

MINUTES
OF THE
MEETING OF THE
BOARD OF PUBLIC WORKS
FEBRUARY 20, 2013

BOARD OF PUBLIC WORKS

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FEBRUARY 20, 2013

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**MINUTES OF THE MEETING OF
THE BOARD OF PUBLIC WORKS, FEBRUARY 20, 2013**

The Board of Public Works met in the Governor's Reception Room, State House, Annapolis, Maryland, on Wednesday, February 20, 2013.

Board Members present:

The Honorable Martin O'Malley, Governor
The Honorable Nancy K. Kopp, Treasurer
The Honorable Peter Franchot, Comptroller

Also present:

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

CONSTRUCTION:

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

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

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

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

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

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

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

Recommendation: That the Board of Public Works approves funding a total of 14 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$52,300.00

Agreement #	Recipient	County	Amount
AT-2013-2214	GARY BERKEBILE	Garrett	700
CH-2013-2045	OLAN H. SIMPKINS	Kent	1,300
CH-2013-2087	LINDA HAGUE CREW	Kent	700
CH-2013-2194	RIVER FARM	Kent	4,000
MP-2013-2238	WAYNE WACHTER	Frederick	6,200
MP-2013-2239	WAYNE WACHTER	Frederick	5,500
MP-2013-2258	GARVIN E. TANKERSLEY, JR	Carroll	7,200
MP-2013-2259	GARVIN E. TANKERSLEY, JR	Carroll	8,600
MP-2013-2262	JOHN LEANNARDA	Carroll	7,200
MP-2013-2263	JOHN LEANNARDA	Carroll	3,600
MP-2013-2265	JOHN LEANNARDA	Carroll	2,000
RS-2013-2276	WAYNE H. HORNER	Carroll	2,200
RS-2013-2277	MARTIN P. HILL	Carroll	1,100
RS-2013-2281	THOMAS E. COLE	Carroll	2,000

Fund Source: MCCBL of 2011/Item 11071: *Provide funds for assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms.*

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

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2012

SECRETARY'S AGENDA

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

2. BOARD OF PUBLIC WORKS

Issuance of 90-day notice: Investment Activities in Iran

Recommendation: That the Board of Public Works notify Sinopec Group (China) and Sasol Limited (South Africa) that it intends to include them on a list of companies engaged in investment activities in Iran. Inclusion on the IAI List makes businesses ineligible to bid on, submit a proposal for, or enter into or renew a contract with a public body in Maryland for goods or services.

Authority: §17-701, State Finance and Procurement Article, Annotated Code of Maryland

Background: Reference is made to Secretary's Agenda Item 3 (December 19, 2012), in which the Board approved the first edition of the *Investment Activities in Iran List*. The law requires the Board to use credible public information to create a list of persons who are engaged in investment activities in Iran. The Board is required by law to update this list at least every 180 days. Engaging in investment activities in Iran is defined as:

- Providing goods or services of at least \$20 million in the energy sector of Iran; or
- For financial institutions, extending credit of at least \$20 million to another person for at least 45 days if the person is on the Board of Public Works list and will use the credit to provide goods or services in the energy of Iran.

Before the Board includes a person on the list the Board must provide the person with 90 days' written notice that the Board intends to include the person on the list; and inclusion on the list would make the person ineligible to bid on, submit a proposal for, or renew a contract with a public body for goods or services.

"Person" includes:

(1) a natural person, corporation, company, limited liability company, business association, partnership, society, trust, or any other nongovernmental entity, organization, or group;

(2) a governmental entity or instrumentality of a government, including a multilateral development institution, as defined by the federal International Financial Institutions Act, 22 U.S.C. 262r(c)(3); or

(3) any parent, successor, subunit, direct or indirect subsidiary of, or any entity under common ownership or control with, an entity described in item (1) or (2) above.

BOARD OF PUBLIC WORKS**FEBRUARY 20, 2012****SECRETARY'S AGENDA**

2. **BOARD OF PUBLIC WORKS** (cont'd)
Issuance of 90-day notice: Investment Activities in Iran

Additions to IAI List: Sinopec Group and Sasol Limited should be added to the IAI List because each firm is actively engaged in commercial activity in Iran's energy sector. *Government Accountability Report -13-173R Iran Energy Sector.*

Action: Upon approval of this Item, Board staff will send 90-day notices to the named companies requesting them to show cause why they should not be added to the IAI List. After the 90-day notices, staff will return to the Board with an Item to include or not include the companies on the IAI List.

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

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

BOARD OF PUBLIC WORKS**FEBRUARY 20, 2013****SECRETARY'S AGENDA**

Contact: Mary Jo Childs 410-260-7335
Maryjo.childs@maryland.gov

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

Submission of the Procurement Agency Activity Reports by:

A. Department of Budget and Management, December 2012

B. Department of General Service, November 2012

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

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

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

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

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

ANNE ARUNDEL COUNTY

12-1411 CHESAPEAKE HARBOUR MARINA – To maintenance dredge an entrance channel and provide for maintenance dredging a 6-year period – Severn River, Annapolis

CECIL COUNTY

12-1136 OWENS MARINA – To mechanically dredge an area and provide for maintenance dredging for a 6-year period – Susquehanna River, Perryville

CHARLES COUNTY

12-0449 MD DEPT. OF TRANSPORTATION – STATE HIGHWAY ADMINISTRATION – To construct a replacement bridge – Allens Fresh at Rt. 234, near LaPlata

ST. MARY'S COUNTY

12-1124 *G. I. RUPERT LORE & SONS, INC. – To fill, grade, and plant marsh vegetation along an eroding shoreline; to remove piles and platforms; and to replace a timber pier, breakwater, and platform – St. Jerome Creek, Ridge

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

4. BOARD OF PUBLIC WORKS *Wetlands Licenses*

TALBOT COUNTY

- 12-0429 OYA LLC – To reconfigure and expand a marina by removing piers, marine railway and boat ramp, constructing replacement bulkhead, timber piers with platforms, floating platforms, gangways, finger piers, and mooring piles, and dredging an area – Town Creek, Oxford
- 12-1141 *RICHARD EMRICH – To fill, grade, and plant marsh vegetation along an eroding shoreline, and to emplace a containment sill and coir block – Platers Cove, Easton

WORCESTER COUNTY

- 09-0575 OCEAN EXCHANGE XXXI, LLC – To construct a community
(Reauthorization) pier with auxiliary piers, piles, boatlifts and a platform – Saint Martin River, near Bishopville

*NOTE: In FY2013, BPW has approved 9.67 acres of living shoreline.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

Contact: Rehena Rentuma 410-260-7909
rrentuma@comp.state.md.us

5. BONDS

Recommendation: That the following General Obligation Bond authorizations be cancelled in the amount of **\$986,473.04** and, at the same time, reduce the State's spending authority as shown for the following capital projects in accordance with Section 8-128, State Finance and Procurement Article, Maryland Code. The Office of the Comptroller and the Department of General Services concur in this recommendation.

Authority: Section 8-128, State Finance and Procurement Article, Maryland Annotated Code and laws listed below.

A. Proceeds were not encumbered or expended by December 1, 2012 as the enabling acts required:

1. *Gaithersburg Community Museum Loan of 2009*
\$250,000
Chapter 485 Acts of 2009 amended by Chapter 396 Acts of 2011
2. *Ivy Youth and Family Center Loan of 2004*
\$220,362.54
Chapter 432 Acts of 2004 amended by Chapter 707 Acts of 2009 and Chapter 396 Acts of 2011
3. *LEDC Facility Loan of 2009*
\$175,000
Chapter 485 Acts of 2009 amended by Chapter 396 Acts of 2011
4. *Doleman Black Heritage Museum Loan of 2009*
\$25,000
Chapter 485 Acts of 2009 amended by Chapter 396 Acts of 2011
5. *The Women's Veteran's Center Loan of 2010*
\$2,000
Chapter 483 Acts of 2010

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

5. BONDS (COMPTROLLER) (cont'd)

B. Grantees of the following bond bills have stated in writing that the project is complete or the funds are no longer needed:

1. ~~*St. Mary's County Detention Center Loan of 2010*~~
~~\$5,513,000~~
~~Chapter 485 Acts of 2009 amended by Chapter 483 Acts of 2010~~

2. *Damascus Heritage Museum Loan of 2007***\$200,000**

Chapter 488 Acts of 2007 amended by Chapter 707 Acts of 2009 and Chapter 396 Acts of 2011

3. *Rural Heritage Transportation Museum Loan of 2006***\$58,922**

Chapter 46 Acts of 2006 amended by Chapter 639 Acts of 2012

4. *Maydale Nature Center Loan of 2010***\$35,000**

Chapter 483 Acts of 2010

5. *Maydale Nature Center Loan of 2010***\$20,000**

Chapter 483 Acts of 2010

6. *Carrie Weedon Science Center Loan of 2004***\$188.50**

Chapter 432 Acts of 2004 amended by Chapter 202 Acts of 2007 and Chapter 396 Acts of 2011

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

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

6. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

RECOMMENDATION: That the Board of Public Works approve releasing the deeds of trust on seven 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: Toyin Adesanya
3865 26th Avenue, Temple Hills, MD 20748
Prince George's County
Original Loan: \$5,000
Current Balance: \$5,000
Type: Second Mortgage
- B. Loan Recipients: Derek and Ginger Baker
11 Woodbench Court, Reisterstown, MD 21136
Baltimore County
Original Loan: \$5,000
Current Balance: \$5,000
Type: Second Mortgage
- C. Loan Recipient: Wendy Hall
17185 Buehler Road #93, Olney, MD 20832
Montgomery County
Original Loan: \$10,000
Current Balance: \$10,000
Type: Second Mortgage

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

6. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

- D. Loan Recipients: Gregory and Emily Hymiller
205 Penrose Street, Union Bridge, MD 21791
Carroll County
Original Loan: \$5,000
Current Balance: \$5,000
Type: Second Mortgage
- E. Loan Recipient: Loilette Loderick
4220B Indian Head Highway, Indian Head, MD 20640
Charles County
Original Loan: \$5,000
Current Balance: \$5,000
Type: Second Mortgage
- F. Loan Recipient: Gi Yong Pak
3032 Seamon Avenue, Baltimore, MD 21225
Baltimore, City
Original Loan: \$10,000
Current Balance: \$ 8,500
Type: Second Mortgage
- G. Loan Recipient: Michael Woodlon
5612 Wesley Avenue, Baltimore, MD 21207
Baltimore City
Original Loan: \$6,500
Current Balance: \$6,500
Type: Second Mortgage

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

February 20, 2013

Secretary's Agenda

Contact Person: Carol Gilbert (410) 514-7229 gilbert@mdhousing.org
 Mike Haloskey (410) 514-7237 haloskey@mdhousing.org
 Jean Peterson 410-514-7358 peterson@dhcd.state.md.us

7. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

BORROWER: Cambridge Main Street Partners, LLC
 111 High Street
 Cambridge, Dorchester County 21613

LOAN AUTHORITY: The Neighborhood Business Development Program
 Housing & Comm. Dev't Article,
 Sections 6-301 -- 6-311, Annotated Code of Maryland
 COMAR 05.13.01

State Finance & Procurement Article
 Section 8-301, Annotated Code of Maryland

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

LOAN AMOUNT: \$500,000

RECOMMENDATION: That the Board of Public Works approve the Department of Housing and Community Development's lending general obligation bond proceeds to fund the renovation of the mixed use project.

PROPOSAL: The proposed project is the restoration of 429-433 Race Street, a location within the historic main street district of Cambridge. This is a detached 2½ story historic building consisting of 15,764 SF of commercial space. The construction/renovation will include two first-floor retail spaces and eleven residential apartments. The apartment mix will be eight one-bedroom apartments and three two-bedroom apartments. Elliott's Baking Company will occupy the retail space at 429 Race Street and Nose 2 Tail Barbeque and Butcher Shop 433 is committed to Race Street.

Historic downtown Cambridge is an authentic Chesapeake town on the Eastern Shore known for its rich history, beautiful brick buildings, architecture, vibrant arts scene, and one-of-a-kind shops, restaurants, and neighborhood services. Cambridge—one of the oldest towns in Maryland—dates to 1684 and is listed on the National Register of Historic Places.

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

7. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (cont'd)

PROPOSAL: (cont'd) The managing member of Cambridge Main Street Partners, LLC is Bret Summers. When the previously NBW funded restaurant Bella Luna failed, Mr. Summers stepped in and worked with DHCD to restructure the existing loan, purchase the restaurant equipment and with his partner, formed Cambridge Eateries. The successful restaurant now known as The High Spot attracts visitors and residents to downtown Cambridge.

PROGRAM: The Neighborhood Business Development Program, operating as Neighborhood BusinessWorks, provides flexible gap financing for small businesses starting up or expanding in Sustainable Community Areas throughout Maryland (those areas that are locally designated for the targeting of neighborhood revitalization). Loans and grants are made to Maryland-based small businesses, local development corporations, microenterprises, and nonprofit organizations whose activities contribute to the broader revitalization of the designated Sustainable Community (e.g., reuse of vacant/underutilized buildings or providing needed goods or services to area residents). Financing may not exceed \$500,000 or half of total project costs. Loan applicants must provide cash of at least 5% of the total project cost.

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

Contact Person: Carol Gilbert (410) 514-7229 gilbert@mdhousing.org
Mike Haloskey (410) 514-7237 haloskey@mdhousing.org
Jean Peterson 410-514-7358 peterson@dhcd.state.md.us

8. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

BORROWER: Cambridge Favorite Chicken, LLC
209 Sunburst Highway
Cambridge, MD 21613
Dorchester County

LOAN AUTHORITY: The Neighborhood Business Development Program
Housing & Comm. Dev't Article,
Sections 6-301 -- 6-311, Annotated Code of Maryland
COMAR 05.13.01

State Finance & Procurement Article
Section 8-301, Annotated Code of Maryland

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

LOAN AMOUNT: \$250,000

RECOMMENDATION: That the Board of Public Works approve the Department of Housing and Community Development's lending general obligation bond proceeds to fund the purchase of furniture, fixtures and equipment at Popeye's Louisiana Kitchen, Cambridge.

PROPOSAL: The borrower proposes to renovate a long vacant site on Rt. 50 in Cambridge to become a new Popeye's Louisiana Kitchen. (The site was a former Wendy's restaurant.) The project site sits on the major thoroughfare leading to Cambridge and destinations on the lower shore. The area was once bustling with commerce, but now is surrounded by shuttered businesses and several vacant commercial properties. The interior of the existing building will be demolished and rebuilt. The exterior will be stripped down to the concrete and brick, then remodeled to the prototypical franchise features.

The total project cost is \$530,615. The borrowers will contribute \$280,615 to the project. The NBW loan request is for \$240,000 for of furniture, fixtures and equipment and \$10,000 for leasehold improvements. This investment will boost the local economy, including creating 30 new jobs. The impact will be enhanced by the positive statement that is sent by having a national franchise return to the community and eliminating vacant retail commercial space in a highly visible location. City officials hope that this project and business will spur more development nearby.

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

8. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (cont'd)

PROGRAM: The Neighborhood Business Development Program, operating as Neighborhood BusinessWorks, provides flexible gap financing for small businesses starting up or expanding in Sustainable Community Areas throughout Maryland (those areas that are locally designated for the targeting of neighborhood revitalization). Loans and grants are made to Maryland-based small businesses, local development corporations, microenterprises, and nonprofit organizations whose activities contribute to the broader revitalization of the designated Sustainable Community (e.g., reuse of vacant/underutilized buildings or providing needed goods or services to area residents). Financing may not exceed \$500,000 or half of total project costs. Loan applicants must provide cash of at least 5% of the total project cost.

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS

APPROVED*

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

* - Approved 2-1. Comptroller voted "NO".

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

Churchill B. Wortherly 443-885-3074
churchill.wortherly@morgan.edu

9. **MORGAN STATE UNIVERSITY**
Design Services for Soper Library Demolition

CONTRACT ID: Design Services
 Soper Library Demolition
 Project No. DCM-SLD-13-1AE

RECOMMENDATION: That the Board of Public Works approve:

(1) Demolition of Morgan State University's Soper Library; and

(2) Award A/E design service contract for the demolition.

PROCUREMENT METHOD: Competitive Sealed Proposal

PROPOSALS:	Tech Score	Price Score	Total	Price
Penza + Bailey Architects Baltimore, MD	67.00	25.00	92.00	\$245,000.62
ATI, Inc. Columbia, MD	67.67	20.00	87.67	\$274,858.39
Whitney Bailey Cox & Magnani, LLC Baltimore, MD	65.67	15.00	80.67	\$333,819.37

AWARD: Penza + Bailey Architects

CONTRACT AMOUNT: \$245,000.62

CONTRACT TERM: 765 calendar days from Notice to Proceed

MBE PARTICIPATION: 58%

PERFORMANCE BOND: Payment and Performance bonds equal to contract amount.

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

9. **MORGAN STATE UNIVERSITY** (cont'd)
Design Services for Soper Library Demolition

Request for Demolition Approval

The University applied to the State Clearinghouse for a coordinated intergovernmental review of the building. The Clearinghouse conducted an intergovernmental review of the project and has recommended to change the use and demolish the former Soper Library on the campus of Morgan State University MD 20121113-0792. Morgan State University plans to construct a new Student Service Support Building on the site of the former Library.

A/E Design Services

The Penza Bailey team includes seven sub-consultants, for a total of eight firms. This contract will employ approximately 39 persons. Penza Bailey committed to exceed the MBE subcontract goal of 30% with 58% participation.

The Morgan State University Department of Design and Construction Management will manage the AE teams work with procurement support provided by the University's Department of Procurement and Property Control.

FUND SOURCE: \$245,000.62 MCCBL 2012/Item 087
 (Design services for the demolition of Soper Library)

MD TAX CLEARANCE: 13-0241-1111

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS**FEBRUARY 20, 2013****SECRETARY'S AGENDA**

Churchill B. Wortherly 443-885-3074
churchill.wortherly@morgan.edu

10. MORGAN STATE UNIVERSITY
Montebello Buildings

CONTRACT: Demolition Montebello Buildings
 Project No. DCM-DEMO-12-2CO

RECOMMENDATION: That the Board of Public Works approve:

- (1) Demolition of Morgan State University's Montebello E-Wing, Morgue, Power Plant and Power Plant Garage through deconstruction; and
- (2) Contract to deconstruct the Montebello E-Wing, Morgue, Power Plant and Power Plant Garage totaling approximately 47,960 gsf.

PROCUREMENT METHOD: Multi-Step Bid
 (Only one acceptable bid received)

PROPOSALS:	Technical Score	Price
Potts and Callahan Baltimore, MD 21211	82.33	\$1,768,110

AWARD: Potts and Callahan, Inc.

AMOUNT: \$1,768,110

TERM: 11 Months

MBE PARTICIPATION: 40%

PERFORMANCE BOND: Payment and performance bonds equal to contract amount.

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

10. **MORGAN STATE UNIVERSITY** (cont'd)
Montebello Buildings

Request for Demolition Approval

The Morgue, E-Wing, Power Plant and Garage were closed in the 1990s due to their condition; since then the buildings have further deteriorated and are an unsafe attractive-nuisance. Severely deteriorated, the buildings create health and safety concerns for the State. The University will bank the site for future development.

The University applied to the State Clearinghouse for a coordinated intergovernmental review of the buildings. The Clearinghouse has recommended demolishing the E-Wing, Power Plant and Kitchen/Morgue buildings on the South Campus (Montebello complex) MD 20110301-0092. The Maryland Historical Trust and the University have entered into a Memorandum of Agreement that will delineate the measures required to mitigate the adverse effect of the proposed deconstruction on historic property.

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

Deconstruction Contract

This project was advertised on *eMarylandMarketPlace*. Three firms submitted technical proposals but only one met the minimum qualifying score of 80 points. Potts and Callahan demonstrated its ability to manage this demolition project, taking into account the project's proximity to the Weinberg Center which is occupied 24/7.

FUND SOURCE: \$1,768,110 MCCBL 2009/ Item 087 (C)
 (Demolition of three buildings at the Montebello Complex)

MD TAX CLEARANCE: 12-2340-1111

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

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

11. DEPARTMENT OF NATURAL RESOURCES *Naming of Wildlands at St. Mary's River State Park*

The Secretary of Natural Resources recommends that the Board of Public Works approve the naming of the St. Mary's River State Park Wildlands the **Eugene Piotrowski Wildlands Area** in honor of long-time and dedicated DNR employee, Eugene "Gene" Piotrowski who died in November 2012.

A Wildland is an area of public property that has retained its wilderness character and can provide benefits such as threatened and endangered species protection, watershed and water quality protection, wilderness research, preservation of unique ecological communities and primitive recreation.

Gene began his distinguished career with the Department of Natural Resources more than 32 years ago after graduating from SUNY College of Environmental Science & Forestry in Syracuse (1975) with a Bachelor of Science in Resource Management. There, he was an avid member of the Woodsmen's Team, excelling at crosscut, bow saw and speed chopping.

Gene moved to Southern Maryland and became a project forester and later, a State urban forester for DNR. At his death, Gene was the Director of Public Lands Policy for DNR's Office for a Sustainable Future.

Gene was instrumental in the passage of the wildlands bill which preserves thousands of public acres in Maryland. In addition, he helped draft the Forest Conservation Act, created the PLANT program and advocated for the TREE-Mendous Maryland program. Gene fostered an environmental ethic among citizens.

From wildlands designation to regional teams, from forestry to sustainability, from land planning to tours of DNR sites, Gene happily stepped up to the plate to manage any job – no matter how large or small. He willingly took on every challenge presented him, performing many of the toughest and least glamorous – yet most essential – tasks.

Gene's work as a natural resources advocate is a lasting legacy – one of which his wife, Mary, his children Ginny and Nick, and his entire family can be very proud.

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

APPROVED ✓

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION /

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

. FEBRUARY 20, 2013

SECRETARY'S AGENDA

Contact: Susan Langley 410-514-7662
slangley@mdp.state.md.us

12. DEPARTMENT OF PLANNING

Maryland Historical Trust

Maryland Maritime Archeology Program

Recommendation: The Maryland Historical Trust recommends that the Board of Public Works approve the activities of the Maryland Maritime Archeology Program as proposed for the 2013 field season. This Item also summarizes the Program's 2012 activities.

Authority: §§ 5A-333 – 5A-346, State Finance and Procurement Article, Annotated Code of Maryland.

Background: The Submerged Archeological Historic Property Act established the Maryland Maritime Archeology Program (MMA) within the Maryland Historical Trust (Trust). This Act charges the Trust with identifying and managing the State's submerged archeological sites. Under the Act, anyone seeking to excavate or disturb submerged archeological sites on State lands must obtain a permit from the Trust. The law specifically exempts the Trust from the permit requirement. Instead, the Trust must obtain Board of Public Works approval before undertaking any activity that would otherwise require a permit. In 2013, the Trust proposes to carry out a number of activities that require Board approval.

PROPOSED 2013 ACTIVITIES REQUIRING BOARD APPROVAL

The 2013 MMA field season will include visits to known sites as well as initiation of work in new survey areas around the State. Investigations will use remote sensing technology and visual inspection. When warranted, limited testing and excavation will be undertaken. This may entail the recovery of diagnostic artifacts in order to determine site age and significance. Trust staff will conserve and analyze these objects and produce a written report. Although MMA activities are open to volunteer participation, proposed activities are heavily dependent on receipt of appropriate funding.

May-June Fort Lincoln at Point Lookout, St. Mary's County: Evaluation and Assessment
The earthen walls represent the last of three forts built at this site (between 1864-65) in Point Lookout State Park. Some reconnaissance level survey was undertaken offshore in 1983. With the passage of time and continuing erosion, the shoreline in this area merits additional evaluation and assessment. Portions of the fort's sod walls held together with wooden pegs may be submerged.

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

12. DEPARTMENT OF PLANNING (cont'd)

Maryland Historical Trust

Maryland Maritime Archeology Program

June Levin J. Marvel, Anne Arundel County: Investigation

The site of the loss of the ram schooner *Levin J. Marvel* has not been visited by a government agency since the Coast Guard in 1987. This site may have the potential to be included in the National Register of Historic Places but additional information is necessary.

July-August Slaughter Creek, Dorchester County: Initiate Research and Survey

During August 1814, the British reported burning as many as five schooners in Slaughter Creek. Little archeological work has been undertaken in these waters and there are few documentary sources. MMAP plans electronic remote sensing survey.

Varied Diverse field investigations

- The Institute for Maritime History continues to deploy, retrieve and maintain the mooring buoy for the German submarine, U-1105 under MMAP auspices. The U-1105 Historic Shipwreck Preserve in the Potomac River is managed cooperatively by the State, the United States Navy, and St. Mary's County.
- Oversight and supervision provided to students undertaking research.
- Assistance will be provided to the Department of Natural Resources, the National Park Service, and the U.S. Fish and Wildlife Service
- Fieldwork relating to compliance with the National Historic Preservation Act (1966), Section 106 is ongoing.
- MMAP works with the U.S. Coast Guard to develop a long-term region-by-region review and evaluation of shoreline and submerged archeological historic property that prioritizes protection and response strategies for the U.S. Coast Guard and EPA Emergency Response Area Contingency Plan.
- MMAP participates in emergency response exercises and serve on the Department of Homeland Security's Maritime Security Committee as well as on the Upper Chesapeake Estuary Area Contingency Planning Committee. In addition, MMAP participates with MEMA and FEMA

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

12. **DEPARTMENT OF PLANNING** (cont'd)
Maryland Historical Trust
Maryland Maritime Archeology Program

SYNOPSIS OF THE 2012 FIELD SEASON

Update on projects the Board of Public Works approved in Secretary's Item 13 (March 7, 2012):

Potomac River and Chesapeake Bay, St. Mary's & Charles Counties: *General survey*
 MMAP worked with the Institute for Maritime History to help refine survey techniques and training. Previously reported anomalies were investigated to determine if they represent significant cultural remains.

Two wrecks off Bodkin Creek, Anne Arundel County: *Documentation*
 MMAP worked with the Maritime Archaeological and Historical Society to help document the remains of vessels identified during a Maryland Historical Trust grant-funded survey.

Falling Waters/Williamsport Potomac Crossings, Washington County: *Preliminary survey*
Project postponed due to equipment failure. During the Civil War, Gettysburg Campaign, the Potomac was crossed three times in this area, two crossings were made using boats as pontoon bridges and one was at a ford in the river. None of these areas have been examined from an archaeological perspective.

Vessel remains off Historic St. Mary's City, St. Mary's County: *Preliminary examination*
 MMAP oversaw a student's doctoral research on probable vessel remains off Historic St. Mary's City that could date from the 17th-century. Historic St. Mary's City also assisted with the investigation.

Diverse field investigations

- The Institute for Maritime History continued to deploy, retrieve and maintain the mooring buoy for the German submarine, U-1105 under MMAP auspices.
- Oversight and supervision was provided to students undertaking research in Maryland.
- Assistance was provided to the Department of Natural Resources, the National Park Service, and the U.S. Fish and Wildlife Service
- Fieldwork relating to compliance with the National Historic Preservation Act (1966), Section 106 continued.

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

12. DEPARTMENT OF PLANNING (cont'd)

Maryland Historical Trust

Maryland Maritime Archeology Program

Diverse field investigations (continued)

- MMAP continued its work with the U.S. Coast Guard to develop a long-term region-by-region review and evaluation of shoreline and submerged archeological historic property that prioritizes protection and response strategies for the U.S. Coast Guard and EPA Emergency Response Area Contingency Plan.
- MMAP staff participated in several emergency response exercises and served on the Department of Homeland Security's Maritime Security Committee as well as on the Upper Chesapeake Estuary Area Contingency Planning Committee. MMAP staff participated with MEMA and FEMA,
- MMAP staff were involved in emergency response planning for the 2012 Star-Spangled Sailabration
- MMAP worked with two home-schooled children to help them undertake research, teach them the rudiments of side scan sonar use, and to survey several wrecks and obstructions in Herring Bay. This resulted in two public outreach days at Herrington on the Bay, Rose Haven.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

Contact: David Lever 410-767-0610
dlever@msdc.state.md.us

13. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works approve the transfer by the Frederick County Board of Education:

Central Admin/Support Services Building

.43 acre site and building thereon

115 East Church Street

Frederick, MD 21702

and

1.55 acre site and building thereon

7516 Hayward Road

Frederick, MD 21702

As a condition of approval the Frederick County Government shall obtain approval of the Board of Public Works before transferring any right, title or interest to any portion of the property.

Background: The Frederick County Board of Education has determined that this facility is no longer needed for administrative and instructional purposes and requests permission to transfer the Central Administration/Support Services Building property to the Board of County Commissioners of Frederick County. The school has not been used for educational purposes since June 2010. There is no outstanding bond debt. The Interagency Committee reviewed and approved the recommendation to transfer the property on December 4, 2012.

Authority: COMAR 23.03.02.23.B. The Interagency Committee on School Construction must review a request to transfer school property to the local government and make a recommendation to the Board of Public Works. The Board may approve, disapprove, or conditionally approve, the request to transfer school property.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

Contact: David Lever 410-767-0610
dlever@msde.state.md.us

14. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM Disposal of Surplus Relocatable Buildings

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works declare surplus and approve the disposal of State-owned relocatable classrooms units located in Montgomery and Prince George's Counties:

Background: Five State-owned relocatable buildings in Montgomery and Prince George's Counties have been found to be no longer useful:

Montgomery County

Waters Landing Elementary (two)
 Rosemary Elementary
 Gaithersburg High

ID#

37403 & 37405
 533-23
 533-63

Prince George's County

Berkshire Elementary

ID#

75T-74F07

Montgomery and Prince George's County Public Schools request that these units be moved as soon as possible. Upon inquiry, the IAC finds that no other school system in the State has expressed a need for the units. On January 25, 2013, the Interagency Committee approved the disposal of these units.

Authority: COMAR 23.03.02.16H. As per the *Public School Construction Program Administration Regulations*, the Board of Public Works must declare the property surplus to allow disposal to proceed.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

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

15. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM***Public School Construction Projects******Amendments to the Sales and Use Tax – Alcoholic Beverages – Supplementary Appropriation FY 2012******Calvert, Cecil, Prince George's and Worcester County Public Schools***

Recommendation: Calvert, Cecil, Prince George's and Worcester County Public Schools request that the Board of Public Works approve amendments to the Fiscal Year 2012 supplementary-appropriation projects approved in the Board's original allocations.

Background: In the State's Fiscal Year 2012 budget, the General Assembly authorized the Board of Public Works to approve individual public school improvement projects that meet a school or community need by allocating each county or region a specific sum for which local matching funds were not required. The Board approved the requests but some of the school systems could not use all the supplementary appropriations for the projects for which they were originally allocated.

Specific Requests: The following school systems by the Board of Public Works, and have consequently requested that the unexpended funds be applied to the following eligible projects:

Calvert County Public Schools*See Secretary's Item 16 (3/7/12)*

Patuxent High: Refurbish Metal Roof	\$69,288
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Cecil County Public Schools*See Secretary's Item 3 (1/25/12)*

North East High: Elevator Replacement	\$84,000
North East High: Restroom Upgrades	\$18,062

Prince George's County Public Schools*See Secretary's Item 7 (2/22/12)*

Rosa L. Parks Elementary: Replacement	\$468,078
Dodge Park Elementary: Renovation	\$1,526,000
Oxon Hill High: Gym Replacement	\$509,000

Worcester County Public Schools*See Secretary's Item 2 (1/25/12)*

Stephen Decatur High: Gym Lighting	\$1,403
Buckingham Elementary: Replace Lighting	\$23,062

<u>Total:</u>	<u>\$2,698,893</u>
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BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

15. **STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM** (cont'd)
Public School Construction Projects
Amendments to the Sales and Use Tax – Alcoholic Beverages – Supplementary
Appropriation FY 2012
Calvert, Cecil, Prince George's and Worcester Counties

Public School Construction Program: The Public School Construction Program has evaluated the new project requests. All of the Prince George's County projects submitted were previously requested in a prior Fiscal Year Public School Construction Capital Improvement Program, and all are eligible for State funding; these projects were deferred due to fiscal constraints.

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.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS**FEBRUARY 20, 2013****SECRETARY'S AGENDA**

Contact: Bernadette Benik (410)260-7390
bbenik@treasurer.state.md.us

16. STATE TREASURER***March 2013 Tax-Exempt Equipment Lease-Purchase Financing***

The State Treasurer recommends that the Board of Public Works approve the award of the March 2013 Tax-Exempt Equipment Lease-Purchase Agreement for financing, on a consolidated basis under a lease-purchase financing arrangement, the acquisition of capital equipment by certain State agencies. This March 2013 Tax-Exempt Equipment Lease-Purchase Financing will provide financing for \$1,005,255.50 in capital equipment.

TERM: February 20, 2013 - March 1, 2013

PROCUREMENT METHOD: Competitive Sealed Bids

AWARD: U.S. Bancorp Equipment Finance, Inc.

BIDS: The award was based on the lowest weighted average rate submitted by the bidders.

<u>Bidder's Name</u>	<u>Weighted Average Rate</u>
U.S. Bancorp Equipment Finance, Inc.	1.010%
JPMorgan Chase Bank, N.A.	1.086%
PNC Equipment Finance	1.123%
TD Equipment Finance, Inc.	1.140%
Grant Capital Management, Inc.	1.339%
SunTrust Equipment Finance & Leasing Corp.	1.412%

MBE GOAL: 0%

FUND SOURCES: Agency operating budgets

AMOUNT: \$1,005,255.50

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

16. **STATE TREASURER** (cont'd)***March 2013 Tax-Exempt Equipment Lease-Purchase Financing***

REMARKS: The State Treasurer issued an Invitation for Bids for financing on a consolidated basis \$1,005,255.50 in capital equipment. The IFB was published on *eMarylandMarketplace*, posted on the websites for the National Association of State Treasurer's and the State Treasurer's Office, and emailed to 30 firms known to be active in financing municipal leases. The bids were evaluated and were weighted based on the actual amounts to be financed and the rates for the respective lease terms of 3 years and 5 years.

Rather than use a long-term master lease, the State Treasurer's Office has determined to periodically consolidate the financing requests for equipment from State agencies and to solicit new equipment lease-purchase financing bids from lessors. This method is more appropriate for current market conditions.

On June 15, 2011, the Legislative Policy Committee, in accordance with Section 8-403 of the State Finance and Procurement Article of the Annotated Code of Maryland, approved the request of the Treasurer to periodically lease-finance equipment acquisitions, in an aggregate amount not exceeding \$40 million, over two years from July 1, 2011 to June 30, 2013. Following this financing, the remaining balance of the \$40 million approved by the Legislative Policy Committee will be approximately \$33.4 million.

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

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

SECRETARY'S AGENDA

APPENDIX

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

Individual reports enclosed.

BOARD OF PUBLIC WORKS**FEBRUARY 20, 2013****APPENDIX****SECRETARY'S AGENDA**

Contact: Deborah B. McGruder, 410.767.6789
Deborah.mcgruder@maryland.gov

REPORT OF EMERGENCY PROCUREMENT**ITEM: Appendix 1****DEPARTMENT OF HEALTH AND MENTAL HYGIENE**
Prevention and Health Promotion Administration**CONTRACT TITLE:** Client Services Claims Payment
ADPICS NO. M00B9200365**CONTRACT TYPE:** Services**DESCRIPTION:** Services for effecting payments to pharmacies: check-writing, processing, and mailing checks and providing Prevention and Health Promotion Administration invoices for the Maryland AIDS Drug Assistance Program (MADAP), MADAP-Plus and the Maryland Health Insurance Assistance Premiums.**PROCUREMENT METHOD:** Emergency modification to existing contract
[Contract approved DBM 4-S (12/3/08)]**DATE EMERGENCY DECLARED:** November 29, 2012**AWARD:** Dynaxys, LLC**AMOUNT:** \$26,000,000**MODIFICATION AWARD DATE:** December 17, 2012**TERM:** December 17, 2012 – February 28, 2013**MBE PARTICIPATION:** None

BOARD OF PUBLIC WORKS

FEBRUARY 20, 2013

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1 (continued)

FUND SOURCE: 55% Special Funds, 45% Federal Funds
Appropriation Code: 32.06.03.01

REMARKS:

Nature of Emergency: Additional funds were needed to cover the cost of the MADAP pharmacy and insurance program expenditures under the existing contract. Because monthly bills have increased to approximately \$5 million, additional funds are needed to pay invoices. The funding awarded through this emergency modification will cover invoices through February 2013. A prospective request to add funds through the contract expiration date of January 31, 2014 appears as DBM Item 5-S-Mod on today's Agenda.

Basis for Selection: Dynaxys is the current vendor.

TAX COMPLIANCE NO.: 12-2793-1111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:**REPORT ACCEPTED**

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

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

February 20, 2013

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

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

Recommendation: Approval to commit \$323,625.00 for the following **development** project.

Lansdowne High School Recreation Center Field Lighting - \$323,625.00
Baltimore County
POS #6052-3-457
MD20130111-0031

Background: Renovate and improve the current field lighting system at the Lansdowne High School Recreation Center to meet modern safety standards. The proposed outdoor recreational lighting system is designed to perform its intended function, be energy efficient, and minimize light pollution.

Fund Source: MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Baltimore County:
FY 2011 Funds
Program 89.22.49 Item 055 \$169,105.17

MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Baltimore County:
Prior Funds Replacement
Program 89.22.49 Item 056 \$154,519.83

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 20, 2013

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

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

Recommendation: Approval to commit \$1,296,795.00 for the following **development** project.

Krimgold Park Development - \$1,296,795.00
Carroll County
POS #5194-6-276
MD20070727-0809

Background: Develop a planned active recreation area to include 5 football/soccer fields with fencing, 4 softball/baseball fields, 4 picnic pavilions, 2.2 miles of walking trails, nature appreciation areas, a paved entrance road, parking, landscaping, and preserve 3 existing ponds and wooded areas. Funds totaling \$1,730,000.00 previously approved: POS Item 3A(2) (9/12/07).

Fund Source: MCCBL of 2011: Program Open Space, Local Capital Development
and Land Acquisition Grants, Carroll County:
Prior Funds Replacement
Program 89.22.51 Item 052 \$937,042.75

MCCBL of 2012: Program Open Space, Local Capital Development
and Land Acquisition Grants, Carroll County:
Prior Funds Replacement
Program 89.22.54 Item 057 \$359,752.25

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 20, 2013

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

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

Recommendation: Approval to commit \$77,400.00 for the following **development** project.

Somerset Centralized Recreation Area Lighting Phase #2 - \$77,400.00
Somerset County
POS #6065-19-89
MD20130107-0013

Background: Install two additional field lights at the County's Centralized Athletic Complex to allow for expanded program offerings, and league and tournament play. The proposed outdoor recreational lighting system is designed to perform its intended function, be energy efficient, and minimize light pollution.

Fund Source: MCCBL of 2011: Program Open Space, Local Capital Development
and Land Acquisition Grants, Somerset County:
Prior Funds Replacement
Program 89.22.51 Item 051 \$2,676.85

MCCBL of 2012: Program Open Space, Local Capital Development
and Land Acquisition Grants, Somerset County:
Prior Funds Replacement
Program 89.22.54 Item 057 \$74,723.15

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 20, 2013

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

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

***Lawrence E. & Sheiloh Rowland - \$259,642.00
St. Mary's County
POS # 4209***

Reference: That the Board of Public Works accept an assignment of a contract between Lawrence and Sheiloh Rowland, grantor, and The Conservation Fund, assignor, to acquire in fee simple a 72 +/- acre parcel in St. Mary's County. This forested parcel shares several boundaries with Salem State Forest. Acquisition will resolve management issues, help protect the St. Mary's River Watershed, and provide opportunity for forested interior dwelling species mitigation. DNR is partnering with the The Conservation Fund to acquire this property at a substantial discount.

The property is located within the Target Ecological Area (TEA) and scored 105 under the Program Open Space Targeting System. This project also meets the criteria in Chapter 419, Laws of Maryland 2009 as it presents a unique acquisition opportunity as a result of its extraordinary location and the environmental value of the property.

Grantor: Lawrence E. Rowland & Sheiloh Rowland

Assignor: The Conservation Fund

Assignee/

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

Property: 72 +/- acres, unimproved

Price: \$259,642.00
(price reflects a 21% discount)

Appraisals: \$315,000 (3/27/12) – Melville E. Peters – Reviewed by David Wallenberg
Recommended appraised value of \$315,000 adjusted to \$327,000 pursuant to increased acreage identified by final survey

\$357,000 (9/30/12) – James R. Turlington – Reviewed by David Wallenberg

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

February 20, 2013

**ITEM 4A (con't)
PROGRAM OPEN SPACE STATE SHARE**

Fund Source: POS Acquisition Opportunity Loan 2009
Program 89.22.45 Item 500 \$259,642.00 (FY2010)

POS Acquisition Opportunity Loan 2009
Program 89.22.45 Item 500 \$ 29,525.00 (FY2010)

Special Conditions:

Approval is requested to reimburse The Conservation Fund as follows:

3% Administrative Fee	\$ 7,500.00
Appraisals	\$ 9,700.00
Survey	\$ 9,975.00
Phase I Environmental	<u>\$ 2,350.00</u>
Total	\$29,525.00

This project may qualify for federal NOAA land conservation funding through the Hurricane Sandy relief effort.

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: Sandy Johnson
410-767-7408
Sjohnso5@dhr.state.md.us

DEPARTMENT/PROGRAM:

Human Resources (DHR)
Dorchester County Department of Social Services
(DCDSS)

CONTRACT ID:

DCDSS/WO-13-006;
ADPICS # N00B3400288

CONTRACT DESCRIPTION:

CONTRACT DESCRIPTION: Provide a means of transportation for eligible Temporary Cash Assistance (TCA) customers to and from job sites, job training sites and volunteer sites. These services assist in “moving” families from welfare into lasting employment.

AWARD:

Delmarva Community Services, Inc.
Cambridge, MD

TERM:

3/1/2013 – 2/28/2014

AMOUNT:

\$51,924 (1 Year)

PROCUREMENT METHOD:

Competitive Sealed Bidding

BIDS OR PROPOSALS:

Only One Bid Received

MBE PARTICIPATION:

None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY:

None

HIRING AGREEMENT ELIGIBLE:

None

INCUMBENT:

Same

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 1-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMarylandMarketplace.com* (eMM) and the DHR website. Copies of the IFB were mailed directly to five prospective bidders, all of which are Maryland firms and none are MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

Only one bid was received in response to this solicitation from the incumbent, Delmarva Community Services, Inc. The recommended contractor 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.

A targeted mailing list was developed in order to encourage competition for this contract. Because the Eastern Shore is a challenging rural geographic area and has limited resources, DHR tried to reach out to prospective vendors with an expectation of receiving a bid. Also, in order to remain within budgetary constraints for this contract, the "Bidders List" was limited to prospective bidders on the Eastern Shore in Dorchester, Talbot, Caroline, and Wicomico Counties, where the population being served are located.

Only one vendor responded to DHR's request for reasons for not submitting a bid. It stated: "Our resources are stretched at this time and did not want to commit to services [we] may not be able to provide."

Being located on the Eastern Shore, Dorchester County is limited by the proximity of resources to provide the necessary transportation services required for this contract. It has been determined that the only public transportation service available in this vast rural area is Delmarva Community Services, Inc.

Participation in the TCA program requires activity in job or training venues. Changes in federal law have expanded the opportunities for States to develop and implement creative and innovative strategies to move families from welfare into lasting employment. The lack of transportation has been identified as a major barrier for TCA customers seeking and maintaining employment. Therefore, in an effort to increase work participation rates, DCDSS provides this valuable transportation assistance to TCA customers.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 1-S (Cont.)

The Contractor shall provide transportation services daily, Monday through Friday, 5:30 AM until 7:30 PM, and Saturday, 8:30 AM until 6:30 PM. There are no services provided on Sundays. The Contractor shall transport an average of 25 to 35 eligible TCA customers to and from their place of employment, job training, and volunteer sites, and may include day care providers for their children, if needed. In order to accommodate the changes in the number of participants and driving routes, multiple buses and flexibility in scheduling are required to meet the State's needs.

No MBE participation goal was established for this procurement based upon the determination that this was for a single scope of work, and there were no subcontracting opportunities available to be provided under this contract. It was considered that vehicle maintenance might be applied to this contract; however, a review of the MDOT directory for MBEs showed none were available on the Eastern Shore.

FUND SOURCE: 89.5% Federal; 10.5% General
APPROP. CODE: N00G0010; N00G0002
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 13-0133-0110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SERVICES CONTRACT

Agency Contact: Sandra Johnson
410-767-7408
Sjohnso5@dhr.state.md.us

Human Resources (DHR)
Dorchester County Department of Social Services
(DCDSS)

DCDSS/WO-11-004;
ADPICS # N00B2400147; COE56416

CONTRACT DESCRIPTION: Request for retroactive approval of a contract to provide a means of transportation for eligible Temporary Cash Assistance (TCA) customers to and from job sites, job training sites and volunteer sites. These services assist in “moving” families from welfare into lasting employment.

Delmarva Community Services, Inc.
Cambridge, MD

7/1/2011 – 9/30/2012

\$72,720 (1 Year; Base Contract)
\$18,300 (3 Months; Mod)
 \$91,020 Total (1 Year; 3 Months)

Competitive Sealed Bidding

Only One Bid Received

None (See Requesting Agency Remarks below)

None

None

Same

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 2-S (Cont.)

REQUESTING AGENCY REMARKS: Request for retroactive approval of a contract to provide a means of transportation for eligible Dorchester County Department of Social Services (DCDSS) TCA customers to and from job sites, job training sites, and volunteer sites, and may include day care providers for their children, if needed, in Dorchester, Talbot, Caroline, and Wicomico Counties.

Participation in the TCA program requires activity in job or training venues. Changes in federal law have expanded the opportunities for States to develop and implement creative and innovative strategies to move families from welfare into lasting employment. The lack of transportation has been identified as a major barrier for TCA customers seeking and maintaining employment. Therefore, in an effort to increase work participation rates, DCDSS provides this valuable transportation assistance to TCA customers.

This request for retroactive approval came to light with the procurement for the new contract that is being submitted for approval on this agenda as Item 1-S. This contract was awarded as the result of a competitive sealed bidding procurement that resulted in a single bid scenario, as did the new contract award.

A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMaryland Marketplace* on April 20, 2011. The award amount was determined to be within DHR's delegated authority from the Department of Budget and Management (DBM) to approve on its own. However, only one bid was received in response to the IFB from the incumbent, Delmarva Community Services, Inc. Following the procedures for awarding a contract with multiple bidders, DHR executed the Contract on July 1, 2011 with an expiration date of June 30, 2012. The Contract was later modified to extend the term until September 30, 2012. When DCDSS sought to extend the Contract again to complete the procurement process for the new contract award, it was discovered that the initial Contract was never forwarded for approval by the Board of Public Works, as required for a single bid award. Once DHR realized the omission, it contacted DBM immediately. DHR conducted a small procurement and awarded a contract in the amount of \$21,695 to cover services from October 1, 2012 until February 28, 2013.

No MBE participation goal was established for this procurement based upon the determination that this was for a single scope of work, and there were no subcontracting opportunities available to be provided under this contract. It was considered that vehicle maintenance might be applied to this contract; however, a review of the MDOT directory for MBEs showed none were available on the Eastern Shore.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 2-S (Cont.)

FUND SOURCE: 100% Federal

APPROP. CODE: N00G0010, N00G0002

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-0133-0110

DBM REMARKS: Retroactive approval requested pursuant to 11-204(c) State Finance & Procurement Article.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF BUDGET AND MANAGEMENT ACTION AGENDA

SERVICES CONTRACT

ITEM: 3-S

Agency Contact: Dirk Griffin
410-799-2900 x338
dgriffin@mdsp.org

DEPARTMENT/PROGRAM:

Maryland Department of State Police (MDSP)
Quartermaster Division

CONTRACT ID:

Towing Management Services
ADPICS # W00B3400002

CONTRACT DESCRIPTION:

CONTRACT DESCRIPTION: Provide towing management services for the Golden Ring Barrack, to manage towing services within the confines of Baltimore County through an Intergovernmental Cooperative Purchasing Agreement through the Baltimore County Government Executive Branch for the Baltimore County Police Department.

AWARD:

TEGSCO dba AutoReturn of Baltimore
San Francisco, CA

TERM:

3/1/2013 – 6/30/2014 (w/5 one-year renewal options)

AMOUNT:

\$ 47,106 Est. (1 Year, 4 Months; Base Term)
 \$ 32,085 Est. (1 Year; Renewal Option #1)
 \$ 32,085 Est. (1 Year; Renewal Option #2)
 \$ 32,085 Est. (1 Year; Renewal Option #3)
 \$ 32,085 Est. (1 Year; Renewal Option #4)
\$ 32,085 Est. (1 Year; Renewal Option #5)
 \$207,531 Est. Total (6 Years, 4 Months)

PROCUREMENT METHOD:

Intergovernmental Cooperative Purchasing Agreement

BIDS OR PROPOSALS:

N/A

MBE PARTICIPATION:

None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY:

None

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 3-S (Cont.)

INCUMBENT: None

REQUESTING AGENCY REMARKS: Request for approval to enter into an Intergovernmental Cooperative Purchasing Agreement with TEGSCO dba Auto Return of Baltimore through the contract with the Baltimore County Government for the management of towing services within the boundaries of Baltimore County.

In 2009, Baltimore County Government awarded a blanket management services contract for such services via a competitive procurement. The County's Towing Management Services Contract specifically allows use by other public bodies or public agencies or institutions of the State of Maryland. The awardee, TEGSCO, LLC dba AutoReturn of Baltimore, has demonstrated a high expertise in towing management.

The Maryland Department of State Police (MDSP) wishes to utilize this contract to manage towing services now dispatched from the Golden Ring Barrack in Baltimore County, Maryland for all of Baltimore County.

The Award Amount is based upon an estimated 115 tows per month times the management fee of \$23.25, which is paid directly to the Contractor, AutoReturn of Baltimore for each tow. The State does not pay for these towing services. The individual tow operators/tow companies collect the fixed rate fee from the customers whose vehicles are being towed. The fee is then sent to the Contractor by the tow operator. The number of tows MDSP dispatched for CY2011 for Baltimore County was 1,302, which is an average of 109 tows per month.

The tow operators/tow companies are selected by AutoReturn of Baltimore as follows: The area covered by the Golden Ring Barrack is broken down into patrol sectors with the separate patrol sectors divided among the tow companies according to their geographic location. The tow companies must be able to respond to any incident within a 20 minute radius. Accordingly, the tow companies are added to the patrol sector lists by how close they are in the sector for the 20 minute response time. The call out goes in order of the sector list. If they respond, they get the tow. If they don't respond, a call goes out to the next tow company on the list. Their turn is done until the calls out go through the entire list and back to the top again.

These management services were procured by the Baltimore County Government with no MBE participation goal. Therefore, no MBE participation goal was established for this contract.

REVISED

9B

BPW 2/20/2013

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 3-S (Cont.)

If the vehicle needing to be towed is not impeding traffic or causing a safety hazard, individuals do not have to use the services of AutoReturn. They will continue to have the capability to choose to use their own preferred towing company or AAA service.

FUND SOURCE: 100% Special
(Management Fee Paid by the Towing Operators)

APPROP. CODE: W00A01

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-2010-0111

Note: This Item appeared as Item 4-S on the 10/17/2012 DBM BPW Agenda and was withdrawn.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICE CONTRACT

ITEM: 4-S **Agency Contact:** Jamie Tomaszewski
410-260-7386
jtomasze@dbm.state.md.us

DEPARTMENT/PROGRAM: Budget and Management (DBM)
Office of Personnel Services and Benefits
(OPSB)
Recruitment & Examination Division

CONTRACT ID: The Baltimore Sun Recruiting/Advertising
Services
ADPICS # 050B3400006

CONTRACT DESCRIPTION: Statewide contract to provide job recruiting and
advertising services at a discounted group rate.

AWARD: The Baltimore Sun
Baltimore, MD

TERM: 3/1/2013 – 2/28/2014

AMOUNT: \$300,000 NTE (1 Year)

PROCUREMENT METHOD: Sole Source

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: Same

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 4-S (Cont.)

REQUESTING AGENCY REMARKS: Request for approval of a Sole Source contract with The Baltimore Sun newspaper (The Sun) to provide job recruiting and advertising at a discounted group rate for all State agencies. This group rate is established under the presumption that all State agencies collectively will place at least \$75,000 worth of job recruiting advertising during the one year contract. This contract allows the State to obtain the lowest available pricing, a 25% reduction from the open rate, to run advertisements in The Sun. This group rate remains the same as the previous two contracts.

The sole source procurement method was chosen rather than a competitive procurement because The Baltimore Sun is the only general daily newspaper with Sunday and Wednesday advertising that is distributed throughout the entire Baltimore metropolitan area.

As part of the advertising package, The Sun has a free daily newspaper called "b" that will have the full job recruiting advertisement insert from the Sunday Sun included in the "b" Monday edition.

Historically, the advertising purchases by individual State agencies have varied over the years with some agencies paying much higher rates than other agencies. Some agencies only advertise once a year while other agencies advertise once a month. When combined over a year period, the State agencies' advertising purchases have well exceeded the \$75,000 minimum threshold level per year, as further discussed below. Therefore, this contract is requesting \$300,000 in order to meet the needs of all of the State agencies combined for the one-year period.

If by the end of the contract period State agencies collectively have failed to place the minimum annual agreement rate of \$75,000 worth of recruiting/advertising, the Contractor may submit a single supplemental invoice to each State agency that ran an advertisement during the Contract term for short-fall billing. This short-fall billing may be up to the 25% discount that was initially taken from the established rates, as mentioned above. However, based upon the usage by State agencies of the current contract, there will be no problem reaching the \$75,000 minimum annual agreement rate. The State usage has almost reached \$230,000 in only 11 months on the current contract, slightly less than the previous year's contract of approximately \$300,000. The total not-to-exceed contract amount of \$300,000 will ensure coverage of the State's usage for the full year.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 4-S (Cont.)

By establishing this statewide contract with the Baltimore Sun, over \$75,000 in savings was realized because individual agencies were not being charged the open rate for job recruitment advertising. Even with the reductions in State job positions, the State continues to hire people each month just to maintain the core functions of the State. Also, creating a statewide contract for advertising provides an additional level of transparency in State government showing that the small purchases among the agencies do add up. Without this contract not only would agencies be spending more money at higher rates for advertising, but the State would not readily see how much money is being spent throughout the State on advertising.

Because these services are for purchasing advertising space in The Sun newspaper only, there are no subcontracting opportunities, thus there is no MBE participation goal.

This contract is available for use by any agency of the State of Maryland, including the judicial and legislative branches. In addition, all local governments and qualifying not-for-profit organizations in Maryland are permitted to use the contract to be awarded under this Item at the same prices and levels of service as for State agencies.

NOTE: Whereas usage of these contracts by non-State of Maryland agencies is to be tracked and reported by the contractor, the requested contract approval amount listed on this Item is for State agency usage only.

FUND SOURCE:	Various
APPROP. CODE:	Various
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	13-0330-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM: 5-S-MOD **Agency Contact:** Deborah B. McGruder
410-767-5013
deborah.mcgruder@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Prevention and Health Promotion
Administration (PHPA)
Center for HIV Care Services

CONTRACT ID: DHMH-OPASS 09-9837;
Client Services Claims Payment
ADPICS # COE73079

CONTRACT APPROVED: 12/3/2008 DBM BPW Agenda Item 4-S

CONTRACTOR: Dynaxys, LLC, Inc.
Silver Spring, MD

CONTRACT DESCRIPTION: Provide a check writing service to make payments to pharmacies, process and mail checks and provide AIDS Administration with records of paid invoices for the Maryland AIDS Drug Assistance Program (MADAP), MADAP-Plus and the Maryland Insurance Assistance Program (MAIAP).

MODIFICATION DESCRIPTION: Approval request to increase the available funding to continue to make payments to pharmacies and MADAP, MADAP-Plus and MAIAP.

TERM OF ORIGINAL CONTRACT: 2/1/2009 - 1/31/2014

TERM OF MODIFICATION: 3/1/2013 – 1/31/2014

AMOUNT OF ORIGINAL CONTRACT: \$186,755,100 (5 Years)

AMOUNT OF MODIFICATION: \$66,000,000 (11 Months)

PRIOR MODIFICATIONS/OPTIONS: \$26,018,210 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$278,773,310

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

ITEM: 5-S-MOD (Cont.)

PERCENT +/- (THIS MODIFICATION): +35.3%

OVERALL PERCENT +/-: +49.3%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

MBE PARTICIPATION: None

REQUESTING AGENCY REMARKS: Request for approval to increase the available funding in order to continue to make invoice payments through the end of the five year contract term. The administration fee paid to the Contractor, Dynaxys, LLC, remains the same.

DHMH has experienced a 35% increase in the number of clients being served by this contract since it began in 2009. Based upon this increase in clients, it is projected that an additional \$66,000,000 will be needed to pay for preapproved prescriptions and insurance payments for the following programs: Maryland AIDS Drug Assistance Program (MADAP), MADAP-Plus and the Maryland Insurance Assistance Program (MAIAP). If additional funds are not allocated, monthly bills will not be able to be paid, and clients will lose access to the programs that provide payment for HIV/AIDS drugs, as well as coverage for health insurance premiums.

As a result of Dynaxys' performance under this contract, participating pharmacies and insurance companies have been receiving their reimbursements from the State within a few days. Clients with HIV/AIDS have not had to worry about insurance companies dropping their coverage because of late payments and participating pharmacies have been able to rely on predictable reimbursement revenues. The Prevention and Health Promotion Administration has been able to rely on Dynaxys for prompt and accurate disbursement services and attentive management of bank balances.

FUND SOURCE: 45% Federal, 55% Special (Drug Rebates)

APPROP. CODE: M00F0301

RESIDENT BUSINESS: Yes

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

PRIOR MODIFICATIONS/OPTIONS (Cont):

Mod #1	\$14,250	Modified the Contract to increase the fidelity bond from \$4,000,000 to \$7,000,000 for the period of 2/1/2010 to 1/31/2014. Approved by DHMH.
Mod #2	\$3,960	Modified the Contract to increase the fidelity bond from \$7,000,000 to \$10,000,000 for the period of 9/1/2012 to 1/31/2014. Approved by DHMH.
Mod #3	\$26,000,000	Modified the Contract to increase the available funding amount for the period of 12/17/2012 to 2/28/2013. Approved by DHMH as an emergency and reported to the BPW as Appendix 1 (2/20/13). An emergency was declared because the available funding was running out faster than anticipated due to increased usage of the contract. The period of the emergency was to allow time to bring this new modification to the BPW for approval.
Total	<u>\$26,018,210</u>	

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICE CONTRACT MODIFICATION

ITEM: 6-S-MOD **Agency Contact:** Sandy Johnson
410-767-7408
SJohnso5@dhr.state.md.us

DEPARTMENT/PROGRAM: Human Resources (DHR)
Child Support Enforcement Administration
(CSEA)

CONTRACT ID: CSEA/PR/11-001-A3;
Privatization of Child Support Services in
Baltimore City
ADPICS # COE67463

CONTRACT APPROVED: 12/1/2010 DBM BPW Agenda Item 4-S

CONTRACTOR: Policy Studies, Inc.
Denver, CO
(Local Office in Baltimore, MD)

CONTRACT DESCRIPTION: Provide child support services in Baltimore
City to ensure that noncustodial parents fulfill their obligations to provide financial and medical
support to their children.

MODIFICATION DESCRIPTION: Approval request to modify the Contract to
increase child support collections and ensure the accuracy of case reviews by including: (1)
additional enhanced performance area incentive goals for each Contract year with incentive
payment awards based upon meeting or exceeding the specific federal requirements/goals; and
(2) enforceable performance penalties for failure to comply with Contract requirements.

TERM OF ORIGINAL CONTRACT: 12//2/2010 – 2/28/2014 (w/2 one-year
renewal options)

TERM OF MODIFICATION: 2/21/2013 – 2/28/2014 (11 Mos.; 21 Days)

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 6-S-MOD (Cont.)

AMOUNT OF ORIGINAL CONTRACT: \$25,833,792 (3 Years, 3 Mos.; Base)
\$ 7,733,718 (1 Year; 1st Renewal Option)
\$ 7,758,958 (1 Year; 2nd Renewal Option)
\$41,326,468 Total (5 Years; 3 Mos.)

AMOUNT OF MODIFICATION: \$400,000 (1 Year, 5 Mos.; Base Contract)
\$200,000 (1 Year; 1st Renewal Option)
\$200,000 (1 Year; 2nd Renewal Option)
\$800,000 Total (3 Years; 5 Mos.)

PRIOR MODIFICATIONS/OPTIONS: \$0 (See Attachment 1)

REVISED TOTAL CONTRACT AMOUNT: \$26,233,792 (3 Years, 3 Mos.; Base)
\$ 7,933,718 (1 Year; 1st Renewal Option)
\$ 7,958,958 (1 Year; 2nd Renewal Option)
\$42,126,468 Total (5 Years; 3 Mos.)

PERCENT +/- (THIS MODIFICATION): +1.9%

OVERALL PERCENT +/-: +1.9%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 25%

MBE COMPLIANCE: 30.7%

REQUESTING AGENCY REMARKS: The goal of this modification is to have the Contractor, Policy Studies, Inc. (PSI), increase in-State child support collections by a minimum of \$6 million that will directly benefit Maryland's children.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 6-S-MOD (Cont.)

This Contract provides management and operation of the Baltimore City Office of Child Support Enforcement, which includes intake, parent location, establishment of paternity, child support and medical support, enforcement of child support and medical support, decentralized collections, review and adjustment of support and case maintenance. As of September 30, 2012, there were a total of 63,475 child support cases. Of the total number of cases, 8,874 are current Temporary Cash Assistance (TCA) clients; 41,119 are former TCA clients and 13,482 never received TCA.

DHR is taking a balanced approach to modifying the Child Support Enforcement Administration's (CSEA) Privatization of Child Support Services in Baltimore City Contract with PSI. DHR believes that the requested changes will build on the increases in performance achieved over the past year. In federal fiscal year (FFY) 2012, child support collections in Baltimore City increased by over \$4.6 million.

DHR is requesting approval to add four enhanced performance area incentive goals (see chart below), in addition to the current incentive goals, for each contract year that PSI meets or exceeds these goals. Beginning with FFY 2013, PSI will be awarded a \$50,000 incentive payment for each enhanced performance area where the incentive goal is met or exceeded for in-State collections, if a threshold increase in collections of not less than \$6 million over the previous FFY is met.

In the event that PSI meets the increased incentive threshold for FFY 2013, the incentive payment will be prorated in accordance with the effective date of this modification. The funds budgeted for the additional incentive payments will be reimbursed by the federal Office of Child Support Enforcement at 66% as a result of increased performance and increased federal incentive payments that will offset the cost of this contract modification.

This modification also addresses concerns raised by the Office of Legislative Auditors (OLA) for those cases determined to be out of compliance by the DHR Quality Control Reviews. In order to ensure accuracy in case management, any case deemed not in compliance may be subject to a monthly \$5,000 hold back per outstanding case, if not corrected within 30 days.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 6-S-MOD (Cont.)

PSI exceeded the minimum service level agreement required for the contract in FFY 2012, which ended on September 30, 2012. PSI also met two of the service level stretch goals * for the same period. Performance is described below:

Performance Area	Service Level Minimum Goal	Service Level Stretch Goal	Actual Performance for FFY 2012	New Enhanced Performance Incentive Goals, beginning FFY13
Paternity Establishment	83.25%	87.99%	90.91% *	99.41%
Support Order Establishment	77.25%	79.00%	79.99% *	86.93%
Current Support Collected	51.25%	54.00%	53.48%	65.98%
Arrearage Collection	51.25%	54.00%	53.63%	64.00%

In addition, PSI exceeded the Disbursed Collections goal of 100% by 9% (109%). For FFY 2012, PSI's Disbursed Collection goal was \$87,517,984. PSI actually disbursed \$95,287,880 in child support collections, which breaks down to \$85,844,657 for in-State disbursements and \$9,443,223.00 for interstate disbursements.

FUND SOURCE: 66 % Federal; 34% Special (Title IV-D)
(State share of "Temporary Assistance for Needy Families" and/or "Temporary Cash Assistance" Collections)

APPROP. CODE: N00H0008

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 6-S-MOD (Cont.) **ATTACHMENT**

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod #1	\$0	Modified the contract to delete one MBE subcontractors and add three additional MBE subcontractors to ensure that the Contractor maintains compliance with the MBE participation requirements in the original contract for the period 9/19/2011 - 2/28/2014. Also added IRS confidentially provisions and PRISM and Agility software requirements. Approved by DHR.
Mod #2	\$0	Modified the contract to delete one MBE subcontractor and add one new MBE subcontractor to ensure that the Contractor maintains compliance with the MBE participation requirements in the original contract for the period 3/21/2012 - 2/28/2014. Approved by DHR.
Total	<u>\$0</u>	

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

GENERAL MISCELLANEOUS

ITEM: 7-GM **Agency Contact:** Marc Nicole
410-260-7049
mnicole@dbm.state.md.us

DEPARTMENT/PROGRAM: Budget and Management (DBM)
Office of Budget Analysis (OBA)

AMOUNT OF REQUEST: \$54,400 FY 2013 Total (see Attachment)

DESCRIPTION: Request to approve various proposed reimbursable fund budget amendments for the third quarter of FY 2013. This request complies with Section 7-209 (e) of the State Finance and Procurement Article, which requires that proposed reimbursable fund budget amendments be approved by the Board of Public Works unless specifically authorized by the Budget Bill or other law.

FUND SOURCE: 100% Reimbursement

APPROP. CODE: See Attachment

REQUESTING AGENCY REMARKS: Various contributing Departments and Independent Agencies have appropriated funds to pay for services to be provided by receiving Departments or Independent Agencies for the third quarter of FY 2013. The Attachment shows the reimbursable amendments by Department and Independent Agency and identifies the Departments and Independent Agencies receiving and contributing funding, the amounts of the funding and a brief justification for each amendment.

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: 7-GM (Cont.)

ATTACHMENT

Budget Amendment Number	Department Receiving Funding	Department Contributing Funding	Funding Amount	***** Justification *****
13R-035	Q00- Department of Public Safety and Correctional Services (DPSCS)	D15- Boards and Commissions- Governor's Office of Crime Control and Prevention	\$54,400	Funding to provide coordinated closed circuit TV (CCTV) equipment and installation at the Baltimore City Detention Center (BCDC).

FY 2013 3rd Qtr Proposed Reimbursable Amendments Total \$54,400

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

CONSTRUCTION CONTRACT

ITEM: 1-C

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

INSTITUTION:

University of Maryland, Baltimore (UMB)

CONTRACT ID:

On Call Construction Management at Risk
Services for the University of Maryland
Baltimore RFP #87305 BS

DESCRIPTION: Provide Construction Management at Risk Services during pre-construction and construction phases for construction projects on an On-Call basis for the University of Maryland Baltimore Service Center.

AWARD:

Barton Malow Company
300 West Pratt Street
Baltimore, MD 21201

Lewis Contractors, LLC
55 Gwynns Mill Court
Owings Mills, MD 21117

Gilbane Building Company
7901 Sandy Spring Road
Laurel, MD 20707

Plano-Coudon, LLC
2101 Washington Blvd
Baltimore, MD 21230

J. Vinton Shafer & Sons, Inc.
1309-A Continental Drive
Abingdon, MD 21009

Whiting-Turner Contracting Co.
300 E. Joppa Road
Baltimore, MD 21286

Jeffrey Brown Contracting, LLC
400 E. Joppa Road, Ste. 410
Towson, MD 21286

CONTRACT TERM: 2/20/13 – 2/19/15 (w/ three 1-year renewal options)

AMOUNT: \$60,000,000 (\$20,000,000 estimated annually;
no single project anticipated to exceed \$10,000,000).

PROCUREMENT METHOD: Competitive Sealed Proposals

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

ITEM: 1-C (continued)

BIDS OR PROPOSALS:

	<u>Technical Score</u>	<u>Price Score</u>	<u>Total Score</u>	<u>Evaluated Price</u>
J. Vinton Shafer & Sons, Inc. Abingdon, MD	59.8	38.6	98.4	\$534,428
Lewis Contractors Owings Mills, MD	58	40	98	\$515,838
Plano-Coudon Baltimore, MD	60	35.7	95.7	\$577,900
Whiting-Turner Contracting Baltimore, MD	59.8	33.1	92.9	\$624,215
Gilbane Building Company Laurel, MD	55.2	36.0	91.2	\$572,740
Barton Malow Company Baltimore, MD	55.4	32.4	87.8	\$637,140
Jeffrey Brown Contracting, LLC Towson, MD	58.0	23.0	81.0	\$897,085

MBE PARTICIPATION:

25%

PERFORMANCE BOND:

A 100% performance bond will be required for those projects \$100,000 or greater.

REQUESTING INSTITUTION REMARKS: The solicitation was advertised in *eMaryland Marketplace* and distributed to the Office of Minority Affairs and other MBE associations. Twelve proposals were received and evaluated by a University evaluation committee. Seven firms achieved the minimum technical score and were requested to submit price proposals including fixed hourly rates. Evaluation of the price proposals was based on the CM costs which include pre-construction services and construction services for a \$3.6 million sample Bio Medical Wet Laboratory Renovation project. As construction management projects arise, the University will compete each project among the seven on-call construction management firms. These firms will use the fixed hourly rates quoted for the initial term of this contract.

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

ITEM: 1-C (continued)

FUND SOURCE: Fund sources will vary with each project but include Facilities Renewal Funds, Departmental Operating Funds, and Auxiliary Services Funds.

RESIDENT BUSINESS:	Barton Malow Company	Yes
	Gilbane Building Company	Yes
	J. Vinton Schafer & Sons	Yes
	Lewis Contractors	Yes
	Plano-Coudon, LLC	Yes
	Whiting Turner Contracting Company	Yes
	Jeffrey Brown Contracting, LLC	Yes

MD TAX CLEARANCE:	Barton Malow Company	13-0200-1111
	Gilbane Building Company	13-0201-0110
	J. Vinton Schafer & Sons	13-0203-1110
	Lewis Contractors	13-0204-1010
	Plano-Coudon, LLC	13-0205-1111
	Whiting Turner Contracting Company	13-0206-1111
	Jeffrey Brown Contracting, LLC	13-0202-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

SERVICE CONTRACT

ITEM: 2-S

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

INSTITUTION:

University of Maryland, Baltimore

CONTRACT ID:

Support Staff Services for Institute of
Human Virology IFB87355VP

DESCRIPTION: Staffing services and logistical support services to the Institute of Human Virology in Haiti and Guyana.

AWARD:

Metrica, Inc.
San Antonio, TX

TERM OF CONTRACT:

3/13/13 - 3/12/14 with four 1-year
renewal options

AMOUNT:

\$1,255,358

PROCUREMENT METHOD:

Competitive Sealed Bid
(Single Bid Received)

BIDS:

Metrica, Inc.
San Antonio, TX

\$1,255,358

MBE PARTICIPATION:

0%

REQUESTING INSTITUTION REMARKS: The solicitation was advertised in *eMarylandMarketplace*. The Institute of Human Virology provides technical support to prevent and treat HIV throughout Haiti and Guyana. On an ad hoc basis, IHV requires a vendor to provide support-staff services which includes personnel administration (hiring, salary, benefits, travel, transportation) and logistical support in Haiti and Guyana. Metrica, Inc has provided these services under previous contracts for the past five years.

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

ITEM: 2-S (continued)

FUND SOURCE: Federal Grant & Contract (\$1,137,176)
Nongovernment Grant & Contract (\$118,182)

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 13-0199-0111

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**

SERVICE CONTRACT OPTION

ITEM: 3-S OPT

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

INSTITUTION: University of Maryland, Baltimore

CONTRACT ID: Parking Management Contract
RFP85157PH/SQ

CONTRACT APPROVED: USM Item 3-S (12/20/2006)

CONTRACTOR: Standard Parking Corporation
Baltimore, MD 21201

CONTRACT DESCRIPTION: Professional insured services to operate University of Maryland, Baltimore's parking facilities, including eight garages and seven surface lots totaling over 6,700 spaces.

OPTION DESCRIPTION: Exercise fifth and final renewal option

ORIGINAL CONTRACT TERM: 03/01/2007 – 02/28/2009
(With 5 one-year renewal options)

OPTION TERM: 3/1/13 to 2/28/14

ORIGINAL CONTRACT AMOUNT: \$4,933,551.00

OPTION AMOUNT: \$3,140,326.69

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 0%

PERFORMANCE SECURITY: None

REQUESTING INSTITUTION REMARKS: This is the last of five 1-year renewal options to operate the University of Maryland, Baltimore's parking facilities consisting of eight garages and seven surface lots totaling over 6,700 spaces. This is a self-supporting program; the cost of the contract is paid by the parking fees

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

ITEM: 3-S OPT (continued)

REQUESTING INSTITUTION REMARKS: (continued) Renewal is recommended based on the contractor's continual exemplary level of customer service to the UMB/UMMC community. The vendor has worked well with UMB and been flexible in training staff to meet UMB's needs. This has resulted in fewer customer complaints and many complimentary letters and comments regarding the cashiers and services being provided such as vehicle assistance program, which includes battery jumps, lockout services and flat tire changing assistance. Overall, the contractor has done an excellent job meeting its service obligations under the contract.

FUND SOURCE:	Current Unrestricted Funds
APPROP. CODE:	R30B21
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	13-0066-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

CONSTRUCTION CONTRACT MODIFICATION

ITEM: 4-C MOD

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

INSTITUTION:

University of Maryland, College Park

CONTRACT ID:

Design-Build with Guaranteed Maximum Price
Prince Frederick Hall
Contract No. F-400169-K
Project No. 02-016-925-00

CONTRACT APPROVED:

Pre-Construction/ USM Item 5-C (10/19/2011)
GMP No. 1/USM Item 9-C Mod (05/23/2012)
GMP No. 2/USM Item 3-C Mod, (10/03/2012)

CONTRACTOR:

Clark Construction Group, LLC
Bethesda, MD 20814

CONTRACT DESCRIPTION: Design-build services for pre-construction, design and construction phases, inclusive of construction, for Prince Frederick Hall, a new 154,085 GSF 463- bed multi-story dormitory on the University of Maryland, College Park campus. Project includes a Satellite Central Utility Building in the dorm's basement which will provide the production and point of distribution for chilled and heating water to serve the dorm, the existing South Campus Dining Hall, and a future Campus Recreation Building. The total tonnage of the chilled water plant is estimated to be 1,300 tons and total heating water capacity is estimated to be 87,000 MBH. The project also includes related site and utility improvements, pedestrian walks and parking. The total estimated cost for design and construction is \$65.9 million.

MODIFICATION DESCRIPTION:

Incorporate GMP No. 3 – plumbing services

ORIGINAL CONTRACT TERM:

Design: 10/19/11 – 05/19/12
Construction: 24½ Months from Notice to Proceed

MODIFICATION TERM:

Construction: 05/23/12 – 05/14/14

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

ITEM: 4-C MOD (continued)

ORIGINAL CONTRACT AMOUNT: \$ 2,259,610 (Pre-Construction/Design)
THIS MODIFICATION AMOUNT: \$ 4,726,926
PRIOR MODIFICATIONS/OPTIONS: \$58,207,366
REVISED TOTAL CONTRACT AMOUNT: \$65,193,902
ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals
MBE PARTICIPATION: 25% Design /35% Construction
MBE COMPLIANCE: 45.2% Design / 35.1% Construction
PERFORMANCE SECURITY: Performance and Payment bonds at 100% of GMP amount

REQUESTING INSTITUTION REMARKS: Clark Construction Group performed pre-construction services concurrent with design completion. GMP No. 3 is for the remaining construction work (plumbing services). The contractor has proceeded at risk with plumbing work necessary to maintain schedule.

MBE participation for this modification (GMP #3) is 93.9%.

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

FUND SOURCE: USM Academic/Auxiliary Facility
Revenue Bonds

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-0229-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

CONSTRUCTION CONTRACT:

ITEM: 5-C

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

INSTITUTION:

Frostburg State University

CONTRACT ID:

Bobcat Stadium Press Box
FSU 12-041

CONTRACT DESCRIPTION: Labor, materials, and equipment to construct press box at Bobcat Stadium. Sporting events at Bobcat Stadium include men's and women's soccer, men's and women's lacrosse, field hockey, football, and men's and women's track and field. The stadium is also used for community events such as Relay for Life. The press box will be used by sports information for game statistics and announcing, FSU TV for broadcasting games, and coaches for game management and videotaping. It contains an area for concessions as well as public restrooms. It is also designed to host multiple other campus activities.

AWARD:

Harbel, Inc.
P.O. Box 0358
Cumberland 21501-0358

TERM:

Seven months from notice to proceed

AMOUNT:

\$4,826,300

PROCUREMENT METHOD:

Competitive Sealed Bids

BIDS:

Harbel, Inc.
Cumberland, MD

\$4,826,300

Callas
Hagerstown, MD

4,847,000.00

Lashley Construction Company, Inc.
Frostburg, MD

\$5,000,000

Clark Contractors, Inc.
Bedford, PA

\$5,369,000

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

ITEM: 5-C (continued)

BIDS: (continued)

MBE PARTICIPATION: 26%

PERFORMANCE BOND: Equal to the contract amount.

REQUESTING INSTITUTION REMARKS: The project was advertised on *eMarylandMarketplace*. Facilities Planning and Construction Department of Campus Projects at Frostburg State University will manage the Contractor's work with procurement support from the University's Department of Procurement.

FUND SOURCE: Plant Funds

APPROP CODE: R26B26

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-0663-1111

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

APPROVED **DISAPPROVED**

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

REAL PROPERTY: Acquisition by Purchase

ITEM: 6-RP

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

INSTITUTION: Coppin State University

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

PROPERTY: 1805 Thomas Avenue, Baltimore

GRANTOR: The Estate of Pauline H. Stevenson
Linda Cheryl Sloan, Personal Representative

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

APPRAISED VALUE	Colliers Pinkard	\$ 18,000.00
	Lipman Frizzell & Mitchell	\$ 15,000.00

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

PRICE:	Acquisition:	\$ 62,000.00 *
	Relocation:	\$ 000.00
	Ground Rent:	\$ 1,500.00**
	Total:	\$ 63,500.00

* An assistant attorney general has provided a litigation risk assessment letter

** Acquisition of Ground Rent.

REQUESTING INSTITUTION REMARKS: 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. The project will be constructed adjacent to the Health and Human Services Building. The Board of Public Works approved acquisition of this property by condemnation. See USM Item 9-RP (3/21/12). Acquisition was approved by the University System of Maryland Board of Regents on 10/17/08.

BOARD OF PUBLIC WORKS - THE ABOVE REFERENCED ITEM WAS:

APPROVED **DISAPPROVED**

WITH DISCUSSION

DEFERRED **WITHDRAWN**

WITHOUT DISCUSSION

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

REAL PROPERTY: Acquisition by Condemnation

ITEM: 7-RP

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

INSTITUTION: Coppin State University

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

PROPERTY: 1732 Warwick Avenue, Baltimore

GRANTOR: Yeshiva Dvar Yeshorim,
Yoseph Aron Friedman, Resident Agent

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

APPRAISED VALUE:	Colliers Pinkard	\$ 4,550.00
	Lipman Frizzell & Mitchell	\$ 6,500.00

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

PRICE:	Acquisition:	\$ 6,500.00 *
	Relocation:	\$ 000.00
	Ground Rent:	\$ 2,000.00**
	Total:	\$ 8,500.00

* Determined by the Circuit Court of Maryland for Baltimore City

** Acquisition of Ground Rent.

REQUESTING INSTITUTION REMARKS: 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. The project will be constructed adjacent to the Health and Human Services Building. The Board of Public Works approved acquisition of this property by condemnation. See USM Item 9-RP (3/21/12). Acquisition was approved by the University System of Maryland Board of Regents on 10/17/08.

BOARD OF PUBLIC WORKS - THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Gary R. Lockett (410) 385-4833
glockett2@marylandports.com

BPW – 02/20/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 1-C

MARYLAND PORT ADMINISTRATION:

CONTRACT ID: 513222
 CCTV Expansion
 South Locust Point Cruise Terminal
 Baltimore City
 ADPICS NO.: P513222

CONTRACT DESCRIPTION: This contract provides for the expansion of the Closed Circuit TV (CCTV) system at South Locust Point Cruise Terminal.

AWARD: i-COMM, Inc.
 Woodbridge, VA

AMOUNT: \$1,306,937

TERM: 100 Work Days from Notice to Proceed

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

i-COMM, Inc.
 Woodbridge, VA \$1,306,937

ICS Nett, Inc.
 Vienna, VA \$1,488,793

Dvorak, LLC
 Baltimore, MD \$1,557,000

G4S Technology
 Omaha, NE \$1,593,902

HP Secure, Inc.
 Baltimore, MD \$1,928,188

MBE PARTICIPATION: 3.4%

PERFORMANCE SECURITY: Performance and Payment Bond at 100% of the Contract Value.

ITEM: 1-C (Continued)

BPW – 02/20/13

REMARKS: The engineer's estimate for this contract was \$1,580,000.

This solicitation was advertised in eMaryland Marketplace. Five (5) firms received bid packages; two (2) were Maryland firms. Five (5) responsive and responsible bids were received.

The scope of work consists of furnishing materials and equipment and the performance of all labor to install towers, foundations, pipe bollards, graded aggregate base, and hot mix asphalt; furnish, install and integrate CCTV systems; perform miscellaneous earthwork; and all other related work.

The increased video coverage and sharing of video between State and Federal partners will enhance domain awareness and further minimize Homeland Security threats. This project is being funded, in part, by a federal port security grant. The estimated completion date is October 31, 2013.

The MBE goal established for this contract was 2.0%; however, the contractor is exceeding this goal by 1.4%.

FUND SOURCE: 75% Federal Funds Budgeted to MPA
25% Special Funds Budgeted to MPA

APPROPRIATION CODE: J03D0002

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 13-0198-1011

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Gary R. Lockett (410) 385-4833
glockett2@marylandports.com

BPW – 02/20/13

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 2-C

MARYLAND PORT ADMINISTRATION:

CONTRACT ID: 512015
 Berths 1-4 Repairs
 Dundalk Marine Terminal
 Baltimore City
 ADPICS NO.: P512015

CONTRACT DESCRIPTION: This contract is for the repair of berths 1-4 at the Dundalk Marine Terminal. Work includes removing and disposing of existing structures including seawall and sheet piling; and installing new piling, repairing existing timber piles and other incidental items related to this contract.

AWARD: Marine Technologies, Inc.
 Baltimore, MD

AMOUNT: \$5,371,034

TERM: 140 Work Days from Notice to Proceed

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Marine Technologies, Inc. \$5,371,034
 Baltimore, MD

Corman Marine Construction, Inc. \$5,475,050
 Annapolis Junction, MD

McLean Contracting Co. \$5,595,355
 Glen Burnie, MD

Cianbro Corp. \$5,694,591
 Pittsfield, ME

MBE PARTICIPATION: 17.61%

PERFORMANCE SECURITY: Performance and Payment Bond at 100% of the Contract Amount.

ITEM: 2-C (Continued)**BPW – 02/20/13**

REMARKS: The engineer's estimate for this contract was \$5,030,503.

This solicitation was advertised in eMaryland Marketplace. Four (4) firms received bid packages; three (3) were Maryland firms. Four (4) responsive and responsible bids were received.

The scope of work consists of the furnishing of all materials and equipment and the performance of all labor to complete the Work including, but not limited to removal and disposal of asphalt pavement, concrete crane beam and seawall, and railroad track; pulling one sheet of existing steel sheet piling; removal and salvage for reinstallation of fenders, concrete barriers, and several metal items; earthwork, geotextile, and stone slope protection; constructing bituminous asphalt pavements; providing steel sheet piling, a steel H-pile, and steel pipe piles; repairing timber pile connections; providing a cast-in-place concrete footing and a precast concrete retaining panel; installing distributed galvanic corrosion protection in new structural concrete elements; striping and marking pavements; various bolting, welding, and fabrications of material; providing tubular piles, new concrete bollard foundations, tie rod and deadman system, and cast steel mooring devices; and all related work. The estimated completion date is December 31, 2013.

The MBE goal established for this contract was 17%; however, the contractor is exceeding this goal by .61%.

FUND SOURCE:	100% Special Funds Budgeted to MPA
APPROPRIATION CODE:	J03D0002
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	13-0064-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Norie Calvert 410-545-0433
ncalvert@sha.state.md.us

BPW – 02/20/13

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 3-C

STATE HIGHWAY ADMINISTRATION:

CONTRACT ID: TA3055129SB
 Architectural Fire Code/Life Safety Upgrades at the
 Administration's Easton Maintenance Facility in
 Talbot County
 ADPICS NO.: TA3055129

CONTRACT DESCRIPTION: This Contract consists of architectural fire code/life safety upgrades at the Administration's Easton Maintenance Facility in Talbot County.

AWARD: Sorensen Construction, Inc.
 Queenstown, MD

AMOUNT: \$213,238 NTE

TERM OF CONTRACT: 03/04/2013-10/30/2013

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:
 Sorensen Construction, Inc. \$213,238
 Queenstown, MD

Harper & Sons, Inc. \$303,730
 Easton, MD

MBE PARTICIPATION: 10.18%

PERFORMANCE SECURITY: Payment & Performance Bonds for 100% of the award amount exist on this contract.

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Two-Hundred Four (204) contractors were notified for this project on eMaryland Marketplace; Sixty-Seven (67) of which were MDOT Certified MBE's.

100% of the work will be performed by a Certified Small Business Enterprise

The MBE Goal established for this contract was 10.00%; however, the contractor is exceeding the goal by 0.18%.

ITEM: 3-C (Continued)

BPW – 02/20/13

FUND SOURCE: 100% Special Funds Budgeted to SHA
APPROPRIATION CODE: J02B0101
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 12-2765-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Nancy Noonan 410-767-3796
nnoonan@mta.maryland.gov

BPW – 02/20/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

CONTRACT MODIFICATION: (Construction)

ITEM: 4-C-MOD

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: T-1269 A&B
 Ancillary Repairs, Maintenance & Minor
 Construction-Construction Division
 Various Locations
 ADPICS NO.: CO293564 & CO293565

ORIGINAL CONTRACT APPROVED: Item 2-C, DOT Agenda 12/03/08

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

CONTRACTORS: Denver-Elek, Inc. (Contract A)
 Baltimore, MD

 Brawner Builders, Inc. (Contract B)
 Hunt Valley, MD

MODIFICATION: Change Order No. 3 is a modification to increase the contract values and extend the contracts for a one-year period. The purpose of this modification is to allow for continuation of existing services and respond to urgent repair or maintenance projects.

AMOUNT: \$1,000,000 each

ORIGINAL CONTRACT AMOUNT: \$9,014,670 (Contract A)
 \$9,514,260 (Contract B)

REVISED CONTRACT AMOUNT: \$11,514,670 (Contract A)
 \$12,014,260 (Contract B)

PERCENTAGE INCREASE: Contract A
 11.1% (CO#003)
 27.73% (Overall)

Contract B
 10.52% (CO#003)
 26.28% (Overall)

ITEM: 4-C-MOD (Continued)

BPW - 02/20/13

TERM:

01/05/09 - 01/04/12 (Original)
 01/04/12 - 01/03/13 (CO #001)
 01/04/13 - 03/05/13 (CO #002)
 03/06/13 - 03/06/14 (CO #003)

DBE PARTICIPATION:

30% (DBE Compliance 7.47%) Contract A
 30% (DBE Compliance 20.89%) Contract B

REMARKS: These contract modifications will allow MTA sufficient time to complete the new procurement for services under MTA's ancillary contract process. MTA previously awarded several contracts under the new multiple award ancillary contract process. Unfortunately, the end users (Resident Engineers/Project Managers) are experiencing issues that are preventing the award of tasks. Instead of the new process allowing MTA to award multiple tasks to multiple vendors, the process is causing problems such as protests on individual tasks. Because of these issues, MTA was forced to put those ancillaries advertised and ancillaries to be advertised on hold until the Special Provisions could be re-visited and revisions made to remedy the problems. The new ancillary procurement which will replace Contract T-1269 A&B has been advertised but put on hold.

Currently the Construction Division of MTA's Office of Engineering is operating with only three active general purpose ancillaries contract T-1300, Ancillary Paving and contracts, T-1296 A and B, which MTA now seeks to modify. Approval of these modifications will allow the MTA to continue providing a wide range of construction services, on a task order basis, throughout the agency. If these contracts were to expire, MTA would have no existing contract authority for task order work involving construction repair or maintenance activities. This would severely impact the MTA's ability to respond to the constantly emerging maintenance and minor construction needs for which the contracts were initially awarded. MTA is also running out of funds and seeks to increase the amount of contract authority to ensure that work can continue.

The type of tasks typically provided under this ancillary are various emergency repairs on MTA-operated rail lines (Metro Subway and Light Rail) to remedy the impact of severe weather events, bus stop sign replacement, repair of bridges on State-owned freight rail lines, and security upgrades to facilities.

FUND SOURCE:

80% Federal Funds Budgeted to MTA
 20% Special Funds Budgeted to MTA

APPROPRIATION CODE:

J05H0105

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

**ATTACHMENT I
CONTRACT NO. T-1269A**

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$9,014,670	1,095 CD	Item 2-C, DOT Agenda 12/03/2008	
Modification #1	\$1,500,000	365 CD	Item 3-C-MOD, DOT Agenda 12/21/2011	To add additional contract authority until new procurement
Modification #2	\$0.00	60 CD	01/04/2013	To add additional time until new procurement
Modification #3	\$1,000,000	365 CD	02/20/2013	To add additional time and contract authority until new procurement
Revised Amount	\$11,514,670			

CONTRACT NO. T-1269B

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$9,514,260	1,095 CD	Item 2-C, DOT Agenda 12/03/2008	
Modification #1	\$1,500,000	365 CD	Item 3-C-MOD, DOT Agenda 12/21/2011	To add additional contract authority until new procurement
Modification #2	\$0.00	60 CD	01/04/2013	To add additional time until new procurement
Modification #3	\$1,000,000	365 CD	02/20/2013	To add additional time and contract authority until new procurement
Revised Amount	\$12,014,260			

Norie A. Calvert 410-545-0433
ncalvert@sha.state.md.us

BPW – 02/20/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 5-AE

STATE HIGHWAY ADMINISTRATION:

CONTRACT ID: BCS 2011-01 C
 Pavement Management Services, Statewide
 ADPICS NOS.: SBSCS1101C

CONTRACT DESCRIPTION: This is the last of three (3) open-end task order contracts to provide pavement management services for the State Highway Administration's Office of Materials Technology/Pavement and Geotechnical Division.

PROCUREMENT METHOD: **Maryland Architectural and Engineering Services Act;** Recommendation approved by the Transportation Professional Services Selection Board on February 7, 2013.

AWARD: AMEC, Inc.
 Beltsville, MD

AMOUNT: \$3,000,000

TERM: 02/20/2013 – 02/19/2018

DBE PARTICIPATION: 25%

PROPOSALS:

	<u>Technical Proposal Rating (Max 690)</u>	<u>Technical Ranking</u>	<u>Negotiated Price</u>
Whitney, Bailey, Cox & Magnani, LLC/ Wallace, Montgomery & Associates, LLP Baltimore, MD	483	1	\$3,000,000 Contract A Item 2-AE, 12/19/12 BPW
Applied Research Associates, Inc. Elkridge, MD	475	2	\$3,000,000 Contract B Item 2-AE, 12/19/12 BPW
AMEC, Inc. Beltsville, MD	475	3	\$3,000,000 Contract C

ITEM: 5-AE (Continued)

BPW – 02/20/13

PROPOSALS (Cont.):

	<u>Technical Proposal Rating (Max 690)</u>	<u>Technical Ranking</u>	<u>Negotiated Price</u>
Axiom Decision Systems, Inc. Ellicott City, MD	398	4	N/A
Kercher Engineering, Inc. Bel Air, MD	324	5	N/A

REMARKS: The Consultant shall provide services to supplement the Pavement Division staff which may include, but not be limited to: provide support and enhancement of our current pavement management system and for the development of pavement models, optimization routines, retrieval routines, and special studies related to pavement and asset management.

The solicitation was advertised in The Daily Record, eMaryland Marketplace and SHA web page. A total of five (5) engineering consultant firms submitted technical proposals for this project, of which all are Maryland firms.

This contract includes a provision authorizing an extension for up to one-third of the original term to spend funds remaining on the contract as provided in Revised Board Advisory 1995-1.

FUND SOURCE: Federal and Special Funds Budgeted to SHA

APPROPRIATION CODE: B0101

MD TAX CLEARANCE: 12-2714-1111

RESIDENT BUSINESSES: Yes

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

BPW – 02/20/13

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 6-M

MARYLAND AVIATION ADMINISTRATION:

CONTRACT ID: MAA-MC-13-012
 Rental Car Shuttle Bus Refurbishment Program at
 Baltimore/Washington International Thurgood
 Marshall Airport (BWI Marshall)
 Anne Arundel County
 ADPICS NO.: MAAMC13012

CONTRACT DESCRIPTION: This contract provides for a refurbishment program of Maryland Aviation Administration owned buses at BWI Marshall which includes but is not limited to replacement of HVAC compressors, rebuilt engines and transmissions, body work and replacement of wheels.

AWARD: Fleetpro, Inc.
 Baltimore, MD

TERM OF CONTRACT: 03/15/13 – 03/31/17
 (Four (4) years from Notice to Proceed)

AMOUNT: \$1,100,000

PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: 0%

REMARKS: In order to maintain the maximum number of buses in service, to meet the customer service demands at the airport, the refurbishments must be completed during scheduled preventive maintenance checks and around equipment malfunctions, thus minimizing out-of-service hours. A thorough preventive maintenance program relies on proper maintenance repairs, performed by trained, experienced, and knowledgeable technicians, which ensures each vehicle has been thoroughly inspected, repaired, and maintained. Also, in an effort to minimize bus transportation time and unnecessary fuel usage to and from the proposed facility, it is imperative that the contractor be no further than twenty-five (25) miles from the airport.

In an effort to seek qualified contractors for this service, in accordance with COMAR 21.05.05.02B, the MAA advertised a Request for Information (RFI), December 14, 2012 via eMaryland Marketplace. The RFI was sent to sixty-six (66) contractors, however; only one (1) response was received from Fleetpro, Inc.

ITEM: 6-M (Continued)**BPW-02/20/13**

It is MAA's recommendation to award the bus refurbishment program to Fleetpro, Inc., in accordance with COMAR 21.05.05 Sole Source Procurement. Fleetpro has been under subcontract to the Rental Car Consortium to provide all bus servicing, inspections, maintenance, certifications, parts, and repairs to the bus fleet from the beginning of bus operations in 2003.

Fleetpro is a certified small business.

FUND SOURCE:	100% Other Funds Budgeted to MAA
APPROPRIATION CODE:	J06I00003
MD TAX CLEARANCE:	12-2632-1111
RESIDENT BUSINESS:	Yes

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

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

Norie Calvert 410-545-0433
ncalvert@sha.state.md.us

BPW – 02/20/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 7-M

STATE HIGHWAY ADMINISTRATION:

CONTRACT ID: AX3006114
 Vegetation Management; Landscape, Turf &
 Meadow Maintenance in Carroll, Frederick &
 Howard Counties
 ADPICS NO.: AX3006114

CONTRACT DESCRIPTION: This Contract consists of vegetation management; landscape, turf & meadow maintenance in Carroll, Frederick & Howard Counties.

AWARD: Poole Landscaping, Inc.
 Frederick, MD

AMOUNT: \$1,310,758 NTE

TERM OF CONTRACT: 03/04/2013-02/29/2016

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Poole Landscaping, Inc. Frederick, MD	\$1,310,758
Patriot Land & Wildlife Management Services, Inc. Barnesville, MD	\$1,588,759
Ed's Plant World, Inc. Brandywine, MD	\$1,689,998
Lorenz Lawn & Landscape Baltimore, MD	\$2,462,903
Valley Crest landscape Development Chantilly, VA	\$2,673,714

MBE PARTICIPATION: 0% (Single Element of Work)

ITEM: 7-M (Continued)**BPW – 02/20/13****PERFORMANCE SECURITY:**

Payment & Performance Bonds for 100% of the award amount exist on this contract.

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Three-Hundred Thirty Seven (337) contractors were notified for this project on eMaryland Marketplace; Ninety Eight (98) of which were MDOT Certified MBE's.

100% of the work will be performed by a Certified Small Business Enterprise.

FUND SOURCE:

100% Special Funds Budgeted to SHA

APPROPRIATION CODE:

J02B0102

RESIDENT BUSINESS:

Yes

MD TAX CLEARANCE:

12-2414-0111

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

Norie Calvert 410-545-0433
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BPW – 02/20/13

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 8-M

STATE HIGHWAY ADMINISTRATION:

CONTRACT ID: 4262G51415SB
 Application of Herbicide Solutions along Roadways
 at Various Locations in Northern Anne Arundel
 County
 ADPICS NO.: 4262G51415

CONTRACT DESCRIPTION: This Contract consists of the application of herbicide solutions along roadways at various locations in Northern Anne Arundel County.

AWARD: Unified Solutions Services, LLC
 Columbia, MD

AMOUNT: \$98,800 NTE

TERM OF CONTRACT: 03/04/2013 – 12/31/2015

PROCUREMENT METHOD: Competitive Sealed Bidding
 (Single Bid Received)

BIDS:
 Unified Solutions Services, LLC \$98,800
 Columbia, MD

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY: None

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. One-Hundred Forty Seven (147) contractors were notified for this project on eMaryland Marketplace; Sixty Eight (68) of which were MDOT Certified MBE's.

There were five (5) plan purchasers for this project. Four (4) companies did not submit bids and were contacted by the Highway Administration. Three (3) companies determined they were unable to bid on this contract for not having the fiscal means to purchase the equipment required for application of herbicides. One (1) contractor did not have a certified herbicide applicator on staff.

ITEM: 8-M (Continued)**BPW – 02/20/13**

Although there was no MBE goal established for this contract as it is a single element of work, 100% of the work will be performed by a Certified Minority/Small Business Enterprise; therefore, the MBE participation is 100%.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-2724-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Norie Calvert 410-545-0433
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BPW – 02/20/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 9-M

STATE HIGHWAY ADMINISTRATION:

CONTRACT ID: 5280251414
 Maintenance and Repairs of Highway Street
 Lighting at Various Locations in Anne Arundel
 County
 ADPICS NO.: 5280251414

CONTRACT DESCRIPTION: This Contract consists of the maintenance and repairs of highway street lighting at various locations in Anne Arundel County.

AWARD: Lighting Maintenance, Inc.
 Rockville, MD

AMOUNT: \$1,306,049 NTE

TERM OF CONTRACT: 03/04/2013 – 12/31/2014

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Lighting Maintenance, Inc. Linthicum, MD	1,306,049
Rommel Engineering & Construction, Inc. Linthicum, MD	\$1,659,731
Moore's Systems Maintenance, LLC Baltimore, MD	\$2,180,459

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY: Payment & Performance Bonds for 100% of the award amount exist on this contract.

REMARKS: This work involves the repair/maintenance of lighting that was designed in accordance with AASHTP standards for roadway lighting. The illumination standards are established by the Illumination Engineering Society. For street lighting, SHA uses full "luminaire cutoffs." There is only a 3% spillover at 80% axis. These full cutoffs are usually less glaring to drivers, yet they distribute full

ITEM: 9-M (Continued)

BPW – 02/20/13

intensity light to the ground. Highmast lighting is designed as straight “down lighting” and is used on major highways.

The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. One-Hundred Fifty Five (155) contractors were notified for this project on eMaryland Marketplace; Forty-One (41) of which were MDOT Certified MBE's.

Although there was no MBE goal established for this contract as it is a single element of work, 100% of the work will be performed by a Certified Minority/Small Business Enterprise; therefore, the MBE participation is 100%.

FUND SOURCE:	100% Special Funds Budgeted to SHA
APPROPRIATION CODE:	J02B0102
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	12-2760-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

John Thornton 410-631-1002
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BPW- 02/20/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

RENEWAL OPTION: (Maintenance)

ITEM: 10-M-OPT

MARYLAND PORT ADMINISTRATION:

CONTRACT ID: 290029-M
 Rail Maintenance Services
 Various Locations
 ADPICS NO.: P090657

ORIGINAL CONTRACT APPROVED: Item 11-M, DOT Agenda 7/22/09

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

CONTRACTOR: Amtrac Railroad Contractors of
 Maryland, Inc.
 Hagerstown, MD

MODIFICATION: Exercises the second two-year renewal option, to extend the contract for the period September 1, 2013 through August 31, 2015.

AMOUNT: \$722,300

ORIGINAL CONTRACT AMOUNT: \$722,300

REVISED CONTRACT AMOUNT: \$2,166,900

PERCENTAGE INCREASE: 100% (Renewal Option No. 2)
 200% (Overall)

TERM: 09/01/2009 - 08/31/2011 - (Original)
 09/01/2011 - 08/31/2013 - (Renewal Option 1)
 09/01/2013 - 08/31/2015 - (Renewal Option 2)

MBE PARTICIPATION: 100% (Certified MBE Contractor)

MBE COMPLIANCE: 100% MBE Goal (See Remarks)

ITEM: 10-M-OPT (Continued)

BPW – 02/20/13

REMARKS: This contract requires routine preventive rail maintenance, repairs and emergency service, 24 hours/day, 7 days/week at MPA marine terminals. The contractor is performing exceptionally well, and MPA wishes to retain the contractor while it has the option to do so. The contractor's workers show up on-time and work diligently while on-site; their inspections are thorough and performed in accordance with federal inspection requirements; they promptly fix problems found during inspections; they provide the tools and equipment needed to do the job; their billings are timely, correct and consistent with contract rates; they protect and maintain the State property they come in contact with in the course of their performance; they comply with MPA Security and Transportation Worker Identification Credential (TWIC) requirements; and they are qualified to work in areas of the Dundalk Marine Terminal affected by chrome ore processing residue.

Due to the limited scope of work, no MBE goal was established for this contract. However, Amtrac Railroad Contractors of Maryland, Inc. is a certified Minority Business Enterprise; therefore, the MBE participation is 100%.

FUND SOURCE:	100% Special Funds Budgeted to MPA
APPROPRIATION CODE:	J0300002
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	12-2788-1649116

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

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

ATTACHMENT I

	Amount	Term	BPW Date	Reason
Original Contract	\$722,300	09/01/09 - 08/31/11	Item 11-M, DOT Agenda 5/04/09	
Modification No. 1	\$722,300	09/01/11 – 08/31/13	Item 8-M- OPT, DOT Agenda 02/23/11	Renewal Option #1
Modification No.2	\$722,300	09/01/13 – 08/13/15	02/20/13	Renewal Option #2
Revised Amount	\$2,166,900			

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BPW – 02/20/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

SERVICE CONTRACT

ITEM: 11-S

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: T8000-0390
 Light Rail Station Cleaning & Pressure Washing
 Various Locations
 ADPICS NO.: T80000390

CONTRACT DESCRIPTION: The contractor shall provide all necessary labor, tools, materials, equipment, and supervision required to clean and provide general maintenance at various Light Rail stations stops and parking lots for the Light Rail Division for the Maryland Transit Administration.

AWARD: The Arc Baltimore, Inc.
 Baltimore, MD

TERM: 03/07/2013-03/06/2016

AMOUNT: \$ 3,509,163

PROCUREMENT METHOD: Community Service Provider

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY: N/A

REMARKS: On November 20, 2012, the Maryland Works Pricing and Selection Committee certified this award as fair market value for Light Rail station cleaning and pressure washing services at various locations.

To maintain clean transit service for our riders and improve ridership, the MTA must properly maintain its station stops and parking lots. This contract provides for station cleaning and trash pick-up at thirty one Light Rail Stations and 15 parking lots. Station cleaning includes sweeping sidewalks, gathering trash and pressure washing the platforms, shelters, bus loops, benches and sidewalks throughout the day. Trash pick-up includes emptying receptacles and removing loose trash from the platforms, sidewalks and parking lots.

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05 H0105

ITEM: 11-S (Continued)

BPW – 02/20/13

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-2864-1110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

John Thornton 410-385-4850
jthornton@marylandports.com

BPW – 02/20/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

RENEWAL OPTION: (Service)

ITEM: 12-S-OPT

MARYLAND PORT ADMINISTRATION:

CONTRACT ID: 270027-SA
 Fire Protection System Inspection,
 Maintenance, and Repair
 Various Locations
 ADPICS NO.: CO292184

ORIGINAL CONTRACT APPROVED: Item 27-S, DOT Agenda 5/21/2008

ORIGINAL PROCUREMENT METHOD: Negotiated Award after Unsatisfactory
 Competitive Sealed Bidding

CONTRACTOR: Advanced Fire Protection Systems, LLC
 Glen Burnie, MD

MODIFICATION: Renewal Option No. 1 (Modification No. 8) exercises the five-year option to extend the contract for the period June 1, 2013 through May 31, 2018.

AMOUNT: \$1,894,000

ORIGINAL CONTRACT AMOUNT: \$1,894,000

REVISED CONTRACT AMOUNT: \$4,277,975

PERCENTAGE INCREASE: 100% (Renewal Option No.1)
 126% (Overall)

TERM: 06/1/08 – 05/31/13 (Original)
 06/1/13 – 05/31/18 (Renewal Option No. 1)

MBE PARTICIPATION: 10% (MBE Compliance 10.5%)

REMARKS: The Contractor provides inspections, repairs and maintenance to the existing sprinklers, standpipe systems, fire extinguishers and fire hydrants at MPA marine terminals.

The original contract term was May 30, 2008 through May 31, 2013 with MPA having the unilateral right to renew for a one additional five-year term subject to the Contractor's right to a price increase during the renewal term equal to the annual change in the Consumer Price Index not to exceed 3%. The

ITEM: 12-S-OPT (Continued)**BPW – 02/20/13**

Contractor has agreed to waive the allowable price increase during the renewal term. The original contract and the renewal period were set at five years in order to have the same contractor provide a full cycle of inspections required by the fire code (the last required code inspection being at five-year intervals).

Many elements of the MPA terminal sprinkler systems are over thirty years old. Components of these old systems sometimes malfunction and sprinkler lines begin to leak, necessitating repairs. Regular inspections by the contractor can also reveal the need for repairs before a system component fails. Since many original parts are now obsolete, repair or replacement of defective components with new parts can require replacement of other components due to incompatibility. While a sprinkler system is out of service MPA may have to provide a fire watch (requiring the payment of overtime to MPA or security personnel) or place restrictions on use of the area out of service. Delays in making repairs can result in fire code violations, disruptions to terminal operations, damage to property in MPA buildings, and losses to the State of Maryland and customers.

To deal with the need for rapid response in the event of a system defect or malfunction, the scope of the contract and the not-to-exceed value of \$1,894,000 include two allowances for repair work. One allowance (Extra Work for Capital Improvements) in the amount of \$500,000 covers major repairs funded by MPA's capital budget. The second allowance (the Extra Work Allowance) in the amount of \$250,000 (\$50,000 per year) covers minor repairs funded by MPA's operating budget. These two allowances permit MPA to make necessary repairs quickly, with minimal delay, system downtime, and disruption to terminal operations and Port customers that would occur if MPA had to bid each repair as a separate contract.

MPA requests approval to exercise Renewal Option No. 1 because the contractor's performance has been very good, strictly in accordance with contract requirements and without deviations. The contractor has been very responsive to the needs MPA and its tenants, providing advance notification of inspections and repairs in order to prevent or minimize impact on cargo operations. During the term of this contract there have been minimal or no life safety violations found during annual U.S. Coast Guard inspections, the number of alarm system calls have been reduced, and the periods during which sprinkler systems have been out of service has been reduced. The contractor has also agreed to waive the allowable CPI increase during the full five-year renewal term; therefore, MPA will be paying for services through May 31, 2018 at prices bid in 2008.

100% of this work is being performed by a Certified Small Business Enterprise.

FUND SOURCE:	100% Special Funds Budgeted to MPA
APPROPRIATION CODE:	J03D0001 and J03D0002
RESIDENT BUSINESS:	Yes

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$1,894,000	06/01/08 – 05/31/13	Item 27-S, DOT Agenda 05/21/08	
Modification No. 1	\$ 33,345	09/04/08 – 05/31/13	DCAR 09/03/08	Added two locations for inspection and testing
Modification No. 2	\$ 282,112	09/09/08 – 05/31/13	Item 24-S- MOD, DOT Agenda 01/15/08	Added five locations for inspection and testing
Modification No. 3	(\$ 76,562)	03/30/09 – 05/31/13	Item 13-S- MOD, DOT Agenda 09/16/09	Credit to MPA for recalculation of Mod. No. 2
Modification No. 4	0	10/04/09 – 05/31/13	-	Substituted a new MBE subcontractor
Modification No. 5	\$ 200,000	07/8/09 – 05/31/13	Item 22-S- MOD, DOT Agenda 09/01/10	Increased Extra Work Allowance
Modification No. 6	\$ 49,840	01/24/11 – 05/31/13	DCAR 02/08/11	Added two locations for inspection and testing
Modification No. 7	\$ 1,240	10/12/12 – 05/31/13	-	Added one location for inspection and testing
Modification No. 8	\$1,894,000	06/01/13 – 05/31/18	DOT Agenda 02/20/13	Renewal Opt. No. 1
Revised Amount	\$4,277,975			

Suzette Moore 410-859-7792
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BPW – 02/20/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

EQUIPMENT CONTRACT

ITEM: 13-E

MARYLAND AVIATION ADMINISTRATION:

CONTRACT ID: MAP6303320
 75 Foot Aerial Ladder Automotive Fire Apparatus at BWI
 Thurgood Marshall Airport (BWI Marshall)
 Anne Arundel County
 ADPICS NO.: MAP6303320

CONTRACT DESCRIPTION: This contract provides for the manufacture and delivery of a Pierce Arrow 75 foot aerial ladder automotive fire apparatus from Houston Galveston Area Council (H-GAC) Buy contract.

AWARDS: Atlantic Emergency Solutions
 Dover, DE

TERM: 03/01/2013-03/01/2014
 (One (1) year from Notice to Proceed)

AMOUNT: \$799,881

PROCUREMENT METHOD: Intergovernmental Cooperative Purchase

REMARKS: MAA will replace one (1) 1994, Emergency-One 75 foot ladder automotive fire apparatus with one (1) 2013 Emergency-One 75 foot ladder. One of the most important capital assets of the Baltimore/Washington International Thurgood Marshall Airport (BWI Marshall) and BWI Marshall Fire and Rescue Department (FRD) is a fleet of reliable automotive fire apparatus. Firefighters depend heavily on the performance capabilities of these vehicles when delivering emergency services to protect life, property, and the environment. In order to maximize the firefighter capabilities and minimize their risk of injuries, it is imperative that the fire apparatus be equipped with the latest safety feature and operating capabilities.

Through market research the MAA compared the base price for the Pierce Arrow 75 foot rear mounted ladder automotive fire apparatus off of the (H-GAC) Buy contract with a base price for a Pierce Velocity 75' heavy aluminum ladder fire apparatus from the Louisiana Multiple Award Schedule for fire apparatus. The base price for the a Pierce Velocity 75' heavy aluminum ladder fire apparatus off of the Louisiana Multiple Award Schedule is \$653,335.95. By comparing the base price to a similar vehicle, the price from Atlantic Emergency Solutions is considered fair and reasonable.

The Contract with Atlantic Emergency Solutions has been negotiated per COMAR 21.05.09, Intergovernmental Cooperative Purchasing. Utilizing this procurement method will allow the MAA to realize savings in time and money in obtaining the vehicle.

ITEM: 13-E (Continued)**BPW – 02/20/13**

FUND SOURCE: 100% Special Funds Budgeted to MAA
APPROPRIATION CODE: J06I0003
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 13-0163-1111

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

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

Suzette Moore 410-859-7792
Smoores2@bwiairport.com

BPW – 02/20/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

EQUIPMENT CONTRACT

ITEM: 14-E

MARYLAND AVIATION ADMINISTRATION:

CONTRACT ID: MAP6303334
Aircraft Rescue Firefighting (ARFF) Vehicle at BWI
Thurgood Marshall Airport (BWI Marshall)
Anne Arundel County
ADPICS NO.: MAP6303334

CONTRACT DESCRIPTION: This contract provides for the manufacture and delivery of one (1) Oshkosh ARFF vehicle from Houston Galveston Area Council (H-GAC) Buy contract.

AWARDS: Oshkosh Corporation
Appleton, WI

TERM: 03/01/2013-03/01/2014
(One (1) year from Notice to Proceed)

AMOUNT: \$903,743

PROCUREMENT METHOD: Intergovernmental Cooperative Purchase

REMARKS: MAA will replace one (1) 1999 ARFF vehicle manufactured by Oshkosh Corporation with one (1) 2013 ARFF vehicle. One of the most important capital assets of the Baltimore/Washington International Thurgood Marshall Airport (BWI Marshall) and BWI Marshall Fire and Rescue Department (FRD) is a fleet of reliable automotive fire apparatus. Firefighters depend heavily on the performance capabilities of these vehicles when delivering emergency services to protect life, property and the environment. In order to maximize the firefighter capabilities and minimize their risk of injuries, it is imperative that the fire apparatus be equipped with the latest safety features and operating capabilities.

Through market research the MAA compared the cost with a public bid by the Santa Maria Public Airport District for a similar ARFF vehicle from Oshkosh Corporation totaling \$990,611.00. The bid received from Oshkosh Corporation was posted on the Santa Maria Public Airport District website on September 4, 2012. By comparing the base price to a similar vehicle, the price from Oshkosh Corporation is considered fair and reasonable.

The Contract with Oshkosh Corporation has been negotiated per COMAR 21.05.09, Intergovernmental Cooperative Purchasing. Utilizing this procurement method will allow the MAA to realize savings in time and money in obtaining the vehicle.

FUND SOURCE: 100% Special Funds Budgeted to MAA

ITEM: 14-E (Continued)

BPW – 02/20/13

APPROPRIATION CODE: J06I0003

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 13-0162-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

106

Suzette Moore 410-859-7792
Smoores2@bwiairport.com

BPW – 02/20/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

EQUIPMENT CONTRACT

ITEM: 15-E

MARYLAND AVIATION ADMINISTRATION:

CONTRACT ID: MAP6303452
 Emergency Medical Vehicle at BWI Thurgood Marshall
 Airport (BWI Marshall)
 Anne Arundel County
 ADPICS NO.: MAP6303452

CONTRACT DESCRIPTION: This contract is to procure an emergency medical vehicle from the Houston Galveston Area Council Buy (H-GAC) contract.

AWARDS: Fesco Emergency Sales
 Elkridge, MD

TERM: 03/01/2013-03/01/2014
 (One (1) year from Notice to Proceed)

AMOUNT: \$203,906

PROCUREMENT METHOD: Intergovernmental Cooperative Purchase

REMARKS: MAA will replace one (1) 2000 Horton Emergency Medical Vehicle with one (1) 2013 Horton Emergency Medical Vehicle. One of the most important capital assets of the Baltimore/Washington International Thurgood Marshall Airport (BWI Marshall) and BWI Marshall Fire and Rescue Department (FRD) is a fleet of reliable Emergency Medical Response Vehicles. Medics depend heavily on the performance capabilities of these vehicles when delivering emergency services to protect life. If these services are to be provided without interruption, emergency medical vehicles must be maintained in superior operating condition and should be promptly replaced when adequate performance levels can no longer be assured.

Through market research the MAA compared a public bid by the State of Ohio for a similar vehicle for Horton Emergency Vehicles. The base price for a Model 603 Type 1, Ford F-450 (4x2) is \$148,001 compared to the base price of \$136,567 on the HGAC Buy contract. Additional options make-up the total configured price of this purchase. By comparing the base price to a similar vehicle, the price from Fesco Emergency Sales is considered fair and reasonable.

The Contract with Fesco Emergency Sales has been negotiated per COMAR 21.05.09, Intergovernmental Cooperative Purchasing. Utilizing this procurement method will allow the MAA to realize savings in time and money in obtaining the vehicle.

ITEM: 15-E (Continued)**BPW – 02/20/13****FUND SOURCE:** 100% Special Funds Budgeted to MAA**APPROPRIATION CODE:** J06I0003**RESIDENT BUSINESS:** Yes**MD TAX CLEARANCE:** 13-0164-1111

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

Suzette Moore 410-859-7792
Smooore2@bwiairport.com

BPW – 02/20/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

EQUIPMENT CONTRACT

ITEM: 16-E

MARYLAND AVIATION ADMINISTRATION:

CONTRACT ID: MAP6303531
C-23 Mobile Command Vehicle at BWI Thurgood Marshall
Airport (BWI Marshall)
Anne Arundel County
ADPICS NO.: MAP6303531

CONTRACT DESCRIPTION: This contract provides for the manufacture and delivery of a C-23 Mobile Command Vehicle from Houston Galveston Area Council (H-GAC) Buy contract.

AWARDS: Atlantic Emergency Solutions
Dover, DE

TERM: 03/01/2013-03/01/2014
(One (1) year from Notice to Proceed)

AMOUNT: \$157,833

PROCUREMENT METHOD: Intergovernmental Cooperative Purchase

REMARKS: MAA will replace one (1) 2001 Ford Expedition with one (1) 2013 C-23 Mobile Command Vehicle. One of the most important capital assets of the Baltimore/Washington International Thurgood Marshall Airport (BWI Marshall) and BWI Marshall Fire and Rescue Department (FRD) is a fleet of reliable automotive fire apparatus. Firefighters depend heavily on the performance capabilities of these vehicles when delivering emergency services to protect life, property and the environment. In order to maximize the firefighter capabilities and minimize their risk of injuries, it is imperative that the incident command vehicle be equipped with the latest operating capabilities to perform command functions and control communications during emergency situations.

Through market research the MAA compared a public bid by the City of Tampa for a similar C-24 Mobile Command Vehicle from Pierce Manufacturing totaling \$296,496. The City of Tampa received the bid from Pierce Manufacturing on February 3, 2012. By comparing the base price to a similar vehicle, the price from Atlantic Emergency Solutions is considered fair and reasonable.

The Contract with Atlantic Emergency Solutions has been negotiated per COMAR 21.05.09, Intergovernmental Cooperative Purchasing. Utilizing this procurement method will allow the MAA to realize savings in time and money in obtaining the vehicle.

ITEM: 16-E (Continued)**BPW – 02/20/13**

FUND SOURCE: 100% Special Funds Budgeted to MAA
APPROPRIATION CODE: J06I0003
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 13-0163-1111

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

BPW- 02/20/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

EQUIPMENT CONTRACT

ITEM: 17-E

MARYLAND AVIATION ADMINISTRATION:

CONTRACT ID: MAP6303616
 Tracking Tow Broom for use at Baltimore
 Washington International Thurgood Marshall
 Airport (BWI Marshall)
 Anne Arundel County
 ADPICS NO: MAP6303616

CONTRACT DESCRIPTION: This contract provides for one (1) tracking tow broom at BWI Marshall.

AWARD: M-B Companies, Inc.
 New Holstein, WI

TERM: 02/28/13 – 08/31/13

AMOUNT: \$228,315

PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: 0%

PERFORMANCE SECURITY: None

REMARKS: MAA will replace one (1) tracking tow broom with one (1) M-B tracking tow broom unit. MAA Oshkosh H-Series snow plow trucks are connected to the M-B Company broom control panel and wiring harness, which make the snow truck and broom a “married pair”. The wiring harness and control heads are proprietary to M-B Company and Oshkosh Truck Corporation. Equipping the Oshkosh snowplow truck with a tracking tow broom allows runway plowing and/or brooming as runway conditions dictate with a single multifunction piece of equipment. On December 26, 2012 MAA’s M-B tracking tow broom unit was destroyed by an on-board fire resulting in a catastrophic loss.

During inclement weather in particular snow removal operations, proper runway preparation including all equipment is paramount to aircraft safely taking off and landing, as well as ensuring safe operations for the quick response of the BWI Airports Fire/Rescue department and Police force. Therefore, in accordance with COMAR 21.05.05 Sole Source Procurement; it is MAA’s recommendation to replace the M-B tracking tow broom from M-B Companies, Inc.

ITEM: 17-E (Continued)**BPW – 02/20/13**

FUND SOURCE: 100% Special Funds Budgeted to MAA
APPROPRIATION CODE: J06I00003
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 13-0222-01111

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

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

112

George E. Fabula, Jr. 410-767-3908
GFabula@mta.maryland.gov

BPW-02/20/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

REAL PROPERTY LEASE AMENDMENT

ITEM: 18-RP

MARYLAND TRANSIT ADMINISTRATION: Second Amendment to Lease Agreement (Perryville, Aberdeen, Edgewood, Glenn L. Martin, BWI, New Carrollton)

EXPLANATION: The Maryland Transit Administration (MTA) and the National Railroad Passenger Corporation (Amtrak) have agreed to amend the existing Lease Agreement and First Amendment to Lease Agreement for the passenger rail lines to include the Baltimore-Washington International (BWI) and New Carrollton MARC Station. The purpose of the Second Amendment will allow MTA to install, maintain, and repair MTA's planned closed circuit television system.

LESSOR: National Railroad Passenger Corporation (Amtrak)

LESSEE: Maryland Transit Administration

CONSIDERATION: N/A

SPECIAL CONDITIONS: N/A

REMARKS: MTA and Amtrak entered into a Lease Agreement dated April 4, 1991, as amended by a First Amendment and approved by the Maryland Board of Public Works on February 22, 2012, as Item 2-RP-MOD. The First Amendment granted MTA certain expanded rights at Perryville, Aberdeen, Edgewood and Glen L. Martin to support two capital projects. The Second Amendment to the Lease Agreement will provide the same rights at New Carrollton and the BWI MARC Stations to support MTA's project for closed circuit televisions to continue to support MARC services along the Penn Line.

Board of Public Works approval is requested for this Second Amendment to Lease Agreement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

George E. Fabula, Jr. 410-767-3908
GFabula@mta.maryland.gov

BPW-02/20/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

REAL PROPERTY LEASE AMENDMENT

ITEM: 19-RP

MARYLAND TRANSIT ADMINISTRATION: Second Amendment to Easement
 Agreement (Baltimore Penn Station)

EXPLANATION: The Maryland Transit Administration (MTA) and the National Railroad Passenger Corporation (Amtrak) have agreed to amend the existing Easement Agreement and First Amendment to Easement Agreement for the Penn Line Light Rail Station at Penn Station in Baltimore City, Maryland. This Second Amendment will allow MTA to install, maintain and repair all improvements related to MTA's passenger information system, PA/LED and closed circuit television systems.

GRANTOR: National Railroad Passenger Corporation (Amtrak)

GRANTEE: Maryland Transit Administration

CONSIDERATION: N/A

SPECIAL CONDITIONS: N/A

REMARKS: MTA and Amtrak entered into an Easement Agreement dated October 30, 1996 granting MTA an easement to support a new light rail station along the Penn Line. On March 11, 1998, MTA and Amtrak entered into a First Amendment to Easement Agreement for additional rights.

Board of Public Works approval is requested for this Second Amendment to Easement Agreement.

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

BPW – 02/20/13

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

GENERAL/MISCELLANEOUS

ITEM: 20 -GM

MARYLAND AVIATION ADMINISTRATION:

CONTRACT ID: MAA-LC-13-017; MAA-LC-13-018;
 MAA-LC-13-019

NATURE OF REQUEST: Approval of Lease of Facilities to the Federal Aviation Administration (FAA) to support Air Traffic Control Tower (ATCT) Operations located in the BWI Marshall Terminal Building. These three (3) Contracts provide for space rental and recovery from the FAA of the cost of utilities and custodial services associated with the ATCT and Administrative Support Facilities.

CONCESSIONAIRE: Federal Aviation Administration
 Atlanta, Georgia

REVENUE: Total payments to the MAA over the 5-year contract term are as follows:

MAA-LC-13-017	ATCT Space Rental	\$5,962,595.80
MAA-LC-13-018	Utilities & Custodial	\$ 870,240.00
MAA-LC-13-019	Special Utilities	\$ 211,934.00
	Total	\$7,044,769.80

Space rental rates are based on rates in the current Tenant Directive 401.1 Standard Rates and Fees at Baltimore/Washington International Thurgood Marshall Airport for the initial lease year, increased by three percent (3%) for each subsequent year of the lease term. Utilities and custodial services are based on the Fiscal Year 2013 operating expenses for the initial lease year and also increased by three percent (3%) for each subsequent year of the lease term.

DURATION: Five (5) years commencing on April 1, 2013 and ending March 31, 2018. Each party has the right to cancel the contracts upon thirty (30) days prior written notice.

REMARKS: The MAA has a continuing relationship with FAA for the lease of facilities to support the ATCT operations at BWI Marshall. These contracts will replace Contract Nos. MAA-LC-09-011, MAA-LC-09-012 and MAA-LC-09-013, which were approved by the BPW as Item 13-GM on December 3, 2008. The current contracts expire March 31, 2013. The FAA, consistent with federal guidelines concerning ATCT activities at airports, prepares the lease contracts for ATCT facilities.

This type of revenue-producing contract at a transportation facility is outside the scope of the State Procurement Law under State Finance and Procurement Article, Section 11-202(3) and COMAR 21.01.03.03.B(1)(d). However, the agreement must be approved by the Board of Public Works because the agreement constitutes a lease and use of State property under State Finance and Procurement Article, Section 10-035.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 1-C

DEPARTMENT OF GENERAL SERVICES Bel Air, MD

CONTRACT NO. AND TITLE Project No. BC-766-111-001 (SBR)Re-Bid
 Bel Air District Court/Multi-Service Center
 Re-Bid, Replace Roof System
 ADPICS NO. 001B3400391

DESCRIPTION Approval for a contract for the removal and replacement of metal roofing at the Bel Air District Court/Multi Service Center, complete with flashing and associated trim. Provide standing seam metal roofing system and metal fascia complete with flashing and trim. Re-flash built-in gutters, replace drains, clean drainage piping; and test for unobstructed flow of water.

PROCUREMENT METHOD Competitive Sealed Bids

<u>BIDS OR PROPOSALS</u>	<u>AMOUNT</u>
Autumn Contracting, Inc., Springfield, VA	\$730,800.00
Roofing by Ruff, Baltimore, MD	\$776,328.00
Roofing & Sustainable Systems, Inc., Odenton, MD	\$824,150.00

AWARD Autumn Contracting, Inc.,
 Springfield, VA

AMOUNT \$730,800.00

TERM 120 Calendar Days

MBE PARTICIPATION 30%

PERFORMANCE BOND 100% Of Full Contract Amount

REMARKS This project was advertised for construction on September 19, 2012. Bids were received on October 17, 2012 with three (3) bidders responding. The MBE goal of 30% was met by Autumn Contracting, Inc., and affirmed by MBE Office memo dated October 31, 2012.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT**ITEM** 1-C (Cont.)**FUND SOURCES**

\$350,000.00 MCCBL 2006/Item 010
\$ 6,881.81 MCCBL 2006/Item 009
\$250,000.00 MCCBL 2010/Item 010
\$123,918.19 MCCBL 2012/Item 007
(Provide funds for the State Capital
Facilities Renewal Program-Statewide.)

RESIDENT BUSINESS

No

TAX COMPLIANCE NO.

12-2516-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 2-M

DEPARTMENT OF GENERAL SERVICES

Baltimore Public Buildings & Grounds
Hilton Heights Center
Baltimore, MD

CONTRACT NO. AND TITLE

Janitorial Services;
ADPICS NO. 001B3400384

DESCRIPTION

Approval is requested for a contract to provide all labor, equipment, and supplies necessary to perform daily, weekly, monthly and semi-annual and annual janitorial services for approximately 20,966 net cleanable sq. ft. at the Department of Human Resources, 500 N. Hilton St. and approximately 8,750 net cleanable sq. ft. at the Department of Juvenile Services, 530 N. Hilton St., Baltimore, MD 21229.

PROCUREMENT METHOD

Preference Provider
(Certified Sheltered Workshop)

BIDS OR PROPOSALS

Arc of Baltimore, Inc. Baltimore, MD

AMOUNT

\$425,000.80

AWARD

Arc of Baltimore, Inc.
Baltimore, MD.
(MBE Cert. #92-108)

TERM

3/1/2013-2/28/2018

AMOUNT

\$425,000.80 (5 years)

MBE PARTICIPATION

100%

PERFORMANCE BOND

N/A

REMARKS

The Arc of Baltimore, Inc. is a Certified Sheltered Workshop under the Maryland Rehabilitation and Employment Program pursuant to COMAR 21.11.05. Pricing for this contract was approved by the Pricing and Selection Committee on January 17, 2013.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 2-M (Cont.)

Housekeeping supplies in support of this contract are to be purchased from Blind Industries and Services of Maryland (BISM) to the extent they are available.

Arc of Baltimore, Inc. is the incumbent contractor for this service and has been performing in compliance with the existing contract standards.

FUND SOURCE

H00 33459 0813 (DGS Operating Funds)

RESIDENT BUSINESS

Yes

TAX COMPLIANCE NO.

13-0152-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 3-M

**DEPARTMENT OF PUBLIC SAFETY AND
CORRECTIONAL SERVICES**

Division of Pretrial & Detention Services

CONTRACT NO. AND TITLE

Unarmed Uniformed Guard Services;
ADPICS NO. 001B3400375

CONTRACT DISCRIPTION

Approval is requested for a contract to provide unarmed uniform guard services at DPSCS Division of Pretrial and Detention Services, located at 531 E. Madison Street, Baltimore, MD 21202, for a period of three (3) years.

PROCUREMENT METHOD

Competitive Sealed Bids
(Small Business Reserve)

BIDS OR PROPOSALS

BTI Security - Silver Spring, MD
Insure Protection1 – Alexandria, VA

AMOUNT

\$ 826,600.32
\$1,561,472.64

AWARD

BTI Security
Silver Spring, MD
(MBE# 03-545; SBR# SB11-3610)

TERM

3/1/2013 - 2/29/2016

AMOUNT

\$826,600.32

MBE PARTICIPATION

100% Prime Contractor/10% Sub Contractor

PERFORMANCE BOND

100% of full contract amount

HIRING AGREEMENT ELIGIBLE

Yes

REMARKS

This solicitation was advertised as a Small Business Reserve procurement and bid on *eMarylandplace.com* and notice of availability was posted on the DGS Bid Board. The recommended awardee, BTI Security is a SBE certified with DGS in addition to an MDOT certified MBE.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT**ITEM** 3-M (Cont.)**FUND SOURCE**

Q00 TA110 8230 (DPSCS Operating Funds)

RESIDENT BUSINESS

Yes

TAX COMPLIANCE NO.

13-0142-1111

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 4-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 \$100,125.00 (1 item).

Department of General Services

DMSP Barrack "T"
Leonardtown, MD

DESCRIPTION

Remove existing roof system down to structural metal decking and all related metal work. Replace any deteriorated metal decking. Install 2" polyisocyanurate insulation to deck. Install new roof hatch on barracks roof with a Safe Pro Roof Hatch Safety Rail System (or equal). Install new roof system with a 20 Year NDL Full System Warranty. Replace mechanical room exhaust fan and all related equipment.

REMARKS

This project was advertised on *eMarylandMarketplace.com (eMM)* for construction on 10/11/2012. Bids were received on 11/8/2012 with four (4) bidders responding. All of the bidders are resident businesses.

CONTRACT NO. AND TITLE

Project No. PT-232-130-001; MD State Police Barrack "T" Roof Replacement

PROCUREMENT METHOD

Competitive Sealed Bids

AWARD

J.E. Wood & Sons Co, Inc.
Upper Marlboro, MD

AMOUNT

\$100,125.00

TERM

120 Calendar Days

MBE PARTICIPATION

25%

VSBE PARTICIPATION

1%

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 4-GM (Cont.)

FUND SOURCE

MCCBL 2012/Item 007 (Provide funds for
the State Capital Facilities Renewal
Program-Statewide.)

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 5-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 \$44,025.00 (2 items).

The fund sources for these items will be designated as:
MCCBL 2012/Item 013 (Provide funds to construct capital improvements such as planned maintenance and repair projects at public use facilities on State-Owned property)

Department of Natural Resources

A. Patapsco State Park
(Baltimore County)

DESCRIPTION

Approval for a contract to install flow diversion pipes in combination with sandbags or stone diversions in the stream channel. Patch approx. 6 SY erosion & settlement site on pavement. Remove debris.

CONTRACT NO. & TITLE

Project No. P-020-134-010;
Re-line Culvert Pipe

PROCUREMENT METHOD

Small Procurement

AWARD

The Dirt Express Co.
Glen Burnie, MD

AMOUNT

\$26,400.00

FUND SOURCE

MCCBL FY2012/Item 013

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 5-GM (Cont.)

B. Patapsco State Park
 (Baltimore County)

DESCRIPTION

Approval for a contract to remove and dispose of old roofing material, two (2) existing roof vent caps, aluminum gutters and downspouts, four (4) vent pipe flashing collars, flashing and valley materials. Install flashing and "Weatherguard" membrane around roof perimeter, aluminum gutters, and downspouts.

CONTRACT NO. & TITLE

Project No. P-993-130-310;
 Re-roof White Property

PROCUREMENT METHOD

Small Procurement

AWARD

Dimension Construction & Remodeling, Inc.
 Hyattsville, MD

AMOUNT

\$17,625.00

FUND SOURCE

MCCBL FY2012 Item 013

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE

ITEM 6-LL-OPT

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Office of Capital Planning
(Montgomery County)

Tenant Family Service Foundation, Inc.
5301 76th Ave.
Landover Hills, MD 20784

Property Location 815 Tanley Rd.
Silver Spring, MD 20904

<u>Space Type</u>	Group Home	<u>Type</u>	Renewal
<u>Duration</u>	5 years	<u>Effective</u>	3/1/2013
<u>Annual Rent</u>	\$1.00		

<u>Utilities Responsibility</u>	Tenant
<u>Custodial Responsibility</u>	Tenant

Previous Board Action(s) 2/13/2008 Item 11-LL; 12/12/2001 Item 25-L;
2/5/1997 Item 21-L

Special Conditions

1. The Tenant shall occupy and use the Demised Premises for, and only for, a group home for individuals with developmental disabilities.
2. The Tenant is responsible for all maintenance of the property.
3. The Tenant shall be responsible for obtaining all permits, licenses, inspections and approvals required for occupancy of the premises.
4. The Tenant shall maintain at its expense, throughout the term, insurance against loss or liability in connection with bodily injury, death, property damage or destruction, occurring within the Demised Premises. General Comprehensive Liability insurance will have a minimum coverage of \$1,000,000.00 combined single limit per occurrence and shall contain broad form GCL Endorsement or its equivalent.
5. The Tenant shall indemnify and hold harmless the State of Maryland and Maryland Department of Health and Mental Hygiene against any and all liability or claim of liability (including reasonable attorney's fees) arising out of licensee's use, occupancy, conduct operation or management of the premises during the Term.
6. This Lease contains a termination for convenience clause.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE**ITEM** 6-LL-OPT (Cont.)**Remarks**

For more than 60 years, Family Service Foundation has provided mental health and substance counseling services, day habilitation, residential programs, and developmental disability services to individuals, couples and families. Family Service Foundation is a non-profit human service agency affiliated with United Way.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 7-LT

JUDICIARY OF MARYLAND

Commissioner's Office
 Rockville, MD (Montgomery County)

Landlord

Montgomery County, MD
 101 Monroe St., 9th Floor
 Rockville, MD 20850

Property Location

1307 Seven Locks Rd.
 Rockville, MD 20854

Space Type Office

Duration 5 Years

Annual Rent \$14,400.

Lease Type New

Effective 3/1/2013

Sq. Ft. Rate \$12.00

Square Feet 1,200

Utilities Responsibility

Landlord

Custodial Responsibility

Landlord

Fund Source

100% General COO 13 PCA 00004 01 AOBJ 1301

Special Conditions

1. The lease incorporates four (4) reserved parking spaces.
2. The lease contains one (1) option renewal term of five (5) years.

Remarks

1. The Commissioner's Office has occupied space ranging from 128 square feet to 800 square feet in the detention center at 1307 Seven Locks Road since February 1972 rent free. Montgomery County will demolish this space and the Commissioner's office will be relocated to new space within the same building.
2. The new space will accommodate four (4) full-time Commissioners. The increased space is required to satisfy the recent Court ruling mandating attorney representation for detainees at Commissioner proceedings and that all proceedings be accessible for viewing by other interested parties. In calendar year 2011, there were 44,057 Commissioner proceedings at this location.
3. Commissioners are judicial officers who provides administrative services for intake; issuing charging documents, summonses and warrants; setting and accepting bonds or determining conditions of pre-trial release for arrested persons. Commissioner's office is open for service on a 24/7 365 day schedule.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 7-LT (Cont.)

4. The lease contains a termination for convenience clause.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 8-LT-OPT

JUDICIARY OF MARYLAND

Snow Hill, MD
(Worcester County)

Landlord/Owner

Creek Properties, LLC
9 Carvel Circle
Edgewater, MD 21037

Property Location

301 Commerce St.
Snow Hill, MD 21863

Space Type Office

Duration 1 Year

Annual Rent \$137,982.75

Lease Type Renewal

Effective 2/14/2013

Sq. Ft Rate \$17.25

Prev. Sq. Ft. Rate \$17.25

Square Feet 7,999

Utilities Responsibility

Landlord

Custodial Responsibility

Landlord

Previous Board Action(s)

8/22/07 Item 9-LT; 5/8/02 Item 14-L; 11/13/96 Item 13-L;
11/20/91 Item 6-L; 6/13/90 Item 52-L

Fund Source

100% General C00 07 00004 Aobj 1301

Retro-Active Leases

Board of Public Works is requested to retroactively approve the leasing of this space for the eight day period that lapsed period from 2/14/13 to 2/21/13 pursuant to the *State Finance and Procurement Article 11-204(c)(1)*. The total funds for the retroactive period are \$3,066.28.

Special Conditions

1. This lease incorporates reserved parking spaces at no cost to Lessee.
2. The lease contains escalations/de-escalations for real estate taxes and custodial services.

Remarks

1. This space has been used by the District Courts since 1991.
2. This one year renewal is necessary to protect the State's tenancy. The Department of General Services and the Landlord have not agreed upon renewal terms and are in continuing negotiations.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 8-LT-OPT (Cont.)

3. This lease contains a termination for convenience clause.
4. In accordance with the State *Finance and Procurement Article, Annotated Code of Maryland*, this space was handled as a renewal of an existing lease without the solicitation of additional offers. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 9-LT-OPT

DEPARTMENT OF HUMAN RESOURCES

**Baltimore City Department of Social
Services (BCDSS)
Baltimore, MD**

Landlord

Reisterstown Square Limited Partnership
2923 Lord Baltimore Dr.
Baltimore, MD 21244

Property Location

5818 Reisterstown Rd.
Baltimore, MD 21215

<u>Space Type</u>	Office
<u>Duration</u>	1 Year
<u>Annual Rent</u>	\$476,220

<u>Lease Type</u>	Renewal
<u>Effective</u>	2/18/2013
<u>Sq. Ft. Rate</u>	\$15.00
<u>Prev. Sq. Ft. Rate</u>	\$15.00

Square Feet 31,748

Utilities Responsibility

Custodial Responsibility

Landlord
Landlord

Previous Board Action(s)

8/1/07 Item10-LT; 12/16/98 Item18-L; 8/24/94 Item 25-L

Fund Source

N00G0002 7B24 1351 G5000

Retro-Active Leases

Retro-Active Leases Board of Public Works is requested to retroactively approve the leasing of this space for the three day period that lapsed from 2/18/13 to 2/21/13 pursuant to the State Finance and Procurement Article 11-204(c)(1). The total funds for the retroactive period are \$3,968.50.

Special Conditions

1. Lease contains escalations/de-escalations for real estate taxes, utilities, and janitorial expenses.
2. This lease incorporates 150 use in common parking spaces at no cost.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 9-LT-OPT (Cont)

Remarks

1. This space has been used since 1994 as the Baltimore City Department of Social Services, Northwest Baltimore City Office, administering the Family Investment Program (FIA). FIA offers access to the Temporary Cash Assistance, Food Stamps, Medical Assistance, Temporary Disability Program, and Emergency Assistance programs.
2. This short term renewal is required to provide time to complete negotiations with the Landlord for the long term renewal of the lease including tenant improvements. The new lease will renew the space for the current Tenant and provide for newly built out space for another State agency which will occupy space not being utilized by BCDSS.
3. The lease contains a termination for convenience clause.
4. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 10-LT-OPT

OFFICE OF THE PUBLIC DEFENDER

Snow Hill
Worcester County

Landlord

Creek Properties, LLC
9 Carvel Circle
Edgewater, MD 21037

Property Location

201 River St.
Snow Hill, MD 21863

Space Type Office

Duration 1 Year

Annual Rent \$38,364.00

Lease Type Renewal

Effective 12/1/2012

Square Foot Rate \$17.25

Previous Sq. Ft. Rate \$17.25

Square Feet 2,224

Utilities Responsibility

Landlord

Custodial Responsibility

Landlord

Previous Board Action(s)

5/23/07 Item 17-LT; 2/27/02 Item 21-L; 6/1/95 Item 17-L

Fund Source

C80 B0002, Program Cost Acct 20211 Aobj 1301
Fund 0001

Retro-Active Leases

Board of Public Works is requested to retroactively approve the leasing of this space for the three month period that lapsed from 12/1/2012 to 2/28/13 pursuant to the State Finance and Procurement Article 11-204(c)(1). The total funds for the retroactive period are \$9,591.00.

Special Conditions

1. This lease incorporates reserved parking spaces at no cost to Lessee.
2. The lease contains escalations/de-escalations for real estate taxes, custodial services, and utilities.
3. This lease provides for nine (9) use in common parking spaces free of charge.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 10-LT-OPT (Cont.)

Remarks

1. This space has been used since 1996 as a Public Defender District Office.
2. This one year renewal is necessary to protect the State's tenancy. The Department of General Services and the Landlord have not agreed upon renewal terms and are in continuing negotiations.
3. This lease contains a termination for convenience clause.
4. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 11-LT-OPT

DEPARTMENT OF PUBLIC SAFETY AND Community Supervision/DDMP
CORRECTIONAL SERVICES (Harford County)

Landlord Dimitrios Tsirlis and Ioanna Doubaki Tsirlis
 c/o Conits Group
 423 St. John St.
 Harve De Grace, MD 21078

Property Location 31, 33, 35 W. Bel Air Ave.
 Aberdeen, MD 21001

<u>Space Type</u>	Office	<u>Lease Type</u>	Renewal/Additional	<u>Square Feet</u>
<u>FeetDuration</u>	10 years	<u>Effective</u>	5/1/2013	Original 4,364
<u>Annual Rent</u>	\$145,837.00 (Avg.)	<u>Square Foot Rate</u>	\$20.50 (Avg.)	Add'l 2,750
		<u>Eff. Sq. Foot Rate</u>	\$23.75 (Avg.)	Total 7,114
		<u>Prev. Sq. Ft. Rate</u>	\$19.25	
		<u>Prev. Eff. Sq. Ft. Rate</u>	\$22.50	

Utilities Responsibility Tenant
Custodial Responsibility Tenant
Previous Board Action(s) 2/18/98- Item 22-L; 1/24/01- Item 9-L; 9/17/03- Item 12-L;
 5/20/09- Item 12-LT; 6/1/11- Item 17-LT-OPT

Fund Source 35.03.02 32110 AOBJ 1310 RC110 - 66.67% Criminal
 Supervision 35.03.02 32213 AOBJ 1310 RC210 - 33.33%
 DDMP

Special Conditions

1. This lease contains escalations/de-escalations for real estate taxes, trash removal and snow/ice removal.
2. The lease contains one option to renew for five (5) years.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 11-LT-OPT (Cont.)

Remarks

1. The space, consisting of 4,364 net usable square feet, has been used since 1998 for the administrative and client contact offices for the Division of Parole and Probation Office of Criminal Supervision (DDP) and the Drinking Driver Monitoring Program (DDMP). The agency requested an additional 2,750 net usable square feet of office space to accommodate employees transferred from Bel Air to this location to alleviate crowded conditions in Bel Air, MD.
2. The Office of Criminal Supervision is responsible for monitoring and supervising the activities of those persons under the court's supervision. The Drinking Driver Monitoring Program Office supervises and administer breathalyzer test to those persons mandated to participate in the program by the courts.
3. The net usable square foot rental rate will be \$19.25 per square foot for years one (1) through five (5) and \$21.75 per square foot for years six (6) through ten (10). The 10 year average rate is \$20.50 per square foot. Through negotiations the Department of General Services was able to extend the term and secure a rental cost avoidance of \$53,355.00 over the term of the lease by reducing the Landlord's proposed rental rate by \$.75 per nuf.
4. The lease contains a termination for convenience clause.
5. The Landlord's improvements, valued at approximately \$310,000.00, will consist of paint, carpet replacement, replacing HVAC units with energy efficiency units, installation of energy efficient light tubes, programmable digital thermostats, LED exit lights, occupancy sensors and replace water faucets or install aerators providing .5 GPM flow. The current roofing system is an energy efficient white roof.
6. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 12-CGL

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

Board of Directors of the Catonsville Community Foundation, Inc. and the Baltimore County Board of Education (Baltimore County)

Comet Booster Club Concession Stand

"For the renovation and construction of the Comet Booster Club Concession Stand, located in Catonsville."

\$65,000.00

Maryland Consolidated Capital Bond Loan of 2011 (LHI - Chapter 396, Acts of 2011; amended by Chapter 444, Acts of 2012)

DGS Item G118, (SL-051-110-038)

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 Board of Directors of the Catonsville Community Foundation, Inc. have submitted documentation that they have in excess of \$65,000.00 in a financial institution to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$148,000.00
11-G118 (This Action)	\$ 65,000.00
Local Cost	\$ 83,000.00

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.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 12-CGL (Cont.)

- (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.

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 13-CGL

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

*Board of Directors of the Shore Health System (Dorchester County)
Dorchester General Hospital*

"To assist in the renovation of the behavioral health unit at Dorchester General Hospital, located in Dorchester County."

\$1,000,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (MHA- Chapter 396, Acts of 2011)
DGS Item G019, (SL-048-110-038)*

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 Board of Directors of the Shore Health System has submitted documentation that it has \$20,123,542.34 in a financial institution to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$2,670,000.00
11-G019 (This Action)	\$1,000,000.00
Local Cost	\$1,670,000.00

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.

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 14-CGL

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

County Executive and County Council of Baltimore County (Baltimore County)
Liberty Road/Owings Mills Boulevard South Infrastructure Improvements
"For the planning, design and construction of infrastructure improvements of Liberty Road and Owings Mills Boulevard south from Liberty Road to Winands Road."
\$2,000,000.00
Maryland Consolidated Capital Bond Loan of 2011 (MISC – Chapter 396, Acts of 2011; amended by Chapter 639, Acts of 2012)
DGS Item G014, (SL-050-110-038)

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 County Executive and County Council of Baltimore County have submitted documentation that they have appropriated \$12,250,000.00 through their Fiscal Year 2012 budget to meet the matching fund requirement for this project.

<u>BACKGROUND</u>	Total Project	\$14,250,000.00
	11-G014 (This Action)	\$ 2,000,000.00
	Local Cost	\$12,250,000.00

REMARKS

(1) The grant agreement has been modified with the following: 15. Insurance (d) *The Grantee has adequate financial resources and the Grantee may self-insure the property;* and 16. Indemnification *To the extent permitted by law (including Courts and Judicial Proceedings Article, §5-301 et. seq. the Local Government Tort Claims Act; Article §25A, 1A; and Courts and Judicial Proceedings Article §5-509; Annotated Code of Maryland, as amended from time to time), and subject to the availability of appropriations, the Grantee...*

(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 14-CGL (Cont.)

- (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.

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 15-CGL

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

Board of Directors of the Lighthouse, Inc. (Baltimore County)

Lighthouse Youth & Family Services Center

"For the construction, repair, renovation, and reconstruction of the Lighthouse Youth & Family Services Center, located in Catonsville."

\$34,000.00

Maryland Consolidated Capital Bond Loan of 2012 (LSI - Chapter 444, Acts of 2012)

DGS Item G051, (SL-018-120-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The Board of Directors of the Lighthouse, Inc. has submitted documentation that it has \$63,548.74 in a financial institution to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$68,000.00
12-G051 (This Action)	\$34,000.00
Local Cost	\$34,000.00

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.

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 16-CGL

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

Board of Trustees of Mount St. Mary's University (Frederick County)

Mount St. Mary's University

"To assist in the planning, design, construction, renovation, and capital equipping of Bradley Hall on the Mount St. Mary's campus, located in Frederick County."

\$1,500,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (MICUA-Chapter 396, Acts of 2011)
DGS Item G009, (SL-049-110-038)*

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 Board of Trustees of Mount St. Mary's University has submitted documentation that it has \$2,016,668.08 in a financial institution to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$3,000,000.00
11-G009 (This Action)	\$1,500,000.00
Local Cost	\$1,500,000.00

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.

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 17-CGL

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

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

"For the design and the construction of the Owings Mills High School Stadium, located in Owings Mills."

\$100,000.00

*Maryland Consolidated Capital Bond Loan of 2012 (LSI - Chapter 444, Acts of 2012)
 DGS Item G053, (SL-053-100-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund of \$35,000.00 no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The Board of Directors of the Owings Mills High School Sports Boosters, Inc. and the Board of Education of Baltimore County have submitted documentation that the Board of Education of Baltimore County has appropriated \$240,000.00 in its Fiscal Year 2012 budget to meet the matching fund requirement for this project of which \$100,000.00 was previously used as match for the 2010 grants.

BACKGROUND

Total Project	\$475,000.00
12-G053 (This Action)	\$100,000.00
10-G040 (Prior Action)	\$ 50,000.00
10-G119 (Prior Action)	\$ 50,000.00
Local Cost	\$275,000.00

(Prior Action: 2/8/12 Agenda, Item 10-CGL)

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.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 17-CGL (Cont.)

- (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.

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 18-CGL

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

Board of Trustees of Artpreneurs, Inc. (Montgomery County)

Quebec Terrace Lighting

"For the planning, design and construction of the Quebec Terrace lighting, located in Wheaton."

\$62,000.00

*Maryland Consolidated Capital Bond Loan of 2012 (LHI - Chapter 444, Acts of 2012)
DGS Item G128, (SL-019-120-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The Board of Trustees of Artpreneurs, Inc. has submitted documentation that Montgomery County has appropriated \$80,000.00 through its Fiscal Year 2013 budget to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$252,750.00
12-G128 (This Action)	\$ 62,000.00
12-G075 (Future Action)	\$ 58,000.00
Local Cost	\$132,750.00

REMARKS

(1) The grant agreement has been modified with the following: 13. *(Reserved)* and 15. *(Reserved)*

(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 18-CGL (Cont.)

- (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.

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 19-CGL

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

Board of Visitors and Governors of St. John's College (Anne Arundel County)
St. John's College

"To assist in the planning, design, construction, renovation, and capital equipping of the New Hodson Hall and Carroll – Barrister House Renovation at the St. John's Annapolis Campus."

\$1,500,000.00

Maryland Consolidated Capital Bond Loan of 2012 (MISC-Chapter 444, Acts of 2012)
DGS Item G009, (EI-001-120-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The Board of Visitors and Governors of St. John College has submitted documentation that it has \$3,157,168.02 in a financial institution and \$1,083,813.04 in eligible expenditures to meet the matching fund requirement for this project.

<u>BACKGROUND</u>	Total Project	\$3,353,165.00
	12-G009 (This Action)	\$1,500,000.00
	Local Cost	\$1,853,165.00

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.

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 20-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

<u>NAME OF GRANTEE/BORROWER</u>	Family Health Centers of Baltimore, Inc. 631 Cherry Hill Rd. Baltimore, MD 21225
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<u>PROJECT NO. AND TITLE</u>	Project No. FQHC-CB-24704-01; Renovation: 3450 South Hanover St, Baltimore, MD 21225
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<u>DESCRIPTION</u>	Approval is requested for a State grant of \$1,892,100.00 to assist Family Health Centers of Baltimore, Inc. (FHCB) a nonprofit Federally Qualified Health Center, in the cost of Phase 1 of the interior renovation and construction of 3450 South Hanover Street, Baltimore, MD 21225.
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North Point Builders, Inc., Baltimore, MD, was awarded the construction contract in a competitive bid and has competitively bid the various trades and has submitted a guaranteed maximum price of \$2,703,000.00.

<u>AWARD</u>	North Point Builders, Inc., Baltimore, MD
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<u>AMOUNT</u>	\$2,703,000.00 Guaranteed Maximum Price
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<u>REMARKS</u>	The construction renovation will allow FHCB to expand primary care and dental care to individuals regardless of ability to pay and will target services to individuals with income below 200% of poverty who are uninsured or underinsured.
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In accordance with Subtitle 6 of the Health-General Article of the *Annotated Code of Maryland*, the Board's approval is further contingent upon the State's right of recovery being included in the Deed(s) or otherwise recorded among the Land Records of Baltimore City.

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

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 20-CGL (Cont.)

FUND SOURCES

\$810,900.00 (30%) Applicant's Share cash
and Bank Loan
\$1,892,100 (70%) - State's Share
MCCBL 2010, Community Health Facilities
Fund

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 21-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

NAME OF GRANTEE/BORROWER

Greater Baden Medical Services, Inc.
 9440 Pennsylvania Ave., Suite 160
 Upper Marlboro, MD 20772

PROJECT NO. AND TITLE

Project No. FQHC-CB-23706-01;
 Renovation: 6 Garrett Ave.
 LaPlata, MD 20646 (Charles County)

DESCRIPTION

Approval is requested for a State grant of \$347,616.00 to assist Greater Baden Medical Services, Inc. (GBMS), a nonprofit Federally Qualified Health Center, in the cost of renovating approximately 4,700 gross square feet of space at 6 Garrett Ave., LaPlata, MD 20646.

Facchina Construction Company, Inc., LaPlata, MD was awarded the construction contract to renovate the 14,000 square foot building in a competitive bid and submitted a guaranteed maximum price of \$993,562.00.

AWARD

Facchina Construction Company, Inc.,
 LaPlata, MD

AMOUNT

\$993,562.00

ELIGIBLE AWARD AMOUNT

\$534,536.00*

*The eligible contract award amount is determined to be 53.8% of the total construction cost based on the contractor's estimate detail or \$534,536.00.

**The total eligible project cost including change orders at \$38,972.00, AE design at \$32,078.00 and other miscellaneous costs at \$57,902.00 is \$663,488.00.

After deducting the 2011 State grant previously applied at \$200,000.00, the balance of eligible costs or \$463,488.00 is allowed for 2010 State grant participation at 75% or \$347,616.00.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 21-CGL (Cont.)

REMARKS

The renovations will allow GBMS to expand services to provide preventive and primary medical care to medically underserved people living in LaPlata and the surrounding area.

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

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

FUND SOURCES**

\$115,872.00- Applicant's Share from Civista Health Foundation, Inc.
 \$200,000.00- MCCBL 2011
 \$347,616.00- State's Share
 MCCBL 2010, Federally Qualified Health Centers

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 22-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

NAME OF GRANTEE/BORROWER

Supported Housing Developers, Inc.
 1421 Madison Park Dr.
 Glen Burnie, MD 21060

PROJECT NO. AND TITLE

Project No. MHA-CB-08807-02;
 Acquisition of 734 Heather Stone Loop # 73
 Glen Burnie, MD 21061

DESCRIPTION

Approval is requested for a State grant of \$109,956.00* to assist Supported Housing Developers, Inc. in the cost of acquiring a two-bedroom home at 734 Heather Stone Loop # 73 in Glen Burnie. The home will provide housing for two persons with severe and persistent mental illness and 2) a Waiver of Priority Declaration and Subordination Agreement. Grantee has been approved for a first priority mortgage loan of \$40,669.00 from Sandy Spring Bank to acquire 734 Heather Stone Loop # 73, Glen Burnie, MD 21061, contingent on the Department of Health and Mental Hygiene (DHMH) subordinating its right of recovery to Sandy Spring Bank.

APPRAISALS

The contract price for the property is \$150,000.00. Two appraisals were obtained as follows:

\$154,000.00 Treffer Appraisal Group, Arnold, MD

\$160,000.00 Tidewater Properties LLC, Queenstown, MD

Based on a review of these appraisals, the Department of General Services, Real Estate Office approved a fair market value of \$154,000.

AMOUNT

\$150,625.00

Eligible project costs include \$150,000.00 for acquisition and \$625.00 for appraisals for a total of \$150,625.00. State grant eligibility is limited to the lesser of the value approved by the Department of General Services or acquisition cost. The State is participating in 73% of the total eligible project costs or \$109,956.00.*

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 22-CGL (Cont.)

REMARKS

Supported Housing Developers, Inc. is a nonprofit organization incorporated in 1994 that provides quality, low-cost housing units throughout Anne Arundel County to individuals with severe and persistent mental illness and co-occurring disorders.

The Waiver of Priority Declaration and Subordination Agreement has been reviewed and approved for legal sufficiency by an Assistant Attorney General for DHMH.

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

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.

FUND SOURCE

\$40,669.00 (27%) Applicant's Share,
Mortgage Loan
\$109,956.00 (73%) State's Share, MCCBL
2010 Community Health Facilities Funds

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 23-CGL

MARYLAND HIGHER EDUCATION COMMISSION

RECOMMENDATION

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

Cecil College

New Engineering and Math Building – Construction Phase II Allocation

Construct a new 28,000 GSF Engineering and Math Building to support educational and training needs of high tech industries and their employees located in Cecil County.

\$2,000,000.00

Maryland Consolidated Capital Bond Loan of 2012, Item 019. CC-13-MC09/11/12-408

MATCHING FUND

Cecil College – \$1,179,650.00

Cost sharing is 62.9% State share, 37.1% local share and is in accordance with Section 11-105(j) of the Education Article.

BACKGROUND:

	<u>Total Amount</u>	<u>State Share</u>	<u>Local Share</u>
Total Project	\$8,313,195.00	\$5,229,000.00	\$3,084,195.00
This Action	\$3,179,650.00	\$2,000,000.00	\$1,179,650.00
Previous Action, 9-CGL, 6/20/2012	\$3,410,175.00	\$2,145,000.00	\$1,265,175.00
Previous Action, 18-CGL, 1/6/2010	\$1,723,370.00	\$1,084,000.00	\$ 639,370.00

REMARKS:

- (1) This action is in accordance with MHEC Construction and Space Allocation regulations, COMAR 13B.07.
- (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 the Cecil College and signed by local authorities.
- (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.

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 24-CGL

MARYLAND HIGHER EDUCATION COMMISSION

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

Harford Community College

Susquehanna Renovation and Addition – Construction

Renovate Susquehanna Center constructed in 1968 which serves physical education, athletics and health programs. The addition will house a therapeutic pool, new labs, multi-purpose courts and a sports practice area.

\$1,164,000.00

MCCBL 2012, Item 019 CC-07-MC03/06/10/12-400

MATCHING FUND Harford Community College – \$836,000.00

Cost sharing is 58.2 % State share, 41.8% local share and is in accordance with Section 11-105(j) of the Education Article.

<u>BACKGROUND</u>	<u>Total Amount</u>	<u>State Share</u>	<u>Local Share</u>
Total Project	\$32,637,457.00	\$18,995,000.00	\$13,642,457.00
This Action	\$ 2,000,000.00	\$ 1,164,000.00	\$ 836,000.00
Previous Action-14-CGL 6/15/2011	\$28,930,637.00	\$16,837,631.00	\$12,093,006.00
Previous Action-30-CGL 1/28/2009	\$ 306,820.00	\$ 178,569.00	\$ 128,251.00
Previous Action-29-CGL 1/30/2008	\$ 1,400,000.00	\$ 814,800.00	\$ 585,200.00

REMARKS

(1) This action is in accordance with MHEC Construction and Space Allocation regulations, COMAR 13B.07.

(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 Harford Community College and signed by local authorities.

(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.

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 25-CGL

MARYLAND HIGHER EDUCATION COMMISSION

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

Community College of Baltimore County

Owings Mills Center – Construction

Construction of an Education Center for Northwest Baltimore County which will be co-located with a branch of the County Public Library as part of the public-private Owings Mills Town Center project.

\$2,700,000.00

Maryland Consolidated Capital Bond Loan of 2012, Item 019, \$2,700,000.00.

CC-04-MC02/03/04/11/12-358

MATCHING FUND Community College of Baltimore County – \$2,700,000.00
 Cost sharing is 50% State share, 50% local share and is in accordance with Section 11-105(j) of the Education Article.

<u>BACKGROUND:</u>	<u>Total Amount</u>	<u>State Share</u>	<u>Local Share</u>
Total Project	\$19,368,000.00	\$9,684,000.00	\$9,684,000.00
This Action	\$ 5,400,000.00	\$2,700,000.00	\$2,700,000.00
Previous Action 27-CGL, 7/6/2011	\$13,268,000.00	\$6,634,000.00	\$6,634,000.00
Previous Action 28-CGL, 9/20/2006	\$ 700,000.00	\$ 350,000.00	\$ 350,000.00

REMARKS:

1. This action is in accordance with MHEC Construction and Space Allocation regulations, COMAR 13B.07.
2. The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommend approval. All contracts will be awarded by the Community College of Baltimore County and signed by local authorities.
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.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

There being no further business, the meeting of February 20, 2013 was adjourned.

Respectfully submitted,

A handwritten signature in cursive script, reading "Sheila McDonald". The signature is written in black ink and is positioned above the printed name and title.

Sheila C. McDonald, Esq.
Executive Secretary

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