile. DoIT Item 7-IT (11/14/12). The remaining two incumbents agreed to sign three-month extensions of the former WSCA participating agreement while determining whether to enter into new agreements with the State (DoIT Item 8-IT-MOD [11/14/12]). This modification now adds AT&T Mobility to the participating agreement on the new four-year WSCA contract.

FUND SOURCE:	Various Agencies.
APPROP. CODE:	Various Agencies
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	<input type="checkbox"/>
	AT&T Mobility 12-2094-0001

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 4-IT
Agency Contact:
Michele Ferges (410) 767-6001
Michele.ferges@maryland.gov
Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene
Developmental Disabilities Administration

CONTRACT ID: Financial Restructuring for Developmental
Disabilities Administration
DHMH-OPASS-12-10976
ADPICS No.: M00B3400399

CONTRACT DESCRIPTION: Provide financial re-engineering services to improve Developmental Disabilities Administration's (DDA) financial systems; includes improving business processes and recommending new financial platform. Financial components include: (1) current payment/reconciliation methodology; (2) potential integration with Medicaid; (3) interface of financial platform with service providers; and (4) existing financial platform (PCIS) as a viable tool for the next ten years.

AWARD: Alvarez and Marsal, LLC
Washington, DC

TERM: 01/02/2013 – 12/31/2013
with 2 one-year renewal options

AMOUNT: \$ 1,289,750.00 (base period)
\$ 574,000.00 (option yr. 1)
\$ 574,000.00 (option yr.2)
\$ 2,437,750.00 (total)

PROCUREMENT METHOD: Competitive Sealed Proposals
Single Proposal Received

MBE PARTICIPATION: 0 %

PERFORMANCE SECURITY: None

INCUMBENT: N/A

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 4-IT (Cont'd)

REMARKS: In Summer 2012, the Department of Health and Mental Hygiene issued a solicitation for this project through DoIT's Computer and Technology Systems (CATS II) vehicle and received no bids. DHMH subsequently solicited the work through a formal Request for Proposal open to all vendors.

A notice of availability of the RFP was advertised on *eMarylandMarketplace.com*. The RFP was posted on the DHMH website and a copy was sent to the Governor's Office of Minority Affairs. Three potential offerors attended the pre-proposal conference. DHMH received only one proposal from Alvarez and Marsal. The RFP – which is to engage a vendor to design specification for a new DDA financial system – states that the selected vendor may not participate in the bidding to deliver a new system that would follow this scope of work. DHMH believes that vendors who are capable of designing specifications are reluctant to do so because they would be more interested in bidding on the follow-on contract.

Evaluation committee members called Alvarez and Marsal's references and received an overall rating of very good from each reference. Based on its technical proficiency and the significant value represented in the financial proposal, Alvarez and Marsal, LLC is recommended for award.

DHMH's Developmental Disabilities Administration provides funding for a wide range of services for thousands of individuals with developmental disabilities each year. Supported services include residential care, employment, day programs, care coordination, and respite care. DDA pays for these services under a federal Medical waiver and through State-only funding.

Key challenges currently facing DDA include:

- *Budget Expansion.* DDA's community services budget in FY 2013 is \$844 million, which includes \$457 million in state general funds. This figure represents an increase of more than \$40 million over FY 2012.
- *Maryland's statutory requirement for prospective payments to providers.* This represents significant challenges in reconciling payments with actual costs.
- *Rise in DDA population.* DDA expects to support services for more than 25,000 individuals in FY 2013 and FY 2014 which reflects the highest number ever in Maryland.
- *Needs Exceeded Resources.* DDA's ability to provide services for individuals with disabilities fails to meet the needs of all Marylanders with developmental disabilities. Waiting lists for individuals with developmental disabilities who need services are currently topping out around 7,000. This number does not include more than 2,700 individuals who have been identified as "may be having future needs."

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 4-IT (Cont'd)

Underlying weaknesses within DDA's financial accounting systems led to a FY 2010 \$34.4 million budget reversion.

Through this contract, DDA will obtain financial re-engineering services that will improve its financial systems from the standpoint of improving both business processes and through the recommendation of a new financial platform.

FUND SOURCE:	60.8% General, 39.2 Federal FY 2013 57.2% General, 42.8 Federal FY 2014, 2015 and 2016
APPROP. CODE:	M00M0101
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	12-2624-0011

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 5-IT

Agency Contact:

Elliot Schlanger (410) 260-2994

Elliot.Schlanger@maryland.gov

Donna Ziegenhein (410) 260-7627

Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM:

Department of Information Technology

CONTRACT ID:

Two Way Radio 2013:

Mobile Radio Equipment

Communications Consoles and Associated Equipment

Installation, Repair and Preventive Maintenance Services

eMaryland Solicitation No. MDF5031005326

ADPICS No.: 060B3490002

CONTRACT DESCRIPTION: Multiple awards, indefinite quantity, Purchase Order Request for Proposals (PORFP)-based Master Contract to provide mobile radio, communications consoles, and radio communications installation and communications maintenance services.

AWARD:

See Page 13D

TERM:

1/5/2013 to 1/4/2018 (5 years)

AMOUNT:

\$31,000,000

PROCUREMENT METHOD:

Competitive Sealed Proposals

PROPOSALS:

See Page 13D

MBE PARTICIPATION:

5%

INCUMBENTS:

See Pages 14D-15D

REMARKS: A notice of the availability of the Request for Proposals was advertised on *eMarylandMarketplace.com* and the DoIT website. E-mail notice was delivered to all businesses identified as capable of delivering these services in the Maryland Department of Transportation's Minority Business Enterprise Directory and to seventeen minority business advocacy groups.

DoIT received 25 proposals. A total of 22 qualified offerors are recommended for award of a Master Contract; 17 are Maryland businesses, 7 are small businesses, and 2 are MBEs.

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM 5-IT (Cont'd)

The Master Contract will succeed the current two-way radio master contract, which expires December 31, 2012.

The new Two-Way Radio Master Contract encompasses the following three functional areas:

Functional Area I: Two-Way Radio Equipment

Functional Area II: Communications Consoles and Associated Equipment

Functional Area III: Installation, Repair and Preventive Maintenance Services

There will be a second level of competition through PORFP process for all two-way radio equipment and services. A PORFP will be sent to all Master Contractors within the appropriate functional area who are authorized to provide the hardware or services for the requested manufacturer's product line. For PORFPs designated as Small Business Reserve, only Master Contractors that are DGS-certified as small businesses will compete.

Functional Area III provides the only potential for subcontracting opportunities; an overall MBE subcontractor participation goal of 5% has been established for this Master Contract.

Master Contractors PORFP prices may not exceed the manufacturer's suggested retail price for the hardware being purchased. By use of the competitive PORFP process, prices should be lower than proposed Master Contract pricing.

This procurement vehicle was designed to provide State agencies with a wide selection of Master Contractors who offer an extensive variety of two-way radio equipment and services. State agencies will obtain two-way radio equipment, installation, repair and preventive maintenance services quickly and efficiently by issuing PORFPs specific to each agency's needs. This contracting vehicle is also available to local and county Maryland government jurisdictions.

Executive Branch agencies spent \$31 million on the five-year predecessor contract. Based on this, DoIT recommends that the ceiling of the successor contract be set at \$31 million. Should agencies anticipate spending in excess of this amount and have funding available to do so, DoIT will return to the Board of Public Works with a request to raise the ceiling threshold.

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM 5 -IT (Cont'd)

FUND SOURCE: Various
APPROP. CODE: Various
RESIDENT BUSINESS: See Attachment 1
MD TAX CLEARANCE: See Attachment 1

This item was previously presented as Item 5-IT on December 19, 2012

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 5-IT (Cont'd)

ATTACHMENT 1

AWARDEES

Company Name	MBE	SBR	MD	State	Control Number
ACG Systems			X	MD	12-2547-1111
Brekford Corp			X	MD	12-2548-1111
Brown's Communications, Inc.	X	X	X	MD	12-2549-1111
Comm-Lease, Inc. d/b/a CL Technologies		X	X	MD	12-2565-1111
Communications Electronics			X	MD	12-2550-1111
DiDonato Consulting Services			X	MD	12-2551-0111
EF Johnson Technologies				TX	12-2552-0001
Harris Corp				PA	12-2554-1011
Icom America, Inc.				WA	12-2868-1111
Knowledge Information Solutions, Inc.				VA	12-2555-1101
Metro Two Way & Tracking		X	X	MD	12-2556-1111
Mills Communications			X	MD	12-2557-1111
Motorola Solutions, Inc.			X	MD	12-2558-1111
North Carroll Communications		X	X	MD	12-2559-1111
Procom	X	X	X	MD	12-2560-1111
Relm Wireless		X		FL	12-2869-0000
Skyline Network Engineering LLC d/b/a Skyline Technology Solutions			X	MD	12-2561-1111
Teltronic, Inc.			X	MD	12-2702-1111
Tessco Technologies			X	MD	12-2562-0111
Two Way Radio Service, Inc. d/b/a TWR Communications			X	MD	12-2588-1111
Waveband Communications, LLC			X	MD	12-2600-1111
Wireless Communications, Inc.		X	X	MD	12-2563-1111
Totals:	2	7	18		

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 5-IT (Cont'd)

ATTACHMENT 2

INCUMBENT CONTRACTORS

ACG Systems, Inc.
Annapolis, MD

ARINC, Inc.
Annapolis, MD

Black Box Network Services a/k/a Nu-Vision Technologies, LLC
Millersville, MD

Brekford Corp. (f/k/a Pelican Mobile)
Hanover, MD

Comm-Lease, Inc. d/b/a CL Technologies
Owings Mills, MD

Communications Electronics, Inc.
Timonium, MD

DiDonato Consulting Services, Inc.
Baltimore, MD

EF Johnson
Irving, TX

General Dynamics Information Technology, Inc.
Chesapeake, VA

Harris Corporation
Ellicott City, MD

ICOM America, Inc.
Bellevue, WA

Intellect Corporation
Baltimore, MD

Mills' Communications, Inc.
Westminister, MD

Motorola, Inc.
Columbia, MD

**SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA**

ITEM: 5-IT (Cont'd)

ATTACHMENT 2

INCUMBENT CONTRACTORS (Cont'd)

MTC Communications Inc.
Gaithersburg, MD

Procom Corporation
Annapolis Junction, MD

Skyline Technology Solutions
Eldersburg, MD

Televate, LLC
Falls Church, VA

Teltronic, Inc.
Beltsville, MD

Two-Way Radio Service, Inc.
Cumberland, MD

Wireless Communications, Inc.
Baltimore, MD

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT MODIFICATION

ITEM 1-AE-MOD

DEPARTMENT OF JUVENILE SERVICES

Cheltenham Youth Facility
(Prince George's County)

CONTRACT NO. & TITLE

Project No. DC-455-090-001;
Design/Construct New Youth Detention
Center Cheltenham Youth Facility
ADPICS NO. COE70568

ORIGINAL CONTRACT APPROVED

12/15/2010; DGS/BPW Agenda Item 3-AE

CONTRACTOR

Grimm and Parker Architects W/Ricci
Greene Associates (JV) Calverton, MD

CONTRACT DESCRIPTION

This project will provide design and construction administration services for a new 72-bed, state-of-the-art detention facility, to house male juvenile offenders in need of secure care. This facility will replace deteriorated, inadequate buildings at the Cheltenham Youth Center that have severe programmatic and security deficiencies and that are uneconomical to renovate.

MODIFICATION DESCRIPTION

A. Design re-mobilization and scope changes - This project was put on hold in March 2011 for 13 months while the Construction Manager was procured. The project was 60% complete in schematic design when put on hold. Scope changes include re-organization of certain space relationships, adding toilets to all of the sleeping rooms and the deletion of the maintenance and regional warehouse functions from the project. Cost for this item is \$71,646.75.

B. Removal of the regional warehouse and maintenance function from the building - DJS requested that the regional warehouse and the building maintenance functions be removed from this project and added to the proposed Cheltenham Treatment Center in the future. This change saved \$42,500 in design fees. Total credit for this deletion is (\$42,500.00).

C. Fee escalation for extended schedule - The cost of producing the project has increased from the originally calculated lump sum which anticipated completion in the 3rd quarter of 2014. The new completion date is in the 3rd quarter of 2015. The cost escalation of the unpaid balance of the contract is \$55,918.54

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT MODIFICATION

<u>ITEM</u>	1-AE-MOD (Cont.)
<u>TERM OF ORIGINAL CONTRACT</u>	48 months
<u>TERM OF MODIFICATION</u>	13 months
<u>AMOUNT OF ORIGINAL CONTRACT</u>	\$4,195,121.21
<u>AMOUNT OF MODIFICATION</u>	\$85,015.54
<u>PRIOR MODIFICATIONS/OPTIONS</u>	\$69,098.48
<u>REVISED TOTAL CONTRACT AMOUNT</u>	\$4,349,235.23
<u>PERCENT +/- (THIS MODIFICATION)</u>	2%
<u>OVERALL PERCENT</u>	2.5%
<u>ORIGINAL PROCUREMENT METHOD</u>	Maryland Architectural and Engineering Services Act
<u>ORIGINAL MBE PARTICIPATION</u>	25.8%
<u>MBE COMPLIANCE</u>	4.5%

REMARKS

Mod A. This project was put on hold in March 2011 for 13 months while the Construction Manager (CM) was procured. The CM procurement was held up while provisions for using a Project Labor Agreement (PLA) were being negotiated. Restarting the project takes additional effort for the firms to re-assemble the team and become re-familiarized with the project and bring Turner Construction (CM) on board. In addition there were a number of program/scope changes which occurred within DJS during the hiatus as a new Secretary was appointed. These changes required additional meetings with DJS/DGS as well as, significant office time re-working previously approved design work relationships. Scope changes include re-organization of certain space relationships, and adding toilets to all of the sleeping rooms.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT MODIFICATION

ITEM 1-AE-MOD (Cont.)

Mod B. The deletion of the maintenance function and regional warehouse function from the project by DJS provides a credit.

Mod C. Fee escalation occurred during the hiatus as the Producer Price index rose 1.52% during the period. The original A/E fee was based on a completion date 13 months earlier.

FUND SOURCE

MCCBL 2009/Item 034 (Provide funds for a detailed design of a new 72-bed detention center-Prince George's County)

RESIDENT BUSINESS

Yes

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 2-GM (Cont.)

FUND SOURCE

MCCBL 2006 Item 010 (Capital Facilities
Renewal)

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 3-GM

REFERENCE

In accordance with provisions of the State Finance and Procurement Article, Section 8-301, *Annotated Code of Maryland*, the Board of Public Works approval is requested for the use of General Obligation Bond funding for the contract(s) noted below. Any modifications listed below reflect the change in funding from POS funds to General Obligation Bond funds (MCCBL) also noted below. Total amount of funds used is \$11,680.00 (1 item).

Department of Natural Resources

Sandy Point State Park Annapolis, MD
(Anne Arundel County)

DESCRIPTION

Approval requested for a contract to remove existing Eccentric Plug valves, Lever and Weight Check Valves, remaining pipe work from pumps to discharge outlet pipe on wall, and redundant compressor frames.

REMARKS

Other work includes: install new ductile iron flange adapter, new pipe work between new valves and pumps. Remove existing guide rails and replace with 2" stainless steel guide rails. Remove steel float tree rail & replace. Remove existing hatch lifting shocks and pit cover lock and replace with a new one, includes site restoration and cleanup.

CONTRACT NO. & TITLE

Project No. P-021-130-010;
Rebuild Ejector Pit, Tollhouse

PROCUREMENT METHOD

Small Procurement

AWARD

DSI, Inc.
Baltimore, MD

AMOUNT

\$11,680.00

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 3-GM (Cont.)

FUND SOURCE

MCCBL 2012 Item 013 (Provide funds to construct capital improvements such as planned Maintenance and repair projects at public use facilities on State-Owned property)

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE

ITEM 4-LL-MOD (Cont.)

The Board of Public Works is now requested to approve the transfer of the membership interest from First Solar, LLC to EFS Maryland Solar, LLC, an indirect subsidiary or affiliate of General Electric Capital Corporation, and PE – Maryland Solar, LLC, a wholly owned subsidiary or affiliate of PurEnergy LLC.

The Board of Public Works is further requested to approve an amendment to the Lease to permit certain financing and ownership changes, being a) certain minority interests in Maryland Solar, LLC or EFS Maryland Solar, LLC to be transferred, b) certain majority interests in Maryland Solar, LLC and its member entities to be transferred so long as certain conditions are met as specified in the Lease and Supplemental No. 3, and c) an assignment of the Lease to a pre-identified third party bank intermediary for purposes of a sale/leaseback financing of the Solar Project, with a sublease of the Demised Premises back to Maryland Solar, LLC with Maryland Solar LLC having the right to re-acquire the Lease at the termination of the sale/leaseback term.

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION ✓

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 5-LT**COMPTROLLER OF MARYLAND**
(Revenue Administration)Wheaton, MD
(Montgomery County)**Landlord**Westfield, LLC
11601 Wilshire Blvd., 11th Floor
Los Angeles, CA 90025**Property Location**11002 Veirs Mill Rd., Suite 506
Wheaton, MD 20902**Space Type** Office
Duration 5 Years
Annual Rent \$67,834.00**Lease Type** New
Effective 5/15/2013
Square Foot Rate \$26.00**Square Feet** 2,609**Utilities Responsibility**
Custodial Responsibility
Previous Board Action(s)Landlord
Landlord
N/A**Fund Source**

100% General Fund E00A0401, Object 1301

Special Conditions

1. The lease incorporates 13 reserved parking spaces and 10 use-in-common parking spaces at no cost to the agency.
2. The lease contains escalations/de-escalations for real estate taxes, utilities, and janitorial expenses.

Remarks

1. The space is to be utilized as a client contact office to provide services to Montgomery County residents, conduct audits, collection activities and investigation of individuals and businesses to ensure compliance with the state revenue laws.
2. The lease contains a termination for convenience clause.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 5-LT (Cont.)

- 3. In accordance with the *State Finance and Procurement Article, Annotated Code of Maryland* the above space request was advertised in the Capital Gazette, Daily Record, *eMaryland Marketplace.com*, and the DGS website. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 6-LT-OPT**MARYLAND STATE POLICE**
(Office of the State Fire Marshal)Westminster, MD
(Carroll County)**Landlord**Winchester Exchange, LLC
10415 Stevenson Rd.
Stevenson, MD 21153**Property Location**15 E. Main St.
Suite 220
Westminster, MD 21157**Space Type** Office
Duration 5 Years
Annual Rent \$36,975.40**Lease Type** Renewal
Effective 1/15/2013
Sq. Ft. Rate \$17.15
Prev. Sq. Ft. Rate \$16.50**Square Feet** 2,156**Utilities Responsibility**
Custodial Responsibility
Previous Board Action(s)Landlord
Landlord
14-LT, 5/23/07**Fund Source**

100% General W00A02 10011301; PCA 10011

Special Conditions

1. The lease incorporates five (5) use-in-common parking spaces at no additional cost to the agency.
2. The lease contains escalations/de-escalations for real estate taxes, utilities, and janitorial expenses.

Remarks

1. The Fire Marshal has occupied this space since 2007 as a regional field office by the Maryland State Police, Office of the State Fire Marshal for code enforcement and investigations in Carroll and Frederick Counties.
2. Through negotiations, the Department of General Services secured a \$1.85 per net square foot rental rate reduction from the stated renewal rate of \$19.00 per net usable square foot, \$3,988.60 annually or \$19,943.00 over the term.
3. The lease contains a termination for convenience clause.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 6-LT-OPT (Cont.)

4. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 7-LT-OPT

MARYLAND STATE DEPARTMENT OF EDUCATION
(Office of Child Care)

Cumberland
(Allegany County)

MARYLAND DEPARTMENT OF AGRICULTURE**Landlord**

Allegany Museum, Inc.
44 Baltimore St.
Cumberland, MD 21502

Property Location

3 Pershing St., Room 328 (MSDE/OCC)
1st Floor (MDA)
Cumberland, MD 21502

<u>Space Type</u>	Office	<u>Lease Type</u>	Renewal	<u>Square Feet</u>	
<u>Duration</u>	5 Years	<u>Effective</u>	1/10/2013	MSDE/OCC	807
<u>Annual Rent</u>	\$30,298.56	<u>Square Foot Rate</u>	\$13.49	MDA	1,439
		<u>Prev. Sq. Ft. Rate</u>	\$14.20	Total	2,246

Utilities Responsibility

Landlord

Custodial Responsibility

Landlord

Previous Board Actions

9/22/10 Item 18-LT; 10/3/07 Item 5-LT;
9/17/03 Item 8-L; 5/8/02 Item 10-L; 4/30/97 Item 13-L;
6/26/91 Item 12-L.

Fund Sources

MSDE/OCC 100% Federal R00 J7512
MDA 100% General L00A14.02 1301

Special Conditions

The lease contains escalations/de-escalations for real estate taxes, utilities and cleaning.

Remarks

1. The agencies occupy 2,246 nuf of office space.
2. Negotiation of the rental rate provides a savings of \$7,973.33 over the term of 5 years
3. The lease contains a termination for convenience clause.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 7-LT-OPT (Cont.)

- 4. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 8-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

The Department of Health and Mental Hygiene recommends approval of a Waiver of Priority of Declaration and Subordination Agreement on behalf of Linwood Center, Inc., a Maryland not-for-profit corporation formerly known as Linwood Children's Center, Inc.

On 9/14/1994, the Board of Public Works ("BPW") approved a capital grant in the amount of \$20,250.00 (DGS Agenda Item 47-CGL) from the MCCBL 1997, Community Mental Health Project Funds for designing renovations to the existing dormitory facility at 3421 Church Rd., Ellicott City, MD 21043 ("the Project"). Subsequently, at its meeting of 12/6/1995 (DGS Agenda Item 12-CGL), the Board approved an additional grant of \$240,000.00 from the MCCBL 1999, and the Community Mental Health Project Funds for the cost of renovating the Project. In combination the total grant award of \$260,250.00 approved for this project.

A notice of the State's Right of Recovery, as required under Health General Article 24-606, was recorded on December 7, 1994 among the Land records of Howard County Maryland.

Tax free bonds in the amount of \$4,500,000.00 were issued by Maryland Health and Higher Education Facilities Authority (MHHEFA) and purchased by PNC Bank National Association; ("PNC") the proceeds of the bond sale were then loaned by MHHEFA to Linwood Center, Inc. to help fund the construction of a 36,000 square foot school for children with autism under a Financing Agreement with the right to receive payment assigned by MHHEFA to PNC. The purpose of this transaction was to render the interest payments on the bond loan tax free to PNC, thereby allowing it to offer a lower interest rate to Linwood Center, Inc.

The loan to Linwood Center, Inc./PNC Bank is as follows takes two forms:

- a. \$1,400,000.00 in a line of credit to be used during construction to cover initial expenditures, this Line of Credit is anticipated to be repaid at the time the construction loan set out below converts to a permanent loan; and
- b. \$3,100,000.00 in construction loan financing that converts to permanent financing upon completion of the school facilities.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 8-CGL (Cont.)

The new project being financed by PNC is conditioned on the State agreeing to subordinate its right of recovery on the 3421 Church Rd., Ellicott City, MD 21043 property to PNC and the purchaser of the Bond. Health General Article 24-606(f)(2) provides that a lien based on the State’s right of recovery is superior to a lien or other interest of a mortgage, “except as the State may by written subordination agreement provide otherwise”. The Waiver of Priority Declaration and Subordination Agreement reflect the financial arrangement as so stated above.

An Assistant Attorney General of the Department of Health and Mental Hygiene has reviewed and approved the Agreement for legal sufficiency.

REMARKS

Linwood Center, Inc., provides residential treatment to children with autism and is engaged in providing services for children and adults living with autism and related developmental disabilities by providing education, vocational training, residential support and employment opportunities.

Linwood’s nonpublic school program offers functional education, vocational and residential services for students with autism and related developmental disabilities. The instructional program is based on the Maryland State Curriculum and the Howard County Functional Academics and Life Skills Guide.

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 9-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

NAME OF GRANTEE/BORROWER

Main Street Housing, Inc.
1521 South Edgewood St.
Baltimore, MD 21227

PROJECT NO. AND TITLE

Project No. MHA-CB-20909-01;
Acquisition: 3111 Echodale Ave.
Baltimore, MD 21214

DESCRIPTION

Approval is requested for a State grant of \$128,025.00 to assist Main Street Housing, Inc., a nonprofit organization, in the cost of acquiring a two-bedroom home at 3111 Echodale Ave., Baltimore, MD 21214. The contract price is \$175,500.00, and the home will provide housing for two mentally ill individuals with very low income. Two appraisals were obtained for this property; both have been reviewed by DGS.

APPRAISALS

\$170,000.00 Neil Gordon, Associated Appraisers, Beltsville, MD.
\$175,000.00 Gale A. McClelland, H.A.I.S. Properties, Towson, MD.

Based on the review of these appraisals, DGS approved the fair market value of the real estate at \$170,000.00. State participation is limited to the lesser of the value approved by the Department of General Services, based upon the appraisals or actual acquisition cost.

Main Street Housing, Inc. will pay the \$5,500.00 difference between the contract price and the Department of General Services Office of Real Estate accepted appraisal of \$170,000.00.

Eligible project costs are \$170,700.00. This includes \$170,000.00 for acquisition and \$700.00 for appraisals. These costs will be funded as follows:

AMOUNT

\$170,700.00*

REMARKS

*The State is participating in 75% of the acquisition cost of \$170,000.00, as well as 75% of the cost of appraisals \$700.00. State participation is limited to the lesser of the value approved by the Department of General Services, based upon the appraisals or actual acquisition cost.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 9-CGL (Cont.)

In accordance with Subtitle 6 of the Health-General Article of the *Annotated Code of Maryland*, the Board’s approval is further contingent upon the State’s right of recovery being included in the Deed(s) or otherwise recorded among the Land Records of Baltimore County.

No State funds will be disbursed until the grantee has presented suitable evidence to the Comptroller that it has expended the required matching funds for this project. After the grantee has met this requirement, all future invoices will be submitted to the Comptroller, who will disburse the State portion in amounts equal to the invoices submitted.

FUND SOURCE

\$42,675.00 (25%) – Applicant’s Share
Department of Housing and Community
Development Deferred Payment Loan

\$128,025 (75%) – State’s Share
MCCBL 2010 Community Health Facilities
Funds

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 10-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

NAME OF GRANTEE/BORROWER

Main Street Housing, Inc.
1521 South Edgewood St.
Baltimore, MD 21227

PROJECT NO. AND TITLE

Project No. MHA-CB-20909-02;
Acquisition: 4519 Parkwood Ave.
Baltimore, MD 21206

DESCRIPTION

Approval is requested for a State grant of \$96,200.00 to assist Main Street Housing, Inc., a nonprofit organization, in the cost of acquiring a four-bedroom home at 4519 Parkwood Ave., Baltimore, Maryland 21206. The contract price is \$132,500.00, and the home will provide housing for two mentally ill individuals with very low income. Two appraisals were obtained for this property; both have been reviewed by the DGS.

APPRAISALS

\$132,500.00 Associated Appraisers Melville E. Peters, Beltsville, MD
\$159,500.00 Gale A. McClelland, H.A.I.S. Properties, Towson, MD

Based on the review of these appraisals, the Department of General Services approved the fair market value of the real estate at \$132,500.00.

Eligible project costs are \$133,200.00. This includes \$132,500.00 for acquisition and \$700.00 for appraisals. These costs will be funded as follows:

AMOUNT

\$133,200.00

REMARKS

*The State is participating in 72.2% of the acquisition cost of \$132,500.00, as well as 72.2% of the cost of appraisals \$700.00. State participation is limited to the lesser of the value approved by the Department of General Services, based upon the appraisals or actual acquisition cost.

In accordance with Subtitle 6 of the *Health-General Article of the Annotated Code of Maryland*, the Board's approval is further contingent upon the State's right of recovery being included in the Deed(s) or otherwise recorded among the Land Records of Baltimore City.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 10-CGL (Cont.)

No State funds will be disbursed until the grantee has presented suitable evidence to the Comptroller that it has expended the required matching funds for this project. After the grantee has met this requirement, all future invoices will be submitted to the Comptroller, who will disburse the State portion in amounts equal to the invoices submitted.

FUND SOURCE

\$37,000.00 (27.8%) – Applicant’s Share
Department of Housing and Community
Development Deferred Payment Loan

\$96,200.00 (72.2%) – State’s Share
MCCBL 2010 Community Health Facilities
Funds

Board of Public Works Action - The above referenced Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

There being no further business, the meeting of January 2, 2013 was adjourned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Sheila McDonald". The signature is written in a cursive, flowing style.

Sheila C. McDonald, Esq.

Executive Secretary