

February 23, 2011

STATE OF MARYLAND
BOARD OF PUBLIC WORKS
GOVERNOR'S RECEPTION ROOM
SECOND FLOOR, STATE HOUSE
ANNAPOLIS, MARYLAND

February 23, 2011

10:16 a.m.

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ALVIN C. COLLINS, Secretary, Department
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BEVERLEY SWAIM-STALEY, Secretary, Department
of Transportation;

CHIP PRICE, Associate Director, Community
Resilience, Local POS, Community Parks and
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Governor's Office of Minority Affairs;

MARY JO CHILDS, Procurement Advisor, Board
of Public Works; and,

MARION BOSCHERT, Recording Secretary,
Board of Public Works.

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P R O C E E D I N G S

GOVERNOR O'MALLEY: Let's, ladies and gentlemen this is a meeting of the Board of Public Works. It's February 23, 2011, and as our first item of business, unless the Comptroller has any opening, any comments?

COMPTROLLER FRANCHOT: Well I was going to compliment the Treasurer on the AAA bond rating.

GOVERNOR O'MALLEY: We can still do that.

COMPTROLLER FRANCHOT: And you, Governor. Frankly I think it's a great accomplishment. But I would just remind people that this year the, we're right in the middle of the tax season and this year the filing deadline is not April 15th, it's April 18th. That's because of a District of Columbia holiday. Let me restate that, because the Comptroller in Maryland wanted to give citizens a few extra days the --

COMPTROLLER FRANCHOT: -- deadline this year is April 18th. We're encouraging everybody to file electronically, Governor. Because as you know for four straight years we've increased the number of

Marylanders that file electronically and we're now up to 1.8 million. It's a great deal for the State because we save \$1.60 in administrative costs with every e-filing and it's great for the taxpayer because it's a more secure way of filing, less people are looking at your return. And for almost everybody that files electronically we guarantee a refund within seventy-two days if you're owed one. Seventy-two hours, I'm sorry. (Laughter)

COMPTROLLER FRANCHOT: Seventy-two days, I was thinking of California. (Laughter)

COMPTROLLER FRANCHOT: Yeah, seventy-two hours. So it's kind of a win-win for everybody and we're encouraging folks to do that again. Almost everybody has gotten their W-2s and 1099s already. And if folks can focus on that and pass the word that it's a good deal for all concerned. And if they have questions go to www.marylandtaxes.com where we have a lot of information up there to help people who want to file for free using our iFile for individuals or bFile for businesses. But thank you, Governor, and I look forward to the meeting today.

GOVERNOR O'MALLEY: Thank you, Mr. Comptroller. We are joined by our colleague in government from Harford County, County Executive David Craig, who is here on a matter on the Department of Transportation Agenda. So we're going to go out of order and call the Department of Transportation Agenda first. County Executive, welcome.

MR. CRAIG: Good morning. It's a pleasure to be here and I will be one of those new people filing online this time.

COMPTROLLER FRANCHOT: Excellent.

MR. CRAIG: My thirty-three-year-old daughter is going to teach me how to do it, so, the only way you can do that.

GOVERNOR O'MALLEY: Which Agenda item are you here --

MR. CRAIG: We're on MG-13, I think it is? Twelve?

GOVERNOR O'MALLEY: Twelve? Tom Hickey tells us Item 12 on the Department of Transportation Agenda.

MR. CRAIG: Yes, 12-GM. It's the National Railroad Passenger Corporation, the Amtrak merger that you want to do.

GOVERNOR O'MALLEY: Okay, we're with you.

MR. CRAIG: All right. First I want to applaud you, Governor, for stepping up to do this, and Secretary Swaim-Staley and the Department of Transportation, and the State of Maryland for the alteration in the MARC Penn Line schedule, particularly Train 504 which supplies commuter needs for the Edgewood and Aberdeen stops, which are related to BRAC. This schedule modification I think is an important first step that you're making in allowing people to use mass transit to get to Aberdeen Proving Ground because of BRAC. And it's important to note that the schedule modification has an important role also in the reverse commute for people who live in the Prince George's, Montgomery County Capital Region for a defense employee. And we have a chart that, if you could look at.

This is a chart that is a typical, all right, the chart on the screen, the top part is a

typical day for an employee who works at ATEC, which is the Army Test and Evaluation Command, but is trying to use the MARC train service. And you can see there's a fourteen-hour-day. They have eight hours at work, and then you can see in the two sides, the time that they would spend trying to get on a train, which is limited, can be challenging. And then you compare that to the bottom line if they decide to drive, and clog up the roads, it does shorten their day substantially. So I think you're making an important move.

Many of the ATEC employees do live in the Virginia area and they are not going to be relocating to Maryland. They live in the Springfield area. So they want that reverse commute that this will actually help them to move.

Just to give you a little information on how we've come to this, twice a year I go to the Amtrak train stations to meet with the passengers who are there, to talk with them about their needs. And we have people who actually drive over seventy miles to get to the facility. There is one challenge that will

need to be addressed, and that has to do with, all right, what happens to that person after they get off the train at the MARC train station? How do they get on post? And we have been trying to use part of the \$4.3 million of ARRA money to fill that gap so that we could actually have a bus service from the train station to Aberdeen Proving Ground so that the employees still wouldn't have to get in a car and clog the roads up.

And I think you'll thoroughly understand, Governor, that Aberdeen Proving Ground is now the third largest employers in the Baltimore region. It's a \$20 billion economic engine for the entire State, twenty-seven thousand employees that will be on post. We can't, it's been difficult with some of the decisions you have to make on transportation, on how we use our money, on changing our road networks. And it's important to get these people used to staying on trains and in mass transit, and not make that shift to a car and get locked into that. And since many of them are moving from New Jersey and Virginia I think it's important that we do that.

So we hope that they support you in this effort to do this. A lot of these trains are standing room only, and the more trains that we can get there the better it will be for everybody. So if you have any questions we're more than willing to answer them.

GOVERNOR O'MALLEY: Mr. Comptroller?

COMPTROLLER FRANCHOT: No, thank you.

GOVERNOR O'MALLEY: Beverley, anything you want to add, Madam Secretary?

MS. SWAIM-STALEY: No, we appreciate the County Executive coming. This initiative is something we've been working on, as everyone is familiar with the, MARC is a very popular service. All the trains are standing room only. We've had some issues in the warm weather, last year with the longer trains that we were running. We think that actually, what we're told, that the technicians tell us and Amtrak tells us, that running shorter trains should actually help with the mechanics. And by working with Amtrak we're able to provide not just, there will be shorter trains but more trains so that the actual feel increase I

think will be about a thousand passengers. So we hope that it will be a win-win all around.

MR. CRAIG: We believe it will be and I think the passengers believe it will be, too. So we applaud your efforts and hope they support it.

GOVERNOR O'MALLEY: Great.

MR. CRAIG: Thank you, Governor.

GOVERNOR O'MALLEY: Thank you, Mr. County Executive. Anything else? How about anything else on the other Department of Transportation Agenda items?

SECRETARY MCDONALD: I think the Secretary needs to --

MS. SWAIM-STALEY: Do you want me to go on the record for a minute?

SECRETARY MCDONALD: Yeah, definitely.

MS. SWAIM-STALEY: Okay. For the tape? Okay. Good morning. For the record, Beverley Swaim-Staley representing the Department of Transportation. We have eleven items today. 11-RP has been previously withdrawn and 8-M-OPT has been previously revised.

COMPTROLLER FRANCHOT: Governor, if I could just commend the Transportation Secretary and you for

the opening of the ICC. I thought it was a tremendous event. I think it frankly, with the MARC item that we're talking about, shows how we're making good investments in all of the transportation modes. And I was very impressed with the --

GOVERNOR O'MALLEY: Good crowd, huh?

MS. SWAIM-STALEY: Thank you. And the ICC did open this morning at 3:00 a.m., I think. And so far so good. But we will have people out there monitoring to see whether or not, make sure the signs, we may have to make some adjustments in some of the signage at each entrance to, you know, as we gauge how the traffic is adapting to it. But thank you very much.

GOVERNOR O'MALLEY: And a wonderful article in the *Post* today about all of the, about aesthetic and also environmental aspects of the project.

MS. SWAIM-STALEY: Right. That beautiful bridge, if you have the opportunity to walk or ride through that valley, it's really beautiful, the work that was done to preserve the creek bed.

TREASURER KOPP: But I will say I was not a great supporter of the Intercounty Connector, you may recall. But today sitting on the Beltway --

(Laughter)

TREASURER KOPP: -- you get to rethink things. It was a beautiful picture of the arch in the paper this morning.

MS. SWAIM-STALEY: Yes, it's a beautiful bridge. It is. We had about 3,000 people use the roadway between 6:00 and 8:00 this morning.

GOVERNOR O'MALLEY: Okay. Anything else on the Department of Transportation items? The Comptroller moves approval, seconded by the Treasurer. All in favor signal by saying, "Aye."

THE BOARD: Aye.

GOVERNOR O'MALLEY: All opposed, "Nay."

(No response.)

GOVERNOR O'MALLEY: The ayes have it. And now we'd like to turn it over to the Treasurer for any thoughts or any opening comments she may have on things like bond ratings, or --

TREASURER KOPP: Well yes, Governor, I would. We were just told today, this morning, that Maryland, which is going to the market next week, as you know, for a bond sale, General Obligation Bonds, over \$450 million, partially retail on Friday the 4th, and then the credit of sale afterwards, has just received once again a AAA bond rating from all three rating agencies. AAA stable, based on the fact that we do have a basically strong and recovering economy, well trained workforce, strong and conservative fiscal institutions and policies, to which we keep our budget balanced. And noted that the Governor and the Legislature together and tackling the two long term debt issues. That is the retirement pension system, which however I believe they also noted amounts to about 1.6 percent of the budget, not the giant part, and health benefits. But also having to confront the major expenditures, which in fact as for every state, and for this nation, and for private industry, are the healthcare costs for all of our citizens including our State employees. But I think that should make people feel strongly that Maryland is on track, the economy

is coming back. We are strong and we will go forward and build these schools and other projects which are badly needed.

GOVERNOR O'MALLEY: Mr. Comptroller, any thoughts on the AAA bond rating?

COMPTROLLER FRANCHOT: I said previously that I am very impressed. And it's something that you should really hold up as something that says you can have good investment in infrastructure and as you say move the State forward despite some really tough economic times. And so I applaud always the Treasurer, because she leads the team that deals with the folks in New York. Someday I'd like to meet those folks. Because you know they, I don't know quite what they do at the other end of the phone when we're talking to them. But it's a very attentive group, I appreciate that. But it's a tough group and the Treasurer is terrific in communicating to them about how there is a strong partnership in the State of Maryland between all the branches of government. And I think the AAA bond rating is in part due to their

respect and confidence in her, and I applaud her for that.

TREASURER KOPP: Thank you very much. Let me say as an aside, we have not gone up in the last year or two in order to save money. But the bond rating agencies and the people who inspect us and look at us have in fact come down here, if you recall.

COMPTROLLER FRANCHOT: That's true.

TREASURER KOPP: And we have met with them. And one of the things in fact which I think they do respect, which we take for granted, but which does not happen in every state, is that when they come down here they meet with the legislative leadership, the legislative fiscal leadership. They are knowledgeable about the budget and about the State fiscal situation. They meet with the legislative leadership, the Governor, the Comptroller, the Treasurer, and everyone's very knowledgeable staff all at one time and they are all together. And they keep telling us how very unusual this is. We take it for granted that in fact in the end, after debate, discussion, disagreement, and then agreement, people come

together. We use consensus for estimating revenue. Consensus for limiting debt. This doesn't happen in every state and it's one of the things that the rating agencies take quite seriously.

COMPTROLLER FRANCHOT: As I was saying, we owe a lot to the Treasurer.

(Laughter)

COMPTROLLER FRANCHOT: And thank you for your leadership, Madam Treasurer.

TREASURER KOPP: Do you want to hear about my grandchildren?

(Laughter)

GOVERNOR O'MALLEY: Yes, tell us about your grandchildren.

TREASURER KOPP: I just got back from a long weekend in Amsterdam. They're very cute. But they don't sleep.

(Laughter)

TREASURER KOPP: When there are two of them not sleeping, no one sleeps.

GOVERNOR O'MALLEY: Wow.

TREASURER KOPP: However, it was a pleasure. Thank you for asking.

GOVERNOR O'MALLEY: That's great. Okay, let's go on to the Secretary's Agenda.

SECRETARY MCDONALD: Good morning, Governor, Madam Treasurer, Mr. Comptroller. We have thirteen items on the Secretary's Agenda this morning. We're ready to answer any questions. I do want to remind you that the bond sale that the Treasurer was referencing is next meeting, March 9th, and that will be in the Treasury Building. So the next Board of Public Works meeting is in the Treasury Building.

I would also like to ask the Board to look at Item 10. General Hinz is here. This is a very special item, to name the Warrior Training Facility in honor of Sergeant First Class Collin Bowen. General Hinz?

GOVERNOR O'MALLEY: General, you want to come forward and remind all of us of Sergeant Bowen?

GENERAL HINZ: Governor O'Malley, good morning, Comptroller Franchot, Treasurer Kopp. Thank you for your time this morning. And if I could

interject, when I looked to come over here from the Shady Grove area, I live at the western terminus of the ICC. So I considered 495 and I took the ICC. So --

SECRETARY MCDONALD: You were one of the 3,000.

GENERAL HINZ: -- I was one of the 3,000 this morning and it is beautiful. Thank you for your time this morning. I've come here to request your consideration. We'd like to name a collection of training facilities out at Camp Fretterd Military Reservation, which is in Reisterstown, Maryland, in honor of Sergeant First Class Collin J. Bowen. He was killed defending our nation and our State over in Afghanistan. And these training facilities are where we send our soldiers and warriors to learn individual and collective tasks and skills to prepare them to serve our nation in harm's way over in Afghanistan and Iraq where we have soldiers now, and in the Horn of Africa as well. It would be a great reminder to them as they train and prepare to defend the freedom that we all enjoy that they do so under the guiding spirit

of Sergeant Bowen, who was a great noncommissioned officer. He was a great trainer and a great leader, a great leader of the Maryland National Guard. I know his family and his fellow soldiers would be greatly honored if we could name that facility in his honor. So for your consideration, and I'm prepared to answer any questions you may have.

COMPTROLLER FRANCHOT: I would move favorable.

TREASURER KOPP: Governor before we do, I think it would be worth taking a moment simply to note the career and accomplishments of Sergeant Bowen because he really does seem to have been an outstanding, unusual gentleman. I know we all have it before us in writing, but not everybody in this room does have that before them, or out there and throughout Maryland. And he was a man who devoted himself to others, in fact made the ultimate sacrifice when he could have --

GENERAL HINZ: Yes, ma'am.

TREASURER KOPP: -- avoided it. A true leader, and I think it's worth perhaps reading a small

bit from what makes him such a worthy, I guess, leader to be overseeing the new recruits in this facility and inspiring them.

GENERAL HINZ: Yes, ma'am. Sergeant First Class Collin Bowen made the ultimate sacrifice, losing his life in the service of the nation while mobilized into active federal service in support of Operation Enduring Freedom. Sergeant First Class Bowen was serving as an embedded tactical trainer, and again, this is why we think it appropriate to name a training facility after him, and planner for combat operations in Eastern Afghanistan at the time of his death.

In 2007 Sergeant First Class Bowen was awarded the Bronze Star Medal for his exemplary performance of duty as an embedded trainer. He was an outstanding infantry NCO, a leader who was highly respected by his peers, the soldiers that he trained and led, and by senior leaders in his unit. His steadfast commitment to mentoring, developing, training, and leading soldiers made him a valuable asset to his company and battalion, and to the United States and allied Afghan soldiers with whom he served

in mobilized status. Sergeant First Class Bowen's performance in National Guard status and in active federal status on a wide range of missions exemplified the highest warrior virtues: technical and tactical proficiency, devotion to duty, commitment to his nation, his team and his troops, and bravery under fire. In his final tour, he was charged with training soldiers, and again that constant theme of training his fellow soldiers, to serve in an extremely harsh combat environment.

With just two weeks remaining on his tour in Afghanistan Sergeant First Class Bowen could have opted out of further combat operations. He had reached the end of his tour and was ready to come home. Yet he insisted on accompanying his unit during Operation Buttonhook, a push to curtail anti-coalition forces in the interior of Khowst Province. In January of 2008 while on patrol his Humvee was struck by an improvised explosive device, commonly known as an IED, and Sergeant First Class Bowen was gravely wounded. He was medically evacuated to Brooke Army Medical Center in Texas, where he ultimately died of his

wounds on March 14, 2008. His insistence on leading his troops and his willingness to lie down his life for others in support of the nation's call is a sacrifice worth of enduring tribute under the Maryland National Guard Facility Tribute Program.

And again, he had a long career. His military career started in 1988. His awards in addition to the Bronze Star included the Purple Heart Medal; the Maryland Distinguished Service Cross; the Combat Infantry Badge; National Defense Service Medal; Humanitarian Service Medal; Mississippi Emergency Service Medal, which meant he went down to Mississippi in support of Katrina; Army Good Conduct Medal; Army Commendation Medal; Air Force Achievement Medal, so he did some time in the Air Force as well; NCO Professional Development Ribbon; Defense Meritorious Service Medal; which is a very high and prestigious award; Secretary of Defense Meritorious Service Medal; Army Achievement Medal; and Army Service Ribbon.

As you can see, he's had a long, long career, and greatly recognized. He did receive a bachelors degree in computer science in 2005 from the

University of Maryland in Baltimore County. So again, a long resident of Maryland, a good community member, a good citizen. A great soldier, father, husband, and a comrade to all of us.

GOVERNOR O'MALLEY: And he had a wife and little kid, didn't he?

GENERAL HINZ: Yes.

GOVERNOR O'MALLEY: A little girl?

GENERAL HINZ: Yes. You may remember, it was two years ago at the Patriot Ceremony here in this room, you awarded, actually Mrs. Bowen couldn't make it that day either. Her employers thought so highly of you that they came to receive the award from you two years ago.

TREASURER KOPP: I think, I think this is an outstanding proposal, an excellent proposal, Governor. I am reminded by Colonel Freedlander that too many of us don't realize the role of the Maryland National Guard now in this world we live in. This exemplary service is in fact an example of what our Guardsmen and women are doing all over the world, and here at home.

GENERAL HINZ: If I may add also, his unit, the 175th Infantry Battalion, is very close to deploying to Egypt for the Sinai Peacekeeping Mission. Which in the past has been seen as kind of a quiet mission, but all of a sudden with the events there that's a key mission as well to the stability of the region. So the Unit again is going through deployment training preparing to deploy again.

TREASURER KOPP: Major Patrick O'Malley.

GOVERNOR O'MALLEY: He's in the 175th.

GENERAL HINZ: Yes, sir. Yes, ma'am.

GOVERNOR O'MALLEY: What's the lineage of the 175th?

GENERAL HINZ: I believe that goes back quite far, Mr. Governor, back to the pre-Revolutionary War, and I would think back to the Maryland 400, part of the Maryland 400, with the defense of General Washington's troops up in Long Island.

GOVERNOR O'MALLEY: I think they were there in the defense of Baltimore, too, right?

GENERAL HINZ: Yes.

GOVERNOR O'MALLEY: Okay. We've lost a lot of really, really good Marylanders, I'll tell you, in the course of these last several years. I've had the honor to be able to attend on your behalf, and on the people's behalf, and meet a lot of their families. And in a cynical and sometimes selfish time their commitment and their sacrifice is really hard to praise enough.

Okay. The Treasurer moves approval of the items on the Secretary's Agenda, seconded by the Comptroller. All in favor signal by saying, "Aye."

THE BOARD: Aye.

GOVERNOR O'MALLEY: All opposed, "Nay."

(No response.)

GOVERNOR O'MALLEY: The ayes have it. We move on now to Department of --

GENERAL HINZ: Thank you.

GOVERNOR O'MALLEY: -- no, I'm sorry, Program Open Space. I always want to skip Program Open Space.

MR. PRICE: Good morning, Governor, Madam Treasurer, Mr. Comptroller. Chip Price here with the

Department of Natural Resources. The Department has five items on the Secretary's Agenda today. One change of fund source, three Rural Legacy, and one CREP project. I'll be happy to answer any questions you may have.

GOVERNOR O'MALLEY: Okay. The Treasurer, or Comptroller moves approval, seconded by the Treasurer. All in favor signal by saying, "Aye."

THE BOARD: Aye.

GOVERNOR O'MALLEY: All opposed, "Nay."

(No response.)

GOVERNOR O'MALLEY: The ayes have it. Thank you. We move on now to the Department of Budget and Management.

MS. FOSTER: Governor, Madam Treasurer, Mr. Comptroller, good morning. There are seven items on the Department of Budget and Management's Agenda for today and I'll be happy to answer your questions.

GOVERNOR O'MALLEY: Okay, it doesn't look like there's anything controversial on the Budget and Management Agenda items.

TREASURER KOPP: Is --

MS. FOSTER: Not a thing.

TREASURER KOPP: This is not controversial at all, my question. Is there anyone here from the Maryland Energy Administration, Planning?

MS. FOSTER: Yes, Malcolm is here. Mr. Woolf is the Director.

TREASURER KOPP: Hello, how are you? I actually just wanted to say I thought this was an extraordinarily well written and presented item. It helps us understand what you're doing and I thank you.

MR. WOOLF: Thank you very much. I should give a shout out to my team, Maria and Dennis, who are here, who put this together for us.

TREASURER KOPP: Thank you, team. It's Item 1. I just thought it was very helpfully written. Research, energy research and consultation for presentation.

MS. FOSTER: It is Item 1. It is a contract to provide technical energy consulting services for the Public Service Commission.

GOVERNOR O'MALLEY: Okay. All right. The Treasurer moves approval of the Department of Budget

and Management Agenda items -- isn't that where we're on? Seconded by the Comptroller. All in favor signal by saying, "Aye."

THE BOARD: Aye.

GOVERNOR O'MALLEY: All those opposed, "Nay."

(No response.)

GOVERNOR O'MALLEY: We now move on to the University System of Maryland.

MR. STIRLING: Good morning, Governor, Madam Treasurer, and Mr. Comptroller. Jim Stirling for the University System. We have five items on today's Agenda. I'd be happy to answer any questions.

TREASURER KOPP: Jim, Item 3, the energy savings contract, the retrofit for Towson. That is actually being funded internally by the University?

MR. STIRLING: That's correct, it's self-funded.

TREASURER KOPP: And the intent is that it will essentially self-funding through savings?

MR. STIRLING: The savings that are approved will, you know, come back in. We didn't use the model

that we've used previously involving the Treasurer's loan fund.

TREASURER KOPP: Right.

MR. STIRLING: We decided to self-fund this one.

TREASURER KOPP: No, yeah, no my question is somewhat different. Are you keeping track, do you know how they're keeping track of the savings from, hello gentlemen, from the project?

MR. STIRLING: I believe there is an audit process that's embedded in this type --

TREASURER KOPP: Okay.

MR. STIRLING: -- is somebody nodding their head behind me?

TREASURER KOPP: Yes --

MR. KOLB: I'm sorry, from Towson University, Steven Kolb and --

SECRETARY MCDONALD: If you're going to speak could you come to the microphone, please? And could you repeat your introduction, please?

MR. KOLB: Sorry about that.

SECRETARY MCDONALD: That's all right.

MR. KOLB: Steven Kolb, Energy Manager from Towson University.

SECRETARY MCDONALD: Thank you.

MR. KOLB: Yeah, the project will actually save close to \$1 million a year. It will be of course carefully audited, the entire savings process as well. Through energy savings alone, that's where this project will actually pay for itself. The projected payback period is I believe close to five years, wasn't it? Yeah, it was about five years worth. Quite a bit of utility rebates as well will also be part of the project due to the energy savings nature. The actual energy savings over the period of the project will be, once the project is complete, will be 40 percent, in lighting energy. So it's a tremendous win for the University as well as the State.

TREASURER KOPP: And how is it that you do audit it? I mean, you take a, essentially a baseline of what you are spending now on lighting and then --

MR. KOLB: We will actually calculate the energy that's currently being used as well, and then the energy once the project, once the new components

are added. And then that --

TREASURER KOPP: And that --

MR. KOLB: Yeah, and --

TREASURER KOPP: So in other, I mean, it's a simple subtraction --

MR. KOLB: A very simple --

TREASURER KOPP: -- of what you will be using, and what you will be --

MR. KOLB: Very simple. We've actually been working on this project for quite some time, along with Constellation Energy who has done a wonderful job in supporting Towson. And we're very excited about it. I mean it's, fortunately because it's primarily lighting it's very, very easy to calculate the exact savings.

TREASURER KOPP: Yeah, mm-hmm.

MR. KOLB: And we have fairly comprehensive spreadsheets, etcetera, that we've put together to help provide the details for this project.

MR. COLLINS: Madam Treasurer, I might add it's part of the database that we keep as well.

TREASURER KOPP: It is?

MR. COLLINS: So we'll be monitoring the verification of these savings, and we will report back to you on the database.

MR. KOLB: Yeah, and that's a big component as far as measurement and verification. Obviously we want to be sure going in, as well as coming out, that the project does what it says it's going to do. And again, being the actual person who will be responsible for that at Towson, we've put quite a bit of diligence into this up front.

TREASURER KOPP: Good. Thank you. I look forward, when does it start? When does it --

MR. KOLB: Well if approved today purchase orders will be executed within the next few weeks. And the project will take approximately twelve months, and it will be a very busy summer. Because obviously much of the activity at the University is done during the summer when the students are away. It would actually affect forty-five buildings at Towson University.

TREASURER KOPP: That's a, I mean, the potential is terrific.

MR. KOLB: Yeah.

TREASURER KOPP: I thank you very much.

MR. KOLB: Mm-hmm, thank you.

MR. COLLINS: And Madam Treasurer, let me also thank your staff. Because you remember the difficulty we had in moving some of these items forward, and your leadership was very, very essential to getting this, one of these done.

TREASURER KOPP: Well, thank you. This is, I mean, we hope that this will spread like wildfire throughout all of government. These are real savings all the way around, I think. But the question is how to set it up, how to make sure the savings really are there, and the environment really is benefitting. I think we're on track. Thanks. Thank you, too.

GOVERNOR O'MALLEY: Can't get enough of that. Yes, sir, Mr. Comptroller?

COMPTROLLER FRANCHOT: Item 5, Mr. Stirling, if you could --

MR. STIRLING: Item 5 is a real estate transaction for Coppin. I do have a representative from Coppin here to speak to that.

COMPTROLLER FRANCHOT: Terrific. Who does, let me ask this, who does the negotiating here? Is it you or Coppin?

MS. JOHNSON: I do.

MR. STIRLING: Coppin does it.

COMPTROLLER FRANCHOT: You do? Okay, great. Then I'm glad you're here.

MS. JOHNSON: Good morning, Marlesia Johnson, Real Estate Coordinator for Copping State University. Regarding Item 5, this property actually was submitted to the Board sometime in April of last year and we had to withdraw it. We were not getting the variances closer together. We now have third appraisers. This one actually just went back for a long time but the guy that, the purchased, the homeowner, we've been negotiating with him for eight months and we thought we wouldn't have to condemn it. And finally he came and signed it so we didn't go back and get this straightened out. But if you noticed from the BPW items going forward from like April of last year, we've gotten that variance, we've had a third reviewer. So now the appraiser prices are now

closer together. It was an income approach that was used for one appraiser, and the sales approach for the other. So that's why the variance existed.

COMPTROLLER FRANCHOT: So you have a third appraisal that came in? Or not --

MS. JOHNSON: Not on this on. From --

COMPTROLLER FRANCHOT: From here on out you're doing that?

MS. JOHNSON: -- from this point on, or at least from April of last year to this point on --

COMPTROLLER FRANCHOT: Okay.

MS. JOHNSON: -- if you notice, we're going with the lower amounts of the appraisals.

COMPTROLLER FRANCHOT: Thank you. I appreciate that. Thank you, Mr. Stirling.

GOVERNOR O'MALLEY: Has there every been a rating done by the University System of which campuses are the most green in terms of green buildings, retrofits, ESCOs, stormwater, all of that sort of Green Building Council stuff?

MR. STIRLING: I don't think we've ever self-evaluated on that, but I'm sure it would be an

excellent competition.

GOVERNOR O'MALLEY: And I would think that, you know, I know that there's, I know the students and the individual college presidents are very proud of every project that happens. But I wonder if we've ever done that sort of managed competition, if you will, of showing where people are in terms of their overall percentage, and that sort of stuff. Another project for you, Elliot. I'm a constant font of IT projects.

MR. COLLINS: It sounds like a good idea for the Green Building Council, also, Governor.

MR. SCHLANGER: I appreciate that.

GOVERNOR O'MALLEY: Right. And the Green Building Council, the Treasurer was actually asking me that in an aside here. I met with the Green Building Council a couple of weeks ago. And they are going through a whole project right now where they are trying to do exactly that sort of managed competition that Secretary Collins mentioned, but doing it on a state by state basis, city by city basis, so that cities can see, and then also making people aware of

the suite of policy law, procurement options, that the leading cities have in place. And how cities that want to be part of this and be at the forefront of it, how they can implement those policies, actions, procurement statutes, what have you, to become part of it. But I was, I bet, we should try doing that within our own State, another good project.

Can you guys do it? I mean, in other words the concept, the Treasurer's concept, the Kopp map would look like, would have the outlines of your buildings. And then we would color them in green, different shades of green, depending on how energy conserving and truly, you know --

MR. STIRLING: I'll certainly take that idea and we'll see what we can do.

GOVERNOR O'MALLEY: That would be interesting. And then we do, we can do community colleges the same way.

TREASURER KOPP: You know, the things is, there are concerns. You really have to measure it in a way that everybody sees as valid. There is some up-front expense, there's no question about it. You've

got to be sure about it being paid off. And so often things get bogged down at that point without an obvious real reward at the end, although everyone knows, of course, that you save money in the end if you save energy. The costs of energy are only going to be going up. But I think there's got to be a, some sort of visual incentive that everyone can share and appreciate. I know the Board of Regents has a policy, and there's no question about that, and they've made, they've reported to us some excellent steps. But to actually have it before us gives more incentive to working out the details, I think, and the issues that still remain.

MR. COLLINS: And to public what we have, which I think we do. But we haven't really, it's a good point, we haven't really published that in the sort of way that the Governor likes to see. So we really ought to take a look at that.

GOVERNOR O'MALLEY: Now you do have a dashboard, though.

MR. COLLINS: Oh, we have a dashboard --

GOVERNOR O'MALLEY: That the BITHGROUP

helped create, which is terrific.

MR. COLLINS: Yes, sir.

GOVERNOR O'MALLEY: Can you pull it up online?

MR. COLLINS: Yes, sir. It's alive and well, and it's doing very well. So that's how we come back and show you exactly what the accomplishments are.

GOVERNOR O'MALLEY: How does the citizen pull this up? What's the address?

MR. COLLINS: Go to the DGS website and it's going to be there.

GOVERNOR O'MALLEY: Tomaso, can you take us there?

MR. HICKEY: I'm afraid it's going to take us off the internet.

GOVERNOR O'MALLEY: That's all right. I'm sure the three viewers won't mind. We'll be back after station identification.

TREASURER KOPP: Sit up straight, smile --

GOVERNOR O'MALLEY: The camera looks totally trained on you, though, Madam Secretary. Right, so

here we are, Al.

MR. COLLINS: Yes, sir.

GOVERNOR O'MALLEY: So now that we're off camera I can introduce you to my new glasses. First pair of glasses I've had in ten years. I've been not driving for eleven, therefore I have not violated any of my MVA restrictions. So I, once the campaign was over I got my, went to the dentist again, got some fillings filled; dermatologist, got some sun spots off; got new glasses, I can see now. So tell me now, after that vent, this is the energy map?

MR. COLLINS: The energy map, yes sir. That shows exactly where we have all of these projects, what the projects are, and exactly what we're doing there. So we have projects across the State, which would include the universities. And anyone that's on that, that's been approved here, is going to be somewhere on that site.

GOVERNOR O'MALLEY: Can you zoom in a little more to see, just to kind of lift them up a little bit? Okay.

TREASURER KOPP: Well so how come, where's

Shady Grove? Number three, yeah, I mean not --

GOVERNOR O'MALLEY: So what are the icons here showing us, Al? These green spots, these green arrows are projects that are underway?

MR. COLLINS: Yes, sir. They are projects that are actually --

GOVERNOR O'MALLEY: These are only the DGS projects, huh?

TREASURER KOPP: Ah --

MR. COLLINS: So these would not have any of the University System of Maryland projects on here?

MR. COLLINS: There are some of the University System's on there. The Towson one is not there today because we just, just approved that.

GOVERNOR O'MALLEY: Okay. And so then when we click on, what is that, what is that, it's a, I can almost see it easier up there. It tells you the agency, UMBC --

MR. COLLINS: UMBC is there, right there, type of project, and who the proponents is.

GOVERNOR O'MALLEY: And that's the amount of the project?

MR. COLLINS: Yes, sir.

GOVERNOR O'MALLEY: What else? What does the next sign tell you? That tells you the savings?

MR. COLLINS: Yes, sir.

GOVERNOR O'MALLEY: Annual, what, kilowatt savings?

MR. COLLINS: Annual savings of our, we haven't judged that yet, it's still new. To be announced, we've got to work that out.

GOVERNOR O'MALLEY: Oh, TBD. I thought maybe, I guess I need even better glasses.

MR. COLLINS: Next time we can do, if we do the audit that the Treasurer is talking about that savings will be, kilowatt savings will be thrown in.

GOVERNOR O'MALLEY: And so what are the green and what are the yellow? And what is the difference between these icons?

MR. COLLINS: These yellows are the DGS websites, the other ones are other State agencies. Just as the Ellicott City District Court, which we manage --

GOVERNOR O'MALLEY: Okay. And the green are

other people's, huh?

MR. COLLINS: Yes, sir.

GOVERNOR O'MALLEY: Okay. That's sort of what we're getting after, huh?

TREASURER KOPP: Sort of.

MR. COLLINS: We only know of one other map like this, and that's the one in Boston.

GOVERNOR O'MALLEY: They have one in Boston?

MR. COLLINS: Yes --

TREASURER KOPP: What is, is that green thing that looks like it's on Route 1, I assume that's College Park. Does that have all of the University in it?

MR. COLLINS: That's one of the College Park's buildings --

TREASURER KOPP: College Park?

MR. COLLINS: -- yes.

TREASURER KOPP: Well I think --

GOVERNOR O'MALLEY: So what does that say there?

MR. COLLINS: Annual savings there of kilowatt savings thus far are about 5.6 million that

we've achieved there. And that's a \$3.5 million project, and we're hoping to save 1.8 million per year at this institution.

GOVERNOR O'MALLEY: What happens when you go further on? But that, so that's aggregated, huh?

MR. COLLINS: Yes, sir.

GOVERNOR O'MALLEY: Huh. All right. So if we went, if we swooped further in it's not as if we'd see the, you know, a variety of different dots, huh?

MR. COLLINS: No, sir.

GOVERNOR O'MALLEY: Uh-huh.

TREASURER KOPP: Well that's very good, but we have a lot of schools, we have university campuses.

MR. COLLINS: Yes.

TREASURER KOPP: I mean, Maryland is doing more than that.

MR. COLLINS: Oh, absolutely. This is just the ones that we have on. The ones that we've approved lately, like for instance Towson, Bowie State, and all of those, are not yet here --

TREASURER KOPP: Right.

MR. COLLINS: -- because we're --

GOVERNOR O'MALLEY: Tom, go on Green Building Council. Would you?

TREASURER KOPP: Right. Right.

GOVERNOR O'MALLEY: Because I think they have it on Green Building Council. I think they, see because they have to be LEED certified and they all come through the Green Building Council, they have a wealth of sort of, a wealth of bottlenecked data that flows through.

TREASURER KOPP: All the colleges that the Comptroller is involved with, the schools --

SECRETARY MCDONALD: If you scroll down further, there is some information under the counties. No, when you scroll down on the red bar --

TREASURER KOPP: So I mean, we don't have to take --

GOVERNOR O'MALLEY: All right, Tom are you getting, are you getting --

SECRETARY MCDONALD: Not in the meeting --

GOVERNOR O'MALLEY: Right, well we won't take up any more time here. Let's, you're right, Treasurer. So let's do this. Next time we come in,

Tom, if you could check in the meantime and find what we have, if you and Secretary Collins, find what's online in terms of what our Department of Education does on this. But also I do believe the Green Building Council, headquartered on our side of the Potomac albeit and the District of Columbia, has a map where one can access to see all of these green dots and to see where the LEED certifications are, and to be able to query it in terms of which ones are schools, which ones are higher education, which ones are office, and all of that. So good. It's fun to be creative in governance, isn't it? MR.

STIRLING: Sure enough.

GOVERNOR O'MALLEY: All right. You'll get us back online now, Tom? On the Coppin issue, which, the white ones are ones that are privately owned, I assume, on this --

MR. STIRLING: Site map?

GOVERNOR O'MALLEY: On the site map?

MS. JOHNSON: The white ones are ones that we have not acquired, yes.

GOVERNOR O'MALLEY: You have not acquired?

And they are privately owned?

MS. JOHNSON: They are privately owned.

GOVERNOR O'MALLEY: So they are not owned by the City?

MS. JOHNSON: Maybe two, maybe two.

GOVERNOR O'MALLEY: Hm, okay.

MS. JOHNSON: We have about ten that are in tax sales right now. Eighty-nine we've purchased.

GOVERNOR O'MALLEY: How about those ones that are fronting North Avenue? How many, do you have any idea how many of those three are owner occupied?

MS. JOHNSON: Currently there's one that's owner occupied. And we have two that are tenant occupied, one that is tenant occupied. So there's three left that we have to purchase on North Avenue.

GOVERNOR O'MALLEY: One tenant occupied, one owner occupied, and then the third one is --

MS. JOHNSON: Vacant.

GOVERNOR O'MALLEY: Just, boy it would be great to improve that stretch of North Avenue.

MS. JOHNSON: We're working hard to get that, those three people to come to the table to that

we can demo --

GOVERNOR O'MALLEY: So once they come to the table then you can demo?

MS. JOHNSON: Correct. And that would be --

GOVERNOR O'MALLEY: They've been a long time not coming to the table.

MS. JOHNSON: Yes.

GOVERNOR O'MALLEY: Boy, it would almost be worth it to build another house and show them what they could move to, and swap or something, you know?

MS. JOHNSON: We tried.

GOVERNOR O'MALLEY: Okay. Any questions on University System of Maryland. The Comptroller moves approval, seconded by the Treasurer. All in favor signal by saying, "Aye."

THE BOARD: Aye.

GOVERNOR O'MALLEY: All opposed, "Nay."

(No response.)

GOVERNOR O'MALLEY: The ayes have it.

MR. STIRLING: Thank you.

GOVERNOR O'MALLEY: Thank you. We move on now to the Department of Information Technology.

MR. SCHLANGER: Good morning, Governor, Madam Treasurer, Mr. Comptroller. Elliot Schlanger, Department of IT. We have four items on the Agenda today. We'd like to withdraw Item 1-IT. And at this point I'd be happy to answer any questions about the balance of our Agenda.

TREASURER KOPP: I don't know if this is you, Elliot. But I know that some concern has been voiced about Item 2. Just in terms of the vendor not being paid for an extraordinarily long period of time. Is that right?

MR. SCHLANGER: I'm not sure I know about a vendor not being paid, but I know we have our colleagues here from BCCC. They might be able to answer a question.

TREASURER KOPP: I'm just, I haven't had time to study this, and I do apologize to you for that.

MR. COLEMAN: Good morning.

TREASURER KOPP: The Baltimore City Community College retroactive contract for software that you have been using, right?

MR. COLEMAN: Yes.

TREASURER KOPP: But not paying for?

MR. COLEMAN: I believe that's correct.

SECRETARY MCDONALD: Good morning. Could you introduce yourself for the record, please?

MR. COLEMAN: Yes, good morning. My name is Daniel Coleman. I'm the Director of Procurement for Baltimore City Community College. Yes, that is the dilemma that we find ourselves in with Education Options. What it, it's supporting our BCED, alternative education, English as a second language, the GED program.

TREASURER KOPP: Yeah, it looks like a great program. I have no problem with that.

MR. COLEMAN: What we, what occurred here is that we have had a disconnect between contract administration and actual processing of the bill. So what happens is if we receive the invoice from the vendor, according to State law without the PO that's not a valid invoice. So that's how we initially found out that the vendor was behind in its payment, the College was behind in its --

TREASURER KOPP: The College was behind in its payment.

MR. COLEMAN: -- payments to the vendor.

TREASURER KOPP: Yes.

MR. COLEMAN: Then in an attempt to move the documents through our process, the internal approvals that were needed in the College delayed that as we tried to match the Board of Public Works Agenda time. Substantial as it is, we are sensitive to it and we're working very hard to eliminate these types of issues at the College.

TREASURER KOPP: Well I hope no one else is being stiffed for \$50,000. I mean, these are hard times for everybody, and these are --

MR. COLEMAN: Well I totally agree and recognize the State's obligation, that once services have been rendered by a vendor the State is obligated to pay. However, also in the software licensing arena, that the software licenses on their license renewal bill you ahead for the entire amount, unlike some of the other services that may occur in the State. So that when the services, say if the services

began on July 1, July 1 we would receive an invoice for the entire amount.

TREASURER KOPP: All right, but on the other hand I can understand that. But on the other hand, did you pay them anything?

MR. COLEMAN: No. We're still waiting for the retroactive approval to pay them. Because it's beyond our procurement authority.

TREASURER KOPP: Well, I mean, pay them.

MR. COLEMAN: Yes.

TREASURER KOPP: Yes. And I, it would be good to see some indication of how, because my impression was that BCCC was doing a lot better than in the olden days in terms of contract administration procurement. I would hate to see any change in that. And to me, having a contract that started September, 2009 and the guy hasn't been paid yet, I --

MR. COLEMAN: Yes, it is rather embarrassing. And we will inform --

TREASURER KOPP: Embarrassing for us. And I would think injurious for him that he's being paid now, and that's very good. And it won't happen again.

Thank you, Governor.

GOVERNOR O'MALLEY: Thank you. Thanks.

MR. COLEMAN: Thank you.

GOVERNOR O'MALLEY: Any other questions on the Department of Information Technology? Okay, the Treasurer moves approval, seconded by the Comptroller. All in favor signal by saying, "Aye."

THE BOARD: Aye.

GOVERNOR O'MALLEY: All opposed, "Nay."

(No response.)

GOVERNOR O'MALLEY: The ayes have it. We move on now to the --

MR. SCHLANGER: Thank you.

GOVERNOR O'MALLEY: We already did the Department of Transportation, so we're coming to Department of General Services.

MR. COLLINS: Good morning, Governor, Madam Treasurer, Mr. Comptroller. The Department of General Services has eighteen items on our Agenda today. We are withdrawing, in fact, withdrawing Item 18, and we have revised Items 1 and 2. And we'll be glad to answer any questions you have at this time.

TREASURER KOPP: I'm tempted to point out
Tai Chi, but --

SECRETARY MCDONALD: I think you just did.

GOVERNOR O'MALLEY: Anyone? Okay, the
Comptroller moves approval of Department of General
Services Agenda items, seconded by the Treasurer. All
in favor signal by saying, "Aye."

THE BOARD: Aye.

GOVERNOR O'MALLEY: All opposed?

(No response.)

GOVERNOR O'MALLEY: The ayes have it, and
that concludes our meeting of the Board of Public
Works. Thank you.

(Whereupon, at 11:07 a.m., the meeting was concluded.)