

**BOARD OF PUBLIC WORKS**

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**FEBRUARY 8, 2012**

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## BOARD OF PUBLIC WORKS

FEBRUARY 8, 2012

### SECRETARY'S AGENDA

Norman Astle (410) 841-5864  
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**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: \$151,900.

Agreement #	Recipient	County	Amount
AT-2012-2109	TIMOTHY A. REDMAN	Kent	1,900
AT-2012-2138	BRYAN K. DOWELL	Calvert	38,300
AT-2012-2139	BRYAN K. DOWELL	Calvert	7,600
AT-2012-2174	CARPENTER BROTHERS	Cecil	9,000
MP-2012-2083	JOSEPH F. DEVILBISS, SR	Frederick	16,400
MP-2012-2176	SCOTT A. BAUGHER	Carroll	5,100
MP-2012-2185	CURTIS L. BROTHERS	Carroll	7,900
NW-2012-2186-B	DAVID A. HOWARD	Dorchester	35,000
RS-2012-2175	CARL E. SEILER	Carroll	12,600
RS-2012-2184	CHERYL L. POKORNY	Carroll	2,500
UP-2012-2172	BRYAN BABINGTON	Washington	10,800
UP-2012-2173	BRYAN BABINGTON	Washington	4,800

**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.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

# BOARD OF PUBLIC WORKS

FEBRUARY 8, 2012

## SECRETARY'S AGENDA

Norman Astle (410) 841-5864  
Astlene@mda.state.md.us

### 2. DEPARTMENT OF AGRICULTURE *Maryland Agricultural Cost-Share Program Reversion Requests*

**Recommendation:** That the Board of Public Works approve the **REVERSION** of the remaining balances of 89 projects cancelled or completed in accordance with the guidelines of the Maryland Agricultural Cost-Share Program.

A. Total submission amount: \$299,502.28

Agreement #	Recipient	County	Amount \$	Status
AT-2010-1505	FREDERICK T. LEWIS, JR.	Harford	5600.00	Cancelled
AT-2010-1506	FREDERICK T. LEWIS, JR.	Harford	8800.00	Cancelled
AT-2010-1631	HELEN M. MALKUS	Dorchester	1043.05	Completed
AT-2010-2094	DENNIS M. SIMMS	Charles	700.00	Cancelled
AT-2010-2285	JOHN F. LUTHY, III	Dorchester	290.19	Completed
AT-2010-2286	JOHN F. LUTHY, III	Dorchester	306.79	Completed
AT-2010-2287	JOHN F. LUTHY, III	Dorchester	274.58	Completed
AT-2010-2289	JOHN F. LUTHY, III	Dorchester	126.61	Completed
AT-2010-2291	JOHN F. LUTHY, III	Dorchester	197.63	Completed
AT-2010-2292	JOHN F. LUTHY, III	Dorchester	141.37	Completed
AT-2010-2293	JOHN F. LUTHY, III	Dorchester	95.37	Completed
AT-2011-1534	BRAD PETERSON	Washington	1200.00	Cancelled
AT-2011-1681	ROGER L. KRUMRINE	Carroll	6500.00	Cancelled
AT-2011-1682	ROGER L. KRUMRINE	Carroll	6200.00	Cancelled
AT-2011-1752	LLOYD M. WEAVER	Washington	3874.30	Completed
AT-2011-1870	AUBREY F. MATTINGLY	St. Mary's	2000.00	Completed
AT-2011-2074	HARBORVIEW FARMS	Kent	285.00	Completed
AT-2011-2115	LARRY L. MILLS	Dorchester	267.00	Completed
AT-2011-2129	MAX L. CORWELL	Washington	8900.00	Cancelled
CH-2010-1929	RUTHE F. CALLAHAN	Talbot	1900.00	Cancelled
CH-2010-2107	N & E INVESTMENT PARTNERSHIP	Talbot	600.00	Cancelled
CH-2011-1505	ROBERT W. ASHMORE	Queen Anne's	444.69	Completed
CR-2010-2006	ROBERT KENNEDY	Talbot	1100.00	Cancelled
CR-2010-2108	HIGGS BROTHERS	Queen Anne's	5100.00	Cancelled
CR-2010-2113	DANIEL W. LUTHY	Dorchester	261.25	Completed
CR-2010-2284	JAMES T. TERRY, II	Dorchester	1936.63	Completed
CR-2011-1858	ROSALIA K. SEWARD	Dorchester	1005.39	Completed
CR-2011-1948	MARK W. RANKIN	Dorchester	969.91	Completed
CR-2011-1960	SUSAN W. YEE	Dorchester	1670.00	Completed
CR-2011-2172	WILLIAM HUBBARD	Dorchester	246.13	Completed
CR-2011-2246	GEORGE H. ROBINSON III	Dorchester	247.18	Completed
LS-2010-2017	ELIZABETH B. BENDER	Harford	4200.00	Cancelled
LS-2011-2121	THOMAS W. GALBREATH, JR.	Harford	680.62	Completed
MP-2010-1510	KEITH D. BUFFINGTON	Frederick	149.67	Completed
MP-2010-2028	DIANE M. CHUCKER	Montgomery	18700.00	Cancelled
MP-2010-2029	DIANE M. CHUCKER	Montgomery	1894.53	Completed
MP-2010-2154	SNOW HILL DAIRY LTD	Frederick	200.00	Cancelled

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### SECRETARY'S AGENDA

**2. DEPARTMENT OF AGRICULTURE (cont'd)**  
***Maryland Agricultural Cost-Share Program Reversion Requests***

MP-2010-2170	DWIGHT D. DOTTERER	Frederick	1000.00	Cancelled
MP-2010-2194	JOHN B. MILLION	Carroll	200.00	Cancelled
MP-2010-2265	JOHN E. WILLIAMS, JR	Frederick	15561.06	Completed
MP-2011-1846	ELIZABETH H. BOYCE	Frederick	496.72	Completed
MP-2011-1848	GROSSNICKLE FARMS, INC.	Frederick	714.84	Completed
MP-2011-1872	BROADVIEW FARMS, INC.	Carroll	1520.00	Completed
MP-2011-1990	JEFFREY A. ENGEL	Carroll	6236.50	Completed
MP-2011-1993	COLIN M. O'MEARA	Carroll	332.39	Completed
MP-2011-2013	MYRON J. MARTIN	Washington	9100.00	Cancelled
MP-2011-2021	VERNON & HINES, INC.	Frederick	538.46	Completed
MP-2011-2083	MARK M. BUTLER	Frederick	2605.37	Completed
MP-2011-2116	MATTHEW HOFF	Carroll	554.20	Completed
MP-2011-2235	SAMUEL J. POWELL	Carroll	1857.31	Completed
MP-2011-2237	SAMUEL J. POWELL	Carroll	1414.69	Completed
NW-2010-2103	ANTHONY MATURO	Caroline	500.00	Completed
NW-2010-2112	DANIEL W. LUTHY	Dorchester	41.25	Completed
NW-2010-2260	MARY C. NABB	Dorchester	28.75	Completed
NW-2010-2290	JOHN F. LUTHY, III	Dorchester	690.54	Completed
NW-2011-1899	FREDERICK E. WINDSOR	Dorchester	3428.35	Completed
NW-2011-1942	GENE C. SPEAR	Dorchester	2603.73	Completed
NW-2011-1975	FRANKLIN N. WILSON	Dorchester	1147.27	Completed
NW-2011-2075	LARRY R. SCOTT, JR	Dorchester	1129.73	Completed
NW-2011-2205	HARRY E. REID	Dorchester	455.69	Completed
PA-2009-3269-G	UNIV. OF MD, AG EXP. STATION	Howard	395.08	Completed
PA-2009-3270-G	UNIV. OF MD, AG EXP. STATION	Howard	2800.00	Cancelled
PA-2009-3301	CARLA S. MILLING	Calvert	12979.08	Completed
PA-2010-2228	WANDA MELTON	Anne Arundel	273.18	Completed
PA-2010-2229	WANDA MELTON	Anne Arundel	380.54	Completed
PA-2010-2306	ALAN SIVAK	St. Mary's	162.34	Completed
PA-2010-2307	ALAN SIVAK	St. Mary's	1278.69	Completed
PA-2011-2036	ALAN SIVAK	St. Mary's	500.62	Completed
PA-2011-2056	CLARK S. AIST	Prince George's	1023.17	Completed
PA-2011-2065	CHARLOTTE I. ERSOY	Calvert	3627.50	Completed
PR-2010-2253	PERSIMMON POINT , LLC	Worcester	360.16	Completed
PR-2010-2281-B	GARY L. BENNETT	Worcester	700.00	Completed
PR-2011-2047	EDWIN B. HUDSON	Wicomico	1800.00	Completed
PR-2011-2080	AMEN CORNER, LLC	Worcester	1780.00	Completed
PR-2011-2088	JASON W. LAMBERTSON	Worcester	3220.00	Completed
PR-2011-2098-B	DONALD L. HOWARD	Somerset	2273.69	Completed
PR-2011-2099	AARON W. LESSIG	Somerset	6035.00	Completed
RS-2009-3446	THE FARM, LTD.	Baltimore	47.50	Completed
RS-2010-2197-R	CHARLES F. DUVALL	Carroll	2200.00	Cancelled
RS-2011-2000	LOUIS M. FISCHER	Carroll	4702.17	Completed
RS-2011-2026	BRICE G. DOWELL	Baltimore	1233.83	Completed
RS-2011-2139	HERBERT L. HOSFORD, JR.	Baltimore	300.02	Completed
RS-2011-2259	PANORA ACRES, INC.	Carroll	9400.00	Cancelled

**BOARD OF PUBLIC WORKS**

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**SECRETARY'S AGENDA**

**2. DEPARTMENT OF AGRICULTURE (cont'd)**  
***Maryland Agricultural Cost-Share Program Reversion Requests***

UP-2009-3457	NEVIN K. LEWIS	Washington	8600.00	Cancelled
UP-2010-1557	EDGAR F. CZARRA, JR	Washington	13300.00	Cancelled
UP-2011-1962	ANTHONY P. ARENA	Washington	3377.57	Completed
UP-2011-2093	RICHARD E. SHANK	Washington	179.09	Completed
UP-2011-2227	JANET STILES FULTON	Washington	40700.00	Cancelled
UP-2011-2241	PALMYRA FARMS, LLC	Washington	35608.31	Completed

***Fund Source:*** MCCBL of 2009/Item 09083: *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

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS**

**FEBRUARY 8, 2012**

**SECRETARY'S AGENDA**

Contact: Mary Jo Childs 410-260-7335  
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**3. BOARD OF PUBLIC WORKS  
*Procurement Agency Activity Report***

Submission of the Procurement Agency Activity Reports by:

Department of General Services, September 2011

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

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**WITHOUT DISCUSSION**

## BOARD OF PUBLIC WORKS

FEBRUARY 8, 2012

### SECRETARY'S AGENDA

Contact: Mary Jo Childs, 410-260-7335

[mchilds@comp.state.md.us](mailto:mchilds@comp.state.md.us)

#### 4. **BOARD OF PUBLIC WORKS**

##### ***Final Action on State Procurement Regulations***

**Recommendation** That the Board of Public Works take final action to adopt – as proposed – amendments to COMAR Title 21 that will implement changes to the State Procurement Law made by the 2011 General Assembly.

**Background:** Reference is made to Secretary's Agenda Items 5 and 6 [Oct. 19, 2011] and Secretary's Agenda Item 4 [Nov. 2, 2011] in which the Board of Public Works approved the following regulatory proposals that were subsequently published in 38 *Maryland Register* 1737-1740 [Dec. 16, 2011]. No public comments were received.

- (1) *Chapter 593, Laws of 2010* establishes a Green Purchasing Committee and authorizes the Committee to develop regulations to govern environmentally preferable purchasing by State agencies.

**COMAR Amendments:**

21.11.07.01 *Definitions*

21.11.07.09 *Environmentally Preferable Purchasing (new)*

21.11.07.10 *Compost (new)*

21.13.01.14 *Report on Green Purchasing (new)*

- (2) *Chapter 580, Laws of 2011* changes the name of the Maryland Human Relations Commission to the Maryland Commission on Civil Rights.

**COMAR Amendments:** 21.07.01.26 Commercial Nondiscrimination Clause;  
21.07.03.26 Commercial Nondiscrimination Clause.

- (3) *Chapter 341, Laws of 2011* subjects procurements over \$200,000 by the Executive Director of the Somers Cove Marina Commission to State Procurement Laws.

**COMAR Amendment:** 21.01.03.03 . Organizational Applicability

- (4) *Chapter 353, Laws of 2011* establishes criteria for procurement of energy-efficient lighting.

**COMAR Amendment:** 21.11.07.01 *Definitions*; **new COMAR regulation**  
21.11.07.11 *Energy Efficient Outdoor Lighting Fixtures*

**BOARD OF PUBLIC WORKS**

**FEBRUARY 8, 2012**

**SECRETARY'S AGENDA**

**4. BOARD OF PUBLIC WORKS**

***Final Action on State Procurement Regulations*** (cont'd)

- (5) *Chapter 339, Laws of 2011* requires bids and proposals for janitorial services to include the costs of labor and cleaning supplies and projected labor hours.

**New COMAR Regulation:** 21.05.08.10 Janitorial Services

- (6) Chapter 482, Laws of 2011 requires firms that submit a bid or offer to provide Maryland Area Regional Commuter train service to disclose information about their direct involvement in the deportation of concentration camp victims during World War II.

**New COMAR Regulation:** 21.01.03.08 MARC Services

- (7) *Chapter 314, Laws of 2011* requires public employers to procure uniforms, safety equipment, and protective accessories that manufactured in the United States with certain exceptions.

**COMAR Amendment:** 21.11.07.01 Definitions; **new COMAR regulation** 21.11.07.12 Employee Uniforms and Equipment – Country of Manufacture

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**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS**

**FEBRUARY 8, 2012**

**SECRETARY'S AGENDA**

Contact: Doldon Moore 410-260-7791  
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**5. 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 indicated. The Department of the Environment fully concurs with this recommendation.

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

**BALTIMORE CITY**

12-0254                      **BALTIMORE YACHT BASIN** – To expand an existing marina from 179 slips to 183 slips by removing, installing piers, floating piers, and ramps – Middle Branch of the Patapsco River

**CECIL COUNTY**

12-0122                      **CNL INCOME-BOHEMIA VISTA MARINA** – To replace an existing 141-slip marina by removing, reconfiguring and replacing the pier system to a 133-slip marina, to construct and backfill a replacement bulkhead, and to dredge five areas within the marina and provide for maintenance dredging for a 6-year period – Bohemia River, Chesapeake City

**ST. MARY'S COUNTY**

12-0260                      **ST. MARY'S RIVERSHED ASSOC., INC.** – To create an oyster sanctuary by emplacing a three-dimensional oyster reef system on 2.8 acres of river bottom and to emplace a shell pile oyster bar on 2.2 acres of river bottom, providing ecological and educational benefits – St. Mary's River, St. Mary's City

\*NOTE: In FY2012, BPW has approved 7.28 acres of living shoreline.

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**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS****FEBRUARY 8, 2012****SECRETARY'S AGENDA**

Contact: Bernadette Benik (410-260-7080)  
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**6. BONDS**

The Treasurer recommends that the Board of Public Works adopt resolutions concerning the sale of State of Maryland General Obligation Bonds in book entry form for the purpose of funding the State's capital program and refunding certain bonds; making certain determinations regarding the consolidation of loans, the methods of sale, and the structure of the Bonds; authorizing the publication of the required Summary Notices of Bond Sale; and obligating the State of Maryland to provide continuing disclosure as required under applicable securities regulations and to comply with applicable provisions of the Internal Revenue Code. The total that will be offered for sale is \$600,000,000\* of new money bonds for the capital program and up to \$500,000,000\* of refunding bonds to achieve debt service savings.

AMOUNT: up to \$1,100,000,000\*

DENOMINATION: \$5,000 per bond, or integral multiples thereof

MATURITIES: To be determined by the Treasurer, not to exceed 15 years.

TITLE: State and Local Facilities Loan of 2012, First Series, consisting of:  
 First Series A - \$150,000,000\* Tax-Exempt Bonds (Negotiated)  
 First Series B - \$450,000,000\* Tax-Exempt Bonds (Competitive)  
 First Series C - up to \$500,000,000\* Tax-Exempt Refunding Bonds

FORM: As determined by the Treasurer, to include:  
 First Series A and First Series B – Tax-Exempt Bonds for the Capital Program

First Series C – Tax-Exempt Refunding Bonds.

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\*Preliminary, subject to change

## BOARD OF PUBLIC WORKS

FEBRUARY 8, 2012

### SECRETARY'S AGENDA

#### 6. BONDS (cont'd)

##### METHODS AND TIMES OF SALE:

##### First Series A – \$150,000,000\* - Negotiated Sale

Negotiated sale of bonds pursuant to State Finance and Procurement Article, §8-124, in maturities and amounts to be determined by the Treasurer, to the Retail Market during a Negotiated Sale Period to be determined by the Treasurer preceding the Competitive Sale, and subject to the approval of the Board on March 7, 2012.

##### First Series B – \$450,000,000\* - Competitive Sale

Public, Competitive Sale of \$450,000,000 plus the balance of First Series A Bonds not sold, if any, during the Negotiated Sale Period, in maturities and amounts to be determined by the Treasurer, by electronic bid on Wednesday, March 7, 2012, at 11:00 a.m., and subject to the approval of the board.

##### First Series C – up to \$500,000,000\* - Competitive or Negotiated Sale

Pursuant to State Finance and Procurement Article, Section 8-131, Public, Competitive sale of Refunding Bonds, at a date and time and in maturities, amounts and maximum interest rates payable per maturity to be determined by the Treasurer, by electronic bid on Wednesday, March 7, 2012, at 11:15 a.m., and subject to the approval of the Board. However, depending upon market conditions, and at the discretion of the Treasurer, the Refunding Bonds may instead be offered for sale at a date and time to be determined by the Treasurer on a negotiated basis to the retail and institutional markets, subject to ratification by the Board.

SETTLEMENT: On or about March 20, 2012

USE OF PROCEEDS: First Series A Bonds and First Series B Bonds: Various State loans and installments, combined and consolidated.

First Series C Bonds: to realize savings in debt service costs with respect to certain outstanding general obligation bonds. The maturities of the refunding bonds will not exceed the maturities of the prior series that are being refunded.

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\*Preliminary, subject to change

**BOARD OF PUBLIC WORKS**

**FEBRUARY 8, 2012**

**SECRETARY'S AGENDA**

**6. BONDS (cont'd)**

**PUBLICATIONS OF SUMMARY NOTICES OF BOND SALE:** First Series A Bonds (Negotiated Sale) and First Series C Bonds (if sold on a negotiated basis):  
In such broadcast, electronic and print media as determined appropriate by the Treasurer.

First Series B Bonds (Competitive Sale) and First Series C Bonds (if sold competitively):  
In the *Bond Buyer* on a date to be determined by the Treasurer not later than **Thursday, February 23, 2012**, and in such other electronic and print media as determined appropriate by the Treasurer.

REMARKS: Because the municipal bond market has been particularly volatile since late 2010 with fluctuating yields and changes in demand from retail and institutional investors, the Treasurer may adjust the size and maturities between and among the First Series A Bonds (**Negotiated**) and the First Series B Bonds (Competitive) to respond to prevailing market conditions at the time of sale. In addition, the method of sale, the size, **maturities and the maximum interest rates payable per maturity** of the First Series C Bonds (Refunding Bonds) may be adjusted to respond to prevailing market conditions and to comply with benchmarks for debt service savings in the State's Debt Policy.

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**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS****FEBRUARY 8, 2012****SECRETARY'S AGENDA**

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**7. MARYLAND DEPARTMENT OF THE ENVIRONMENT**

**Recommendation:** That the Board of Public Works approve up to \$1,520,000, in additional FY 2012 grant funding for the Applicants listed below, to upgrade On-Site Sewage Disposal Systems (OSDS) with best available technology (BAT) for nitrogen removal, using the Bay Restoration (Septic) Fund.

<u>Applicant/County</u>	<u>Grant Request (\$)</u>
Caroline County	\$ 200,000
Dorchester County	\$ 400,000
Canaan Valley Institute (Frederick County)	\$ 130,000
Canaan Valley Institute (Howard County)	\$ 120,000
Kent County	\$ 360,000
Worcester Co (Somerset County)	\$ 100,000
Canaan Valley Institute (Washington County)	\$ 145,000
Worcester County	\$ 65,000

**Program Description:** The above grant recipients will implement the OSDS-BAT program locally, consistent with MDE program guidance and prioritize application for funding as follows:

1. Failing OSDS or holding tanks in the Critical Areas
2. Failing OSDS or holding tanks not in the Critical Areas
3. Non-failing OSDS in the Critical Areas including new BAT installation
4. Non-failing OSDS outside the Critical Areas

Owners of failing OSDS in critical areas are eligible for grants in the amount of 100% reimbursement of BAT cost. Homeowners with OSDS not in critical areas will be eligible to be reimbursed from 25% to 100% of BAT cost, based on income. Businesses, non-residential or rental property owners with OSDS not in critical areas are eligible for 25% reimbursement of BAT cost as grant.

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

The project is consistent with State Clearinghouse comments and recommendations.

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**BOARD OF PUBLIC WORKS**

**FEBRUARY 8, 2012**

**SECRETARY'S AGENDA**

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**8. MARYLAND DEPARTMENT OF THE ENVIRONMENT**

Submission of a request by the Maryland Department of the Environment for approval of capital construction grants totaling \$171,345 for the following project, which will be funded from general obligation bond proceeds:

**North Cypress Branch Stream Restoration** – Further Funding - \$171,345  
 Recipient: Anne Arundel County  
 Legislative District 33A  
 Project Number SCE 18.02

MCCBL 2009 (09074) - \$171,345 - Chesapeake Bay Water Quality Project Funds,  
 Small Creeks and Estuaries Restoration Program

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.

MDE has determined that these projects are consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. These projects are consistent with State Clearinghouse comments and recommendations.

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**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS****FEBRUARY 8, 2012****SECRETARY'S AGENDA**

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 swoboda@mdhousing.org

**9. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**

**RECOMMENDATION:** That the Board of Public Works approve releasing the deeds of trust on four properties that received loans from DHCD's Down Payment and Settlement Expense Loan Program. The deeds of trust are second mortgages; the borrowers are selling their property in lieu of foreclosure to pay off the first mortgage owed to DHCD, and the borrowers have requested a release of the deed of trust securing the second mortgage on the basis of a hardship (e.g., loss of income due to unemployment or illness). Borrowers will sign a promissory note in the amount of the outstanding principal of the second mortgage.

**LOAN AUTHORITY:** Down Payment and Settlement Expense Loan Program  
 Housing and Community Development  
 Article §§ 4-301-4-309, Maryland Code

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

- A. Loan Recipient: Roberto Amaya**  
 550 Cotswold Court, Frederick, MD 21703  
 Frederick County  
 Original Loan: \$5,000  
 Current Balance: \$5,000  
 Type: Second Mortgage
- B. Loan Recipient: Tracey Boodhoo-Calhoun**  
 3901 Bush Court, Abingdon, MD 22009  
 Harford County  
 Original Loan: \$10,000  
 Current Balance: \$10,000  
 Type: Second Mortgage
- C. Loan Recipient: Sarah Carr**  
 12711 Soundings Road, Lusby, MD 20657  
 Calvert County  
 Original Loan: \$5,000  
 Current Balance: \$5,000  
 Type: Second Mortgage

**BOARD OF PUBLIC WORKS**

**FEBRUARY 8, 2012**

**SECRETARY'S AGENDA**

**9. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**

- D. Loan Recipients:** **India Queen and Ebony Walton**  
1005 Chillum Road, #414, Hyattsville, MD 20782  
Prince George's County
- Original Loan: \$10,000  
Current Balance: \$ 8,500  
Type: Second Mortgage

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS****FEBRUARY 8, 2012****SECRETARY'S AGENDA**

Churchill B. Wortherly 443-885-3074

[churchill.wortherly@morgan.edu](mailto:churchill.wortherly@morgan.edu)**10. MORGAN STATE UNIVERSITY  
*Lillie Carroll Jackson Museum*****RECOMMENDATION:** In accordance with provisions of the State Finance and Procurement Article Section 8-301, Annotated Code of Maryland, the Board of Public Works is requested to approve the use of General Obligation Bond funding for the following contract:**DESCRIPTION:** Furniture for the Resource Center, Resource Center Storage Room, Basement Offices and Entry Hall**PROCUREMENT METHOD:** State Preferred Provider**AWARD:** Maryland Correctional Enterprise  
Jessup, MD 20794**AMOUNT:** \$ 21,658.00**FUND SOURCE:** MCCBL 2011: 11074  
"Provide funds to furnish the renovated Lillie Carroll Jackson Museum"**REMARKS:** The Lillie Carroll Jackson Museum is located at 1320 Eutaw Place in Baltimore City. The renovated three story townhouse will be used as a museum to educate and celebrate the civil rights movement in Baltimore through the lives of Dr. Lille Carroll Jackson, Margaret Carey and Clarence Mitchell.**MD TAX CLEARANCE:** 11-3118-0000**RESIDENT BUSINESS:** Yes

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**BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:****APPROVED****DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS****FEBRUARY 8, 2012****SECRETARY'S AGENDA**

Contact: Jordan Loran 410-260-8907  
jloran@dnr.state.md.us

**11. DEPARTMENT OF NATURAL RESOURCES***Ocean Beach Maintenance Fund*

**Project:** Ocean City Beach Replenishment Project: Local Cooperation Agreement for Performance Monitoring and Maintenance

**Authority:** Chapter 606 of the Acts of 1986 authorizes the Board of Public Works to expend funds appropriated from the Ocean Beach Replenishment Fund.

**Recommendation:** That the Board of Public Works approve the expenditure of up to \$209,400 as follows:

Annual Maintenance	\$109,000
Boardwalk Access Stairs and Ramps	<u>\$100,400</u>
<b>Total Request</b>	<b>\$209,400</b>

**Fund Source:**

Ocean Beach Maintenance PCA Code: I055 (Town of Ocean City)	\$ 52,350.00
Ocean Beach Maintenance PCA Code: I055 (Worcester County)	\$ 52,350.00
POS Item 249, FY 1999	\$ 17,838.49
POS Item 384, FY 2004	\$ 86,861.51

**Description:** The Department of Natural Resources requests approval of the Board of Public Works for the disbursement of funds from the Ocean Beach Maintenance Fund for the purpose of maintaining the Ocean City Beach Replenishment Project as required by the Local Cooperation Agreement, dated March 30, 1990, between the State of Maryland, the Local Sponsor, and the U.S. Army Corps of Engineers.

**Maintenance:** According to the Local Cooperation Agreement, upon completion of the initial construction phase, the Local sponsor is required to maintain all elements of the project. Annual maintenance includes repairs to dune fencing, incidental dune repair, access ramps and cross-overs, bulkhead gates, coating and ramps, and planting. This Item is for that portion of the work completed by the Ocean City Dept. of Public Works to replace the boardwalk access ramps and stairs and emergency work needed to repair damage caused by some coastal storms. Maintenance costs are cost-shared at the rate of 50% State, 25% Worcester County and 25% Town of Ocean City.

**BOARD OF PUBLIC WORKS**

**FEBRUARY 8, 2012**

**SECRETARY'S AGENDA**

**11. DEPARTMENT OF NATURAL RESOURCES (cont'd)**  
*Ocean Beach Maintenance Fund*

The Town of Ocean City is currently replacing all of the decking and supports of the 2.5 mile long boardwalk and requested a proposal from the contractor to replace the 52 access stairs and ramps which are part of the Ocean City Beach Replenishment & Hurricane Protection Project. This is an excellent opportunity to have the work completed at a time that will minimize inconvenience to visitors and save substantial money. The Town of Ocean City is purchasing the lumber at a savings along with the lumber for the decking. Because the contractor is on site, mobilization costs will be saved.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS**

**FEBRUARY 8, 2012**

**SECRETARY'S AGENDA**

Contact: Laurel Crawford (410) 260-8523

[lcrawford@dnr.state.md.us](mailto:lcrawford@dnr.state.md.us)

**12. DEPARTMENT OF NATURAL RESOURCES**  
***Shoreline Conservation Service***

***Recommendation:*** That the Board of Public Works, in accordance with the *Policy and Procedure for Shore Erosion Control Capital and Loan Projects*, approve a loan agreement and disbursement of special funds for the following shore erosion control project:

Loan Recipient	County Council Of Dorchester County
Project Name/No.:	Rooster Island (COE) / SEC 03-11
Location:	Rooster Island, Cambridge Choptank River / Hambrooks Bay, Dorchester County
Length/Type:	2,100 feet – Raise Stone Breakwater & Low Crested Stone Sill
Total Project Design Cost:	\$640,000.00
Loan Amount:	\$160,000.00

***Authority:*** Section 8-1005, Natural Resources Article, Annotated Code of Maryland

***Terms:*** The loan is interest-free for 20 years. Dorchester County will pledge its full faith and credit for the repayment of the loan. An executed loan agreement will be recorded in the Dorchester County land records.

***Fund Sources:*** Shore Erosion Control Revolving Loan Fund (03.30.01.05.014)

***Remarks:*** This project results from a partnership DNR established with Dorchester County and the U.S. Army Corps of Engineers. The Corps has approved funding for the design and construction. Costs will be shared: 75% federal and 25% non-federal share. The County seeks State financial assistance to fund the non-federal share.

DNR will provide technical and financial assistance to the County. The County will pay an administration fee for DNR services. Future Board of Public Works actions may be required to provide additional funds for project construction. The Board will be asked to levy the benefit charge for the loan repayment after the design and construction of the project is completed. DNR will collect and deposit the yearly loan installments in the Shore Erosion Control Revolving Loan Fund.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS****FEBRUARY 8, 2012****SECRETARY'S AGENDA**

Contact: David N. Bezanson 410-339-5068  
[DBezanson@dpscs.state.md.us](mailto:DBezanson@dpscs.state.md.us)

**13. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES*****Office of the Secretary***

***Recommendation:*** The Department of Public Safety and Correctional Services recommends that the Board of Public Works approve changing the name of the Maryland Correctional Adjustment Center located in Baltimore City to CHESAPEAKE DETENTION FACILITY.

***Background:*** DPSCS has operated the Maryland Correctional Adjustment Center as a maximum security correctional facility. On September 1, 2010 the U.S. Department of Justice and the State of Maryland entered into an agreement for the “housing, safekeeping and subsistence of federal prisoners” at the Maryland Correctional Adjustment Center. The mission of the MCAC is now changed to provide a facility to house the federal detainees. The U.S. Department of Justice requests the name change to more accurately reflect the mission and function of the facility.

***Authority:*** BPW Advisory No. 2004-1.

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

**APPROVED****DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS****FEBRUARY 8, 2012****SECRETARY'S AGENDA**

Contact: S.K. Kulkarni 410-585-3027  
[skulkarni@dpscs.state.md.us](mailto:skulkarni@dpscs.state.md.us)

14. **DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES**  
***Patuxent Institution - Jessup***

**CONTRACT MODIFICATION (CONSTRUCTION)**

<b>CONTRACT NO. &amp; TITLE</b>	KD-000-100-C02 Fire Safety Improvements For DC Building, Patuxent Institution Adpics No. COE15627
<b>ORIGINAL CONTRACT APPROVED</b>	Secretary's Agenda Item 16 (7/28/10)
<b>ORIGINAL PROCUREMENT METHOD</b>	Competitive Sealed Bidding
<b>CONTRACTOR</b>	Towson Mechanical, Inc. Towson, Maryland

**CONTRACT DESCRIPTION** Provide new wet sprinkler system, fire alarm system, fire pump room and staircase, stairs, ramps, doors, windows, ceilings and canopy; provide stainless steel plumbing fixtures in inmate cells, sink and related plumbing work in health room; demolish and replace existing steam and condensate return branch piping including insulation, fittings, supports and accessories for the existing heating units in the inmate areas.

**MODIFICATION** Change Order No. 16: provide cameras, monitors, video multiplexers, conduits and wiring including programming in Wings L and M designated for the acute mental health ward inmates.

<b>MODIFICATION AMOUNT</b>	\$ 135,776.00
<b>ORIGINAL CONTRACT AMOUNT</b>	\$ 4,093,770.00
<b>CHANGE ORDERS PREVIOUSLY APPROVED</b>	\$ 1,259,108.00
<b>REVISED CONTRACT AMOUNT</b>	\$ 5,488,654.00
<b>% OF THIS CO TO CONTRACT AWARD</b>	3.32%
<b>% OF CUMULATIVE CO TO ORIGINAL CONTRACT AWARD</b>	34.07%

**BOARD OF PUBLIC WORKS**

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**14. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES (cont’d)  
*Patuxent Institution – Jessup***

**FUND SOURCE** MCCBL of 2009:  
Patuxent Institution; Fire Safety Improvements and Window Replacements. Provide fund to.....  
Construct and Equip Fire Safety Improvements for the Diagnostic Center Building...  
Item 049

**MBE PARTICIPATION** 15%

**MBE COMPLIANCE** 15%

**PERFORMANCE BOND** 100% of Contract Amount

**REMARKS** Acute mental health inmates housed in Wings L and M of the DC Building require 24-hour supervision. There are 42 cells designated for these inmates. Providing a camera in each cell will ensure adequate monitoring of the inmates. This enhances security for both staff and inmates. A total of 34 new cameras, 3-16 channel video multiplexers, 8 monitors, 1100 LF of ¾” and 1” rigid conduit and associated wiring, including 2850 LF of coaxial cable. (Ten cameras exist already in the L wing.)

**TAX COMPLIANCE NO.** 12-0023-0111

**RESIDENT BUSINESS** Yes

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

<b>APPROVED</b>	<b>DISAPPROVED</b>	<b>DEFERRED</b>	<b>WITHDRAWN</b>
	<b>WITH DISCUSSION</b>	<b>WITHOUT DISCUSSION</b>	

**BOARD OF PUBLIC WORKS****FEBRUARY 8, 2012****SECRETARY'S AGENDA**

Contact: David Lever 410-767-0610

[dlever@msde.state.md.us](mailto:dlever@msde.state.md.us)**15. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM**

**Recommendation:** The Interagency Committee on School Construction recommends that the Board of Public Works approve Baltimore City Government's sale to East Baltimore Development Incorporated of the:

**Former Luther Craven Mitchell Middle School**

.40 acre site and building thereon

1731 E. Chase Street

Baltimore MD 21213

**Background:** Baltimore City Public Schools closed Luther Craven Mitchell Middle School in April 2001, declared it surplus, and transferred it to the City. In November 2003, the City leased the property to East Baltimore Development Incorporated for an annual rent of \$1.00 for use as EBDI's headquarters for East Baltimore redevelopment project operations. The Baltimore City Housing Authority now seeks to convey the property to EBDI for a consideration of \$5.00 for continued use as EBDI headquarters for a 30-year term.

There is no outstanding debt for the City to assume and there are no sale proceeds for the State to share in. State investment in the building totals \$269,043. In the disposition agreement between the City and EBDI, if EBDI seeks to rent or sell the property in the future, it must notify the City. If this future disposition generates proceeds exceeding EBDI's cost of improvements and cost of selling or maintaining the property, the City and State are entitled to a share of the proceeds. After thirty years or upon EBDI ceasing operations – whichever occurs sooner – the property will revert to the City.

**Previous Approvals:**

- Secretary's Agenda 2 (November 14, 2001): closure and transfer from Baltimore City Public Schools to Baltimore City Government.

**Authority:** COMAR 23.03.02.24

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**BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS:**
**APPROVED****DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION**

**(REVISED)****BOARD OF PUBLIC WORKS****FEBRUARY 8, 2012****SECRETARY'S AGENDA**

Contact: David Lever 410-767-0610  
[dlever@msde.state.md.us](mailto:dlever@msde.state.md.us)  
 Sheila McDonald 410.260.7335  
[smcdonald@comp.state.md.us](mailto:smcdonald@comp.state.md.us)

**16. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM***Public School Construction Projects**Sales and Use Tax – Alcoholic Beverages – Supplementary Appropriation FY 2012**Western Region*

**Recommendation:** Allegany, Carroll, Frederick, Garrett and Washington Counties recommend that the Board of Public Works approve a grant to the Western Region in the amount of \$750,000 for the following public school construction projects:

**A. Allegany County:**Northeast Elementary School**Entrance** Canopy

\$124,125

Allegany County SubTotal

\$124,125**B. Carroll County:**William Winchester Elementary School

Emergency Generator

\$75,000

Sykesville Middle School

Emergency Generator

\$99,225

Carroll County SubTotal

\$174,225**C. Frederick County**Frederick High School

Feasibility Study

**\$231,750**

Frederick County SubTotal

**\$231,750****D. Garrett County**Broad Ford Elementary School

Exterior Repairs

**\$48,675**

Garrett County SubTotal

**\$48,675**

**(REVISED)****BOARD OF PUBLIC WORKS****FEBRUARY 8, 2012****SECRETARY'S AGENDA**

- 16. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM** (cont'd)  
 Public School Construction Projects  
 Sales and Use Tax – Alcoholic Beverages – Supplementary Appropriation FY 2012  
*Western Region*

**E. Washington County**Sharpsburg Elementary School

Boiler Replacement

\$171,225

Washington County SubTotal

\$171,225**Western Region Total:****\$750,000**

**Authority:** *Sales and Use Tax – Alcoholic Beverages – Supplementary Appropriation:*  
 Chapter 572 (2011 Laws of Maryland) [House Bill 1213 (2011)].

**Fund Source:** D06E0202

**Background:** In enacting the State's Fiscal Year 2012 budget, the Governor and the General Assembly dedicated a supplementary appropriation of \$47.5 million to school construction projects. This is in addition to the \$264.6 million that funds the State's Public School Construction Capital Improvement Program for Fiscal Year 2012. See Secretary's Agenda Item 18 (May 4, 2011) (approving the FY 2012 State Capital Improvement Program).

The General Assembly authorized the Board of Public Works to approve individual public school improvement projects that meet a school or community need. The General Assembly allocated each county or region a specific sum for which local matching funds are not required. The FY 2012 supplementary appropriation allocated to the Western Region is \$750,000. The Western Region comprises Allegany, Carroll, Frederick, Garrett and Washington Counties.

The Board may approve individual projects that meet a school or community need. The General Assembly instructed the Board – in evaluating the recommendations submitted by local jurisdictions – to consider projects that:

- Benefit older school buildings
- Benefit schools with high proportions of children eligible for free and reduced meals
- Can be completed within one year
- Eliminate or reduce the use of relocatable classrooms
- Are designated A or B by the Interagency Committee on School Construction but were not fully funded in the FY 2012 Capital Improvement Program
- Reduce energy consumption or incorporate high performance/green building principles

**BOARD OF PUBLIC WORKS**

**FEBRUARY 8, 2012**

**SECRETARY'S AGENDA**

- 16. **STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM** (cont'd)  
 Public School Construction Projects  
 Sales and Use Tax – Alcoholic Beverages – Supplementary Appropriation FY 2012  
*Western Region*

**Public School Construction Program:** The Public School Construction Program has **evaluated** the Western Region requests and states:

Allegany: The project will eliminate a conflict between school buses and parents dropping off their children. The project would be eligible under the rules of the Aging Schools Program (ASP) and the Qualified Zone Academy Bond (QZAB) programs.

Carroll: Both projects will enhance the ability of the school system to support emergency management efforts in Carroll County. These projects would be eligible under the rules of the ASP and the QZAB programs.

Frederick: While the proposal to carry out a feasibility study to determine the scope of a major project is commendable, this type of work is considered a local obligation and is not supported by State funds within the Capital Improvement Program (CIP), ASP, or QZAB programs.

Garrett: The project will help to stabilize the building envelope and improve both its weather-tightness and insulation characteristics. The project would be eligible under the rules of the ASP and the QZAB programs.

Washington: This project would be eligible under the rules of the CIP, ASP, or QZAB programs.

**Grant Administration:** Upon Board of Public Works approval, the Public School Construction Program will administer the grant. COMAR 23.03.03 – Construction Procurement Method (including procurement methods, the Minority Business Enterprise program, prevailing wage requirements) applies to this grant. Technical review, payment, financial reporting, and audit procedures will be as set forth in the Administrative Procedures Guide of the Public School Construction Program or the Administrative Procedures Guide of the Aging School Program, as applicable.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS****FEBRUARY 8, 2012****SECRETARY'S AGENDA**

Contact: Alvin C. Collins 410-767-4960  
Alvin.Collins@dgs.state.md.us

**17. DEPARTMENT OF GENERAL SERVICES*****Naming of the Fred L. Wineland Building, 16 Francis Street, Annapolis***

**Recommendation:** The Secretary of General Services recommends that the Board of Public Works approve re-naming the Jeffrey Building the **FRED L. WINELAND BUILDING** located at 16, 18, and 26 Francis Street, Annapolis in honor of Fred L. Wineland.

**Background:** Mr. Fred L. Wineland served Maryland for over 40 years in elected and appointed capacities with the highest degree of ethics and concern for Marylanders' well-being. He is Maryland's longest serving Secretary of State, serving a total of 11 years from 1971-1982. Before that, he served as member of the Maryland House of Delegates from 1963-65 and State Senate from 1965-71. Mr. Wineland served on the Maryland Port Commission longer than anyone else, knowing the incredible importance the Port of Baltimore brings to our State. In that capacity, he became an international Ambassador for Maryland and contributed significantly to the creation of our modern and competitive facilities that generate such great returns for Maryland. Mr. Wineland served two terms as Chairman of the National Association of Secretaries of State.

Mr. Wineland is a veteran of World War II, where he served in the Pacific Theatre as a member of the United States Navy. He demonstrated his commitment to America's veterans by serving as Chairman of the Vietnam Veterans Memorial Commission, The World War II Veterans Commission, and as a driving force in the creation and operation of the Maryland Veterans Cemetery Program.

**Whereas,** Mr. Wineland has received numerous awards and recognition for his leadership and diligence, including the 1968 State Legislator of the Year Award from the Maryland State Firemen's Association, Distinguished Italian American from the Columbus Citizens' National League, and further recognition from the Prince George's County Volunteer Fireman's Association, Southern Prince George's Congress of Civic Associations, and Maryland Association of Citizen's and Sportsmen. Mr. Wineland is a lifelong member of the Allentown Road Volunteer Fire Department, demonstrating that his commitment to his local community is as passionate as his dedication to the State.

In view of Fred L. Wineland's record of service and dedication to the State, the Secretary of General Services recommends approval to rename the Jeffrey Building the **FRED L. WINELAND BUILDING**.

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

**APPROVED****DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS**

**FEBRUARY 8, 2012**

**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**

**FEBRUARY 8, 2012**

**APPENDIX**

**SECRETARY'S AGENDA**

Contact: Robert H. Erwin 410.767.8076  
[rerwin@psc.state.md.us](mailto:rerwin@psc.state.md.us)

**REPORT OF EMERGENCY PROCUREMENT**

**ITEM:**       **Appendix 1**

**PUBLIC SERVICE COMMISSION**

**CONTRACT TITLE:**       Consulting Services for Development, Evaluation and Contract Completion of Renewable-Generating-Resources Solicitation  
PSC #05-01-12  
ADPICS No. C90B2400001

**CONTRACT TYPE:**        Services

**DESCRIPTION:**        Assist Commission with finding an entity who can build a renewable generation resource by providing consulting services to aid in preparing the Request for Proposals, evaluating the proposals, and awarding the contract. Specifically:

- (a) Develop an RFP for renewable generation resource
- (b) Assist in responding to questions pertaining to RFP
- (c) Participate in presenting the pre-offer conference
- (d) Assist in evaluating eligibility documents and proposals received
- (e) Produce reports
- (f) Participate in hearing scheduled for January 31, 2012
- (g) Assist in selection of successful offeror
- (h) Track contract completion process through contract signing.

**PROCUREMENT METHOD:**        Emergency

**DATE EMERGENCY DECLARED:**    October 31, 2011

<b>OFFERS:</b>	<b><u>Ranking</u></b>	<b><u>Bid</u></b>
Boston Pacific	1	\$269,940.00
Nexant, Inc.	2	\$297,615.00
Accion Group	3	\$283,105.00
London Economics	4	\$161,800.00

**AWARD:**                                Boston Pacific  
Washington, DC 20005

**BOARD OF PUBLIC WORKS****FEBRUARY 8, 2012****APPENDIX****SECRETARY'S AGENDA****REPORT OF EMERGENCY PROCUREMENT****ITEM:** Appendix 1 (continued)**AMOUNT:** \$269,940.00**AWARD DATE:** December 13, 2011**TERM:** 12/13/11 – 12/31/12**MBE PARTICIPATION:** 0%**FUND SOURCE:** 100% Special - Public Utility Regulation Fund  
Appropriation Code: C90G0001**REMARKS:**

*Nature of Emergency:* The Public Service Commission is responsible for ensuring that Maryland citizens have an adequate and reliable supply of electricity. Md. Code Ann., Public Utilities § 7-510. Based upon Case No. 9214 currently proceeding before the Commission, there is evidence that if the Commission does not require or allow an investor-owned electric distribution company or private entity to construct, acquire, lease, and operate generation facilities and transmission facilities necessary to interconnect the generating facilities with the electric grid by the PJM 2012 Base Residual Auction in May 2012, Maryland citizens may not have available or adequate electricity to consume in 2016 or beyond. This potential is deemed a threat to public health, safety or welfare.

To have new renewable generating facilities identified before the May 2012 auction, the Commission had to identify entities that are able and willing to undergo this project immediately. The Commission can only accomplish that task by putting out a public request for proposals. The Commission does not have experience, expertise, or staff to draft such a RFP. The Commission needed a consultant by December 16, 2011 to assist with the process of engaging the entity. The consulting contract is for one year so that all tasks can be completed.

**BOARD OF PUBLIC WORKS****FEBRUARY 8, 2012****APPENDIX****SECRETARY'S AGENDA****REPORT OF EMERGENCY PROCUREMENT****ITEM: Appendix 1 (continued)**

*Basis for Selection:* On November 8, 2011, the Commission issued a Request for Proposal [Solicitation No. PSC #05-01-12]. Notice of the solicitation was posted on *eMarylandMarketplace* and sent to 124 consultants who have requested that the PSC notify them of all procurements for consultants. The PSC received four proposals. Boston Pacific's response demonstrated the most experience and expertise in similar work, especially relating to renewable generation. Boston Pacific's personnel possessed backgrounds and experience that would best suit the needs of the RFP. Its work plan, particularly relating to the assessment of generation proposals was deemed the best as well as the number of hours (1,145) estimated for the completion of the project were judged as adequate.

**TAX COMPLIANCE NO.:** 11-2953-0010**RESIDENT BUSINESS:** No

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**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**

**February 8, 2012**

**ITEM 1A  
PROGRAM OPEN SPACE  
CONSERVATION RESERVE ENHANCEMENT PROGRAM FUNDS**

Contact: Lisa Ward  
lward@dnr.state.md.us  
(410) 260-8450

**Recommendation:** Approval to grant to the Eastern Shore Land Conservancy, Inc. \$349,332.93 for the following project from Program Open Space Stateside Funds.

**Project Name:** D'Adamo Conservation Reserve Enhancement Program Easement,  
Dorchester County

**Background:** Reference is made to Program Open Space Agenda Item 9A (September 16, 2009) in which the Board of Public Works approved the Conservation Reserve Enhancement Program (CREP) easement acquisition program and authorized the use of bond funds issued under the Program Open Space Land Acquisition Opportunity Loan Act of 2009 to be used for acquiring permanent conservation easements on stream side forests, natural areas and wetlands as set forth in the *Revision to the Agreement Between the U.S. Department of Agriculture, the Commodity Credit Corporation, and the State of Maryland Concerning the Implementation of the Maryland Conservation Reserve Enhancement Program* (April 24, 2009).

**Project Description:** D'Adamo CREP Easement. Acquisition of this 90.57-acre CREP easement (4.6 acres of which are being donated) located in Dorchester County permanently protects water quality through riparian buffers along 8,100 feet of the Choptank River and unnamed tributaries. The Choptank is an important tributary to the Chesapeake Bay. This CREP easement will be co-held by the Eastern Shore Land Conservancy and the Department of Natural Resources.

**Value of Easement:** Total easement value \$328,783.67 - \$3,824.40 per acre

<b>Other Costs:</b>	\$20,549.26	
	Administrative:	\$9,863.51
	Incidental:	\$5,753.99
	Compliance:	\$4,931.76

**Total Amount :** \$349,332.93

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

**February 8, 2012**

**ITEM 1A (con't)**

**PROGRAM OPEN SPACE**

**CONSERVATION RESERVE ENHANCEMENT PROGRAM FUNDS**

**CREP Targeting:** The CREP easement program focuses its efforts on Target Level 1 and Target Level 2 counties where the easement practices will have the greatest impact on water quality. Targeting for CREP was a multiagency and conservation partnership organization effort that utilized nine high priority, science based, data sets and areas of special consideration developed from the past 10 years of research and study of water quality and natural resource conditions in the State's 134 watersheds. Dorchester County is a Target Level 1 county.

**Easement Valuation System:** DNR uses an easement evaluation system based on:

- (1) whether the property is located within a Target Level 1 or Target Level 2 county;
- (2) the width of the buffers; and
- (3) the amount of land in the CREP contract that will be covered by the easement.

The program seeks to retain conservation practices beyond the 10- to 15-year contract period available under the federal CREP rental program. The easement acquires development rights and a portion of the agricultural production value beginning at the end of the federal contract term and continuing into perpetuity.

**Fund Source:** Program 81.20.03 Item 447 \$ 20,549.26 (FY 2010)

Program Open Space Acquisition Opportunity Loan 2009

Program 89.22.45 Item 500 \$328,783.67 (FY 2010)

**Remarks:** This project meets criteria in accordance with Chapter 419, Laws of Maryland 2009 as it presents a unique acquisition opportunity as a result of the extraordinary location and environmental value of the property.

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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**

**February 8, 2012**

**ITEM 2A  
MARYLAND ENVIRONMENTAL TRUST**

Contact: Elizabeth Buxton  
ebuxton@dnr.state.md.us  
(410) 514-7900

**Recommendation:** That the Board of Public Works ratify the following perpetual conservation easement.

**Property:** 143.4 acres, Frederick County, Ball Road; Tax Map 87, Parcel 110, Legislative District 3B

**Grantor:** Lafarge Mid-Atlantic, LLC.

**Grantee:** Maryland Environmental Trust

**Estimated Value:** \$519,682

**Note:** Estimated easement value is an MET estimate only. To estimate the easement value, MET multiplies the number of acres in the proposed easement by the average per-acre value of easements MET accepted in that county or region in the previous year. (The previous year's average per-acre value is derived by totaling the appraised values for MET easements in a region and dividing by the number of acres).

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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:** Anne Timmons  
410-767-4787  
atimmons@dbm.state.md.us

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

**CONTRACT ID:** F10B0400006;  
Pharmacy Benefits Plan Management Services and  
Pharmacy Purchasing Pool Management  
ADPICS NOs. F10B0400006 (Admin.)  
F10B0400007 (Claims)

**CONTRACT DESCRIPTION:** Contract to provide pharmacy benefits management and prescription coverage for State of Maryland employees, retirees, satellite organization employees, direct pay enrollees, and their respective eligible dependents. The plan is self-funded by the State and is a group health plan administered as part of the State Employee and Retiree Health and Benefits Program. The Contract includes management of the Maryland Rx Program, a purchasing pool for pharmacy benefits for State Employee and Retiree Health and Welfare Benefits Program, eligible local government entities, and qualifying not-for-profit organizations in Maryland (see Requesting Agency Remarks below).

**AWARD:** Express Scripts, Inc.  
St. Louis, MO

**TERM:** 2/9/2012 - 6/30/2017

**AMOUNT:** \$2,433,094,930 Est. Total  
(Approx. 5 Years; 5 Months)

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**BIDS OR PROPOSALS:** See Attachment

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

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

**MBE PARTICIPATION:** 0.12% (See Requesting Agency Remarks below)

**PERFORMANCE SECURITY:** None

**INCUMBENT:** Catalyst Rx  
Rockville, MD

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com*. Copies of the solicitation notice were sent directly to 41 prospective vendors. A copy was also sent to the Governor's Office of Minority Affairs.

Five proposals were received in response to the RFP, and three were deemed to be reasonably susceptible of being selected for award (see Attachment). One proposal was determined not to be reasonably susceptible of being selected for award for MBE issues. One Offeror was determined to be not responsible because it did not meet the minimum qualifications.

The RFP provided that technical factors were given equal weight to financial factors in the overall award determination. Award is recommended to Express Scripts, Inc. (ESI). ESI was the second highest technically ranked offeror with the lowest price and was determined to be the most advantageous offeror to the State.

This contract provides a Prescription Drug Benefits Plan ("Plan") and related management services for Maryland employees, retirees, their dependents and other participants. The Plan covers the cost of approved prescription drugs, subject to certain copayments.

This contract will replace the current contract, which will terminate effective 5/15/2012. Because there is a need for a 90 day transition period to this contract, work will begin promptly upon approval by the Board of Public Works (BPW). However, no payments are required to be made to the Contractor until after 5/16/2012. The transition will allow time for the Contractor to prepare for implementation and ID card issuance prior to 5/16/2012 and to participate in employee/retiree open enrollment activities beginning in April, 2012. The incumbent contractor will continue to provide administrative and management services through 5/15/2012.

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

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

The Plan will continue to serve satellite agencies and individuals eligible for participation in the Consolidated Omnibus Budget Reconciliation Act (COBRA) Continuation of Coverage activity. It is the only drug plan offered by the State to its approximately 105,000 current members (employees and retirees) living in Maryland, across the United States, and abroad. When employees' and retirees' dependents are added, over 200,000 individuals will be covered by this contract.

This contract also continues other features which include *pass-through pricing* and *full-disclosure of revenue* (collectively called *transparency* in the RFP). These features require the Contractor to fully disclose all revenue streams and pass them through to the State.

As in the current contract, this contract may be used by Maryland local governments and non-profit organizations that participate in the MD Rx Pool.

Like the current contract, this contract provides drug utilization reviews (DURs). DURs are used to monitor eligibility, use, and to improve quality in the delivery of prescription drugs. DUR activities help control costs by: decreasing the number of prescriptions that aren't needed, decreasing inappropriate drug use, and persuading non-compliant physicians to conform to the Plan's guidelines.

Aside from performing administrative duties, an integral part of the scope of work in this contract is the inclusion of a network of pharmacies. The Contractor will continue to provide a sufficiently sized and dispersed network of pharmacies to serve State employees and retirees.

The *Award Amount* above is the total estimated cost of both projected fixed fees (administrative fees) and projected claims, using a minimum guaranteed discount and projected increases for enrollment, utilization and prescription drug trend, which is the annual rate of change of prescription drug costs (per member or per primary contract holder). The *Award Amount* takes into account projected increases over all five years of the contract term.

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

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

The *Financial Price* is based upon a financial evaluation model to allow for proper comparison between offerors, as shown in the Attachment. The RFP financial model used the FY2009 pricing structure with a flat trend and static enrollment. A projected number of prescriptions and non-discounted claims to be processed were outlined in the model. Each vendor was asked to provide maximum fees for administration and dispensing and minimum rebates and guaranteed discounts on costs. Claims costs, however, are not fixed, despite the use of guaranteed pricing points, and are dependent on actual utilization by covered individuals in the Plan.

Since non-State participants in the MD Rx Pool pay all costs of their own participation, the requested *Award Amount* for this Item is the estimated amount for only the Maryland employees, retirees, their dependents and other participants.

The actual amount to be paid to the Contractor will be a function of the actual number of prescriptions and cost of the drugs dispensed. The source of reimbursable funds for this contract comes from transfers from agency budgets.

A MBE participation goal of 8% of the administrative fees paid to the Contractor has been established for this contract; however, ESI has committed to 8.1%. Most of the payments under this contract will be used by the Contractor to reimburse pharmacies for prescriptions purchased by covered individuals (e.g. employees, retirees, and their dependants). The only payments retained by the Contractor are the administrative fees. Accordingly, administrative fees are the only areas that the Contractor can use to obtain MBE participation. Since most activities to be performed by a Contractor for this service will be done by employees of the Contractor who also service other contracts (employees that process payment claims, handle customer telephone inquiries, etc.), it was determined that an 8% MBE participation is the maximum that could reasonably be achieved. As a percentage to the total contract value, including the estimated claims amount, the MBE participation goal is 0.12%.

Maryland's reciprocal preference law does not apply because Missouri, the state in which the recommended awardee resides, does not have an in-state preference unless the "quality is equal or better and price is the same or less".

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

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

After lengthy litigation, on January 11, 2012 the MSBCA made the decision of a complete denial of the multiple protests and appeals by the incumbent for this contract, Catalyst Rx.

As explained above, after applying enrollment increases and projected increases in drug costs over the five year term of the contract, the expected total expenditures under this contract will be about \$2.4 billion. Whereas \$47 million was the price difference between ESI and Catalyst for the \$1.6 billion model used in the financial proposal, based upon the \$2.4 billion actually projected to be spent, the price difference between ESI and Catalyst is expected to exceed \$102 million. A savings of this magnitude will permit the funding of many services enhancing the health and welfare of Maryland citizens that otherwise would not be affordable.

**FUND SOURCE:** 100% Reimbursable

**APPROP. CODE:** F10A0245

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 11-0396-0111

Note: This Item was submitted as DBM Item 1-S (3/9/11) and as DBM Item 9-S (3/23/11) and was withdrawn each time. The Board of Public Works deferred this Item when re-submitted as DBM Item 8-S (1/25/12).

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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**

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

**BIDS OR PROPOSALS (Cont.):**

<u>Offerors</u>	<u>Technical Rank</u>	<u>Financial Price / Rank *</u>	<u>Overall Rank **</u>
Express Scripts, Inc. St. Louis, MO	2	\$1,628,275,932 (1)	1
Catalyst Rx Rockville, MD	1	\$1,675,625,387 (2)	2
Envision Pharmaceutical Services, Inc. Twinsburg, OH	3	\$1,746,541,146 (3)	3

Note: \* Financial pricing five-year total cost estimates equal Administrative Fees + Ingredient Costs + Dispensing Fees – Rebates.

\*\* Technical factors were given equal weight with financial factors in the overall award determination.

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

**SERVICES CONTRACT**

**ITEM:** 2-S **Agency Contact:** Paul Althoff  
410-970-7058  
Althoffp@dhhm.state.md.us

**DEPARTMENT/PROGRAM:** Health and Mental Hygiene (DHHM)  
Springfield Hospital Center (SHC)

**CONTRACT ID:** OPASS 12-10825;  
Clinical Laboratory Services Contract for  
Springfield Hospital Center  
ADPICS NO. M00B2400391

**CONTRACT DESCRIPTION:** Provide all clinical laboratory testing and services  
not performed by the DHHM Laboratory Administration for the continuity of care for patients at  
Springfield Hospital Center.

**AWARD:** Quest Diagnostics, Inc.  
Baltimore, MD

**TERM:** 3/1/2012 – 2/29/2015

**AMOUNT:** \$328,513 (3 Years)

**PROCUREMENT METHOD:** Multi-Step Sealed Bidding

**BIDS OR PROPOSALS:** See Attachment

**MBE PARTICIPATION:** None (see Requesting Agency Remarks)

**PERFORMANCE SECURITY:** N/A

**INCUMBENT:** Same

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Invitation for Bids  
(IFB) was advertised on the DHHM web site and at *eMarylandMarketplace.com*. A copy was  
also sent to the Governor's Office of Minority Affairs.

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

**ITEM:** 2-S (Cont.)

The purpose of this contract is the provision of clinical laboratory testing services for the patients at Springfield Hospital Center. The Contractor will provide for all testing that is not performed by the DHMH Laboratory Administration.

The contract is an indefinite quantity contract with firm fixed unit prices. The total base contract price is based on historical quantities. The actual amount to be paid to the Contractor shall be calculated using the firm fixed unit prices specified on the bid page (price per test) and the actual number and type of tests performed by the Contractor.

Two bids were received in response to the IFB. The technical offers were reviewed for capability. Award is recommended to Quest Diagnostics, Inc. (Quest). The recommended contractor is responsible and its bid meets the technical requirements. Moreover, the price has been deemed fair and reasonable and other prospective bidders had a reasonable opportunity to respond to the solicitation. The price is also \$53,357.76 less than the current contract that ends on 2/29/2012. No other responses were received from potential vendors receiving the solicitation packets.

Quest shall provide a comprehensive array of laboratory services for the patients at Springfield Hospital Center, including but not limited to: individual routine and emergency testing; reporting of test results; daily pick-up of all laboratory specimens; laboratory supplies and materials necessary to carry-out the requirements for the contract; specimen preparation equipment; laboratory equipment that is operational and functioning 24 hours a day, seven days a week; and any requested and necessary forms. The Contractor shall also provide training and in-service training to the lab staff at Springfield Hospital Center that collect and prepare specimens for processing and testing at the Contractor's laboratory.

Laboratory services and testing is a critical component to the ongoing treatment of the patients at the Springfield Hospital Center for both their psychiatric and medical needs. The lack of laboratory services would jeopardize the health and treatment provided to the patients at this facility.

Quest has provided these services for Springfield Hospital Center for the past eight years. The services provided by Quest during the previous contracts have been performed to the specifications of the contract in an acceptable manner: all requested tests were performed; all routine test results were reported within the specified timeframe; critical laboratory values/issues were communicated to receive immediate review and medical attention by a physician; all emergency tests were completed in the required four hour turnaround time; all reference materials were provided; all laboratory supplies were provided; all invoices were timely and accurate; and all reports were complete and accurate.

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

**ITEM:** 2-S (Cont.)

Based upon the geographical location of Springfield Hospital Center, the unfeasibility of subcontracting the services, and the single identified MDOT certified MBE for laboratory services, no MBE participation goal established for this contract.

**FUND SOURCE:** 100% General

**APPROP. CODE:** M00L0801

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-3041-1101

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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**

**ITEM:**            2-S (Cont.)                    **ATTACHMENT**

**BIDS OR PROPOSALS (Cont.):**

<b><u>BIDDERS</u></b>	<b><u>BID PRICES</u></b>
Quest Diagnostics, Inc. Baltimore, MD	\$328,513.00
TriStar Medical Lab, Inc. Lorton, VA	\$849,113.00

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

**SERVICES CONTRACT**

**ITEM:** 3-S **Agency Contact:** Norma Cook  
410-554-9285  
ncook@dors.state.md.us

**DEPARTMENT/PROGRAM:** Education (MSDE)  
Rehabilitation Services (DORS)  
Maryland Business Enterprise Program for  
the Blind (MD BEP)

**CONTRACT ID:** R00R1402926;  
Vending Machine Services at MVA office sites  
throughout Maryland  
ADPICS No. R00B2400013

**CONTRACT DESCRIPTION:** Provide day-to-day operation and servicing of  
vending machines located at all MVA offices and field offices throughout the State of Maryland  
under the oversight of the Maryland Business Enterprise Program for the Blind (MD BEP). The  
MD BEP solicits and recommends the award of multi-year contracts in accordance with the  
highest commission on sales to be paid monthly to MD BEP.

**AWARD:** Compass Group USA / Canteen  
Vending Services Division  
Baltimore, MD

**TERM:** 3/1/2012 – 2/28/2017

**AMOUNT:** \$1,020,000 Estimated Sales (5 Years)  
(\$418,200 Estimated Payments to MD BEP based  
upon a 41% commission rate)

**PROCUREMENT METHOD:** Multi-Step Competitive Sealed Bidding

**BIDS OR PROPOSALS:** Only one Responsive Bid Received

**MBE PARTICIPATION:** 10% (See Requesting Agency Remarks below)

**PERFORMANCE SECURITY:** None

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

**ITEM:** 3-S (Cont.)

**INCUMBENT:** Blind Industries and Services of Maryland (BISM)  
Baltimore, MD  
(See Requesting Agency Remarks below)

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMarylandMarketplace.com* (eMM), with 97 vendors automatically notified through eMM. Copies of the solicitation notice were also emailed directly to 33 prospective vendors, totaling 130 vendors notified. Among the 128 notified vendors, the following reasons are why they did not submit bids: 74 did not perform vending machine services, 18 did not meet the minimum qualifications or experience required, 15 were not interested in a contract of this size, and 21 could not be reached for comment. The potential vendors notified included six out-of-state vendors, 38 certified Maryland small businesses (SBRs) and 19 MDOT certified minority businesses (MBEs).

Two bids were received in response to the IFB. After the technical review, only one of the bids was deemed responsive. The recommended contractor, Compass Group USA / Canteen Vending Services (Canteen), is responsible, and its bid meets the technical requirements set forth in the IFB. Moreover, the price has been deemed fair and reasonable, and it was determined that other prospective bidders had a reasonable opportunity to respond to the solicitation. The bidder with the non-responsive bid filed a protest on 9/12/2011. The Division of Rehabilitation Services (DORS) denied the protest on 9/27/2011. This denial was not appealed to the Maryland State Board of Contract Appeals.

The IFB required that contractors must have a demonstrated ability to operate vending services for a minimum of three years, documented annual gross sales volume of \$1,000,000 or above, be licensed to operate a business in Maryland, and be in good standing with the State Department of Assessments & Taxation (SDAT). In addition contractors had to provide references from other accounts for which similar facility vending service contracts were held.

Pursuant to State Finance and Procurement Art. §14-109(c), DORS, through its unit the Maryland Business Enterprise Program for the Blind (MD BEP), has priority to operate the vending facilities on property controlled by the Department of General Services (DGS). The State Motor Vehicle Administration (MVA) offices are controlled and operated by the Maryland Department of Transportation (MDOT), MVA. A Master Agreement between MVA and DORS permits the MD BEP to provide vending machines, vending products and services at the locations under this contract. Consistent with State Finance and Procurement Art. §14-109(d), vending machine income that results from DORS' priority either accrues to a blind person managing the vending facility on the property or is distributed to DORS if there is no person managing the vending facility. Vending machine income distributed to DORS is used towards funding MD BEP.

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

**ITEM:** 3-S (Cont.)

Pursuant to State Finance and Procurement Art. §14-103, DORS is required to obtain vending services and supplies from Blind Industries and Services of Maryland (BISM) if BISM provides the supplies and services and Maryland Correctional Enterprises does not provide the supplies and services. For many years, DORS has obtained the vending machine services from BISM. BISM provided the service using its own trucks and drivers and employed blind people to fill the vending machines and collect money. During the course of a legislative audit in 2008, DORS became aware that BISM was no longer providing the vending machine services, but had subcontracted the service to third party vendors.

DORS conducted this competitive procurement for new vending machine services for the MVA office sites because BISM no longer provided the vending machine services. This decision is consistent with *Blind Industries and Services of Maryland v. the Maryland Department of General Services*, 371 Md. 221 (2002).

A 10% MBE participation goal on gross sales was established for this contract. Canteen has committed to the MBE goal by subcontracting the acquisition of vending products and supplies.

**FUND SOURCE:** 100% Special (Revenue Generating)

**APPROP. CODE:** R00A01.24

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-2691-1111

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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:** 4-S **Agency Contact:** Sandy Johnson  
410-767-7408  
SJohnso5@dhr.state.md.us

**DEPARTMENT/PROGRAM:** Human Resources (DHR)  
Social Services Administration (SSA)  
Foster Care Maintenance Payments Program

**CONTRACT IDS:** See Attachment;  
Out-of-State Providers  
ADPICS BPO Nos. See Attachment

**CONTRACT DESCRIPTION:** Approval request of 13 separate contracts to provide Out-of-State Residential Child Care Services for youth with developmental disabilities who have significant behavioral, emotional and medical challenges from various jurisdictions throughout the State of Maryland.

**AWARDS:** See Attachment

**TERM:** 3/1/2012 – 2/28/2015 (w/2-one year renewal option)

**AMOUNT:** \$38,403,816 NTE (3 Years; Base Contracts)  
\$12,801,273 NTE (1 Year; Renewal Option #1)  
\$12,801,273 NTE (1 Year; Renewal Option #2)  
\$64,006,362 NTE Cumulative Grand Total (5 Yrs.)

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

**BIDS OR PROPOSALS:** N/A

**MBE PARTICIPATION:** None (See Requesting Agency Remarks below)

**PERFORMANCE SECURITY:** None

**HIRING AGREEMENT ELIGIBLE:** None

**INCUMBENTS:** Same (See Attachment)

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

**ITEM:** 4-S (Cont.)

**REQUESTING AGENCY REMARKS:** Request for approval of 13 separate contracts for Out-of-State Residential Child Care Services for youth with developmental disabilities who have significant behavioral, emotional and medical challenges from various jurisdictions throughout the State of Maryland.

Prior to placing any youth with Out-of-State Providers, regulations must be followed that require the Department to exhaust all in-State placement options and document all efforts to do so. These Out-of-State providers are able to provide residential child care services for youth with developmental disabilities who have significant behavioral, emotional and medical challenges that interfere with their ability to function well at school or home. These youth are in urgent need of critical services for which existing Maryland facilities are not able to provide.

Residential Child Care programs are defined in COMAR 14.31.02.03B(13) as “a program of care provided in a residential setting by a provider on a 24-hour basis within a structured set of services and activities. COMAR 14.31.06.01 articulates the standards that must be met and maintained by residential child care programs for children and youth. These requirements are designed to protect the health, safety, and well being of children placed in residential child care programs.

State Finance and Procurement Article Section 13-106 and COMAR 21.14.01.04 (Non-Competitive Negotiated Procurement of Human, Social or Educational Services) provides for procuring certain human, social and educational services. The service providers in this request were obtained through the non-competitive negotiated process.

The Governor’s Office for Children (GOC) is the single point of entry for private providers interested in supplying care under approved negotiated rates for youth of the various State jurisdictions. Rates for these Out-of-State Provider Contracts have been approved by the Maryland Department of Education, None Public Special Education Section.

The total award not-to-exceed (NTE) amount is \$38,403,816 for the base three-year term. These contracts are reimbursement contracts where the provider is paid solely for the actual number of children placed with the provider during the year and then only for the actual number of days the children are with the provider. As such, the Department will not be charged for any unused capacity.

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

**ITEM:** 4-S (Cont.)

There is no MBE participation goal established for these contracts as they do not meet the criteria for inclusion of a MBE subcontracting goal as established by DHR and the Department of Juvenile Services (DJS). The criteria requires that all In-State residential child care/foster care/per diem providers who have the capacity, as approved by the Interagency Rate Committee (IRC), to have a MBE participation goal. All of the facilities and services provided by these contracts are outside the State of Maryland.

**FUND SOURCE:** 66% General; 34% Federal (Title IV-E)

**APPROP. CODE:** N00G00.01

**RESIDENT BUSINESSES:** No for all

**MD TAX CLEARANCES:** See Attachment

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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**

**ITEM:** 4-S (Cont.)

**ATTACHMENT**

<b>CONTRACT #/ CONTRACTOR/CITY/STATE/ BPO #/MD TAX CLEARANCE</b>	<b>CURRENT # OF CHILD CARE BEDS</b>	<b>BASE AMOUNT (3 YEARS)</b>	<b>RENEWAL OPTION #1 AMOUNT (1 YR.)</b>	<b>RENEWAL OPTION #2 AMOUNT (1 YR.)</b>	<b>TOTAL CONTRACT AMOUNT (5 YEARS)</b>
SSA/OOS-12-001; AdvoServ Programs, Inc. Bear, DE ADPICS No. N00B2400307 MD TAX CLEARANCE #11-3157-0000	31	\$23,869,148	\$7,956,383	\$7,956,383	\$39,781,914
SSA/OOS-12-002; Bancroft Haddonfield, NJ ADPICS No. N00B2400305 MD TAX CLEARANCE #11-3158-0010	1	\$1,130,704	\$376,901	\$376,901	\$1,884,506
SSA/OOS-12-003; Sequel of New Jersey, Inc. Camden, NJ ADPICS No. N00B2400300 MD TAX CLEARANCE #11-3159-0000	1	\$709,781	\$236,594	\$236,594	\$1,182,969
SSA/OOS-12-004; Cumberland Hospital New Kent, VA ADPICS No. N00B2400301 MD TAX CLEARANCE #11-2487-0010	4	\$2,827,215	\$942,405	\$942,405	\$4,712,025
SSA/OOS-12-005; The Devereux Foundation King of Prussia, PA ADPICS No. N00B2400306 MD TAX CLEARANCE #11-3019-0110	2	\$1,134,500	\$378,167	\$378,167	\$1,890,834

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

<b>ITEM: 4-S (Cont.) CONTRACT #/ CONTRACTOR/CITY/STATE/ BPO #/MD TAX CLEARANCE</b>	<b>CURRENT # OF CHILD CARE BEDS</b>	<b>BASE AMOUNT (3 YEARS)</b>	<b>RENEWAL OPTION #1 AMOUNT (1 YR.)</b>	<b>RENEWAL OPTION #2 AMOUNT (1 YR.)</b>	<b>TOTAL CONTRACT AMOUNT (5 YEARS)</b>
SSA/OOS-12-006; Grafton School, Inc. Winchester, VA ADPICS No. N00B2400302 MD TAX CLEARANCE # 12-0009-0110	3	\$2,184,705	\$728,235	\$728,235	\$3,641,175
SSA/OOS-12-007; Harbor Point Behavioral Health Center, Inc. Portsmouth, VA ADPICS No. N00B2400308 MD TAX CLEARANCE #11-3163-0000	3	\$1,646,999	\$549,000	\$549,000	\$2,744,999
SSA/OOS-12-008; Kidspace National Centers, Inc. Schnecksville, PA ADPICS No. N00B2400309 MD TAX CLEARANCE #11-2483-0100	1	\$872,996	\$290,999	\$290,999	\$1,454,994
SSA/OOS-12-009; Laurel Oaks Behavioral Health Center, Inc. Dothan, AL ADPICS No. N00B2400292 MD TAX CLEARANCE #11-3160-0000	1	\$567,926	\$189,309	\$189,309	\$946,544
SSA/OOS-12-010; NHS Youth Services, Inc. Harrisburg, PA ADPICS No. N00B2400293 MD TAX CLEARANCE #11-3020-0010	2	\$1,051,805	\$350,601	\$350,601	\$1,753,007

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

<b>ITEM: 4-S (Cont.) CONTRACT #/ CONTRACTOR/CITY/STATE/ BPO #/MD TAX CLEARANCE</b>	<b>CURRENT # OF CHILD CARE BEDS</b>	<b>BASE AMOUNT (3 YEARS)</b>	<b>RENEWAL OPTION #1 AMOUNT (1 YR.)</b>	<b>RENEWAL OPTION #2 AMOUNT (1 YR.)</b>	<b>TOTAL CONTRACT AMOUNT (5 YEARS)</b>
SSA/OOS-12-011; Texas San Marcos Treatment Centers, LP San Marcos, TX ADPICS No. N00B2400310 MD TAX CLEARANCE #11-3161-0000	1	\$402,615	\$134,205	\$134,205	\$671,025
SSA/OOS-12-012; Stetson School, Inc. Barre, MA ADPICS No. N00B2400291 MD TAX CLEARANCE #11-3162-0000	2	\$1,240,939	\$413,646	\$413,646	\$2,068,231
SSA/OOS-12-013; Woods Services, Inc. Langhorne, PA ADPICS No. N00B2400294 MD TAX CLEARANCE #11-2484-0010	1	\$764,483	\$254,828	\$254,828	1,274,139
<b>GRAND TOTAL</b>	<b>53</b>	<b>\$38,403,816</b>	<b>\$12,801,273</b>	<b>\$12,801,273</b>	<b>\$64,006,362</b>

Note: All Providers are incumbents.

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

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 5-S-MOD **Agency Contact:** Sandy Johnson  
410-767-7408  
SJohnso5@dhr.state.md.us

**DEPARTMENT/PROGRAM:** Department of Human Resources (DHR)  
Social Services Administration (SSA)  
Foster Care Maintenance Payments Program

**CONTRACT ID:** SSA/CPA 12-012 A1;  
APDICS CO No. COE11215

**CONTRACT APPROVED:** 6/15/2011 DBM BPW Agenda Item 7-S

**CONTRACTOR:** Challengers Independent Living, Inc.  
Baltimore, MD

**CONTRACT DESCRIPTION:** Approval request to provide Child Placement Agency (CPA) services for a total of 3,146 clients at various locations throughout Maryland through 52 separate CPA contracts.

**MODIFICATION DESCRIPTION:** Approval request to modify one CPA contract to increase the number of available child placement agency beds by 20 and, at the same time, align the contract rates to reflect FY2012 rates established by Interagency Rates Committee.

**TERM OF ORIGINAL CONTRACT:** 7/1/2011 - 6/30/2012 (w/1 one-year renewal option)

**TERM OF MODIFICATION:** 2/9/2012 - 6/30/2012

**AMOUNT OF ORIGINAL CONTRACT:** \$883,500 (1 Year)

**AMOUNT OF MODIFICATION:** \$245,326 (4 Months; 21 Days)

**PRIOR MODIFICATIONS/OPTIONS:** None (for this CPA Contract)

**REVISED TOTAL CONTRACT AMOUNT:** \$1,128,826

**OVERALL PERCENT +/- (THIS MOD):** +27.77%

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

**ITEM:** 5-S-MOD (Cont.)

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

**MBE PARTICIPATION:** 3.73% (5% of Administrative Costs)

**MBE COMPLIANCE:** 0.63%

**REQUESTING AGENCY REMARKS:** Request for approval to increase the number of child care beds for one provider and align the contract rates to reflect FY 2012 rates established by Interagency Rates Committee, effective 2/9/2012.

CPA Programs are defined in COMAR 07.02.21.03B (17) as a 24-hour substitute care program, operated by a licensed child placement agency or local department of social services, for children with serious emotional, behavioral, medical, or psychological conditions.

This modification increases the contract by 20 child care beds for a total of 45 available child care beds. The modified award amount for this contract is an increase of \$245,326. This amount assumes that each of the 20 slots purchased will be occupied by a child for four months and twenty one days of this modification from 2/9/2012 through 6/30/2012. Based on history, this is unlikely to occur. Additionally, this is a reimbursement contract. The vendor is paid solely for the actual children placed with them during the year, and then only for the actual number of days each child is with the vendor.

The service provider in this request was obtained through a non-competitive negotiation process. The procurement laws provide for procuring certain human, social and educational services under the State Finance and Procurement article Section 13-106 and COMAR 21.14.01.03G (Non-Competitive Negotiated Procurement of Human, Social or Educational Services).

The Governor's Office for Children (GOC) is the single point of entry for private providers interested in supplying care under approved negotiated rates for youth of the various State agencies.

The Contractor is required to submit quarterly MBE reports for the period July 1, 2011 to January 9, 2012. For the first quarter period, less than 1% of the MBE participation goal was met (0.63%). The Provider continues to make a good faith effort to meet the 5% MBE participation goal on administrative costs. Should the compliance at the end of the second quarter be less than 2.5% of administrative costs, DHR will request a corrective action plan from the Provider as how they intend to meet the 5% MBE participation goal going forward.

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

**ITEM:** 5-S-MOD (Cont.)

Procurement with the service provider has complied with the Law's requirement for Non-Competitive Negotiated Procurement of Human, Social or Educational Services. In accordance with COMAR 21.14.01.04, below are reasons for this method of procurement:

1. DHR's Procurement Officer and Secretary have determined that although there are several potential service providers, the demand for providers exceed the supply, thus making competitive sealed procurements inappropriate.
2. The services are for child placement agency foster care and the licensing standards are found in COMAR 07.02.11, 07.02.13, 07.02.21 and 07.02.23.
3. Neither DHR nor GOC, on behalf of the Sub-cabinet, has the facilities or personnel to provide this type of service for the additional 20 youth committed to DHR to be served under these contracts. Therefore, it is in the best interest of the State that DHR contracts for these services.

**FUND SOURCE:** 66% General; 34% Federal

**APPROP. CODE:** N00G0001

**RESIDENT BUSINESS:** Yes

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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**

**GENERAL MISCELLANEOUS**

**ITEM:** 6-GM **Agency Contact:** Christopher A. Gozdor, AAG  
410-767-1856  
cgozdor@oag.state.md.us

**DEPARTMENT:** Health and Mental Hygiene (DHMH)

**AMOUNT OF REQUEST:** \$465,000

**FUND SOURCE:** 100% General

**APPROP. CODE:** M00L07.01

**DESCRIPTION:** Pursuant to Md. Code Ann., State Gov't §§ 12-404 and 12-405, the Department of Health and Mental Hygiene (DHMH) requests approval to pay a settlement reached with Ms. Rosetta Demby and Ms. Shirley Williams, the two remaining plaintiffs in *Rosetta Demby, et al. v. Department of Health and Mental Hygiene, et al.* in the U.S. District Court for the District of Maryland, Civil No. CCB-06-1816.

**REQUESTING AGENCY REMARKS:** Ms. Demby and Ms. Williams are former participants at a workshop for employment training formerly operated by the State and are the two remaining plaintiffs in *Rosetta Demby, et al. v. Department of Health and Mental Hygiene, et al.*, U.S. District Court for the District of Maryland, Civil No. CCB-06-1816, an action asserting sexual harassment and other claims under Title VII of the 1964 Civil Rights Act, Americans with Disabilities Act, Rehabilitation Act, and 42 U.S.C. § 1983.

The proposed settlement provides that Ms. Demby and Ms. Williams will receive a total of \$465,000 cash for damages and attorney's fees in addition to remedial action by certain DHMH programs and licensees, and it has been determined to be in the best interest of the State.

If settlement is approved, one check for \$40,000 should be made payable to "Eastern Shore Legal." Another check for \$425,000 should be made payable to "Jonathan C. Puth, Esq., Webster, Frederickson, Correia & Puth, PLLC." Both checks should be mailed to Christopher A. Gozdor, Assistant Attorney General, 300 West Preston Street, Suite 201, Baltimore, Maryland 21201. Mr. Gozdor will deliver the checks and will ensure that all of the necessary documentation and releases are completed.

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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**

**SERVICE CONTRACT RENEWAL OPTION**

**ITEM:** 1-S OPT

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

**INSTITUTION:** University of Maryland, Baltimore

**CONTRACT ID:** Support Staff Services for Institute  
of Human Virology IFB85570VP

**CONTRACT APPROVED:** USM Item 2-S, 3/12/08  
USM Item 7-S OPT, 3/4/09  
USM Item 3-S OPT, 2/24/10  
USM Item 5-S OPT, 1/26/11

**CONTRACTOR:** Metrica, Inc.  
San Antonio, TX 78216-4741

**DESCRIPTION:** Staffing services and logistical support services to the Institute of Human Virology throughout Africa and the Caribbean.

**OPTION DESCRIPTION:** Exercise fourth renewal option.

**TERM OF ORIGINAL CONTRACT:** 3/13/2008 - 3/12/2009  
(One year with 4 one-year renewal options)

**TERM OF CONTRACT:** 3/13/2012 - 3/12/2013

**AMOUNT OF ORIGINAL CONTRACT:** \$6,849,635

**AMOUNT OF OPTION:** \$1,750,000 estimate

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Bid

**MBE PARTICIPATION:** 0%



SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM: 2-GM

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

**Recommendation:** In accordance with provisions of the State Finance and Procurement Article Section 8-301, Annotated Code of Maryland, the Board of Public Works is requested to approve the use of General Obligation Bond funding for the contracts noted below in the total amount of \$549,587.75.

A. **University of Maryland, Baltimore**  
UMB School of Pharmacy

1. **Description:** 1 ea. Liquid Scintillation Counter and Analyzer  
**Procurement Method:** Sole Source  
**Award:** Perkin-Elmer Health Sciences Inc.  
Waltham, MA 02451  
**Amount:** \$96,138.00  
**Fund Source:** MCCBL 2009: *Provide funds to equip an addition and renovation to the School of Pharmacy. Item 052*  
**MD Tax Clearance:** 11-3050-1111  
**Resident Business:** No
  
2. **Description:** 1 ea. Simman 3G patient Simulator w/monitor.  
**Procurement Method:** Sole Source  
**Award:** Laerdal Medical Corp.  
Wappingers Falls, NY 12590  
**Amount:** \$90,940.00  
**Fund Source:** MCCBL 2009: *Provide funds to equip an addition and renovation to the School of Pharmacy. Item 052*  
**MD Tax Clearance:** 11-3082-1111  
**Resident Business:** No

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

**ITEM:** 2-GM (continued)

- 3.**     **Description:**                     1 ea. EleXsys EPR Imaging Spectrometer System  
          **Procurement Method:**       Sole Source  
          **Award:**                        Bruker Biospin Corp.  
  Billerica, MA 01821  
          **Amount:**                       \$353,790.00  
          **Fund Source:**                MCCBL 2009: *Provide funds to equip an addition  
  and renovation to the School of Pharmacy. Item  
  052*  
          **MD Tax Clearance:**         11-3126-1111  
          **Resident Business:**         No

**B.     University of Maryland, College Park**  
       Bowie State University, Fine and Performing Arts Center

- 1.**     **Description:**                     Wood Lathe  
  Purchase Order G157723  
          **Procurement Method:**       Small Procurement  
          **Award:**                        Midwest Technology Products  
  2600 Bridgeport Drive  
  Sioux City IA 51111  
          **Amount:**                       \$2,185.00  
          **Fund Source:**                MCCBL of 2010: *Provide funds to equip the Fine  
  and Performing Arts Center at Bowie State  
  University. Item 903*  
          **MD Tax Clearance:**         N/A  
          **Resident Business:**         No
- 2.**     **Description:**                     Furnish, deliver and set-up an Olympic Model 23  
  Raku Kiln  
  Purchase Order N157719  
          **Procurement Method:**       Small Procurement  
          **Award:**                        The Kiln Doctor  
  202 East Main Street  
  Front royal, VA 22360  
          **Amount:**                       \$2,960  
          **Fund Source:**                MCCBL of 2010: *Provide funds to equip the Fine  
  And Performing Arts Center at Bowie State  
  University Item 903*  
          **MD Tax Clearance:**         12-0019-1001  
          **Resident Business:**         No

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

**ITEM:** 2-GM (continued)

**Description:** Furnish, deliver and set-up a Paragon GL24ADTSD  
Glass Fusing Kiln with ST-8-1 Stand  
Purchase Order N157703

**Procurement Method:** Competitive Small Procurement (State Certified Small  
Business)

**Award:** Vitrum Studios  
6824 Industrial Drive, Studio #105  
Beltsville, MD 20705

**Amount:** \$3,574.75

**Fund Source:** MCCCBL of 2010: *Provide funds to equip the Fine And  
Performing Arts Center at Bowie State, Item 903*

**MD Tax Clearance:** 12-0021-1111

**Resident Business:** Yes

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**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**

**ITEM:** 3-C

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

**INSTITUTION:** Coppin State University

**CONTRACT:** J. Millard Tawes ADA Renovations  
IFB 0001-2012

**DESCRIPTION:** Renovations to make restrooms in the J. Millard Tawes Building compliant with the ADA Accessibility Guidelines. Renovations include replacing entrance doors and upgrading existing fixtures, stalls and barrier walls.

**AWARD:** Total Contracting, Inc.  
10237 Southard Drive, Suite 100  
Beltsville, MD 20705

**TERM:** Six months from Notice to Proceed

**AMOUNT:** \$128,935.00

**PROCUREMENT METHOD:** Competitive Sealed Bids

**BIDS OR PROPOSALS:**

Total Contracting Beltsville, MD 20705	\$128,935.00
Boulevard Contractors Owings Mills, MD 21117	\$144,900.00
Zane Development Co. College Park, MD 20740	\$151,079.00
Service All, Inc. Mitchellville, MD 20721	\$157,658.00
C&N Associates Glendale, MD 20769	\$159,738.00
Warwick Supply & Equip. Sparks, MD 21152	\$199,000.00

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

**ITEM:** 3-C (continued)

Bob Andrews Construction White Marsh, MD 21162	\$194,760.00
3G Contractors Frederick, MD 21702	\$194,450.00
Tito Contractors, Inc. Washington, DC 20212	\$202,100.00
Lyons Construction Hampstead, MD 21074	\$220,700.00
Modern Construction Serv. Street, MD 21154	\$241,319.50
Commercial Interiors, Inc. Hanover, MD 21076	\$246,000.00

**PERFORMANCE SECURITY:** Payment and Performance bonds equal to contract amount.

**MBE PARTICIPATION:** 100% (Prime contractor is MBE-certified and contract includes 25% MBE subcontracting goal).

**REQUESTING INSTITUTION REMARKS:** The solicitation was advertised in *eMaryland Marketplace*.

**FUND SOURCE:** MCCBL 2010: Provide funds to design and construct handicapped accessibility modifications in State-owned building. Item 008

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-3127-0111

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**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 Purchase

**ITEM:** 4-RP

**Agency Contact:** James Salt  
301-445-1987  
([jsalt@usmd.edu](mailto:jsalt@usmd.edu))  
USM Rep: Joe Evans

**INSTITUTION:** Coppin State University

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

**PROPERTY:** 1661 Thomas Avenue, Baltimore.

**GRANTOR:** J.A.M. #32 Corporation

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

<b>APPRAISED VALUE:</b>	Lipman, Frizzell	\$ 31,800.00
	Grubb, Ellis	\$ 20,000.00

**FUND SOURCE:** MCCBL 2010: *Provide funds for site acquisition and detailed design for the new Science and Technology Center. Item 050.*

<b>COST:</b>	Acquisition:	\$ 31,800.00
	Ground Rent:	\$ 1,400.00*
	Relocation	<u>\$ 000.00</u>
	Total	\$ 33,200.00

\*In addition, to obtain fee simple title, the underlying ground rent will be acquired.

**REQUESTING INSTITUTION REMARKS:** 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.

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**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**

**ARCHITECT/ENGINEERING CONTRACT**

**ITEM:** 5-A/E

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

**INSTITUTION:** University of Maryland, College Park

**CONTRACT ID:** Multiple Award of A/E Indefinite Delivery Contracts:  
Contract No. B-004664-N  
Contract No. B-004665-N  
Contract No. B-004666-N  
Contract No. B-004667-N  
Contract No. B-004668-N  
Contract No. B-004669-N

**CONTRACT DESCRIPTION:** Full-service Architecture and Engineering Design Services in support of new construction, minor construction and renovation projects at the University of Maryland, College Park and institutions supported by the Service Center. Services to be provided as needed. The typical fee range for projects is between \$10,000 and \$250,000.

**AWARD:**

Design Collective, Inc.  
Baltimore, MD 21202

Ayers Saint Gross, Inc.  
Baltimore, MD 21230

Richter Cornbrooks Gribble Architects  
Baltimore, MD 21202

GWWO, Inc./Architects  
Baltimore, MD 21211

WDG Architecture, PLLC  
Washington, DC 20036

Marshall Craft Associates, Inc.  
Baltimore, MD 21212

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

**ITEM:** 5-A/E (continued)

**TERM:** 2-year base term with three 1-year renewal options

**AMOUNT:** Maximum of \$2 million in total fees per firm per year. Maximum of \$24 million over base term, if all contract authority expended: (6 firms x 2 years x \$2 million = \$24 million)

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

<b>PROPOSALS:</b>	<u>Ranking</u>
Design Collective, Inc. Baltimore, MD 21202	1
Ayers Saint Gross, Inc. Baltimore, MD 21230	2
Richter Cornbrooks Gribble Architects Baltimore, MD 21202	3
GWWO, Inc./Architects Baltimore, MD 21211	4
WDG Architecture, PLLC Washington, DC 20016	5
Marshall Craft Associates, Inc. Baltimore, MD 21212	6
Bowie Gridley Architects Washington, DC 20007	7
Murphy & Dittenhafer, Inc. Baltimore, MD 21201	8
Hord Coplan Macht, Inc. Baltimore, MD 21202	9

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

**ITEM:** 5-A/E (continued)

**PROPOSALS:** (continued)

	<u>Ranking</u>
Penza + Bailey Architects Baltimore, MD 21212	10
Melville Thomas Architects, Inc. Baltimore, MD 21210	11
Gaudreau, Inc. Baltimore, MD 21230	12
AECOM Design Services, Inc. Arlington, VA 22201	13
Davis, Bowen & Friedel, Inc. Salisbury, MD 21803	14
Louviere, Statton & Yokel, LLC Silver Spring, MD20910	15
Whitman Requardt & Associates, LLP Baltimore, MD 21231	16
Bignell Watkins Hasser Architects, PC Annapolis, MD 21401	17
Duane, Cahill, Mullineaux & Mullineaux Architects Gaithersburg, MD 20879	18
Kling Stubbins Washington, DC 20036	19
Karn Charuhas Chapman & Twohey Washington, DC 20036	20

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

**ITEM:** 5-A/E (continued)

**PROPOSALS:** (continued)

	<u>Ranking</u>
Ziger/Snead, LLP Baltimore, MD21201	21
Smolen Emr Ilkovitch Architects Rockville, MD 20850	22
Moody Nolan, Inc. Washington, DC 20015	23
Cho Benn Holback + Associates, Inc. Baltimore, MD 21201	24
Swanke Hayden Connell Architects Washington, DC 20008	25
Marks, Thomas Architects Baltimore, MD 21230	26
Waldon Studio Architects Columbia, MD 21045	27
Edmeades & Stromdahl, Ltd Bel Air, MD 21014	28
Walton Madden Cooper Robinson Pones, Inc. Landover, MD 20785	29
Buchart Horn, Inc. Baltimore, MD 21227	30
Sanders Designs Architects Cockeyville, MD 21030	31
Heery International, Inc. Washington, DC 20005	32
Johnson, Mirmiran & Thompson, Inc. Sparks, MD 21152	33

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

**ITEM:** 5-A/E (continued)

**PROPOSALS:** (continued)

	<u>Ranking</u>
URS Corporation Germantown, MD 20876	34
Katinas Bruckwick Architecture Bethesda, MD 20814	35
di Domenico + Partners, LLP Long Island City, NY 11101	36
Wnuk Spurlock Architecture Washington, DC 20005	37
Martinez + Johnson Architecture PC Washington, DC 20005	38
Umar.Pareja Architecture, PLLC Washington, DC 20003	39
Ewing Cole Washington, DC 20036	40
CECA/IStudio Lanham, MD 20706	41
TransCon Imaging Solutions, LLC Annapolis, MD 21401	42

**MBE PARTICIPATION:** 20% for task orders exceeding \$100,000

**PERFORMANCE SECURITY:** N/A

**REQUESTING INSTITUTION REMARKS:** This project was advertised in *eMaryland Marketplace*. The University received 42 proposals. Six firms were determined to be technically acceptable and susceptible for award. Task orders will be placed with the firms on a rotating basis. The order of rotation will be established according to rank, beginning with the highest ranked firm. In the event that fee negotiations are not successfully concluded with a firm, the University will proceed with negotiations with the next firm in order of rotation. Typical orders for individual projects will be between \$10,000 and \$250,000. Hourly rates for each discipline are set in the contracts.

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

**ITEM:** 5-A/E (continued)

**REQUESTING INSTITUTION REMARKS:** (continued) The recommended firms bring strong, experienced and integrated design teams. Each recommended team demonstrated a strong understanding of the requirements for indefinite-delivery type contracts.

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:** Fund sources will vary depending on the project or task order placed and the Institution placing the order.

**APPROP CODE:** Various

<b>RESIDENT BUSINESS:</b>	Design Collective, Inc.	Yes
	Ayers Saint Gross	Yes
	Richter Cornbrooks Gribble Architects	Yes
	GWWO, Inc./Architects	Yes
	WDG Architecture, PLLC	No
	Marshall Craft Associates, Inc.	Yes

<b>MD TAX CLEARANCE:</b>	Design Collective, Inc.	11-3166-1111
	Ayers Saint Gross, Inc.	11-3165-0111
	Richter Cornbrooks Gribble Architects	11-3167-1111
	GWWO, Inc.	11-3168-0111
	WDG Architecture, PLLC	12-0001-0010
	Marshall Craft Associates, Inc.	11-3169-1111

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

<b>APPROVED</b>	<b>DISAPPROVED</b>	<b>DEFERRED</b>	<b>WITHDRAWN</b>
<b>WITH DISCUSSION</b>		<b>WITHOUT DISCUSSION</b>	

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

**ARCHITECT/ENGINEERING CONTRACT**

**ITEM:** 6-A/E

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

**INSTITUTION:**

University of Maryland, College Park

**CONTRACT ID:**

Request For Proposal No. 84113-K  
Multiple MEP Award of Indefinite Delivery  
Contracts (IDC):  
Contract No. K-004717  
Contract No. K-004718  
Contract No. K-004719  
Contract No. K-004720

**CONTRACT DESCRIPTION:** Indefinite delivery contracts for mechanical, electrical, and plumbing engineering services in support of new construction, minor construction and renovation projects at the University of Maryland, College Park and institutions supported by the Service Center. Services are to be provided as needed. The typical fee range for projects is between \$10,000 and \$250,000.

**AWARD:**

URS Corporation  
Washington, DC

Whitman, Requardt & Associates, LLP  
Baltimore, Maryland

Kibart  
Towson, Maryland

Burdette, Koehler, Murphy & Associates  
Baltimore, Maryland

**TERM:**

2-year base term with three 1-year renewal options

**AMOUNT:** Maximum of \$2 million in total fees per firm per year. Maximum of \$16 million over base term if all contract authority expended (4 firms x 2 years x \$2 million = \$16 million)

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

**ITEM:** 6-A/E (continued)

**PROCUREMENT METHOD:**

USM Procurement Policies and Procedures for  
Architectural and Engineering Services  
Selection.

**PROPOSALS:**

Ranking

Whitman, Requardt & Associates  
Baltimore, MD

1

Burdette, Koehler, Murphy  
Baltimore, MD

2

URS Corporation  
Washington, DC

3

Kibart  
Towson, MD

4

Gipe Associates  
Baltimore, MD

5

Mueller Associates  
Baltimore, MD

6

Century Engineering Services  
Hunt Valley, MD

7

Leach Wallace Associates  
Elkridge, MD

8

Global Engineering  
Rockville, MD

9

AECOM  
Arlington, VA

10

MS Engineers  
Columbia, Maryland

11

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

**ITEM:** 6-A/E (continued)

**PROPOSALS:** (continued)

	<u>Ranking</u>
Setty & Associates Fairfax, VA	12
Schlenger Pitz & Associates Timonium, MD	13
RMF Engineering Baltimore, Maryland	14
Affiliated Engineers Rockville, Maryland	15
Sebesta Blomberg Arlington, VA	16
EBL Engineers Baltimore, Maryland	17
Sidhu Associates Hunt Valley, MD	18
Syska Hennessy Group Fairfax, VA	19
Khafra Lanham, MD	20
Genesis Engineers Baltimore, MD21201	21
A.J. Adam Engineering Towson, MD 21204	22

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

**ITEM:** 6-A/E (continued)

**MBE PARTICIPATION:** 25% for task orders exceeding \$50,000

**PERFORMANCE SECURITY:** N/A

**REQUESTING INSTITUTION REMARKS:** This project was advertised in *eMaryland Marketplace.com*. The University received 22 proposals and ranked them on the basis of technical criteria specified in the solicitation. The top four firms were requested to submit fee proposals, detailing hourly labor rates for all disciplines expected to perform work. The Procurement Officer determined the hourly rates to be fair and reasonable. The four top-ranked firms are recommended for award. The recommended firms bring strong, experienced and integrated design teams. Each recommended team demonstrated a strong understanding of the requirements for Indefinite Delivery type contracts.

Project orders will be placed on a rotating basis, starting with the highest ranked firm. If fee negotiations are not successfully concluded with that firm, the University will then proceed with negotiations with the next highest ranked firm. Typical orders for individual projects will be between \$10,000 and \$250,000. Hourly rates for each discipline are pre-established in the contracts.

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:** The fund sources will vary depending on the project or task order placed against the IDC Contract and the System institution placing the order.

**APPROP CODE:** Various

<b>RESIDENT BUSINESS:</b>	URS Corporation	No
	Kibart Engineers	Yes
	Burdette, Koehler, Murphy	Yes
	Whitman, Requart	Yes

<b>MD TAX CLEARANCE:</b>	URS Corporation	11-2226-1111
	Kibart Consulting Engineers	11-2228-0111
	Burdette, Koehler, Murphy & Associates	11-2351-1111
	Whitman, Requart & Associates, LLP	11-2229-1111

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

<b>APPROVED</b>	<b>DISAPPROVED</b>	<b>DEFERRED</b>	<b>WITHDRAWN</b>
<b>WITH DISCUSSION</b>		<b>WITHOUT DISCUSSION</b>	

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

**SERVICE CONTRACT:**

**ITEM:** 7-S

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

**INSTITUTION:**

University of Maryland, College Park for the  
University System of Maryland

**CONTRACT ID:**

RFP# 84186-A

**CONTRACT DESCRIPTION:** Energy risk-management technical consultant services to assist the University System of Maryland and the Department of General Services in their collaborative management of energy price risk exposure, in particular, risk management services for natural gas positions as well as future electric positions.

**AWARD:**

Pace Global  
4401 Fair Lakes Court  
Fairfax, Virginia 22033

**TERM:**

02/09/2012 through 02/08/2014  
with 3 one-year renewal options. :

**AMOUNT:**

\$436,080 (base term)  
\$218,040 (each option year)

**PROCUREMENT METHOD:**

Competitive Sealed Proposals  
(Single Proposal Received)

**PROPOSAL:**

	<u>Technical</u>	<u>Evaluated Price</u>
Pace Global Fairfax, Virginia	Exceptional	\$488,455.60

**MBE PARTICIPATION:**

None

**PERFORMANCE BOND:**

N/A

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

**ITEM:** 7-S (continued)

**REQUESTING INSTITUTION REMARKS:** Services under this agreement will be available to all USM Institutions and to the Department of General Services. Pricing for supplemental services desired by those additional customers is pre-established in the contract, allowing for orders to be placed as needed.

The solicitation was advertised in *eMarylandMarketPlace.com*. The solicitation notice was e-mailed to 51 Small Business firms and 11 MBE firms. Four contractors attended the pre-proposal conference. Two proposals were received but one proposal was not susceptible for award.

Pace Global has been the University's incumbent Energy Risk Management Contractor for five years and has provided excellent support. The pricing for the new contract is considered fair and reasonable and is consistent with the existing contract pricing currently offered by Pace as the incumbent.

This project will be managed by Facilities Management/ at the University of Maryland, College Park with procurement support from the University's Department of Procurement and Supply.

<b>FUND SOURCE:</b>	Various
<b>APPROP CODE:</b>	Various
<b>RESIDENT BUSINESS:</b>	No
<b>MD TAX CLEARANCE:</b>	11-2900-0010

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

<b>APPROVED</b>	<b>DISAPPROVED</b>	<b>DEFERRED</b>	<b>WITHDRAWN</b>
<b>WITH DISCUSSION</b>		<b>WITHOUT DISCUSSION</b>	

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

**CONSTRUCTION CONTRACT MODIFICATION**

**ITEM:** 8-C MOD

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

**INSTITUTION:** University of Maryland, College Park

**CONTRACT ID:** On-Call Construction Management at Risk Services  
Elkton Hall Air Conditioning  
University of Maryland, College Park  
Contract No. B-000978; Task Order No. Y-400127

**CONTRACT APPROVED:** On Call CM Services (USM Item 2-C, 01/02/08)  
CM Pre-Construction Services (USM Item 10-C, 1/26/11)  
CM GMP#1 (USM Item 7-C MOD, 6/01/11)

**CONTRACTOR:** Plano-Coudon, LLC  
Baltimore, MD 21230

**ORIGINAL CONTRACT DESCRIPTION:** Task Order issued under the On-Call Construction Management program to provide both pre-construction and construction phase services for the Elkton Hall Air Conditioning project. The project consists of the replacement of all exterior windows with energy efficient windows, removal of hazmat materials, and replacement of the existing mechanical system to provide air conditioning to the entire building. All interior mechanical units will be replaced with fan coil units, new piping for these units will be installed, and all mechanical room equipment replaced. Additionally, a wall will be built parallel to the perimeter wall in each room to accommodate additional electrical outlets and to provide a thermal barrier to the outside elements. New electrical panels will be installed on each floor to support power to fan coil units and power additional electrical outlets in each bedroom. The estimated construction cost for this project is \$8.1 million.

**MODIFICATION DESCRIPTION:** To incorporate Guaranteed Maximum Price (GMP) #2, the second of three phases of construction, including hazardous material abatement, selective demolition, installation of new fan coil units and windows, electrical upgrade, lobby renovation and painting. The project will be completed while the residence hall is unoccupied, starting on 5/29/12 and completed by 8/17/12. GMP #3 will be submitted for approval to the Board in late spring 2012 to secure final pricing and to avoid price escalation for work and equipment scheduled for Summer 2013.

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

**ITEM:** 8-C (continued)

**ORIGINAL CONTRACT TERM:** Pre-construction phase: 8 months (1/26/11 – 9/26/11)  
Construction phase: 26 months from NTP (6/02/11 – 8/17/13)

**MODIFICATION TERM:** Construction Phase-HVAC Installation  
GMP#2 (5/29/12 – 8/17/12)

**ORIGINAL CONTRACT AMOUNT:** \$47,000 (Preconstruction Phase Only)

**MODIFICATION AMOUNT:** \$6,576,677.98 (GMP #2)

**PRIOR MODIFICATIONS:** \$694,748.41

**REVISED TOTAL CONTRACT AMOUNT:** \$7,318,426.39

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals  
(Task Order under On-Call CM Contract)

**MBE PARTICIPATION:** 25%

**MBE COMPLIANCE** : 20% (See Remarks)

**PERFORMANCE SECURITY:** Payment and Performance Bonds at 100% of contract amount

**REQUESTING INSTITUTION REMARKS:** Plano-Coudon, LLC performed pre-construction services and the University now seeks Board approval to incorporate GMP #2 into the contract and proceed with construction.

Plano-Coudon, LLC has committed to an overall MBE participation goal of 25% on this project. The pre-construction phase was performed by the CM with its own forces (no MBE subcontracting for that phase). GMP#1 included 20% MBE participation. The bulk of the work is to be performed under GMP#2 and #3, with MBE participation projected at 36%. 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.

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

**ITEM:** 8-C (continued)

**FUND SOURCE:** USM Auxiliary Revenue Bonds

**APPROP CODE:** N/A

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-3181-1111

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**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 MODIFICATION**

**ITEM:** 9-C MOD

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

**INSTITUTION:** University of Maryland, College Park for  
Bowie State University

**CONTRACT ID:** Construction Management at Risk Services  
New Student Center, Bowie State University  
Contract No. B-400123-K  
Project No. 08-349-374-00

**CONTRACT APPROVED:** Pre-Construction Services (USM Item 16-C, 01/26/11)

**CONTRACTOR AWARD:** Holder Construction Company  
Herndon, VA 20171

**ORIGINAL CONTRACT DESCRIPTION:** Construction management services for the New Student Union at Bowie State University. Then New Student Union will be 85,000 GSF, 56,670 NASF building that includes food service spaces, a bookstore, student organizations, student affairs, administration offices, recreation space, and multi-purpose rooms. The project also includes related site and utility improvements, storm water management, pedestrian circulation, landscaping, and service access. The building is to be designed and constructed using sustainable building concepts. The project's goal is to obtain formal U.S. Green Building Council's LEED Gold Certification. The projected construction cost for this project is \$28 million.

**MODIFICATION DESCRIPTION:** Incorporate Contractor's Guaranteed Maximum Price package.

**ORIGINAL CONTRACT TERM:** Pre-construction Phase: 12 months (01/26/11 – 01/26/12)  
Construction Phase: 17 months from Notice to Proceed

**MODIFICATION TERM:** Construction Phase-516 calendar days (02/09/12-07/09/13)



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

**ITEM: 1-IT**

**Agency Contacts:**

Clarence Snuggs (410) 514-7006

[Snuggs@mdhousing.org](mailto:Snuggs@mdhousing.org)

Robert Krysiak (410) 514 -7445

[Robert.Krysiak@doit.state.md.us](mailto:Robert.Krysiak@doit.state.md.us)

**DEPARTMENT:**

Housing and Community Development

**CONTRACT ID:**

AOD Software Maintenance and Enhancement  
S00B2400006

**CONTRACT DESCRIPTION:** Software maintenance and enhancement services for DHCD's single-family loans computer application.

**AWARD:**

Application Oriented Designs (AOD), Inc.  
Doral, Florida

**TERM:**

3/1/2012 – 2/28/2013

**AMOUNT:**

\$200,000

**PROCUREMENT METHOD:**

Sole Source

**MBE PARTICIPATION:**

None

**INCUMBENT:**

Same

**REMARKS:** Contractor's software system is a proprietary application that supports DHCD's single family origination and finance programs. Operations include: revenue bonds, lending and insuring of single family loans. This contract is for continuing maintenance of the current AOD software system and for future enhancements and training of DHCD staff if requested by DHCD.

Previously, DHCD procured the AOD software applications through a competitive procurement. Since the initial procurement, DHCD has contracted with AOD for continued maintenance as well as for enhancements and additional applications and training to meet the needs of DHCD's business practices as they are updated.

The AOD applications licensed to DHCD are proprietary applications for which AOD holds the source code and owns the intellectual property rights. AOD is the only contractor capable of providing maintenance, technical support, and enhancements to the software applications.



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

**ITEM: 2-IT MOD**

**Agency Contacts:**

Anne Timmons (410) 767-4710  
atimmons@dbm.state.md.us  
Robert Krysiak (410) 260-7179  
Robert.Krysiak@doit.state.md.us

**DEPARTMENT/PROGRAM:**

Budget & Management  
Employee Benefits Division

**CONTRACT ID:**

Interactive Voice Response and Benefits  
Administration System Maintenance  
F10B0400008  
ADPICS CO No.: COE14675  
& Renewal BPO No. F10B2400007

**ORIGINAL APPROVAL:**

DoIT Item 2-IT (3/11/2010)

**CONTRACTOR:**

M. S. Technologies Corporation  
Rockville, MD

**CONTRACT DESCRIPTION:** Provide software, hardware and system enhancements, maintenance, and support for DBM's Benefits Administration System (BAS) and Interactive Voice Response System (IVR).

**MODIFICATION DESCRIPTION:** Provide improvements and upgrades to the BAS relating to union changes for medical and dental programs as referenced in the FY 2012 Budget Bill, including an update to the rate table for new rates in the medical and dental programs described as a union plan and segregation of one union classification.

**ORIGINAL CONTRACT TERM:** 4/1/2010 – 3/31/2012 (w/1 one-year renewal option)

**MODIFICATION TERM:** 2/9/2012 – 3/31/2013

**ORIGINAL CONTRACT AMOUNT:** \$968,689 NTE (2 years)

**MODIFICATION AMOUNT:** \$79,657 NTE (14 months)

**PRIOR MODIFICATIONS/OPTIONS:** \$778,613

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

**ITEM: 2-IT MOD (Cont.)**

**REVISED TOTAL CONTRACT AMOUNT:** \$1,826,959 NTE

**PERCENT +/- (THIS MODIFICATION)** +8.22%

**OVERALL PERCENT +/-:** +41.93%

**ORIGINAL PROCUREMENT METHOD:** Sole Source

**MBE PARTICIPATION:** 100% (Contractor is a certified MBE)

**REQUESTING AGENCY REMARKS:** This modification is to upgrade and improve the Benefit Administration System (BAS) and Interactive Voice Response (IVR) system that DBM's Employee Benefits Division uses. Other government agencies also use this system (*e.g.*, State Retirement Agency, Central Payroll, Centers for Medicaid and Medicare) as do health providers. This modification is necessary to include union changes in the rates for both the medical and dental plans for the 2013 benefit year. The system will pull from the union medical and dental plan rate table to calculate premiums for both active and retirees. The BAS will be flagged to tell the system what rates to use for both medical and dental for union members. Contractor will also modify the BAS system by changing the process that changes employment and retirement statuses.

The operation of BAS/IVR is a mission critical function that must operate 24 hours a day 7 days a week without significant breakdowns. No disruption in services is permissible. The BAS/IVR system is integral to successful enrollment and notification administration of the State Employee and Retiree Health and Welfare Benefits Program.

Contractor is completely familiar with BAS/IVR's operations and systems architecture. The current contract provides for system maintenance. It is appropriate to modify this contract for the upgrade because of MST's proprietary knowledge of this system.

**FUND SOURCE:** 100% Reimbursable

**APPROP. CODE:** F10A0202

**RESIDENT BUSINESS:** Yes

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	



**Maryland Department of Transportation**  
The Secretary's Office

**Martin O'Malley**  
Governor

**Anthony G. Brown**  
Lt. Governor

**Beverley K. Swaim-Staley**  
Secretary

**Darrell B. Mobley**  
Deputy Secretary

## **BOARD OF PUBLIC WORKS (BPW)**

### **ACTION AGENDA**

**February 8, 2012**

	<b><u>Pages</u></b>
<b>Maintenance</b>	<b>1 – 6 &amp; 19 – 21</b>
<b>Architecture/Engineering</b>	<b>7 – 14</b>
<b>Construction</b>	<b>15 – 18</b>

Cheryl Hill – (410) 545-0402  
[chill@sha.state.md.us](mailto:chill@sha.state.md.us)

BPW – 02/08/12

**DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA**

**MAINTENANCE CONTRACT**

**ITEM: 1-M**

**STATE HIGHWAY ADMINISTRATION**

**CONTRACT ID:** 4261371413  
 Application of Herbicide Solutions at Various Locations in  
 Howard County  
 ADPICS NO. 4261371413

**CONTRACT DESCRIPTION:** This Contract consists of the application of herbicide solutions at various locations in Howard County.

**AWARD:** Unified Solutions Services, LLC  
 Columbia, MD

**AMOUNT:** \$311,450 NTE

**TERM OF CONTRACT:** February 9, 2012 through December 31, 2013

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

Unified Solutions Services, LLC Columbia, MD	\$311,450
Angel Systems Great Mills, MD	\$362,200
DeAngelo Brothers, Inc. Hazelton, PA	\$385,185

**MBE PARTICIPATION:** 100%

**PERFORMANCE SECURITY:** None

**REMARKS:** The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. One hundred fifteen (115) contractors were notified for this project on eMaryland Marketplace; Sixteen (16) of which were MDOT Certified MBE's.

All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

**ITEM: 1-M (Continued)**

**BPW – 02/08/12**

The MBE goal established for this contract was 0% due to the single element of work however 100% of the work will be performed by a Certified Minority/Small Business Enterprise.

**FUND SOURCE:** 100% Special Funds Budgeted to SHA

**APPROPRIATION CODE:** J02B0102

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-2845-0000

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Suzette Moore – (410) 859-7792  
[smoore2@bwiairport.com](mailto:smoore2@bwiairport.com)

BPW – 02/08/12

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**MAINTENANCE CONTRACT**

**ITEM:** 2-M

**MARYLAND AVIATION ADMINISTRATION**

**CONTRACT ID:** MAA-MC-12-005  
Inspection Repair and Maintenance of Hangar Doors at  
Martin State Airport  
ADPICS NO. MAAMC12005

**CONTRACT DESCRIPTION:** The Contract provides for all inspections, repairs and maintenance to various hangar and overhead roll up doors located at Martin State (MTN) Airport.

**AWARD:** National Door Service, Inc.  
Baltimore, MD

**TERM:** 03/01/12 – 02/28/17 (Five (5) Years from NTP  
with one (1), three (3) year renewal option)

**AMOUNT:** \$ 750,801 NTE (5 Years)  
\$ 450,480 NTE (cost of three-year option incl. 3% CPI)  
\$1,201,281 NTE (aggregate value including three-year  
renewal option)

**PROCUREMENT METHOD:** Competitive Sealed Bidding  
(One Bid Received)

**MBE PARTICIPATION:** 0% (specialized work)

**PERFORMANCE SECURITY:** Performance Bond at 100% of Contract Amount Exists

**REMARKS:** The Solicitation was advertised on eMaryland Marketplace and the Maryland Aviation Administration (MAA) Website. MAA directly solicited via email eleven (11) contractors. Two (2) contractors purchased plans and specifications. Only one (1) bid was received from the incumbent contractor. MAA contacted the other contractor several times, left messages, but no return call was received. Historically there has been limited competition for these services due to the specialized nature of the work.

Pursuant to COMAR 21.05.02.20, MAA has determined that the prospective bidders had reasonable opportunity to respond to the invitation for bids and this award to the bidder is appropriate under COMAR 21.05.05.

**ITEM: 2-M (Continued)**

**BPW – 02/08/12**

National Door Service, Inc. has demonstrated through past performance on the current contract the ability to meet MAA's needs. The cost is considered fair and reasonable and consistent with the current contract cost.

No MBE goal was established for this contract because the research only identified one (1) MDOT certified MBE firm for this type of work. National Door Service, Inc. is a Certified Small Business Enterprise. The award amount includes an extra work and parts allowance of \$125,000 for unanticipated work.

**FUND SOURCE:** 100% Special Funds Budgeted to MAA

**APPROPRIATION CODE:** J06I00002

**MD TAX CLEARANCE:** 11-3052-1111

**RESIDENT BUSINESS:** Yes

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Suzette Moore – (410) 859-7792  
[smoore2@bwiairport.com](mailto:smoore2@bwiairport.com)

BPW – 02/08/12

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**MAINTENANCE CONTRACT**

**ITEM: 3-M**

**MARYLAND AVIATION ADMINISTRATION**

**CONTRACT ID:** MAA-MC-12-006  
Airfield Lighting System Electrical Repair and  
Maintenance at Baltimore Washington International  
Thurgood Marshall (BWI Marshall) and Martin State  
Airports (MTN)  
ADPICS NO. MAAMC12006

**CONTRACT DESCRIPTION:** The Contract provides for repair and maintenance to the specialized  
airfield lighting system and electrical repairs and maintenance at BWI Marshall and MTN airports.

**AWARD:** John W. Tieder Inc.  
Cambridge, MD

**TERM OF CONTRACT:** 03/01/12 – 02/28/15 Three (3) Years from NTP  
with two (2) two (2) year renewal option

**AMOUNT:** \$1,275,619 NTE (3 Years)  
\$ 875,925 NTE (cost of 1st- two-year option incl. 3% CPI)  
\$ 902,203 NTE (cost of 2nd- two-year option incl. 3% CPI)  
\$3,053,747 NTE (aggregate value including two- two-year  
renewal option)

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

John W. Tieder Inc. Cambridge, MD	\$1,275,619
Enterprise Electric Co. Baltimore, MD	\$1,697,100
AVA Electric Co. Washington DC	\$2,044,983

**MBE PARTICIPATION:** 0% (specialized work)

**PERFORMANCE SECURITY:** Performance Bonds at 100% of  
Contract Amount Exists

**ITEM: 3-M (Continued)**

**BPW – 02/08/12**

**REMARKS:** The Solicitation was advertised on eMaryland Marketplace and MAA website. MAA directly solicited ten (10) contractors. A total of seven (7) firms purchased plans and specifications. Three (3) bids were received.

No MBE goal was established for this contract due to the specialized nature of the work that must be performed in compliance with FAA regulations. Additionally, the supplies required for the work must be purchased from FAA approved suppliers. The award amount includes an extra work and material allowance of \$300,000 for unanticipated work.

**FUND SOURCE:** 100% Special Funds Budgeted to MAA

**APPROPRIATION CODE:** J06I00002

**MD TAX CLEARANCE:** 11-2053-1111

**RESIDENT BUSINESS:** Yes

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Suzette Moore - (410) 859-7792  
[smoore2@bwiairport.com](mailto:smoore2@bwiairport.com)

BPW - 02/08/12  
 (revised)

**DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA**

**CONTRACT MODIFICATION:** (A/E Service)

**ITEM:** 4-AE-MOD

**MARYLAND AVIATION ADMINISTRATION:**

**CONTRACT ID:** MAA-AE-08-001 A & B  
 Subsurface Utilities Engineering (SUE) and  
 Geographic Information Systems (GIS) Data  
 Development at BWI Marshall  
 ADPICS No. MAAE0801A & MAAAE0801B

**ORIGINAL CONTRACT APPROVED:** Item 1-AE, DOT Agenda 02/13/08

**ORIGINAL PROCUREMENT METHOD:** Maryland Architectural and Engineering Services  
 Selection Act

**MODIFICATION:** Modification No. 1 to this contract is to request an eighteen (18) month extension for both Contracts A & B, which will allow for the continuation of these services for on-going tasks at BWI. No additional funds are being requested as there is sufficient contract authority to cover any on-going tasks during this extension period.

**CONTRACTOR:**

Johnson, Mirmiran & Thompson, Inc./  
 Earth Tech, Inc., JV  
 Sparks, MD (Contract A)

InfraMap Corporation  
 Hanover, MD (Contract B)

**AMOUNT:** \$0

**ORIGINAL CONTRACT AMOUNT:** \$2,500,000 (NTE) Contract A  
 \$1,000,000 (NTE) Contract B

**PERCENTAGE INCREASE:** 0% (Modification No. 1)

**TERM:** 03/01/08 – 02/28/12 (Original)  
 02/29/12 – 08/28/13 (Modification No. 1)

**ORIGINAL MBE PARTICIPATION:** 20% (MBE Compliance 10.55% (A) & 20.51% (B))

**(revised)**

**ITEM: 4-AE-MOD (Continued)**

**BPW - 02/08/12**

**REMARKS:** There are funds remaining in this current contract which will be used to complete ongoing tasks. No new tasks will be issued during this extension period. This modification is required to extend the subject contracts by 18 months to complete SUE and GIS/CADD data development in accordance with the current Federal Aviation Administration (FAA) requirements. SUE is the engineering process that accurately and comprehensively locates, identifies, characterizes, and maps underground utility features. Data development includes the development and delivery of CADD or GIS data for attributing, positioning, and networking of subsurface utilities. This extension will allow for the continuation of the collection, management, and maintenance of data at BWI Marshall and Martin State Airports to comply with the FAA’s current airport data requirements for ongoing projects under the Runway Safety Area, Pavement Management & Standards Compliance Program. If MAA data development is not completed, for these projects MAA will not be in compliance with the FAA requirements which may jeopardize Federal funding.

The remaining funds of \$1,666,090 (Contract A) & \$810,556 (Contract B) are sufficient to fund the 18 month extension. BPW Advisory 1995-1 provides that a contract may be extended by up to one-third of the original contract award. MAA is seeking BPW approval to extend these contracts beyond this period by approximately two months.

<b>FUND SOURCE:</b>	100% Special Funds Budgeted to MAA
<b>APPROPRIATION CODE:</b>	J06I0003
<b>RESIDENT BUSINESSES:</b>	Yes

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

<b>APPROVED</b>	<b>DISAPPROVED</b>	<b>DEFERRED</b>	<b>WITHDRAWN</b>
	<b>WITH DISCUSSION</b>	<b>WITHOUT DISCUSSION</b>	

**ATTACHMENT I**

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$2,500,000 (A)	03/01/08-02/28/12	02/13/08 Item 1-AE	
	\$1000,000 (B)	03/01/08-02/28/12	02/13/08 Item 1-AE	
<b>Modification #1</b>	<b>\$0</b>	02/29/12 – 08/28/13	02/08/12	Extend contracts (A) & (B) for 18-months

James L. Knighton (410) 767-0820  
[jknighton@mta.maryland.gov](mailto:jknighton@mta.maryland.gov)

BPW – 02/08/12

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**CONTRACT MODIFICATION:** (Architectural and Engineering Services)

**ITEM: 5-AE-MOD**

**MARYLAND TRANSIT ADMINISTRATION**

**CONTRACT ID:** MTA-1085 A - E  
 On-Call Project Planning, Preliminary Design &  
 Environmental Services  
 ADPICS NOS.

**ORIGINAL CONTRACT APPROVED:** Item 3-AE, DOT Agenda 09/12/07

**ORIGINAL PROCUREMENT METHOD:** Architectural and Engineering Services Act

**MODIFICATION:** Amendment No. 1 provides for an increase in funds for Contracts MTA-1085A, C and D and also extends the expiration date of all five contracts, MTA-1085A through E, to support numerous Project Planning, Preliminary Design & Environmental Services projects for the MTA's Office of Planning.

**CONTRACTORS:**

PB Americas, Inc. Baltimore, Maryland	Contract A
Johnson, Mirmiran & Thompson/ Gannett Fleming, Inc – J.V. Sparks, Maryland	Contract B
Jacobs Engineering Group, Inc. Baltimore, Maryland	Contract C
McCormick Taylor, Inc. Baltimore, Maryland	Contract D
Whitman, Requardt and Associates, LLP Baltimore, Maryland	Contract E

**TERM FOR EACH CONTRACT:** 09/21/07 – 09/20/12 (Original)  
 09/20/12 – 03/20/14 (Modification No. 1)

**AMOUNT:** \$1,000,000 each for Contracts A, C & D  
 No Increase to Contracts B & E

**ITEM: 5-AE-MOD (Continued)****BPW – 02/08/12**

<b>ORIGINAL CONTRACT AMOUNT:</b>	\$5,000,000 Each
<b>REVISED CONTRACT AMOUNT:</b>	\$6,000,000 Each – Contracts A, C & D No Increase to Contracts B & E
<b>PERCENTAGE INCREASE:</b>	20% (Amendment No. 1) Contracts A, C & D 0% (Amendment No. 1) Contracts B & E
<b>OVERALL PERCENT INCREASE:</b>	20% (Amendment No. 1) Contracts A, C & D 0% (Amendment No. 1) Contracts B & E
<b>ORIGINAL MBE PARTICIPATION:</b>	25% for each contract (MBE Compliance 18.7% (A), 14.95% (B), 12.62% (C), 8.59% (D), 13.59% (E))

**REMARKS:** The Consultants will perform various services for project planning and conceptual design for capital projects for MTA’s light rail, heavy rail, commuter rail and bus facilities divisions. Project tasks may include, but are not limited to the following: site selection, site evaluation, site planning, conceptual and preliminary engineering, environmental and physical impact assessment, environmental mitigation plans, historic resources evaluation, preparation of Federal and/or State environmental documents, coordination with environmental regulatory agencies and identification of related issues, traffic analysis, feasibility studies, alternatives analysis, alignment studies, travel demand and ridership projections, field surveys, cost estimation, public involvement including participation at community and interagency meetings, preparation of meeting minutes and technical research related to project issues, and other planning related tasks.

The MTA is requesting additional contract authority in the amount of \$1,000,000 each for Contracts MTA-1085A, MTA-1085C and MTA-1085D. In addition, the MTA is requesting approval to extend the expiration date of all five planning contracts, MTA-1085 A through E, by 18 months from September 20, 2012 to March 20, 2014.

Planning and design activities for numerous MTA capital projects entered a slow-down phase over the past year and a half due to the economic downturn, budget constraints, and a contractual shortfall. During this period, the MTA focused on high priority projects such as the Red Line, Purple Line and Corridor Cities Transitway (the New Starts projects). Now that the Project Management Contracts and the General Engineering Contracts (awarded Fall 2010) are in place for the MTA’s New Starts Projects, the Office of Planning can move the projects that had been deferred forward in a most cost effective and timely manner. The current Consultants and their teams have all provided the necessary technical support and expertise required by the MTA for the tasks currently underway. The additional contract authority and the contract extensions will allow for the continued progress of numerous project development and environmental planning tasks already well into their planning stage, as well as development of conceptual designs and environmental activities.

Specifically, the additional funding for Contracts MTA-1085 A, C & D will support the following important projects:

ITEM: 5-AE-MOD (Continued)

BPW – 02/08/12

**REMARKS: (Cont.)**

**Contract A**

- MARC BWI Rail Station Fourth Track: Environmental Management Support Services
  - Climate Change Adaptation
  - B&P Tunnel: National Environmental Policy Act (NEPA) Assessment
- Total** **\$1,000,000**

**Contract C**

- BWI MARC Fourth Track: Environmental Assessment and Preliminary Engineering
  - Washington Blvd. Main Bus Shop: Hazmat Due Diligence, Preliminary Engineering
  - Kirk Bus Facility: VCP/Hazmat Due Diligence (spell out VCP)
  - Bayview MARC Station Platform and Parking CE (spell out CE)
  - Purple and Red Line 106 Review (mention what 106 Review is)
  - Riverside Rail Yard: NEPA and VCP (spell out VCP)
  - Laurel TOD VCP/Hazmat Due Diligence
  - CSXT JD to Jones Hill Second Track Environmental Assessment
- Total** **\$1,000,000**

**Contract D**

- Corridor Cities Transitway Project Management and Technical Support Services
  - New Market Park and Ride Lot
  - TMDL Compliances (spell out TMDL)
- Total** **\$1,000,000**

The MTA is also currently working on new procurements for On-Call Project Planning, Preliminary Design & Environmental Services that are anticipated to be awarded within the next several months, but additional funding is required now to continue projects and initiate new ones.

**FUND SOURCE:** Federal and Special Funds Budgeted to MTA

**APPROPRIATION CODE:** J05H0105

**RESIDENT BUSINESSES:** Yes

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

<b>APPROVED</b>	<b>DISAPPROVED</b>	<b>DEFERRED</b>	<b>WITHDRAWN</b>
	<b>WITH DISCUSSION</b>	<b>WITHOUT DISCUSSION</b>	

**ATTACHMENT I**

<b><u>CONTRACT A</u></b>	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$5,000,000	09/21/07 – 09/20/12	Item 3-AE, DOT Agenda 09/12/07	
<b>Modification #1</b>	\$1,000,000	09/20/12 – 03/20/14		To assure continued progress of numerous projects in Project Development, Environmental Planning and Facility Projects.
<b>Revised Amount</b>	<b>\$6,000,000</b>			
<b><u>CONTRACT B</u></b>	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$5,000,000	09/21/07 – 09/20/12	Item 3-AE, DOT Agenda 09/12/07	
<b>Modification #1</b>	\$0	09/20/12 – 03/20/14		To allow both the initialization of new projects and the continued progress of numerous Project Development and Environmental Planning projects.
<b>Revised Amount</b>	<b>\$5,000,000</b>			
<b><u>CONTRACT C</u></b>	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$5,000,000	09/21/07 – 09/20/12	Item 3-AE, DOT Agenda 09/12/07	
<b>Modification #1</b>	\$1,000,000			To assure continued progress of numerous projects in Project Development, Environmental Planning and Facility Projects.
<b>Revised Amount</b>	<b>\$6,000,000</b>			

**ATTACHMENT I**

<b><u>CONTRACT D</u></b>	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$5,000,000	09/21/07 – 09/20/12	Item 3-AE, DOT Agenda 09/12/07	
<b>Modification #1</b>	\$1,000,000	09/20/12 – 03/20/14		To assure continued progress of numerous projects in Project Development, Environmental Planning and Facility Projects.
<b>Revised Amount</b>	<b>\$6,000,000</b>			
<b><u>CONTRACT E</u></b>	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$5,000,000	09/21/07 – 09/20/12	Item 3-AE, DOT Agenda 09/12/07	
<b>Modification #1</b>	\$0	09/20/12 – 03/20/14		To allow both the initialization of new projects and the continued progress of numerous Project Development and Environmental Planning projects.
<b>Revised Amount</b>	<b>\$5,000,000</b>			

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BPW – 02/08/12

**DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA**

**CONSTRUCTION CONTRACT**

**ITEM: 6-C**

**MARYLAND TRANSIT ADMINISTRATION**

**CONTRACT ID:** T-1288-0140  
 Station Emergency Telephone (SET) System Upgrade  
 ADPICS NO. T12880140

**CONTRACT DESCRIPTION:** This Contract is for designing, furnishing, installing and testing of an ADA compliant Station Emergency Telephone (SET) system for all 14 Metro subway stations.

**AWARD:** Orion Management, LLC  
 Springfield, VA

**TERM:** 2/13/12-8/6/13

**AMOUNT:** \$1,975,274

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

Orion Management, LLC Springfield, VA	\$1,975,274
Intelect Corporation Baltimore, MD	\$2,043,330

**DBE PARTICIPATION:** 25%

**PERFORMANCE SECURITY:** Performance Bond at 100% of Contract Amount

**REMARKS:** The Engineer's Estimate for this contract was \$2,305,000.

This Solicitation was advertised in eMaryland Marketplace and on MTA's Web Site. Forty-six (46) firms received bid packages; Twenty-four (24) were Maryland firms. Two (2) bids were received.

The SET phones will be replaced at all stations: Johns Hopkins Hospital, Shot Tower/Market Place, Charles Center, Lexington Market, State Center/Cultural Center, Upton/Avenue Market, Penn North, Mondawmin, West Cold Spring, Roger Avenue, Reisterstown Plaza, Milford Mill, Old Court and Owings Mills. The MTA is replacing the SET phones because they are not ADA compliant. The new system will have improved reliability and functionality, give the public a direct line of communication with the operations center and assist in alerting MTA operations of suspicious activities.

**ITEM: 6-C (Continued)**

**BPW – 02/08/12**

The Contractor shall replace the 3 existing and heterogeneous SET systems in all 3 sections of the Metro system with a new homogeneous SET system.

The components to be replaced are: Station SETs; Station Communications & Control (SCC) Booth SETs; 2 Main Distribution Frame (MDF) blocks in each station; SET system Private Branch Exchange (PBX); Train Communications & Control (TC&C) rooms; Replacement of all SET system wiring; Area of Rescue (AR) panels in Section C stations (Johns Hopkins & Shot Tower Metro Stations); and Replacement of AR Fire Management Panel (FMP) Intercom panels in Section C stations.

**FUND SOURCE:** 80% Federal Funds Budgeted to MTA  
20% Special Funds Budgeted to MTA

**APPROPRIATION CODE:** J05H0105

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 11-3112-0111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

James L. Knighton (410) 767-0820  
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BPW – 02/08/12

**DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA**

**CONSTRUCTION CONTRACT**

**ITEM:** 7-C

**MARYLAND TRANSIT ADMINISTRATION**

**CONTRACT ID:** T-1297  
 Ancillary Repairs and Maintenance of Communications  
 Systems & Related Equipment  
 ADPICS NO. T1297

**CONTRACT DESCRIPTION:** The work to be performed under this multiple-award contract includes the furnishing of services necessary for the accomplishment of miscellaneous minor construction, repairs, and maintenance work for the Maryland Transit Administration’s facilities located throughout the State. Work may include repairs, maintenance, additions and modifications to existing control and communications systems including, but not necessarily limited to fiber optic cable, digital networks, digital data, voice and video communications, video surveillance systems, public address systems, variable message signs, and safety control systems.

**AWARD:** Truland Walker Seal Transportation, Inc.  
 Fairfax, VA  
  
 Intellect Corporation  
 Baltimore, MD  
  
 Gill-Simpson, Inc.  
 Baltimore, MD

**TERM:** 2/13/12-2/12/15

**AMOUNT:** \$3,000,000 (Aggregate Amount NTE)

**PROCUREMENT METHOD:** Competitive Sealed Bidding

<b>BIDS:</b>	<u>Representative Bids</u>
Truland Walker Seal Transportation, Inc. Fairfax, VA	\$338,702
Intellect Corporation Baltimore, Maryland	\$398,273
Gill-Simpson, Inc. Baltimore, Maryland	\$473,609



James L. Knighton (410) 767-0820  
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BPW – 02/08/12

**DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA**

**CONTRACT MODIFICATION:** (Maintenance)

**ITEM:** 8-M-MOD

**MARYLAND TRANSIT ADMINISTRATION:**

**CONTRACT ID:** T-8000-0248  
 Metro Truck Overhaul Services  
 ADPICS NO. CO280634

**ORIGINAL CONTRACT APPROVED:** Item 13-M, DOT Agenda 04/15/09

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Bidding

**CONTRACTOR:** TTA Systems LLC  
 Hornell, NY

**MODIFICATION:** This contract provides Metro Truck Overhaul Maintenance Services for the Rail Car Maintenance Department of the Maryland Transit Administration Baltimore Metro Subway System. The Contractor shall provide for the repair, overhaul, testing tasks and maintenance as required and specified for the Metro Truck Metro Westinghouse Type WR501 Gearbox and Metro Traction Motors Type 1462DA for the MTA subway system. This contract modification is to increase funding by \$1,129,686 to allow for additional work to MTA's Metro truck equipment to ensure the equipment meets OEM specifications. The original contract duration remains unchanged.

**AMOUNT:** \$1,129,686

**ORIGINAL CONTRACT AMOUNT:** \$15,224,980

**REVISED CONTRACT AMOUNT:** \$16,354,666

**PERCENTAGE INCREASE:** 7.42%

**ORIGINAL TERM:** 04/16/09 – 04/15/13

**DBE PARTICIPATION:** 5% (DBE Compliance 5%)

**ITEM: 8-M-MOD (Continued)****BPW – 02/08/12**

**REMARKS:** The contract is to overhaul two-hundred and four (204) Metro truck assemblies consisting of side frames, traction motors, gearboxes, wheel/axle sets, friction brake equipment, current collector assemblies, and associated miscellaneous truck equipment. The contract duration is four years.

The overhaul project undertaken with this contract was made possible by the American Recovery and Reinvestment Act (ARRA), which provided funds for this work that had previously been deferred due to budget constraints. During the course of the project, it became clear that the amount of work required to successfully overhaul and rehabilitate the wheel truck assemblies to meet Original Equipment Manufacturer's (OEM) standards was greater than anticipated when the solicitation for this contract was developed. MTA used funds that were allocated for year 4 of the contract (4/16/12-4/15/13) to complete work that was performed in years 1 and 2. Adequate funding exists to cover the costs of work performed in year 3 of the contract; year 3 ends on 4/15/12. The additional authority MTA seeks to add through this modification will insure that the cars which still need to be overhauled will receive the services needed to meet OEM specifications during year 4 of the contract.

Essentially, MTA depleted funding under this contract at a faster rate than anticipated and failed to plan for a replacement contract; therefore MTA is requesting additional contract authority until a new contract can be awarded. A new procurement shall be in place by April 16, 2013.

The truck assemblies, including all equipment on the trucks, are approaching thirty years of service life and although the trucks were overhauled eight (8) years ago, the equipment is aging and in need of additional work to bring the equipment into OEM specifications and operate safely.

**FUND SOURCE:** 80% Federal Funds Budgeted to MTA  
20% Special Funds Budgeted to MTA

**APPROPRIATION CODE:** J05H0105

**RESIDENT BUSINESS:** No

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

**APPROVED****DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION**

**ATTACHMENT I**

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$15,224,980	04/16/09- 04/15/13	04/15/2009	
<b>Modification #1</b>	\$ 1,129,686	02/08/12- 04/15/13	02/08/2012	Increase Funding
<b>Revised Amount</b>	\$16,354,666			

DEPARTMENT OF GENERAL SERVICES

Items to be presented to the Board of Public Works

February 8, 2012

	Pages
A/E Services	1 and 2
General Miscellaneous	3 thru 10
Real Property	11 thru 16
Capital Grants and Loans	17 thru 24

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**ITEM** 1-A/E Revised

**DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES**

Maryland House of Correction  
Jessup Correctional Institution

**CONTRACT NO. AND TITLE**

Project No. KJ-000-120-D01;  
Deconstruction of MHC-JCI  
ADPICS NO. 001B2400412

**DESCRIPTION**

BPW approval is requested for two items for the Md. House of Corrections, located in Jessup, MD. **Part A** is requesting BPW approval to demolish 14 of the 16 buildings through deconstruction. (See explanation under remarks below)

**Part B** is requesting approval for a contract to provide engineering services for the deconstruction of the MD House of Correction. Work includes the deconstruction of 14 out of 16 buildings, totaling approximately 350,000 gsf. Two buildings, the hospital building and the adjacent holding/waiting area building, will not be deconstructed. The two buildings proposed to remain intact, will receive necessary modifications in order to continue to operate after the other buildings are deconstructed and removed.

**PROCUREMENT METHOD**

Maryland Architectural and Engineering Services Act

**BIDS OR PROPOSALS**

EBA Engineering, Inc. Baltimore, MD  
A. Morton Thomas and Assoc., Inc. Rockville, MD

**Qualification/Tech. Scores**

90%/153  
85%/143

**AWARDS**

EBA Engineering, Inc.  
Baltimore, MD

**AMOUNT**

\$530,551.00

**TERM**

24 months

**MBE PARTICIPATION**

41.4%

**PERFORMANCE BOND**

None

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**ITEM** 1-A/E (Cont.) **Revised**

**REMARKS**

**Part A : Request for Demolition Approval**

**EXPLANATION** The Maryland House of Correction was closed for use in March of 2007, due to the high risk involved in maintaining a safe work environment and the inability to effectively operate the building safely and economically. The Department of Public Safety and Correctional Services, (DPSCS) made a determination to deconstruct the buildings utilizing properly trained and certified inmates, in conjunction with General Contractors, and salvage and recycle the various building materials, which in turn will save the State demolition and landfill disposal costs.

DPSCS made an application to the State Clearinghouse, in accordance with COMAR 34.02.02.04-.07, to complete a coordinated intergovernmental review of the facility. The state Clearinghouse completed the review and provided the following declaration:

**STATE CLEARINGHOUSE: The Clearinghouse conducted an intergovernmental review of the project under MD20110720-0582 and has recommended** to change the use, and demolish fourteen (14) buildings at the Maryland House of Corrections in Jessup. It is also recommended that the Maryland Department of Public Safety and Correctional Services, and the Maryland Historical Trust finalize a Memorandum of Agreement that will delineate the measures required to mitigate the adverse effect of the proposed deconstruction on historic property.

In follow-up to the declaration, DPSCS and Maryland Historical Trust signed a Memorandum of Agreement.

All other items required of the Clearinghouse review will be completed as part of the deconstruction design.

**Part B: Request for A/E Services**

This solicitation was advertised on *eMaryland Marketplace.com* and the DGS website. The estimated construction cost is \$7,362,000.00.

An MBE goal of 25% was established. The recommended awardee committed to a 41.4% MBE sub-contracting goal. Of the 7 submitted technical proposals, 2 met the minimum qualifying score of 85% and were referred to a Second Phase Review Panel for further evaluation. At the 11/1/2011 meeting, the General Professional Services Selection Board approved the Second Phase Review Panel's recommendation of the ranking of the firms and authorized negotiations with first ranked EBA Engineering, Inc.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**A/E SERVICE CONTRACT****ITEM**      1-A/E (Cont.) **Revised**

At the 1/3/2012 meeting of the General Board, the chairman of the Negotiation Committee certified that the negotiations were conducted in accordance with the regulations governing the Negotiation Committee, that the price proposal was based upon the scope of services outlined in the project program and DGS procedures for providing architectural/engineering services, and that the negotiated price proposal was fair, competitive, and reasonable.

The negotiated price proposal and the scope of services represented by the price proposal were reviewed by the General Board and approved as required by Title 13-308 of the State Finance and Procurement Article, Annotated Code of Maryland.

Approval is requested for all six phases; however, due to limited funding, the initial award and encumbrance will be for phases I-III. Of the total fee amount, 100% will go to firms located in the State of Maryland.

**FUND SOURCE**

\$428,316.00 MCCBL 2011/Item 031  
(Provide funds to design the deconstruction of the Maryland House of Correction in Jessup)

**RESIDENT BUSINESSES**

Yes

**TAX COMPLIANCE NO.**

11-3070-1111

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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

**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 in the total amount of \$37,455.12 (1 item)

Department of Public Safety and Correctional Services

Baltimore City Detention Center (BCDC)  
Baltimore, MD

**ORIGINAL CONTRACT NO. AND TITLE**

Project No. KT-401-110-001;  
Replace Electrical Panel

**ORIGINAL CONTRACT APPROVED**

1/11/2011 Item M-001; DGS-DPRB

**ORIGINAL PROCUREMENT METHOD**

Competitive Sealed Bids

**CONTRACTOR**

Advanced Fire Protection  
Glen Burnie, MD

**DESCRIPTION**

This change order covers the cost of additional wiring at Electrical Rooms #1 and #2. Work includes: pull electrical wire and feed to new electrical rooms and tie-into 400 amp breaker; replace damaged wire in Electrical Room #1; add twenty (20) four foot lights in Electrical Rooms #1 and #2; relocate 200 amp switch in Electrical Room #2; demolish hot water heater to yard.

**REMARKS**

The contract time will be unchanged. The work is necessary in order to upgrade the existing electrical equipment and to meet code requirements.

**ORIGINAL CONTRACT AMOUNT**

\$89,200.00

**MODIFICATION AMOUNT**

\$37,455.12

**PRIOR MODIFICATIONS/OPTIONS**

\$0.00

**REVISED CONTRACT AMOUNT**

\$126,655.12

**PERCENT +/- (THIS MODIFICATION)**

41.98%



**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 \$177,970.00 (2 items).

The fund sources for the two listed items will be designated as MCCBL 2011/Item 08 (Provide funds to construct capital improvements such as planned maintenance and repair projects at public use facilities on State-Owned property)

Department of Natural Resources

A. Cunningham Falls State Park  
(Frederick County)

**DESCRIPTION**

Approval for a contract to provide all labor, equipment, materials, supplies, supervision, and insurance necessary to install new siding, doors, windows, soffit, fascia and gutters on five campground shower buildings.

**REMARKS**

This solicitation was advertised and bid on *eMaryland Marketplace.com* (eMM). and the DGS Bid Board.

The project estimate was \$115,718.00. This project was included on the maintenance program, and was in the priority schedule within the budgeted funding. DNR prepared the specifications and seven bidders attended the prebid. Seven bids were received for this project with two bids under the project estimate. The recommended bidder was evaluated and determined to be a responsive and responsible bidder.

**CONTRACT NO. AND TITLE**

Project No. P-016-121-010;  
Reside Five Campground Shower Buildings

**PROCUREMENT METHOD**

Competitive Sealed Bids

**AWARD**

C & H Investments, Builder and Home  
Improvement  
Prince Frederick, MD







**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**GENERAL MISCELLANEOUS**

**ITEM**           4-GM (Cont.)

**REMARKS**

The Feidt-Snyder Farm House was constructed in the late 18<sup>th</sup> and early 19<sup>th</sup> Century. Earliest construction was most likely prior to 1785. This building is eligible for registration in the National Register of Historic Places and the Maryland Register of Historic Properties. Exempt-Renovation of Historic Structures State Finance and Procurement Article 11-201 (a) (1) (xviii)

This building was constructed with materials from the early 18<sup>th</sup> century and have lasted over the past 200 years. They are currently failing and the first and second floor are sagging and creating unsafe working conditions. As this building is used for the local wildlife office for this area, the repairs must be completed and in compliance with historical standards.

DNR requested resumes from firms that had previously completed work on DNR properties and reviewed and approved the three firms listed in the Bids or Proposals section of this document as having the ability to complete these repairs and maintain the historical integrity.

DGS completed this procurement under the Historical Structures exemption and requested that the three firms attend the pre-bid conference. Two of the three firms attended the conference and only one firm was able to submit a bid. Restorations Unlimited submitted an email on the day that bids were due indicating that they could not find proper MBE firms for subcontracting and could not meet our bidding deadline.

This single bid is being accepted as the deterioration is reaching an unsafe condition and DNR would like to have the project completed during the first portion of this year.

**FUND SOURCES**

\$112,560.00	MCCBL 2009/Item 018 (Provide Funds to Construct Capital Maintenance & Repair Projects at Public Use Facilities on State-Owned Property-Statewide)
\$ 6,000.00	KOO-12.001.03.08/19 PCA C5013
\$ 4,000.00	KOO-12.001.03.08/19 PCA B2384
<hr/>	
\$122,560.00	Total FundSources

**RESIDENT BUSINESS**

Yes



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**REAL PROPERTY****ITEM**        5-RP**MILITARY DEPARTMENT**

Salisbury Armory  
Wicomico County, MD  
File #00-8481

**REFERENCE**

Approval is requested to grant a utility easement to the City of Salisbury of 250 sq feet for the purpose of constructing, repairing, maintaining and inspecting a new water meter. No consideration will be charged as the new water meter will benefit State property only, as part of the recent renovations to the Salisbury Armory.

The Easement Agreement has been approved by the Office of the Attorney General. Title and transfer agreements are subject to legal review.

**OWNERSHIP**

The State of Maryland, to the use of the  
Military Department

**GRANTEE**

City of Salisbury, a municipal corporation

**PROPERTY**

250 sq feet

**PRICE**

\$0.00

**REMARKS**

1.        The Military Department agrees with this transaction.
2.        The Clearinghouse conducted an intergovernmental review of the project under MD20111205-0881 and has determined the utility easement is consistent with the State's plans, programs and objectives.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**REAL PROPERTY**

**ITEM**           6-RP

**DEPARTMENT OF AGRICULTURE**

Maryland Agricultural Land Preservation  
Foundation (MALPF)  
Agricultural Land Preservation Easements  
(Various Properties)

**REFERENCE**

Approval is requested for the Maryland  
Agricultural Land Preservation Foundation, Department of Agriculture, to accept option  
contracts for the purchase of agricultural preservation easements on the following properties:

**SPECIAL CONDITIONS**

Grantor relinquishes all rights to develop or  
subdivide the land for industrial, commercial, or residential use. Land shall be preserved solely  
for agricultural use in accordance with provisions of the Agricultural Article. No commercial  
signs or bill boards are permitted, and there shall be no dumping on land except as is necessary  
to normal farming operations.

Grantor shall manage the property in accordance with sound agricultural practices. Grantee shall  
have the right to enter land for inspection. No public rights are granted. The term of these  
easements shall be in perpetuity pursuant to Agriculture Article Section 2-514.1.

A) As to items 1 through 4, pursuant and subject to the provisions of Agriculture Article  
Section 2-513, Grantor has elected to reserve the right to apply for release of a lot to convey to  
himself or his children for the purpose of constructing a dwelling for personal use as follows:  
one lot of one acre or less if the subject property is at least 20 acres, but less than 70 acres, two  
lots of one acre or less if the subject property is at least 70 acres, but less than 120 acres, or three  
lots of one acre or less if the subject property is 120 acres or more.

B) As to item 5, pursuant and subject to the provisions of Agriculture Article Section 2-513,  
Grantor has elected to reserve to himself, and his assigns, the right to apply for release of one  
unrestricted lot, that may be conveyed to himself or others.

C) As to items 6 through 9, the Grantor is waiving the right to request any additional lots.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**REAL PROPERTY****ITEM**      6-RP (Cont.)

<b><u>Grantor</u></b>	<b><u>Property</u></b>	<b><u>Price</u></b>		
<b><u>FAMILY LOTS</u></b>				
<b><u>Carroll County</u></b>				
1. Pipe Cr. Run Farm, LLC.	184.686Ac	\$1,028,457.91		
06-11-04	Less 1 acre	\$ 5,599.00/acre		
	Per dwelling			
	(Appraised Value)	(Agricultural Value)	(Easement Value)	
a. Kelleher (staff)	\$1,470,000.00	\$172,473.06	\$1,297,526.94	
b. Belinko (fee)	\$1,102,116.00	\$172,473.06	\$ 929,642.94	
c. Muller (fee)	\$1,561,000.00	\$172,473.06	\$1,388,526.94	
Review Appraiser: Kelleher				
<b><u>Charles County</u></b>				
2. Terry Olson, et al.	119.75Ac	\$343,249.02*		
08-07-13	Less 1 acre	\$ 2,890.52/acre		
	Per dwelling			
	(Appraised Value)	(Agricultural Value)	(Easement Value)	
a. Hooper (fee)	\$665,000.00	\$66,381.02	\$598,618.98	
b. Peters (fee)	\$653,200.00	\$66,381.02	\$586,818.98	
Review Appraiser: Kelleher				
<b><u>Harford County</u></b>				
3. James Norton, et al.	83.87 Ac	\$457,800.00		
12-11-04		\$ 5,458.58/acre		
	(Appraised Value)	(Agricultural Value)	(Easement Value)	
a. Page (fee)	\$654,000.00	\$98,094.91	\$555,905.09	
b. Cline (fee)	\$630,000.00	\$98,094.91	\$531,905.09	
Review Appraiser: Kelleher				
4. W & J Ludwig	61.52 Ac	\$364,000.00		
12-11-05	Less 1 acre	\$ 6,014.94/acre		
	Per dwelling			
	(Appraised Value)	(Agricultural Value)	(Easement Value)	
a. Page (fee)	\$520,000.00	\$59,083.79	\$460,916.21	
b. Cline (fee)	\$510,000.00	\$59,083.79	\$450,916.21	
Review Appraiser: Kelleher				

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**REAL PROPERTY****ITEM**      6-RP (Cont.)**UNRESTRICTED LOTS****St. Mary's County**

5. L. & R. Rowland	221.57 Ac	\$744,990.75	
18-01-01	Less 1 acre	\$ 3,377.57/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Cline (fee)	\$880,000.00	\$135,009.25	\$744,990.75
b. Peters (fee)	\$992,600.00	\$135,009.25	\$857,590.75

Review Appraiser: Kelleher

**LOT WAIVER****Kent County**

6. John Fernwalt, Jr.	240 Ac	\$473,761.56	
14-09-04	Less 1 acre	\$ 1,990.59/acre	
	Per dwelling		
	(2 Dwellings)		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Cadell (fee)	\$1,665,000.00	\$249,617.67	\$1,415,382.33
b. Cline (fee)	\$1,620,000.00	\$249,617.67	\$1,370,382.33

Review Appraiser: Andrews

**St. Mary's County**

7. Philip Hayden, Sr.	27.146 Ac	\$73,778.00	
18-04-02		\$ 2,717.82/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Cline (fee)	\$90,000.00	\$16,222.00	\$73,778.00
b. Peters (fee)	\$81,400.00	\$16,222.00	\$65,178.00

Review Appraiser: Kelleher

**Talbot County**

8. Cuncell Family Trust	84.2 Ac	\$563,813.90	
20-09-02		\$ 6,696.13/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Andrews (staff)	\$675,000.00	\$111,186.10	\$563,813.90
b. Cadell (fee)	\$760,000.00	\$111,186.10	\$648,813.90
c. McCain (fee)	\$565,000.00	\$111,186.10	\$453,813.90

Review Appraiser: Andrews





**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**            7-CGL

**RECOMMENDATION** That the Board of Public Works approve a revision to the grant agreement to include the Southern Baptist Church, Inc. as Beneficiary. The grantee is the owner of some properties and the church is the owner of other properties for the construction of the Mary Harvin Transformation Center.

*Board of Directors of The Mary Harvin Transformation Center Development Corporation, Inc. (Baltimore City)*

*Mary Harvin Transformation Center*

*“For the acquisition, planning, design, construction, and reconstruction of the Mary Harvin Transformation Center, located in Baltimore City.”*

\$150,000.00

*Maryland Consolidated Capital Bond Loan of 2008 (LSI - Chapter 336, Acts of 2008)*

*DGS Item G038, SL-050-080-038*

**MATCHING FUND**            4/7/2010 Agenda, Item 17-CGL.

<b><u>BACKGROUND</u></b>	Total Project	\$1,556,063.00
	08-G038 (Prior Action)	\$ 150,000.00
	11-G037 (Future Action)	\$ 125,000.00
	Local Cost	\$1,281,063.00

**REMARKS**

- (1) The grant agreement has been modified to reflect the Southern Baptist Church, Inc. as beneficiary throughout the document.
- (2) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (3) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (4) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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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

**RECOMMENDATION** That the Board of Public Works enter into a grant agreement for the following grant:

*Anne Arundel County Board of Education (Anne Arundel County)*

*Bates Middle School*

*“For the design, construction, and capital equipping of renovations and reconstruction of the gymnasium and theatre at Bates Middle School.”*

***\$1,000,000.00***

*Maryland Consolidated Capital Bond Loan of 2011 (MISC - Chapter 396, Acts of 2011)  
DGS Item 022, (SL-021-110-038)*

**MATCHING FUND** No match required. The MCCBL requires the grant recipient to provide grant documents no later than June 1, 2013.

<b><u>BACKGROUND</u></b>	Total Project	\$1,000,000.00
	<b>11-022 (This Action)</b>	<b>\$1,000,000.00</b>
	Local Cost	\$ -0-

**REMARKS**

- (1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (3) Invoices should be submitted to the Department of General Services for the disbursement of funds.

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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

**RECOMMENDATION** That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

*Maryland-National Capital Park and Planning Commission (Prince George’s County)*  
*Maryland-National Capital Park and Planning Commission Field Lights*  
*“For the construction of field lights, located in Prince George’s County.”*  
**\$300,000.00**  
*Maryland Consolidated Capital Bond Loan of 2011 (Chapter 396, Acts of 2011)*  
*DGS Item G145, (SL-022-110-038)*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2013 and the Board of Public Works to certify a matching fund. The Maryland-National Capital Park and Planning Commission has submitted documentation that it has appropriated \$300,000.00 in its Fiscal Year 2012 budget to meet the matching fund requirement for this project.

<b><u>BACKGROUND</u></b>	Total Project	\$600,000.00
	<b>11-G145 (This Action)</b>	<b>\$300,000.00</b>
	Local Cost	\$300,000.00

**REMARKS**

- (1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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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

**RECOMMENDATION** That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

*Board of Directors of the Owings Mills High School Sports Boosters, Inc.  
(Baltimore County)*

*Owings Mills High School Stadium*

*“For the planning, design, and construction of the Owings Mills High School Stadium, located in Owings Mills.”*

***\$50,000.00***

*Maryland Consolidated Capital Bond Loan of 2010 (LSI - Chapter 483, Acts of 2010)  
DGS Item G040*

***\$50,000.00***

*Maryland Consolidated Capital Bond Loan of 2010 (LHI - Chapter 483, Acts of 2010)  
DGS Item G119, (SL-053-100-038)*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than 6/1/2012 and the BPW certifies a matching fund. The Board of Directors of the Owings Mills School Sports Boosters, Inc. has submitted documentation that Baltimore County has appropriated \$240,000.00 in its FY 2012 budget to meet the matching fund requirement for this project.

<b><u>BACKGROUND</u></b>	Total Project	\$375,000.00
	<b>10-G040 (This Action)</b>	<b>\$ 50,000.00</b>
	<b>10-G119 (This Action)</b>	<b>\$ 50,000.00</b>
	Local Cost	\$275,000.00

**REMARKS**

(1) The grant agreement has been modified to reflect the Board of Education of Baltimore County as beneficiary throughout the document.

(2) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.

(3) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**        10-CGL

(4)     The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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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**            11-CGL

**RECOMMENDATION** That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

*Mayor and City Council of the City of Bowie (Prince George’s County)*  
*Whitemarsh Turf Field*  
*“For the design and construction of the Whitemarsh Turf Field, located in Bowie.”*  
**\$25,000.00**

*Maryland Consolidated Capital Bond Loan of 2009 (LSI - Chapter 485, Acts of 2009 and as amended by Chapter 396, Acts of 2011) DGS Item G139*  
**\$80,000.00**

*Maryland Consolidated Capital Bond Loan of 2011 (LSI - Chapter 396, Acts of 2011) DGS Item G087, (SL-069-090-038)*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than 12/1/2012 for the 2009 grant and 6/1/2013 for the 2011 grant and the Board of Public Works to certify a matching fund. The Mayor and City Council of the City of Bowie have submitted documentation that they have appropriated \$1,274,300.00 in their Fiscal Year 2012 budget to meet the matching fund requirement for this project.

<b><u>BACKGROUND</u></b>	Total Project	\$1,274,300.00
	<b>09-G139 (This Action)</b>	<b>\$ 25,000.00</b>
	<b>11-G087 (This Action)</b>	<b>\$ 80,000.00</b>
	Local Cost	\$1,169,300.00

**REMARKS**

- (1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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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**            12-CGL (revised)

**MARYLAND HIGHER EDUCATION COMMISSION**

**RECOMMENDATION**     That the Board of Public Works authorize that funds be encumbered for the following grant:

***Howard Community College***

*New Science, Engineering and Technology (SET) Building - Design  
Construct a new 79,250 GSF building to support science and engineering programs including biology, chemistry, physics, astronomy, meteorology, horticulture, physical science, geology, engineering technology, telecommunications, computer forensics, biomedical engineering and advanced computer systems*

**\$2,968,000.00**

*Maryland Consolidated Capital Bond Loan of 2007, Item 045, \$436,632.12*

*Maryland Consolidated Capital Bond Loan of 2008, Item 020, \$789,818.12*

*Maryland Consolidated Capital Bond Loan of 2009, Item 030, \$637,601.00*

*Maryland Consolidated Capital Bond Loan of 2010, Item 021, \$1,013,073.00*

*Maryland Consolidated Capital Bond Loan of 2011, Item 014, \$90,875.76*

*CC-14-MC07/08/10/11-422*

**MATCHING FUND** Howard Community College – \$2,968,000.00 Cost sharing is 50% State share, 50% local share and is in accordance with Section 11-105(j) of the Education Article.

<b><u>BACKGROUND</u></b>	<b><u>Total Amount</u></b>	<b><u>State Share</u></b>	<b><u>Local Share</u></b>
Total Project	\$5,936,000.00	\$2,968,000.00	\$2,968,000.00
This Action	\$5,936,000.00	\$2,968,000.00	\$2,968,000.00

**REMARKS**

(1) This action is in accordance with Procedures and Guidelines adopted by MHEC 06/02/92 and approved by BPW 06/17/92.

(2) The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommends approval. All contracts will be awarded by Howard Community College and signed by local authorities.

