

MINUTES  
OF THE  
MEETING OF THE  
BOARD OF PUBLIC WORKS  
February 22, 2012

# BOARD OF PUBLIC WORKS

## TABLE OF CONTENTS

FEBRUARY 22, 2012

### **I. ITEMS SUBMITTED ON THE SECRETARY'S AGENDA**

Department of Agriculture	
Maryland Agricultural Cost-Share Program .....	4-5
Board of Public Works	
Procurement Agency Activity Report.....	6
Wetlands Licenses .....	7-8
Morgan State University .....	9-10
Department of Natural Resources .....	11
State Public School Construction .....	12-14
APPENDIX.....	----
SUPPLEMENT A - Program Open Space.....	15-32
SUPPLEMENT B - Budget & Management.....	33-57
SUPPLEMENT C - University System of Maryland .....	58-92
SUPPLEMENT D - Department of Information Technology .....	93-97

### **II. ITEMS SUBMITTED ON THE DEPARTMENT OF TRANSPORTATION AGENDA:**

Construction Contracts .....	98-100
Real Property .....	101
Lease & Concession Agreement .....	102-106

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

Construction Contracts .....	107-108
Maintenance Contracts.....	109-114
General Miscellaneous .....	115-123
Real Property .....	124-125
Lease Agreements.....	126-135
Capital Grants and Loans .....	136-141

INDEX .....	143-144
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**MINUTES OF THE MEETING OF  
THE BOARD OF PUBLIC WORKS, FEBRUARY 22, 2012**

The Board of Public Works met in the Governor's Reception Room, State House, Annapolis, Maryland, on Wednesday, February 22, 2012.

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  
T. Eloise Foster, Secretary, Department of Budget & Management

**CONSTRUCTION:**

General Construction Project Contingency Fund 1988  
Maryland Consolidated Capital Bond Loan of 2004  
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

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 22, 2012

## SECRETARY'S AGENDA

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

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

**Recommendation:** That the Board of Public Works approve funding a total of 15 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$95,300.

Agreement #	Recipient	County	Amount
AT-2012-2006	LEE A. BERGEN	Kent	700
AT-2012-2007	LEE A. BERGEN	Kent	400
AT-2012-2170	LAURIE E. BURCH	Washington	4,000
AT-2012-2220	JOAN Q. DAWKINS	Queen Anne's	13,000
CH-2012-2126	RICHARDSON FARMS, LLC	Kent	12,700
CH-2012-2190	MARY S. WALLS	Queen Anne's	300
MP-2012-2180	WAYNE WACHTER	Frederick	8,800
MP-2012-2181	WAYNE WACHTER	Frederick	1,500
MP-2012-2195	CURTIS L. BROTHERS	Carroll	7,100
PA-2012-2059	WILLIAM N. LERCH, SR	Anne Arundel	4,000
PA-2012-2091	WILLIAM N. LERCH, SR	Anne Arundel	4,100
RS-2012-2204	AARON M. PUCKETT	Carroll	700
RS-2012-2215	JAMES D. NIGHTINGALE, SR	Carroll	4,700
RS-2012-2216	MICHAEL FOSTER	Carroll	28,100
RS-2012-2217	MICHAEL FOSTER	Carroll	5,200

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

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

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

# BOARD OF PUBLIC WORKS

FEBRUARY 22, 2012

## SECRETARY'S AGENDA

Norman Astle (410) 841-5864

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### 2. DEPARTMENT OF AGRICULTURE

#### *Maryland Agricultural Cost-Share Program Additional Funding Requests*

**Recommendation:** That the Board of Public Works approve **ADDITIONAL FUNDING** of 5 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$4,283.99.

Agreement #	Recipient	County	Amount \$
AT-2011-2038-R	EDWARD V. SMITH, JR	Calvert	659.36
AT-2012-1885	CABIN CREEK FARM, LLC	Queen Anne's	250.69
AT-2012-1956	HERSCHELL B. CLAGGETT, SR	Kent	175.36
MP-2011-2232	SPRING VALLEY FARM	Carroll	1,289.44
MP-2011-2233	SPRING VALLEY FARM	Carroll	1,909.14

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

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

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

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

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS****FEBRUARY 22, 2012****SECRETARY'S AGENDA**

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

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

Submission of the Procurement Agency Activity Reports by:

- A. Department of General Services, October 2011
- B. Department of Budget and Management, November and December 2011
- C. Department of Transportation, December 2011

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

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS**

**FEBRUARY 22, 2012**

**SECRETARY'S AGENDA**

Doldon Moore 410-260-7791  
dmoore@comp.state.md.us

**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 indicated. The Department of the Environment fully concurs with this recommendation.

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

**CALVERT COUNTY**

11-0486                      BREEZY POINT MARINA, INC. – To construct and backfill a replacement bulkhead, maintenance dredge an area, and provide for a 6-year dredging period – Chesapeake Bay, Chesapeake Beach

**DORCHESTER COUNTY**

11-0912                      KEYVAN & ROYA RAFEI – To fill, grade, and plant marsh vegetation along an eroding shoreline, construct a sand containment sill and a timber pier, and emplace a stone revetment Little Choptank River, Taylors Island  
NOTE: An Emergency License was issued on October 6, 2011, because of erosion caused by Hurricane Irene. (See §9-202(c)(2), Title 16 Environmental Article.) No opposition was expressed during the public comment period.

**PRINCE GEORGE'S COUNTY**

12-0156                      MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION – To dredge an area and provide for a 6-year dredging period – Anacostia River at Colmar Manor Community Park, Bladensburg

BOARD OF PUBLIC WORKS

FEBRUARY 22, 2012

SECRETARY'S AGENDA

4. **BOARD OF PUBLIC WORKS** (cont'd)  
*Wetlands Licenses*

**QUEEN ANNE'S COUNTY**

- 12-0386                      CAMP WRIGHT – To replace a bulkhead with marsh plantings and breakwaters – Chesapeake Bay, Stevensville
- 11-0948                      ALLEN ROYS – To fill, grade, and plant marsh vegetation, and to dredge an area and provide for a 6-year dredging period – Chesapeake Bay, Stevensville

**ST. MARY'S COUNTY**

- 08-0105                      SHAWN WEINGAST – To construct stone breakwaters, revetments and sills, to fill, grade and plant marsh vegetation, and to install iron pipes for stormwater overflow drainage – Chesapeake Bay, Lexington Park

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

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**



# BOARD OF PUBLIC WORKS

FEBRUARY 22, 2012

## SECRETARY'S AGENDA

Churchill B. Worthierly 443-885-3074  
[churchill.worthierly@morgan.edu](mailto:churchill.worthierly@morgan.edu)

### 5. MORGAN STATE UNIVERSITY

#### *Demolition Breezeway / Hazmat Removal / Sanitary Line Replacement*

**CONSTRUCTION CONTRACT** DCM-DEMO-12-1CO

**CONTRACT DESCRIPTION** Demolition, removal and disposal of existing structures, improvements and hazardous materials of the Montebello breezeway and replacement of the sanitary line under the breezeway.

**AWARD** Horton and Barber Construction Services, LLC

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

**CONTRACT AMOUNT** \$60,000

**PROCUREMENT METHOD** Multi-step Sealed Bidding

**MBE PARTICIPATION** 100%

#### **BIDS:**

Horton and Barber Construction Services, LLC \$60,000.00  
 9602 Traverse Way  
 Fort Washington, Maryland 20744

Kinsley Construction \$287,950.00  
 1922 Greenspring Drive, Suite 5  
 Timonium, Maryland 21093

P and J Contracting, Inc. \$387,000.00  
 3010 Ridge Avenue  
 Baltimore, Maryland 21215

# BOARD OF PUBLIC WORKS

FEBRUARY 22, 2012

## SECRETARY'S AGENDA

**5. MORGAN STATE UNIVERSITY (cont'd)**  
***Demolition Breezeway / Hazmat Removal / Sanitary Line Replacement***

**REMARKS** The solicitation was advertised on *eMarylandMarketPlace*. Five technical proposals were received; three technical submissions qualified to have their bids opened. Horton and Barber, a Maryland firm, is a certified MBE and certified Small Business.

The Department of Design and Construction Management and Procurement conducted a scope review meeting with Horton and Barber after the evaluation of bids to ensure they understood the project and to confirm there was nothing missed from the scope of work. The Morgan State University Department of Design and Construction Management will manage and oversee the work with procurement support provided by the University's Department of Procurement and Property Control.

<b>FUND SOURCE</b>	MCCBL of 2005, Item 023 – Demolition of E-Wing, Morgue, and Power Plant.
<b>RESIDENT BUSINESS</b>	Yes
<b>MD TAX CLEARANCE</b>	12-0147-0100

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

# BOARD OF PUBLIC WORKS

FEBRUARY 22, 2012

## SECRETARY'S AGENDA

Contact: Lisa Ward 410-260-8450  
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### 6. DEPARTMENT OF NATURAL RESOURCES *Naming of Fred W. Besley Demonstration Forest*

The Secretary of Natural Resources recommends that the Board of Public Works approve naming five tracts of Chesapeake Forest the **FRED W. BESLEY DEMONSTRATION FOREST** to honor the memory of Fred W. Besley, the father of Maryland Forestry.

Fred W. Besley was appointed Maryland's first State Forester in 1906. He was handpicked for the job by Gifford Pinchot, the first chief of the U.S. Forest Service, and President Theodore Roosevelt's advisor on conservation issues. Maryland was the third state in the union to create such a position; our forestry program soon became a model for other states to follow.

At the time of Mr. Besley's appointment, Maryland's forests were in deplorable condition. Forest cover had been reduced due to changes caused by over 250 years of settlement, agricultural expansion, and industrialization. For 36 years, Mr. Besley worked tirelessly to stem the tide of forest destruction by educating the general public, especially private woodlot owners, on the merits of forestry and forest conservation. In addition, Mr. Besley and his staff made a Statewide inventory of forest resources; devised methods to detect and fight forest fires; inaugurated a program of reforestation, including the establishment of a State tree nursery in 1914; and pioneered the popular Champion Big Tree Program, now a celebrated nationwide contest.

Mr. Besley's greatest legacy is perhaps the system of multi-purpose forest reserves he left behind. During his tenure, Maryland's public lands grew from a paltry 2,000 acres in 1906 to over 100,000 acres in 1942, forming the backbone of today's network of parks, forests, and other natural areas.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

# BOARD OF PUBLIC WORKS

FEBRUARY 22, 2012

## SECRETARY'S AGENDA

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 Sheila McDonald 410.260.7335  
[smcdonald@comp.state.md.us](mailto:smcdonald@comp.state.md.us)

7. **STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM**  
*Public School Construction Projects*  
*Sales and Use Tax – Alcoholic Beverages – Supplementary Appropriation FY 2012*  
*Prince George's County*

**Recommendation:** Prince George's County recommends that the Board of Public Works approve a grant in the amount of \$9,000,000 for the following public school construction projects:

<u>High Point High School</u>	
Piping and Unit Ventilator Replacement	\$1,250,000
 <u>Bladensburg Elementary School</u>	
Chiller Replacement	\$ 700,000
 <u>Bradbury Heights Elementary School</u>	
Chiller Replacement	\$ 600,000
 <u>Gladys Noon Spellman Elementary School</u>	
Chiller Replacement	\$ 600,000
 <u>Tall Oaks Vocational</u>	
Roof Replacement	\$ 907,000
 <u>Forestville Military Academy</u>	
Roof Replacement	\$2,228,000
 <u>Friendly High School</u>	
Air Handling Unit Replacement	\$2,500,000
 <u>Oxon Hill High School</u>	
Gym Replacement	\$ 215,000
 <b><u>Prince George's County Total</u></b>	<b><u>\$9,000,000</u></b>

## BOARD OF PUBLIC WORKS

FEBRUARY 22, 2012

## SECRETARY'S AGENDA

7. **STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM** (cont'd)  
*Public School Construction Projects*  
*Sales and Use Tax – Alcoholic Beverages – Supplementary Appropriation FY 2012*  
*Prince George's County*

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

**Fund Source:** D06E0202

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

The General Assembly authorized the Board of Public Works to approve individual public school improvement projects that meet a school or community need. The General Assembly allocated each county or region a specific sum for which local matching funds are not required. The FY 2012 supplementary appropriation allocated Prince George's County is \$9,000,000.

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

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

**Public School Construction Program:** The Public School Construction Program has reviewed Prince George's County's requests and states that all of the projects submitted are eligible under the rules that govern project submissions in the Capital Improvement Program.

(REVISED)

## BOARD OF PUBLIC WORKS

FEBRUARY 22, 2012

## SECRETARY'S AGENDA

7. **STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM** (cont'd)  
*Public School Construction Projects*  
*Sales and Use Tax – Alcoholic Beverages – Supplementary Appropriation FY 2012*  
*Prince George's County*

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**February 22, 2012**

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

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

**Recommendation:** Approval to commit \$6,660.00 for the following **development** project.

***McCarter Park Playground Dinosaur Replacement - \$6,660.00***  
***Dorchester County***  
***POS #5944-9-150***  
***MD20120109-0017***

**Background:** Replace a portion of the park's play equipment. The existing structure is used extensively by the children who visit the park. The structure has become worn and continued use would create a safety hazard.

**Fund Source:** Program Open Space Local Share allocated to Dorchester County:  
Program 81.20.04 Item 909 \$6,660.00

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

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

**February 22, 2012**

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

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

**Recommendation:** Approval to commit \$2,489,600.00 for the following **development** projects.

1. ***Artificial Turf Field at Lakelands Park - \$750,000.00***  
***City of Gaithersburg, Montgomery County***  
***POS #5947-15-653***  
***MD20120120-0039***

**Background:** Develop a 60 yard x 120 yard artificial turf soccer field on 1.49 acres of the existing 11.6 acre site. The park consists of three fields including a baseball/softball field, a full-size regulation soccer/lacrosse field, and a multi-purpose auxiliary field. Lakelands Park Middle School of the Montgomery County Public School System and the City of Gaithersburg will utilize the field through a Joint Use Agreement.

**Fund Source:** MCCBL of 2010: Program Open Space, Local Capital Development  
and Land Acquisition Grants, Montgomery County:  
Program 89.22.49 Item 055 \$737,325.08

MCCBL of 2010: Program Open Space, Local Capital Development  
and Land Acquisition Grants, Montgomery County:  
Program 89.22.49 Item 056 \$12,674.92

2. ***Water Park Renovation at Bohrer Park Project - \$1,739,600.00***  
***City of Gaithersburg, Montgomery County***  
***POS #5948-15-654***  
***MD20120120-0040***

**Background:** As the first phase of renovation of a two-phase project, upgrade the water park's main swimming pool and tot pool. Renovations to the main pool include replacing the rim-flow gutter, decks, drains, and modifying a section of the existing pool to convert it from a 5 lane x 25 yard lap swim area to a 6 lane x 25 meter competition pool. The existing tot pool will be completely replaced with a new pool design.



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

**February 22, 2012**

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

**Fund Source:** MCCBL of 2010: Program Open Space, Local Capital Development  
and Land Acquisition Grants, Montgomery County:  
Program 89.22.49 Item 055 \$1,500,674.92

MCCBL of 2011: Program Open Space, Local Capital Development  
and Land Acquisition Grants, Montgomery County:  
Program 89.22.51 Item 051 \$238,925.08

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

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

**February 22, 2012**

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

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

**Recommendation:** Approval to commit \$20,962.00 for the following **planning** project.

***2012 Somerset County Land Preservation and Recreation Plan - \$20,962.00***  
***Somerset County***  
***POS #5943-19-88***  
***MD20120118-0032***

**Background:** Retain a consultant to update and publish a Land Preservation and Recreation Plan to fulfill the requirements established by the State of Maryland.

**Fund Source:** MCCBL of 2011: Program Open Space, Local Capital Development  
and Land Acquisition Grants, Somerset County:  
Program 89.22.51 Item 051 \$20,962.00

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

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

**February 22, 2012**

**ITEM 4A  
RURAL LEGACY PROGRAM FUNDS**

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

**Recommendation:** Approval to grant \$89,684.08 to the Lower Shore Land Trust to acquire a 67.82-acre conservation easement to be jointly held by the Department of Natural Resources and the Lower Shore Land Trust.

***Dividing Creek Rural Legacy Area  
Perrie Waters, Jr. Property***

**Background:** The Board of Public Works authorized a \$1,000,000 FY 2009 grant for easement acquisitions for the Dividing Creek Rural Legacy Area. POS Item 10A (Jan. 7, 2009).

**Project Description:** Acquisition of this 67.82-acre conservation easement will protect productive agricultural and forest lands. The acquisition will protect 1,000 linear feet of Dividing Creek, which is located within the Pocomoke River Watershed. This easement will be held by the Department of Natural Resources and the Lower Shore Land Trust. The U.S. Department of Agriculture is contributing \$73,619.00 pursuant to the federal Farm and Ranchlands Protection Program.

**Easement Value:** \$147,238.00 (\$2,171.01 per acre).

**Total Other Costs:** \$16,065.08

Administrative:	\$4,417.00	
Incidental:	\$9,439.08	\$ 586.08 Title Work/Insurance
		\$ 115.00 Recording fees
		\$3,200.00 Appraisals
		\$2,100.00 Survey
		\$1,463.00 Settlement fees
		\$1,975.00 Environmental Assessment

Program Compliance: \$2,209.00

**Amount Requested:** \$89,684.08

**Fund Source:** Program 81.20.04 Item 025 \$89,684.08 (FY 2009) [Rural Legacy Funds]

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

**Approved**

Disapproved

Deferred

Withdrawn

With Discussion

**Without Discussion**

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

**February 22, 2012**

**ITEM 5A  
RURAL LEGACY PROGRAM FUNDS**

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

**Recommendation:** Approval to authorize Queen Anne's County to use \$362,141.00 in County preservation funds to purchase a 74.012-acre Rural Legacy conservation easement to be jointly held by Queen Anne's County and the Department of Natural Resources.

***Foreman Branch Rural Legacy Area  
Cooper Godfrey Property***

**Background:** The Rural Legacy Board and Advisory Committee consider sponsor funding-matches for easement acquisitions in its annual review of applications. Queen Anne's County is using 100% County preservation funding to acquire this conservation easement in the Foreman Branch Rural Legacy Area.

**Project Description:** Acquisition of this 74.012-acre conservation easement will protect productive agricultural and forest lands.

**Easement Value:** \$362,141.00 (\$4,893.00 per acre)

**State Funds:** \$0.00

**Total Other Costs:** \$0.00 [All administrative and incidental costs to be paid by Queen Anne's County.]

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

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

**February 22, 2012**

**ITEM 6A  
RURAL LEGACY PROGRAM FUNDS**

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

**Recommendation:** Approval to authorize Charles County to use \$283,371.00 in Rural Legacy fee simple re-sale funds to purchase a 51.522-acre conservation easement to be held by Charles County.

***Zekiah Rural Legacy Area  
Bonifant Property***

**Background:** Charles County used Rural Legacy funds to acquire a fee simple interest in the Mudd farm and in the Jameson Farm. See POS Item 14A (Nov. 14, 2001) and POS Item 7A (Oct. 2, 2002). The County encumbered the properties with conservation easements and subsequently resold the fee simple interests. The County is using the re-sale funds to acquire this Bonifant Farm conservation easement within the Zekiah Rural Legacy Area.

**Project Description:** Acquisition of this 51.522-acre conservation easement will protect productive agricultural and forest lands. The acquisition will protect 3,000 linear feet of Zekiah Swamp Run, which is located within the Potomac River Watershed.

**Easement Value:** \$283,371.00 (\$5,500.00 per acre)

**State Funds:** \$0.00

**Total Other Costs:** \$0.00 [All administrative and incidental costs to be paid by Charles County.]

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

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

**February 22, 2012**

**ITEM 7A  
RURAL LEGACY PROGRAM FUNDS**

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

**Recommendation:** Approval to grant \$1,155,193.53 from Rural Legacy Funds to Wicomico County for a 472.14-acre conservation easement to be jointly held by the Department of Natural Resources, Wicomico County, and the Lower Shore Land Trust.

***Quantico Creek Rural Legacy Area  
Tracey Property***

**Background:** The Board of Public Works has authorized two grants for easement acquisitions for the Quantico Creek Rural Legacy Area. See FY 2010 in the amount of \$512,252 (POS Item 10A [Dec. 16, 2009]) and FY 2011 in the amount of \$1,000,000 (POS Item 11A [Sept. 1, 2010]).

**Project Description:** Acquisition of this 472.14-acre conservation easement will protect productive agricultural and forest lands. The acquisition will protect 22,100 linear feet of Quantico Creek, Dennis Creek, and Peters Creek, which are located within the Nanticoke River Watershed.

**Easement Value:** \$1,075,000.00 (\$2,276.87 per acre)

**Total Other Costs:** \$ 80,193.53

Administrative:	\$32,250.00	
Incidental:	\$31,818.53	\$ 9,550.00 Appraisals
		\$14,853.53 Survey
		\$ 7,415.00 Legal/Title fees

Program Compliance: \$16,125.00

**Amount Requested:** \$1,155,193.53

**Fund Source:** Program 81.20.04 Item 025 \$1,155,193.53 (FY 2009)

---

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 22, 2012**

**ITEM 8A  
RURAL LEGACY PROGRAM FUNDS**

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

**Recommendation:** Approval to grant \$258,159.95 from Rural Legacy Funds to the Washington County Board of Commissioners to acquire a conservation 50.55-acre easement to be held by Washington County.

***Mid-Maryland Washington Rural Legacy Area  
Steven L. & Leona M. Saville Property***

**Background:** The Board of Public Works authorized a \$500,000 FY 2011 grant for easement acquisitions for the Mid-Maryland Washington Rural Legacy Area, POS Item 11A (Sept. 1, 2010).

**Project Description:** Acquisition of this 50.55-acre conservation easement will protect productive woodlands on Elk Ridge, which lies within the viewshed of Washington Monument State Park. The acquisition will protect 1,230 linear feet of unnamed tributaries to Antietam Creek, an historic stream located within the Potomac River Watershed.

**Easement Value:** \$238,979.17 (\$4,727.58 per acre)

**Total Other Costs:** \$ 19,180.78

Administrative:	\$7,169.38	
Incidental:	\$8,426.71	\$ 100.00 Closing fee
		\$ 500.00 Title Exam
		\$ 157.00 Title Abstract
		\$ 929.71 Title Insurance
		\$6,740.00 Survey

Program Compliance: \$3,584.69

**Amount Requested:** \$258,159.95

**Fund Source:** Program 81.20.04 Item 025 \$258,159.95 (FY 2009)

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

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

**February 22, 2012**

**ITEM 9A  
RURAL LEGACY PROGRAM FUNDS**

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

**Recommendation:** Approval to grant \$546,203.75 from Rural Legacy Funds to the Allegany County Board of Commissioners to acquire a 274.426-acre conservation easement to be held by Allegany County.

***Mountain Ridge Rural Legacy Area  
Arthur Scarpelli Property***

**Background:** The Board of Public Works authorized a \$750,000 FY 2011 Grant for easement acquisitions for the Mountain Ridge Rural Legacy Area on the September 1, 2010 Program Open Space Agenda Item 11A.

**Project Description:** Acquisition of this will protect productive woodlands on Piney Ridge in Allegany County. The acquisition will buffer over 8,000 linear feet of unnamed tributaries to Braddock Run, an important trout stream located within the Potomac River Watershed.

**Easement Value:** \$515,000.00 (\$1,876.64 per acre)

**Total Other Costs:** \$ 31,203.75

Administrative:	\$15,450.00	
Incidental:	\$ 8,028.75	\$ 3,000.00 Settlement fees
		\$ 2,828.75 Mineral Search/Title Insurance
		\$ 2,200.00 Survey
Program Compliance:	\$ 7,725.00	

**Amount Requested:** \$546,203.75

**Fund Source:** Program 81.20.04 Item 025 \$546,203.75 (FY 2009)

---

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 22, 2012**

**ITEM 10A  
RURAL LEGACY PROGRAM FUNDS**

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

**Recommendation:** Approval to grant \$258,877.99 from Rural Legacy Funds to The Land Preservation Trust of Baltimore County to acquire a 36.758-acre conservation easement to be jointly held by the Department of Natural Resources and The Land Preservation Trust.

***Piney Run Rural Legacy Area  
Pleasant Grove Farm Property***

**Background:** The Board of Public Works authorized a \$1,000,000 FY 2011 grant for easement acquisitions for the Piney Run Rural Legacy Area. POS Item 11A (Sept. 1, 2010).

**Project Description:** Acquisition of this 36.758-acre conservation easement will protect productive pasture and woodlands, and eliminate six development rights. The acquisition will protect 2,250 linear feet of McGill Run, which is a tributary to Western Run, a stream that drains into Loch Raven Reservoir.

**Easement Value:** Total easement value \$245,067.05 (\$6,667.04 per acre)

**Total Other Costs:** \$ 13,810.94

Administrative:	\$7,352.00	
Incidental:	\$2,782.94	\$1,491.94 Title Work
		\$1,176.00 Settlement Fees
		\$ 115.00 Recording fees

Program Compliance: \$3,676.00

**Amount Requested:** \$258,877.99

**Fund Source:** Program 81.20.04 Item 025 \$258,877.99 (FY 2009)

---

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 22, 2012**

**ITEM 11A****PROGRAM OPEN SPACE****CONSERVATION RESERVE ENHANCEMENT PROGRAM FUNDS**

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

**Recommendation:** Approval to grant to the Frederick County Board of Commissioners \$1,816,111.90 from Program Open Space Stateside Funds for a Conservation Reserve Enhancement Program easement to be jointly held by Frederick County and the Department of Natural Resources.

**Project Name:** Crosby Conservation Reserve Enhancement Program Easement  
Frederick County

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

**Project Description:** Crosby CREP Easement. Acquisition of this 297.72-acre CREP easement, located in Frederick County, permanently protects water quality through forested riparian buffers along 9,920 feet of Catoctin Creek and unnamed tributaries. Catoctin Creek is classified as a Use IVP Recreational Trout Waters stream and is a tributary to the Potomac River.

**Easement Value:** \$1,789,595.00 (\$6,011.00 per acre)

**Other Costs:** \$26,516.90

Administrative:	\$	10,631.00
Incidental:	\$	15,885.90
Compliance:	\$	0.00

**Total Amount Requested:** \$1,816,111.90

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

**February 22, 2012**

**ITEM 11A (con't)**

**PROGRAM OPEN SPACE**

**CONSERVATION RESERVE ENHANCEMENT PROGRAM FUNDS**

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

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

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

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

**Fund Source:** Program 81.20.03 Item 447 \$ 26,516.90 (FY 2010)

Program Open Space Acquisition Opportunity Loan 2009

Program 89.22.45 Item 500 \$1,789,595.00 (FY 2010)

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

---

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 22, 2012**

**ITEM 12A****PROGRAM OPEN SPACE****CONSERVATION RESERVE ENHANCEMENT PROGRAM FUNDS**

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

**Recommendation:** Approval to grant to the Queen Anne's County Commissioners \$107,626.00 from Program Open Space Stateside Funds for a Conservation Reserve Enhancement Program easement to be jointly held by Queen Anne's County and the Department of Natural Resources.

**Project Name:** Bailey Conservation Reserve Enhancement Program Easement,  
Queen Anne's County

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

**Project Description:** Bailey CREP Easement. Acquisition of this 32-acre CREP easement, located in Queen Anne's County, permanently protects water quality through forested riparian buffers along 1,000 feet of Andover Branch and unnamed tributaries. Andover Branch flows into the Chester River, an important tributary of the Chesapeake Bay.

**Value of Easement:** \$99,296.00 (\$3,103.00 per acre)

**Other Costs:** \$8,330.00

Administrative:	\$	0.00
Incidental:	\$	6,830.00
Compliance:	\$	1,500.00

**Total Amount Requested:** \$107,626.00

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

February 22, 2012

**ITEM 12A (con't)**

**PROGRAM OPEN SPACE**

**CONSERVATION RESERVE ENHANCEMENT PROGRAM FUNDS**

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

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

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

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

**Fund Source:** Program 81.20.03 Item 447 \$ 8,330.00 (FY 2010)

Program Open Space Acquisition Opportunity Loan 2009

Program 89.22.45 Item 500 \$ 99,296.00 (FY 2010)

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

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Board of Public Works Action: the above referenced item was

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

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

**February 22, 2012**

**ITEM 13A****PROGRAM OPEN SPACE****CONSERVATION RESERVE ENHANCEMENT PROGRAM FUNDS**

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

**Recommendation:** Approval to grant to the Washington County Commissioners \$ 45,512.44 from Program Open Space Stateside Funds for a Conservation Reserve Enhancement Program easement to be jointly held by Washington County and the Department of Natural Resources.

**Project Name:** Stone Conservation Reserve Enhancement Program Easement,  
Washington County

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

**Project Description:** Stone CREP Easement. Acquisition of this 11.99-acre CREP easement located in Washington County permanently protects water quality through forested and grass riparian buffers along 1,570 feet of Dog Branch, a tributary to Antietam Creek. Antietam Creek flows into the Potomac River, an important tributary of the Chesapeake Bay.

**Easement Value:** \$40,356.89 (\$3,365.88 per acre)

**Other Costs:** \$5,155.55

Administrative:	\$ 1,210.71
Incidental:	\$ 3,339.49
Compliance:	\$ 605.35

**Total Amount Requested:** \$45,512.44

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

**February 22, 2012**

**ITEM 13A (con't)**

**PROGRAM OPEN SPACE**

**CONSERVATION RESERVE ENHANCEMENT PROGRAM FUNDS**

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

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

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

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

**Fund Source:** Program 81.20.03 Item 447 \$ 5,155.55 (FY 2010)

Program Open Space Acquisition Opportunity Loan 2009

Program 89.22.45 Item 500 \$ 40,356.89 (FY 2010)

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

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Board of Public Works Action: the above referenced item was

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

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

**February 22, 2012**

**ITEM 14A  
PROGRAM OPEN SPACE STATE SHARE**

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

***John T. Crane, Jr. - \$790,000.00  
Calvert County  
POS #4164***

**Reference:** That the Board of Public Works approve the fee simple acquisition of a 52 acre+/- parcel located in Calvert County. The 409 linear feet +/- of water frontage on the Patuxent River provides an outstanding opportunity to create a paddle-in campsite for canoe and kayak enthusiasts in an area where access opportunities are very limited. The property is an inholding of Hall Creek NRMA, which is part of the Patuxent River Greenway. Acquiring this parcel will resolve management and boundary issues as well as eliminate potential residential development.

The property is located within the Target Ecological Area and has received an ecological ranking of 103 under the Program Open Space Targeting System. This project meets criteria in accordance with Chapter 419, Laws of Maryland 2009 as it presents a unique acquisition opportunity as a result of its extraordinary location and the environmental value of the property.

**Grantor:** John T. Crane, Jr.

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

**Property:** 52 acres+/- unimproved

**Price:** \$790,000

**Appraisals:** \$787,000 (5/24/11) – James B. Hooper – Fee Appraiser  
Reviewed by William T. Beach

\$790,000 (5/24/11) – William T. Beach – Chief Appraiser

\$880,000 (5/20/11) – David N. Lamb – Fee Appraiser  
Reviewed by William T. Beach

**Fund Source:** POS Acquisition Opportunity Loan 2009  
Program 89.22.45 Item 500 \$790,000.00 (FY2010)

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion



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

**SERVICE CONTRACT**

**ITEM:** 1-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 No. 050B2400003

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

**AWARD:** The Baltimore Sun  
Baltimore, MD

**TERM:** 3/1/2012 – 2/28/2013

**AMOUNT:** \$250,000 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

**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 contract.

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

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

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 \$250,000 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 \$200,000 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 \$250,000 will ensure coverage of the State's usage for the full year.

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.

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

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

**FUND SOURCE:** Various

**APPROP. CODE:** Various

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-0089-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

## SERVICES CONTRACT

**ITEM:** 2-S

**Agency Contact:** James L. Knighton  
410-767-0820  
jknighton@mta.maryland.gov

DEPARTMENT/PROGRAM

Transportation (MDOT)  
Maryland Transit Administration (MTA)  
Office of Treasury

**CONTRACT ID:**

**MTA-1348 A&B;  
Transit Business Planning and Management  
Services  
ADPICS NO. J05B2400016 / J05B24000017**

**CONTRACT DESCRIPTION:**  
Planning and Management Services.

## Two consultant contracts to provide Transit Business

## AWARDS:

**Jacobs Engineering Group, Inc. (Consultant A)**  
**Baltimore, MD**

**CH2M Hill (Consultant B)**  
**Baltimore, Maryland**

**TERM:**

3/1/2012 – 2/28/2015 (w/2 one-year renewal options)

**AMOUNTS:**

**Jacobs Engineering Group, Inc.**  
**\$4,260,500 (3 Years; Base Term)**  
**\$1,496,900 (1 Year; 1<sup>st</sup> Renewal Option)**  
**\$1,541,300 (1 Year; 2<sup>nd</sup> Renewal Option)**  
**\$7,298,700 Total (5 Years)**

**CH2M Hill**  
**\$4,609,764 (3 Years; Base Term)**  
**\$1,614,061 (1 Year; 1<sup>st</sup> Renewal Option)**  
**\$1,654,394 (1 Year; 2<sup>nd</sup> Renewal Option)**  
**\$7,878,219 Total (5 Years)**

**PROCUREMENT METHOD:**

## Competitive Sealed Proposals

**BIDS OR PROPOSALS:**

See Attachment

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

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

**MBE/DBE PARTICIPATION:** 25%

**INCUMBENTS:** Booz Allen Hamilton, Inc.  
Baltimore, MD

Edwards and Kelcey, Inc.  
Baltimore, MD

**REQUESTING AGENCY REMARKS:** A notice of the availability of Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com* and posted on MTA's website. Copies of the solicitation notice were downloaded from the MTA website by interested offerors which created a "planholders" list for future direct contact. A copy of the solicitation was directly sent to 23 potential offerors, 14 of which are Maryland firms and 13 are MBEs. A copy of the solicitation was also sent to the Governor's Office of Minority Affairs.

Four proposals were received in response to the RFP, and all were deemed to be reasonably susceptible of being selected for award as indicated in the Attachment. The RFP stated that the two Offerors with the highest overall rankings would each be awarded contracts and would be designated as Consultants "A" and "B" respectively. Jacobs Engineering Group, Inc. (Jacobs) was ranked overall #1, and CH2M Hill was ranked overall #2. Both Jacobs and CH2M Hill are being recommended for contract awards.

As also stated in the RFP, technical factors and financial factors were given equal weight in the overall award determination. Jacobs had the highest ranked technical proposal and the second lowest price. The lowest priced Offeror was ranked fourth technically. The technical differences between Jacobs and this Offeror greatly offset the difference in price, as did the technical differences between this Offeror and CH2M Hill, which had the third lowest price and was tied technically #2. Therefore, the lowest priced Offeror was ranked #4 overall. The other Offeror ranked #2 technically had a higher price than CH2M Hill and was, therefore, ranked #3 overall.

Services contemplated may include:

- Development of StateStat Reports - to prepare and analyze data and develop presentations for the MTA on performance indicators;
- Management/Organizational Development - a consulting firm, experienced in management/organizational development consulting and staffing public transit organizations to examine the Agency's present administration and operations with respect to cost efficiencies, goal attainment, and effectiveness; and,
- Benefits Analysis/Pension Plan Assistance - services to support the MTA's healthcare benefits program which includes analysis of Medicare Part D, Medicare Part D Subsidy, renewal planning, premium equivalent rate projections and other services.

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

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

The Contracts contain fixed hourly rates for each classification of personnel to be assigned to these Contracts by the Contractors.

The work unit in which these services are to be managed is the MTA's Office of Treasury, which provides overall project management and liaison services to other MTA departments. The Project Manager will be responsible for developing scopes of work and requesting task order proposals for individual project tasks. These project tasks will vary in terms of size, schedule and complexity. A Task Order RFP (TORFP) will be issued to both consultants to establish and define the specific disciplines required for the task (Planning, Statistical Analysis, Service Development, Process Improvements, etc.). Both Consultants will be asked to submit task order proposals with technical and price components in response to the TORFP. Based upon an evaluation of these task order proposals, the individual project task order will be issued to either Consultant A or Consultant B to perform the specified work.

Tasks under these contracts will be individually authorized, and no services may be undertaken without an approved task order issued by the MTA Project Manager. The Consultant will not be reimbursed for monies expended above the approved authorized limit without the prior approval of the MTA Project Manager. No minimum amount of work is guaranteed to any Consultant under this contract.

In the event a task order(s) is issued but not completed prior to the expiration date of the contract, the Contractors will continue with completion of the task order at no additional cost to the State. All terms, conditions and pricing shall remain the same and in full effect. The extension period may not exceed six months past the expiration date of the contract.

<b>FUND SOURCE:</b>	80% Federal; 20% Special (Transportation Trust Fund)
<b>APPROPRIATION CODE:</b>	J05H0105
<b>RESIDENT BUSINESSES:</b>	Yes for both
<b>MD TAX CLEARANCE:</b>	12-0051-1111 (Jacobs Engineering Group, Inc.) 12-0052-0111 (CH2M Hill)

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

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

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

Offerors	Technical Rank	Financial Price Base Term (3 Years)	Financial Price Renewal Option #1 (1 Year)	Financial Price Renewal Option #2 (1 Year)	Financial Price Grand Total (5 Years)*	Financial Rank	Overall Rank**
Jacob Engineering Group, Inc. Baltimore, MD	1	\$4,260,500	\$1,496,900	\$1,541,300	\$7,298,700	2	1
CH2M Hill Baltimore, MD	2	\$4,609,764	\$1,614,061	\$1,654,394	\$7,878,219	3	2
Parsons Brinckerhoff Baltimore, MD	2	\$5,249,100	\$1,871,700	\$1,928,200	\$9,059,000	4	3
RNR Consulting Cleveland, OH	4	\$3,765,000	\$1,255,000	\$1,255,000	\$6,275,000	1	4

**Note:** \* The financial price was based upon a model of hourly rates for six different labor classifications of work for an estimated number of hours.

\*\* Technical and Financial factors were given equal weight in the overall award determination.

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

## SERVICES CONTRACT

**ITEM:** 3-S

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

**DEPARTMENT/PROGRAM:**

**Juvenile Services (DJS)**  
**Behavioral Health Services**

**CONTRACT ID:**

12-JS-002;  
Behavioral Health Services at Selected DJS  
Facilities  
ADPICS # V00B2400054

**CONTRACT DESCRIPTION:**

**CONTRACT DESCRIPTION:** Provide Behavioral Health Services for youth at the Cheltenham Youth Facility and serve as a back-up at the Alfred D. Noyes Children's Center and the Thomas J.S. Waxter Children's Center.

**AWARD:**

**Glass Health Programs, Inc.**  
Baltimore, MD

**TERM:**

3/1/2012 - 2/28/2015 (w/2 one-year renewal options)

**AMOUNT:**

**\$6,405,874 (3 Years; Base Contract)**  
**\$2,270,874 (1 Year; 1<sup>st</sup> Renewal Option)**  
**\$2,361,709 (1 Year; 2<sup>nd</sup> Renewal Option)**  
**\$11,038,457 Total (5 Years)**

**PROCUREMENT METHOD:**

### Competitive Sealed Proposals

**BIDS OR PROPOSALS:**

**See Attachment**

**MBE PARTICIPATION:**

10% (See Requesting Agency Remarks below)

## PERFORMANCE SECURITY:

None

**INCUMBENT:**

Same



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

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

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com*. Copies of the solicitation notice were mailed directly to 25 prospective vendors, 19 of which are Maryland firms, and included five MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

Three proposals were received in response to the RFP; however, only two were determined to be reasonably susceptible of being selected for award. Glass Health Programs, Inc. (Glass) was ranked higher overall with the #1 technical offer and the lower price. Plus, the first year price proposed by Glass is less than the current contract price. Therefore, award is recommended to Glass Health Programs, Inc. as having the best offer for the State. In addition, Glass has provided behavioral health services in a satisfactory manner for DJS since February 2007.

Services include mental health assessments for court appearances, psychiatric, psychological, neuro-psychological and sex offender assessments for youth detained by DJS at the Cheltenham Youth Facility, located in Prince George's County. Back-up behavioral health services will be provided to the Alfred D. Noyes Children's Center (Noyes Center) and the Thomas J.S. Waxter Children's Center (Waxter Center), as needed per the RFP. Presently, behavioral health services are provided at the Noyes Center through an intergovernmental agreement (IGA) with the Montgomery County Collaboration Council and at the Waxter Center through an IGA with the Anne Arundel County Mental Health Authority. The RFP stated that the Contractor could be utilized as a back-up for behavioral health services at either of these facilities if: (1) services provided by the IGAs ended suddenly and services were needed while a procurement was completed; or (2) the IGA provider had staff vacancies that needed to be filled for vacation and/or sick leave.

The contract states that the renewal options, if exercised, provide for up to a 4% increase, if any, based upon the Consumer Price Index (CPI) for the District of Columbia/ Maryland/ Virginia/ West Virginia Region.

A 10% MBE participation goal was established for this contract to provide professional staffing for behavioral health services at the DJS facilities.

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

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

**FUND SOURCE:** 100% General

**APPROP. CODE:** V00K0103; V00L0103

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-0004-0111

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

APPROVED ✓

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

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

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

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

<u>Offerors</u>	<u>Technical Ranking</u>	<u>Financial Price (3 Years - Base) *</u>	<u>Financial Ranking</u>	<u>Overall Ranking **</u>
Glass Health Programs, Inc. Baltimore, MD	1	\$6,405,874	1	1
NHS Maryland Rockville, MD	2	\$7,083,069	2	2

Note: \* The Financial Price was for the three years of the Base Contract Term only and did not include prices for the Renewal Options. If exercised, the renewal option prices will be based upon CPI increases, if any, as allowed in the RFP.

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

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

**SERVICES CONTRACT RENEWAL OPTION**

<b>ITEM:</b>	4-S-OPTION	<b>Agency Contact:</b> Luci A. Sager 410-468-2374 lsager@mdinsurance.state.md.us
<b>DEPARTMENT/PROGRAM:</b>		Maryland Insurance Administration (MIA) Producer Licensing Unit
<b>CONTRACT ID:</b>		D80R7200007; Examination and Pre-Licensing Services ADPICS NO. COE16919
<b>CONTRACT APPROVED:</b>		3/21/2007 DBM BPW Agenda Item
<b>CONTRACTOR:</b>		PSI Services, LLC (PSI) Burbank, CA
<b>CONTRACT DESCRIPTION:</b>		Administer insurance producer licensing examinations and provide related educational services.
<b>OPTION DESCRIPTION:</b>		Approval request to exercise the third and final one-year renewal option as contained in the original contract.
<b>TERM OF ORIGINAL CONTRACT:</b>		4/1/2007 – 3/31/2010 (w/3 one-year renewal options)
<b>TERM OF OPTION:</b>		4/1/2012 – 3/31/2013
<b>AMOUNT OF ORIGINAL CONTRACT:</b>		\$2,312,400
<b>AMOUNT OF OPTION:</b>		\$0 (See Requesting Agency Remarks below)
<b>PRIOR MODIFICATIONS/OPTIONS:</b>		\$1,541,600
<b>REVISED TOTAL CONTRACT AMOUNT:</b>		\$3,854,000
<b>ORIGINAL PROCUREMENT METHOD:</b>		Competitive Sealed Proposals

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

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

**MBE PARTICIPATION:** 6.40%

**MBE COMPLIANCE:** 6.09%

**REQUESTING AGENCY REMARKS:** Request for approval to exercise the third and final one-year renewal option as contained in the original contract to provide continued assistance to the MIA for conducting and administering insurance producer licensing exams and related educational services.

The MIA is mandated by Sections 10-104 – 10-109 of the Insurance Article of the Maryland Annotated Code, to conduct examinations, which is a prerequisite for obtaining an insurance license. The MIA is responsible for the review, approval and monitoring of pre-licensing education courses.

There are two distinctive services being provided under the contract which are the pre-licensing education services and the examination services. The pre-licensing education services include the review of all insurance producer pre-licensing education courses required of the candidates as a prerequisite for taking the insurance producer licensing examination. The provision of examination services is one of the statutory requirements for licensure of a resident insurance producer and consists of:

- The development of examination questions;
- The administration of the examinations, including scheduling of the exams and collection of exam fees;
- The scoring of the examination questions;
- The prompt notification of the candidate as to the exam results; and
- The electronic notification of the exam results to the MIA.

The MIA is satisfied with the performance of the Contractor, PSI Services, LLC (PSI). PSI has furnished services in a reasonable manner, demonstrated its expertise, has been flexible in supporting MIA'S Producer Licensing Unit and has a well-trained professional staff assigned to this contract.

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

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

The price per exam and the price per pre-licensing course were established from the price proposal at the start of the contract five years ago with no annual adjustments for inflation. The MIA knows of only three national companies that perform these services, and the MIA believes that the prices under the existing renewal option are lower than would be quoted by this limited number of vendors if this contract would be put out for competition prior to exercising the final one-year renewal option. Accordingly, conducting a new solicitation at this time for these services would not be in the best interest of the State.

The revenue to PSI over the course of the contract has been approximately \$2,652,000. It was estimated that PSI would receive \$770,800 per year for these services; however, the highest volume contract year (2007-2008) had only \$623,520 in revenue. It is now estimated that PSI will receive approximately \$540,000 for this final renewal option period. So as not to overstate the total contract value for the six years of the contract, no additional funding approval is requested at this time. Exercising this final renewal option is in the best interest of the State.

Since this is the last renewal option for this contract, MIA will re-solicit for these services during the renewal period. A new contract is expected to be in place prior to the expiration of this contract.

**FUND SOURCE:** 100% Special (Fees paid by the Applicants)  
**APPROP. CODE:** D80Z0101  
**RESIDENT BUSINESS:** No

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

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

**PRIOR MODIFICATIONS/OPTIONS (CONT.):**

Option #1	\$770,800	Exercised the first of three one-year renewal options as contained in the original contract for the period 4/1/2010 – 3/31/2011. Approved on the 3/10/2010 DBM BPW Agenda, Item 4-S-OPTION.
Mod. #1	\$0	Modification dated 1/28/2010 to add the Contractor's new Federal Employer Identification Number. Approved by the MIA.
Option #2	\$770,800	Exercised the second of three one-year renewal options as contained in the original contract for the period 4/1/2011 – 3/31/2012. Approved on the 2/23/2011 DBM BPW Agenda, Item 3-S-OPTION.
	<hr/> \$1,541,600	

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

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 5-S-MOD **Agency Contact:** Frances Penner  
240-313-3553  
fpenner@dhhm.state.md.us

**DEPARTMENT/PROGRAM:** Health & Mental Hygiene (DHMH)  
Potomac Center

**CONTRACT ID:** DHMH/OPASS 10-10438;  
Ph.D. Psychology Services  
ADPICS # COE15899

**CONTRACT APPROVED:** 8/11/2010 DBM BPW Agenda Item 1-S

**CONTRACTOR:** Columbus Medical Services  
King of Prussia, PA

**CONTRACT DESCRIPTION:** Provide a licensed Ph.D. Psychologist to head the clinical psychology services department at the Potomac Center in Hagerstown; supervise one to three masters level psychology associates; perform testing and training; and develop and oversee the implementation of behavior plans.

**MODIFICATION DESCRIPTION:** Request approval of a modification to increase the available funding on the contract for additional hours of Ph.D. psychology services.

**TERM OF ORIGINAL CONTRACT:** 9/1/2010 – 8/31/2015

**TERM OF MODIFICATION:** 3/1/2012 – 8/31/2015

**AMOUNT OF ORIGINAL CONTRACT:** \$731,812 (5 Years)

**AMOUNT OF MODIFICATION:** \$174,307 (3 Years; 5 Months)

**PRIOR MODIFICATIONS/OPTIONS:** None

**REVISED TOTAL CONTRACT AMOUNT:** \$906,119

**OVERALL PERCENT +/- (THIS MOD):** +23.82%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Bidding



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

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

**MBE PARTICIPATION:** None

**REQUESTING AGENCY REMARKS:** Request for approval of a modification to increase the available funding on the contract in order to accommodate additional hours of services. An additional 10 hours of services are needed in order for the Potomac Center to provide a full 40 hours of services each week. Since there are no Ph.D. Psychologists on staff, these services were acquired through two contracts – one for limited services for 10 hours per week and one for 30 hours per week to head the clinical psychology services at the Potomac Center.

In April 2010, DBM approved a contract award for a Ph.D. Psychologist to provide 10 hours per week of services for the Potomac Center (April 2010 DBM PAAR, Item #12). The services included: supervising one to two Master level psychology associates; reviewing evaluations; providing in-service training to support staff; and evaluating the 63 + clients. The contract began 5/1/2010 and was for a three year period; however, the Contractor resigned effective 12/16/2011.

This Contract is for the provision of a Ph.D. Psychologist to be the head of clinical psychology services; supervise one to three masters level psychology associates employed by the Potomac Center; perform testing and training; and develop and oversee the implementation of behavior plans for the transitional population residing at the Potomac Center. Columbus Medical Services (CMS) has provided two individual Ph.D. Psychologists to head the clinical psychology services at the Potomac Center since 2008. Dr. McBee served as head from 2008 through 2010. With the approval of DHMH, Dr. Steven Della Vecchia began on 1/1/2011 and has done a wonderful job of directing and supervising the staff and writing, implementing and supervising the behavioral plans. The services provided by CMS and the Ph.D. Psychologists under this contract have been exemplary.

Based upon the lower hourly rates bid for this contract versus the previous 10 hours/week contract, it was determined that conducting a new solicitation would result in even higher hourly rates than currently provided by CMS. Since the two contracts were very similar in scope of work with the basic difference being the amount of time at the Potomac Center, it was determined that it was in the best interest of the State to modify the existing contract with CMS for an additional 10 hours of services. Dr. Della Vecchia will work a total of 40 hours per week at the Potomac Center through this modification.

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

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

**FUND SOURCE:** 100% General

**APPROP. CODE:** M00M0701

**RESIDENT BUSINESS:** No

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**SERVICES CONTRACT MODIFICATION**

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

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

**CONTRACT ID:** 09-PD-004;  
Residential Care & Services to Youth  
ADPICS NO: COE14779

**CONTRACT APPROVED:** 6/3/2009 DBM BPW Agenda Item 7-S

**CONTRACTOR:** Rite of Passage, Inc.  
Minden, NV

**CONTRACT DESCRIPTION:** Provide a residential program in Keymar,  
Maryland for a maximum of 48 male youth (ages 14 to 18) per day who are referred by DJS and  
are before the Juvenile Courts of the State.

**MODIFICATION DESCRIPTION:** Request for retroactive approval to increase  
the available funding amount to include both residential services and educational services for the  
youth at The Silver Oak Academy for the entire duration of the contract.

**TERM OF ORIGINAL CONTRACT:** 6/5/2009 – 6/4/2012

**TERM OF MODIFICATION:** 6/5/2009 – 6/4/2012

**AMOUNT OF ORIGINAL CONTRACT:** \$9,856,224 (3 Years)

**AMOUNT OF MODIFICATION:** \$4,534,170 (3 Years)

**PRIOR MODIFICATIONS/OPTIONS:** None

**REVISED TOTAL CONTRACT AMOUNT:** \$14,390,394

**OVERALL PERCENT +/- (THIS MOD):** +46.0%

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

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

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

**MBE PARTICIPATION:** 5%

**MBE COMPLIANCE:** 1.53%

**REQUESTING AGENCY REMARKS:** Request for retroactive approval of a modification to increase the available funding amount of the contract to include educational services. The amount for educational services was unknown at the time the contract was originally submitted for approval to the Board of Public Works (BPW). The education rate for the program had not been finalized by the Maryland State Department of Education (MSDE), and DJS staff calculating the not-to-exceed (NTE) amount for the contract only included the estimated amount for the residential component of the program established by the Interagency Rating Committee (IRC). Therefore, no estimate for the education component of the program was included in the calculation of the contract value. In addition, once the education rate was finalized by MSDE in July 2009, a proactive modification to the contract amount was not obtained.

The Silver Oak Academy is licensed as a non-public special education program. Independent of the IRC, the education rate is set by a unit within MSDE that is charged with setting the rates and monitoring non-public education programs.

The available funding amount approved by the BPW has been exceeded as of mid-October 2011. The average monthly price for residential and educational services for all 48 male youth at the facility from July 2011 – October 2011 was \$468,500. At this time, additional funding is needed to continue residential and educational services at The Silver Oak Academy for the remaining months of the contract term.

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

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

**FUND SOURCE:** 100% General

**APPROP. CODES:** V00G0102, V00H0102, V00I0102,  
V00J0102, V00K0102, V00L0102

**RESIDENT BUSINESS:** Yes

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

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**GENERAL MISCELLANEOUS**

**ITEM:** 7-GM **Agency Contact:** David Treasure  
410-260-7049  
dtreasur@dbm.state.md.us

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

**AMOUNT OF REQUEST:** \$504,075 FY 2012 Total (see Attachment)

**DESCRIPTION:** Request to approve various proposed reimbursable fund budget amendments for the second quarter of FY 2012. 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 second quarter of FY 2012. 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.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**ITEM:** 7-GM (Cont.)

**ATTACHMENT**

Budget Amendment Number	Department Receiving Funding	Department Contributing Funding	Funding Amount	***** Justification *****
12R-027	Q00- Department of Public Safety and Correctional Services	D15- Boards and Commissions - Governor's Office of Crime Control and Prevention	\$25,000	Funding to provide overtime for Parole and Probation agents to locate and apprehend potentially violent offenders with open warrants in Prince George's County.
12R-035	D13- Maryland Energy Administration (MEA)	U00- Department of the Environment (MDE)	\$225,000	Funding for MEA to establish and administer the Maryland Idle Reduction Technology Program for trucks registered in Maryland.
12R-037	Q00- Department of Public Safety and Correctional Services	D15- Boards and Commissions - Governor's Office of Crime Control and Prevention	\$56,075	Funding to enhance the Department's ability to investigate cell phone usage in the State's correctional facilities.
12R-042	C81- Office of the Attorney General (OAG)	J00- Department of Transportation (MDOT)	\$198,000	Funding to support two assistant attorney general positions in the OAG's Civil Litigation Division to provide legal services and representation to MDOT.
<b>FY 2012 2nd Qtr Proposed Reimbursable Amendments Total</b>			<b>\$504,075</b>	

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

**GENERAL MISCELLANEOUS**

**ITEM:** 8-GM

**Agency Contact:** Matthew J. Fader  
410-576-7906  
mfader@oag.state.md.us

**DEPARTMENT:**

Office of the Attorney General (OAG)

**AMOUNT OF REQUEST:**

\$90,845.43

**DESCRIPTION:**

Request for approval, pursuant to Maryland Annotated Code, State Government Article §12-404 and §12-405, of payment of a judgment for attorneys' fees in *The Legend Night Club v. Prince George's County Board of License Commissioners, et al.*, Civ. A. No. MJG-05-2138, a First Amendment case, involving "State Personnel" as expressly defined for purposes of the Maryland Tort Claims Act, pursuant to Maryland Annotated Code, State Government Article §12-101(a)(9).

**FUND SOURCE:**

FY2012 Contingent Fund

**APPROP. CODES:**

D05E0102

**REQUESTING AGENCY REMARKS:** The Office of the Attorney General recommends approval of the requested payment of the judgment. The underlying lawsuit challenged the validity of a State law. The case was a facial challenge to the law, and particularly to the lack of an exception for legitimate artistic venues.

If the Board of Public Works approves payment of this judgment, payment in the amount of \$90,845.43 should be made by electronic funds transfer to the "Law Office of Jimmy A. Bell, P.C. IOLTA Account".

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



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

**GENERAL MISCELLANEOUS**

**ITEM:** 9-GM **Agency Contact:** Christopher A. Gozdor, AAG  
410-767-1856  
cgozdor@oag.state.md.us

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

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

**FUND SOURCE:** 100% General

**APPROP. CODE:** M00L07.01

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

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

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

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

Note: The Board of Public Works deferred this item from the 2/8/12 Agenda (Item 6-GM).

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

APPROVED ✓

DISAPPROVED

DEFERRED

WITHDRAWN

57

WITH DISCUSSION ✓

WITHOUT DISCUSSION

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

**ARCHITECTURE/ENGINEERING SERVICES**

**ITEM:** 1-AE

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

**INSTITUTION:**

University of Maryland, Baltimore for  
Towson University

**CONTRACT ID:**

Towson University/Design Services for Site and  
Safety Improvements-Phase 2  
Solicitation #86911

**CONTRACT DESCRIPTION:** Full architectural/engineering services for preparation of complete plans and specifications for the campus-wide site improvements at Towson University. The project consists of providing a pedestrian connection between the West and East campuses; developing the necessary site, utility and infrastructure improvements to support the proposed pedestrian improvements, designing the new pedestrian bridge across Osler Drive; renewing and replacing utility and pedestrian infrastructure; and eliminating pedestrian-vehicle conflicts.

**AWARD:**

Stantec Architecture Inc.  
Edmonton, Alberta T5K 2L6

**CONTRACT TERM:**

2/22/12 – 8/31/13

**AMOUNT:**

\$ 1,019,884

**PROCUREMENT METHOD:**

USM Policies and Procedures for Architect/  
Engineer Procurements

**PROPOSALS:**

	<u>Ranking</u>	<u>Technical Score</u>
Stantec Architecture Inc (Edmonton, Alberta)	1	84.4
Cho Benn Holback (Baltimore, MD)	2	83.9
GWWO (Baltimore, MD)	3	82.4

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

**ITEM:** 1-AE (continued)

**PROPOSALS:** (continued)

	<u>Ranking</u>	<u>Technical Score</u>
Ayers Saint Gross (Baltimore, MD)	4	79.7

**MBE PARTICIPATION:** 19%

**PERFORMANCE SECURITY:** Not Required

**REQUESTING INSTITUTION REMARKS:** The solicitation was advertised in *eMarylandMarketPlace* and UMB Procurement Services eBid Board. Seven firms responded to the University's AE Solicitation. After review, the Qualification Committee recommended four firms as potentially eligible to provide the required services based upon the firm's qualifications. Oral presentations were conducted with the four firms and the Qualification Committee recommended the firm of Stantec Architecture Inc as the most qualified firm. The Stantec team demonstrated strong relevant experience in campus site improvements and pedestrian bridges. Negotiations were conducted with the recommended firm. The price proposal derived was the result of a negotiated agreement with the University's Qualification Committee. The AE selection process inclusive of the fee negotiations were reviewed and approved by the University's Executive Review Group, which includes a public member outside of the University. Approval is requested for all seven phases (Site Analysis/Program Verification through Post Construction).

**FUND SOURCE:** MCCBL 2011: *Provide funds to design campuswide infrastructure and site improvements, Item 040*

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 12-0088-0011

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**CONSTRUCTION CONTRACT MODIFICATION**

**ITEM:** 2-C MOD

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

**INSTITUTION:** University of Maryland, Baltimore for  
Towson University

**CONTRACT ID:** Construction Management at Risk Services for the Towson Center Arena  
Project at Towson University, RFP #2006-44R BS

**CONTRACT APPROVED:** USM Item 3-C (9/10/08)  
USM Item 2-C MOD (5/5/10)  
USM Item 2-C MOD (9/22/10)  
USM Item 2-C MOD (4/06/11)  
USM Item 3-C MOD (7/06/11)  
USM Item 2-C Mod (10/19/11)  
USM Item 3-C Mod (01/25/12)

**CONTRACTOR:** Gilbane Building Company  
Laurel, MD

**CONTRACT DESCRIPTION:** Professional management and construction services during pre-construction and construction of the Towson Center Arena Project at Towson University. This project is to construct a new 90,000 gross square foot, multi-use arena facility with a minimum capacity of 5,000 spectator seats and office, entertainment/gathering and support spaces. In addition, various parts of the Towson center will be renovated.

**MODIFICATION DESCRIPTION:** Award GMP#5 for construction which includes resinous flooring, the scoreboard, and CM general conditions.

**ORIGINAL CONTRACT TERM:** Eighteen months from construction notice to proceed.

**MODIFICATION TERM:** Nineteen months and twenty-nine days from issuance of  
construction notice to proceed.

**ORIGINAL CONTRACT AMOUNT:** \$334,460 (pre-construction fees only)

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

**ITEM:** 2-C MOD (continued)

**AMOUNT OF MODIFICATION:** \$ 1,455,065

**PRIOR MODIFICATIONS:** \$ 57,192,994

**REVISED TOTAL CONTRACT AMOUNT:** \$ 58,982,519

**MBE PARTICIPATION:** 25%

**MBE COMPLIANCE:** 26.9%

**PERFORMANCE BOND:** A 100% performance bond is required

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**REQUESTING INSTITUTION REMARKS:** GMP# 5 is for resinous flooring, the scoreboard, and CM general conditions. One additional GMP is anticipated for the AV package. The schedule is being extended by fifty-seven days to compensate for construction delays caused by the MDE sediment and erosion control and the forest conservation permitting process.

MBE participation for this modification is 7.5%.

**FUND SOURCE:** Plant Funds

**APPROP. CODE:** R30B24

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-1529-0111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**CONSTRUCTION CONTRACT MODIFICATION**

**ITEM:** 3-C MOD

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

**INSTITUTION:** University of Maryland, Baltimore for  
the University of Maryland Baltimore County

**CONTRACT ID:** Construction Management at Risk Services for the Terrace  
& Hillside Apartment Renovations and Community Center,  
RFP 10-128 AF

**CONTRACT APPROVED:** USM Item 1-C (6/01/11)  
USM Item 1-C MOD (11/16/11)  
USM Item 1-C MOD (12/21/11)

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

**DESCRIPTION:** Professional management and construction services during pre-construction and construction for renovations to the Terrace & Hillside Apartments and construction of a new community center at the University of Maryland Baltimore County. The Terrace & Hillside Apartments' renovation comprises of sixteen buildings with 170 apartment units totaling 32,000 square feet. Modifications to the apartments will include mechanical and electrical upgrades, life safety upgrades, site improvements, and upgrades for ADA access. The new 10,000 square foot community center will house offices for Residential Life staff, conference room space, living room space, storage space, shop space, and a laundry room.

**MODIFICATION DESCRIPTION:** Award GMP#3 for construction which includes doors, frames, and hardware, signage, toilet accessories, and CM allowances.

**ORIGINAL CONTRACT TERM:** Fourteen months from issuance of pre-construction notice to proceed. Twenty-one months from construction notice to proceed.

**ORIGINAL CONTRACT AMOUNT:** \$65,000 (pre-construction fees only)

**THIS MODIFICATION AMOUNT:** \$ 432,861

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

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

**PRIOR MODIFICATION AMOUNT:** \$9,966,439

**REVISED TOTAL CONTRACT AMOUNT:** \$ 10,464,300

**MBE PARTICIPATION:** 25%

**MBE COMPLIANCE:** 20%

**PERFORMANCE SECURITY:** A 100% performance bond is required.

**ORIGINAL PROCUREMENT METHOD:** Competitive sealed proposals

**REQUESTING INSTITUTION REMARKS:** GMP#3 is for construction which includes doors, frames, and hardware, signage, toilet accessories, and CM allowances. Additional GMPs for the remaining project phases will be submitted. The estimated construction cost for this project is \$19,000,000. There is no MBE participation in this GMP. The required 25% MBE participation will be obtained through bidding the remaining phases of the project.

**FUND SOURCE:** USM Academic/Auxiliary Facility Revenue Bonds

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-1245-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**SERVICE CONTRACT OPTION**

**ITEM:** 4-S OPT

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

**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 fourth renewal option.

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

**OPTION TERM:** 03/01/2012 – 02/28/2013

**ORIGINAL CONTRACT AMOUNT:** \$4,933,551.00

**OPTION AMOUNT:** \$3,072,726.70

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 0%

**PERFORMANCE SECURITY:** N/A



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

**ITEM:** 4-S OPT (continued)

**REQUESTING INSTITUTION REMARKS:** This is the fourth of five one-year renewal options for the operation of 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 support program; cost of contract is paid by the parking fees through the operating budget of Parking and Commuter Services.

Renewal is recommended based on the contractor's continual exemplary level of customer service to the UMB/UMMC community. They have worked well with UMB and have been flexible in the training of their 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:** 12-0032-1111

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

**APPROVED** **DISAPPROVED**

**DEFERRED** **WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**GENERAL MISCELLANEOUS**

**ITEM: 5-GM**

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

**Recommendation:** That the Board of Public Works approve the use of general obligation bond funding proceeds for the following contracts totaling \$172,721.50.

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

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

- 1. Description:** 1 ea. Nano Acquity UPLC System  
**Procurement Method:** Sole Source  
**Award:** Waters Corp  
Milford, MA 01757  
**Amount:** \$157,256.25  
**Fund Source:** MCCBL 2009: *Provide funds to equip an addition and renovation to the School of Pharmacy.* Item 052  
**MD Tax Clearance:** 12-0057-1111  
**Resident Business:** No
- 2. Description:** 2 ea. ABCDEF5200-22 Security Plus UPS  
**Procurement Method:** Simplified Procurement  
**Award:** Powervar  
Waukegan, IL 60085  
**Amount:** \$15,465.25  
**Fund Source:** MCCBL 2009: *Provide funds to equip an addition and renovation to the School of Pharmacy.* Item 052  
**MD Tax Clearance:** 12-0017-1000  
**Resident Business:** No

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**REAL PROPERTY**

**ITEM:** 6-RP

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

**INSTITUTION:** University of Maryland, Baltimore

**RECOMMENDATION:** Reference is made to USM Item 2-RP (August 10, 2011) in which the Board of Public Works declared surplus an "unimproved parcel approximately 30,000 sf to be subdivided from larger parcel." The University now recommends that the Board of Public Works approve the University disposing of the property as described. The University seeks to sell the approximate 0.67 acre unimproved parcel of land at the University's BioPark to the UMB Health Sciences Research Park Corporation (RPC). RPC would then, in turn, sell the parcel to the Maryland Proton Treatment Center (MPTC) to facilitate the development of the MPTC at the BioPark.

**GRANTOR:** The State of Maryland for the use of the University System of Maryland on behalf of its constituent institution University of Maryland, Baltimore.

**GRANTEE:** UMB Health Sciences Research Park Corporation

**PROPERTY:** 0.67 acre parcel at 830 W. Baltimore Street, Baltimore

**PRICE:** \$705,000

**APPRAISALS:** \$ 310,000.00 Lipman Frizzell Mitchell (12/08/11)  
\$ 635,000.00 Grubb & Ellis Landauer (12/05/11)

**AUTHORITY:** Section 10-305, State Finance and Procurement Article, Maryland Code.

SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA

ITEM: 6-RP (continued)

**EXPLANATION:** The BioPark supports the missions of UMB, including commercialization of technology, creation of a biotech sector in Baltimore, and improvement of the neighborhood bordering UMB. The development of a proton therapy treatment center in the BioPark will establish UMB and the School of Medicine as one of the leading centers for cancer clinical care, research and education in the world. The proposed proton therapy treatment center will be the fifth on the east coast and the first, and probably the only, facility in the Baltimore/ Washington Region. The MPTC will be a radiation oncology treatment center. An on-site extended stay hotel, for use by patients of the MPTC and companies located in the BioPark, may also be developed as part of the MPTC project. RPC intends to assemble the 0.67 acre parcel with another parcel that it currently owns, and then sell the assembled parcel to the MPTC for the development of the proton therapy treatment center, hotel, and ancillary hotel and office space.

**REQUESTING INSTITUTION REMARKS:**

1. **Documents:** The transfer requires UMB and RPC to remove the parcel from the parties' ground lease (to be accomplished by a second amendment to the ground lease) and then to enter into an agreement of sale. The ground lease and first amendment were approved as USM Item 5-GM (Nov. 12, 2003) and USM Item 2-GM (Jan. 7, 2004).
2. **No Effect On Resources:** The sale will not have an adverse impact on University, USM, or State resources.
3. **Clearinghouse Review:** The Clearinghouse conducted an intergovernmental review of the project under MD20110621-0445 supports the sale to RPC contingent upon satisfactorily addressing the requirements expressed by the Maryland Historical Trust.
4. **Maryland Historical Trust:** The Maryland Historical Trust recommended a Phase II archeological investigation; a permit for archeological work; and further consultation with the Maryland Historical Trust before the sale. On December 20, 2011, the Maryland Historical Trust issued a letter stating that UMB has fully complied with state historic preservation requirements and successfully concluded the project's historic preservation review. The Maryland Historical Trust letter states the property does not contain historic and archeological resources eligible for inclusion in the National Register of Historic places and thus, the sale of the property will have no effect of historic resources and there are no objections to the sale of the property.

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

**ITEM:** 6-RP (continued)

**REQUESTING INSTITUTIONAL REMARKS:** (continued)

5. ***Legislative Committees' Review:*** The Legislative Committees' review has been completed and a letter issued on November 14, 2011 recommending that "USM proceed with the plans to present the Board of Public Works with a contract to execute the negotiated sale between UMB and UMB Health Sciences Research Park Corporation."

6. ***Regents Approval:*** The University System of Maryland Board of Regents approved the sale of UMB's interest in the property on April 15, 2011 and with further refinements on January 26, 2012 and authorized the Chancellor to execute such documents as are required for the transaction.

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**BOARD OF PUBLIC WORKS**

**THE ABOVE REFERENCED ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**REAL PROPERTY**

**ITEM: 7-RP**

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

**INSTITUTION:** University of Maryland, Baltimore

**RECOMMENDATION:** That the Board of Public Works authorize amending the land disposition agreement associated with the UMB BioPark, 800 block of W. Baltimore Street, Baltimore, to facilitate the construction of the Maryland Proton Treatment Center (MPTC) (see also Companion USM Item 6-RP on today's Agenda). The amendment will adopt the Replacement Planned Unit Development as described.

**BACKGROUND:** Reference is made to USM Item 4-RP (10/29/2003) in which the Board of Public Works approved UMB acquiring 4.7 acres of land from the City of Baltimore to create the BioPark. That Item stated: "Baltimore City will convey the property under a land disposition agreement. The City and the University intend that the park's principal tenant will be business employers, with the majority of the park space subject to real estate taxes."

The Mayor and City Council of Baltimore specified plans for the development of BioPark in 2003 through a Planned Unit Development. The land disposition agreement – to which UMB, the State, and the City are parties – runs with the City's property conveyance to UMB and incorporates the City's Planned Unit Development.

Since 2003, subsequent development of and future plans for the BioPark – including the Proton Therapy Treatment Center and a hotel – have led to the need to modify the Planned Unit Development. On July 20, 2011, the Mayor and City Council of Baltimore repealed the 2003 PUD and adopted a replacement Planned Unit Development. See City Ordinance 11-477.

The University System of Maryland Board of Regents approved this recommendation on January 26, 2012.

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**BOARD OF PUBLIC WORKS**

**THE ABOVE REFERENCED ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**ARCHITECT ENGINEER SERVICES CONTRACT**

**ITEM:** 8-A/E

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

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

**CONTRACT ID:** AE Design Services, South Campus Water Line  
University of Maryland, College Park  
Master Order No. K-003085  
Task Order No. Y-156204  
Project No. 12-528-209-00

**CONTRACT APPROVED:** IDC Civil/Structural Engineering Services  
(USM Item 7-AE, 10/06/10)

**CONTRACT DESCRIPTION:** Task Order issued under the IDC Civil/Structural Engineer Program to survey the route and design the South Campus Water Main Replacement. The project consists of the construction of a new 8" and 12" diameter water main from a connection to an existing 16" diameter water line on the east side of Rte. 1 to connect to an existing 8" diameter water line on the south side of the Journalism Building. The 8" line will run from the Journalism Building to Regents Drive; the 12" line will run from Regents Drive to the east side of Route 1 at the approximate centerline of Frat Row. The pipe installation under Route 1 will utilize micro-tunneling bore methods. Upgraded water and fire service connections to Morrill Hall, Taliaferro Building and Marie Mount Hall will also be provided. The total length of new water mains and service connections is approximately 3200-ft. The project will be designed so that the water line can be constructed in 2 phases. The limits of Phase 1 are from the east side of Route 1 to a connection to an existing 8" line at the end of Chapel Drive. Phase 2 limits are from the end of Chapel Drive to south of the Journalism Building.

The estimated construction cost for this project is \$2,650,000.

**AWARD:** Rummel, Klepper and Kahl, LLP  
Baltimore, MD 21217

**TERM:** Survey – 8 weeks from notice to proceed  
Design – 16 weeks from notice to proceed

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

**ITEM:** 8-A/E (continued)

**AMOUNT:** \$152,570

**PROCUREMENT METHOD:** Competitive Sealed Proposals (Task Order under established IDC AE Program)

**PROPOSALS:** Negotiated Fee

**MBE PARTICIPATION:** 25%

**PERFORMANCE SECURITY:** N/A

**REQUESTING INSTITUTION REMARKS:** The project was assigned to RK&K per the terms of the IDC contract. A task order was issued initially for surveying work (\$35,370), which was later modified to include the full design (\$117,200) for a total of \$152,570. The overall project is funded with a mix of institutional funding (\$600K) and G.O. Bonds (\$1,310,000). Expenses incurred for this design were assumed to have been funded with UMCP plant funds, when in fact, the design was funded via MCCBL of 2011. Retroactive approval of the use of MCCBL funds for this project is requested per Section 8-301 of the State Finance and Procurement Article.

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

**FUND SOURCE:** MCCBL of 2011: *Campus Wide Building System and Infrastructure Improvements*. Item 036

**APPROP CODE:** R30B22

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-0130-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



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

**CONSTRUCTION CONTRACT**

**ITEM:** 9-C

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

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

**CONTRACT ID:** On-Call Construction Management (CM) at Risk  
Services, South Campus Water Line  
University of Maryland, College Park  
Master Order No. B-003282  
Task Order No. Y-400189  
Project No. 12-528-209-00

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

**CONTRACT DESCRIPTION:** Task Order to be issued under the On-Call Construction Management program is to provide both pre-construction and construction phase services for the South Campus Water Main Replacement. The project consists of the construction of a new 8" and 12" diameter water main from a connection to an existing 16" diameter water line on the east side of Rte. 1 to connect to an existing 8" diameter water line on the south side of the Journalism Building. The 8" line will run from the Journalism Building to Regents Drive; the 12" line will run from Regents Drive to the east side of Route 1 at the approximate centerline of Frat Row. The pipe installation under Route 1 will utilize micro-tunneling bore methods. Upgraded water and fire service connections to Morrill Hall, Taliaferro Building and Marie Mount Hall will also be provided. The total length of new water mains and service connections is approximately 3200-ft. The project will be designed so that the water line can be constructed in 2 phases. The limits of Phase 1 are from the east side of Route 1 to a connection to an existing 8" line at the end of Chapel Drive. Phase 2 limits are from the end of Chapel Drive to south of the Journalism Building.

The estimated construction cost for this project is \$2,650,000.

**AWARD:** J. Vinton Schafer & Sons, Inc.  
Abingdon, MD 21009

**TERM:** Pre-construction phase – 4 months from award  
Construction phase - 5.5 months from notice to proceed

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

**ITEM:** 9-C (continued)

**AMOUNT:** \$24,600 (Pre-Construction Services only)

**PROCUREMENT METHOD:** Competitive Sealed Proposals  
(Task Order under established On-Call  
CM program. See Remarks.)

**PROPOSALS:** Evaluated Price

J. Vinton Schafer & Sons, Inc. \$224,500  
Abingdon, MD 21009

Plano-Coudon, LLC \$334,500  
Baltimore, MD 21230

Lewis Contractors \$460,808  
Owings Mills, MD 21117

**MBE PARTICIPATION:** 25%

**PERFORMANCE SECURITY:** Equal to contract amount

**REQUESTING INSTITUTION REMARKS:** The project was competed among the eight existing On-Call Construction Management contractors that were previously approved by the Board. Three responses were received. Price proposals were solicited and award is recommended to the lowest priced proposer. The evaluated price of \$224,500 reflects Pre-Construction Services, Construction Phase Services, General Conditions and Allowances. The University's estimate for the scope covered by the evaluated price was \$246,000.

A Task Order will be awarded initially for the pre-construction services only. Upon completion of the design, a guaranteed maximum price proposal will be submitted by the CM for the construction. If the GMP proposal is acceptable, a proposed modification to accept the GMP will be submitted to the Board for approval at that time. There is no MBE participation included in the pre-construction phase, which will be performed by the CM with its own forces. The CM is required to submit the MBE participation plan to meet the 25% goal with the GMP proposal.

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

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

**ITEM:** 9-C (continued)

**FUND SOURCE:** MCCBL of 2011: *Campus Wide Building System and  
Infrastructure Improvements.* Item 036

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-0117-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**CONSTRUCTION CONTRACT**

**ITEM:** 10-C

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

**INSTITUTION:** University of Maryland, College Park for  
University of Maryland, Eastern Shore  
Princess Anne

**CONTRACT ID:** Construction Management for New Engineering, Aviation,  
Computer and Mathematical Sciences Building at  
University of Maryland Eastern Shore  
Project No. 02-016-925-00

**CONTRACT DESCRIPTION:** Provide complete construction management services for the New Engineering, Aviation, Computer and Mathematical Sciences Building (EACMS) at the University of Maryland Eastern Shore. The EACMS is a 163,350 gross square foot new building that includes classroom, technology and engineering laboratories and faculty offices, as well as TV and radio studios, technology support spaces, meeting rooms and common areas for public use. The project includes aviation science laboratories, aviation computer labs and air traffic control training spaces. The project also includes related site and utility improvements, storm water management, pedestrian circulation, landscaping and service access. Project goal is to attain LEED Gold level certification.

**AWARD:** Holder Construction  
Herndon, VA

**TERM:** Pre-Construction Phase: 13 months from Award  
Construction Phase: 24 months from Notice to Proceed

**AMOUNT:** \$395,700 (Pre-Construction Services Only)

**PROCUREMENT METHOD:** Competitive Sealed Proposals

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

**ITEM:** 10-C (continued)

**PROPOSALS:**

	<u>Technical</u>	<u>Price</u>	<u>Total</u>	<u>Evaluated Price</u>
Holder Construction Herndon, VA 20171	58.1	40	98.1	\$4,602,600
Gilbane Laurel, MD 20707	59.2	34.6	93.8	\$5,224,227
Clark Construction Bethesda, MD 20814	60	32.4	92.4	\$5,480,257
Barton Malow Baltimore, MD 21201	57.6	31.6	89.2	\$5,568,544
Suffolk Construction Boston, MA 02119	53.7	34.9	88.6	\$5,194,533

**MBE PARTICIPATION:** 25%

**PERFORMANCE BOND:** Equal to contract amount

**REQUESTING INSTITUTION REMARKS:** This project was advertised in *eMarylandMarketPlace*. Six firms submitted proposals. Five proposals were deemed technically acceptable and susceptible of award.

The prospective awardee, Holder Construction, brings an experienced, construction management team to the project with significant experience in a higher education setting, LEED and BIM. The proposal demonstrated a comprehensive understanding of cost and schedule requirements.

Holder also brings significant economic benefit to the State of Maryland. Holder projects that approximately \$59.6 million of the contract value will be recycled into Maryland's economy through, for example: direct labor/employment; subcontracting with Maryland firms; use of Maryland based suppliers, etc.

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

**ITEM:** 10-C (continued)

**REQUESTING INSTITUTION REMARKS:** (continued) The evaluated price of \$4,602,600 reflects Pre-Construction Services (\$395,700); Construction Services (\$850,000); and General Conditions (\$3,356,900). The University's estimate for these services is \$5,800,000.

The initial award amount of \$395,700 is for pre-construction services only. The contract amount will be modified after submittal of the Guaranteed Maximum Price for construction. A contract modification for acceptance of the GMP will be presented to the Board for approval at that time.

There is no MBE subcontracting during the pre-construction phase. MBE participation will be included with the GMP proposal when submitted.

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

**FUND SOURCE:** MCCBL of 2011: *New Engineering and Aviation Science Building. Provide funds to complete design of a new engineering and aviation science building.* Item 041

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 11-3084-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**CONSTRUCTION CONTRACT MODIFICATION**

**ITEM:** 11-C MOD

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

**INSTITUTION:**

University of Maryland, College Park

**CONTRACT ID:**

Design-Build Contract with  
Guaranteed Maximum Price  
Cambridge Community Renovation  
University of Maryland, College Park  
Contract No. F-400124-K  
Project No. 10-444-182-00

**CONTRACT APPROVED:**

Pre-Construction and Design Services  
(USM Item 11-C, 01/26/2011)

**CONTRACTOR:**

Dustin Construction, Inc.  
Ijamsville, MD 21754

**CONTRACT DESCRIPTION:** Engage the services of a Design-Build Contractor to provide design-build services for pre-construction, design and construction phases, inclusive of the actual construction, to renovate five existing dormitories, replace deteriorated building systems, and provide code compliance for the residential environment through the addition of such improvements as air conditioning and upgraded electrical systems. This is a long term (seven year) phased design and construction program for an entire community of collocated dormitories. The project also includes related site and utility improvements, including the installation of underground chilled water piping and pedestrian walks. The projected construction cost for this project is \$34 million. The dormitories to be renovated are as follows:

- Belair Hall (29,090 GSF/ 17,776 NASF)
- Chestertown Hall (29,090 GSF/ 16,928 NASF)
- Cambridge Hall (55,792 GSF/34,675 NASF)
- Cumberland Hall (124,486 GSF/ 74,980 NASF)
- Centerville Hall (128,198 GSF/ 76,402 NASF)

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

**ITEM:** 11-C MOD (continued)

**MODIFICATION DESCRIPTION:** To incorporate Guaranteed Maximum Price No. 2 and associated services into the contract as an early package for windows. This is necessary in order to meet the fabrication schedule and have windows available for installation during Summer 2012 while the students are on break.

**ORIGINAL CONTRACT TERM:** Design: 01/27/11 – 02/02/12  
Construction: 05/29/12 – 08/08/17

**MODIFICATION TERM:** Construction 05/29/12 – 08/08/16

**ORIGINAL CONTRACT AMOUNT:** \$ 1,245,706 (Pre-Construction and Design Services)

**THIS MODIFICATION AMOUNT:** \$ 988,500

**PRIOR MODIFICATIONS/OPTIONS:** \$ 335,648

**REVISED TOTAL CONTRACT AMOUNT:** \$ 2,569,854

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 30%

**MBE COMPLIANCE:** 28.5%

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

**REQUESTING INSTITUTION REMARKS:** Dustin Construction, Inc. performed pre-construction services concurrent with completion of design. Dustin has now submitted an acceptable Guaranteed Maximum Price No. 2 proposal as an early package for windows, and the University seeks Board approval to modify the contract to incorporate the GMP into the contract and continue with construction. The balance of the construction will be presented to the Board for consideration as future GMP proposals.



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

**ITEM:** 11-C MOD (continued)

**REMARKS:** (cont'd) Dustin has achieved 28.5% MBE participation to date, through GMP No. 2. The remainder will be addressed in the GMPs for the balance of construction.

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, Construction and Facilities Procurement.

**FUND SOURCE:** USM Academic/Auxiliary Facility Revenue Bonds

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-0030-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**REAL PROPERTY:** Acquisition by Purchase

**ITEM:** 12-RP

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

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

**PROPERTY:** 3903 Metzert Road, College Park  
½ acre parcel of land contiguous to campus northern edge at Paint Branch Drive entrance off of MD 193.

**GRANTOR:** Marjorie Forrestel

**GRANTEE:** State of Maryland for the Use of the University System of Maryland on behalf of its Constituent Institution the University of Maryland, College Park

<b>APPRAISED VALUE:</b>	Phillip R. Lamb & Co.	\$ 105,000
	Gregory R. Clucas:	\$ 150,000

**AMOUNT:** \$136,222

**FUND SOURCE:** Current Unrestricted Funds

**APPROP CODE:** R30B22

**REQUESTING INSTITUTION REMARKS:** The property is surrounded on three sides by University property at the campus's Paint Branch Drive and University Boulevard (MD 193) entrance. Together, with the contiguous parcels of land it currently owns the University can create a signature gateway at its Paint Branch Drive entrance. This acquisition was approved by the University System of Maryland Board of Regents at its meeting on April 15, 2011.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**CONSTRUCTION CONTRACT**

**ITEM:** 13-C

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

**INSTITUTION:** University of Maryland Eastern Shore

**CONTRACT ID:** Contract No. ES11/12-#029  
eMM No. R35SO302795

**CONTRACT DESCRIPTION:** Furnish all labor, materials, equipment, supplies, supervision and other resources as required to renovate:

Residential Complex: Buildings #3 and #4 (Cluster #1)

Add Alternate #1: Building #5

Add Alternate #2: Building #6

on the University of Maryland Eastern Shore campus. The approximate area of each building is 4,160 square feet for a total of 16,640 square feet.

**AWARD:** Harper and Sons, Inc.  
9071 Centreville Road  
Easton, MD 21601

**TERM:** 02/27/2012 – 06/25/2012

**AMOUNT:** \$1,123,726.00

**PROCUREMENT METHOD:** Competitive Sealed Bids

**BIDS:**

	<u>Base Price:</u>	<u>Add Alt. #1</u>	<u>Add Alt. #2</u>
Harper & Sons, Inc. Easton, Maryland	\$565,351.00	\$280,486.00	\$277,889.00
Gillis Gilkerson Salisbury, Maryland	\$633,000.00	\$308,000.00	\$308,000.00

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

**ITEM:** 13-C (continued)

**BIDS:** (continued)

	<u>Base Price:</u>	<u>Add Alt. #1</u>	<u>Add Alt. #2</u>
Obrecht Manekin Construction, LLC Hunt Valley, Maryland	\$639,031.00	\$332,579.00	\$332,579.00
District Veterans Contracting, Inc. Washington, DC	\$749,247.00	\$347,624.00	\$347,624.00
Harkins Contracting, Inc. Salisbury, MD	\$720,000.00	\$350,000.00	\$350,000.00
R.D. Meredith General Contractors, LLC	\$829,000.00	\$396,000.00	\$398,000.00

**MBE PARTICIPATION:** 20%

**PERFORMANCE BOND:** Performance Bond at 100% of contract amount

**REQUESTING INSTITUTION REMARKS:** The University of Maryland Eastern Shore, under authority delegated from the University of Maryland, College Park, advertised this project in *eMarylandMarketplace* on November 28, 2011. Fifteen contractors expressed interest in the project and obtained copies of the plans and specifications; five responsive bids were received submitting prices for a base bid and two add alternates. Award is recommended to the low bidder.

**FUND SOURCE:** Current Unrestricted Funds

**APPROP CODE:** R30B25

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 11-3095-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

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

**SERVICE CONTRACT**

**ITEM:** 14-S

**INSTITUTION:** University of Maryland University College

**CONTRACT TITLE:** Managed Security Services, RFP 90986

**DESCRIPTION:** Managed security services with third-party monitor of UMUC network for attempted breaches or other selected devices for potential threats.

**AWARD:** Presidio Networked Solutions, Inc  
Greenbelt MD

**CONTRACT TERM:** March 1, 2012 through June 30, 2015 with option renewal for one or two years.

**AMOUNT:** \$1,675,217 (initial term)

**PROCUREMENT METHOD:** Competitive Sealed Proposal

<b>BIDS OR PROPOSALS:</b>	<b>Tech. Rank</b>	<b>Financial Rank</b>	<b>Price</b>	<b>Overall Ranking</b>
Presidio Greenbelt MD	1	1	\$ 1,675,217	1
Symantec Alexandria VA	3	2	\$ 2,543,234	2
Accuvant Denver CO	2	3	\$ 2,964,170	3
Dell/Secure Works Atlanta GA	4	4	\$ 3,123,555	4

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

**ITEM:** 14-S (continued)

**MBE PARTICIPATION:** 0%

**PERFORMANCE OR PAYMENT SECURITY:** N/A

**REQUESTING INSTITUTION REMARKS:** The solicitation was advertised in *eMarylandMarketPlace* and on UMUC's Procurement Office *Electronic Bid Board*. Four firms responded to the solicitation and were evaluated by an Evaluation and Selection Committee. All offers were found to be technically acceptable and were ranked. Upon completion of the technical evaluation, price proposals of all firms were opened and reviewed. To clarify the original pricing received, a best and final price proposal was requested and received by the University. The University recommends award to the firm with the highest ranked technical proposal and the lowest price. The contractors services will include:

- Incident Identification and Response Service
- Managed and Monitored Intrusion Detection
- Managed and Monitored Firewalls
- Vulnerability Scanning
- Event Correlation
- Asset Classification
- Security Reporting
- Technology review and recommendations

**FUND SOURCE:** Current Unrestricted Funds

**APPROP. CODES:** R30B30

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-0048-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**REAL PROPERTY:** Acquisition by Purchase

**ITEM:** 15-RP

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

**INSTITUTION:** Salisbury University

**DESCRIPTION:** Acquire unimproved real property located on Power Street contiguous with the University's east campus.

**PROPERTY:** Power Street, Salisbury. The property comprises three adjoining parcels (approximately .83 acres in total)

**GRANTOR:** Delmarva Power & Light Company

**GRANTEE:** State of Maryland for the use of the University System of Maryland on behalf of its constituent institution Salisbury University

<b>APPRAISED VALUE:</b>	Buckley Property Services, LLC	\$235,000
	W.R. McCain & Associates	\$185,000
	Trice Group, LLC	\$145,000

**FUND SOURCE:** Plant Funds

**APPROP. CODE:** R30B29

**PRICE:** \$185,000

**REQUESTING INSTITUTION REMARKS:** The land is immediately south of the University's athletic stadium, east of its bus parking lot. and west of a University owned storage shed on property owned by the Salisbury University Foundation. This property had been the location of the Delmarva Power Hudson Substation and is ideal for future development for athletic programs. Closing costs are estimated to be \$2,800.00. This acquisition was approved by the University System of Maryland Board of Regents.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**SERVICE CONTRACT**

**ITEM:** 16-S

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

**INSTITUTION:** Coppin State University

**CONTRACT TITLE:** Trash and Single Stream Recycling Services, IFB 0004-2012

**DESCRIPTION:** Solid trash removal and single stream recycling services. The recycling services will align Coppin State University with The Maryland Recycling Act and University System of Maryland regulations.

**AWARD:** Waste Management of MD, Inc.  
3545 Fairfield Road  
Baltimore, MD 21226

**TERM:** Two years with five 1-year renewal options

**AMOUNT:** \$203,877.64 (initial term)  
(Each renewal option is estimated to be \$102,000/year)

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**BIDS OR PROPOSALS:**

<u>Vendor</u>	<u>Technical</u>	<u>Price</u>
Waste Management of MD, Inc. Baltimore, MD 21226	Acceptable	\$203,877.64
Allied Waste Services Wilmington, DE 190801	Acceptable	\$224,298.00

**REMARKS:** The solicitation was advertised in *eMarylandMarketplace*. Two proposals were determined to be technically acceptable and susceptible for award. Award is recommended to Waste Management of MD. Inc. which ranked higher based on technical and price proposals.



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

**ITEM:** 16-S (continued)

**PERFORMANCE SECURITY:** N/A

**MBE PARTICIPATION:** 25%

**FUND SOURCE:** Current Unrestricted Funds

**APPROP. CODE:** R30B27

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-0109-1001

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**BOARD OF PUBLIC WORKS**

**THE ABOVE REFERENCED ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**REAL PROPERTY:** Acquisition by Purchase

**ITEM:** 17-RP

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

**INSTITUTION:** Coppin State University

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

**PROPERTY:** 1640 Thomas Avenue, Baltimore

**GRANTOR:** Michael Cole

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

<b>APPRAISED VALUE:</b>	Lipman, Frizzell	\$ 55,600.00
	Grubb, Ellis	\$ 45,000.00

**FUND SOURCE:** MCCBL of 2010: *Provide funds to acquire a site for the new Science and Technology Center. Item 050.*

<b>PRICE:</b>	Acquisition:	\$ 75,000.00 *
	Ground Rent:	\$ 2,000.00 **
	Relocation	\$ 33,514.74 ***
	Total	\$ 110,514.74

\* Assessment of litigation risk letter by Assistant Attorney General Ellen Callahan.

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

\*\*\* The University will assist the tenant to move to a new home.

**REQUESTING INSTITUTION REMARKS:** This property is being purchased in support of the growth at Coppin State University and to provide a site for the construction of the new Science and Technology Center. This project will be constructed adjacent to the recently completed Health and Human Services Building. This acquisition was approved by the University System of Maryland Board of Regents at its meeting on October 17, 2008.

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**BOARD OF PUBLIC WORKS 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:** 18-C MOD

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

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

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

**CONTRACT APPROVED:** USM Item 16-C (1/26/11)

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

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

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

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

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

**MODIFICATION TERM:** Construction Phase – 17 months from Notice to Proceed.

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

**ITEM:** 18-C MOD (continued)

**ORIGINAL CONTRACT AMOUNT:** \$ 240,500 (Preconstruction. Phase Only)  
**PRECIOUS MODIFICATIONS:** \$ 381,598  
**THIS MODIFICATION AMOUNT:** \$34,020,363 (GMP)  
**REVISED TOTAL CONTRACT AMOUNT:** \$34,642,461  
**MBE PARTICIPATION:** 30%  
**MBE COMPLIANCE :** 0% (Preconstruction Only)  
**PERFORMANCE SECURITY:** Payment and Performance Bonds at 100% of contract amount

**REQUESTING INSTITUTION REMARKS:** Holder Construction Company has completed the pre-construction phase and the University seeks Board approval to incorporate the GMP into the contract and proceed with construction. The project scope has been expanded to include a 250 seat theater/auditorium. Total GSF has increased from 85,000 GSF to 95,500 GSF. The cost estimate is revised to \$34 million from the original estimate of \$28 million.

Holder Construction Company has committed to MBE participation of 30% on this project. The preconstruction phase work was performed by the CM's own forces, with no MBE subcontracting. The 30% MBE commitment will be achieved during the construction phase.

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 Auxiliary Facility Revenue Bonds

**RESIDENT BUSINESS:** No

This Item was withdrawn as USM Item 9-C-Mod from the 2/8/12 Agenda.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**ITEM: 1-IT MOD**

**Agency Contact:**

Chuck Bristow (410) 865-1040

[cbristow@mdot.state.md.us](mailto:cbristow@mdot.state.md.us)

Robert Krysiak (410) 260-7179

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

**DEPARTMENT/PROGRAM:**

Maryland Department of Transportation  
Office of Transportation Technology Services

**CONTRACT ID:**

Maximo Software Maintenance and Support  
MDOT-10-002, MAXIMO/TRIVOLI  
ADPICS No. J01B9200008

**CONTRACT APPROVED:**

DoIT Item 2-IT (06/17/2009)

**CONTRACTOR:**

IBM Corporation  
Baltimore, MD

**CONTRACT DESCRIPTION:** Software maintenance and support services for the MAXIMO Computerized Asset and Maintenance Management System.

**MODIFICATION DESCRIPTION:** Re-allocate \$300,000 of original contract amount – originally allocated to new software licenses – to professional services and to training.

**ORIGINAL CONTRACT TERM:** 7/1/2009 – 6/30/2012 (3years)

**MODIFICATION TERM:** 2/23/2012-6/30/2012

**ORIGINAL CONTRACT AMOUNT:** \$3,145,880

**MODIFICATION AMOUNT:** \$0 (4 Months)

**PRIOR MODIFICATIONS/OPTIONS:** None

**REVISED CONTRACT AMOUNT:** \$3,145,880

**ORIGINAL PROCUREMENT METHOD:** Sole Source

**MBE PARTICIPATION:** None

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

**ITEM: 1-IT MOD (Cont.)**

**REMARKS:** In 1995, the Department of Transportation selected and began deployment of MAXIMO/TIVOLI as its asset management system and technical support services. Reference is made to DoIT Item 2-IT (June 17, 2009) in which the Board of Public Works approved MDOT's award of a three-year contract to IBM for software maintenance, technical support, new software licenses, professional services and training for the system.

Included in the total contract amount of \$3,145,880 was \$600,000 for professional services and \$120,000 for training services to be tasked at MDOT's discretion. Also included in the total was an estimated amount of \$887,077 to be used for new software licenses when the need arose.

Thus far in the contract term, MDOT has spent \$271,351 to purchase new software licenses. This leaves \$615,726 remaining in that category. MDOT requests approval of a contract modification that would permit it to use \$300,000 from that category to obtain additional professional Services and training. These funds are better allocated in that category because then MDOT may continue with Maximo migration services currently underway. Professional services includes:

- Application configuration
- Develop workflow and escalations required for migration
- Assist MDOT with the mapping of maximo 4 data components into Maximo7
- Develop Maximo 7 training plans and providing training to MDOT end users
- Develop strategic maximo upgrade test plan and a Go-Live cut over plan
- Implement system interfaces between Maximo 7 and FMIS
- Implement other required interfaces

<b>FUND SOURCE:</b>	100% Special Funds Budgeted to TSO
<b>APPROPRIATION CODE:</b>	J01E0001
<b>RESIDENT BUSINESS:</b>	Yes

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**ITEM: 2-IT**

**Agency Contact:**

John Bohns (410) 767-1057

[JBohns@dhmh.state.md.us](mailto:JBohns@dhmh.state.md.us)

Robert Krysiak (410) 260-7179

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

**DEPARTMENT/PROGRAM:**

Health and Mental Hygiene

Office of Systems, Operations & Pharmacy

**CONTRACT ID:**

Medicaid Enterprise Restructuring Project (MERP)

DHMH/OPASS # 11-10366

ADPICS No. M00B2400230

**CONTRACT DESCRIPTION:** Fiscal agent contractor to implement new Medicaid Management Information System (MMIS) for the Maryland Medicaid program and provide MMIS fiscal agent services.

**AWARD:**

Computer Sciences Corporation (CSC)

Hanover, Maryland

**TERM:**

3/1/2012 – 2/28/2017

(W/three 2-year renewal options)

**AMOUNT:**

\$ 171,010,977 (Base Period)

\$ 44,068,141 (Option Period 1)

\$ 40,922,111 (Option Period 2)

\$ 41,107,640 (Option Period 3)

\$ 297,108,869 (Total)

**PROCUREMENT METHOD:**

Competitive Sealed Proposals

(Single Proposal Received)

**MBE PARTICIPATION:**

25%

**PERFORMANCE SECURITY:**

None

**INCUMBENT:**

None



STATE OF MARYLAND  
DEPARTMENT OF INFORMATION TECHNOLOGY

for the record  
S/MO  
11-19-12

MARTIN O'MALLEY  
Governor  
ANTHONY BROWN  
Lieutenant Governor  
ELLIOT SCHLANGER  
Secretary

November 19, 2012

Sheila McDonald, Esquire  
Executive Secretary  
Board of Public Works  
Louis L. Goldstein Treasury Building, Room 213  
Annapolis, MD 21401-1991

Dear Ms. McDonald:

SUBJECT: Item 2-IT, DoIT Agenda 2/22/2012

This is to advise you of the following change to the Department of Information Technology's Agenda Item previously approved by the Board of Public Works.

On February 22, 2012, the Department of Information Technology presented an item for the Department of Health and Mental Hygiene (DHMH) for a contract with Computer Sciences Corporation to provide services to design, develop and implement a replacement of Maryland's existing Medicaid Management Information System (MMIS) and provide Fiscal Agent Services for MMIS Operations known as the Medicaid Enterprise Restructuring Project (MERP). The contract term was incorrect on the approved item.

DoIT Agenda 2/22/12

Item 2-IT

Change term from: 3/1/2012 – 2/28/2017

To: 4/1/12 – 3/31/2017

Thank you for your attention to this matter. If you need further information, please call me at 410-260-2994 or Donna Ziegenhein at 410-260-7627.

Sincerely,

  
Elliot Schlinger  
Secretary

cc: The Honorable Martin O'Malley, Governor  
The Honorable Peter Franchot, Comptroller  
The Honorable Nancy K. Kopp, Treasurer  
John Bohns, Deputy Director, Systems, DHMH  
Sharon Gambrells, Acting Director of Procurement, DHMH  
Queen Davis, Agency Procurement Specialist, Supervisor, DHMH  
Lezena Morris, Agency Procurement Specialist, DHMH



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

**ITEM: 2-IT**

**Agency Contact:**

John Bohns (410) 767-1057  
[JBohns@dhmh.state.md.us](mailto:JBohns@dhmh.state.md.us)  
Robert Krysiak (410) 260-7179  
[Robert.Krysiak@doit.state.md.us](mailto:Robert.Krysiak@doit.state.md.us)

**DEPARTMENT/PROGRAM:**

Health and Mental Hygiene  
Office of Systems, Operations & Pharmacy

**CONTRACT ID:**

Medicaid Enterprise Restructuring Project (MERP)  
DHMH/OPASS # 11-10366  
ADPICS No. M00B2400230

**CONTRACT DESCRIPTION:** Fiscal agent contractor to implement new Medicaid Management Information System (MMIS) for the Maryland Medicaid program and provide MMIS fiscal agent services.

**AWARD:**

Computer Sciences Corporation (CSC)  
Hanover, Maryland  
4/1/12 - 3/31/17 *See attached letter*

**TERM:**

~~3/1/2012 - 2/28/2017~~  
(W/three 2-year renewal options)

**AMOUNT:**

\$ 171,010,977 (Base Period)  
\$ 44,068,141 (Option Period 1)  
\$ 40,922,111 (Option Period 2)  
\$ 41,107,640 (Option Period 3)  
\$ 297,108,869 (Total)

**PROCUREMENT METHOD:**

Competitive Sealed Proposals  
(Single Proposal Received)

**MBE PARTICIPATION:**

25%

**PERFORMANCE SECURITY:**

None

**INCUMBENT:**

None

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

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

**REQUESTING AGENCY REMARKS:** The Department of Health and Mental Hygiene is responsible for administering the Medicaid Program in the State. The Maryland Medicaid Program provides medical services to eligible Medicaid recipients under Title XIX (Medicaid) of the Social Security Act. The services are provided through a combination of fee-for-service and prepaid arrangements with a variety of medical and managed care providers. The State reimburses providers for the medical services provided through its Medicaid Management Information System.

DHMH is replacing the legacy MMIS system with a new MMIS system. The new MMIS system will modernize existing system functions ensuring that eligible individuals receive the health care benefits to which they are entitled and that providers are reimbursed promptly and efficiently. The new MMIS is called the Medicaid Enterprise Restructuring Project (MERP).

A Notice of Availability of the Request for Proposals was advertised on *e-Maryland Marketplace*, e-mailed to seven vendors (five of which were Maryland firms), and posted on the DHMH/OPASS website. DHMH received two proposals from qualified offerors: Accenture, LLC and Computer Sciences Corporation (CSC).

DHMH issued a third request for a best and final offer (BAFO) to both offerors. Accenture declined to submit a BAFO and withdrew its proposal from consideration. The evaluation committee moved forward with final evaluation of CSC's proposal. The evaluation committee determined CSC's overall technical rating to be excellent. CSC offers a solution that includes a state of the art web-based MMIS system - eCAMS - that is successfully operating in a production environment in two other State Medicaid operations. CSC proposed an MMIS built on a services-oriented-architecture solution using best of breed commercial off-the-shelf products. CSC brings 20 years of experience as fiscal agent in New York State Medicaid. CSC has partnered with CNSI, the developer of eCAMS, to offer a sound transition plan from a state-run Medicaid MMIS operation to a MMIS fiscal agent operation for Maryland. CSC's final financial BAFO was 22% less than DHMH estimated costs as outlined in the advanced-planning document submitted to the Centers for Medicare and Medicaid Services for federal matching funds.

Based on CSC's entire proposal, DHMH concludes that CSC is a responsible offeror and awarding it the contract would be most advantageous to the State of Maryland.

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

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

**FUND SOURCE:**

MMIS Design, Development, Implementation costs:  
10% Gen., 90% Fed. (Medicaid)  
MMIS Fiscal Agent Operations costs:  
25% Gen., 75% Fed. (Medicaid)

**APPROP. CODE:**

M00Q0108/M00Q0103

**RESIDENT BUSINESS:**

Yes

**MD TAX CLEARANCE:**

12-0073-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

Sandra Clifford (410) 385-4833  
sc Clifford@marylandports.com

BPW – 02/22/12

**DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA**

**CONTRACT MODIFICATION:** (Construction)

**ITEM:** 1 -C-MOD

**MARYLAND PORT ADMINISTRATION**

**CONTRACT ID:** 506525  
 Cofferdam Retention Structure and 48”  
 Water Main Relocation  
 ADPICS NO. CO281003

**ORIGINAL CONTRACT APPROVED:** Item 16-EX, DOT Agenda 02/15/06

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Bidding

**CONTRACTOR:** McLean Contracting Company, Inc.  
 Glen Burnie, MD

**MODIFICATION:** Modification No. 2 provides for adjustments to final contract item amounts, delays for the water main break and for additional dredged material removal.

**AMOUNT:** (\$273,383) CREDIT

**ORIGINAL CONTRACT AMOUNT:** \$44,142,975

**REVISED CONTRACT AMOUNT:** \$43,911,592

**PERCENTAGE DECREASE:** -.62% (Mod. #2)  
 -.52% (Overall)

**TERM:** 740 Calendar Days (Original)  
 118 Calendar Days (Modification No. 2)

**MBE PARTICIPATION:** 5% (MBE Compliance 7%)

**REMARKS:** This contract is for the construction of a new cellular cofferdam retention structure and relocation of an existing 48” water main at the Masonville and Fairfield Marine Terminals. The extra work under this proposed change order consists of the following:

- Additional dredging to remove very soft silt and clay sediments that had accumulated along the proposed 48” waterline alignment; and on-going dewatering was required of the proposed new waterline thrust block foundation. The need for the extended duration of dewatering was the result of the project delay caused by Baltimore City’s 72” waterline break in Dundalk. The City’s repair of the waterline break extended the days during which time the existing 48” waterline across the Patapsco River could not be taken out of service as needed to complete this project.

ITEM: 1-C-MOD (Continued)

BPW – 2/22/12

- Extended home and field office overhead and idle equipment costs were incurred as a result of the delay caused by the 72" waterline break.
- The final quantities needed for various work items is below the original contract's estimated bid quantities. As these quantities are no longer needed, the reduction is included in this contract modification.

FUND SOURCE: 100% Special Funds Budgeted to MPA

APPROPRIATION CODE: J03 D0002

RESIDENT BUSINESS: Yes

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

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

ITEM: 1-C-MOD (Continued)

BPW – 2/22/12

## ATTACHMENT I

	<u>Amount</u>	<u>Term</u>	<u>BPW/DCAR Date</u>	<u>Reason</u>
Original Contract	\$44,142,975	740 Calendar Days	2/15/06	
Modification No. 1	\$ 42,000	740 Calendar Days	7/16/09	Added a reinforced concrete waler for the full length of the bulkhead.
Modification No. 2	\$(273,382.62)		2/22/12	
Revised Amount	\$43,911,592.38			

George E. Fabula, Jr. (410) 767-3908  
gfabula@mta.maryland.gov

BPW – 02/22/12

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**REAL PROPERTY AMENDMENT**

**ITEM: 2-RP-MOD**

**MARYLAND TRANSIT ADMINISTRATION:** First Amendment to Deed of Easement and Lease Agreement

**EXPLANATION:** The Maryland Transit Administration (MTA) and National Railroad Passenger Corporation (Amtrak) have agreed to amend the existing Deed of Easement and Lease Agreements for the Penn Line to support MTA's passenger information system and closed circuit television system projects. The Amendments will grant MTA the right to install, maintain and repair all improvements in support of both projects.

**GRANTOR:** National Railroad Passenger Corporation (Amtrak)

**GRANTEE:** Maryland Transit Administration

**CONSIDERATION:** N/A

**SPECIAL CONDITIONS:** MTA will complete location surveys of each station within twelve (12) months of the date of each Amendment.

**REMARKS:** MTA and Amtrak entered into a Deed of Easement Agreement dated July 31, 1986 for the use of Amtrak properties at the Seabrook, Bowie, Halethorpe, West Baltimore, Odenton and Jericho Park Stations to support MARC services along the Penn Line. In addition, MTA and Amtrak entered into a Lease Agreement dated April 4, 1991 for use of Amtrak properties at the Perryville, Aberdeen, Edgewood and Glenn L. Martin Stations to support MARC services along the Penn Line. Each agreement supports MARC Operations along the Penn Line from Perryville, Cecil County MD to Union Station in Washington, D.C.

Board of Public Works' approval is requested for the real property Amendments.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**PUBLIC PRIVATE PARTNERSHIP (P3) LEASE AND CONCESSION AGREEMENT**

**ITEM: 3-L**

**MARYLAND TRANSPORTATION AUTHORITY:**

**CONTRACT ID:** Contract 60833436R  
I-95 Travel Plazas Public Private Partnership  
(P3)

**PROPERTY LOCATION:** Maryland House - John F. Kennedy Memorial Highway I-95 Mile Marker 82 (+/- 44.580 acres) and Chesapeake House - John F. Kennedy Memorial Highway I-95 Mile Marker 97 (+/- 48.858 acres)

**NATURE OF REQUEST:** Approval is requested for a Lease and Concession Agreement between the Maryland Transportation Authority ("MDTA") and Areas USA MDTP, LLC ("Areas USA") which provides a public private partnership ("P3") for the I -95 Travel Plazas: the Maryland House in Harford County and the Chesapeake House in Cecil County. The Agreement does not allow for any extension to the term.

**BACKGROUND:** The original John F. Kennedy Memorial Highway included the Maryland House service area in Aberdeen, which at its opening in 1963 provided a restaurant and two automotive service stations for highway travelers. The second service area, the Chesapeake House, opened in 1975, north of the Susquehanna River. Engineering studies conducted in 2004-05 identified issues that warrant full redevelopment of both locations. The facilities are nearing the end of their design life and the changing nature of highway-oriented food and beverage business requires an updated interior and site layout. Since the opening of the Travel Plazas in 1963 and 1975, these facilities have been operated by third-party vendors under revenue-generating contracts. The current contracts expire in September 2012.

**BENEFITS TO THE STATE:** The MDTA will derive several financial benefits from the P3. The P3 allows the MDTA to reduce future operating and capital expenses, reserve its debt capacity for core business activities and generate additional revenue.

The P3 will allow the MDTA to reduce certain operating expenses and future staffing needs. Under the existing contract, the MDTA is responsible for maintaining all exterior elements of the Travel Plazas and paying for major interior repairs. For example, from 2009 – 2011, the MDTA incurred costs totaling approximately \$360,000 to repair mechanical systems (HVAC, Heating, Boiler), storm and sewer lines, water main breaks, and other exterior costs such as roofing. Furthermore, the P3 would allow the MDTA to reallocate staff and avoid hiring an additional 4 to 6 full-time positions for new highway facilities that will open by late 2014, resulting in potential savings of \$200,000 to \$300,000 annually.



(revised)

BPW – 02/22/2012

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

The Maryland and Chesapeake Houses are 48 and 37 years old, respectively. In many aspects, they have exceeded their life expectancy.

The P3 would allow the MDTA to reallocate the funds that would be required to reconstruct and/or rehabilitate the facilities to critical bridge, tunnel, and highway system preservation projects. As part of the P3, Areas USA will invest \$56 million to construct new LEED silver facilities. Furthermore, Areas USA will invest an estimated \$44 million to \$48 million in future capital improvements.

The MDTA's aggregate outstanding and unpaid principal balance of revenue bonds secured by toll revenues cannot exceed \$3.0 billion on June 30<sup>th</sup> of any year. The P3 would allow the MDTA to avoid the aforementioned capital expenses and thereby also reserve its available debt capacity for its core business responsibilities, preserving and maintaining transportation facilities. MDTA's outstanding debt climbs to \$2.5 billion in fiscal year 2014 and then levels off for several years. The P3 allows the MDTA to reserve \$500 million in bond capacity for emergency and/or unforeseen capital expenses.

Although short-term revenues will be lower due to the fact that existing facilities must be closed while new facilities are being constructed, the overall financial impact is positive because MDTA avoids the significant investment of building new facilities. The project construction will start with the closing of the Maryland House in September 2012 with reopening scheduled for December 2013. The new Chesapeake House will be constructed adjacent to the existing facility allowing for an accelerated construction schedule which will limit the displacement of the existing workers and maintain amenities for travelers. Construction on the Chesapeake House primary building is scheduled to begin in April 2013 and the facility will be completed by the summer of 2014.

The current financial plan for the MDTA was built with an assumption that there would be a modest reduction in short-term revenues during the construction phase of the project. Concession revenues were expected to be approximately \$2.5 million annually. The agreement provides for revenues that start at approximately \$5.0 million per year and are projected to increase steadily thereafter, thus exceeding the revenue levels assumed in MDTA's financial plan. MDTA is expecting to achieve pre-project revenue levels in year seven of the Agreement.

**PROCESS:** The Maryland Transportation Authority ("MDTA") issued a Request for Proposals ("RFP") on June 27, 2011 to seek a public-private partnership ("P3") through the execution of a Lease and Concession Agreement with a single entity to undertake the redevelopment (including financing) and long-term operations and maintenance of the I-95 Travel Plazas, Chesapeake House and Maryland House. The RFP was for the redevelopment of the two Travel Plazas using only private funds with a 35-year revenue return (percent of gross operating proceeds) to the MDTA under a revenue-generating contract.

A P3 is approached and structured differently from traditional contractual arrangements, such as the current contract that governs the management of the existing Travel Plazas. Specifically, a well-structured P3 requires a private entity to perform a variety of functions normally undertaken by the public sector and should allow for cost-effective allocation of risks and benefits between the private and public sectors. The relationship is defined by a long term, performance-based contract with government retention of ownership and accountability for the asset and the ultimate service to the public. For these reasons, it was crucial to identify a private partner that genuinely understood the need for and commitment to a long-term, highly interactive working partnership with the public sector.

(revised)

BPW – 02/22/2012

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

P3s have the potential to provide a wide array of benefits, including faster project delivery, application of advanced construction techniques, operational efficiencies, access to an expanded set of financing resources, and risk sharing.

The P3 approach was selected as the preferable delivery method for the Travel Plazas redevelopment for a variety of reasons. MDTA is committed to assuring that the redevelopment of the Travel Plazas results in the highest level of architectural quality and customer satisfaction, and believes that entering into a concession under which a private entity designs, builds, finances, operates and maintains the Travel Plazas is the optimal approach to do so.

By assigning both the design and build responsibilities to one private partner, efficient delivery of the assets by the required September 2014 deadline can be guaranteed. Since the private partner will also be responsible for long-term operations and maintenance of the facilities, the Travel Plazas will be designed and constructed to optimize operational efficiency, customer service, financial performance, and sustainability. Furthermore, a P3 structure enables the Travel Plazas to be redeveloped using only private funds, which frees up financial resources for MDTA to invest in its core program. Finally, a risk transfer assessment shows there are a number of ways in which a P3 structure will effectively allocate risks between MDTA and the private partner. All of these benefits of a P3 approach support the MDTA's core set of goals for the Travel Plaza redevelopment:

- Obtain new or like-new facilities to replace the current Chesapeake and Maryland Houses ;
- Ensure that the facility design and operation will provide a positive customer experience; and
- Provide a fair return to the State, and provide for transfer of the facilities in satisfactory condition at the end of the term.

**CONSIDERATION:** The MDTA will receive an estimated \$442 - \$488 million in revenue payments over a 35-year period (i.e. lease term). Areas USA improved its initial financial terms following negotiations which translated to more than \$65 million in additional revenue payments to the MDTA.

Areas USA's final offer improved the MDTA's deal by allowing the MDTA to realize a higher percentage of gross revenues for the Travel Plazas than what was initially offered. The final offer allows the MDTA to realize up to 15% on gross revenues when revenues exceed \$75 million. In addition, Areas USA lowered the thresholds for gallons of fuel sold and gross sales for the convenience store for the various tiers. This allows the MDTA to begin to realize higher payments from the Concessionaire at lower thresholds. The table below shows how the MDTA's economic value improved between Areas USA's initial offer and its final offer:

<b>Areas USA's Proposal</b>	<b>Initial Offer – Value</b>	<b>Final Offer – Value</b>
Total Net Present Value (NPV) to the State	\$161 - \$174 MM	\$180 - \$198 MM
Total Value to the State	\$383 - \$419 MM	\$442 - \$488 MM
Total Net Present Value (NPV) to the Concessionaire	\$118 - \$198 MM	\$108 - \$185 MM
Total Value to the Concessionaire	\$362 - \$603 MM	\$314 - \$547 MM

Furthermore, Areas USA guarantees \$2.5 million in transition upgrades which will assist in its transition of redeveloping and operating the Travel Plazas, \$34 - \$38 million for capital repairs throughout the

**ITEM: 3 - L (Continued)**(revised)  
BPW – 02/22/2012

term of the lease to be placed in an annual maintenance escrow account and \$7.4 million for refurbishment (i.e. to include scheduled capital upgrades to the restrooms, C-Store, dispensers, HVAC).

Any remaining balance in the annual maintenance escrow account at the end of 35 years will revert back to the MDTA. If Areas USA does not spend all of the funds for the refurbishment, those funds too will revert back to the MDTA. The annual maintenance escrow account and refurbishment funds will assist in Areas USA maintaining the Travel Plazas in good working order throughout the life of the lease.

<b>Areas USA Financial Offer – Primary Facilities</b>	
<b>% of gross sales from Primary Facilities</b>	<b>10% - up to \$45 M</b> <b>11% - \$45+ - \$52 M</b> <b>12% - \$52+ - \$59 M</b> <b>13% - \$59+ - \$66 M</b> <b>14% - \$66+ - \$75 M</b> <b>15% - \$75+ M</b> (the State realizes the higher % for the full amount when revenues exceed the corresponding tier)
In addition a \$3.0 million cash payment will be received within a year of the Effective Date	
<b>Areas USA Financial Offer – Fuel Sales</b>	
<b>\$ amount for fuel sales for each gallon sold</b>	<b>Chesapeake House Gas</b> up to 8.5 M gallons - \$.05 8.5 - 10.5 M gallons - \$.06 10.5-12.5 M gallons - \$.07 12.5-14.5 M gallons - \$.08 14.5+ M gallons - \$.09 <b>Maryland House Gas</b> up to 15 M gallons - \$.07 15 - 17 M gallons - \$.08 17 - 19 M gallons - \$.09 19 - 21 M gallons - \$.10 21+ M gallons - \$.11 <b>Chesapeake House Diesel</b> up to 6 M gallons - \$.05 6 - 7 M gallons - \$.06 7 - 8 M gallons - \$.07 8 - 9 M gallons - \$.08 9+ M gallons - \$.09 <b>Maryland House Diesel</b> up to 7 M gallons - \$.07 7 - 8 M gallons - \$.08 8 - 9 M gallons - \$.09 9 - 10 M gallons - \$.10 10+ M gallons - \$.11

ITEM: 3 - L (Continued)

(revised)  
BPW - 02/22/2012

Areas USA Financial Offer - Convenience Store sales	
% of gross sales from Convenience Store	<b>Chesapeake House</b> up to \$5 M - 9% \$5 - \$6 M - 9.5% \$6 - \$7 M - 10% \$7 - \$8 M - 10.5% \$8+ M - 11% Tobacco Sales - 2% <b>Maryland House</b> up to \$6 M - 9% \$6 - \$7 M - 9.5% \$7 - \$8 M - 10% \$8 - \$9 M - 10.5% \$9+ M - 11% Tobacco Sales - 2%

**SPECIAL CONDITIONS:** The Lease and Concession Agreement was approved by the Maryland Transportation Authority Board on January 23, 2012.

**LEGISLATIVE NOTICE:** Notice was sent to the House Appropriations Committee and the Senate Budget and Taxation Committee of the Maryland General Assembly on January 23, 2012 in accordance with language established in the Transportation Article § 4-406 public private partnerships agreements.

**STATE CLEARINGHOUSE:** N/A: due to continued same use of subject property.

**REMARKS:**

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 THE ENVIRONMENT**

Mine Program  
Garrett County, MD

**CONTRACT NO. AND TITLE**

Project No. F-012-100-004;  
Three Forks Run Gob Pile Reclamation  
ADPICS NO. 001B2400428

**DESCRIPTION**

Approval for a contract to re-grade and stabilize a large, steeply sloped coal refuse (gob) pile on an abandoned mine site located two miles north of the town of Kitzmiller, MD.

**PROCUREMENT METHOD**

Competitive Sealed Bids

**BIDS OR PROPOSALS**

Excavating Associates, Inc., Ellerslie, MD	\$260,939.00
Frank Arnold Construction, Inc., Oakland, MD	\$323,506.00
BYCO Enterprises, Inc., Grantsville, MD	\$343,522.00
A.L.L. Construction, Inc., Mt. Storm, WV	\$344,400.00

**AWARD**

Excavating Associates, Inc.  
Ellerslie, MD.

**AMOUNT**

\$260,939.00

**TERM**

180 Calendar Days

**MBE PARTICIPATION**

10%

**PERFORMANCE BOND**

100% of full contract amount

**REMARKS**

AA notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com*. on 11/9/2011. On 12/8/2011, four bids were received. The recommended firm, Excavating Associates, Inc. has been determined that it meets the 10% MBE goal as affirmed by the DGS MBE Office on 1/10/2012. The government estimate was \$292,000.00

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

**CONSTRUCTION CONTRACT**

**ITEM**            1-C (Cont.)

In addition to the re-grading of 21,000 cubic yards of coal refuse, the project will also provide for improvements to approximately two miles of access roads, installation of erosion and sediment control measures, and re-vegetation of 6 acres of disturbed area.

**FUND SOURCE**

Abandoned Mine Lands OSM Grant

**RESIDENT BUSINESS**

Yes

**TAX COMPLIANCE NO.**

11-2950-0111

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

**MAINTENANCE CONTRACT**

**ITEM**            2-M

**MARYLAND STATE DEPARTMENT OF**  
**EDUCATION**

Division of Rehabilitation Services (DORS)  
 Workforce Technology Center (WTC)  
 Baltimore, MD

**CONTRACT NO. AND TITLE**

Unarmed Uniformed Guard Services  
 DORS – Workforce Technology Center  
 ADPICS NO. 001B2400408

**CONTRACT DISCRIPTION**

Approval is requested for a contract to provide unarmed uniformed guard services at for the Department of Rehabilitation Services, Workforce Technology Center located in Baltimore, MD for a period of three (3) years.

**PROCUREMENT METHOD**

Competitive Sealed Bids

**BIDS OR PROPOSALS**

Securemedy Inc, Waldorf, MD	<b><u>AMOUNT</u></b>
Elite People Protective Services, Baltimore, MD	\$343,200.00
Twenty-Nine Sixteen Protective Guard Services, Lutherville, MD	\$353,433.60
Patriot Protective Services, Richmond, VA	\$375,148.80
BTI Security, Silver Spring, MD	\$376,896.00
Harley Security LLC, Portsmouth, VA	\$380,889.60
Triad Security Security Services Inc, Silver Spring, MD	\$384,384.00
Stronghold Security LLC, Randallstown, MD	\$384,883.20
Phoenix Technologies LLC, Lorton, VA	\$392,371.20
Proactive Special Security Services, Inc, Rockville, MD	\$393,120.00
Dunbar Guard Services, Baltimore, MD	\$411,590.40
Klowa Public Safety, Berlin, MD	\$428,313.60
	\$399,360,000.00

**AWARD**

Securemedy Inc.  
 Waldorf, MD.  
 (MDOT certified MBE #11-110,  
 SBR# 11-3636)

**TERM**

3/1/2012-2/28/2015

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

**MAINTENANCE CONTRACT**

**ITEM**      2-M (Cont.)

**AMOUNT**      \$343,200.00 (3 years)

**MBE PARTICIPATION**      100% (See remarks below)

**PERFORMANCE BOND**      None

**HIRING AGREEMENT ELIGIBLE**      Yes

**REMARKS**      A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com*. on 12/15/2011. Twelve (12) acceptable responses were received of which six (6) firms were Small Business Reserve (SBR) certified and five (5) firms were SBR/MBE certified. The recommended awardee is an MDOT Certified MBE and a certified Small Business Reserve vendor and has committed to a 5% subcontracting goal.

**FUND SOURCE**      R00 12 T7502 0823

**RESIDENT BUSINESS**      Yes

**TAX COMPLIANCE NO.**      12-0005-0111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



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

**MAINTENANCE CONTRACT**

**ITEM**            3-M

**MARYLAND DEPARTMENT OF**  
**AGRICULTURE**

Headquarters Building  
 Annapolis, MD

**CONTRACT NO. AND TITLE**

Janitorial Services;  
 ADPICS NO. 001B2400410

**DESCRIPTION**

Janitorial service for the Maryland Department of Agriculture in Annapolis MD.

**PROCUREMENT METHOD**

Competitive Sealed Bids  
 (Small Business Reserve)

**BIDS OR PROPOSALS**

Spotless Janitorial Services, Inc., Lanham, MD	\$247,522.08
Cleaning 2 Perfection, LLC, Suitland, MD	\$249,457.32
Acclaim USA, Inc., Upper Marlboro, MD	\$259,200.24
C M Solutions, LLC, Lexington Park, MD	\$291,679.50
AFSI, Gaithersburg, MD	\$297,999.00
City Wide Maintenance of Central Maryland, Lutherville, MD	\$404,566.08
Best Building Services, Inc., Bowie, MD	\$498,840.00

**AWARD**

Spotless Janitorial Services, Inc.  
 Lanham, MD  
 (MDOT certified MBE #02-229,  
 SBR# 11-2115)

**TERM**

3/1/2012 - 2/28/2015

**AMOUNT**

\$247,522.08 (3 years)

**MBE PARTICIPATION**

100% (See Remarks below)

**PERFORMANCE BOND**

N/A

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

**MAINTENANCE CONTRACT**

**ITEM**            3-M (Cont.)

**REMARKS**

A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com*. as a Small Business Reserve (SBR) procurement with a 5% Minority Business Enterprise goal. Seven responsive and responsible bids were received. Of the bids received all were certified SBR vendors and four of the bidders were also certified MBE vendors including Spotless Janitorial Services, Inc. The recommended contractor has committed to a 5% sub-contracting participation.

The contract shall furnish all labor, material, supplies and equipment necessary to perform the daily, weekly, semi-annual and annual cleaning required under the contract and the contractor shall perform the required janitorial services in strict conformity with the standards, materials and conditions specified for the Maryland Department of Agriculture Headquarters Building, located at 50 Harry S. Truman Parkway, Annapolis, MD 21401.

The recommended bidder, Spotless Janitorial Services, Inc., has confirmed their bid price and is a certified MBE/SBR vendor.

**FUND SOURCE**

L00 FY'13-15 13301 0813  
 L00 FY'13-15 13409 0813  
 L00 FY'13-15 13509 0813

**RESIDENT BUSINESS**

Yes

**TAX COMPLIANCE NO**

12-0137-0111

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**MAINTENANCE CONTRACT RENEWAL OPTION**

**ITEM**            4-M-OPT

**DEPARTMENT OF HEALTH AND  
MENTAL HYGIENE**

Rosewood Hospital Center  
Owings Mills, MD.

**CONTRACT NO. AND TITLE**

Project No. 001B2400416;  
Unarmed Uniformed Guard Services  
ADPICS NO. 001B2400402

**ORIGINAL CONTRACT APPROVED**

2/9/2011 DGS/BPW Item 6-M

**CONTRACTOR**

Twenty-Nine Sixteen Protective Services,  
Lutherville, MD  
(SBR# 10-1520)

**CONTRACT DISCRIPTION**

Approval is requested for a contract to  
provide unarmed uniformed guard service at the Rosewood Center property for a period of one  
year with the option for an additional year.

**OPTION DESCRIPTION**

Exercising the sole one-year renewal option  
to provide unarmed uniformed guard service at the Rosewood Hospital Center.

**TERM OF ORIGINAL CONTRACT**

3/1/2011-2/29/2012 (W/1 one-year  
renewal option)

**TERM OF OPTION**

3/1/2012-2/28/2013

**AMOUNT OF ORIGINAL CONTRACT**

\$240,608.00

**AMOUNT OF OPTION**

\$240,608.00 (1 year)

**PRIOR MODIFICATIONS/OPTIONS**

None

**REVISED CONTRACT AMOUNT**

\$481,216.00

**ORIGINAL PROCUREMENT METHOD**

Competitive Sealed Bids

**ORIGINAL MBE PARTICIPATION**

5%

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

### MAINTENANCE CONTRACT RENEWAL OPTION

<u>ITEM</u>	4-M-OPT (Cont.)
1	1.00
2	1.00
3	1.00
4	1.00
5	1.00
6	1.00
7	1.00
8	1.00
9	1.00
10	1.00
11	1.00
12	1.00
13	1.00
14	1.00
15	1.00
16	1.00
17	1.00
18	1.00
19	1.00
20	1.00
21	1.00
22	1.00
23	1.00
24	1.00
25	1.00
26	1.00
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86	1.00
87	1.00
88	1.00
89	1.00
90	1.00
91	1.00
92	1.00
93	1.00
94	1.00
95	1.00
96	1.00
97	1.00
98	1.00
99	1.00
100	1.00

**MBE COMPLIANCE** 5%

**REMARKS** The State is exercising its first and final renewal option. The Department of Health and Mental Hygiene, Rosewood Hospital Center is satisfied with the performance of the contractor.

**FUND SOURCE** Using Agency Operating Funds  
12-13' PA34G 0814

**RESIDENT BUSINESS:** Yes

**TAX COMPLIANCE NO:** 12-0059-1111

**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**                      **5-GM**

## **REFERENCE**

**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 \$193,014.72 (2 items)

**A. Department of Health and Mental Hygiene**      **Western Maryland Hospital Center**  
**Hagerstown, MD**

### **DESCRIPTION**

<p><b><u>DESCRIPTION</u></b></p>	<p>This modification provides for additional A/E services during the Construction Administration phase of the project to include additional site visits, design work, submittals approval, phasing plans and field inspections to insure the contractor completed the work required by design.</p>
----------------------------------	--

### REMARKS

**REMARKS** During the construction phase of this project numerous problems were encountered by field conditions beyond anyone's control. To manage the design and maintain control of the ongoing work in the hospital's environment, additional phasing plans, field inspections, design work and meeting attendance were required of the A/E. Additionally, this modification changes the funding stream to MCCBL funds.

**CONTRACT NO. AND TITLE**

**Project No.: DS-521-080-001;  
HVAC Renovation**

## ORIGINAL CONTRACT APPROVAL

**DGS/DPRB 10/2/2007; Item 40-E-006**

## PROCUREMENT METHOD

## Maryland Architectural and Engineering Services Act

**ARCHITECT/ENGINEER**

**Kibart, Inc.**  
**Towson, MD**

**ORIGINAL CONTRACT AMOUNT**

**\$49,993.47**

### **MODIFICATION AMOUNT**

**\$10,134.72**

**PRIOR MODIFICATIONS/OPTIONS**

**\$12,457.15**

**REVISED CONTRACT AMOUNT**

**\$72,585.34**

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

**GENERAL MISCELLANEOUS**

**ITEM**            5-GM (Cont.)

**PERCENT +/- (THIS MODIFICATION)**            20.2 %

**OVERALL PERCENT +/-**            45.1 % Cumulatively

**FUND SOURCE**            MCCBL 2009/Item 007 (Provide funds for the State Capital Facilities Renewal Program-Statewide)

B. Department of Public Safety and            Maryland House of Corrections (MHC)  
       Correctional Services            Jessup, MD

**DESCRIPTION**            The project consists of the replacement of existing boiler control systems. This work includes removal of the existing obsolete boiler control system modules and the installation of new boiler controls, equipment and instrumentation. All work to be completed at the Power Plant at the Maryland House of Corrections for Males in Jessup, MD.

**REMARKS**            The contract duration is 90 calendar days. Sufficient funds are available. The recommended contractor has confirmed its bid.

**CONTRACT NO. AND TITLE**            Project No. KJ-610-110-001;  
    Replace Boiler Controls at Boiler Plant

**PROCUREMENT METHOD**            Competitive Sealed Bids

**AWARD**            Limbach Company, LLC  
    Laurel, MD

**AMOUNT**            \$182,880.00

**MBE PARTICIPATION**            25%

**HIRING AGREEMENT ELIGIBLE**            Yes

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

**GENERAL MISCELLANEOUS**

**ITEM**        5-GM (Cont.)

**FUND SOURCE**

MCCBL 2010 Item 010 (Provide funds for  
the State Facilities Renewal Program-  
Statewide)

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

**GENERAL MISCELLANEOUS**

**ITEM**            6-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 \$40,332.00 (2 items).

The fund source for the two items below will be designated as:  
MCCBL 2011/Item 008 (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. ~~Soldiers Delight (Patapsee) State Park~~  
— (Howard County)

**DESCRIPTION**

~~This item is to encumber funds for the reference project. DNR has already issued the contract. This award was approved under authority delegated to DNR by the Secretary of DGS.~~

**REMARKS**

~~The project is to demolish/dispose of lead contaminated cornerib. Demolish brick piers, cut approx. 15 trees, final grade, seed and mulch. Remove/Dispose of approx. 1850 sf asbestos containing exterior transite, approx 1000 sf vinyl siding, approx 220 sf wood flooring and asbestos containing floor tile and wood underlayment at properties at Soldiers Delight State Park. Unit Prices are included in Base Bid.~~

**CONTRACT NO. AND TITLE**

Project No. P-041-120-110;  
Remove Hazardous Materials

**PROCUREMENT METHOD**

Small Procurement

**AWARD**

Retro Environmental Inc.  
Sykesville, MD

**AMOUNT**

\$20,450.00

**FUND SOURCE**

MCCBL 2011/Item 008



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

## GENERAL MISCELLANEOUS

**ITEM**                      6-GM (Cont.)

**B. Indian Springs Wildlife Management Area  
Clear Spring, MD (Washington County)**

<p><b><u>DESCRIPTION</u></b></p> <p>Barn and Snyder Barn) remove &amp; dispose of metal roofing, open sheathing, wood fascia &amp; rake boards. Install approx. 1200 lf new open sheathing, approx. 80 lf wood sub-fascia along rakes, approx. 160 lf new wood eave/rake fascia boards, 1780 sf new metal roofing.</p>	<p>This project is to repair 2 barns. (Shank</p>
--	--

**REMARKS** Additional work includes: prep and apply 2 coats of stain to all previously stained exterior wooden surfaces, including trim and doors, approx. 2275 sf. Snyder Barn. Prep and apply 1 coat of stain to all previously stained exterior wooden surfaces, including louvers and doors, approx. 5815 sf.. Prep and apply 1 coat of paint to all previously painted exterior wooden surfaces, including trim and windows. Site restoration and cleanup is also included.

<b><u>CONTRACT NO. &amp; TITLE</u></b>	Project No. G-022-120-010 Barn Repairs
--	---

**PROCUREMENT METHOD** Small Procurement

**AWARD** Restorations Unlimited, Inc.  
Williamsport, MD

<b>AMOUNT</b>	\$19,882.00
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**FUND SOURCE** MCCBL FY2011 Item 008

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

APPROVED\*      DISAPPROVED      DEFERRED      WITHDRAWN

WITH DISCUSSION      WITHOUT DISCUSSION

\* - Item was approved, Section A [Soldier's Delight State Park] was **WITHDRAWN**.

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

**GENERAL/MISCELLANEOUS****ITEM**        7-GM**REFERENCE**

Department of Natural Resources  
Project No: P-040-072-010  
Construction of New Well  
Madonna Ranger Station

**DESCRIPTION**

Reference is made to the January 4, 2012 Board of Public Works Agenda Item 3-GM (C) wherein the Board approved the use of General Obligation Bond funds to award a contract to Jones Well Drilling, Inc. in the amount of \$18,329.00.

BPW approval is now requested to revise the fund source as follows:

FROM:        \$18,329.00 – Item 011/MCCBL 2011

TO:            \$18,329.00 – Item 011/MCCBL 2010

Reason: Incorrect bond year.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

## GENERAL MISCELLANEOUS

**MARYLAND DEPARTMENT OF PLANNING** Maryland Historical Trust  
Jefferson Patterson Park and Museum  
Calvert County, MD

<b><u>CONTRACT NO. AND TITLE</u></b>	Project No. HT-000-100-001; Riverside Interpretive Trails and Exhibit Stations
--------------------------------------	--

<b><u>DESCRIPTION</u></b>	<b>APPROVAL</b>
<p>Approval is requested to encumber an additional \$60,186.00 to provide for the Jefferson Patterson Park and Museum's (JPPM) continuing procurement of labor, materials, and supplies associated with archeological survey, monitoring, analysis, and recordation costs related to actual construction of the Riverside Interpretive Trail and Exhibit Structures (RITES) Project at JPPM. The archaeological monitoring program will identify buried historical resources in the RITES Trail area, and mitigate any damage to these resources that might result from the trail construction. The archeological data will also guide the development of historical building reconstructions, interpretive signs, and exhibit stations for educational purposes along the trail. Professional staff from the Maryland Archeological Conservation Laboratory at JPPM will supervise the RITES project archeological survey.</p>	

<b><u>AMOUNT</u></b>	<b>\$60,186.00</b>
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**REMARKS** This item is for the approval of an additional extension for the archeological services that were originally approved by the Board on a July 1, 2009 action agenda (item 10-GM) in the amount of \$150,000.00, and on the March 23, 2011 agenda (item 2-GM, D) in the amount of \$50,000.00.

This will extend the contracts of the two employees now working on the RITES project archaeology for one more year, through the end of FY2013. The one-year extension will serve several purposes. First, much of the project's archaeological work to date has focused on the 18<sup>th</sup>-century Smiths St. Leonard site. This site will be one of the main interpretive centers along the RITES trail. Excavations there have uncovered far more than what was anticipated, including a large kitchen with a filled-in cellar dating to around 1750, one of the earliest horse stables yet discovered in the Chesapeake region, and several probable slave quarters. The vast quantity of material being recovered requires more time spent in the field than originally planned.

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

**GENERAL MISCELLANEOUS**

**ITEM**           8-GM (Cont.)

The requested contract extensions would enable JPPM to analyze this extra material, and the results of this analysis will be incorporated into the interpretive exhibits that will be developed for this site, as part of the RITES program. The extension will also allow JPPM to produce a required final research report on the excavations, as well as on-line resources about the project, which will be of great use to scholars and educational institutions. Secondly, extending the two staff contracts will allow JPPM to deal with and mitigate any unexpected archaeological finds that are made during the actual construction and installation of the RITES trails and exhibits.

This is of particular concern at the 17<sup>th</sup>-century Kings Reach site, which may be the single-most important interpretive stop along the trail. Until the project exhibit designers come up with a plan for re-building, in some fashion, the structures that once stood at this site, we won't know how the construction might impact archaeological resources buried there. We can assume that any construction plan will have at least some impact on these resources, and the RITES archaeological staff will help in mitigating this impact, since existing JPPM permanent archaeological staff will not be able to handle this on their own. And if any other unexpected finds are made elsewhere along the RITES trail system during construction, JPPM will have the archaeological staff in place to deal with this, if the two current contracts are extended. The requested contract extensions are not for the purpose of undertaking any new work not already specified in the original RITES capital plan, nor to do any work unrelated to the RITES project. The extensions will merely allow appropriate and satisfactory completion of the RITES archaeological work that has already begun, which has proven to be more complicated than expected. These complications are good, in the sense that they will tell the public a much richer story about what occurred here in the past, but they nevertheless will require additional staff time in order to deal with them properly.

The work of this contract extension is to insure that the archeological data will be consistent with the required effort to follow the construction of the trail and exhibit stations scheduled for this location.

Due to the highly specialized and historical nature of the project, the Maryland Historical Trust will be in charge of and will administer this work. With the Department of General Services and the Maryland Department of Planning oversight, State finance and procurement procedures will be followed in the procurement of services, equipment, supplies and documentation will be maintained for audit purposes.

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

**GENERAL MISCELLANEOUS**

**ITEM**        8-GM (Cont.)

**FUND SOURCE**

MCCBL 2009/Item 012 (Provide funds to design and construct a system of trails and exhibits at the Jefferson Patterson Park and Museum)

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

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

**REAL PROPERTY**

**ITEM**            9-RP (Revised)

**MILITARY DEPARTMENT**

La Plata Armory  
 3.41 acres  
 File # 00-4205 (Charles County)

**REFERENCE**

Approval is requested to declare surplus the La Plata Armory, located at 14 W. Hawthorne Dr. in Charles County, and to offer it to Charles County. Per Section 13-217 of the Maryland Public Safety Code, the county or municipal corporation in which the armory is located has the right of first refusal to purchase the armory. Negotiations are currently underway with Charles County for a potential real property exchange with this property. Title and transfer documents are subject to legal review.

**PROPERTY**

3.41 +/- acres improved with 23,230 sf building

**OWNERSHIP**

State of Maryland, to the use of the Military Department

**REMARKS**

1. The Military Department has determined this property is excess to its needs.
2. The Clearinghouse conducted an intergovernmental review of the project under MD20111213-0890 and has recommended to declare the property surplus to the State, and to explore a real property exchange with Charles County subject to a perpetual historic preservation easement.  
 Deleted Text
3. The Clearinghouse also recommended that any new property owner explore leasing to the State Highway Administration nineteen (19) spaces in the La Plata National Guard Readiness Center parking area for a Park-n-Ride facility.

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**REAL PROPERTY**

**ITEM**          10-RP

**DEPARTMENT OF HEALTH AND**  
**MENTAL HYGIENE**

Clifton T. Perkins Hospital  
 1.502 acres unimproved  
 Howard County, MD  
 File #00-8417

**REFERENCE**

Approval is requested to declare surplus 1.502 unimproved acres at Clifton T. Perkins Hospital Center, and offer to sell the property to Howard County for the purpose of widening Dorsey Run Road. Howard County has requested this property as part of Howard County Capital Project J-4110.

**OWNERSHIP**

The State of Maryland, to the use of the  
 Department of Health & Mental Hygiene

**GRANTEE**

Howard County, Maryland a body corporate  
 and politic

**PROPERTY**

1.502 unimproved acres +/-

**REMARKS**

1. The Department of Health & Mental Hygiene agrees with this transaction.
2. The Clearinghouse conducted an intergovernmental review of the project under MD20110513-0305 and has recommended to declare 1.502 acres of land at Clifton T. Perkins Hospital Center surplus to the State, and offer to sell the land to Howard County.

---

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**JUDICIARY OF MARYLAND**District Court  
Baltimore City, MD**Landlord**The Mayor and City Council of Baltimore City  
City Hall  
100 N. Holliday St.  
Baltimore, MD 21202**Property Location**People's Court Building  
501 E. Fayette St. (Fayette and Gay Sts.)  
Baltimore, MD 21202

<b><u>Space Type</u></b>	Courtrooms/Offices	<b><u>Lease Type</u></b>	New	<b><u>Square Feet</u></b>	42,192
<b><u>Duration</u></b>	10 Years	<b><u>Effective</u></b>	3/10/2012		
<b><u>Annual Rent</u></b>	\$662,414.40	<b><u>Square Foot Rate</u></b>	\$15.70 (1 <sup>st</sup> 5 Years)		
	(Years 1-5)	<b><u>Square Foot Rate</u></b>	\$16.00 (2 <sup>nd</sup> 5 Years)		
	\$675,072.00	<b><u>Prev. Sq. Ft. Rate</u></b>	\$8.50		
	(Years 6-10)				

**Utilities Responsibility**

Landlord

**Custodial Responsibility**

Landlord

**Previous Board Actions**5/11/1994-25-L; 7/24/1991-8-L; 8/13/1986-43-L;  
6/10/1981-L-A-24;  
4/07/1976-Letter of Approval; 10/3/72-Letter of Approval**Fund Source**

100% General COO 10 PCA 00004 01 AOBJ 1301

**Special Conditions**

1. The lease incorporates 6 reserved and 10 use-in-common parking spaces free of charge.
2. The lease contains one (1) option renewal term of five (5) years.

**Remarks**

1. The District Court has occupied this space since July 1971. The Court adjudicates all civil and rent cases as well as administering the Eviction Prevention program and Alternate Dispute Resolution program.



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

**TENANT LEASE**

**ITEM**      11-LT (Cont.)

2.      The City has completed major renovations and upgrades to the facility.
3.      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**      12-LT-OPT

**COMPTROLLER OF MARYLAND**

Revenue Administration  
Wheaton, MD  
(Montgomery County)

**Landlord**

Lakewood at Georgia Ave. LLP  
11 North Washington St., Suite 600  
Rockville, MD 20850

**Property Location**

11510 Georgia Ave.  
Wheaton, MD 20902

**Space Type**    Office  
**Duration**      1 Year  
**Annual Rent**   \$71,808.00

**Lease Type**    Renewal      **Square Feet**   2,992  
**Effective**      3/1/2012  
**Square Foot Rate**    \$24.00  
**Previous Sq. Ft. Rate** \$24.00

**Utilities Responsibility**  
**Custodial Responsibility**  
**Previous Board Action(s)**

Landlord  
Landlord  
8/22/2007 11-LT, 5/8/2002 13-L, 4/30/1997 14-L

**Fund Source**

100% General Funds E00A0401 Aobj1301

**Special Conditions**

1. This lease provides 10 use-in-common parking spaces.
2. This lease contains escalations/de-escalations for real estate taxes, janitorial services, and utilities.

**Remarks**

1. This space has been used since June 1, 1997 to provide taxpayer services to the residents of Montgomery County. The office also conducts audits, engages in collection activities and ensures compliance with Maryland revenue laws.
2. DGS Office of Real Estate is extending the current lease for one (1) year to accommodate the request from the Office of the Comptroller to relocate to a space that will provide more onsite parking.

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

**TENANT LEASE****ITEM**      12-LT-OPT (Cont.)

- 3 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**            13-LT-OPT

**DEPARTMENT OF ASSESSMENT AND TAXATION**

Westminster, MD  
 (Carroll County)

<b><u>Landlord</u></b>	Winchester Exchange LLC. 10415 Stevenson, MD 21153		
<b><u>Property Location</u></b>	15 E Main St. Westminster, MD 21157		
<b><u>Space Type</u></b>	Office	<b><u>Lease Type</u></b>	Renewal
<b><u>Duration</u></b>	5 Years	<b><u>Effective</u></b>	3/1/2012
<b><u>Annual Rent</u></b>	\$92,767.50	<b><u>Square Foot Rate</u></b>	\$15.50
		<b><u>Previous Sq. Ft. Rate</u></b>	\$14.50
<b><u>Utilities Responsibility</u></b>	Landlord		
<b><u>Custodial Responsibility</u></b>	Landlord		
<b><u>Previous Board Action(s)</u></b>	7/26/2006 9-LT		
<b><u>Fund Source</u></b>	100% General Funds E50C00.02 PCA 25601.1301		
<b><u>Special Conditions</u></b>	This lease contains escalations/de-escalations for real estate taxes, janitorial services, and utilities.		

**Remarks**

1. The agency has occupied the space since December, 2006, to provide taxpayer services to residents of Carroll County including audits, collection activities and the investigation of compliance with revenue laws.
2. Through negotiations, the DGS Office of Real Estate secured a cost avoidance of \$14,962.50 over the term of the lease by reducing the stated renewal rate from \$16.00 per net usable square foot to \$15.50 per net usable square foot.
3. The lease contains a termination for convenience clause.

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

**TENANT LEASE****ITEM**      13-LT-OPT

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**            14-LT-OPT

**MARYLAND DEPARTMENT OF EDUCATION**

Division of Rehabilitation Services (DORS)

Lanham, MD

Prince Georges County

**Landlord**

Brit-Forbes II, LLC.  
 5410 Edson Ln., Suite 200  
 Rockville, MD 20852

**Property Location**

BECO Park at Forbes Center  
 4451 Parliament Pl., Suite Z  
 Lanham, MD 20706

**Space Type**    Office  
**Duration**        5 Years  
**Annual Rent**   \$92,310.00

<b><u>Lease Type</u></b>	Renewal	<b><u>Square Feet</u></b>	5,430
<b><u>Effective</u></b>	3/1/2012		
<b><u>Square Foot Rate</u></b>	\$17.00		
<b><u>Previous Sq. Ft. Rate</u></b>	\$19.00		
<b><u>Effective Sq. Ft. Rate</u></b>	\$19.25		
<b><u>Prev. Eff. Sq. Ft. Rate</u></b>	\$21.93		

**Utilities Responsibility**  
**Custodial Responsibility**  
**Previous Board Action(s)**

Tenant  
 Landlord  
 6/1/2005-15-L

**Fund Source**

100% Federal funds Vocational Rehabilitation Basic  
 Support 568102 PCA U6071 Object 1301

**Special Conditions**

1. The lease contains escalations for real estate taxes and janitorial services.
2. This lease has two (2) renewal options for five (5) years subject to Board of Public Works approval.

**Remarks**

1. The agency has been at this location since 2001 and assists clients with disabilities.

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

**TENANT LEASE****ITEM**      14-LT-OPT (Cont.)

2. Through negotiations the DGS Office of Real Estate secured a \$2.00 per net usable square foot rent reduction resulting in a rent savings of \$54,300.00 over the term of the lease. The Landlord will install new energy efficient lighting and HVAC system.
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**      15-LT-OPT

**MARYLAND STATE DEPARTMENT**  
**OF EDUCATION**

Office of Child Care  
 Easton, MD  
 (Talbot County)

**Landlord**

Eastern Shore Retirement Associates Limited Partnership  
 702 Idelwild Ave.  
 Easton, MD 21601

**Property Location**

301 Bay St., Ste. #4  
 Easton, MD 21601

<b><u>Space Type</u></b>	Office	<b><u>Lease Type</u></b>	Renewal	<b><u>Square Feet</u></b>	2,415
<b><u>Duration</u></b>	10 Year	<b><u>Effective</u></b>	3/1/2012		
<b><u>Annual Rent</u></b>	\$38,519.25 (Avg.)	<b><u>Square Foot Rate</u></b>		\$15.95 (Avg.)	
		<b><u>Effective Sq. Foot Rate</u></b>		\$17.95 (Avg.)	
		<b><u>Previous Sq. Ft. Rate</u></b>		\$15.25	
		<b><u>Prev. Eff. Sq. Ft. Rate</u></b>		\$17.25	

**Utilities Responsibility**

Tenant

**Custodial Responsibility**

Landlord

**Previous Board Action(s)**

11/29/1995-19-L, 8/29/2001-27-L, 8/30/2006-18-LT

**Fund Source**

30% R00J7521/ 30% Federal, J7012/ 40% General, J7522:

**Special Conditions**

The lease provides for escalations on increases in real estate taxes, cleaning services and supplies, and snow/ice removal.

**Remarks**

1. This agency has utilized this space since 5/1/1996. This space is used as the Talbot County Office of Child Care to license day care homes, investigate complaints on unregistered day care providers and provide continuing education and training for child care providers.
2. The rental rate for lease years 1-3 is \$15.00 per net usable square foot, \$15.50 per net usable square foot for lease years 4-6 and \$17.00 per net usable square foot for lease years 7-10 for an average term rental rate of \$15.95 per net usable square foot.



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

**TENANT LEASE**

**ITEM**      15-LT-OPT (Cont.)

3.      The Landlord will retrofit the lighting with energy efficient ballast to accommodate T-8 lights and install lighting sensors.
4.      The lease contains a termination for convenience clause.
5.      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**            16-CGL

**MARYLAND HIGHER EDUCATION COMMISSION**

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

*Anne Arundel Community College*

*Library Building Renovation/Addition – Construction/Furniture & Equipment Allocation*

*The proposed project involves the renovation of the existing 43,750 GSF Library Building and a 31,260 GSF addition for computer areas, developmental reading and tutoring, circulation desk area.*

***\$5,058,000.00***

*Maryland Consolidated Capital Bond Loan of 2011, Item 014.*

*CC-11-MC09/10/11 -407*

**MATCHING FUND**            Anne Arundel Community College – \$5,058,000.00

Cost sharing is 50% State share, 50% local share and is in accordance with Section 11-105(j) of the Education Article.

<b><u>BACKGROUND</u></b>	<b><u>Total Amount</u></b>	<b><u>State Share</u></b>	<b><u>Local Share</u></b>
Total Project	\$21,548,000.00	\$10,774,000.00	\$10,774,000.00
This Action	\$10,116,000.00	\$ 5,058,000.00	\$ 5,058,000.00
Previous Action -19-CGL, 04/06/11	\$ 9,870,000.00	\$ 4,935,000.00	\$ 4,935,000.00
Previous Action -14-CGL, 01/06/10	\$ 1,562,000.00	\$ 781,000.00	\$ 781,000.00

**REMARKS**

- (1) This action is in accordance with Procedures and Guidelines adopted by MHEC 6/2/1992 and approved by BPW 6/17/1992.
- (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 Anne Arundel Community College and signed by local authorities.

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

**CAPITAL GRANTS AND LOANS**

**ITEM**      16-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**        17-CGL

**MARYLAND HIGHER EDUCATION COMMISSION**

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

**Montgomery College – Rockville Campus**

Science West/East Building Renovation & Addition – Construction

Project provides for removal and replacement of existing building skin, electrical, mechanical and plumbing systems, new elevator, structural modifications, utility and site improvements.

**\$6,208,000.00**

Maryland Consolidated Capital Bond Loan of 2001, Item 151 - \$30,292.47;

MCCBL 2002, Item 159 - \$10,250.00; MCCBL 2003, Item 033 - \$66,017.27;

MCCBL 2004, Item 025 - \$244,756.41; MCCBL 2005, Item 019 - \$176,364.67;

MCCBL 2006, Item 020 - \$103,220.18; MCCBL 2011, Item 014 - \$5,577,099

CC-01-MC01/02/03/04/05/06/11-414

**MATCHING FUND**        Montgomery College – \$6,208,000.00

Cost sharing is 50% State share, 50% local share and is in accordance with Section 11-105(j) of the Education Article.

**BACKGROUND**

	<b><u>Total Amount</u></b>	<b><u>State Share</u></b>	<b><u>Local Share</u></b>
Total Project	\$14,446,000.00	\$7,223,000.00	\$7,223,000.00
This Action	\$12,416,000.00	\$6,208,000.00	\$6,208,000.00
Previous Action, 34-CGL, 09/07/11	\$ 2,030,000.00	\$1,015,000.00	\$1,015,000.00

**REMARKS**

- (1) This action is in accordance with Procedures and Guidelines adopted by MHEC 06/02/92 and approved by BPW 06/17/92.
- (2) The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommends approval. All contracts will be awarded by Montgomery Community College and signed by local authorities.

**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

**DEPARTMENT OF HEALTH AND MENTAL HYGIENE**

**NAME OF GRANTEE/BORROWER**

People's Community Health Centers, Inc.  
 2524 Kirk Ave.  
 Baltimore, MD 21218-4826

**PROJECT NO. AND TITLE**

Project No. FQHC-CB-23903-01;  
 Renovation of Open Gates Health Center  
 1111 Washington Boulevard  
 Baltimore, MD 21223

**DESCRIPTION**

Approval is requested for a State grant of \$305,000.00 to assist the People's Community Health Centers, Inc., a nonprofit organization, in the cost of the build-out of 6,174 net square feet shell space on the second floor of the Open Gates Health Center at 1111 Washington Boulevard in Baltimore City. The space will be used to provide primary health and dental services.

Eligible project costs are \$562,818.00. This includes \$532,550.00 for construction, \$19,957.00 Gant/Burnett A/E, \$3,300 JV Lee A/E and \$7,011.00 for building permit. These costs will be funded as follows:

**AMOUNT**

\$562,818.00\*

**FUND SOURCE**

\$257,818.00 (45.8%) Department of Health and Human Services Health Resources and Services Administration (HRSA)  
 \$305,000.00 (54.2%) State's Share MCCBL 2008, (Community Health Facilities Funds)

**REMARKS**

\*The State is participating in 54.2% of the total eligible renovation cost of \$562,818.00.00. People's Community Health Centers, Inc. provides primary health services including dental, health education to special populations such as pregnant women, diabetic patients, parents of infants and toddlers, consultation for mental health and addiction counseling.

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

**CAPITAL GRANTS AND LOANS**

**ITEM**      18-CGL (Cont.)

In accordance with Subtitle 13 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.

---

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

**APPROVED**

DISAPPROVED

DEFERRED

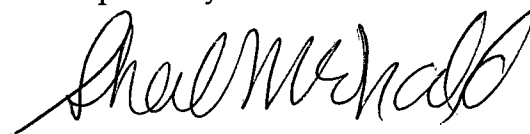
WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

There being no further business, the meeting of February 22, 2012 was adjourned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Sheila McDonald', written in a cursive style.

Sheila C. McDonald, Esq.  
Executive Secretary



# INDEX

## FEBRUARY 22, 2012

Agriculture, Department of .....	111
Agricultural Cost Share Program .....	4-5
Anne Arundel Community College .....	136
Assessments & Taxation, Department of .....	130
Attorney General.....	56
Bowie State University .....	91
Budget & Management, Department of .....	33,54
Comptroller of the Treasury .....	128
Coppin State University .....	88-90
Education, Department of.....	109,132-135
Environment, Department of .....	107
Health & Mental Hygiene, Department of .....	57,95,140
Developmental Disabilities Administration	
Potomac Center .....	48
Rosewood Center .....	113
Western Maryland Center - Hagerstown .....	115
Hospital Centers, State	
Perkins Hospital Center .....	125
Higher Education Commission, Maryland	
Community Colleges	
Anne Arundel Community College .....	136
Montgomery College	
Rockville Campus .....	138
Insurance Administration, Maryland .....	44
Judiciary .....	126
Juvenile Services, Department of.....	40,51
Maryland, University System of	
Bowie State University .....	91
Coppin State University .....	88-90
Maryland, University of	
Baltimore Campus .....	64,66-70
Baltimore County Campus .....	62
College Park Campus.....	71-75,79-82
Eastern Shore Campus .....	76,83
University College .....	85
Salisbury State University.....	87
Towson State University .....	58,60

**INDEX**  
**FEBRUARY 22, 2012**

Military Department.....	124
Montgomery College.....	138
Morgan State University .....	9
Natural Resources, Department of.....	11,120
CREP Program.....	26,31
Park Service.....	118
Program Open Space .....	15-18,32
Rural Legacy Program.....	19-25
Perkins Hospital Center .....	125
Potomac Center .....	48
Planning, Department of	
Historical Trust.....	121
Public Safety & Correctional Services, Department of	
Corrections, Division of	
House of Correction.....	116
Public Works, Board of	
Procurement Agency Activity Reports.....	6
Public School Construction, IAC .....	12
Wetlands Administration .....	7
Rosewood Center .....	113
Salisbury State University.....	87
Towson State University .....	58,60
Transportation, Department of.....	93
Maryland Transit Administration .....	36,101
Transportation Authority, Maryland.....	102
Western Maryland Center - Hagerstown.....	115