

MINUTES  
OF THE  
MEETING OF THE  
BOARD OF PUBLIC WORKS .

May 2, 2012

**BOARD OF PUBLIC WORKS**

**TABLE OF CONTENTS**

**MAY 2, 2012**

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

Department of Agriculture  
Maryland Agricultural Cost-Share Program ..... 4-6  
Board of Public Works  
Maryland Zoo in Baltimore .....7  
Procurement Agency Activity Report.....8  
Wetlands Licenses..... 9-10  
Department of Housing and Community Development..... 11-14  
APPENDIX..... 15-21  
SUPPLEMENT A - Program Open Space..... 22-26  
SUPPLEMENT B - Budget & Management..... 27-74  
SUPPLEMENT C - University System of Maryland..... 75-95  
SUPPLEMENT D - Department of Information Technology ..... 96-103

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

Construction Contracts ..... 104-112  
AE Contracts..... 113-120  
Maintenance Contracts..... 121-128  
Equipment Contracts..... 129-131  
Service Contracts..... 132-134  
Property..... 135-136

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

Construction Contracts ..... 137-140  
Maintenance Contracts..... 141-145  
General Miscellaneous ..... 146-149  
Property..... 150-156  
Leases..... 157-164  
Capital Grants and Loans ..... 165-182  
Lease ..... 183-184

**INDEX ..... 186-187**

**MINUTES OF THE MEETING OF  
THE BOARD OF PUBLIC WORKS, MAY 2, 2012**

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

MAY 2, 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 44 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$344,500.

Agreement #	Recipient	County	Amount
AT-2012-2208	MELISSA M. KESHISHIAN	Montgomery	26,300
AT-2012-2296	ROBERT L. SCHMIDT	St. Mary's	28,100
AT-2012-2297	ROBERT L. SCHMIDT	St. Mary's	8,600
AT-2012-2304	ERIN E. KNIPPENBERG	Allegany	2,500
AT-2012-2336	DONALD C. KNOTT	St. Mary's	12,700
AT-2012-2337	DONALD C. KNOTT	St. Mary's	4,900
AT-2012-2338	DONALD C. KNOTT	St. Mary's	1,700
AT-2012-2339	DONALD C. KNOTT	St. Mary's	2,500
AT-2012-2357	ZHIAN T. TAVAKOLI	Queen Anne's	10,400
AT-2012-2358	ZHIAN T. TAVAKOLI	Queen Anne's	6,700
AT-2012-2359	ZHIAN T. TAVAKOLI	Queen Anne's	10,300
AT-2012-2373	MARGROFF ENTERPRISES	Garrett	6,200
AT-2012-2380	VIRGINIA L. DAVIS	Cecil	4,800
AT-2012-2381	VIRGINIA L. DAVIS	Cecil	6,500
CH-2012-2099	JOHN W. CAHALL, JR	Kent	7,900
CH-2012-2100	JOHN W. CAHALL, JR	Kent	9,900
CH-2012-2344	ROBERT C. EVERETT	Kent	1,900
CH-2012-2345	ROBERT C. EVERETT	Kent	800
CH-2012-2346	ROBERT C. EVERETT	Kent	300
CR-2012-1910	MARC SLAVIN	Talbot	23,700
LS-2012-2348	LINDA L. SMITH	Harford	2,500
LS-2012-2349	LINDA L. SMITH	Harford	2,500
MP-2012-2231	THOMAS E. RICE, SR	Frederick	3,100
MP-2012-2232	THOMAS E. RICE, SR	Frederick	4,900
MP-2012-2233	THOMAS E. RICE, SR	Frederick	2,900
MP-2012-2363	HARRY E. FOWLER, III	Carroll	2,400
MP-2012-2371	MATTHEW HOFF	Carroll	16,200
MP-2012-2372	MATTHEW HOFF	Carroll	20,000
MP-2012-2376	EARLE F. GEISBERT	Frederick	3,300
MP-2012-2384	OAKRIDGE FARMS	Frederick	3,400
MP-2012-2385	OAKRIDGE FARMS	Frederick	2,600
MP-2012-2386	OAKRIDGE FARMS	Frederick	6,000
PR-2012-2292	GEORGE W. CROSWELL, JR	Somerset	5,400

BOARD OF PUBLIC WORKS

MAY 2, 2012

SECRETARY'S AGENDA

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

Agreement #	Recipient	County	Amount
PR-2012-2360-B	JAMES A. KURTZ	Worcester	7,700
RS-2012-2361	ELMER B. DURHAM	Carroll	20,900
RS-2012-2362	ELMER B. DURHAM	Carroll	9,200
RS-2012-2364	EDWARD A. HALLE, JR	Baltimore	1,700
RS-2012-2365	EDWARD A. HALLE, JR	Baltimore	700
RS-2012-2366	EDWARD A. HALLE, JR	Baltimore	2,800
RS-2012-2367	EDWARD A. HALLE, JR	Baltimore	700
RS-2012-2368	EDWARD A. HALLE, JR	Baltimore	2,200
RS-2012-2369	EDWARD A. HALLE, JR	Baltimore	2,800
RS-2012-2387	DONALD E. LIPPY	Carroll	38,800
UP-2012-2301	RICHARD J. HARTLE, JR	Washington	5,100

**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

MAY 2, 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 3 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$834.59

<u>Agreement #</u>	<u>Recipient</u>	<u>County</u>	<u>Amount \$</u>
AT-2012-1957	ALBERT A. BENNETTA	Kent	\$390.14
CH-2012-1958	ALBERT A. BENNETTA	Kent	\$304.74
MP-2012-1537	KARLA L. STONER	Frederick	\$139.71

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

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

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

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

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

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

**BOARD OF PUBLIC WORKS**

**MAY 2, 2012**

**SECRETARY'S AGENDA**

Contact: Gregory Bedward 410-260-7718  
gbedward@comp.state.md.us

**3. BOARD OF PUBLIC WORKS  
*The Maryland Zoo in Baltimore – Fiscal Year 2012 Grant Funds***

**Recommendation:** That the Board of Public Works authorize disbursement of the remaining FY 2012 grant funds.

**Background:** The Board approved the FY 2012 grant of \$5,175,218 at its July 6, 2011 meeting and authorized disbursement of \$4,925,218.

Approval of this item will approve promptly disbursing the remaining \$250,000 of the FY 2012 grant to the Maryland Zoo in Baltimore.

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

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

**BOARD OF PUBLIC WORKS**

**MAY 2, 2012**

**SECRETARY'S AGENDA**

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

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

Submission of the Procurement Agency Activity Reports by:

- A. Department of Budget and Management, February 2012
- B. Department of Public Safety & Correctional Services, March 2012

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**

MAY 2, 2012

**SECRETARY'S AGENDA**

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

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

Approval is requested of the following applications for wetlands licenses for projects involving dredging or filling or both in the navigable waters of Maryland. The Board of Public Works' Wetlands Administrator recommends that a license be granted as indicated. The Department of the Environment fully concurs with this recommendation.

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

**ANNE ARUNDEL COUNTY**

- 12-0308                    **\*MAGOTHY BEACH IMPROVEMENT ASSOC.** - To construct a living shoreline with vented sills and groins and a timber pier, and to fill, grade, and plant marsh along an eroding shoreline – Magothy River, Pasadena
- 12-0423                    **RICHARD FAIRBANK** – To emplace stone revetment and sand, and construct a pier and boatlift – Magothy River, Gibson Island
- 12-0623                    **FAIRWINDS MARINA INC.** – To maintenance dredge a channel and travel lift area and provide for maintenance dredging for a 6-year period – Magothy River, Annapolis

**BALTIMORE CITY**

- 12-0574                    **NATIONAL PARK SERVICE** – To maintenance dredge a channel and berth area and provide for maintenance dredging for a 6-year period – Patapsco River, East Fort Avenue
- 12-0644                    **BALTIMORE CITY DEPT. OF TRANSPORTATION** – To maintenance dredge a berth area and provide for maintenance dredging for a 6-year period – Patapsco River, Eastern Avenue
- 12-0637                    **PETROLEUM FUEL & TERMINAL CO.** – To maintenance dredge a berth area and provide for maintenance dredging for a 6-year period – Patapsco River, South Clinton Street

**BOARD OF PUBLIC WORKS**

**MAY 2, 2012**

**SECRETARY'S AGENDA**

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

**DORCHESTER/CALVERT**

12-0460 MD BROADBAND COOPERATIVE – To conduct underwater geotechnical bores in a transect from Cove Point in Calvert County to Taylors Island in Dorchester County – Chesapeake Bay

**HARFORD COUNTY**

12-0523 MD DEPT. OF NATURAL RESOURCES – To maintenance dredge a boat ramp area and adjacent entrance channel – Susquehanna River at Susquehanna State Park

\*NOTE: In FY2012, BPW has approved 14.86 acres of living shoreline.

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

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

**BOARD OF PUBLIC WORKS**

**MAY 2, 2012**

**SECRETARY'S AGENDA**

Contacts: Jean Peterson (410) 514-7358  
 peterson@mdhousing.org  
 Norman Swoboda (410) 514-7355  
 swoboda@mdhousing.org

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

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

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

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

**A. Loan Recipients:** **Stacey Alban**  
 3605 Doublerock Lane Parkville, MD 21234  
 Baltimore County  
 Original Loan: \$10,000  
 Current Balance: \$10,000  
 Type: Second Mortgage

**B. Loan Recipient:** **Sheena Coleman-Burrell**  
 4409 Silverbrook Lane, 1-203, Owings Mills, MD 21117  
 Baltimore County  
 Original Loan: \$5,000  
 Current Balance: \$5,000  
 Type: Second Mortgage

**BOARD OF PUBLIC WORKS**

**MAY 2, 2012**

**SECRETARY'S AGENDA**

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

- C. Loan Recipient:**                    **John Dalszys**  
     1706 Waltman Road, Edgewood, MD 21040  
     Harford County
- Original Loan:                            \$7,500
- Current Balance:                        \$7,500
- Type:                                        Second Mortgage

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS**

**MAY 2, 2012**

**SECRETARY'S AGENDA**

Contacts: Jean Peterson (410) 514-7358  
peterson@mdhousing.org  
Norman Swoboda (410) 514-7355  
swoboda@mdhousing.org

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

**BORROWER:** Poppleton Partners II, L.P.

**PROJECT:** Poppleton Apartments II

**PROPERTY LOCATION:** 899 West Fayette Street  
Baltimore City

**LOAN AUTHORITY:** Maryland Bond Program  
Housing & Community Development Article  
§§ 4-101 through 4-255, Maryland Code

Maryland Housing Rehabilitation Program  
Housing & Community Development Article  
§§ 4-901 through 4-933, Maryland Code

**GRANT OF EASEMENT:** State Finance and Procurement Article  
§ 10-305, Maryland Code

**AMOUNT:** Original Loan Amounts \$10,240,000  
Current Loan Balances \$10,240,000

**RECOMMENDATION:** That the Board of Public Works authorize easements that will provide BioPark Fayette, LLC and Maryland Proton Treatment Holdings, LLC access to the Poppleton Apartments II property to facilitate construction of the Maryland Proton Treatment Center on a BioPark parcel, which abuts a portion of the Poppleton parcel. The easement agreement will also allocate maintenance responsibilities.

**MARYLAND PROTON TREATMENT CENTER:** Reference is made to USM Item 6-RP (2/22/12) in which the Board of Public Works approved the sale of State land to UMB Health Sciences Research Park Corporation for the express purpose of developing a proton therapy treatment center in the University of Maryland BioPark, finding that "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."

**BOARD OF PUBLIC WORKS**

**MAY 2, 2012**

**SECRETARY'S AGENDA**

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

**BACKGROUND:** In September 2010, DHCD lent Poppleton Partners II, L.P. \$9,515,000 (through its Maryland Bond Program) and \$725,000 (through its Maryland Housing Rehabilitation Program) to finance the acquisition and rehabilitation of Poppleton Apartments II. The project provides 111 units of scattered site affordable housing for family occupancy. Construction is now 100% complete; however, the loan payments are not due until the permanent loan period begins. The loans are secured by first and fifth lien deeds of trust on the various 29 scattered sites, which include 899 West Fayette Street, Baltimore City. The loans are amortized (the MBP loan's maturity date is January 1, 2044; the MHRP loan's maturity date is October 1, 2052).

In order to construct the Proton Treatment Center, certain easements are required to access the Poppleton parcel for the benefit of the BioPark parcel. The proposed Easement and Maintenance Agreement concerns one of the 29 parcels. This agreement will provide temporary easements to BioPark for construction and a driveway, and permanent easements to BioPark for an easement area to limit future building and provide utility, maintenance, and pedestrian access.

**MARKET VALUE:** The current value as of January 1, 2012 provided by the Maryland State Department of Assessments and Taxation for the property and improvements is \$390,000 for the Poppleton parcel of land located at 899 West Fayette Street. DHCD does not anticipate the easement resulting in negative impact on the property value.

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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**

**MAY 2, 2012**

**SECRETARY'S AGENDA**

**APPENDIX**

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

Individual reports enclosed.

## BOARD OF PUBLIC WORKS

MAY 2, 2012

## APPENDIX

## SECRETARY'S AGENDA

Contact: Sandra Johnson (410) 767-7408  
[Sjohnso5@dhr.state.md.us](mailto:Sjohnso5@dhr.state.md.us)

## REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1

## DEPARTMENT OF HUMAN RESOURCES

Social Services Administration

CONTRACT TITLE: Residential Child Care Services  
ADPICS No. N00B2400519

CONTRACT TYPE: Human Services

DESCRIPTION: Residential child care placement/transitional services for a severely developmentally-disabled youth.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: 2/28/12

## BID:

The Benedictine School for Exceptional Children, Inc. \$48,575

AWARD: The Benedictine School for Exceptional Children, Inc.  
Ridgeley, MD

AMOUNT: \$48,575

CONTRACT AWARD DATE: 1/13/12

TERM: 1/13/12 – 10/23/12

MBE PARTICIPATION: None

FUND SOURCE: 100% General

**BOARD OF PUBLIC WORKS**

**MAY 2, 2012**

**APPENDIX**

**SECRETARY'S AGENDA**

**REPORT OF EMERGENCY PROCUREMENT**

**ITEM:** Appendix 1 (cont'd)

**REMARKS:**

*Nature of Emergency:* The youth is severely developmentally disabled and requires intensive services to transition him to adulthood without disruption. On January 13, 2012, a critical service need occurred that required this emergency procurement. The individual will be placed in the contractor's adult developmentally-disabled program on his 21<sup>st</sup> birthday (October 23, 2012).

*Basis for Selection:* An emergency contract with The Benedictine School for Exceptional Children, Inc. was in the best interest of the youth because the school could immediately provide the required critical transition services for this youth. The youth requires intensive transitional services and will benefit from a familiar treatment team and continuity of core treatment services when he transitions from the children's program to the adult program in October.

*Reason for Late Report:* The Baltimore County local office placed the youth on January 13, 2012 but did not notify DHR until February 28. DHR did not, at that time, have a contract with the Benedictine program in which the local office enrolled the youth. The delay in reporting after the placement was made occurred as DHR assessed the extent of the required service needs, determined the course of action to take to continue services for the youth, identified a funding source, and assembled the essential procurement packet documents.

**TAX CLEARANCE:** 12-0391-1110

**RESIDENT BUSINESS:** Yes

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**BOARD OF PUBLIC WORKS ACTION:**

**REPORT ACCEPTED**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**REPORT REMANDED TO DEPT./AGENCY**

**REMARKS:**

## BOARD OF PUBLIC WORKS

MAY 2, 2012

## APPENDIX

## SECRETARY'S AGENDA

Contact: Jane Bailey 410-767-4307  
Jane.Bailey@dgs.state.md.us

## REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2

DEPARTMENT OF GENERAL SERVICES for  
JEFFERSON PATTERSON PARK AND MUSEUM

**CONTRACT NO. & TITLE:** Emergency Hot Water Piping Repairs  
ADPICS No.: 001B2400489  
Project Number: HT-009-120-003

**CONTRACT TYPE:** Maintenance

**DESCRIPTION:** Remove concrete sidewalks and soil to uncover hot-water piping system running from boiler to Multi-Service Center Buildings. Repair or replace failed piping that caused extensive water leaking and fuel usage.

**PROCUREMENT METHOD:** Emergency

**DATE EMERGENCY DECLARED:** February 23, 2012

**BID:**  
American Combustion Industries, Inc. \$26,918.00  
Brentwood, Md.

**AWARD:** American Combustion Industries, Inc.

**AMOUNT:** \$26,918.00

**AWARD DATE:** February 24, 2012

**TERM** 60 Calendar Days

**MBE PARTICIPATION** 0%

**FUND SOURCE:** DGS Operating Budget

## BOARD OF PUBLIC WORKS

MAY 2, 2012

## APPENDIX

## SECRETARY'S AGENDA

## REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2 (cont'd)

**REMARKS:** *Nature of Emergency:* Jefferson Patterson Park used 14,000 gallons of water in 24 hours and 3,400 gallons of fuel in a two-week period. Both of these are extreme usage for this site. It was discovered that a hot-water pipe was leaking under the sidewalk system and needed immediate repairs.

*Basis for Selection:* Immediate actions were required. The facility had to relocate State employees from the areas as there was no heat or hot water. This firm has worked at the site previously on the same water system and was knowledgeable of the piping. The firm responded immediately to complete the repair.

TAX COMPLIANCE NO.: 12-0447-1111

RESIDENT BUSINESS: Yes

## BOARD OF PUBLIC WORKS ACTION:

**REPORT ACCEPTED**

WITH DISCUSSION

**WITHOUT DISCUSSION**

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

## BOARD OF PUBLIC WORKS

MAY 2, 2012

## APPENDIX

## SECRETARY'S AGENDA

Contact: Joselyn Hopkins (410) 339-5015  
[jmhopkins@dpscs.state.md.us](mailto:jmhopkins@dpscs.state.md.us)

## REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 3

DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES  
Patuxent Institution - Jessup

CONTRACT TITLE: Patuxent Institution-- Elevator Fluid Leakage  
ADPICS NO. Q00P2407038

CONTRACT TYPE: Maintenance

DESCRIPTION: Materials, equipment, and labor to replace elevator cylinder with a code-compliant cylinder that has a sealed protection liner.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: February 22, 2012

BIDS:  
Thyssenkrupp Elevator, Linthicum, MD \$45,956.00

AWARD: Thyssenkrupp Elevator

AMOUNT: \$45,956.00

AWARD DATE: March 14, 2012

TERM: 3/15/12 – 5/14/12

MBE PARTICIPATION: 0%

## BOARD OF PUBLIC WORKS

MAY 2, 2012

## APPENDIX

## SECRETARY'S AGENDA

## REPORT OF EMERGENCY PROCUREMENT

Item: Appendix 3 (cont'd)

**FUND SOURCE:** 100% General Fund  
Appropriation Code: 35.02.02 41140 8120

**REMARKS:**

*Nature of Emergency:* The elevator began leaking hydraulic fluid and therefore became a serious health and safety risk to staff and inmates. As a result an emergency was declared in order to prevent any security, safety or health hazards at the Patuxent Institution.

*Basis for Selection:* DPSCS solicited bids from three vendors but received a bid from only one. Thyssenkrupp Elevator was able to respond immediately to complete the repairs.

**TAX COMPLIANCE NO:** 12-0495-1111

**RESIDENT BUSINESS:** Yes

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

WITH DISCUSSION

**WITHOUT DISCUSSION**

REPORT REMANDED TO DEPT./AGENCY

**REMARKS:**

SUPPLEMENT A  
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY  
ACTION AGENDA

May 2, 2012

ITEM 1A  
PROGRAM OPEN SPACE LOCAL SHARE

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

**Recommendation:** Approval to commit \$20,894.73 for the following **development** project.

*Remsburg Park Fencing/Netting - \$20,894.73*  
*Frederick County*  
*POS #5953-10-323*  
*MD20120305-0128*

**Background:** Install fencing and netting on three multi-purpose athletic fields to prevent balls from clearing the fields of play and to increase the safety of spectators and their vehicles.

**Fund Source:** MCCBL of 2011: Program Open Space, Local Capital Development  
and Land Acquisition Grants, Frederick County:  
Program 89.22.52 Item 052 \$20,894.73

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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

May 2, 2012

ITEM 2A  
FOREST CONSERVATION ACT EASEMENT

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

**Recommendation** That the Board of Public Works approve the Department of Natural Resources accepting a permanent forest conservation easement from the State Highway Administration, a modal agency of the Maryland Department of Transportation. The easement will provide 8.223 acres to mitigate the Inter County Connector project, Montgomery County. SHA is donating the easement in accordance with the Forest Conservation Plan that has been prepared in connection with the ICC project.

**Background** The ICC mitigation requirements are being met through a forest conservation easement on this property, together with easements on 15.138 acres (SHA's Bruzee property; see Companion DNR Item 3A on today's Agenda) and 5.5349 acres (SHA's Briggs Chaney property; see Secretary's Agenda Item 12 [Dec. 2, 2009]) as no one site is large enough by itself.

This easement is consistent with DNR forest conservation practices.

**GRANTOR:** State of Maryland to the use of the Department of Transportation

**GRANTEE:** State of Maryland to the use of the Department of Natural Resources

**PROPERTY:** 8.223 acres on State Highway Administration's Kuperschmidt property

**PRICE:** \$ -0-

**AUTHORITY:** Forest Conservation Act, Sections 5-1601 – 5-1613 of the Natural Resources Article, Annotated Code of Maryland.

**FOREST CONSERVATION PLAN:** #C09-14 Eastern Operations Center project

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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

May 2, 2012

ITEM 3A  
FOREST CONSERVATION ACT EASEMENT

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

**Recommendation** That the Board of Public Works approve the Department of Natural Resources accepting a permanent forest conservation easement from the State Highway Administration, a modal agency of the Maryland Department of Transportation. The easement will provide 15.138 acres to mitigate the Inter County Connector project, Montgomery County. SHA is donating the easement in accordance with the Forest Conservation Plan that has been prepared in connection with the ICC project.

**Background** The ICC mitigation requirements are being met through a forest conservation easement on this property, together with easements on 8.223 acres (SHA's Kuperschmidt property; see Companion DNR Item 2A on today's Agenda) and 5.5349 acres (SHA's Briggs Chaney property; see Secretary's Agenda Item 12 [Dec. 2, 2009]) as no one site is large enough by itself.

This easement is consistent with DNR forest conservation practices.

**GRANTOR:** State of Maryland to the use of the Department of Transportation

**GRANTEE:** State of Maryland to the use of the Department of Natural Resources

**PROPERTY:** 15.138 acres on State Highway Administration's Bruzee property

**PRICE:** \$ -0-

**AUTHORITY:** Forest Conservation Act, Sections 5-1601 – 5-1613 of the Natural Resources Article, Annotated Code of Maryland.

**FOREST CONSERVATION PLAN:** #C09-14 Eastern Operations Center project

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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**

May 2, 2012

**ITEM 4A  
FOREST CONSERVATION ACT EASEMENT**

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

**Recommendation** That the Board of Public Works approve the Department of Natural Resources accepting a permanent forest conservation easement from the State Highway Administration, a modal agency of the Maryland Department of Transportation. The easement will be placed 2.4 acres in the Northwest Branch Recreational Park, located in Montgomery County.

**Background:** SHA is donating the easement in accordance with the Forest Conservation Plan that has been prepared in connection with the Inter County Connector project. This easement will provide 2.4 acres needed to mitigate the ICC project which called for creation of Northwest Branch Recreational Park, Montgomery County on Llewellyn Fields property. This easement is consistent with DNR forest conservation practices.

**GRANTOR:** State of Maryland to the use of the Department of Transportation

**GRANTEE:** State of Maryland to the use of the Department of Natural Resources

**PROPERTY:** 2.4 acres on State Highway Administration/Llewellyn Fields property  
At Northwest Branch Recreational Park, Montgomery County

**PRICE:** \$ -0-

**AUTHORITY:** Forest Conservation Act, Sections 5-1601 – 5-1613 of the Natural Resources Article, Annotated Code of Maryland.

**FOREST CONSERVATION PLAN:** #C11-16

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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**

May 2, 2012

**ITEM 5A  
SALE OF FOREST PRODUCTS  
TIMBER SALE**

Contact: Robert Feldt  
rfeldt@dnr.state.md.us  
(410) 260-8529

**LOCATION:** Potomac-Garrett State Forest – Garrett County

**SALES DESIGNATION:** PG-04-12

**AREA DESCRIPTION:** 72 acres, among three separate land units in Compartments 32, 39, & 43

**SALES PROCEDURE:** Revenue-generating. One-step method sales procedure (see BPW Advisory 2005-2). No bond money was used to purchase this land.

**DESCRIPTION:** This project includes:

- Sale of 210,165 board feet of sawtimber and 627 cords of pulpwood; and
- Harvest and management work on 72 acres including:
  - ◆ 44 acres selectively cut thinning combined with competing vegetation treatments to promote successful seedling establishment;
  - ◆ 16 acres and 7 acres regeneration harvests using a variable-retention method that will retain 10% of the original stand in patches and other legacy trees; and
  - ◆ 5 acres selectively cut thinning to promote seedling regeneration.

To assure successful seedling regeneration and survival in the 44 acres selective thinning, contractor is required to treat the invasive grass and fern understory to allow sunlight to fully penetrate to the forest floor.

**PROCUREMENT METHOD:** Competitive Sealed Bid

**BIDS RECEIVED:**

Glotfelty Lumber Co.	(MD)	\$65,300.00
Red Rock Enterprises	(MD)	\$65,177.89
Eastern Hardwoods	(PA)	\$45,317.00
Wood Products, Inc.	(MD)	\$35,354.50

**AWARD:** Glotfelty Lumber Co.

**AMOUNT:** \$65,300.00

**ESTIMATED VALUE:** \$65,006.00

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

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

**SERVICES CONTRACT**

**ITEM:** 1-S **Agency Contact:** Philip Hurline  
301-791-4767  
Phurline@dnr.state.md.us

**DEPARTMENT/PROGRAM:** Department of Natural Resources (DNR)  
Maryland Park Service

**CONTRACT ID** Concession Program at Greenbrier State Park  
ADPICS NO: K00B2400122

**CONTRACT DESCRIPTION:** Provide full operation of the Concession Program,  
which includes a beach store, snack bar, and boat rental, at the Greenbrier State Park for the 2012  
through 2016 summer vacation seasons.

**AWARD:** Jay Vending Company  
Crofton, MD

**TERM** 5/4/2012 – 10/31/2016 (Approx. 4 Yrs., 6 Months)

**AMOUNT** \$620,000 Est. Gross Revenue (5 Park Seasons)  
(\$124,000 Commission to the State @ 23.5%  
of Gross Revenue)

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS OR PROPOSALS:** See Attachment

**MBE PARTICIPATION:** 0% (See Requesting Agency Remarks below)

**INCUMBENT:** S&J Concessions LLC  
Boonsboro, MD

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMarylandmarketplace.com* (eMM). Copies of the solicitation notice were mailed to 46 prospective vendors registered on eMM and an additional seven prospective vendors were mailed or emailed packages from Greenbrier State Park. All 53 prospective vendors are Maryland firms, two are registered small businesses, and seven are MBEs. A copy of the solicitation was also sent to the Governor's Office on Minority Affairs.

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

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

Historically, when soliciting bids for DNR's concession contracts located in the western region of Maryland it has been a challenge to find a large pool of vendors willing to place bids. Additionally, there are no certified MBEs available to complete this task.

Three bids were received in response to the IFB. Jay Vending Company's responsive bid had the highest percentage of gross revenue earnings to the State. Jay Vending Company has been deemed a responsible bidder, and is therefore, recommended for contract award.

Greenbrier State Park is a multi-use park open year round that provides a variety of recreation options for visitors. The 44-acre man-made lake and beach draw many visitors who enjoy swimming, boating, hiking, picnicking, fishing and hunting. The busiest season for the park is during the summer from Memorial Day through Labor Day; however, the campground is open through the end of October.

This contract is an important source of revenue for DNR and also provides an important service to the park patrons who visit Greenbrier State Park. The Concession Program provides visitors with access to a beach store, snack bar, and boat rentals. The contract is revenue generating, so the Contractor receives the proceeds from these purchases and rentals, and DNR receives 23.5% commission of all gross revenues.

The Beach Store, Snack Bar/Concession Stand and Boat Rentals will be available for use from 11:00 A.M. to 5:00 P.M. on weekdays and 10:00 A.M. to 7:00 P.M. on Fridays, Saturdays, Sundays and holidays from May through October each year. Hot food items at the snack bar include hamburgers, hotdogs and french fries. The Beach Store will sell various camping and beach supplies such as grills, charcoal, sun block and ice. Rowboats and paddle boats are available to rent and use on the lake.

No MBE participation goal was established for this contract based upon the limited subcontracting opportunities available under this minimal scope of work. In addition, of the possible areas of work that could be subcontracted, there are few or no certified MDOT MBEs available matching those areas and few are located in close proximity of the work location.

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

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

**FUND SOURCE:** 100% Revenue Generating (Forest & Parks)

**APPROP. CODE:** K00A0401

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-0390-1111

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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**

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

**BIDS OR PROPOSALS (Cont.)**

<b><u>BIDDERS</u></b>	<b><u>BID PRICE *</u></b>
Jay Vending Company Crofton, MD	\$145,700 (23.5%)
SC&M Concessions Jefferson, MD	\$124,000 (20%)
Lakeside Concessions, LLC Sabillasville, MD	\$124,000 (20%)

\* Note: The Bid Price is the estimated Commission to the State based upon the highest percentage of Gross Revenue received by the Bidder. The estimated gross revenue sales were based upon a model in the IFB.

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

**SERVICES CONTRACT**

**ITEM:** 2-S **Agency Contact:** Donnell McCullough  
410-333-3273  
mcculloughd@ocmemd.org

**DEPARTMENT/PROGRAM:** Health and Mental Hygiene (DHMH)  
Office of Chief Medical Examiner (OCME)

**CONTRACT ID:** OPASS 12-10819;  
Infectious/Biological Waste Pick-up and Disposal  
ADPICS # M00B2400502

**CONTRACT DESCRIPTION:** Provide services to safely pick-up and dispose of infectious/biological waste from the Office of the Chief Medical Examiner (OCME). These waste pick-up and disposal services will be in full compliance with all Federal, State and local laws and regulations.

**AWARD:** Curtis Bay Energy, Inc.  
Baltimore, MD

**TERM:** 6/1/2012 - 5/31/2017

**AMOUNT:** \$182,205 (5 Years)

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS OR PROPOSALS:** Only One Bid Received

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

**PERFORMANCE SECURITY:** None

**INCUMBENT:** Same

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMarylandMarketplace.com* and the DHMH website. Copies of the solicitation notice were sent directly to six prospective vendors, five of which are Maryland firms, and included one MBE. A copy was also sent to the Governor's Office of Minority Affairs.

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

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

Only one bid was received in response to the IFB. The recommended contractor, Curtis Bay Energy, Inc., is responsible, and its bid meets the technical requirements set forth in the IFB. Moreover, the price has been deemed fair and reasonable, and it was determined that other prospective bidders had a reasonable opportunity to respond to the solicitation.

Curtis Bay Energy, Inc., the incumbent, manages the largest waste-to-energy facility specifically permitted for regulated medical waste, and has access to separate fully licensed, permitted treatment and disposal facilities for disposal and destruction of all comprehensive waste streams. In addition, Curtis Bay Energy, Inc. is the only company with this type of facility that has the capability to burn infectious and biological waste in the State of Maryland. Other potential bidders for these services would be able to provide pick-up and transport of the infectious and biological waste containers, but the disposal would ultimately be done by Curtis Bay Energy, Inc. Therefore, other potential bidders likely believed that their prices would not prevail over Curtis Bay Energy, Inc., and thus did not bid.

The pick-up of filled containers from the designated areas for disposal will occur three days per week (Monday, Wednesday and Friday, excluding State Holidays) between 8:00AM and 11:30AM. The Contractor will pick-up all containers of infectious/biological waste such as glass, tubes, specimen containers and sharp objects (i.e. broken glassware) generated at the OCME and dispose of the contents in strict accordance with the Code of Federal Regulations (CFR), including 33 CFR153, 49 CFR 171-178, and 29 C.F.R. 1910.1030 (OSHA provisions) as adopted by Maryland Occupational Safety and Health (MOSH) and the Code of Maryland Regulations (COMAR) Title 26.13.11-13.

The Contractor will also provide all approved containers for disposals, vehicles for transport, equipment, supplies, labor, dumping and disposal fees, licenses and permits, and insurance in connection with the collection, removal and proper disposal of infectious/biological waste for the entire duration of the Contract.

No MBE participation goal was established for this contract due to the limited subcontracting opportunities. In addition, there were no MDOT certified MBEs listed as directly providing infectious/biological waste removal and disposal services.

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

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

**FUND SOURCE:** 100% General

**APPROP. CODE:** M00F0501

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-0512-1111

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

**DEPARTMENT/PROGRAM:** Education (MSDE)  
Office of School Innovations

**CONTRACT ID:** R00R2401255;  
Consultant to Implement System for Collecting  
School Data  
ADPICS No. R00B2400039

**CONTRACT DESCRIPTION:** Comprehensive survey, aggregation and analysis of data to determine and report the percent of parents, with a child receiving special education services, who indicate that schools facilitated parent involvement as a means of improving services and results for children with disabilities as required by the U.S. Department of Education, Office of Special Education Programs (OSEP).

**AWARD:** ICF Macro, Inc.  
Calverton, MD

**TERM:** 5/2/2012 - 5/1/2014 (w/3 one-year renewal options)

**AMOUNT:** \$400,364 (2 Years; Base Contract)  
\$196,755 (1 Year; 1<sup>st</sup> Renewal Option)  
\$193,791 (1 Year; 2<sup>nd</sup> Renewal Option)  
\$195,563 (1 Year; 3<sup>rd</sup> Renewal Option)  
\$986,493 Total (5 Years)

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**BIDS OR PROPOSALS:** See Attachment

**MBE PARTICIPATION:** 26.5% (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*. A copy of the solicitation was also sent to the Governor's Office of Minority Affairs.

Three proposals were received in response to the RFP; however, only two proposals were deemed reasonably susceptible of being selected for award. One offeror was disqualified for not meeting the qualifications and experience required to perform the services. Award is recommended to IFC Macro, Inc. (Macro). Macro was ranked overall #1 with the second ranked technical offer and the lowest price. The slight technical differences between the two Offerors did not offset the over \$200,000 difference in price. Macro's proposal demonstrated extensive data collection, survey and analysis expertise, supported by proven experience conducting educational evaluations, both within Maryland and nationally.

To continue compliance with the Individuals with Disabilities Education Act (IDEA) 1997 Amendments, the U.S. Department of Education, Office of Special Education Programs (OSEP) requires each state to collect, aggregate, and analyze valid and reliable data that measures the parent involvement of students with disabilities receiving special education services. The purpose of this contract is to engage an expert to collect the required data for reporting to OSEP. Services include:

- Using the National Center for Special Education Accountability Monitoring (NCSEAM) tools to gather parent information as mandated by OSEP;
- Collecting sufficient data from the local school systems to produce meaningful reports that will not only meet the federal requirements, but also be helpful to local school systems to improve their parent involvement programs as a means of improving services and result for children with disabilities;
- Customizing the Survey Instrument by revising or replacing survey items from the NCSEAM item bank to meet State requirements as necessary, while maintaining the overall reliability and validity of the survey instrument;
- Sending a letter, parent survey, FAQ (frequently asked questions) flyer and postpaid self-addressed return envelopes to approximately 110,000 parents/guardians who have a child receiving special education services in Maryland and monitoring the collection of the surveys to ensure that at least 95% are returned to reach the desired confidence level;
- Generating a report that includes data collection and analysis methods, review of the data, benchmarks, historical trends, goal setting, and action planning for Maryland and Local School Systems in a PDF format that the MSDE will put online and present to the State Superintendent of Schools, Legislature, federal representatives and other stakeholders as required.

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

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

A 25% MBE participation goal was established for this contract; however, the recommended awardee has committed to a 26.5% MBE participation goal.

**FUND SOURCE:** 100% Federal (IDEA-Part B State Grants)

**APPROP. CODE:** R00A0113

**RESIDENT BUSINESS:** Yes

**MARYLAND TAX CLEARANCE:** 12-0465-1111

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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**

**ATTACHMENT**

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

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

OFFERORS	TECH. RANK	FINANCIAL PRICE BASE TERM (2 YRS.)	FINANCIAL PRICE OPTION #1 (1 YR.)	FINANCIAL PRICE OPTION #2 (1 YR.)	FINANCIAL PRICE OPTION #3 (1 YR.)	TOTAL FINANCIAL OFFER */ RANK (5 YRS.)	OVERALL RANK **
IFC Macro, Inc. Calverton, MD	2	\$400,364	\$196,755	\$193,791	\$195,563	\$986,493 (1)	1
Data Recognition Corp. Maple Grove, MN	1	\$471,440	\$236,300	\$240,400	\$244,645	\$1,192,785 (2)	2

Note: \* The Financial Offer is based upon fixed prices for ten different specific deliverables to be completed during the first year base of the contract and nine different specific deliverables for the second year of the base contract and the three options years.

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

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

**SERVICES CONTRACT**

**ITEM:** 4-S **Agency Contact:** Scott Finkelsen  
410-767-6243  
sfinkelsen@goc.state.md.us

**DEPARTMENT/PROGRAM:** Executive Department  
Governor's Office for Children (GOC)  
on behalf of the Children's Cabinet

**CONTRACT ID:** 130025; DEXR2400003;  
Statewide Care Management Entity (CME)  
ADPICS No. DEXB2400023

**CONTRACT DESCRIPTION:** Statewide Care Management Entity (CME) contract  
for Intensive Care Coordination using a "wraparound" service delivery model for children and  
youth with intensive needs.

**AWARD:** Choices, Inc. (d/b/a Maryland Choices, LLC)  
Indianapolis, IN  
(Local office Rockville, MD)

**TERM:** 6/1/2012 - 6/30/2014 (w/3 one-year renewal  
options)

**AMOUNT:** \$12,719,512 NTE (2 Yrs., 1 Mo.; Base)  
\$ 6,069,421 NTE (1 Yr.; 1<sup>st</sup> Renewal Option)  
\$ 6,250,419 NTE (1 Yr.; 2<sup>nd</sup> Renewal Option)  
\$ 6,434,665 NTE (1 Yr.; 3<sup>rd</sup> Renewal Option)  
\$31,474,017 NTE Total (5 Yrs.; 1 Mo.)

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**BIDS OR PROPOSALS:** See Attachment

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

**PERFORMANCE SECURITY:** \$2,500,000 Payment Bond

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

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

**INCUMBENTS:**

North Western Region

Same

Baltimore City & South Eastern Regions

Wraparound Maryland, Inc.

Salisbury, MD

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com* and on the GOC website. Copies of the solicitation notice were mailed directly to three prospective vendors, one of which is a Maryland firm, and included no MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

Five proposals were received in response to the RFP; however, only four were deemed to be reasonably susceptible of being selected for award. The award is recommended to Choices, Inc. d/b/a Maryland Choices, LLC (Choices), which was determined to have the most advantageous offer for the State. Choices was ranked #1 overall with the highest technical ranking and the lowest price.

The current contracts for these services expire on 6/30/2012. The RFP issued for these two resulting contract awards had divided the State into three regions for Care Management Entities (CMEs). There are two one-year renewal options available under these contracts. However, based upon general fund budget reductions and the anticipated reduction in children and youth to be served by the CMEs as a result of the end of the federal Center for Medicare & Medicaid Services (CMS) 1915(c) Psychiatric Residential Treatment Facility (PRTF) demonstration waiver project (which has not been reauthorized by the U.S. Congress), the Children's Cabinet determined that it was not in the best interest of the State to exercise the renewal options on the current contracts. Therefore, the Children's Cabinet requested GOC, on its behalf, to develop and issue a new RFP for a single Statewide CME, consolidating the current three regional CME offices and staff associated with the fixed price portion of the contracts into one office with administrative support to be located within the Baltimore City area (Baltimore City, Baltimore and Harford Counties).

If this new contract is approved, the fixed administrative fees for the CME over the next two years would be \$3,095,666, which represents a savings of \$2,724,383 over the prices for the remaining renewal options for the current contracts.

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

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

This new contract provides for a 30-day transition period so that Choices will be ready to take over the provision of Intensive Care Coordination for the existing children and youth throughout the State by 7/1/2012. There are currently 305 children and youth receiving Intensive Care Coordination, which breaks out into regions as follows:

- Baltimore City Region - 92;
- North Western Maryland Region - 75; and
- South Eastern Maryland Region - 138, which includes 59 children and youth served under the U.S. Department of Health's Substance Abuse and Mental Health Services Administration (SAMHSA) System of Care Grant, Rural CARES, under a contract administered by Talbot County.

The Intensive Care Coordination services will be provided using a "wraparound" service delivery model to include resource development and provider network management, assessments, and community resource support for a range of populations of youth throughout the State. "Wraparound" is a service delivery model that includes a collaborative process in which the Child and Family Team (CFT) assists in the development and implementation of an individualized plan of care that includes specified outcomes and adheres to the standards and guidelines set forth by the National Wraparound Initiative. The CFT is a team of individuals selected by the participant and family to work with them to design and implement the plan of care.

The CME will arrange to provide Intensive Care Coordination services funded through the Children's Cabinet Interagency Fund for children and youth eligible under the 1915(c) PRTF waiver, the SAMHSA MD CARES System of Care Grant, the Maryland Department of Human Resources (DHR) diversion from out-of-home placement program, the Maryland Department of Juvenile Services (DJS) diversion from out-of-home placement program, and the DHR/DJS Stability Initiative (which is for DHR/DJS children and youth with a diagnosis of serious emotional disability, at risk of an out-of-home placement, or at risk of a disruption in current placement).

The *Award Amount* and the *Financial Price* are different. The *Financial Price* does not include the CME discretionary funds (cost reimbursement portion of the contract) and the increase of 479 children/youth that can receive Intensive Care Coordination. This increase in children/youth served is directly related to the reduction of fixed administrative fees and the lower rate per child/youth for Intensive Care Coordination from the current contract amounts.

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

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

The discretionary funds amount is \$3,198,056 for the base term and \$1,400,000 for each of the one-year renewal options. The increase in the Intensive Care Coordination amount is \$890,214 (119 children/youth) for the base term, \$806,050 (101 children/youth) for Renewal Option #1, \$1,050,891 (130 children/youth) for Renewal Option #2, and 1,091,824 (130 children/youth) for Renewal Option #3.

No MBE participation goal was established for this contract. It was determined that the core human services could not be subcontracted; and there are very limited subcontracting opportunities available for the ancillary activities.

**FUND SOURCE:** 94.1% General; 5.9% Reimbursable (DHMH/MHA)  
**APPROP. CODE:** R00A0401  
**RESIDENT BUSINESS:** No  
**MD TAX CLEARANCE:** 12-0579-0110

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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**

**ATTACHMENT**

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

**BIDS OR PROPOSALS (Cont):**

<u>Offerors</u>	<u>Tech. Rank</u>	<u>Financial Price Base Contract (2 Yrs., 1 Mo.)</u>	<u>Financial Price Option #1 (1 Year)</u>	<u>Financial Price Option #2 (1 Year)</u>	<u>Financial Price Option #3 (1 Year)</u>	<u>Total Financial Price / Rank * (5 Yrs., 1 Mo.)</u>	<u>Overall Rank **</u>
Choices, Inc., d/b/a Maryland Choices, LLC Indianapolis, IN (Local Office in Rockville)	1	\$8,631,243	\$3,863,371	\$3,799,528	\$3,942,841	\$20,236,983 (1)	1
Wraparound Maryland, Inc. Salisbury, MD	2	\$9,168,387	\$4,028,982	\$3,991,054	\$4,096,954	\$21,285,377 (3)	2
Service Coordination, Inc. Frederick, MD	4	\$9,049,182	\$3,945,955	\$3,864,154	\$3,998,870	\$20,858,162 (2)	3
Hillside Children's Center Rochester, NY	3	\$12,632,671	\$5,427,657	\$5,266,573	\$5,400,119	\$28,727,019 (4)	4

Note: \* The Financial Price proposal was based upon a model in the RFP for evaluation purposes only and did not include discretionary funds.

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

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

**SERVICES CONTRACT**

**ITEM:** 5-S **Agency Contact:** Jay Sakai  
410-537-3567  
jsakai@mde.state.md.us

**DEPARTMENT/ PROGRAM:** Environment (MDE)  
Water Management Administration  
Water Supply Program

**CONTRACT NO. & TITLE:** Third Party Assessment Services of Drinking Water  
Laboratories  
ADPICS NO. U00B2400012

**DESCRIPTION:** Provide assistance to the Water Supply Program  
(WSP) in fulfilling its primary requirement of establishing and maintaining a State program for  
the certification of laboratories conducting analytical measurements of drinking water  
contaminants.

**AWARD:** Dade Moeller & Associates  
Richland, WA

**TERM:** 5/24/2012 – 5/16/2013

**AMOUNT:** \$154,569 (11 months; 16 days)

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

**BIDS OR PROPOSALS:** Only One Bid Received

**MBE PARTICIPATION:** 25%

**PERFORMANCE SECURITY:** None

**INCUMBENT:** None (See Requesting Agency Remarks below)

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

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

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

Only one bid was received in response to the IFB. The recommended contractor, Dade Moeller & Associates, is responsible, and its bid meets the technical requirements set forth in the IFB. Moreover, the price has been deemed fair and reasonable, and it was determined that other prospective bidders had a reasonable opportunity to respond to the solicitation.

Upon further inquiry, MDE learned the reasons other potential bidders did not respond to the IFB: one stated it couldn't meet the MBE subcontracting goal; and one based in Florida stated it could better undertake work closer to its region and did not believe it could adequately develop and submit a successful bid. A third vendor did not respond to inquiries; however, it is believed that this vendor was only interested in the possibility of subcontracting work.

In addition, the previous procurement for these services (see 10/15/2008 DBM BPW Agenda Item 8-S) resulted in only one bid being received. Environmental Quality Management, Inc. (EQM, Inc.) was the Contractor and performed successful audits in support of MDE's drinking water laboratory certification program in 2008 and 2009, which was the last time these services were procured.

These services are specialized and require the Contractor to provide assessor staff that have documentation showing the completion of EPA approved laboratory certification training.

Dade Moeller & Associates is a very highly qualified vendor who performs assessment services for the Louisiana Department of Environmental Quality, Illinois Environmental Laboratory Accreditation Program, Oregon Laboratory Accreditation Program, Kansas Department of Health and Environment, and the Texas Commission on Environmental Quality. Also, Dade Moeller & Associates purchased EQM, Inc. in December 2009, after the contract with MDE had ended in August 2009.

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

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

Dade Moeller & Associates, the recommended Contractor, will conduct on-site assessments of drinking water laboratories and prepare reports of the findings for the Department. The purpose of this contract is to assist the Water Supply Program in fulfilling its primary requirement of establishing and maintaining a State program for the certification of laboratories that conduct analytical measurements of drinking water contaminants. This is essential for ensuring that there is sufficient laboratory capacity for analyzing data for the protection of public health and safety of the citizens of Maryland.

Ensuring an uninterrupted and safe water supply is essential for the protection of public health and safety. As such, the protection of water supply systems is a high priority for MDE, and other stakeholders, including local officials and water system owners and operators. On-site assessments are required to be completed triennially under the State Environment Article 9-1003.

<b>FUND SOURCE:</b>	100% Federal
<b>APPROP. CODE:</b>	U00A0401
<b>RESIDENT BUSINESS:</b>	No
<b>MD TAX CLEARANCE</b>	12-0210-1011

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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:** 6-S (Cont.)

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

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

CliftonLarsonAllen, LLP has demonstrated experience with Generally Accepted Accounting Principles (GAAP) financial audits for government agencies, single audits, and IT related audits. They have demonstrated experience providing financial audit services to entities that have revenue bonds and Build America Bonds. CliftonLarsonAllen, LLP is the incumbent auditor for fiscal years 2008 through 2011, and many of the experienced staff on the project team will perform on this contract.

This contract is to provide Financial Audit Services, including but not limited to the annual financial statement audit conducted in accordance with Governmental Accounting Standards, the annual "Statement of Standards Attestation Engagement (SSAE)-16" audit of the third party electronic tolling system, and Office of Management and Budget (OMB) Circular A-133 Single Audit. The annual financial statement audit is required to be performed by an independent firm of certified public accountants per the Second Amended and Restated Trust Agreement, dated 9/1/2007, between MdTA and the Bank of New York Trustee; and, a report of the audit must be filed within 180 days after the close of each fiscal year with MdTA, the Bond Registrar and the Trustee. The SSAE-16 audit reports the design of controls and operating effectiveness of the electronic tolling system. The A-133 audit reports the compliance with requirements of major programs, internal control over compliance, and the schedule of expenditures of federal awards.

Each of the aforementioned audits will be performed for the fiscal years ending 6/30/2012; 6/30/2013; and 6/30/2014. If the renewal option is exercised, two additional fiscal years will be audited for the fiscal years ending 6/30/2015 and 6/30/2016.

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

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

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

**APPROP. CODE:** 29.10.02.01

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-0411-0011

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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-S (Cont.)

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com* and posted on the DBM and DPSCS websites. Copies of the solicitation were e-mailed directly to 382 prospective vendors, of which 286 are Maryland firms and 344 are MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

A total of five proposals were received in response to the RFP, all of which were deemed to be reasonably susceptible of being selected for award. The contract award is recommended to MHM-Maryland, Inc. (MHM), the incumbent provider of this service to the Department for the past six years. MHM was ranked overall #1 with the highest ranked technical proposal and the lowest price.

The requested contract start date for this Item is 5/3/2012. July 1, 2012 is when the Contractor will start delivering the full scope of mental health care services required by the RFP to inmates. The Contractor will not be paid for any start-up activities it performs between 5/3/2012 and 7/1/2012.

This contract will provide inmate mental health services within the confines of specified correctional institutions of the Maryland Division of Correction (DOC), the Patuxent Institution (Patx), and the Maryland Department of Pretrial Detention and Services (DPDS). The selected Contractor will provide an overall inmate mental health services program within the Department to include all primary mental health services, staff, equipment and supplies, as well as all onsite specialists, chronic care services and transitional services to the community. All the required services will only be provided by qualified Mental Health Professionals.

Also, the contract will provide mental health services to the Inpatient Mental Health Treatment Units located at the Correctional Mental Health Center at Jessup (CMHC-J), Maryland Correctional Institute for Women (MCI-W), the Inmate Mental Health Unit at Division of Pre-Trial Detention & Services (DPDS) and the Women's Detention Center (WDC) located within DPDS.

To help satisfy requirements of several consent decrees, address findings by legislative auditors or otherwise enhance the delivery of appropriate mental health care to inmates in a cost effective manner, the contract that will go into effect 7/1/2012 has many changes from the contract currently in place that will end on 6/30/2012.

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

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

Remuneration to the Contractor shall primarily be based on payment of a fixed annual price, divided into twelve monthly installments to produce a fixed monthly fee, for each respective Contract Period (year) for Staff services, all mental health care services, diagnostic and laboratory services, supplies, equipment, overhead and administrative costs, and profit. In the forth and fifth contract years the contractor will have its contract price adjusted by changes in the medical component of the Consumer Price Index.

An additional payment consideration is if the total inmate census listed on the price form varies in any month by more than 400 inmates, plus or minus, the Contractor's monthly fee will be adjusted up or down on a per inmate basis for the number of inmates in excess of 400.

The RFP established a MBE participation goal of 10% of the total value of payments to the Contractor to provide mental health staffing.

<b>FUND SOURCE:</b>	100% General
<b>APPROP. CODE:</b>	Various
<b>RESIDENT BUSINESS:</b>	Yes
<b>MD TAX CLEARANCE:</b>	12-0679-1111

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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**

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

<u>Offerors</u>	<u>Technical Ranking</u>	<u>Evaluated Financial Price * (Ranking)</u>	<u>Overall Ranking **</u>
MHM-Maryland, Inc. Baltimore, MD	1	\$72,837,932.90 (1)	1
Wexford Health Sources, Inc Pittsburgh, PA	2	\$86,089,381.77 (3)	2
Corizon, Inc St. Louis, MO	3	\$89,936,841.23 (4)	3
STG International Alexandria, VA	5	\$81,266,090.47 (2)	4
Correct Care Solutions, LLC Nashville, TN	4	\$90,154,586.50 (5)	5

Note: \* The Evaluated Financial Price is based upon a model in the RFP using the Offerors' proposed pricing for the first three Contract years and a CPI formula to calculate the fourth and fifth Contract years. The total five year contract price was used to evaluate the financial price for the contract award recommendation.

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

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

**SERVICE CONTRACT**

**ITEM:** 8-S **Agency Contact:** Thomas P. Sullivan  
410-585-3368  
tpsullivan@dpscs.state.md.us

**DEPARTMENT/PROGRAM:** Public Safety & Correctional Services (DPSCS)  
Office of Inmate Health Services  
Inmate Health Care Program

**CONTRACT ID:** DPSCS Q0012013;  
Inmate Medical Health Care and  
Utilization Services  
ADPICS No. Q00B2400145

**CONTRACT DESCRIPTION:** Contract to provide statewide medical health care services with utilization management for approximately 26,000 inmates within the confines of specified correctional institutions of the Maryland Division of Correction and Maryland Department of Pretrial Detention and Services.

**AWARD:** Wexford Health Sources, Inc.  
Pittsburgh, PA

**TERM:** 5/3/2012 – 6/30/2017 (See Requesting Agency Remarks below)

**AMOUNT:** \$598,000,000 NTE (5 Years)  
(See Requesting Agency Remarks below)

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**BIDS OR PROPOSALS:** See Attachment

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

**PERFORMANCE SECURITY:** None

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

**ITEM:** 8-S (Cont.)

**INCUMBENTS:**

Corizon, Inc. (for the medical staffing portion –  
about 2/3<sup>rd</sup> of the current contract)  
St. Louis, MO

Same (for the utilization management portion –  
about 1/3<sup>rd</sup> of the current contract)

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com* and posted on the DBM and DPSCS websites. Copies of the solicitation were e-mailed directly to 382 prospective vendors, of which 286 are Maryland firms and 344 are MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

A total of three proposals were received in response to the RFP, all of which were deemed to be reasonably susceptible of being selected for award. The contract award is recommended to Wexford Health Sources, Inc. (Wexford) for proposing the most advantageous offer to the State. Wexford had the second ranked technical proposal and submitted the lowest price. Wexford was both higher ranked technically and lower in price than the third ranked offeror, NaphCare, Inc., and so is overall ranked higher than NaphCare. Although Corizon, Inc. is higher ranked technically than Wexford, it was determined that Corizon's technical superiority was relatively slight. In contrast to the relatively slight technical differences between Corizon and Wexford, based upon the pricing model in the RFP, there was approximately \$20.1 million or an almost 4% price difference between the two offerors. Weighing technical factors and financial factors equally in the overall award determination, as stated in the RFP, the significantly lower price of Wexford was judged to outweigh the slight technical superiority of the #1 ranked technical offeror, Corizon. Therefore, Wexford was ranked #1 overall.

The requested contract start date for this Item is 5/3/2012. July 1, 2012 is when the Contractor will start delivering the full scope of medical health care services required by the RFP to inmates. The Contractor will not be paid for any contract start-up activities it performs between 5/3/2012 and 7/1/2012.

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

**ITEM: 8-S (Cont.)**

This contract will provide inmate medical health services with utilization management within the confines of specified correctional institutions of the Maryland Division of Correction (DOC), the Patuxent Institution (Patx), and the Maryland Department of Pretrial Detention and Services (DPDS). The selected Contractor will provide an overall inmate health services program within the Department to include all primary medical services, staff, equipment and supplies, as well as all onsite specialists, transitional services, certain types of transportation services for offsite hospitalization care, and other necessary secondary care services related to the medical and utilization services component of the total inmate health care program. All the required services will only be provided by qualified Clinicians and Healthcare Professionals. The Contractor will also provide all specialty clinics and coordinate hospitalization for offsite care, as medically necessary. Additionally, the Contractor will be responsible for the utilization review and management of all care rendered on and offsite. Finally, the Contractor will be responsible for the timely payment of all claims by those providing offsite hospital or specialty care to State inmates pursuant to referral by the Clinician and in emergency cases. Any legal action, late fees, interest, etc. for unpaid claims or partial claim payment will be the exclusive responsibility of the Contractor.

To help satisfy requirements of several consent decrees, address findings by legislative auditors or otherwise enhance the delivery of appropriate medical care to inmates in a cost effective manner, the contract that will go into effect 7/1/2012 has many changes from the contract currently in place that will end on 6/30/2012.

**RATIONALE FOR COMBINING TWO PRESENT CONTRACTS**

Under the current separate contract for Utilization Management (UM) services all offsite medical care expenses are charged, i.e., "passed through", to and reimbursed by DPSCS. Whereas, the UM contractor, currently Wexford, is paid to monitor all offsite inmate medical care and recommend ways to hold down such expenses, the actual implementation of those recommendations largely falls to the onsite medical Staffing contractor, currently Corizon, at this other contractor's expense, if any. This separation of responsibilities, as well as the lack of financial incentive for either the UM or Staffing contractors to recommend or implement aggressive programs to save DPSCS money, was the primary reason both these functions were combined into a single contract under this RFP. The combined contract is also expected to improve patient care through the coordination of onsite and offsite care. With the limited exceptions noted under the payments section below, this single contractor will be responsible for all costs to provide the full scope of inmate health care services.

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

**ITEM:** 8-S (Cont.)

Moreover, under this RFP many refinements were made versus the current contract to delineate the financial responsibilities of the medical contractor versus the expenses to be borne by the pharmacy, dental and mental health contractors. Under the current contract at times there were disputes over which contractor would be responsible for certain expenses. Great care was also taken to identify past circumstances when the medical staffing contractor had pointed out omissions in the current contract where activities that had been expected by DPSCS to be borne by the contractor had not been so stated in the contract, with the result that often the activity was not performed or DPSCS ended up paying extra for those activities.

**OPTIONAL SERVICES**

The new contract for which approval is requested under this Item includes options for the Department to obtain three types of equipment/services that were separately priced by offerors. These optional items are:

- A new Electronic Health Record (EHR) system;
- Digital Radiology (X-ray) Services; and,
- Enhanced Telemedicine Services.

These services were requested as optional provisions under the new contract because, while the potential benefits were well known, it was unknown how much such services would cost, hence whether they would be affordable to the Department, or cost beneficial.

**CONTRACTOR PAYMENT PROVISIONS**

Remuneration to the Contractor shall primarily be based on payment of a fixed annual price, divided into twelve monthly installments to produce a fixed monthly fee, for each respective Contract Period (year) for Staff services, specialist care, hospitalization, diagnostic and laboratory services, supplies, equipment, offsite services including hospitalization, overhead and administrative costs, and profit. In the fourth and fifth contract years the contractor will have its contract price adjusted by changes in the medical component of the Consumer Price Index.

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

**ITEM:** 8-S (Cont.)

Additional payment considerations are:

- If the total inmate census listed on the price form varies in any month by more than 750 inmates, plus or minus, the Contractor's monthly fee will be adjusted up or down on a per inmate basis for the number of inmates in excess of 750;
- The Contractor can retain 10% of all third party reimbursements of inmate offsite medical care, including Medical Assistance reimbursements;
- For any inmate that incurs more than \$25,000 in offsite hospital expenses in a single admission occurrence, DPSCS will reimburse the Contractor 50% of all expenses over \$25,000;
- The Contractor will be reimbursed in full for any expenses to transport inmates by ambulance for offsite hospitalizations or other offsite care in excess of a threshold listed in the RFP; and,
- The Contractor will be reimbursed in full for any transportation expense in returning a Maryland inmate incarcerated in another state to Maryland for medical care.

The Contractor must pay for all off-site care rendered through 6/30/2017, even if the invoice is not received until months after this contract ending date. The Contractor is also responsible for forwarding to the Department any third party reimbursements, less its 10% incentive portion, received after 6/30/2017 for services performed prior to that date. To assure that all post-contract services are properly performed, the Department will place an amount representing the amount that should be paid to the contractor in the final month of the contract into an escrow account. Payments from this escrow account will be made as the contractor submits evidence of payments for off-site care made on or after 7/1/2017 for care to inmates provided prior to that date, and/or evidence of performance of all other contract transition-out activities. Final payment to the contractor will be made either when the amount of the funds in the escrow account is exhausted or by 6/30/2018, whichever occurs first. Although as described above final payment to the contractor may occur up to one year after inmate services under the contract cease to be provided, these payments will only be made for services provided during the contract term, will be in accordance with payment provisions of the contract and will not require any additional funding authorization beyond that approved by the BPW.

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

**ITEM:** 8-S (Cont.)

**AWARD AND FINANCIAL OFFER DIFFERENCE**

The *Award Amount* above and the *Evaluated Financial Price Amount* shown in the Attachment are different. The *Evaluated Financial Price Amount* was based upon a pricing model that was part of the financial proposal submitted by the offerors. The *Award Amount* is based upon the actual estimated value of the services to be provided, including the optional services and the reimbursement of any expenses over \$25,000 for a single inmate admission, as described under the Contractor Payment Provisions above.

The RFP established a MBE participation goal of 10% of the total value of payments to the Contractor, excluding the cost of the Offsite Secondary Care and any Optional Services that are implemented. Wexford's proposal submission commits to meet the goal using five MDOT Certified MBEs.

On April 2, 2012, the other incumbent, Corizon, Inc. filed a protest against the award of the contract to Wexford. Corizon, Inc. filed a supplemental protest on April 9, 2012 following a debriefing concerning why it was not recommended for award. The Department is in the process of responding to these two protests.

The Department is requesting that the Board of Public Works (BPW) approve the contract award notwithstanding protest based upon the following substantial State interests:

- The implementation of increased staffing to provide better inmate medical care, which should help satisfy the conditions of an existing consent decree, reduce the number of inmate grievances, and reduce law suits related to inmate medical care;
- Decreased offsite transportations for inmates to receive medical care, which enhances public safety due to the reduced risk of escape and produces cost savings for the Department (a minimum of two guards are required for each offsite transport);
- Improved discharge planning for inmates returning to the community, which has multiple benefits in terms of the potential for:
  - Increased care in the community for former inmates;
  - Decreased inappropriate reliance on emergency room treatment for former inmates;
  - Decreased hospital admissions for former inmates due to controllable conditions being untreated and becoming aggravated and requiring hospitalization;

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

**ITEM:** 8-S (Cont.)

- Increased effort to obtain appropriate housing for former inmates and application for Medical Assistance, SSI, and any other potential benefit for which a former inmate could be eligible;
- Allow the initiation of third party reimbursement efforts for inmate inpatient hospitalizations, primarily from the Medical Assistance Program; and,
- Address deficiencies identified by the legislative auditors.

By approving this item, per COMAR 21.10.02.11.A, the BPW will be deemed to specifically find that execution of the contract without delay is necessary to protect substantial State interests and it will specifically be doing so notwithstanding the fact that Corizon, Inc. has protested not being awarded the new contract.

**FUND SOURCE:** 100% General

**APPROP. CODE:** Various

**RESIDENT BUSINESS:** No (However, the recommended contractor will open a Maryland office shortly to commence contract start-up activities and then manage the contract.)

**MD TAX CLEARANCE:** 12-0508-0110

Note: This Item appeared on the 4/18/2012 DBM BPW Agenda as Item 3-S and was withdrawn.

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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: 8-S (Cont.) ATTACHMENT**

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

<u>Offerors</u>	<u>Technical Ranking</u>	<u>Evaluated Financial Price (Ranking)</u>	<u>Overall Ranking</u>
Wexford Health Sources, Inc. Pittsburgh, PA	2	\$515,302,347.58 (1)	1
Corizon, Inc. St. Louis, MO	1	\$535,379,205.77 (2)	2
NaphCare, Inc. Birmingham, AL	3	\$552,827,651.66 (3)	3

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

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 9-S-MOD **Agency Contact:** Anne Timmons  
410-767-4710  
atimmons@dbm.state.md.us

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

**CONTRACT ID:** F10B7200016;  
Consultant and Actuarial Services for State  
Employee and Retiree Benefits Program  
ADPICS # F10B1400002; COE26531

**CONTRACT APPROVED:** 11/15/2006 DBM BPW Agenda Item 1-S

**CONTRACTOR:** Gabriel, Roeder, Smith & Co. (GRS)  
Irving, Texas

**CONTRACT DESCRIPTION:** Provide consultant and actuarial services to  
support the administration of State Employee and Retiree Health Benefits Programs.

**MODIFICATION DESCRIPTION:** Approval request to extend the contract term  
by six months in order to allow sufficient time to resolve an appeal to a protest denial in response  
to the new contract award recommendation and to continue services necessary for rate setting  
and consulting services in support of State Employee and Retiree Health Benefits Programs.

**TERM OF ORIGINAL CONTRACT:** 12/1/2006 – 11/30/2009 (w/2 one-year renewal  
options)

**TERM OF OPTION/MODIFICATION:** 6/1/2012 – 11/30/2012

**AMOUNT OF ORIGINAL CONTRACT:** \$2,592,000 (3 Years)

**AMOUNT OF MODIFICATION:** \$648,000 NTE (6 Months)

**PRIOR MODIFICATIONS/OPTIONS:** \$2,609,544 (See Attachment)

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

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

**REVISED TOTAL CONTRACT AMOUNT:** \$5,849,544  
**PERCENT +/- (THIS MODIFICATION):** +25.0%  
**OVERALL PERCENT +/-:** +34.7%  
**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals  
**MBE PARTICIPATION:** 27%  
**MBE COMPLIANCE:** 7.52%

**REQUESTING AGENCY REMARKS:** Request for approval to extend the contract by six months in order to allow sufficient time to resolve the appeal of the protest denial in response to the new contract award recommendation and to continue the important consultant and actuarial services necessary in support of the State employee and retiree benefit programs.

The Request for Proposals (RFP) was published on 4/14/2011 with proposals due on 5/20/2011. Four proposals were received in response to the RFP, all of which were deemed to be reasonably susceptible of being selected for award. Award was recommended to the Offeror with the best overall ranked proposal, which was ranked #2 technically and had the second lowest price. The #1 ranked technical Offeror, who was ranked #3 overall, filed a timely protest on 10/3/2011 in response to the new contract award recommendation to another vendor. On 10/14/2011, this same Offeror filed a supplemental protest. DBM denied both protests on 11/9/2011. On 11/21/2011, the Offeror filed an appeal of the protest denial with the Maryland State Board of Contract Appeals (MSBCA). DBM is awaiting the date of the hearing to be scheduled, which is anticipated to be in May or June.

This modification is in the best interest of the State. Until the appeal process has been completed, consulting and actuarial services are needed with the current Contractor, Gabriel, Roeder, Smith & Co. (GRS). GRS has provided excellent services for the State during the current contract.

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

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

**FUND SOURCE:** 100% Reimbursable

**APPROP. CODE:** F10A0202

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

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

Option/Mod #1	\$1,235,544	Exercised the first of two one-year renewal options and modified the contract language to reflect a reduction in the Fixed Actuarial Fee and a reduction in the hourly labor rate categories and changed the manner in which payments are made (\$25,721) for the period of 12/1/2009 – 11/30/2010. Approved on the 11/18/2009 DBM BPW Agenda, Item 4-S-MOD.
Option/Mod #2	\$1,174,000	Exercised the second and final one-year renewal option and modified the contract language to reflect a reduction in the Fixed Actuarial Fee and hourly labor rate categories, and to change the manner in which payments are made (\$24,491) for the period of 12/1/2010 – 11/30/2011. Approved on the 10/6/2010 DBM BPW Agenda, Item 3-S-MOD.
Mod # 3	\$200,000	Mod to extend the Contract by six months to allow sufficient time to resolve an appeal to a protest denial in response to the new contract award recommendation in order to continue services necessary for rate setting and consulting services in support of State Employee and Retiree Health Benefits Programs for the period of 12/1/2011 – 5/31/2012. Approved on the 11/16/2011 DBM BPW Agenda, Item 5-S-MOD.
Total	<u>\$2,609,544</u>	

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

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 10-S-MOD Agency Contact: Courtney Lewis  
410-767-0824  
clewis@dhhm.state.md.us

**DEPARTMENT/PROGRAM:** Health and Mental Hygiene (DHMH)  
Family Health Administration (FHA)  
Breast and Cervical Cancer Program

**CONTRACT ID:** DHMH-OPASS 08-9616;  
Baltimore City Breast and Cervical Cancer  
Screening Project  
ADPICS # COE24535

**CONTRACT APPROVED:** 10/3/2007 DBM BPW Agenda Item 2-S

**CONTRACTOR:** Medstar Health, Inc.  
Baltimore, MD

**CONTRACT DESCRIPTION:** Provide breast and cervical cancer screening  
services, education and follow-up of abnormal results to women residing in Baltimore City who  
are of low income (under 250% of federal poverty level), uninsured or underinsured, and aged  
40-64.

**MODIFICATION DESCRIPTION:** Approval request to modify the end date of  
the contract to ensure the continuation of services while the procurement is completed and a new  
contract is awarded.

**TERM OF ORIGINAL CONTRACT:** 10/1/2007 – 6/30/2010 (w/2 one-year  
renewal options)

**TERM OF MODIFICATION:** 7/1/2012 – 12/31/2012

**AMOUNT OF ORIGINAL CONTRACT:** \$2,489,119 (2 Years; 8 Months)

**AMOUNT OF MODIFICATION:** \$570,566 (6 Months)

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

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

**PRIOR MODIFICATIONS/OPTIONS:** \$2,242,170 (See Attachment)

**REVISED TOTAL CONTRACT AMOUNT:** \$5,301,855

**PERCENT +/- (THIS MODIFICATION):** + 22.9%

**OVERALL PERCENT +/-:** + 24.9%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** None

**REQUESTING AGENCY REMARKS:** Request for approval to extend the contract term to allow time to complete the procurement and award a new contract for the Breast and Cervical Cancer Program (BCCP) in Baltimore City. The BCCP is a decentralized program that is administered at the local level through 22 health departments and two private contractors. Medstar Health, Inc. (Medstar) is the only contracted vendor for BCCP to provide breast and cervical cancer screening in Baltimore City.

This modification will ensure the continuation of breast and cervical cancer screening and follow-up services until 12/31/2012. The six-month extension will provide the appropriate amount of time to complete the procurement process, including an eight week timeframe between the RFP release date and the due date for proposals to ensure potential vendors have ample time to respond to the RFP, as well as time to ensure the proper transition of clients and clinical screening and diagnostic services provided by the incumbent to a new Contractor, if needed.

MedStar continues to meet and exceed the guidelines for the program. MedStar continues to screen and re-screen the required numbers of women. MedStar has a dedicated staff working on this project that provides all of the services required and does an excellent job fulfilling the program requirements of the BCCP.

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

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

MedStar provided the following screenings (as well as diagnostic services) in FY2011:

- 1,440 mammograms;
- 663 Pap tests;
- 24 breast cancers were diagnosed in FY2011; (23 women initiated treatment, 1 never responded to follow-up requests); and
- There was one invasive cervical cancer diagnosed in FY2011 (and treatment was initiated).

The program is evaluated quarterly on quantitative performance measures (benchmarks).

**FUND SOURCE:** 41.6% General; 36.4% Federal;  
22.0% Special (Cigarette Restitution Fund)

**APPROP. CODE:** M00F0306

**RESIDENT BUSINESS:** Yes

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

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

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

Mod #1	\$49,000	Modified the contract to change the language as follows: Based on the federal requirements that fund this program (PL 101-354), a minimum of 53% of total funds awarded must be spent on direct clinical services to eligible women. Also, modified the contract to increase the overall award in FY 2010 from \$991,486 to \$1,040,486 (\$49,000) to include provision of breast and cervical cancer diagnostic services as permitted by the guidelines of the federal funds (PL 101-354) quoted above. Effective 7/22/2009. Approved by DHMH and reported on the February 2010 DBM PAAR.
Opt. #1	\$1,051,718	Exercised the first of two one-year renewal options as contained in the original contract for the period of 7/1/2010 through 6/30/2011. Approved on the 3/24/2010 DBM BPW Agenda, Item 3-S-OPTION.
Opt. #2	\$1,141,452	Exercised the second and final one-year renewal option as contained in the original contract for the period of 7/1/2011 through 6/30/2012. Approved on the 11/17/2010 DBM BPW Agenda, Item 4-S-OPTION.
Total	<u>\$2,242,170</u>	

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

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 11-S-MOD **Agency Contact:** Albert Annan  
410-767-0114  
aannan@msde.state.md.us

**DEPARTMENT/PROGRAM:** Education (MSDE)  
Division of Accountability, Assessment and  
Data Systems (DAADS)

**CONTRACT ID:** R00B6200009;  
Maryland School Assessment Test  
Development  
ADPICS No. COE22580

**CONTRACT APPROVED:** 8/31/2005 DBM BPW Agenda Item 3-S

**CONTRACTOR:** NCS Pearson, Inc.  
Iowa City, IA  
(Merged with Harcourt Assessment, Inc. –  
Novation dated 9/10/2008)

**CONTRACT DESCRIPTION:** Contract for the development, scoring,  
analysis and reporting of the Maryland School Assessment test (MSA) in reading and  
mathematics in grades 3-8 statewide which include the Mod-MSA Reading and Mod-MSA  
Math. This contract covers five test edition years.

**MODIFICATION DESCRIPTION:** Approval request to modify the contract to  
implement an annual erasure analysis on all MSA test documents administered in the paper  
format and provide a summary report containing detailed student testing information.

**TERM OF ORIGINAL CONTRACT:** 9/1/2005 – 12/31/2011

**TERM OF MODIFICATION:** 5/3/2012 – 12/31/2013 (w/1 one-year  
renewal option)

**AMOUNT OF ORIGINAL CONTRACT:** \$54,177,751 (5 Test Edition Years)

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

**ITEM:** 11-S-MOD (Cont)

**AMOUNT OF MODIFICATION:** \$ 75,292 (2 Test Edition Years)  
\$ 26,326 (1 Test Edition Year; Option)  
\$101,618 Total (3 Test Edition Years)

**PRIOR MODIFICATIONS/OPTIONS:** \$45,152,152 (See Attachment)

**REVISED TOTAL CONTRACT AMOUNT:** \$99,431,521

**PERCENT +/- (THIS MODIFICATION):** +0.14%

**OVERALL PERCENT +/-:** +83.34%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 5%

**MBE COMPLIANCE:** 2.79%

**REQUESTING AGENCY REMARKS:** Request for approval of a modification to implement and apply advances in erasure detection technology, being used successfully in 20 states nationally, to assist in test security investigations and to provide compelling supportable evidence that can withstand the force of legal scrutiny.

The Maryland School Assessment (MSA), administered to students in grades 3 - 8 Statewide in reading and mathematics, is used to determine student and school achievement and to measure adequate yearly progress (AYP) as required by the Federal No Child Left Behind (NCLB) Act. Results are produced at the student, school, system, and state levels to determine achievement and to measure AYP. The MSA tests include the Modified Maryland School Assessment (Mod-MSA), which is designed to measure the achievement of students with disabilities receiving special education services who meet specific participation requirements. The Mod-MSA differs in format from the MSA in that it provides students access to the grade-level content standards that incorporate variations in test delivery to meet the specific learning characteristics of the student.

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

**ITEM: 11-S-MOD (Cont.)**

Every year, MSDE receives information concerning testing irregularities reported by teachers. Investigations can lead to legal action of varying levels with the most punitive being invalidation of test scores or loss of certification to teach in Maryland (COMAR 13.A.03.04.05-.07). The current practice of investigating reported irregularities can only occur in the subsequent year of the reported allegation. Upon a reported irregularity an MSDE observer goes into the school and monitors the number of erasures by students during the actual test administration. After testing is completed, the books are returned to the testing vendor. These books are then shipped to MSDE for review by the same observer to identify the number of erasures in the test books as submitted by the school. This process is extremely time consuming and, due to resource constraints, is limited to schools where allegations have been made and can only occur in the test administration year following an allegation of testing irregularity.

Over the years, testing companies have improved scanning capabilities to decipher varying degrees of pencil marks between those that have been erased and those that are black. Due to the high-stakes nature of the sanctions that can be imposed on teachers, it is imperative that MSDE takes all steps necessary to ensure that test security and any resulting legal actions are as rigorous as possible and will sustain scrutiny.

Starting with the 2012 administration of the tests, with the assistance of current proven advancement in technology, NCS Pearson, Inc. will perform an in-depth analysis of pencil erasures of all test books Statewide to determine the existence of any impropriety that warrant further investigation. This modification, if approved, will allow for the implementation and annual analysis of test erasures to include analysis of light marks on all test documents administered in the paper format only and a summary report containing detailed student testing information will be delivered to MSDE for each current test edition year.

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

**ITEM:** 11-S-MOD (Cont.)

**FUND SOURCE:** 100% General

**APPROP. CODE:** R00A0104

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

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

Mod. #1	\$3,895,984	Modified the Contract as follows: 1) change all test books to be consumable with answer spaces embedded in the test book; 2) remove the requirement for the development of a formative assessment sample test and implement releasing a form to the public of an actual test; 3) increase the number of Test Administrator's and Coordinator's Manuals sent to local school systems; 4) increase the number of testing instruments for Special Education students; 5) delete the norm referenced test items and replace with additional items aligned with Maryland Content Standards; 6) increase the number of items to be field tested on the mathematics test; and 7) provide a checklist of secure test materials by school system, school, and package identification number in both hard and electronic copies for the period of 10/18/2007 – 12/31/2011. Approved on the 10/17/2007 DBM BPW Agenda, Item 13-S-MOD.
Mod. #2	\$12,866,122	Modified the Contract to develop, score, and report an alternate MSA in reading and mathematics for special education students in grades 3 – 8 for the period of 2/13/2008 – 12/31/2011. Approved on the 2/13/2008 DBM BPW Agenda, Item 12-S-MOD.
Mod. #3	(\$3,425,954)	Modified the "Modified Maryland School Assessment" (Mod-MSA) portion of the MSA assessments in order to implement modified assessments for students with disabilities that conform to the new United State Department of Education (USDE) guidelines for the period of 4/1/2010 – 12/31/2011. Approved on the 1/5/2011 DBM BPW Agenda, Item 5-S-MOD.

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

**ITEM:** 11-S-MOD (Cont.) ATTACHMENT

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

Mod. #4	\$31,816,000	Modified the MSA contract to extend the term for two additional test edition years (2011-2012 & 2012-2013) with an additional one-year renewal option * (2013-2014 Test Edition) in order to assess and implement the requirements of the pending reauthorization of the Elementary and Secondary School Education Act (ESEA) for the period of 6/1/2011 – 12/31/2013. Approved on the 6/1/2011 DBM BPW Agenda, Item 20-S-MOD.
Total	<u>\$45,152,152</u>	

Note: \* The one-year renewal option amount of \$15,908,000 is not included in the Mod #4 amount.

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

**SERVICE CONTRACT OPTION**

**ITEM: 1-S OPT**

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

**INSTITUTION:** University of Maryland, Baltimore

**CONTRACT ID:** Management/Operation of  
Student Dental Clinics  
IFB86555WI

**CONTRACT APPROVED:** USM Item 1-S (05/18/2011)

**CONTRACTOR:** U.M. FDSP, Assoc. P.A.  
Baltimore, MD 21201

**CONTRACT DESCRIPTION:** Management and operation of the School of Dentistry student clinics by the tax-exempt faculty practice group, the University of Maryland Faculty Dental Service Plan, P.A., as directed by the Board of Regents of the University System of Maryland.

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

**TERM OF ORIGINAL CONTRACT:** 06/01/2011 – 05/31/2012 (with four (4) one-year renewal options)

**OPTION TERM:** 06/01/2012 – 05/31/2013

**AMOUNT OF ORIGINAL CONTRACT:** \$8,742,000.00

**AMOUNT OF OPTION:** \$9,004,900.00

**ORIGINAL PROCUREMENT METHOD:** Sole Source

**MBE PARTICIPATION:** 3%

**MBE COMPLIANCE:** 3%

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

**ITEM:** 1-S OPT (continued)

**PERFORMANCE SECURITY:** N/A

**REQUESTING INSTITUTION REMARKS:** Daily services include providing non-faculty support (dental assistants, hygienists, sterilization staff, clerical staff, etc.) for meeting patient clinical needs, scheduling patient visits, collecting fees charged to patients for services provided at the clinic, and providing materials for the operations.

UMB is exercising the first renewal option to meet the on-going need to provide the management and operation of the Dental School Student Clinics. The USM Board of Regents has directed this contract to U.M. FDSP, P.A. since the latter's inception in 1985. The contract will not exceed generated revenues. The USM Board of Regents approved the renewal on 4/13/12.

The vast majority of the contract amount is in salaries and fringe benefits, however, a 3% MBE goal has been established for the supplies portion of the contract.

**FUND SOURCE:** Current Unrestricted Funds

**APPROP CODE:** R30B21

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-0576-0110

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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**

**CONSTRUCTION CONTRACT**

**ITEM:** 2-C

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

**INSTITUTION:** University of Maryland, Baltimore

**CONTRACT ID:** Pratt Street Garage Phase II Restoration  
Multi-Step Bid #87063CP

**DESCRIPTION:** Concrete restoration repairs and modification to the entire structural envelope at the Pratt Street Garage which will entail structural repairs to garage floors 2 through 9.

**AWARD:** Concrete Protection and Restoration, Inc.  
6737 Dogwood Road  
Baltimore, MD 21207

**CONTRACT TERM:** Six months from issuance of Notice to Proceed.

**AMOUNT:** \$1,982,815.00

**PROCUREMENT METHOD:** Multi-step Sealed Bid

<b>BIDS:</b>	<u>Price</u>
Concrete Protection and Restoration, Inc. Baltimore, MD	\$1,982,815.00
Restoration East LLC. Baltimore, MD	\$2,088,000.00

**MBE PARTICIPATION:** 25%

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

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

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

**REQUESTING INSTITUTION REMARKS:** The solicitation was advertised in *eMaryland Marketplace* and distributed to the Office of Minority Affairs and other MBE associations. Four technical offers were received in response to the solicitation and evaluated by a University evaluation committee. Two offerors achieved the required, minimum technical score and were requested to submit a bid price. Award is recommended to the qualified bidder with the lowest price.

The scope of the works includes structural repairs, installation of handicapped ramps, replacement of expansion joints, stair tower framing, concrete landing repairs and maintenance of pedestrian and vehicular traffic. This is an active 24/7 parking facility which serves the University, Campus Center and the University of Maryland Medical Center.

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

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-0598-1111

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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**

**CONSTRUCTION CONTRACT MODIFICATION**

**ITEM:** 3-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 Salisbury University

**CONTRACT ID:** Design-Build Contract:  
Chester and Choptank Residence Halls Renovation  
Salisbury University  
Contract No. B-400157-K  
Project No. 11-482-598-00

**CONTRACT APPROVED:** Pre-Construction and Design Services Only  
USM Item 5-C (07/27/11)

**CONTRACTOR:** The Whiting-Turner Contracting Company  
Baltimore, Maryland 21286

**ORIGINAL DESCRIPTION:** Design-Build Contractor to provide design-build services for pre-construction, design and construction phases, inclusive of the actual construction, to renovate two existing residence halls, Chester Hall and Choptank Hall. The residence halls, which are almost identical, are high-rise buildings originally constructed in 1972. Chester Hall is a 48,118 gsf; 32,135 nsf building; Choptank Hall is also a 48,118 gsf building with 32,291 nsf. No significant renovations have occurred since their original construction date. Among the construction requirements are the following: upgrade bathroom exhaust systems; replace all fixtures in bathrooms; refurbish elevator cab, controls and gear; new addressable fire alarm system throughout with public address function; new IT closet to industry standards; new finishes throughout buildings; new domestic water piping; and bring buildings into code compliance. This Design-Build with GMP Contract will be awarded in two phases: first will be the preconstruction/design phase, followed by the construction phase upon approval of the GMP for all of the construction work. The projected construction cost for this project is \$10.5 million.

**MODIFICATION DESCRIPTION:** Incorporate actual construction (Guaranteed Maximum Proposal) into contract.

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

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

<b>ORIGINAL CONTRACT TERM:</b>	Design: 07/27/11 – 01/13/12 Construction: 04/25/12 – 08/03/12
<b>MODIFICATION TERM:</b>	Construction Phase: 12 months (5/03/12- 6/01/13)
<b>ORIGINAL CONTRACT AMOUNT:</b>	\$1,062,441 (Pre-Construction and Design Services Only)
<b>MODIFICATION AMOUNT:</b>	\$12,715,073
<b>TOTAL CONTRACT AMOUNT:</b>	\$13,777,514
<b>ORIGINAL PROCUREMENT METHOD:</b>	Competitive Sealed Proposals
<b>MBE PARTICIPATION:</b>	25%
<b>MBE COMPLIANCE :</b>	25%
<b>PERFORMANCE SECURITY:</b>	Payment and Performance Bonds at 100% of contract modification amount

**REQUESTING INSTITUTION REMARKS:** The Whiting-Turner Contracting Company has performed design and pre-construction services. The University seeks Board approval to incorporate the GMP into the contract and proceed with construction. The construction performance period is modified to 12 month construction period. The estimate for construction was revised during the design period due to latent conditions of the existing buildings – new roofing on both buildings and electric service upgrades required, added commissioning services and changes to the general conditions costs due to extension of the construction period.

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: 3-C MOD (continued)**

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

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-0585-1111

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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**

**CONSTRUCTION CONTRACT MODIFICATION**

**ITEM:** 4-C MOD

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

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

**CONTRACT ID:** On-Call Construction Management at Risk Services  
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)  
CM Pre-Construction Services: USM Item 9-C (02/22/12)

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

**ORIGINAL 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. Estimated construction cost for this project is \$2,650,000.

**MODIFICATION DESCRIPTION:** Incorporate actual construction (Guaranteed Maximum Proposal) into contract.

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

**ITEM:** 4-C MOD (continued)

**ORIGINAL CONTRACT TERM:** Pre-construction Phase: 4 months from award.

**MODIFICATION TERM:** Construction Phase: 5.5 months (5/02/12- 10/31/12)

**ORIGINAL CONTRACT AMOUNT:** \$24,500 (Preconstruction Phase Only)

**THIS MODIFICATION AMOUNT:** \$1,393,091

**PRIOR MODIFICATIONS:** \$ 5,000

**REVISED TOTAL CONTRACT AMOUNT:** \$1,422,591

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

**MBE PARTICIPATION:** 25%

**MBE COMPLIANCE :** 25%

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

**REQUESTING INSTITUTION REMARKS:** J. Vinton Schafer & Sons, Inc. has performed pre-construction services. The University seeks Board approval to incorporate the GMP into the contract and proceed with 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.

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

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-0587-1111

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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

**CONSTRUCTION CONTRACT MODIFICATION**

**ITEM:** 5-C MOD

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

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

**CONTRACT ID:** Design-Build Contract w/ 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/Design Services: USM Item 11-C (01/26/2011)  
GMP No. 2: USM Item 11-C MOD (02/22/12)

**CONTRACTOR:** Dustin Construction, Inc.  
Ijamsville, MD 21754

**CONTRACT DESCRIPTION:** Design-build services for pre-construction, design and construction phases, inclusive of the actual construction, to renovate five dormitories, replace deteriorated building systems, and provide code compliance for the residential environment through the addition of improvements such as air conditioning and upgraded electrical systems. This is a long-term (seven-year) phased design and construction program for an entire community of co-located dormitories. The project also includes related site and utility improvements, including installing 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:

- Bel Air 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)

**MODIFICATION DESCRIPTION:** To incorporate guaranteed Maximum Price No. 3 and associated services for work to be performed during Summer 2012 and Summer 2013.

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

**ITEM:** 5-C MOD (continued)

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

**MODIFICATION TERM:** See remarks

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

**THIS MODIFICATION AMOUNT:** \$16,286,438

**PRIOR MODIFICATIONS/OPTIONS:** \$ 2,027,917

**REVISED TOTAL CONTRACT AMOUNT:** \$19,560,061

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 30%

**MBE COMPLIANCE:** 32.32%

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

**REQUESTING INSTITUTION REMARKS:** Dustin Construction, Inc. performed pre-construction services concurrent with design completion. Dustin has now submitted an acceptable Guaranteed Maximum Price #3 proposal to perform work during the Summers of 2012 and 2013. The balance of the construction will be presented to the Board for consideration as future GMP proposal(s). 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

**APPROP CODE:** N/A

**RESIDENT BUSINESS:** Yes

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

**BOARD OF PUBLIC WORKS**

**THE ABOVE REFERENCED ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**GENERAL MISCELLANEOUS:**

**ITEM:** 6-GM

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

**Recommendation:** That the Board of Public Works approve the use of general obligation bond proceeds for the following contracts totaling \$ 256,566.07

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

**A. University of Maryland, College Park  
Benjamin Building #143**

- 1. Description:** Purchase seven Variable Frequency Drives  
**Procurement Method:** Task Order/Master Contract E003399  
**Award:** HAVTECH  
Columbia, MD  
**Amount:** \$15,426  
**Fund Source:** MCCBL of 2011: *Campus Wide Building System and Infrastructure Improvements*. Item 036  
**Tax Compliance No.** 12-0618-1111  
**Resident Business:** Yes
- 2. Description:** Provide (Square D) Molded Circuit Breakers, Lighting and Power Panel Boards, Distribution Panels, and Motor Starters for electrical Improvements.  
**Procurement Method:** Task Order/Master Contract W002305  
**Award:** Shepherd Electric Supply  
Beltsville, MD  
**Amount:** \$78,000.00  
**Fund Source:** MCCBL of 2011: *Campus Wide Building System and Infrastructure Improvements*. Item 036  
**Tax Compliance No.** 12-0617-1111  
**Resident Business:** Yes

SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA

ITEM: 6- GM (continued)

B. University of Maryland, College Park  
School of Architecture

**Description:** Construct concrete pad for outdoor transformer and loop switch, install ductbank, make connections to manhole, install grounding grid and install retaining wall at the School of Architecture Building.

**Procurement Method:** Task Order/Master Contract A00924-N

**Award:** B. Frank Joy  
Hyattsville, MD

**Amount:** \$66,945.10

**Fund Source:** MCCBL of 2011: *Campus Wide Building System and Infrastructure Improvements.* Item 036

**Tax Compliance No.** 12-0642-1111

**Resident Business:** Yes

C. University of Maryland, Baltimore  
UMB School of Pharmacy

**Description:** 1 Autoclave

**Procurement Method:** Simplified Acquisition

**Award:** Consolidated Sterilizer Systems  
Boston, MA 02134

**Amount:** \$62,807.13

**Fund Source:** MCCBL 2009: *Provide funds to equip an addition and renovation to the School of Pharmacy.* Item 052

**MD Tax Clearance:** 12-0616-0000

**Resident Business:** No

D. University of Maryland, Baltimore County  
Performing Arts & Humanities Building

1. **Description:** Furniture

**Procurement Method:** Preferred Provider

**Award:** Maryland Correctional Enterprises  
Jessup MD 20794

**Amount:** \$4,667.00

**Fund Source:** MCCBL 2011: *Provide funds to furnish and equip the Performing Arts and Humanities Building at UMBC.* Item 045

**MD Tax Clearance:** N/A

**Resident Business:** Yes

SUPPLEMENT C  
UNIVERSITY SYSTEM OF MARYLAND  
ACTION AGENDA

ITEM: 6- GM (continued)

D. (cont'd)

2. **Description:** Heavy Duty Shelving  
**Procurement Method:** Simplified Procurement  
**Award:** F.A. O'Toole Office Systems, Inc.  
Hunt Valley, MD 21031  
**Amount:** \$9,799.00  
**Fund Source:** *MCCBL 2011: Provide funds to furnish and equip  
the Performing Arts and Humanities Building at  
UMBC. Item 045*  
**MD Tax Clearance:** 12-0668-1111  
**Resident Business:** Yes
3. **Description:** Theatre Equipment  
**Procurement Method:** Simplified Procurement  
**Award:** AGM Mats, LLC  
Bear, DE 19701  
**Amount:** \$5,213.00  
**Fund Source:** *MCCBL 2011: Provide funds to furnish and equip  
the Performing Arts and Humanities Building at  
UMBC. Item 045*  
**MD Tax Clearance:** 12-0734-0000  
**Resident Business:** No
4. **Description:** Costume Shop  
**Procurement Method:** Simplified Procurement  
**Award:** DePalo & Sons, Inc.  
Baltimore, MD 21206  
**Amount:** \$13,708.84  
**Fund Source:** *MCCBL 2011: Provide funds to furnish and equip  
the Performing Arts and Humanities Building at  
UMBC. Item 045*  
**MD Tax Clearance:** 12-0669-1111  
**Resident Business:** Yes

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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

CONSTRUCTION CONTRACT

ITEM: 7-C

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

INSTITUTION: Salisbury University

CONTRACT ID: New Athletic Team Building  
Contract No. 17743  
IFB #SU-12037-SS  
Project No.SU-AC-04-12

CONTRACT DESCRIPTION: Construct new Athletic Team Building at Salisbury University's East Campus adjacent to the soccer fields. This 2,900 SF building will contain rooms and plumbing facilities for athletic teams, officials, the general public, and concessions.

AWARD: Harkins Contracting, Inc.  
Salisbury, MD

CONTRACT TERM: 130 calendar days from notice to proceed.

AMOUNT: 819,775.00 (Base plus Alternates 1-10)

PROCUREMENT METHOD: Competitive Sealed Bids

BIDS:

Harkins Contracting, Inc. Salisbury MD	\$819,775
Willow Construction Easton, MD	\$820,840
Trison Construction College Park, MD	\$834,000
Harper & Sons Easton, MD	\$861,237
Shade Construction Co., Inc. Baltimore, MD	\$905,975

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

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

**MBE PARTICIPATION:** 26.8%

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

**REMARKS:** This project was advertised on *emarylandmarketplace*. Six bids were received; one bid was deemed nonresponsive and was not considered for award. Award is recommended to the low bidder. The project will be managed by Facilities Planning/Capital Projects Department with procurement support from the University's Department of Procurement.

**FUND SOURCE:** Plant Funds

**APPROP CODE:** R30B29

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-0443-1111

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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**

**ITEM:** 8-S

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

**INSTITUTION:** University of Maryland University College

**CONTRACT:** Network Managed Services, RFP 90993

**DESCRIPTION:** Network managed services

**AWARD:** Presidio Networked Solutions, Inc  
7601 Ora Glen Drive  
Suite 100  
Greenbelt MD

**CONTRACT TERM:** Date of award through June 30, 2015 (38 months) with one 2-year renewal option. The University intends to be able to exercise the option without further Board of Public Works approval.

**AMOUNT:** Initial term: \$ 1,900,690  
Two year renewal term: \$1,232,880 (\$616,440 annually)

**PROCUREMENT METHOD:** Competitive Sealed Proposal  
Single Proposal Received

<b>PROPOSALS:</b>	<b>Tech. Rank</b>	<b>Financial Rank</b>	<b>Price</b>	<b>Overall Ranking</b>
Presidio Greenbelt MD	1	1	\$ 1,900,690	1

**MBE PARTICIPATION:** 0%

**PERFORMANCE OR PAYMENT SECURITY:** None

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

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

**REQUESTING INSTITUTION REMARKS:** The solicitation was advertised in *eMaryland Market Place* and on UMUC's Procurement Office *Electronic Bid Board*. Two firms responded to the solicitation but one offer was not reasonably susceptible of award. The remaining offer was evaluated by an Evaluation and Selection Committee and was found to be technically acceptable. Upon completion of the technical evaluation, a price proposal was requested.

Contractor's services will include:

- Management of Local Area Networks (LAN)
- Management of Wide Area Networks (WAN)
- Performance Testing
- Upgrades for network hardware and software
- Service strategy, service operation and continual service improvement aligned with Information Technology Infrastructure Library methodology

<b>FUND SOURCE:</b>	Current Unrestricted Funds
<b>APPROP. CODE:</b>	R30B30
<b>RESIDENT BUSINESS:</b>	Yes
<b>MD TAX CLEARANCE:</b>	12-0667-1111

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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:** 9-RP

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

**INSTITUTION:** Coppin State University

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

**PROPERTY:** 1626 Warwick Avenue, Baltimore

**GRANTOR:** Mann and Company Realty Brokers, LLC

**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>	Grubb & Ellis Landauer	\$31,500.00
	Lipman Frizzell & Mitchell	\$31,200.00

**FUND SOURCE:** Plant Funds

**APPROP. CODE:** R30B36

<b>PRICE:</b>	Acquisition:	\$31,500.00
	Relocation:	\$ .00
	Ground Rent:	\$ .00
	Total:	\$31,500.00

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

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**REAL PROPERTY:** Acquisition by Purchase

**ITEM:** 10-RP

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

**INSTITUTION:** Coppin State University

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

**PROPERTY:** 1727 Thomas Avenue, Baltimore

**GRANTOR:** Thelma Lewis

**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>	Grubb & Ellis Landauer	\$30,500.00
	Lipman Frizzell & Mitchell	\$30,500.00

**FUND SOURCE:** Plant Funds

**APPROP. CODE:** R30B36

<b>PRICE:</b>	Acquisition:	\$ 30,500.00
	Relocation:	\$ 39,876.90 *
	Ground Rent:	\$ <u>2,000.00</u> **
	Total:	\$ 72,376.90

\*Tenant replacement housing eligibility

\*\*Ground rent redemption

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

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**REAL PROPERTY:** Acquisition by Purchase

**ITEM:** 11-RP

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

**INSTITUTION:** Coppin State University

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

**PROPERTY:** 1731 Thomas Avenue, Baltimore

**GRANTOR:** DRR-ETS, LLC

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

**APPRAISED VALUE:** Calvin Thomas \$37,500.00  
Gregory D. Jones \$30,500.00

**FUND SOURCE:** Plant Funds

**APPROP. CODE:** R30B36

**PRICE:** Acquisition: \$ 30,000.00  
Ground Rent: \$ 1,500.00\*  
Relocation: \$ 000.00  
Total: \$ 31,500.00

\*Ground rent redemption

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

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**ITEM:** 1-IT

Agency Contact:  
Patricia Tarpley (410) 768-7252  
[ptarpley@mdot.state.md.us](mailto:ptarpley@mdot.state.md.us)  
Donna Ziegenhein (410) 260-7627  
[Donna.Ziegenhein@maryland.gov](mailto:Donna.Ziegenhein@maryland.gov)

**DEPARTMENT/PROGRAM:**

Maryland Department of Transportation  
Motor Vehicle Administration

**CONTRACT ID:**

Driver Law Test  
Software Maintenance and Technical Support  
V-MUL-12108-IT  
ADPICS No. J00B2400014

**CONTRACT DESCRIPTION:** Software maintenance and technical support on the driver law test equipment at the Motor Vehicle Administration's 25 branch locations.

**AWARD:**

TTSS Interactive Products  
Long island City, NY

**TERM:**

5/17/2012- 5/16/2014

**AMOUNT:**

\$348,000.00

**PROCUREMENT METHOD:**

Sole Source

**MBE PARTICIPATION:**

0%

**INCUMBENT:**

Same

**REMARKS:** The MVA is the State agency responsible for testing and licensing Maryland drivers, administering over 300,000 law and general knowledge tests annually. The tests are intended to verify knowledge of traffic and motor vehicle laws, rules of the road, and safe driving practices. The tests are administered on computers. The testing system also provides daily reports, including demographics information that assists MVA in staffing, planning and related matters.

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

**ITEM: 1-IT (cont.)**

TTSS Interactive Products is the sole proprietor of the source code and the only authorized vendor to provide software maintenance and technical support services. Software maintenance and technical support service from the source-code owner is necessary to avoid disruption to MVA customers.

No MBE goal was established as TTSS is the sole proprietor and the only company that provides maintenance and technical support for this software.

<b>FUND SOURCE:</b>	100% Special Funds Budgeted to MVA (Transportation Trust Fund)
<b>APPROP. CODE:</b>	J04E0003
<b>RESIDENT BUSINESS:</b>	No
<b>MD TAX CLEARANCE:</b>	12-0235-1111

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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 MOD

**Agency Contact:**  
Ronald Brothers (410) 585-3100  
[rbrothers@dpscs.state.md.us](mailto:rbrothers@dpscs.state.md.us)  
Donna Ziegenhein (410) 260-7627  
[Donna.Ziegenhein@maryland.gov](mailto:Donna.Ziegenhein@maryland.gov)

**DEPARTMENT/PROGRAM:** Public Safety & Correctional Services  
Information Technology &  
Communications Division

**CONTRACT ID:** Certified Mail Services  
DPSCS IT&CD 2010-01  
ADPICS No. Q00B2400092

**CONTRACT APPROVED:** DoIT 2-IT (9/16/2009)

**CONTRACTOR:** DISYS  
Chantilly, Virginia

**CONTRACT DESCRIPTION:** Provide licenses, system management and technical support to the existing certified email system.

**MODIFICATION DESCRIPTION:** (1) Add three one-year options that were omitted on the original BPW Agenda Item; and (2) exercise the first 1-year option.

**ORIGINAL CONTRACT TERM:** 09/19/2009-09/18/2012 (base period)

**MODIFICATION/OPTION TERM:** 09/19/2012-09/18/2013

**ORIGINAL CONTRACT AMOUNT:** \$138,774.00

**OPTION AMOUNT:** \$ 50,845.00

**PRIOR MODIFICATIONS:** None

**REVISED TOTAL CONTRACT AMOUNT:** \$189,619.00

**ORIGINAL PROCUREMENT METHOD:** Sole Source

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

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

**MBE PARTICIPATION:** 0%

**REMARKS:** This contract provides for the continuation of essential maintenance and licenses of the Certified Mail Services engine, which allows users to send confidential information, such as criminal history, as specified by State and federal laws. Without this service, the Department of Public Safety and Correctional Services does not have the capability of emailing confidential information to law enforcement agencies. Consequently, the lack of this service would greatly impact law enforcement's ability to receive critical background checks in a timely fashion and could potentially put the citizens of Maryland at risk.

DataMotion/Certified Mail is the owner of the proprietary software and has authorized DISYS as their sole reseller. DISYS has been providing this service for the DPSCS, has provided excellent customer service and has always fulfilled its contractual obligations.

**FUND SOURCE:** 100% General Funds

**APPROP. CODE:** Q00A0102

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 12-0045-0011

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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:** 3-IT MOD

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

**DEPARTMENT/PROGRAM:** Department of Information Technology  
Telecommunications Access Maryland

**CONTRACT ID:** Telecommunications Relay  
Captioned Telephone Service  
ADPICS No. F50B9200009 (FA I)  
COE22280  
F50B9200011 (FA II) COE26239

**CONTRACT APPROVED:** DBM 13-IT Functional Area I (2/28/2007)  
DBM 5-IT Functional Area II (3/21/2007)

**CONTRACTOR:** Hamilton Telephone Company  
Aurora, NE

**CONTRACT DESCRIPTION:** Telecommunications traditional relay and captioned telephone service for Maryland's hearing and speech disabled citizens.

**MODIFICATION DESCRIPTION:** 12-month extension to allow time to complete new procurement and transition the services to a new contract.

**ORIGINAL CONTRACT TERM:** 3/01/2007-5/31/2012 Functional Area I  
3/22/2007-5/31/2012 Functional Area II

**MODIFICATION TERM:** 6/01/2012- 5/31/2013  
(Functional Area I and Functional Area II)

**ORIGINAL CONTRACT AMOUNT:** \$32,103,000.00 NTE Functional Area I  
\$20,000,000.00 NTE Functional Area II

**MODIFICATION AMOUNT** \$0

**PRIOR MODIFICATIONS/OPTIONS:** None

**REVISED CONTRACT AMOUNT:** Same

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

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

**ITEM:** 3-IT MOD (Cont.)

**MBE PARTICIPATION:** 1% (Functional Area 1)  
0% (Functional Area 2)

**MBE COMPLIANCE:** 3.89% (Functional Area 1)

**REMARKS:** The RFP encompassed two functional areas:

- Functional Area 1: Telecommunications Traditional Relay Service allows persons with hearing or speech disabilities to place and receive telephone calls at a comparable level of access and quality that standard telephone service is provided to a person without a hearing or speech disability; and
- Functional Area 2: Statewide Captioned Telephone Service is a newer technology wherein the service displays every word a caller says throughout a conversation incorporating voice recognition. Users can listen to a caller and can also read the written captions in a display window on their captioned telephone).

Both functional areas fulfill mandatory requirements of the Americans with Disabilities Act, Maryland's State Finance and Procurement Article, and the Federal Communication Commission. The original RFP was set up to allow separate awards for each of the functional areas. Hamilton Telephone Company received both awards.

The replacement RFP is intended to provide a more flexible cost structure and to, hopefully, encourage competition. The RFP is now in final legal review with expected release in early May. Approval of this extension will only allow time for the new procurement and for a three to six month transition period.

**FUND SOURCE:** 100% Special  
(Universal Service Trust Fund)

**APPROP. CODE:** F50B0409

**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 D  
DEPARTMENT OF INFORMATION TECHNOLOGY  
ACTION AGENDA**

**ITEM:** 4-IT

**Agency Contact:**

Albert Annan (410) 767-0114  
[aannan@msde.state.md.us](mailto:aannan@msde.state.md.us)  
Donna Ziegenhein (410) 260-7627  
[Donna.Ziegenhein@maryland.gov](mailto:Donna.Ziegenhein@maryland.gov)

**DEPARTMENT/PROGRAM:**

Education  
Maryland State Library for the Blind and  
Physically Handicapped

**CONTRACT ID:**

Integrated Library Management System  
ADPICS No. R00B2400038

**CONTRACT DESCRIPTION:** Maintain, upgrade, support and host a web-based integrated library management system for use by approximately 10,000 patrons of the Library for the Blind and Physically Handicapped.

**AWARD:**

Keystone Systems, Inc.  
Raleigh, NC

**TERM:**

6/1/2012 - 5/31/2013 (base)  
(2 one-year renewal options)

**CONTRACT AMOUNT:**

\$112,002 (1 year; base contract)  
\$112,002 (1 year; 1<sup>st</sup> renewal option)  
\$112,002 (1 year; 2<sup>nd</sup> renewal option)  
\$336,006 Total (3 years)

**PROCUREMENT METHOD:**

Sole Source

**MBE PARTICIPATION:**

25%

**INCUMBENT:**

Same

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

**ITEM: 4-IT (cont.)**

**REMARKS:** The Keystone Library Automated System (KLAS) is the core software that runs the comprehensive library services at the Library for the Blind and Physically Handicapped. KLAS is an integrated system used for acquisitions, cataloging, circulation, serializing and other comprehensive business functions of running the library. This KLAS commercial-off-the shelf software (proprietary and copyrighted) was acquired through a competitive bid process for which only one bid was received (DBM 12-IT, 9/20/2006). KLAS is used in the network of libraries for the blind and physically handicapped across the nation, including the National Library Service for the Blind and Physically Handicapped, a division of the Library of Congress.

Maryland's Library is part of a national network of libraries in each state. The Library's mission is to provide quality services to all of Maryland's eligible visually-impaired residents. The Library serves approximately 10,000 registered patrons and 225 institutions from the Baltimore City location and from the sub-regional library in Rockville. Patrons are served through the mail, the internet, telephone, fax and in person. The Library is part of a free national program of Braille and recorded materials for blind and physically handicapped administered by the National Library Service. The collection of materials is approximately 44,990 talking books, 8,744 Braille titles, 9,258 large print titles, and 268 descriptive video cassettes. In total, the Library has approximately 260,000 items.

This contract continues maintenance and technical support services to keep the system operational and to manage assets and services efficiently and effectively.

<b>FUND SOURCE:</b>	100% Gen.
<b>APPROP. CODE:</b>	R00A0100
<b>RESIDENT BUSINESS:</b>	No
<b>MD TAX CLEARANCE:</b>	12-0265-0001

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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

CONSTRUCTION CONTRACT

ITEM: 1-C

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: T-1041-0140  
Charlotte Hall Park and Ride Facility  
ADPICS NO. T10410140

CONTRACT DESCRIPTION: This contract is for the construction of a parking facility that will accommodate approximately 500 vehicles on the north side of Golden Beach Road located in the town of Charlotte Hall, St. Mary's County, Maryland. The project will include two access points to Golden Beach Road (one of which is an extension of Market Drive).

AWARD: Reliable Contracting Co., Inc.  
Millersville, MD

TERM: 360 Calendar Days from NTP

AMOUNT: \$4,127,394

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Reliable Contracting Co., Inc. Millersville, Maryland	\$4,127,394
Facchina Construction Co., Inc. LaPlata, Maryland	\$4,334,206
Bay Country Enterprises, Inc. Leonardtown, Maryland	\$4,375,585
Great Mills Construction Co., Inc. Great Mills, Maryland	\$4,586,736
Peak Incorporated Columbia, Maryland	\$5,278,000
Dixie Construction Co., Inc. Churchville, Maryland	\$6,367,325
Ardent Company, LLC McLean, Virginia	\$8,666,600

ITEM: 1-C (Continued) BPW – 05/02/12

DBE PARTICIPATION: 30%

PERFORMANCE SECURITY: Performance Bond at 100% of Contract Amount

REMARKS: The Engineer's Estimate for this contract was \$5,296,722.

This Solicitation was advertised in eMaryland Marketplace and on the Maryland Transit Administration's (MTA) website. One hundred fifty-one (151) firms received bid packages by downloading the solicitation documents from these two sources; one hundred seventeen (117) were Maryland firms. A total of eight (8) bids were received, however one (1) bid was deemed not-responsive because the Bidder failed to include a Bid Bond with their original bid submission.

This project is for the construction of a 500-space Park-and-Ride Lot that will be used by customers of MTA's Commuter Bus service. MTA's Commuter Bus service from Southern Maryland to Washington, DC has experienced steady and strong growth in recent years, as higher gasoline prices and an influx of population to the area have stimulated ridership demand. This parking lot will accommodate current and future customers, and will alleviate MTA's ongoing challenge of having to lease parking spaces from private property owners.

This contract includes a miscellaneous work allowance of \$529,672 (approximately 12% of the contract value).

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

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0644-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

James L. Knighton (410) 767-0820  
 jknighton@mta.maryland.gov

BPW – 05/02/12

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 2-C

MARYLAND TRANSIT ADMINISTRATION:

**CONTRACT ID:** T-1282-0140  
 Central Control Center Security Upgrades  
 ADPICS NO. T12820140

**CONTRACT DESCRIPTION:** This Contract is for reconstruction of lower level one and the second floor of the Maryland Transit Administration's (MTA) Operations Control Center (OCC) Building. This project also includes Mechanical, Electrical and Plumbing (MEP) improvements and the addition of an emergency back-up generator.

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

**TERM:** 395 Calendar Days from NTP

**AMOUNT:** \$3,973,731

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

Plano-Coudon, LLC Baltimore, MD	\$3,973,731
Brawner Builders, Inc. Hunt Valley, MD	\$5,161,376

**MBE PARTICIPATION:** 31%

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

**REMARKS:** This Solicitation was advertised in eMaryland Marketplace and on MTA's Web Site. In addition, potential firms were directly solicited via the Governor's Office of Minority Affairs (GOMA) and the MTA Office of Fair Practice (OFP). One Hundred Forty Five (145) firms received bid packages; One Hundred Thirty (130) were Maryland firms. Four (4) bids were received, however two (2) bids were deemed not-responsive. One Bidder did not meet the overall DBE goal of 30% that was set for this contract and they did not specify a price for each pay item. The other Bidder did not provide a signature page for the Bid Form and they did not specify a price for each pay item.

The MBE goal established for this contract was 30%; however the Contractor is exceeding the goal by 1%.

ITEM: 2-C (Continued)

BPW – 05/02/12

The work involves a complete (phased) renovation of the second floor of the OCC Building; heating, ventilating and air conditioning improvements to the first floor; replacement of air handling units in the mechanical room; partial (phased) renovation to lower level one, including remodeling of the locker rooms and construction of a lunch room and to add emergency back-up power to the facility.

The MTA is in need of these upgrades, in order to consolidate operations and communications into a single area within its entire transportation system. The upgrades will allow the various modes to coordinate, distribute, and store information from a single location.

This contract includes a miscellaneous work allowance of \$314,605 (approximately 7.9% of the total contract value).

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

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0645-1111

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

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

James L. Knighton (410) 767-0820  
jknighton@mta.maryland.gov

BPW – 05/02/12  
 (REVISED)

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 3-C

MARYLAND TRANSIT ADMINISTRATION:

**CONTRACT ID:** T-1337  
 Ancillary Repairs, Maintenance & Minor  
 Construction-Facilities Maintenance - Bus  
 ADPICS NO. T1337

**CONTRACT DESCRIPTION:** The work performed under this contract includes the furnishing of services necessary for the accomplishment of miscellaneous minor construction, repair, and maintenance work as well as implementing minor equipment, maintenance and system improvements and installations at the Maryland Transit Administration's Bus Facilities located in various Maryland counties and Baltimore City.

**AWARD:** Southern Improvement Co., Inc.  
 Hunt Valley, Maryland

Mid-Atlantic General Contractors, Inc.  
 Beltsville, Maryland

Rubino Enterprises, Inc.  
 Linthicum, Maryland

Hawkeye Construction, Inc.  
 Baltimore, Maryland

**TERM:** 05/04/2012 – 05/03/2016

**AMOUNT:** \$8,000,000 (Aggregate Amount NTE)

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:** Representative Bids

Southern Improvement Co., Inc. \$ 56,898  
 Hunt Valley, Maryland

Mid-Atlantic GC, Inc. \$ 78,800  
 Beltsville, Maryland

Rubino Enterprises, Inc. \$106,284  
 Linthicum, Maryland

Hawkeye Construction, Inc. \$107,339  
 Baltimore, Maryland

ITEM: 3-C (Continued)

BPW – 05/02/12

**BIDS CONT'D:**

Denver-Elek, Inc. \$122,000  
 Baltimore, Maryland

Rich Moe Enterprises, LLC \$138,322  
 Upper Marlboro, Maryland

Baltimore Contractors \$148,889  
 Baltimore, Maryland

Micon Constructions, Inc. \$191,111  
 Washington, DC

DBE PARTICIPATION: 30%

PERFORMANCE SECURITY: Performance Bond at 100% of Contract Amount

HIRING AGREEMENT ELIGIBLE: Yes

**REMARKS:** The Engineer's Estimate for the first task under this contract was estimated at \$106,040. The bid price has been confirmed from the lowest bidder.

This Solicitation was advertised in eMaryland Marketplace and on MTA's Web Site. Seventy-nine (79) firms received bid packages; Sixty-five (65) were Maryland firms. A total of eight (8) responsive bids were received. Two (2) bids were found not-responsive.

This is an IFB solicitation undertaken by the MTA for an ancillary services contract that will be awarded to more than one bidder. There will be a secondary competition for each task order. The first task order under the contract will be awarded to the responsible bidder with the lowest responsive bid based on the bid submitted for the sample task, as provided in the solicitation. The first task order will include repairing and upgrading the existing vestibule; replacing windows; removing flower beds; paving a designated parking area; upgrading lighting; installing heat curtain, and grinding and pointing up brick and block at MTA's Bus facility located at 1331 Monroe Street in Baltimore. The lowest bid amount for the sample task does not represent the total amount for which the contract could be awarded because each bidder will have an opportunity to compete for subsequent tasks issued by the MTA. In addition, each Contractor will only be compensated for the actual work, satisfactorily completed and accepted, on a task-by-task and item by item basis, as required by the MTA and in accordance with the General Provisions and Special Provisions of this contract.

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

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: Yes

ITEM: 3-C (Continued)

BPW - 05/02/12

MD TAX CLEARANCE:

- 12-0359-0111 Southern Improvement Co., Inc.
- 12-0361-0011 Mid-Atlantic GC, Inc.
- 12-0363-0111 Rubino Enterprises, Inc.
- 12-0365-0011 Hawkeye Construction, Inc.

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

BPW – 05/02/12

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 4-C

MARYLAND PORT ADMINISTRATION

CONTRACT ID: 512901  
 Masonville Vessel Berth 3  
 ADPICS NO. P512901

**CONTRACT DESCRIPTION:** Construction of a new marginal wharf at the existing cofferdam cell location and site improvements for a new berth and new Roll-On/Roll-Off (RO-RO) ramp.

**AWARD:** Corman Marine Construction  
 Annapolis Junction, MD

**AMOUNT:** \$20,273,338

**TERM:** 400 Work Days from NTP

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**  
 Corman Marine Construction, Inc. \$20,273,338  
 Annapolis Junction, MD

Shoreline Foundation, Inc. \$22,165,449  
 Pembroke Park, FL

McLean Contracting Co. \$22,614,476  
 Glen Burnie, MD

Joseph B. Fay Co. \$23,373,259  
 Baltimore, MD

Cianbro Corp. \$23,150,303  
 Pittsfield, MD

American Bridge \$24,783,203  
 North Chester, VA

Route 52 Constructors \$28,032,673  
 York, PA

Orion Marine Construction, Inc. \$30,437,699  
 Tampa, FL

ITEM: 4-C (Continued)

BPW - 05/02/2012

MBE PARTICIPATION:

~~20%~~ 16%

PERFORMANCE SECURITY:

Performance and Payment Bond at 100% of the Contract Amount

REMARKS: The Engineer's Estimate for this contract was \$24,460,242.

This Solicitation was advertised in eMaryland Marketplace. A total of eighteen (18) Contractors purchased bid specifications and drawings. Six (6) were Maryland firms. Eight (8) responsive and responsible bids were received.

Work for this contract will be performed at Berth 3 at the Masonville Marine Terminal and includes demolition, dredging, filling, grading, drainage, utilities, paving, erosion and sediment control, storm drains, waterlines, wharf, personnel access platform, moorings, cathodic protection, and electrical work at the site. Also included in this contract is the construction of a new RO-RO ramp at an existing bulkhead location on the south side of the site. The RO-RO ramp work includes demolition (existing relieving platform), new wharf and relieving platform, and associated site work in the immediate vicinity of the new ramp.

The MBE goal established for this contract was 16%; ~~however, the contractor is exceeding this goal by 4%~~

FUND SOURCE:

100% Special Funds Budgeted to the MPA

APPROPRIATION CODE:

J03D0002

RESIDENT BUSINESS:

Yes

*See attached letter*

MD TAX CLEARANCE:

12-0509-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Record  
SM 1-11-13



Martin O'Malley  
Governor  
Anthony G. Brown  
Lieutenant Governor

Maryland Port Commission  
Darrell B. Mobley  
Acting Secretary

January 8, 2013

William Dockser  
Donald C. Fry  
Dr. Donté L. Hickman, Sr.  
Peta N. Richkus  
Theodore G. Venetoulis  
Charles H. White, Jr.

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

James J. White  
Executive Director

RECEIVED  
2013 JAN 11 AM 11:43  
BOARD OF PUBLIC WORKS

Dear Ms. McDonald:

SUBJECT: Item 4-C, DOT Agenda 5/2/12

This is to advise you of the following change to the Maryland Department of Transportation's Agenda item previously approved by the Board of Public Works.

DOT Agenda 5/2/12  
Item 4-C  
Masonville Vessel Berth 3  
FROM: MBE PARTICIPATION: 20%  
TO: MBE PARTICIPATION: 16%

Also, the last sentence in the "Remarks" section of the May 2, 2012 Agenda, Item 4-C should be changed to: "The goal established for this contract was 16%."

Thank you for your attention to this matter. If you need further information, please call Gary Lockett (Maryland Port Administration) at 410-385-4833 or Erica Carte (MDOT) at 410-865-1122.

Sincerely,

Kathy Broadwater  
Deputy Executive Director  
Maryland Port Administration

cc: The Honorable Martin O'Malley  
The Honorable Peter Franchot  
The Honorable Nancy K. Kopp

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

BPW – 05/02/12

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 5-AE

MARYLAND PORT ADMINISTRATION

**CONTRACT ID:** 513002  
 Construction Management and Inspection Services  
 ADPICS NO. P513002

**CONTRACT DESCRIPTION:** Open ended task order contract to provide all necessary labor, equipment and materials for construction management and inspection services for Maryland Port Administration contracts.

**AWARD:** AECOM USA, Inc. /  
 Johnson, Mirmiran & Thompson, JV  
 Baltimore, Maryland

**AMOUNT:** \$3,000,000 NTE

**TERM:** 05/04/12 to 05/03/17

**PROCUREMENT METHOD:** **Maryland Architectural and Engineering Services Act**; recommendation approved by the Transportation Professional Services Selection Board on April 5, 2012.

<b>PROPOSALS:</b>	<u>Technical Proposal Rating (Max= 1,000)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
AECOM USA, Inc. Johnson, Mirmiran & Thompson JV Baltimore, MD	954	1	\$3,000,000
Century Engineering Hunt Valley, MD	874	2	N/A
Urban/WBCM/JV Baltimore, MD	790	3	N/A

**MBE PARTICIPATION:** 10%

**REMARKS:** This Solicitation was advertised in eMaryland Marketplace and the SHA web page. A total of five (5) firms responded with Letters of Interest. Three(3) firms were requested to and submitted Technical Proposals. All firms submitting Technical Proposals were Maryland firms.

ITEM: 5-AE (Continued)

BPW – 05/02/12

The consultant will furnish labor, equipment and materials to perform construction management and inspection services under the supervision of the MPA's Manager of Construction for MPA construction projects.

This contract includes a provision authorizing and extending for up to 1/3 of the original contract term to spend funds remaining on the contract as provided in Revised Board Advisory 1995-1.

FUND SOURCE: 100% Special Funds Budgeted to MPA

APPROPRIATION CODE: J03-D0002

TAX COMPLIANCE NO: 12-0474-0001

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**

Norie Calvert 410-545-0402  
[ncalvert@sha.state.md.us](mailto:ncalvert@sha.state.md.us)

BPW – 05/02/12

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

**CONTRACT MODIFICATION:** (Architectural/Engineering)

**ITEM:** 6-AE-MOD

**STATE HIGHWAY ADMINISTRATION:**

**CONTRACT NO. & TITLE:** BCS 2007-16 B  
 Supplemental Construction Inspection  
 Services for Caroline, Cecil, Kent,  
 Queen Anne's and Talbot Counties  
 (District 2)  
 ADPICS NOS. CO283115

**ORIGINAL CONTRACT APPROVED:** Item 5-AE, DOT Agenda 12/17/08

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

**MODIFICATION:** Modification No. 2 will increase the contract value for the contract in  
 order for the work to continue in District 2.

**CONTRACTOR:** KCI Technologies, Inc./Wallace,  
 Montgomery & Associates, LLP  
 Sparks, MD

**TERM:** 12/17/08-12/01/11 (Original)  
 12/02/11–12/31/12 (Modification No. 1)

**AMOUNT:** \$2,000,000

**ORIGINAL CONTRACT AMOUNT:** \$3,000,000

**REVISED CONTRACT AMOUNT:** \$5,000,000

**PERCENTAGE INCREASE:** 60%

**DBE PARTICIPATION:** 25% (DBE Compliance 14.72%)

**REMARKS:** The District currently has ten (10) consultant inspectors to augment their staff of seven (7) inspectors. An additional five (5) inspectors are needed to handle the expected increase in the construction program. Charges are approximately \$110,423 per month for the ten (10) inspectors based on recent expenditures. Charges will increase to \$165,634 per month when the additional five (5) inspectors are added. The additional amount is needed to fund the contract through until June 1, 2013.

ITEM: 6-AE-MOD (Continued)

BPW – 05/02/12

The replacement contract, BCS 2012-08, is in the early stages of the procurement process and has a projected Notice to Proceed date of May, 2013.

This contract was extended for 12 months on the 12/21/11 DOT Agenda as Item 16-AE-MOD to allow for new contracts to be procured.

**FUND SOURCE:** Federal and Special Transportation Funds  
Budgeted to SHA

**APPROP CODE:** J02B0101

**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**

## ATTACHMENT I

## CONTRACT B

	<u>Amount</u>	<u>Term</u>	<u>BPW/DCAR Date</u>	<u>Reason</u>
<b>Original Contract</b>	\$3,000,000	12/17/08-12/1/11	12/17/08 5 AE	
<b>Modification No. 1</b>		12/1/011 -12/31/12	12/21/11 16 AE MOD	To provide additional time until new procurement
<b>Modification No. 2</b>	\$2,000,000		05/02/12	To provide additional contract authority until new procurement
<b>Revised Amount</b>	\$5,000,000			

Beverly Hill (410) 537-1086  
 bhill@mdta.state.md.us

BPW – 05/02/12

**DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA**

**ARCHITECTURAL/ENGINEERING SERVICES**

**ITEM:** 7-AE

**MARYLAND TRANSPORTATION AUTHORITY**

**CONTRACT ID:** MdTA 2011-01 A, B, C, D, E and F  
 Construction Management and Inspection Services  
 for the Maryland Transportation Authority (MDTA)

**CONTRACT DESCRIPTION:** These are six (6) task order based contracts which  
 will provide Construction Management and Inspection Services for the MdTA.

**PROCUREMENT METHOD:** **Maryland Architectural and Engineering  
 Services Act**; recommendation approved by the  
 Transportation Professional Services Selection  
 Board on April 5, 2012.

**AWARD:**

Johnson, Mirmiran & Thompson, Inc. Sparks, Maryland	Contract A
STV Corporation/Century Engineering, Inc./ Development Facilitators, Inc., JV Baltimore, MD	Contract B
Greenman-Pederson, Inc./Gannett-Fleming, Inc., JV Annapolis Junction, MD	Contract C
Whitman, Requardt & Associates, LLP/ O'Connell & Lawrence, Inc., JV Baltimore, MD	Contract D
A. Morton Thomas, Inc./Urban Engineers, Inc., JV Baltimore, MD	Contract E
Parsons Brinckerhoff, Inc./Wallace Montgomery & Associates, LLP Baltimore, MD	Contract F

ITEM: 7-AE (Continued) BPW – 05/02/12

AMOUNT:

Contract A	\$12,000,000 NTE
Contract B	\$12,000,000 NTE
Contract C	\$10,000,000 NTE
Contract D	\$10,000,000 NTE
Contract E	\$ 8,000,000 NTE
Contract F	\$ 8,000,000 NTE
Grand Total:	\$60,000,000 NTE

TERM: May 4, 2012 – May 3, 2018

MBE PARTICIPATION: 25%

**PROPOSALS:**

	<u>Technical Proposal Rating (Max 1100)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Johnson, Mirmiran & Thompson, Inc. Sparks, MD	942	1	\$12,000,000 (Contract A)
STV Corporation/Century Engineering, Inc./ Development Facilitators, Inc., JV Baltimore, MD	919	2	\$12,000,000 (Contract B)
Greenman-Pederson, Inc./ Gannett Fleming, Inc., JV Annapolis Junction, MD	910	3	\$10,000,000 (Contract C)
Whitman Requardt & Associates, LLP/ O'Connell & Lawrence, Inc., JV Baltimore, MD	899	4	\$10,000,000 (Contract D)
A. Morton Thomas, Inc./ Urban Engineers, Inc., JV Baltimore, MD	890	5	\$ 8,000,000 (Contract E)
Parsons Brinckerhoff, Inc./ Wallace Montgomery & Associates, LLP Baltimore, MD	876	6	\$ 8,000,000 (Contract F)

**REMARKS:** The Consultant shall perform construction management and inspection services in accordance with the solicitation for the Project. The work areas are: John F. Kennedy Memorial Highway, Thomas J. Hatem Memorial Bridge, Baltimore Harbor Tunnel, Fort McHenry Tunnel, Francis Scott Key Memorial Bridge, Governor Harry W. Nice Memorial Bridge, William Preston Lane, Jr. Memorial Bridge, Point Breeze and the Intercounty Connector.

The Solicitation was advertised in The Daily Record, eMaryland Marketplace and SHA web page. A total of eleven (11) engineering consultant firms submitted technical proposals for this project, of which all are Maryland firms.

ITEM: 7-AE (Continued)

BPW - 05/02/12

This contract includes a provision authorizing an extension for up to 1/3 of the original contract term to spend funds remaining on the contract as provided in Revised Board Advisory 1995-1.

FUND SOURCE: 100% Toll Revenue

APPROPRIATION CODE: 29.10.02.01

MD TAX CLEARANCE:

Johnson, Mirmiran & Thompson, Inc.	12-0569-1111
STV Corporation/Century Engineering, Inc./Development Facilitators, Inc., JV	12-0570-1110
Greenman-Pederson, Inc./Gannett-Fleming, Inc., JV	12-0571-0111
Whitman, Requardt & Associates, LLP/O'Connell & Lawrence, Inc., JV	12-0572-1111
A. Morton Thomas, Inc./Urban Engineers, Inc., JV	12-0567-1111
Parsons Brinckerhoff, Inc./Wallace Montgomery & Associates, LLP	12-0573-1101

RESIDENT BUSINESSES: Yes

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Norie Calvert (410) 545-0433  
 ncalvert@mdot.state.md.us

BPW – 05/02/12

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 8-M

STATE HIGHWAY ADMINISTRATION

**CONTRACT ID:** 415D11414  
 Install, Remove & Replace Miscellaneous Concrete  
 Work at Various Locations in Dorchester, Somerset,  
 Wicomico & Worcester Counties (District 1)  
 ADPICS NO. 415D11414

**CONTRACT DESCRIPTION:** This Contract consists of the installation, removal &  
 replacement of miscellaneous concrete work at various locations in District 1.

**AWARD:** Metro Paving Corporation  
 Hyattsville, MD

**AMOUNT:** \$1,426,600 NTE

**TERM OF CONTRACT:** May 14, 2012 through December 31, 2014

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

Metro Paving Corporation Hyattsville, MD	\$1,426,600
JJID, Inc. Bear, DE	\$1,629,535
Image Asphalt Maintenance, Inc. Pasadena, MD	\$1,841,485
Allied Contractors, Inc. Baltimore, MD	\$2,093,650
Brawner Builders, Inc. Hunt Valley, MD	\$2,669,600

**MBE PARTICIPATION:** 100% (see remarks)

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

ITEM: 8-M (Continued)

BPW - 05/02/12

**REMARKS:** The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Two Hundred Sixty Five (265) contractors were notified for this project; One Hundred Twelve (112) of which were MDOT Certified MBE's.

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

The MBE Goal established for this contract was 5%, however the Contractor is a Certified Minority Business Enterprise therefore the MBE Participation is 100%.

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

**APPROPRIATION CODE:** J02B0102

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-0345-0111

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**122**

Norie Calvert (410) 545-0433  
ncalvert@mdot.state.md.us

BPW – 05/02/12

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 9-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 5262161415  
Facility Management Service Contract  
ADPICS NO. 5262161415

CONTRACT DESCRIPTION: To provide the State Highway Administration with facility management for the Sideling Hill Exhibit Center and Rest Area located in Washington County on Interstate Route 68.

AWARD: Horizon Goodwill Industries  
Hagerstown, MD

TERM OF CONTRACT: June 1, 2012 - June 30, 2015

AMOUNT: \$1,096,209

PROCUREMENT METHOD: Preference Provider

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY: N/A

REMARKS: This Solicitation was sent to MD Works for their solicitation to the preference vendor community. Horizon Goodwill worked with MD Works and the Pricing Selection Committee has approved the contract price. The Horizon Goodwill bid was the only one received from MD Works.

Horizon Goodwill Industries is familiar with the scope of work required under this contract as they held the prior contract these services. Their past performance has been excellent and they are capable of performing the work as bid.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0120-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Norie Calvert 410-545-0433  
[ncalvert@sha.state.md.us](mailto:ncalvert@sha.state.md.us)

BPW – 05/02/12

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 10-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 528D61414  
 Maintenance & Repairs of Highway Street Lighting  
 at Various Locations in Allegany, Garrett &  
 Washington Counties (District 6)  
 ADPICS NO. 528D61414

**CONTRACT DESCRIPTION:** This Contract consists of the maintenance and repairing of highway street lighting at various locations in District 6.

**AWARD:** Rommel Engineering & Construction, Inc.  
 Fruitland, MD

**AMOUNT:** \$629,530 NTE

**TERM OF CONTRACT:** May 14, 2012 through December 31, 2014

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

**MBE PARTICIPATION:** 4%

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

**REMARKS:** The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. One Hundred Twelve (112) contractors were notified for this project; Twenty five (25) of which were MDOT Certified MBE's.

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

This work involves the repair maintenance of lighting that was designed in accordance with AASHTO standards for roadway lighting. The illumination standards are established by the Illumination Engineering Society. For street lighting SHA uses full "luminaire cutoffs" there is only a 3% spillover at 80% axis. Those full cutoffs are usually less glaring to drivers, yet they distribute full intensity light to the ground. Highmast lighting is designed as straight "down lighting" and is used on major highways.

**ITEM: 10-M (Continued)****BPW – 05/02/12**

This contract includes a pre-established amount of \$125,000 (19.8% of the total contract value) for payment of Materials, HAZMAT items and other incidentals.

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

**APPROPRIATION CODE:** J02B0102

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-0242-0111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**125**

James L. Knighton (410) 767-0820  
 jknighton@mta.maryland.gov

BPW -- 05/02/12

**DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA**

**RENEWAL OPTION** (Maintenance)

**ITEM:** 11-M-OPT

**MARYLAND TRANSIT ADMINISTRATION**

**CONTRACT ID:** T-8000-0239  
 Light Rail Control Integration (LRCI)  
 Maintenance Services  
 ADPICS NO. CO282322

**ORIGINAL CONTRACT APPROVED:** Item 15-M, DOT Agenda 05/21/08

**ORIGINAL PROCUREMENT METHOD:** Sole Source

**CONTRACTOR:** ARINC, Incorporated  
 Annapolis, MD

**MODIFICATION:** Request to approve Renewal Option No. 2 for a period of one (1) year to ensure on-going continued services for the MTA, Light Rail Control Integration (LRCI) project.

**AMOUNT:** \$94,643

**ORIGINAL CONTRACT AMOUNT:** \$382,909

**REVISED CONTRACT AMOUNT:** \$569,456

**PERCENTAGE INCREASE:** 24% (Renewal Option No. 2)  
 67% (Overall)

**TERM:** 06/01/08 – 05/31/11 (Original)  
 06/01/11 – 06/10/11 (Modification No. 1)  
 06/11/11 – 05/31/12 (Renewal Option No. 1)  
 06/01/12 -- 05/31/13 (Renewal Option No. 2)

**ORIGINAL MBE PARTICIPATION:** 0%

**REMARKS:** The Light Rail Control Integration System is a set of real-time software applications and utilities that are used to control and manage Light Rail vehicle movement, Supervisory Control and Data Acquisition (SCADA), and the Light Rail's Traction Power Distribution System. ARINC Information and Management System (AIMS) is a base line product used in the configuration of display management and development tools utilized on LRCI host servers, front end processors and workstations used by the Light Rail Operations to control and govern Light Rail vehicle movement, and by Systems Maintenance personnel to troubleshoot, maintain and control Light rail's signaling and power distribution systems.

ITEM: 11-M-OPT (Continued)

BPW – 05/02/12

This contract provides for onsite support for emergency repair, routine maintenance, software modifications, hardware replacement and other support as required by the Light Rail for the Maryland Transit Administration's (MTA) Light Rail Control Integration (LRCI) Project. The Contractor will provide these services on an as-needed basis.

The Maryland Transit Administration's initial installation of the ARINC Information and Management System (AIMS) Version 5.0 was implemented by ARINC at the Light Rail Division in November 1996. A newer version of AIMS, Version 6.2, was installed at Light Rail as part of the Double Track Project in September 2004. Because of the proprietary nature of the AIMS platform, other software vendors would not have legal access to the customized configuration of the application and data base infrastructure. For Light Rail to receive the necessary support, from a vendor other than ARINC would require total redesign, testing and implementation of new train control management software. Light Rail Operations and Systems Maintenance personnel received the contractually required training from ARINC with initial system installation of the system. The training provided adequate operational and functional knowledge of the system. However, it would be beyond Light Rail's technical expertise to troubleshoot and repair any complex problems that may develop with the database or application software. This option renewal will allow ARINC, Inc. to provide the necessary maintenance services and will ensure the continued compatibility of existing equipment, software and training for the MTA's Light Rail Control Integration Project.

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

**APPROPRIATION CODE:** J05H0101

**RESIDENT BUSINESS:** Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

127

## ATTACHMENT I

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$382,909	06/01/08- 05/31/11	05/21/2008	
<b>Modification No. 1</b>	\$ 0	06/01/11- 06/10/11	DCAR	Extension for time only
<b>Renewal Option No. 1</b>	\$ 91,904	06/11/11- 05/31/12	06/01/2011	One-Year Option Renewal
<b>Renewal Option No. 2</b>	\$ 94,643	06/01/12- 05/31/13	05/02/2012	Last Year Option Renewal
<b>Revised Amount</b>	\$569,456			

James L. Knighton (410) 767-0820  
 jknighton@mta.maryland.gov

BPW – 05/02/12

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

CONTRACT MODIFICATION: (Equipment)

ITEM: 12-E-MOD

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: T-8000-0341  
 Procurement of Multi-Level Commuter Rail  
 Cars  
 ADPICS NO. CO281972

ORIGINAL CONTRACT APPROVED: Item 5-E, DOT Agenda 11/02/11

ORIGINAL PROCUREMENT METHOD: Intergovernmental Cooperative Purchase

CONTRACTOR: Bombardier Transit Corporation  
 Montreal, Quebec, Canada

**MODIFICATION:** This Modification No. 1 is to increase funding to add contractually required formula adjustments to reflect fluctuations in foreign exchange rates and to upgrade the brake system on fifteen (15) cab cars that are being manufactured under this contract.

AMOUNT: \$2,047,235

ORIGINAL CONTRACT AMOUNT: \$153,080,699

REVISED CONTRACT AMOUNT: \$155,127,934

PERCENTAGE INCREASE: .013%

TERM: 11/03/2011 – 07/29/2016 (Original)  
 04/23/2012 - 07/29/2016 (MOD No. 1)

ORIGINAL DBE PARTICIPATION: 10 %

**REMARKS:** The MTA has entered into a contract with Bombardier Transit Corporation pursuant to an Intergovernmental Cooperative Purchasing Agreement with New Jersey Transit (NJT). NJT competitively procured a contract to purchase 179 multi-level passenger rail cars; however, after award NJT determined that it did not need all the cars called for in the contract. NJT and MTA entered into an Assignment Agreement, under which NJT assigned to MTA options for 54 rail cars including 15 cab cars, 5 cars with toilet rooms, and 34 trailer cars. The cars will be constructed in the spring of 2013 and MTA will begin to take delivery shortly thereafter. Article 103 of the contract agreement dated October 1, 2011, requires that the total price of the contract must be adjusted to reflect changes in value of the Canadian dollar relative to U.S. currency that occurred between the date of execution of the contract by Bombardier and the date on which Notice to Proceed (NTP) was given on November 3, 2011. The amount of this one-time adjustment is \$580,306.

ITEM: 12-E-MOD (Continued)

BPW – 05/02/12

As the manufacturing process has proceeded, MTA has determined it to be advantageous and necessary to upgrade the brake system on the 15 Multi-Level cab cars from the existing Knorr ESRA system to the Knorr CCBII-P Brake system. The proposed CCBII-P system upgrade is a commercially available Off-The-Shelf (COTS) product with an established service-proven design, and represents a technical and price best value to the MTA that will improve braking performance and reliability. Accordingly, MTA is also seeking approval of an additional \$1,466,929 in contract authority to upgrade the brake system of the 15 Multi-Level cab cars to the Knorr CCBII-P system.

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

**APPROPRIATION CODE:** J05H0105

**RESIDENT BUSINESS:** No

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

130

## ATTACHMENT I

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$153,080,699	11/03/11 – 7/29/16	11/02/2011	54 Multi-Level Rail Cars
<b>Modification #1</b>	\$ 2,047,235	4/23/12 – 7/29/16	05/02/2012	Indices Formula Adjustment and upgrade of brake systems on 15 cars
<b>Revised Amount</b>	<b>\$155,127,934</b>			

John Thornton (410) 385-4850  
[jthornton@marylandports.com](mailto:jthornton@marylandports.com)

BPW – 05/02/12

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

**RENEWAL OPTION:** (Service)

**ITEM:** 13-S-OPT

**MARYLAND PORT ADMINISTRATION**

**CONTRACT ID:** 290014-S  
 Central Station Alarm Monitoring  
 ADPICS NO. CO282641

**ORIGINAL CONTRACT APPROVED:** Item 15-M, DOT Agenda 6/17/09

**ORIGINAL PROCUREMENT METHOD:** Negotiated Award after Unsatisfactory  
 Competitive Sealed Bidding

**CONTRACTOR:** Techmark Corporation  
 Hunt Valley, MD

**MODIFICATION:** Renewal Option No. 1 is to exercise the single three-year renewal option for the period 8/1/2012 through 7/31/2015.

**AMOUNT:** \$274,875

**ORIGINAL CONTRACT AMOUNT:** \$231,117

**REVISED CONTRACT AMOUNT:** \$595,223

**PERCENTAGE INCREASE:** 119% (Renewal Option No. 1)  
 157% (Overall)

**TERM:** 8/01/09 – 7/31/12 (Original)  
 8/01/12 – 7/31/15 (Renewal Option No. 1)

**MBE PARTICIPATION:** 100% (see remarks)

**REMARKS:** This contract provides the Maryland Port Administration (MPA) with central station alarm monitoring and maintenance at various MPA terminals. The contractor provides monitoring, labor, supervision, materials, skills, training and equipment required to monitor and maintain a fully functional central station alarm system providing uninterrupted protection.

The contractor, Techmark Corporation, has performed satisfactorily and its prices have been reasonable. This renewal is subject to a CPI increase not to exceed 4%. The contractor has agreed to forgo the price increase during the renewal term.

**ITEM: 13-S-OPT (Continued)****BPW – 05/02/12**

The value of this renewal includes an allowance of \$60,000 (\$20,000 per year) for repairs and installations (including materials) beyond the basic monitoring and supplies that are included in the scope of services at no additional cost to MPA.

The MBE goal established for this contract was 4%, however the Prime Contractor is a certified Minority Business Enterprise. To date the contractor has exceeded its MBE goal by 3%. The Prime Contractor is also a Small Business Enterprise.

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

**APPROPRIATION CODE:** J03-D0001

**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**

**133**

## ATTACHMENT I

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$231,117	8/1/09-7/31/12	6/17/09	Alarm monitoring and maintenance for MPA terminals
<b>Modification No. 1</b>	\$4,260	8/17/09-7/31/12	N/A	Equipment and monitoring at three additional locations
<b>Modification No. 2</b>	\$7,509	8/14/09-7/31/12	N/A	Equipment and monitoring at three additional locations
<b>Modification No. 3</b>	\$0			Replaced BPO P090912 with P100008 due to a date error for MBE report.
<b>Modification No. 4</b>	\$7,006	2/3/10-7/31/12		Added digital monitoring modules at three locations.
<b>Modification No. 5</b>	\$16,100	3/9/10-7/31/12		Upgraded alarm monitoring equipment at the Dunmar Building and DMT Gates
<b>Modification No. 6</b>	\$8,655	1/26/11-7/31/12		Equipment and monitoring at four additional buildings at Fairfield Marine Terminal.
<b>Modification No. 7</b>	\$45,701	5/3/11-7/31/12	DCAR 6/28/11	Upgrade to wireless monitoring in various locations

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gfabula@mta.maryland.gov

BPW – 05/02/12

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM: 14-RP MMC#11-5046

MARYLAND TRANSIT ADMINISTRATION

PROPERTY LOCATION: Muirkirk MARC Station  
Muirkirk, Prince George’s County, Maryland

EXPLANATION: In accordance with COMAR 14.24.05, approval is requested to grant three (3) easements to the adjoining property owner that will assist with the planned mix-use development of their property that adjoins the Muirkirk MARC Station in Prince George’s County, Maryland. The easements consist of a temporary easement for entrance improvements consisting of 4,648 square feet; easement for a new crosswalk consisting of 200 square feet; and a temporary grading easement consisting of 6,961 square feet.

GRANTOR: Maryland Transit Administration

GRANTEE: Jackson-Shaw/Brickyard Limited Partnership, LLP

SPECIAL CONDITIONS: None

CONSIDERATION: \$8,200

APPRAISAL: \$8,200 (State Highway Administration Staff Appraisal by Dawn Nguyen dated November 1, 2011) Reviewed and approved by Ron Hammond, SHA Review Appraiser.

REMARKS: The subject easements will not affect MARC Operations.

Board of Public Works’ approval is requested for granting the various property easements.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

BPW – 05/02/12

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

REAL PROPERTY ACQUISITION

ITEM 15-RP

MARYLAND TRANSIT ADMINISTRATION: Dunkirk Park and Ride Project  
 Calvert County, Maryland

REFERENCE: Approval is requested for the purchase of various interests to obtain fee simple title and title to various easements from the subject property for use in connection with the construction of the Dunkirk Park & Ride Project.

SPECIAL CONDITIONS: None

OWNER: Penwick Village, LLC

OWNERSHIP: Since September 8, 2003

PROPERTY: Approximately 0.6779± of an acre of land in fee simple, 0.1210± of an acre of land for revertible slope easements, and 1.6433± acres of land for temporary construction easements from the parcel identified as north side 10825 Town Center Boulevard, T. M. 3, Grid 20, Parcel, Lot 4R and Storm Water Management Parcel, Calvert Gateway, Dunkirk, Maryland 20754.

CONSIDERATION: \$318,250

APPRAISED VALUE: \$318,250, Franc X. Korber, fee appraiser  
 Reviewed and selected by William T. Caffrey, Jr., Chief, Appraisal Review Division, SHA

\$219,400, Thomas B. Herbert, fee appraiser  
 Reviewed by William T. Caffrey, Jr., Chief, Appraisal Review Division, SHA

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05H0105

REMARKS: The subject property is required for the construction of MTA's Dunkirk Park & Ride Lot Project located in Dunkirk, Calvert County, Maryland. Penwick Village, LLC has agreed to MTA's offer and has executed the option contract. This proposed action represents the final property acquisition required to support the planned 486-space surface parking lot.

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

APPROVED

DISSAPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

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

**CONSTRUCTION CONTRACT**

**ITEM**      1-C (revised)

**DEPARTMENT OF NATURAL RESOURCES**      Black Walnut Point, NRMA  
Shore Erosion Control  
Talbot County, MD

**CONTRACT NO. AND TITLE**      Project No. SEC BWP NRMA FY-08;  
Black Walnut Point, NRMA Bulkhead  
Replacement and Stone Revetment  
Reconstruction  
ADPICS NO. 605P2400019 (DNR)

**CONTRACT DESCRIPTION**      Approval requested for a contract for the  
replacement of a deteriorated 372 linear feet timber bulkhead and the reconstruction of a 1,514  
linear feet of stone revetment.

**PROCUREMENT METHOD**      Competitive Sealed Bids

<b><u>BIDS OR PROPOSALS</u></b>	<b><u>AMOUNT</u></b>
Corman Marine Construction, Inc., Annapolis Junction, MD	\$1,126,102.00
Coastal Design & Construction, Inc., Gloucester, VA	\$1,274,862.00
E.A. & J.O. Crandell, Inc., West River, MD	\$1,627,740.00
Baltimore Piling Driving, Whiteford, MD	\$1,649,795.00
Rehak's Contracting, LLC, Baltimore, MD	\$1,680,981.00
Shoreline Design, LLC, Edgewater, MD	\$1,717,500.00
W.F. Magann Corp., Portsmouth, VA	\$1,941,055.00

**AWARD**      Corman Marine Construction, Inc.  
Annapolis Junction, MD

**AMOUNT**      \$1,126,102.00

**TERM**      300 Calendar Days

**MBE PARTICIPATION**      26.6%

**PERFORMANCE BOND**      100% full contract amount

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

**CONSTRUCTION CONTRACT**

**ITEM**            1-C (Cont.) (Revised)

**REMARKS**

A notice of availability of an Invitation for Bids (IFB) was posted on the DNR Bid Board and *eMaryland Marketplace.com*. In addition, notices of availability of the opportunity for bidding were mailed to 27 contractors known to provide the required services.

This project will replace a failed section of timber bulkhead with a stone revetment on the Chesapeake Bay and reconstruct sections of old stone revetment that have deteriorated and been damaged by past storms on the Chesapeake Bay and on Black Walnut Cove.

Approval is also requested for the transfer of funds to DNR in the amount of \$1,126,102.00 for DNR's use in managing the project's construction. The transfer amount represents the bid price plus construction contingency and inspection/testing services.

**FUND SOURCE**

MCCBL 2009/Item 013 (Black Walnut Point Shoreline Erosion Control)

**RESIDENT BUSINESS**

Yes

**TAX COMPLIANCE NO.**

12-0461-1111

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

**CONSTRUCTION CONTRACT**

**ITEM**            2-C

**DEPARTMENT OF GENERAL SERVICES**

James Senate Building  
Annapolis, MD

**CONTRACT NO. & TITLE**

Project No. BA-000-071-301;  
College Avenue Courtyard Reconstruction  
ADPICS NO. 001B2400522

**CONTRACT DESCRIPTION**

Approval requested for a contract for the renovation and reconstruction of the College Avenue courtyard at the James Senate Building in Annapolis, MD. The work to be completed includes the complete demolition of the existing hardscaped and landscaped areas. Also, re-grading, reconstruction of landscape and hardscape features of the existing courtyard, new plant material, and various other improvements throughout the space are included.

**PROCUREMENT METHOD**

Competitive Sealed Bids

**BIDS OR PROPOSALS**

	<b><u>AMOUNT</u></b>
Cooper Materials Handling, Inc., Vienna, VA	\$266,741.00
Boblits Enterprises, LLC, Hughesville, MD	\$268,086.00
McDonnell Landscape, Brookville, MD	\$328,500.00
DSM Properties, LLC, Randallstown, MD	\$343,000.00
Richard Beavers Construction, Inc., Easton, MD	\$485,675.00

**AWARD**

Cooper Materials Handling, Inc.  
Vienna, VA

**AMOUNT**

\$266,741.00

**TERM**

180 Days

**MBE PARTICIPATION**

28.5%

**PERFORMANCE BOND**

100% of full contract amount

**REMARKS**

A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com*. The project was advertised for construction on February 29, 2012. Five bids were received

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

**CONSTRUCTION CONTRACT**

**ITEM**        2-C (Cont.)

The MBE goal of 25% was met and exceeded by the recommended awardee and affirmed by the MBE Office.

Cooper Materials Handling Inc. has provided an MBE subcontracting goal of 28.5% overall of which 12% (\$32,008.92) is for a Women-owned firm, 8.5% (\$22,672.99) is for an African American-owned firm, and 8% is for an Asian-owned firm.

This project will provide much needed renovations to the landscape pavers and plantings in the College Avenue Courtyard. The re-grading of the entire courtyard towards College Avenue will create positive drainage away from the perimeter of the James Building, eliminating a source of infiltration into the basement of the building. The replacement of the deteriorated front entry steps from the College Avenue sidewalk will be a safety improvement for employees using that building entrance. The Government estimate is \$302,459.00.

**FUND SOURCE**

MCCBL 2006, Item 014 (Provide funds for the design, construction, and capital equipping of improvements and safety enhancements to the Annapolis Public Buildings and Grounds, limited to the James Senate Office Building, Legislative Services Building, House Office Buildings, Miller Senate Building,....)

**RESIDENT BUSINESS**

No

**TAX COMPLIANCE NO.**

12-0697-1110

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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 (Cont.) (Revised)

<b><u>BIDS OR PROPOSALS (Cont.)</u></b>	<b><u>Tech.</u></b> <b><u>Rank</u></b>	<b><u>Financial</u></b> <b><u>Price (Rank)</u></b>	<b><u>Overall</u></b> <b><u>Rank</u></b>
<b><u>Offerors</u></b>			
<i>Petroleum Traders Corporation</i>	3	\$22,470,720.00 (3)	3
<i>Fort Wayne, IN</i>			
Replacement of Fuel Management System		N/A	
Maintenance of Existing System		N/A	
Provision of Fuels for Fuel Management System		N/A	
Provision of Aggregate (Bulk) Fuels		\$22,470,720.00	
<i>(All Regions all bulk fuels and Transport, not including Tank Wagon)</i>			

<i>ISObunker, LLC, Aston, PA</i>	4	\$28,929,217.00	4
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Replacement of Fuel Management System		N/A	
Maintenance of Existing System		N/A	
Provision of Fuels for Fuel Management System		N/A	
Provision of Aggregate (Bulk) Fuels		\$28,929,217.00	
<i>(Region B Gasoline Transport only, Region C Gasoline Transport and Tank Wagon, Region C Ultra-Low Sulfur Diesel Transport only)</i>			

Note: All cost for Maintenance of Existing System, Provision of Fuels for Fuel Management System, and Provision of Aggregate (Bulk) Fuels are estimated amounts.

Financial factors had greater weight than Technical factors in the overall award determination.

**AWARD**

Mansfield Oil Company  
Gainesville, GA

**TERM**

8/1/2012-7/31/2017 (W/2 two-year renewal options)

**AMOUNT**

\$ 61,973,618.00 (1st year base contract w/one-time fees)  
\$243,280,616.00 (Years 2-5 Base Contract)  
 \$305,254,234.00 (Total 5 Year Base)  
 \$121,640,308.00 (1<sup>st</sup> 2-year renewal option)  
\$121,640,308.00 (2<sup>nd</sup> 2-year renewal option)  
 \$548,534,850.00 Total



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

**MAINTENANCE CONTRACT**

**ITEM**      3-M (Cont.) (revised)

As stated in the RFP, the Evaluation Committee's recommendation to the Procurement Officer is to award to the firm or firms whose proposal is determined to be the most advantageous to the State considering technical evaluation factors and financial/price factors as set forth in this RFP based on three (3) scenarios listed below.

1. An offeror may propose on all Tasks under the RFP. (Tasks 1, 2, 3, 4, 5, 6, 7 and 8)
2. If an offeror wishes to propose on Task 1-Replace the Existing Fuel Dispensing and Management System the offeror shall also propose on Task 2, Task 3, Task 4, Task 6, Task 7 and Task 8.
3. If an offeror wishes to propose only on Task 5-Supply and Deliver all State Required Aggregated/Bulk Fuel Requirements, not included under the MSFDMS, the offeror shall also propose on Task 8 (MBE Goal of 15%). In addition, if only Task 5 and 8 are offered it is permissible to only bid on certain regions within the Product category. For example; Region C on Table 3 Transport #2 Heating Oil may only be proposed.

Task 1	Replace the Existing Fuel Dispensing and Management System
Task 2	Purchase, Delivery and Provide Inventory Optimization of Fuel Products Dispensed via the MSFDMS Program
Task 3	Testing and Monitoring-Environmental/Operational, Programmatic and Compliance Requirements:
Task 4	Weekly Invoicing
Task 5	Supply and Deliver all State Required Aggregated Fuel Requirements Not Included Under the MSFDMS
Task 6	Compressed Natural Gas
Task 7	Emergency Response
Task 8	Achieve Socio-Economic Goals

While the objective is to award to one prime contractor who would be responsible for all aspects of the contract, it is recognized that it may be in the State's best interest to award to multiple contractors based upon the various technical and financial options offered.

Upon review of the offers submitted, Mansfield Oil Company offered on Scenario 1, provision of all tasks; Quarles Petroleum, Inc. offered on Scenario 2, provision all but task 5 (provision of aggregate fuels); ISO bunkers, LLC offered on Scenario 3, the provision of bulk fuel only; and Petroleum Traders Corporation also offered on Scenario 3, the provision of bulk fuel only.

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

**MAINTENANCE CONTRACT**

**ITEM**      3-M (Cont.) (revised)

Awarding to Quarles Petroleum, Inc. would also mean awarding contracts to ISOBunkers, LLC and Petroleum Traders Corporation to cover the bulk fuel. ISOBunkers, LLC and Petroleum Traders Corporation offers for bulk fuel do not cover all types of fuel, regions or types of transport.

On March 6, 2012 the Evaluation Committee finished its evaluation of the proposals received. A Financial Best and Final Offer (BAFO) was requested and received which concluded that the proposal submitted by Mansfield Oil Company represents a proposal that is most advantageous to the State, considering price and other factors identified in the Request for Proposals (RFP). Having one prime contractor would be of the greatest advantage and in the best interest of the State of Maryland.

Mansfield Oil Company had the lowest overall price and was ranked technically #1 and has met the minimum requirements set forth in RFP and showed the greatest institutional capacity and technological capability for executing all tasks listed in the RFP and provided the lowest pricing for replacement and maintenance of the existing fuel management system.

A 15% MBE Participation Goal was established for this contract. Maryland reciprocal preference law does not apply because Georgia, the State in which the recommended awardee resides, does not have an in-state preference for contracts.

<b><u>FUND SOURCE</u></b>	Various Users throughout the State
<b><u>RESIDENT BUSINESS</u></b>	No
<b><u>TAX COMPLIANCE NO</u></b>	12-0264-1001

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

**APPROVED\***

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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



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

**GENERAL MISCELLANEOUS**

**ITEM**            5-GM

**REFERENCE**

In accordance with provisions of the State Finance and Procurement Article, Section 8-301, Annotated Code of Maryland, the Board of Public Works approval is requested for the use of General Obligation Bond funding for the contract(s) noted below. Any modifications listed below reflect the change in funding from POS funds to General Obligation Bond funds (MCCBL) also noted below. Total amount of funds used is \$3,850.00 (1 item).

The fund sources for this particular item 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

Madonna Forestry Shop Building, Jarrettsville, MD (Harford County)

**DESCRIPTION**

Approval requested for a contract to remove and dispose of 3 existing wall mounted lights, wiring and conduits and install 4 new security lights and 2 motion detectors at the Shop building in addition to installing all branch circuit wiring boxes and breakers to the make entire system operational.

**CONTRACT NO. & TITLE**

Project No. P-040-120-010;  
Replace Exterior Shop Lights

**PROCUREMENT METHOD**

Small Procurement

**AWARD**

Benfield Electric Co., Inc.  
Aberdeen, MD

**AMOUNT**

\$3,850.00

**FUND SOURCE**

MCCBL FY2011/Item 008

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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**

Capital Projects Unencumbered Balances

**DESCRIPTION**

Approval is requested for the transfer of unencumbered balances for funds associated with completed Capital Projects in accordance with State Finance and Procurement Article, Section 8-129, Annotated Code of Maryland.

The Department of General Services and Department of Budget and Management (Office of Capital Budgeting) have reviewed the unencumbered balances and recommend approval of the following actions:

Transfer spending authority to the Construction Contingency Fund of \$52,286.21. An itemized listing of completed projects is provided below.

Original  
Authorization

**MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2002**

**Chapter 290 of the 2002 Laws of Maryland**

ST. MARY'S COLLEGE OF MD

121	New Academic Building	\$ 2,196.72	\$ 1,543,000.00
	Total MCCBL 2002	\$ 2,196.72	

**MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2003**

**Chapter 204 of the 2003 Laws of Maryland**

DEPARTMENT OF NATURAL RESOURCES

024	Dam Rehabilitation Program	\$ 704.64	\$ 300,000.00
	Total MCCBL 2003	\$ 704.64	

**MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2004**

**Chapter 432 of the 2004 Laws of Maryland**

DEPARTMENT OF NATURAL RESOURCES

016	Dam Rehabilitation Program	\$43,906.05	\$ 500,000.00
	ST. MARY'S COLLEGE OF MD		
020	New Academic Building	\$ 93.47	\$18,576,000.00
	MARYLAND PUBLIC TELEVISION	\$ 5,385.33	<u>\$ 500,000.00</u>
	Total MCCBL 2004	\$49,384.85	



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

**REAL PROPERTY**

**ITEM**        7-RP

**DEPARTMENT OF GENERAL SERVICES**

Bon Secours-Liberty Medical Center, Inc.  
 18.929 acres improved  
 Baltimore City  
 File # 00-4125

**DESCRIPTION**

Approval is requested for a Release of a 1969 Provident Hospital Loan Agreement, 1974 Declaration amending the Loan Agreement, and a 1986 Assumption and Subordination Agreement. The Loan Agreement and related instruments were recorded to secure debt originally provided to Provident Hospital, Inc. in 1969 and are no longer outstanding, however, still appear on record. Board approval is sought to release the instruments and clear title for Baltimore City Community College (BCCC)'s acquisition of the former hospital site.

**BACKGROUND**

On 12/15/2010, the BPW approved item 12-RP on the DGS Action Agenda which was an Agreement of Sale on behalf of BCCC for the acquisition of 18.929 +/- acres in Baltimore City from Bon Secours - Liberty Medical Center, Inc. ("Bon Secours") The Loan Agreement and related instruments were identified in a title review performed for the transfer from Bon Secours to BCCC and remain unreleased. The underlying indebtedness was satisfied and/or otherwise forgiven in the restructuring and close out of Provident Hospital operations through the Maryland Health and Higher Educational Facilities Authority.

The Release of Loan Agreement, Declaration, and Assumption and Subordination Agreement has been approved by the Office of the Attorney General.

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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**        8-RP

**DEPARTMENT OF AGRICULTURE**

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

**REFERENCE**

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

**SPECIAL CONDITIONS**

Grantor relinquishes all rights to develop or  
subdivide the land for industrial, commercial, or residential use. Land shall be preserved solely  
for agricultural use in accordance with provisions of the Agricultural Article. No commercial  
signs or bill boards are permitted, and there shall be no dumping on land except as is necessary  
to normal farming operations. Grantor shall manage the property in accordance with sound  
agricultural practices. Grantee shall have the right to enter land for inspection. No public rights  
are granted. The term of these easements shall be in perpetuity pursuant to Agriculture Article  
Section 2-514.1.

- A) As to items 1 through 2, pursuant and subject to the provisions of Agriculture Article  
Section 2-513, Grantor has elected to reserve the right to apply for release of a lot to convey to  
himself or his children for the purpose of constructing a dwelling for personal use as follows:  
one lot of one acre or less if the subject property is at least 20 acres, but less than 70 acres, two  
lots of one acre or less if the subject property is at least 70 acres, but less than 120 acres, or three  
lots of one acre or less if the subject property is 120 acres or more.
- B) As to items 3 through 5, pursuant and subject to the provisions of Agriculture Article  
Section 2-513, Grantor has elected to reserve to himself, and his assigns, the right to apply for  
release of one unrestricted lot, that may be conveyed to himself or others.
- C) As to items 6 through 9, the Grantor is waiving the right to request any additional lots.

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

**REAL PROPERTY****ITEM**      8-RP (Cont.)

<b><u>Grantor</u></b>	<b><u>Property</u></b>	<b><u>Price</u></b>	
<b><u>FAMILY LOTS</u></b>			
<b><u>St. Mary's County</u></b>			
1. Malcolm Goode	55.44Ac	\$ 891,718.74	
18-08-07	Less 1 acre	\$ 16,379.84/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Kelleher (staff)	\$ 925,500.00	\$33,781.26	\$ 891,718.74
b. Cline (fee)	\$ 710,000.00	\$33,781.26	\$ 676,218.74
c. Peters (fee)	\$1,197,700.00	\$33,781.26	\$1,163,918.74
Review Appraiser: Kelleher			
2. Jerel Spence	67.01 Ac*	\$ 462,168.80	
18-11-05		\$ 6,897.01/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Kelleher(staff)	\$503,000.00	\$40,831.20	\$462,168.80
b. Cline (fee)	\$370,000.00	\$40,831.20	\$329,168.80
c. Peters (fee)	\$549,500.00	\$40,831.20	\$508,668.80
Review Appraiser: Kelleher			
<b><u>UNRESTRICTED LOTS</u></b>			
<b><u>Cecil County</u></b>			
3. Garren Family R.E. P.	50 Ac	\$ 300,000.00	
07-06-04		\$ 6,000.00/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Page (fee)	\$1,150,000.00	\$25,904.40	\$1,124,095.60
b. Muller (fee)	\$1,000,000.00	\$25,904.40	\$ 974,095.60
Review Appraiser: Andrews			
4. Garren Family R.E. P.	50 Ac	\$ 300,000.00	
07-06-05		\$ 6,000.00/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Page (fee)	\$1,150,000.00	\$21,146.08	\$1,128,853.92
b. Muller (fee)	\$1,000,000.00	\$21,146.08	\$ 978,853.92
Review Appraiser: Andrews			

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

**REAL PROPERTY****ITEM**      8-RP (Cont.)**St. Mary's County**

5. Danny's Lane, LLC	58.21 Ac	\$ 308,030.90	
18-11-01	Less 1 acre	\$ 5,384.21/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Kelleher (staff)	\$343,500.00	\$35,469.10	\$308,030.90
b. Cline (Fee)	\$310,000.00	\$35,469.10	\$274,530.90
c. Peters (fee)	\$457,700.00	\$35,469.10	\$422,230.90

Review Appraiser: Kelleher

**LOT WAIVER****Cecil County**

6. Walter Drummond	63.278 Ac	\$ 153,195.00	
07-00-08A	Less 1 acre	\$ 2,500.00/acre	
	Per dwelling		
	(2 Dwellings)		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Muller (fee)	\$613,000.00	\$53,546.06	\$559,453.94
b. Page (fee)	\$490,000.00	\$53,546.06	\$436,453.94

Review Appraiser: Andrews

7. William & Freda Fell	56.28 Ac	\$ 510,842.44	
07-09-10		\$ 9,076.80/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Muller (fee)	\$675,000.00	\$66,220.25	\$608,779.75
b. Page (fee)	\$535,000.00	\$66,220.25	\$468,779.75

Review Appraiser: Andrews

**Talbot County**

8. Councill Family Trust	96.74 Ac	\$ 282,659.77	
20-09-03	Less 1 acre	\$ 2,952.37/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Andrews (staff)	\$765,000.00	\$83,253.04	\$681,746.96
b. Cadell (fee)	\$860,000.00	\$83,253.04	\$776,746.96
c. McCain (fee)	\$620,000.00	\$83,254.04	\$536,745.96

Review Appraiser: Andrews



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

**REAL PROPERTY**

**ITEM**            9-RP

**DEPARTMENT OF HEALTH & MENTAL  
HYGIENE**

Clifton T. Perkins Hospital  
 1.502 acres fee simple  
 0.0922 acres utility easement  
 0.0528 acres temporary easement  
 Howard County, MD  
 File #00-8417

**REFERENCE**

Approval is requested to sell 1.502 acres to Howard County for the purpose of widening Dorsey Run Road. Reference is made to Item 10-RP, of the 2/22/12 Board of Public Works meeting, in which approval was given to declare this property surplus. Approval is also requested to grant 0.922 acres in utility easements and 0.528 acres as a temporary, revertible grading easement. Howard County has requested this property as part of Howard County Capital Project J-4110.

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

**OWNERSHIP**

The State of Maryland, to the use of the Department of Health & Mental Hygiene

**GRANTEE**

Howard County, Maryland a body corporate and politic

**PROPERTY**

1.502 acres +/- in fee simple  
 0.0922 acres in utility easements  
 0.528 acres as temporary, revertible grading easement

**PRICE**

\$277,650.00

**APPRAISED VALUES**

\$277,650.00 – 7/25/2011 – John J. Hentschel - Fee Appraiser

\$365,850.00 – 6/7/2011 – Stephen H. Muller - Fee Appraiser

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

**REAL PROPERTY**

**ITEM**            9-RP (Cont.)

**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.
3.     Legislative notification was made regarding the 1.502 acres disposal per letter dated February 29, 2012, in accordance with State Finance & Procurement Section 10-305.
4.     It is also recommended to grant permanent, storm-water and utility easements of 0.922 acres and temporary, revertible grading easements of 0.528 acres to Howard County. Howard County expressed an interest in acquiring the land and easements in order to widen Dorsey Run Road, as part of the Howard County Capital Project J-4110.
5.     The final Easement Plats lists a total fee simple area of 1.502 acres, total permanent utility easement area of 0.922 acres and total temporary, revertible grading easement area of 0.528 acres.

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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**

**TENANT LEASE**

**ITEM**      10-LT (Cont.)

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

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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**

**TENANT LEASE****ITEM** 11-LT-OPT**DEPARTMENT OF AGRICULTURE**

Forest Pest Management  
City of Frederick  
Frederick County

**Landlord**

Frederick Tech II Owner, LLC  
c/o McShea Management Company  
100 Lake Forest Boulevard, Suite 500  
Gaithersburg, MD 20877

**Property Location**

5303 Spectrum Drive, Suite F  
Frederick, MD 21701

<b><u>Space Type</u></b>	Office	<b><u>Lease Type</u></b>	Renewal	<b><u>Square Feet</u></b>	1,725
<b><u>Duration</u></b>	5 Years	<b><u>Effective</u></b>	5/15/2012		
<b><u>Annual Rent</u></b>	\$23,632.50 Avg.	<b><u>Square Foot Rate</u></b>	\$13.70 Avg.		
		<b><u>Eff. Sq. Foot Rate</u></b>	\$16.70 Avg.		
		<b><u>Prev. Sq. Foot Rate</u></b>	\$16.50		

**Utilities Responsibility**

Tenant

**Custodial Responsibility**

Tenant

**Previous Board Action(s)**

2/23/2011-11-LT; 5/6/2009-15-LT; 4/4/2003-9-L;  
9/24/1997-20-L; 1/29/1992-29-L

**Fund Source**

100% General L00A14.02 PCA 42101 OBJ 1301

**Special Conditions**

1. The lease contains escalations/de-escalations for real estate taxes.
2. The lease incorporates 12 parking spaces, at no cost to the State.

**Remarks**

1. The space has been used by Forest Pest Management since 1992. The unit conducts gypsy moth monitoring, spraying and evaluation in the counties of Howard, Carroll, Frederick, Montgomery, and Eastern Washington. The office also is involved in the survey and detection of other forest pests.

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

**TENANT LEASE**

**ITEM**      11-LT-OPT (Cont.)

- 2.      The Landlord is making the space more energy efficient by replacing T-12 lamps with T-8 lamps with electric ballast, replacing digital thermostats with digital programmable thermostats, installing occupancy sensors in all areas to turn off lights when space is vacant, replacing current HVAC unit servicing this suite, and replacing exit signs with LED exit signs.
- 3.      The rental rate structure is \$13.50 for years 1 – 3 and \$14.00 for years 4 – 5 resulting in an average rate of \$13.70 per net usable square foot.
- 4.      This 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.

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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**

**TENANT LEASE****ITEM** 12-LT-OPT**MARYLAND STATE DEPARTMENT OF EDUCATION**

Office of Child Care  
Frederick, MD  
(Frederick County)

**Landlord**

Frederick Tech II Owner, LLC  
c/o McShea Management Company  
100 Lake Forest Boulevard, Suite 500  
Gaithersburg, MD 20877

**Property Location**

5303 Spectrum Drive, Suite G  
Frederick, MD 21701

<b><u>Space Type</u></b>	Office	<b><u>Lease Type</u></b>	Renewal	<b><u>Square Feet</u></b>	2,967
<b><u>Duration</u></b>	10 Years	<b><u>Effective</u></b>	5/15/2012		
<b><u>Annual Rent</u></b>	\$43,911.60 Avg.	<b><u>Square Foot Rate</u></b>	\$14.80 Avg.		
		<b><u>Eff. Sq. Ft. Rate</u></b>	\$17.80 Avg.		
		<b><u>Prev. Sq. Ft. Rate</u></b>	\$16.50		

**Utilities Responsibility**

Tenant

**Custodial Responsibility**

Tenant

**Previous Board Action(s)**

9/15/1999-18-L; 9/8/2004-18-L; 2/23/2011-10-LT

**Fund Sources**

30% General R00J7012, 40% Federal: J7522,  
30% Federal J7521:

**Special Conditions**

1. The lease contains escalations/de-escalations for real estate taxes.
2. The lease incorporates 12 reserved parking spaces, at no cost to the State

**Remarks**

1. The space has been used since 1999 as the Frederick County Child Care offices which license day care homes and centers; investigate complaints on unregistered care; provide continuing education for child care providers and conduct public information meetings of potential providers.

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

**TENANT LEASE**

**ITEM**      12-LT-OPT (Cont.)

- 2.      The Landlord is making the space more energy efficient by replacing T-12 lamps with T-8 lamps with electric ballast, replacing digital thermostats with digital programmable thermostats, installing occupancy sensors in all areas to turn off lights when space is vacant, replacing current HVAC unit servicing this suite, and replacing exit signs with LED exit signs.
- 3.      The rental rate structure is \$13.50 for years 1 – 3; \$14.00 for years 4 – 5; \$15.50 for years 6 – 7; \$16.00 for year 8 – 9; and \$16.0 for year 10, resulting in an average annual rate of \$14.80 per net usable square foot over the term is based off the following ten (10) year rent structure.
- 4.      This 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.

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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

TENANT LEASE

ITEM      13-LT-MOD (Cont.)

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**CAPITAL GRANTS AND LOANS**

**ITEM**        14-CGL

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

*Board of Trustees of the Episcopal Community Services of Maryland, Inc.  
(Baltimore City)*

*Collington Square Community Kitchen*

*“For the construction of the Collington Square Community Kitchen, located in Baltimore City.”*

***\$100,000.00***

*Maryland Consolidated Capital Bond Loan of 2010 (LSI - Chapter 483, Acts of 2010)  
DGS Item G028, SL-064-100-038*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2012 and the Board of Public Works to certify a matching fund. The Board of Trustees of the Episcopal Community Services of Maryland, Inc. has submitted documentation that it has received a \$25,000.00 grant from the Frances-Merrick Foundation and a \$75,000.00 grant from the Harry and Jeanette Weinberg Foundation, Inc. for a total of \$100,000.00 to meet the matching fund requirement for this project.

**BACKGROUND**

Total Project	\$370,000.00
<b>10-G028 (This Action)</b>	<b>\$100,000.00</b>
Local Cost	\$270,000.00

**REMARKS**

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

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

**CAPITAL GRANTS AND LOANS**

**ITEM**            15-CGL

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

*Board of Directors of The "New" Greenmount West Community Association  
(Baltimore City)*

*Greenmount West Community Resource Center*

*"For the acquisition, design, construction, repair, and renovation of the Greenmount West Community Resource Center, located in Baltimore City."*

**\$100,000.00**

*Maryland Consolidated Capital Bond Loan of 2010 (LHI - Chapter 483, Acts of 2010)  
DGS Item G108, SL-056-100-038*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2012 and the Board of Public Works to certify a matching fund. The Board of Directors of The "New" Greenmount West Community Association has submitted evidence in the form of invoices and canceled checks that it has \$222,900.00 in eligible expenditures to meet the matching fund requirement for this project. BPW approval is also requested to reimburse the Board of Directors of The "New" Greenmount West Community Association \$100,000.00 for eligible expenditures.

**BACKGROUND**

Total Project	\$820,000.00
<b>10-G108 (This Action)</b>	<b>\$100,000.00</b>
Local Cost	\$720,000.00

**REMARKS**

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

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

**CAPITAL GRANTS AND LOANS**

**ITEM**            16-CGL

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

*Board of Directors of Peninsula Regional Medical Center  
(Wicomico County)*

*Peninsula Regional Medical Center*

*“To assist in the construction, renovation, and capital equipping of a post-partum and nursery area.”*

***\$240,000.00***

*Maryland Consolidated Capital Bond Loan of 2010 (MHA - Chapter 483, Acts of 2010)  
DGS Item G020, SL-065-100-038*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2012 and the Board of Public Works to certify a matching fund. The Board of Directors of Peninsula Regional Medical Center has submitted documentation that it has \$21,326,642.47 in a financial institution to meet the matching fund requirement for this project.

<b><u>BACKGROUND</u></b>	Total Project	\$750,000.00
	<b>10-G020 (This Action)</b>	<b>\$240,000.00</b>
	Local Cost	\$510,000.00

**REMARKS**

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

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

**CAPITAL GRANTS AND LOANS**

**ITEM**        17-CGL

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

*Board of Trustees of St. Mary's of the Assumption Church  
(Prince George's County)*

*St. Mary's School Gymnasium and Multi-Purpose Room*

*"For the construction of the St. Mary's School Gymnasium and Multi-Purpose Room, located in Upper Marlboro."*

***\$25,000.00***

*Maryland Consolidated Capital Bond Loan of 2010 (LSI - Chapter 483, Acts of 2010; and as amended by Chapter 396, Acts of 2011)*

*DGS Item G083, SL-068-100-038*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2012 and the Board of Public Works to certify a matching fund. The Board of Trustees of St. Mary's of the Assumption Church has submitted evidence in the form of canceled checks and invoices that it has \$176,987.00 in eligible expenditures to meet the matching fund requirement for this project.

BPW approval is also requested to reimburse the Board of Trustees of St. Mary's of the Assumption Church \$25,000.00 for eligible expenditures.

**BACKGROUND**

Total Project	\$4,500,000.00
<b>10-G083 (This Action)</b>	<b>\$ 25,000.00</b>
Local Cost	\$4,475,000.00

**REMARKS**

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

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

**CAPITAL GRANTS AND LOANS**

**ITEM**        18-CGL

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

*Board of Directors of Union Hospital of Cecil County  
(Cecil County)*

*Union Hospital of Cecil County*

*“To assist in the renovation and reconstruction of the surgical suite.”*

**\$2,000,000.00**

*Maryland Consolidated Capital Bond Loan of 2010 (MHA - Chapter 483, Acts of 2010)  
DGS Item G017, SL-067-100-038*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2012 and the Board of Public Works to certify a matching fund. The Board of Directors of Union Hospital of Cecil County has submitted documentation that it has \$3,627,407.90 in a financial institution to meet the matching fund requirement for this project.

**BACKGROUND**

Total Project	\$8,701,000.00
<b>10-G017 (This Action)</b>	<b>\$2,000,000.00</b>
Local Cost	\$6,701,000.00

**REMARKS**

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

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

**CAPITAL GRANTS AND LOANS**

**ITEM**            19-CGL

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

*County Executive and County Council of Wicomico County (Wicomico County)*  
*Wicomico Youth and Civic Center*  
*“For the construction, repair, renovation, and reconstruction of the Wicomico Youth and Civic Center.”*  
***\$1,500,000.00***  
*Maryland Consolidated Capital Bond Loan of 2010 (Chapter 483, Acts of 2010)*  
*DGS Item 026, (SL-015-070-038)*

**MATCHING FUND** No match is required. The MCCBL requires the grant recipient to provide grant documents no later than June 1, 2012.

**BACKGROUND**

Total Project	\$3,500,000.00
<b>10-026 (This Action)</b>	<b>\$1,500,000.00</b>
07-G015 (Prior Action)	\$1,000,000.00
Local Cost	\$1,000,000.00

(Prior Action: 04/16/08 Agenda, Item 14-CGL)

**REMARKS**

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

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

**CAPITAL GRANTS AND LOANS**

**ITEM**            20-CGL

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

*Board of Directors of the Friends of Cedar Lane, Inc. (St. Mary's County)*

*Cedar Lane Apartment Renovations*

*“For the renovation, reconstruction, and capital equipping of the Cedar Lane Apartments, including replacement of the roof, roof top HVAC unit, and emergency generator, located in Leonardtown.”*

***\$125,000.00***

*Maryland Consolidated Capital Bond Loan of 2006 (Chapter 046, Acts of 2006 and as amended by Chapter 372, Acts of 2010)*

*DGS Item G203, (SL-032-090-038)*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2012 and the Board of Public Works to certify a matching fund. The Board of Directors of the Friends of Cedar Lane, Inc. has submitted documentation that it has \$192,778.36 in a financial institution to meet the matching fund requirement.

**BACKGROUND**

Total Project	\$505,548.00
<b>06-G203 (This Action)</b>	<b>\$125,000.00</b>
09-G141 (Prior Action)	\$125,000.00
Local Cost	\$255,548.00

(Prior Action: 10/6/10 Agenda, Item 10-CGL)

**REMARKS**

- (1) The grant agreement has been modified to reflect St. Mary's Home for the Elderly, Inc., St. Mary's Home for the Elderly II, Inc., and St. Mary's Home for the Elderly III, Inc. as beneficiaries throughout the document.
- (2) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (3) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM      20-CGL (Cont.)

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

---

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**CAPITAL GRANTS AND LOANS**

**ITEM**        21-CGL

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

*Mayor and City Council of the City of Baltimore (Baltimore City)  
Glen Avenue Firehouse*

*“For the repair, renovation, and capital equipping of the Glen Avenue Firehouse,  
located in Baltimore City.”*

**\$75,000.00**

*Maryland Consolidated Capital Bond Loan of 2010 (Chapter 483, Acts of 2010; and as  
amended by Chapter 396, Acts of 2011)  
DGS Item G107, (SL-070-100-038)*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2012 and the Board of Public Works to certify a matching fund. The Mayor and City Council of the City of Baltimore has submitted evidence in the form of canceled checks and invoices that it has \$135,279.90 in eligible expenditures to meet the matching fund requirement for this project.

BPW approval is also requested to reimburse the Mayor and City Council of the City of Baltimore \$60,279.90 for eligible expenditures.

**BACKGROUND**

Total Project	\$328,430.00
<b>10-G107 (This Action)</b>	<b>\$ 75,000.00</b>
Local Cost	\$253,430.00

**REMARKS**

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

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**CAPITAL GRANTS AND LOANS**

**ITEM**        22-CGL

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

***Board of Directors of the Harford Memorial Hospital (Harford County)***

***Harford Memorial Hospital***

***“To assist in the design, construction, renovation, and expansion of vacant space to create additional medical surgical bed capacity and an improved family waiting area.”***

***\$1,015,000.00***

***Maryland Consolidated Capital Bond Loan of 2010 (MHA - Chapter 483, Acts of 2010)***  
***DGS Item G019, SL-066-100-038***

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2012 and the Board of Public Works to certify a matching fund. The Board of Directors of the Harford Memorial Hospital has submitted evidence in the form of canceled checks and invoices that it has \$1,934,263.26 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Board of Directors of the Harford Memorial Hospital \$919,263.26 for eligible expenditures.

**BACKGROUND**

Total Project	\$2,447,904.00
<b>10-G019 (This Action)</b>	<b>\$1,015,000.00</b>
Local Cost	\$1,432,904.00

**REMARKS**

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

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

**CAPITAL GRANTS AND LOANS**

**ITEM**           23-CGL

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

*Board of Directors of the Little Sisters of the Poor of Baltimore, Inc.  
(Baltimore County)*

*Little Sisters of the Poor Boiler Room*

*“For the design, acquisition, construction, repair, renovation, reconstruction, and capital equipping of boilers and the boiler room, located in Catonsville.”*

***\$125,000.00***

*Maryland Consolidated Capital Bond Loan of 2011 (LSI - Chapter 396, Acts of 2011)  
DGS Item G023*

***\$125,000.00***

*Maryland Consolidated Capital Bond Loan of 2011 (LHI - Chapter 396, Acts of 2011)  
DGS Item G096, SL-027-110-038*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2013 and the Board of Public Works to certify a matching fund. The Board of Directors of the Little Sisters of the Poor of Baltimore, Inc. has submitted evidence in the form of canceled checks and invoices that it has \$836,879.70 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Board of Directors of the Little Sisters of the Poor of Baltimore, Inc. \$250,000.00 for eligible expenditures.

**BACKGROUND**

Total Project	\$660,645.00
<b>11-G023 (This Action)</b>	<b>\$125,000.00</b>
<b>11-G096 (This Action)</b>	<b>\$125,000.00</b>
Local Cost	\$410,645.00

**REMARKS**

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

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

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM      23-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**        24-CGL

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

*Board of Directors of the Howard County Antique Farm Machinery Club, Inc.  
(Howard County)*

*Living Farm Heritage Museum*

*“For the planning, design, construction, repair, renovation, and reconstruction of the Living Farm Heritage Museum, located in West Friendship.”*

***\$35,000.00***

*Maryland Consolidated Capital Bond Loan of 2010 (LHI - Chapter 483, Acts of 2010)  
DGS Item G128, SL-030-060-038*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2012 and the Board of Public Works to certify a matching fund. The Board of Directors of the Howard County Antique Farm Machinery Club, Inc. has submitted evidence of a \$36,999.51 in-kind contribution and \$38,275.00 in eligible expenditures in the form of canceled checks and invoices to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Board of Directors of the Howard County Antique Farm Machinery Club, Inc. \$35,000.00 for eligible expenditures.

**BACKGROUND**

Total Project	\$3,000,000.00
<b>10-G128 (This Action)</b>	<b>\$ 35,000.00</b>
06-G149 (Prior Action)	\$ 150,000.00
Local Cost	\$2,815,000.00
(Prior Action: 8/01/07 Agenda, Item 18-CGL)	

**REMARKS**

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

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

**CAPITAL GRANTS AND LOANS**

**ITEM**      24-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**            25-CGL

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

*Board of Directors of the St. Mary’s County Fair Association, Inc. (St. Mary’s County)  
St. Mary’s County Fairgrounds*

*“For the construction, repair, renovation, reconstruction, and capital equipping of  
the St. Mary’s County Fairgrounds, located in Leonardtown.”*

**\$75,000.00**

*Maryland Consolidated Capital Bond Loan of 2007 (Chapter 488, Acts of 2007; as  
amended by Chapter 372, Acts of 2010; and Chapter 396, Acts of 2011)  
DGS Item G189, (SL-042-100-038)*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2012 and the Board of Public Works to certify a matching fund. The Board of Directors of the St. Mary’s County Fair Association, Inc. has submitted documentation that it has \$100,884.95 in a financial institution to meet the matching fund requirement for this project.

**BACKGROUND**

Total Project	\$270,200.00
<b>07-G189 (This Action)</b>	<b>\$ 75,000.00</b>
10-G151 (Prior Action)	\$ 60,000.00
Local Cost	\$135,200.00

(Prior Action: 9/7/2011 Agenda, Item 30-CGL)

**REMARKS**

- (1) The grant agreement has been modified to reflect the St. Mary’s Board of County Commissioners as beneficiary throughout the document.
  
- (2) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
  
- (3) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

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

**CAPITAL GRANTS AND LOANS**

**ITEM**      25-CGL (Cont.)

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

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**CAPITAL GRANTS AND LOANS**

**ITEM**        26-CGL

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

*Baltimore City Fire Department (Baltimore City)*

*Swann Avenue Firehouse*

*"For the repair, renovation, and capital equipping of the Swann Avenue Firehouse, located in Baltimore City."*

***\$75,000.00***

*Maryland Consolidated Capital Bond Loan of 2010 (Chapter 483, Acts of 2010)*  
*DGS Item G113, (SL-069-100-038)*

**MATCHING FUND** The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2012 and the Board of Public Works to certify a matching fund. The Baltimore City Fire Department has submitted evidence in the form of canceled checks and invoices that it has \$100,960.20 in eligible expenditures to meet the matching fund requirement for this project.

BPW approval is also requested to reimburse the Baltimore City Fire Department \$25,960.20 for eligible expenditures.

**BACKGROUND**

Total Project	\$206,151.00
<b>10-G113 (This Action)</b>	<b>\$ 75,000.00</b>
Local Cost	\$131,151.00

**REMARKS**

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

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**CAPITAL GRANTS AND LOANS**

**ITEM**            27-CGL

**MARYLAND HIGHER EDUCATION COMMISSION**

**RECOMMENDATION**

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

**Community College of Baltimore County – Catonsville Campus**

Barn Sprinkler System - Construction

Project will provide new fire pumps, risers, zones, wet pipe sprinkler system as well as related site and restoration work for the Barn Building.

**\$240,000.00**

Maryland Consolidated Capital Bond Loan of 2011, Item #014

CC-04-MC11-371

**MATCHING FUND**

Community College of Baltimore County – \$240,000.00

Cost sharing is 50% State share, 50% local share and is in accordance with Section 11-105(j) of the Education Article.

**BACKGROUND**

Total Project

This Action

**Total Amount**

\$480,000.00

\$480,000.00

**State Share**

\$240,000.00

\$240,000.00

**Local Share**

\$240,000.00

\$240,000.00

**REMARKS**

- (1) This action is in accordance with MHEC Construction and Space Allocation regulations, COMAR 13B.07.
- (2) The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommends approval. All contracts will be awarded by the Community College of Baltimore County and signed by local authorities.
- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA****LANDLORD LEASE****ITEM** 28-LL**BALTIMORE CITY COMMUNITY COLLEGE** Pikesville, MD  
Baltimore County**Tenant**United States of America  
National Oceanic and Atmospheric Administration  
Real Property Management Division  
601 E. 12th Street, Room 1736  
Kansas City, MO 64106**Property Location**Pikesville Reservoir  
1723 Rear Reisterstown Rd.  
Baltimore, MD 21208**Space Type** Radio Tower  
**Duration** 13 Months  
**Annual Rent** \$15,366.00**Lease Type** New  
**Effective** 3/1/2012**Square Feet** N/A**Utilities Responsibility**

Tenant

**Custodial Responsibility**

N/A

**Previous Board Action(s)**

N/A

**Retro Active Lease**

The Board of Public Works is respectfully requested to retroactively approve this lease for the period March 1, 2012 through May 2, 2012.

**History**

In 1988, the Baltimore City Community College (BCCC), then under the control of the Mayor and City Council of Baltimore, entered into a lease agreement with the National Oceanic and Atmospheric Administration (NOAA) for space on its communication tower. The lease remained active until September 30, 2006 when it was allowed to terminate. Since October 1, 2006 to the present, the parties have operated under a month to month tenancy with timely quarterly rent payments being paid by NOAA. The parties now seek to enter into a written lease agreement to facilitate repairs by NOAA to correct substantial storm damage to its equipment so it may continue to provide accurate emergency weather forecasts to the Baltimore area.

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDALANDLORD LEASEITEM 28-LL (Cont)Special Conditions

1. The Tenant shall maintain the Demised Premises, including all improvements constructed and situated on the Demised Premises, in a neat, orderly, safe, and habitable condition.
2. The Landlord will not be responsible for interference with, interruption of, or failure of electrical service furnished or supplied by Landlord which is beyond the reasonable control of the Landlord.
3. The Tenant shall have twenty-four (24) hour per day and seven (7) days a week access to the Demised Premises.
4. The Tenant is self-insured. It agrees to promptly consider and adjudicate any and all claims which may arise out of the use of the Landlord's property.
5. Tenant has the right to termination of this lease for convenience with thirty (30) days prior notice.

Remarks

1. This space will be used by the United States of America National Oceanic and Atmospheric Administration (NOAA) for the transmission and reception of weather broadcast communications.
2. This short term renewal will enable the NOAA to facilitate repairs to correct substantial storm damage to its equipment and to continue to provide accurate emergency weather forecasts to the Baltimore area. DGS Office of Real Estate is currently in negotiations with Baltimore City for a new ground lease for this tower scheduled to expire March 31, 2013.

---

 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 May 2, 2012 was adjourned.

Respectfully submitted,

A handwritten signature in cursive script that reads "Sheila McDonald". The signature is written in black ink and is positioned between the phrase "Respectfully submitted," and the typed name and title.

Sheila C. McDonald, Esq.  
Executive Secretary

**INDEX**  
**MAY 2, 2012**

Agriculture, Department of.....	159
Agricultural Cost Share Program .....	4-6
Agricultural Land Preservation Foundation.....	151
Baltimore City Community College.....	150,183
Budget & Management, Department of	
Office of Personnel.....	61
Community College of Baltimore County .....	182
Coppin State University.....	93-95
Education, Department of.....	34,69,102,161
Environment, Department of .....	43
Executive Department	
Office of Children.....	38
General Services, Department of .....	18,141,148,150
Capital Grants & Loans	
Collington Square Community Kitchen (Baltimore City).....	165
Greenmount West Community Resource Center (Baltimore City) .....	166
Peninsula Regional Medical Center (Wicomico) .....	167
St. Mary's School Gymnasium and Multi-Purpose Room (Prince George's) .....	168
Union Hospital of Cecil County.....	169
Wicomico Youth and Civic Center .....	170
Cedar Lane Apartment Renovations (St. Mary's).....	171
Glen Avenue Firehouse (Baltimore City) .....	173
Harford Memorial Hospital .....	174
Little Sisters of the Poor Boiler Room (Baltimore) .....	175
Living Farm Heritage Museum (Howard).....	177
St. Mary's County Fairgrounds .....	179
Swann Avenue Firehouse (Baltimore City).....	181
Public Buildings & Grounds, Baltimore .....	139
Health & Mental Hygiene, Department of.....	84,146
Family Health Administration .....	65
Hospital Centers, State	
Perkins Hospital Center .....	155
Medical Examiner .....	31
Higher Education Commission, Maryland	
Community Colleges	
Baltimore City Community College.....	150,183
Community College of Baltimore County	
Catonsville Campus.....	182

**INDEX**  
**MAY 2, 2012**

Highway Administration.....	115,121-125
Housing & Community Development.....	11-14
Human Resource, Department of	
Social Services Administration.....	16
Juvenile Services, Department of.....	163
Maryland Transit Administration .....	104-110,126-131,135-136
Maryland, University System of	
Coppin State University .....	93-95
Maryland, University of	
Baltimore Campus .....	75-78,88
College Park Campus.....	82-87
Salisbury State University.....	79,89
Maryland Zoo in Baltimore .....	7
Medical Examiner .....	31
Motor Vehicle Administration.....	96
Natural Resources, Department of.....	147
State Forest.....	23-26
Park Service.....	27,137
Program Open Space.....	22
Perkins Hospital Center .....	155
Public Safety & Correctional Services, Department of.....	98
Inmate Health Care.....	49-60
Patuxent Institute .....	20
Port Administration.....	111-114,132
Public Television, Maryland.....	146
Public Works, Board of	
Grants	
Maryland Zoo in Baltimore .....	7
Procurement Agency Activity Reports.....	8
Wetlands Administration .....	9
Salisbury State University.....	79,89
Social Services Administration.....	16
Subsequent Injury Fund, Maryland .....	157
Transportation, Department of	
Highway Administration.....	115,121-125
Maryland Transit Administration .....	104-110,126-131,135-136
Motor Vehicle Administration.....	96
Port Administration.....	111-114,132
Transportation Authority, Maryland.....	46,118