

MINUTES
OF THE
MEETING OF THE
BOARD OF PUBLIC WORKS

June 6, 2012

BOARD OF PUBLIC WORKS

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JUNE 6, 2012

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**MINUTES OF THE MEETING OF
THE BOARD OF PUBLIC WORKS, JUNE 6, 2012**

The Board of Public Works met in the Governor's Reception Room, State House, Annapolis, Maryland, on Wednesday, June 6, 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
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

JUNE 6, 2012

SECRETARY'S AGENDA

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1. DEPARTMENT OF AGRICULTURE

Maryland Agricultural Cost-Share Program Grant Requests

Recommendation: That the Board of Public Works approve funding a total of 28 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$442,200.

| <u>Agreement #</u> | <u>Recipient</u> | <u>County</u> | <u>Amount</u> |
|--------------------|-------------------------------|---------------|---------------|
| AT-2012-2241 | HOWARD A. ANDERSON | Calvert | 16,500 |
| AT-2012-2326 | HARRY WALTER & SONS, INC. | Charles | 15,600 |
| AT-2012-2388 | ALAN BURDETTE JR. | Harford | 20,700 |
| AT-2012-2458 | JAMES E. PORTER, JR | Worcester | 3,200 |
| AT-2012-2471 | CHARLES A. HAYMAKER, JR | Queen Anne's | 1,000 |
| AT-2012-2472 | THOMAS P. MORRIS, JR | Queen Anne's | 400 |
| AT-2012-2473 | TILDEN D. CORNELIUS | Queen Anne's | 11,400 |
| AT-2012-2486 | MICHAEL W. STEYER | Garrett | 1,100 |
| AT-2012-2488 | SANDI ROUNDS | Garrett | 3,400 |
| AT-2012-2492 | TOTTINGHAM FARMS, LLC | Queen Anne's | 5,900 |
| AT-2012-2493 | DANIEL L. GANOE | Garrett | 1,600 |
| CR-2012-2407-B | WILLIAM G. MARVEL | Caroline | 35,000 |
| MP-2012-2403 | ROCKY GLADE FARMS PARTNERSHIP | Frederick | 35,000 |
| MP-2012-2404 | ROCKY GLADE FARMS PARTNERSHIP | Frederick | 18,700 |
| MP-2012-2448 | KEITH D. WILES | Frederick | 7,600 |
| MP-2012-2452 | MATTHEW HOFF | Carroll | 92,900 |
| MP-2012-2456 | FRANKLIN E. THOMPSON | Frederick | 22,000 |
| MP-2012-2460 | CHARLES R. KRIETZ | Frederick | 29,400 |
| MP-2012-2462 | HARRY B. GAMBLE | Frederick | 8,000 |
| MP-2012-2474 | MARYLAND LOCUST CREST, INC | Carroll | 2,200 |
| MP-2012-2490 | MARYLAND LOCUST CREST, INC | Carroll | 11,700 |
| NW-2012-2446-B | RUBY WEST | Wicomico | 35,000 |
| NW-2012-2447-B | BRENDA K. ZIMMERMAN | Wicomico | 35,000 |
| RS-2012-2414 | M. STEPHEN TROYER | Baltimore | 7,200 |
| RS-2012-2415 | M. STEPHEN TROYER | Baltimore | 12,600 |
| RS-2012-2449 | KURT P. SHEELEY | Carroll | 3,300 |
| RS-2012-2450 | KURT P. SHEELEY | Carroll | 3,800 |
| RS-2012-2485 | MICHELE S ROBERTS | Baltimore | 2,000 |

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.*

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

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

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

JUNE 6, 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 4 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$6,674.51

| <u>Agreement #</u> | <u>Recipient</u> | <u>County</u> | <u>Amount \$</u> |
|--------------------|-----------------------|---------------|------------------|
| AT-2012-2174 | CARPENTER BROTHERS | Cecil | 2,430.67 |
| MP-2009-3381 | HEFLIN BROTHERS, INC. | Frederick | 2,563.79 |
| MP-2010-2223 | STANLEY E. CULP | Carroll | 1,063.71 |
| MP-2010-2225 | STANLEY E. CULP | Carroll | 616.34 |

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

JUNE 6, 2012

SECRETARY'S AGENDA

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

Submission of the Procurement Agency Activity Reports by:

Department of Public Safety & Correctional Services, April 2012

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

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

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

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

HARFORD COUNTY

12-0607

BUSH RIVER BOAT CLUB HOLDING CORP. – To construct a timber pier – Bush River, Abingdon

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

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5. BOARD OF PUBLIC WORKS
Wetlands License 10-0858

Recommendation: That the Board of Public Works assess compensation of \$584,850 for previously-approved Wetlands License 10-0858 which authorized Cordish Power Plant Number Two, LLC to construct a fixed timber platform and two walkways over navigable State waters, specifically, at the Inner Harbor, Patapsco River, Baltimore City. The compensation will be put into the Wetlands and Waterways Fund. The Department of the Environment fully concurs with this recommendation.

Background: Reference is made to Secretary's Agenda, Item 17 (April 20, 2011) in which the Board considered the application for a wetlands license authorizing the construction of a 3,342 square foot pier to accommodate a non-water dependent purpose, *i.e.*, an outdoor dining area with temporary coverings, a bar, tables, and chairs. In granting the license, the Board required the applicant to: "(1) pay \$11,508 into the Tidal Wetlands Fund to mitigate impacts to tidal wetlands; and (2) return to the Board at a later date to have compensation assessed for using State property to create upland."

The Board issued the license before compensation was calculated and assessed because the applicant requested to proceed with construction during the building season in time to open for the prime tourist season. At the time of Board review, the applicant was still in the process of obtaining the two appraisals required for assessing compensation. The Board's action did indeed allow the licensee's tenant to open Dick's Last Resort for the 2011 summer season.

Compensation: The Board may require compensation for "licensed fill or other type of encroachment" in an amount "equivalent to the fair market value of the wetlands affected or upland created." COMAR 23.02.04.15B(1). The Wetlands Administrator "shall determine the fair market value of the licensed area before and after improvement, with the values being based on the value of the adjacent upland parcel . . . on the higher of two appraisals obtained by the licensee." COMAR 23.02.04.15B(2).

Appraisals:

Lou Anne Cline \$175 per sq. ft.
Brendan Reiter Hantzes \$110 per sq. ft

The Department of General Services prepared a review appraisal recommending the higher appraisal. The recommended compensation is \$585,000 which is \$175 per sq. ft x 3,342 square feet.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION ✓

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

Doldon Moore 410-260-7791
dmoore@comp.state.md.us6. **BOARD OF PUBLIC WORKS**
Wetlands License 12-0781

Approval is requested of the following application for a wetlands license for a project involving dredging or filling or both in the navigable waters of Maryland. The Board of Public Works' Wetlands Administrator recommends that the Board: (1) grant a license as indicated and (2) require the applicant to pay \$378,000 into the Wetlands and Waterways Fund. This case is classified as an extraordinary case because of the recommendation that compensation be assessed. The Department of the Environment fully concurs with this recommendation.

Authority: Title 16, Environment Article, Maryland Code; COMAR 23.02.04; 26.24; 26.05

12-0781 **CORDISH POWER PLANT LP – HARD ROCK CAFE**
To remodel and add to the existing outdoor dining deck adjacent to the Harbor Promenade by installing truss roof frame with canvas awning roof. *Inner Harbor, Patapsco River*

- Application received: April 9, 2012
- Comment period closed: May 15, 2012
- MDE Report and Recommendation received: May 16, 2012
- Revised MDE Report and Recommendation received: May 24, 2012

Background:

- April-July 1997: Cordish Power Plant LP files wetlands application to moor three barges at Inner Harbor location. Working with the applicant, MDE recommends that Board issue license for three floating platforms at the site.
- July 30, 1997 (Secretary's Agenda Item 2): The Board authorized Cordish Power Plant LP to construct three floating platforms. See 97-WL-1616. One of the platforms is a precursor to the deck at issue here and was authorized to be 100' long by 40' wide (4,000 square feet).
- April 3, 1998: The Wetlands Administrator, at the licensee's request, reduced the floating-platform size to 60' long by 36' wide (2,160 square feet).
- May 15, 2000: The Wetlands Administrator, at the licensee's request, revised the license to allow the floating-platform to be a fixed pier.
- The final pier, which is the precursor to this application, is located in front of the Hard Rock Café.

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

6. BOARD OF PUBLIC WORKS (cont'd)
Wetlands License 12-0781

Current Application: Cordish Power Plant LP now proposes to add a roof system over the pier to create structural coverage for bar and meal customers. The Wetlands Administrator and the Maryland Department of the Environment find that this re-design, by converting a deck area to a substantial fixed non-water dependent facility, is creating upland.

Compensation: The Board may require compensation for "licensed fill or other type of encroachment" in an amount "equivalent to the fair market value of the wetlands affected or upland created." COMAR 23.02.04.15B(1). The Wetlands Administrator "shall determine the fair market value of the licensed area before and after improvement, with the values being based on the value of the adjacent upland parcel . . . on the higher of two appraisals obtained by the licensee." COMAR 23.02.04.15B(2).

| | | |
|--------------------|------------------------|------------------|
| Appraisals: | Lou Anne Cline | \$175 per sq. ft |
| | Brendan Reiter Hantzes | \$110 per sq. ft |

Amount: The recommended compensation is \$378,000 which is \$175 per sq. ft x 2,160 square feet.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION ✓

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

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7. **BOARD OF PUBLIC WORKS**
Wetlands Licenses 12-0780

Approval is requested of the following application for a wetlands license for a project involving dredging or filling or both in the navigable waters of Maryland. The Board of Public Works' Wetlands Administrator recommends that the Board: (1) grant a license as indicated and (2) require the applicant to pay \$779,275 into the Wetlands and Waterways Fund. This case is classified as an extraordinary case because of the recommendation that compensation be assessed. The Department of the Environment fully concurs with this recommendation.

Authority: Title 16, Environment Article, Maryland Code; COMAR 23.02.04; 26.24; 26.05

12-0780 **CORDISH POWER PLANT LP – PHILLIPS SEAFOOD**

To remodel and add to an existing outdoor dining deck adjacent to the Harbor Promenade by installing a roof system with gables and a permanent roof over crab-steaming hood; to approve after-the-fact 1,078 square feet exceeding the original licensed size. *Inner Harbor, Patapsco River*

- Application received: April 9, 2012
- Comment period closed: May 15, 2012
- MDE Report and Recommendation received: May 16, 2012
- Revised MDE Report and Recommendation received: May 24, 2012

Background:

- April-July 1997: Cordish Power Plant LP files wetlands application to moor three barges at Inner Harbor location. Working with the applicant, MDE recommends that Board issue license for three floating platforms at the site.
- July 30, 1997 (Secretary's Agenda Item 2): The Board authorized Cordish Power Plant LP to construct three floating platforms. See 97-WL-1616. One of the platforms is a precursor to the deck at issue here and was authorized to be 100' long by 40' wide (4,000 square feet).
- April 2000: The Wetlands Administrator, at the licensee's request, reduced the floating-platform size to 75' long by 45' wide (3,375 square feet).
- May 15, 2000: The Wetlands Administrator, at the licensee's request, revised the license to allow the floating-platform to be a fixed pier.
- The final pier, which is the precursor to this application, is located in front of Phillips Seafood (formerly ESPN Zone). The pier is 75' long by 59' wide (4,453 square feet). *This size pier exceeds the license specifications, thus violating the existing license.*

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

7. **BOARD OF PUBLIC WORKS** (cont'd)
Wetlands Licenses 12-0780

Current Application: Cordish Power Plant LP now proposes to add a roof system with gables over the pier to create structural coverage for bar and meal customers. Other additions would be a permanent roof over a crab-steaming hood. The Wetlands Administrator and the Maryland Department of the Environment find that this re-design, by converting a deck area to a substantial fixed non-water dependent facility, is creating upland.

Compensation: The Board may require compensation for "licensed fill or other type of encroachment" in an amount "equivalent to the fair market value of the wetlands affected or upland created." COMAR 23.02.04.15B(1). The Wetlands Administrator "shall determine the fair market value of the licensed area before and after improvement, with the values being based on the value of the adjacent upland parcel . . . on the higher of two appraisals obtained by the licensee." COMAR 23.02.04.15B(2).

| | | |
|--------------------|------------------------|-------------------|
| Appraisals: | Lou Anne Cline | \$175 per sq. ft. |
| | Brendan Reiter Hantzes | \$110 per sq. ft |

Amount: The recommended compensation is \$779,275 which is \$175 per sq. ft x 4,453 square feet.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION ✓

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

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8. BONDS

Recommendation: That the following General Obligation Bond authorizations be cancelled in the amount of **\$63,884.82** and, at the same time, reduce the State's spending authority as shown for the following capital projects in accordance with Section 8-128, State Finance and Procurement Article, Maryland Code. The Office of the Comptroller, the Department of Budget and Management and the Department of General Services have reviewed this request and concur.

A. Grantee has confirmed the project is complete and funds are no longer needed:

1. *Queen Anne's County YMCA Loan of 2010, Legislative Senate Initiative*
\$35,000
Chapter 483 Acts of 2010
2. *North Brentwood Town Hall and Recreation Facility Loan of 2006*
\$25,934
Chapter 46 Acts of 2006
3. *Dorchester County Detention Center Loan of 2006*
\$500.00
Chapter 46 Acts of 2006
4. *Oxon Hill Boys and Girls Club Loan of 2005*
\$374.00
Chapter 445 Acts of 2005
5. *Chosen Youth Group Basketball Loan of 2009*
\$183.00
Chapter 485 Acts of 2009

B. Funds for the following State authorizations are no longer needed:

1. *1993 MCCBL - MES Water and Wastewater Facilities Improvement Fund*
\$500.00
Chapter 73 Acts of 1993

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

8. BONDS

- B. 2. 2002 MCCBL - DPSCS Patuxent Institution Sprinkler/Ventilation/Water Systems**
\$371.19
 Chapter 290 Acts of 2002
3. 2005 MCCBL – MES Eastern Correctional Institution Water Tower
\$338.58
 Chapter 445 Acts of 2005
4. 2005 MCCBL – Canal Place Preservation Crescent Lawn Phase II
\$243.42
 Chapter 445 Acts of 2005
5. 1999 MCCBL – MES Infrastructure Improvement Fund
\$135.00
 Chapter 212 Acts of 1999
6. 2004 MCCBL – DPSCS Patuxent Institution Electrical Service Upgrade
\$176.00
 Chapter 432 Acts of 2004
7. 2003 MCCBL – DPSCS MD Correctional Laundry Boiler Plant
\$84.68
 Chapter 204 Acts of 2003
8. 2003 MCCBL – DPSCS MD Correctional Site Utilities Upgrade
\$42.24
 Chapter 204 Acts of 2003
9. 1999 MCCBL – Public School Construction
\$2.71
 Chapter 212 Acts of 1999

C. Funds for the following capital appropriation are no longer needed:

2001 CA – DGS Western Maryland Flood Mitigation Grant
\$11,835.13
 Chapter 204 Acts of 2000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

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9. MARYLAND DEPARTMENT OF THE ENVIRONMENT
Maryland Used Tire Cleanup and Recycling Fund

Recommendation: The Maryland Department of the Environment (MDE), in coordination with the Maryland Environmental Service (MES), recommends approval of the following scrap tire stockpile cleanup and project/cleanup development costs:

A. Tyler Towing/Clarksville Scrap Tire Stockpile Cleanup \$ 200,000

The Tyler Towing/Clarksville Scrap Tire Stockpile, located in Clarksville, Howard County, is estimated to contain 61,100 scrap tires in stockpiles scattered around the property and mixed with soil and solid waste in a berm that surrounds the 5.85-acre property. The stockpiles are located near a small stream that borders the southern and western edges of the site. The property, previously used as an automobile junkyard, is currently unoccupied. MDE has obtained liens against the property and will pursue cost recovery after the cleanup is complete.

B. MES Scrap Tire Project and Cleanup Development for FY2012 \$ 100,000

MES will provide informational services to the public regarding all aspects of scrap tire recycling, and develop projects in accordance with MDE's plans for scrap tire recycling. MES will initiate and develop plans for scrap tire stockpile cleanups as directed by MDE. MES will keep apprised of technology developments and opportunities for scrap tire demonstration projects and innovative uses and recycling for scrap tires.

Fund Source: Used Tire Cleanup and Recycling Fund
Appropriation Code: U00A0601

Authority: Section 9-275, Environment Article, Annotated Code of Maryland, known as an Act concerning the State Used Tire Cleanup and Recycling Fund.

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

| | | | |
|-----------------|--------------------|--------------------|------------------|
| APPROVED | DISAPPROVED | DEFERRED | WITHDRAWN |
| WITH DISCUSSION | | WITHOUT DISCUSSION | |

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

Contact Person: Horacio Tablada (410) 537-3305
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10. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve paying \$557,000 to the U. S. Environmental Protection Agency for the State's 10 % share of remedial design costs for the *Ordnance Products, Inc. Superfund Remedial Action* in Mechanics Valley, Cecil County. (Legislative District 35A)

Description: The Ordnance Products, Inc. site is an orphaned federal superfund site. The EPA added this site to the National Priorities List in September 1997 with Maryland's concurrence. As required by the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), Maryland is obligated to pay 10% of the costs to design and construct the remedial systems and 100% of expenses to operate and maintain the remedial systems. This Item requests approval to pay the State's design and construction cost-share. At a later date, the State will have to pay the operations and maintenance costs.

Background: An ordnance component manufacturing facility operated on the 95-acre site from 1960 to 1972. Waste from the manufacturing process was either buried onsite in open pits or discharged to five unlined surface impoundments. This waste includes drums of solvents and acids, detonators, and grenade fuses.

On-site groundwater and soil are contaminated with chlorinated volatile organic compounds (VOCs) and perchlorate, a chemical used in explosives manufacturing. Residential water supply wells located near the site are affected. The EPA maintains treatment systems on impacted wells to provide safe drinking water to residents, and samples affected wells on a quarterly basis.

The EPA and MDE entered into a Record of Decision on September 30, 2006. The estimated cost of the remedial action is \$5,570,000. This estimate includes funding for contingencies and for construction management services. The EPA completed the remedial design and is currently implementing the remedial action at the site.

Phase One – Soil Contamination. The remedial action is in two phases. The first phase was to remediate soil contamination by clearing unexploded ordnance, munitions of explosive concern, and contaminated soils. Design was completed in late 2010 and construction was completed in June 2011. Phase One costs were \$1.7 million, making the State's 10% share \$170,000.

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

10. MARYLAND DEPARTMENT OF THE ENVIRONMENT (cont'd)

Phase Two – Groundwater Contamination. The second phase of the remedial activity addresses groundwater contamination from the chlorinated solvents and perchlorate. The remedial design and construction will include constructing a groundwater treatment system, installing potable water lines, and conducting soil flushing operations. Phase Two design is currently underway.

Operations and Maintenance. This Item does not include the operation and maintenance costs for the Site's remedial activities. The State is responsible for 100% of the O&M costs associated with inspection and maintenance of the groundwater treatment system, the potable water lines, and the soil flushing operations. The operations and maintenance activities to cover the Phase One and Phase Two remedial actions are estimated to be \$5.2 million over the next 30 years.

| | |
|----------------------------|--------------------|
| <u>Total Project Costs</u> | <u>\$5,570,000</u> |
| Federal share (90%) | \$5,013,000 |
| MDE's 10% cost share | \$ 557,000 |

Fund Source: Capital Appropriations UA104

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

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11. MARYLAND ENVIRONMENTAL SERVICE
Dorsey Run Advanced Wastewater Treatment Plant

CONTRACT: Sludge Dewatering Filter Press Rehabilitation
 MES Project # 12-05-22

DESCRIPTION: Strip two sludge dewatering presses. The frame will be cleaned and recoated, and all of the bearings, tracking mechanisms, etc. replaced. Rollers will be tested and repaired or replaced as needed.

PROCUREMENT METHOD: Sole Source

AWARD: Eastern Truck and Trailer Corporation
 Baltimore, Maryland

AMOUNT: \$298,719.00

TERM: 180 days

MBE PARTICIPATION: 0%

REMARKS: Belt filter presses are used to process wastewater solids (i.e. sludge) for reuse/disposal. The existing presses are over 25 years old and many of the major components have started to fail. Inability to process sludge could lead to NPDES permit violations. These presses are no longer sold in the USA and certain parts are only available through the original equipment manufacturer located in Germany. This contractor is the only authorized repair representative in the USA. When completed, the presses will be like new. Rebuilding the presses will save approximately \$200,000 compared to the price of installing new units.

The approved amount will exceed the amount authorized for the project by the 2008 MCCBL by 103% and by the 2009 MCCBL by 0.3%. MES notified the General Assembly in March, 2012, as required by the language of the MCCBL, which states "Expenditures for any of the following projects may not exceed the amount below by more than 7.5% without notification to the General Assembly."

FUND SOURCES: MCCBL of 2008, *Infrastructure Improvement Fund*
 MCCBL of 2009, *Infrastructure Improvement Fund*

APPROPRIATION CODES: 060 MCCBL 08 (PCA # 10982) \$285,223.34
 077 MCCBL 09 (PCA # 11007) \$13,495.66

TAX COMPLIANCE NO.: 12-1013-1011

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

APPROVED **DISAPPROVED**
WITH DISCUSSION

THE ABOVE REFERENCED ITEM WAS:

DEFERRED **WITHDRAWN**
WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS**JUNE 6, 2012****SECRETARY'S AGENDA**

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

12. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

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

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

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

- A. Loan Recipient:** **Deanna Hose**
 120 Fairground Avenue, Hagerstown, MD 21740
 Washington County
- Original Loan: \$3,500
 Current Balance: \$3,500
 Type: Second Mortgage
- B. Loan Recipient:** **Omar Turner**
 9716 Lake Pointe Court, Upper Marlboro, MD 20774
 Prince George's County
- Original Loan: \$5,000
 Current Balance: \$5,000
 Type: Second Mortgage

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

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

Contacts: Patricia Sylvester 410-514-7481 sylvester@dhcd.state.md.us
 John Maneval 410-514-7451 maneval@dhcd.state.md.us
 Elaine Cornick 410-514-7449 cornick@dhcd.state.md.us
 Tara Bacote 410-514-7450 bacote@dhcd.state.md.us

13. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

BORROWER: Pikeswood Apartments LLC

AUTHORITY: Section 4-1501 *et. seq.*, Housing & Community Dev't Article
of the Maryland Annotated Code
COMAR 05.05.01

PROGRAM: DHCD's Rental Housing Works finances rental housing to be occupied by individuals with incomes of 60% and below of the area median income.

PROJECT: Pikeswood Park Apartments
3801 Schnaper Drive
Randallstown, Baltimore County 21133

AMOUNT: \$1,500,000

COLLATERAL: Deed of Trust

DESCRIPTION: Pikeswood Apartments LLC will acquire and rehabilitate Pikeswood Park, a four-story 140-unit brick rental building with two elevators located in Randallstown, Baltimore County. The project will offer affordable and market-rate units with a mix of one- and two-bedroom units. The Osprey Property Company is the project sponsor. The Rental Housing Works loan of \$1,500,000 will be used to partially finance the project. Of the 140 units, 91 will serve households with incomes at or below 60% of the area median income; 49 units will be available without income restrictions. Seven units will be reserved for disabled households. DHCD has also reserved \$284,954 in 4% Low Income Housing Tax Credits valued at \$2,735,560, tax-exempt bonds in an amount of \$9,340,000, a BeSMART loan of \$790,016, and a loan from the Maryland Housing Rehabilitation Program in the amount of \$500,000.

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

13. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

| <u>Source</u> | <u>Amount</u> |
|---|----------------------|
| Rental Housing Works (this item) | \$ 1,500,000 |
| CDA - Tax Exempt Bonds | 9,340,000 |
| CDA - BeSMART | 791,016 |
| CDA - Maryland Housing Rehabilitation Program | 500,000 |
| HOME (Baltimore County) | 500,000 |
| Tax Credit Equity | 2,735,560 |
| Deferred Development Fee | 686,950 |
| Developer's Equity | 75,501 |
| <u>Interim Income</u> | <u>510,487</u> |
| Total | \$ 16,639,514 |

REMARKS: The Maryland Department of Planning reviewed and approved the project for consistency with the Economic Growth, Resource Protection, and Planning Policy on January 20, 2012. Project # SP 20120105-5297.

FUND SOURCE: MCCBL , Item

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

APPROVED

 DISAPPROVED

 DEFERRED

 WITHDRAWN
 WITHOUT DISCUSSION

WITH DISCUSSION ✓

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

Contact: Laurel Crawford (410) 260-8523
lcrawford@dnr.state.md.us

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

Recommendation: That the Board of Public Works, in accordance with the *Policy and Procedure for Shore Erosion Control Capital and Loan Projects*, levy the following benefit amounts as loan repayments for these shore erosion control and habitat restoration projects. The borrowers will make annual payments.

| Project | Project Name/ Loan Recipient | County/District | Loan Amount | Term |
|----------------|---|------------------------|--------------------|-------------|
| (A) SEC 03-07 | Columbia Beach SECD | Anne Arundel/30 | \$1,042,027.00 | 20 years |
| | Project Description: 1,440 linear feet of stone reinforcement, 286 linear feet of stone revetment, and 2,346 linear feet of stone sill and marsh grass planting | | | |
| (B) SEC 04-07 | Villas on Waters Edge SECD/St. Mary's County Government | St. Mary's/29B | \$422,408.00 | 20 years |
| | Project Description: 805 linear feet of stone revetment | | | |
| (C) SEC 01-09 | Perdue, James F. and Dinerman, Ellen | Anne Arundel/27A | \$74,434.61 | 15 years |
| | Project Description: 440 linear feet of stone sill edging with marsh grass planting | | | |
| (D) SEC 07-09 | Jensen, Karen L. and Peter A. | St. Mary's/29B | \$74,100.00 | 15 years |
| | Project Description: 254 linear feet of stone sill and 72 linear feet of marsh edging with marsh grass planting | | | |
| (E) SEC 08-09 | Penttinen, Eric W. and Elizabeth R. | Anne Arundel/30 | \$22,724.00 | 15 years |
| | Project Description: 76.5 linear feet of stone sill and marsh plantings | | | |

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

14. DEPARTMENT OF NATURAL RESOURCES
Shoreline Conservation Service

| <u>Project</u> | <u>Project Name/ Loan Recipient</u> | <u>County/District</u> | <u>Loan Amount</u> | <u>Term</u> |
|----------------|---|------------------------|--------------------|-------------|
| (F) SEC 09-09 | Ferenbach, Colin C. | Talbot/37B | \$73,054.25 | 15 years |
| | Project Description: 364 linear feet of stone sill and marsh plantings | | | |
| (G) SEC 06-10 | Arey, Patricia H. | Anne Arundel/33A | \$62,188.00 | 15 year |
| | Project Description: 175 linear feet of stone sill with sand and marsh plantings | | | |
| (H) SEC 09-10 | Valliant, John R. | Talbot/37B | \$75,044.96 | 15 years |
| | Project Description: 344 linear feet of segmented stone sill with marsh plantings | | | |
| (I) SEC 01-11 | Bradley, John R. and Margaret A. | Talbot/37B | \$60,421.00 | 15 years |
| | Project Description: 344 linear feet of segmented stone sill and containment groin with marsh plantings | | | |

Authority: Section 8-1006, Natural Resources Article, Annotated Code of Maryland

Fund Source: Shore Erosion Control Revolving Loan Fund

Remarks: DNR certifies that all necessary agreements have been recorded among the land records of the appropriate county, and that the design and construction of the projects have been satisfactorily completed.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

Contact: Anne Raines 410.514.7634
ARaines@mdp.state.md.us

15. **DEPARTMENT OF PLANNING**
Maryland Historical Trust

AUTHORITY: MHT Historic Preservation Loan Program

RECOMMENDATION: That the Board of Public Works approve a Maryland Historical Trust loan to improve the Teackle Mansion, 11736 Mansion Street, Princess Anne, Somerset County.

BORROWER: Friends of Teackle Mansion

AMOUNT: \$200,000

DESCRIPTION: The loan will be used for exterior and interior rehabilitation, including masonry repairs, painting, restoring shutters, and consulting services. Once rehabilitation is complete, Teackle Mansion will be re-opened as a museum house.

Teackle Mansion is a magnificent five-part federal style brick mansion, built between 1802 and 1819 by Littleton Dennis Teackle, a merchant and member of the Maryland House of Delegates, and his wife Elizabeth Upshur Teackle. The property was subdivided into lots after the Teackles died and the property passed through several owners (being occupied as apartments) before the property passed into the of nonprofit ownership in the 1960s. Since then both the Somerset County Historical Society, Inc., as the owner, and the Friends of Teackle Mansion, Inc., as a key partner in the fundraising and rehabilitation efforts, have undertaken extensive research and rehabilitation work both in the 1960s and beginning again in 1998. Recently a geothermal heating and cooling system was installed, and the final phase, the rehabilitation of the interior, is currently underway. Work is ongoing using a team of specialty contractors and consultants who have been involved with this phase of rehabilitation since 1998. The borrower has successfully completed other rehabilitation projects at the Mansion using MHT capital grants and Maryland Heritage Areas Authority grants.

FUND SOURCE: \$198,340: 2010 MCCBL *Maryland Historical Trust Historic Preservation Loan Program* (Appropriation #DW01.10(A))
\$1,660: Special Funds (Appropriation #D40W01.11)

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

15. DEPARTMENT OF PLANNING (cont'd)
Maryland Historical Trust

LOAN DETAILS:

Borrower: Friends of Teackle Mansion, Inc.
Mortgagee: Maryland Historical Trust
Mortgagor: Somerset County Historical Society, Inc.
Security: First Deed of Trust
Interest Rate: 2.25%
Term: 20 years (Two years interest only; then 18 years amortizing)

REMARKS: The borrower, Friends of Teackle Mansion, Inc., does not own the property; however, the property owner, Somerset County Historical Society, Inc., has agreed to convey a first deed of trust on Teackle Mansion as loan security. The property has an appraised "as-is" value of \$900,000, which is adequate security for the proposed loan. The Maryland Historical Trust currently holds a perpetual preservation easement on the exterior of the building and on the property. As a condition of this loan, the easement will be modified to include the interior as well.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

Contact: S.K. Kulkarni, P.E. (410) 585-3027
skulkarni@dpscs.state.md.us

16. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES
Maryland Correctional Training Center, Hagerstown

CONTRACT Windows & Heating System Upgrade
 Housing Unit No.1 & 2
 Maryland Correctional Training Center
 Hagerstown
 KA-000-120-C01
 Adpics No.: 603B2400008

DESCRIPTION Replace exterior windows and radiant heating system embedded in concrete floor with new hydronic baseboard heaters in inmate cells, day rooms, and program spaces. Construction will start with Housing Unit No.2 followed by Housing Unit No.1

PROCUREMENT METHOD Competitive Sealed Bidding

BIDS

| <u>Bidder Name</u> | <u>Total Bid</u> |
|---|------------------|
| Towson Mechanical, Inc. Parkville, Maryland | 5,695,000.00 |
| W.M, Schlosser Company Inc. Hyattsville, Maryland | 6,122, 000.00 |
| Rockwell Construction Co, Inc. Mercersburg, Pennsylvania | 6,175,000.00 |
| Callas Contractors, Inc. Hagerstown, Maryland | 6,239,900.00 |
| I.M.I., Inc Gaithersburg, Maryland | 6, 360,000.00 |
| Benaka, Inc. Ellicott City, Maryland. | 6,439,000.00 |
| Waynesboro Construction Company Inc. Federick, Maryland. | 6,495,000.00 |

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

16. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES (cont'd)
Maryland Correctional Training Center, Hagerstown

| <u>Bidder Name</u> | <u>Total Bid</u> |
|---|------------------|
| R.A. Hill, Inc. Chambersburg, Pennsylvania | 6,690,000.00 |
| Brechbill & Hellman Construction Co., Inc. Chambersburg, Pennsylvania. | 6,782,000.00 |
| Denver-Elek, Inc. Baltimore, Maryland. | 6,878,000.00 |
| March Westin Co. Baltimore, Maryland. | 6,886,000.00 |
| Building Systems., Inc. Hagerstown, Maryland. | 6,962,700.00 |
| Arica Consulting & Contracting, LLC. Jessup, Maryland | 7,057,000.00 |

| | |
|---------------------------|--|
| AWARD | Towson Mechanical Inc. |
| AMOUNT | \$ 5,695,000.00 |
| TERM | <u>6/6/12 - 6/5/14</u> |
| PERFORMANCE BOND | 100% of contract amount |
| PERFORMANCE PERIOD | 730 Calendar Days |
| FUND SOURCE | MCCBL of 2011: <i>MCTC, Housing Units Windows and Heating Systems Upgrade</i> . Item No. 032 |
| MBE PARTICIPATION | 15% |

BOARD OF PUBLIC WORKS

JUNE 6, 2012

SECRETARY'S AGENDA

**16. DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES (cont'd)
*Maryland Correctional Training Center, Hagerstown***

REMARKS Maryland Correctional Training Center houses approximately 686 (in both Housing Units No. 1 and 2) medium-security inmates. This project will create a leakproof envelope and prevent energy losses by replacing exterior windows and doors at MCTC. In addition, the existing heating system consisting of heating elements embedded in concrete flooring will be replaced with baseboard heaters that save more energy savings and more easily maintained. The exterior windows of the cells in Housing Unit No 1 only were replaced five years ago through a separate energy performance contract.

The solicitation was advertised in *eMaryland Marketplace*, and distributed to the Governor's Office of Minority Affairs. The government estimate for this project was \$ 6,700,000.00.

TAX COMPLIANCE NO. 11-2362-1111

RESIDENT BUSINESS Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS**JUNE 6, 2012****SECRETARY'S AGENDA**

Contact: R. Dean Kenderdine: 410-625-5601
dkenderdine@sra.state.md.us

17. MARYLAND STATE RETIREMENT AGENCY

Submission of a request by the Board of Trustees of the State Retirement and Pension System of Maryland, in accordance with State Personnel and Pensions Article, Section 21-115 (b)(2), for the reappointment of **Larry E. Jennings, Jr.**, as a public member of the Investment Committee of the Board for a three-year term beginning July 1, 2012.

Mr. Jennings meets all of the requirements to serve as a public member. State Personnel and Pensions Article 21-115 (b)(2) provides that this appointment will be by the Board of Public Works for a term of three years.

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

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

BOARD OF PUBLIC WORKS

JUNE 6, 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

JUNE 6, 2012

APPENDIX

SECRETARY'S AGENDA

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

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1

DEPARTMENT OF GENERAL SERVICES FOR
MARYLAND STATE POLICE

CONTRACT: Emergency Repairs to Boiler & Air Conditioning Systems
MSP Barrack T
ADPICS No.: 001B2400545
Project: PT-232-110-001

CONTRACT TYPE: Maintenance

DESCRIPTION: Remove and replace 30-year old boiler and air conditioning system at Leonardtown Barrack "T" for the Maryland State Police.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: April 3, 2012

BID: American Combustion Industries, Inc., Brentwood \$198,894.00

AWARD: American Combustion Industries, Inc.

AMOUNT: \$198,894.00

CONTRACT AWARD DATE: April 15, 2012

TERM 60 Calendar Days

MBE PARTICIPATION 0%

FUND SOURCE: MCCBL 2010 Item 010: *Capital Facilities Renewal Program*

BOARD OF PUBLIC WORKS

JUNE 6, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1 (cont'd)

REMARKS: *Nature of Emergency:* The Leonardtown Barrack heat and air conditioning equipment failed last year. The boiler allowed noxious fumes to enter the building. The agency stopped using the boiler when fumes were detected. Fans were used to vent the building. Employees were evacuated during the venting. Repairs were initiated to the boiler insulation that stopped the fumes from entering the building. Also, the air conditioning system cannot operate without a continued spray of water on the condensing units to avoid over heating.

Basis for Selection: Immediate actions were required. The facility operates on a 24-hour basis providing security to the local area. Multiple firms were contacted, but only one firm could respond and provide the needed services. This firm has initiated actions that will maintain continued safe operations.

TAX COMPLIANCE NO.: 12-0975-1111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

BOARD OF PUBLIC WORKS

JUNE 6, 2012

APPENDIX

SECRETARY'S AGENDA

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

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2

MORGAN STATE UNIVERSITY

CONTRACT TITLE: Murphy Fine Arts Lab: HVAC; Mechanical, Equipment, and Piping; and architectural modifications

CONTRACT TYPE: Maintenance

DESCRIPTION: Remediate water, air quality, ventilation, plumbing and electrical problems in lab spaces in the Murphy Fine Arts Building.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: January 2012

BID:
Barton Malow Company \$698,000
Baltimore, MD

AWARD: Barton Malow Company

AMOUNT: \$698,000

AWARD DATE: April 25, 2012

TERM: April 25, 2012 – September 4, 2012

MBE PARTICIPATION: 30%

FUND SOURCE: Morgan State University (Capital Budget)

APPROPRIATION CODE: FY 2013 \$5M Facility Renewal Appropriation for Morgan State University

BOARD OF PUBLIC WORKS

JUNE 6, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2 (cont'd)

REMARKS:

Nature of Emergency: The University commissioned an engineering study based on problems in the Murphy Fine Arts Building.

- The welding, ceramics, and sculpture, paint, and photo labs have substantial air-quality problems. Some spaces, when in use, occasionally exceed the OSHA standard for particulate matter. Air systems for these spaces were not in negative pressure when in use, allowing the fumes to migrate throughout the building. In addition, the ventilation systems of these spaces were integral with the ventilation of the main building, instead of being separate, further distributing the fumes throughout the building.
- The welding lab as installed was unsafe and could not be made safe. The equipment from this space was removed entirely to prevent unsafe use.
- The sculpture and ceramics labs are above the James E. Lewis Art Museum. To properly clean the floors in the labs they should be "flooded" with water. When this occurs, the penetrations in the floor leaks the cleaning water into the museum space below. This creates a problem in the museum when the floors are washed. Some of the penetrations have been sealed. The work will include repairing floor drains and adding leak detectors and drip pans below the drain lines, in the ceilings of the museum to catch any water which may leak through. The floors will also be replaced with a new epoxy floor system to better seal the space in the labs.

Spectrum Engineers completed the retrofit/replacement design March 28, 2012. The University put the project out to bid the following day. The University is working diligently to complete this work over the summer so as not to interrupt Spring or Fall semester classes; to that end, the University is issuing two Notices-to-Proceed. The initial NTP authorizes the contractor to begin paperwork, engineering, submit submittals/shop drawings and order equipment on long-lead items. This work occurred during Spring semester. The second NTP will authorize the contractor to begin the physical work on the building. The University had to expedite the work or risk cancellation of Fall semester classes or having to rent off-campus space because there is no alternative space available on campus.

BOARD OF PUBLIC WORKS

JUNE 6, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2 (cont'd)

Basis for Selection: Four firms were invited to submit bids; only one bid was received. Two of the firms that did not submit bids responded that they were too busy or already committed to other projects for the term of the contracting period. The University determined the single bid received exceeded budget estimates. After a scope review meeting with the engineer and proposed contractor, negotiations and slight modifications to the scope of work, the contractor submitted a revised bid which reduced the initial bid by \$69,000.

TAX COMPLIANCE NO.: 12-0858-1111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

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

June 6, 2012

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

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

Mary Jane Shearer - \$99,750.00
Washington County
POS # 4377

Reference: That the Board of Public Works approve the acquisition in fee simple of a 3.74 +/- acre parcel located in Washington County. The wooded property provides a clear view of the War Correspondent's Arch at Gathland State Park. The parcel has significant historic value as it lies directly behind the original toll house on the historic road through the mountain gap. Acquisition would provide a buffer to the park, the Appalachian Trail, and eliminate residential development of the parcel.

The property is located within a Target Ecological Area (TEA) and has received an ecological ranking of 65 under the Program Open Space Targeting System. This project meets the requirements under the Appendix "A" section of the POS Targeting protocol as it is being considered for a recreational and historical project.

Grantor: Mary Jane Shearer

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

Property: 3.74 +/- acres, unimproved

Price: \$ 99,750 (discounted sale)
Price represents a 5% discount from the recommended value of \$105,000

Appraisals: \$105,000 (10/18/11) – Michael C. Bowers – Fee Appraiser
Reviewed by David Wallenberg

\$120,000 (10/18/11) – Melville E. Peters – Fee Appraiser
Reviewed by David Wallenberg

Fund Source: POS Acquisition Opportunity Loan 2009
Program 89.22.45 Item 500 \$99,750.00 (FY2010)

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**

June 6, 2012

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

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

Judith F. Mullen & LVM Holdings LLC - \$525,000.00
Charles County
POS # 4222

Reference: That the Board of Public Works approve an Assignment and Amendment Agreement to a Contract for Bargain Sale from Judith F. Mullen & LVM Holdings, LLC, Grantor and The Conservation Fund, Assignor to acquire in fee simple a 136 +/- acre parcel located in Charles County. This forested parcel is bisected by Marbury Run, a tributary to Mattawoman Creek. The forest provides buffer to maintain the water quality and hydrology of this stream and of the Mattawoman, and thus contributes to maintaining the quality of the migratory and game fish populations for which the Mattawoman is well-known.

The property is located within the Target Ecological Area (TEA). This project also meets criteria in accordance with Chapter 419, Laws of Maryland 2009 as it presents a unique acquisition opportunity as a result of its extraordinary location and the environmental value of the property, which scored 94 under the Program Open Space Targeting System.

Grantor: Judith F. Mullen & LVM Holdings LLC

Assignor: The Conservation Fund

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

Property: 136 +/- acres, unimproved

Price: \$525,000 (discounted sale)
Price represents approximately a 17% discount from the appraised values

Appraisals: \$639,000 (2/21/12) – James B. Hooper – Fee Appraiser
Reviewed by David Wallenberg

\$640,000 (2/18/12) – Gary T. Westholm – Fee Appraiser
Reviewed by David Wallenberg

Fund Source: POS Acquisition Opportunity Loan 2009
Program 89.22.45 Item 500 \$525,000.00 (FY2010)

Maryland Consolidated Capital Bond Loan of 2010
Program 89.22.49 Item 015 \$36,028.07 (FY2011)

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

June 6, 2012

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

Special Conditions:

Approval is requested to reimburse The Conservation Fund as follows:

| | |
|-----------------------|-------------|
| 3% Administrative Fee | \$15,750.00 |
| Appraisals | \$ 8,900.00 |
| Survey | \$ 8,678.07 |
| Phase I Environmental | \$ 2,700.00 |
| Total | \$36,028.07 |

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**

June 6, 2012

**ITEM 3A
SALE OF FOREST PRODUCTS**

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

Request approval of the following timber sale. See BPW Advisory 2005-2

PROJECT NAME: Chesapeake State Forest, Worcester County
SALES DESIGNATION: Amendment CF-13-12
ORIGINAL SALE: DNR Item 4A (11/16/11)
AREA DESCRIPTION: 31.3 acres/ Compartment #24 Stand #3

DESCRIPTION: This will be a harvest of 45-year old planted loblolly pine with retention of seed trees. Hardwoods in the mid to upper canopy will be retained for Delmarva Fox squirrel habitat and for forest interior nesting bird species. This amendment adds 400,089 board feet of timber to the original sale. The original sale comprised 38 acres with 692,316 board feet of timber purchased by Beauchamp Logging for \$112,000.

BIDS:
Beauchamp Logging, Inc. \$64,014.00
MD

AWARD: Beauchamp Logging, Inc.

AMOUNT: \$64,014.00

ESTIMATED VALUE: \$60,013.00

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**

June 6, 2012

**ITEM 4A
FOREST CONSERVATION ACT EASEMENT**

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

Recommendation The Department of Natural Resources requests the Board of Public Works to approve a partial termination of a forest conservation easement as follows.

Releasor: Department of Natural Resources and the Board of Public Works

Releasee: Ralph Kennard Jackson and Mary Ellen Jackson

Property: Release of 0.9692 acres of easement on Minor Subdivision property Lots 1, 2, 3.

Background: The Jacksons' forest conservation easement was granted to DNR in accordance with the Forest Conservation Act, Natural Resources Article, sections 5-1601 *et seq.*, which requires DNR to hold long-term protection agreements with private individuals when private lands are not subject to a local FCA program.

The State Highway Administration must correct structural and functional deficiencies of the Maryland Route 287 Choptank River bridge due to age, deterioration, and vehicular impacts and must also bring the bridge into compliance with American Association of State Highway and Transportation Officials standards. To accomplish that end, SHA must have DNR release from the operation and effect of the easement 0.9692 acres.

DNR's Maryland Forest Service and SHA have entered into a Memorandum of Understanding through which SHA will replace the 0.9692 eased acres through the purchase of 2.78 acres of credit in an existing forest mitigation bank located in Caroline County.

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:** Robert Howells
410-230-8789
rhowells@msla.state.md.us

DEPARTMENT/PROGRAM: Maryland State Lottery Agency (MSLA)
Creative Product Services Division

CONTRACT ID: 2013-03;
Baltimore Ravens Licensing Contract
ADPICS NO. E75B2400016

CONTRACT DESCRIPTION: Contract to provide the Lottery with (1) a license to use the Baltimore Ravens NFL football team marks and logos for an Instant Ticket Lottery Game, supporting marketing materials at Retailer locations selling the tickets and advertising for the tickets, and (2) Ravens and NFL football related prizes to be awarded to winners of the Instant Ticket game and related second chance promotion.

AWARD: Baltimore Ravens Limited Partnership
Owings Mills, MD

TERM: 6/7/2012 – 12/31/2014

AMOUNT: \$456,000 NTE (2 ½ Years)

PROCUREMENT METHOD: Sole Source

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: None (See Requesting Agency Remarks below)

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

ITEM: 1-S (Cont.)

REQUESTING AGENCY REMARKS: The recommended Contractor is the owner and exclusive licensor of the marks and logos of the Baltimore Ravens NFL football team, which are the subject of this contract. The Lottery desires to use these marks and logos for an Instant Ticket Game and this licensing contract is necessary in order to obtain the rights to use them. As well, the Lottery desires to purchase Ravens ticket packages, experiential prizes and a limited amount of autographed merchandise to be utilized as part of the Instant Ticket promotion. The Contractor is the exclusive provider of these items.

The 2012 NFL season will be the fourth consecutive year the Lottery has produced an Instant Ticket Game using the Ravens' logos and marks. In each of the previous three years, the Ravens Instant Ticket has been the fastest selling \$5 scratch game offered by the Lottery.

The Contract Amount includes both the cost of the prizes to be awarded to winners of the Instant Ticket Game and other related promotions and the license fee for the use of the Contractor's logos and marks. Prizes include the following items:

- Ravens season tickets for life (20 years) plus parking;
- Ravens season tickets for a single season plus parking;
- Premium single game tickets, plus pregame sideline access;
- Luxury suite tickets for a Ravens regular season game;
- Away trips to Ravens NFL regular season games; and
- Premium autographed merchandise.

The Lottery anticipates producing an Instant Ticket Game using the Ravens' NFL marks and logos that will have a quantity of 3,120,000 tickets, a \$5.00 price point and a total retail face value of \$15,600,000. The game needs to be submitted for production by mid-June in order to have the tickets produced and available for distribution for a pre-season practice at M&T Bank Stadium on 8/4/2012.

(Note: Production of the Instant Ticket Game, which will be accomplished and paid under the Lottery's "Instant Ticket Games and Related Services Contract #2006-01", is not included in the amount of this Licensing Contract.)

The prior licensing contract with the Ravens, approved on the 7/6/2011 DBM BPW Agenda, Item 1-S, was for a License to produce one Instant Ticket game (and Ravens prizes) that launched with the pre-season game on 8/6/2011 and was sold thru the 2011 season, although tickets can continue to be sold until sold-out into 2012.

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

ITEM: 1-S (Cont.)

Because by law Instant Ticket game players have 182 days to claim a winning ticket after a game is closed-out, the Lottery has to allow for that period to elapse before the contract expires, even though no more tickets are being produced or sold that contract does not expire until 12/31/2013. Although the two contracts are similar, they are for individual licenses for different Instant Ticket games. This new contract is for a License to produce one Instant Ticket game, with prizes, scheduled to launch when the season opens for 2012.

No MBE participation goal was established for this sole source contract because it is a license agreement with no available subcontracting opportunities.

FUND SOURCE: 100% Special (Lottery Proceeds)

APPROP. CODE: E75D0001

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0886-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

SERVICES CONTRACT

ITEM: 2-S **Agency Contact:** 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

CONTRACT ID: Consultant and Actuarial Services for State
Employee Retiree Health and Welfare Benefits
Program
ADPICS #: F10B2400023 (Consultant);
F10B2400024 (Actuarial)

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

AWARD: The Segal Company
Washington, DC

TERM: 6/7/2012 - 5/31/2015 (w/2 one-year renewal
options)

AMOUNT: \$3,424,994 NTE (3 Years; Base Contract)
\$1,324,462 NTE (1 Year; 1st Renewal Option)
\$1,357,174 NTE (1 Year; 2nd Renewal Option)
\$6,106,630 NTE Total (5 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 22% (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: Gabriel, Roeder, Smith & Co. (GRS)
Irving, TX

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

ITEM: 2-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com*, the DBM website, and the DBM Bid Board located at 45 Calvert Street in Annapolis. Copies of the solicitation notice were sent directly to 56 prospective vendors, 25 of which are Maryland firms and 18 are MBEs. A copy of the solicitation was also sent to the Governor's Office of Minority Affairs.

Four proposals were received in response to the RFP, all of which were determined to be reasonably susceptible of being selected for award. The Segal Company (Segal) was ranked overall #1 with the second technically ranked offer and second lowest price. Although Segal was ranked second technically, it was judged to be very close to the #1 ranked technical offeror. Financially, there was an 8% difference between the financial price offered by Segal and the #1 ranked technical offeror. The narrow technical superiority of the #1 ranked technical offeror was not judged to outweigh the 8% higher price. Segal had the second lowest financial price. There was only a 1% difference in the price between the #1 financially ranked offeror and Segal; however, this lowest priced offeror was ranked technically #4. The technical differences between Segal and the #4 ranked technical offeror were judged to outweigh the 1% difference in price. Therefore, award is recommended to The Segal Company as having submitted the most advantageous offer to the State.

The purpose of this contract is to provide consultant and actuarial services to the State Employee and Retiree Health and Welfare Benefits Program. These services include: assistance with annual health plan rate setting; annual OPEB (Other Post-Employment Benefits) valuation, Retiree Drug Subsidy, technical assistance and support in connection with the re-procurement of various State health plan contracts; assistance with compliance and regulatory changes; in addition to trend analysis of healthcare legislation.

The #1 ranked technical Offeror, who was ranked #3 overall, filed a 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). The Offeror, without explanation, withdrew its appeal, and on 5/15/2012, the MSBCA dismissed the appeal with prejudice. Therefore, at this time, DBM is moving forward with the new contract award recommendation in order to begin new vital projects for the Employee Benefits Division.

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

ITEM: 2-S (Cont.)

The MBE participation goal established in the RFP was for 13% of the consultant services fees only. However, The Segal Company proposed 27% MBE participation for the consultant services. The consultant services portion of the contract is estimated to be \$4,991,500 for the base contract period and the two renewal option years. The MBE Participation goal is estimated to be \$1,347,705. This calculates to an overall 22% MBE participation goal attributed to the entire contract.

FUND SOURCE: 100% Reimbursable

APPROP. CODE: F10A02.02

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-1010-0011

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: 2-S (Cont.)

BIDS OR PROPOSALS (Cont.):

| <u>Offerors</u> | <u>Tech. Rank</u> | <u>Fin. Price 3 Yrs. Base</u> | <u>Fin. Price 1 Yr. Option #1</u> | <u>Fin. Price 1 Yr. Option #2</u> | <u>Financial Price (5 Yrs.)/Ranking *</u> | <u>Overall Rank **</u> |
|--|-------------------|-------------------------------|-----------------------------------|-----------------------------------|---|------------------------|
| The Segal Company Washington, DC | 2 | \$3,424,994 | \$1,324,462 | \$1,357,174 | \$6,106,630 (2) | 1 |
| HayGroup Arlington, VA | 4 | \$3,337,900 | \$1,334,800 | \$1,373,900 | \$6,046,600 (1) | 2 |
| Buck Consultants Berwyn, PA | 1 | \$3,723,000 | \$1,450,000 | \$1,450,000 | \$6,623,000 (3) | 3 |
| Gabriel, Roeder, Smith & Co. Irving, TX | 3 | \$3,797,800 | \$1,433,200 | \$1,449,200 | \$6,680,200 (4) | 4 |

Note: * The Financial Price is based upon a combination of a fixed price to provide Actuarial Services and an estimated price to provide Consultant Services based upon a model, contained in the RFP, of labor hours for fixed unit hourly rates.

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

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

SERVICE CONTRACT

ITEM: 3-S Agency Contact: Cindy Hawkins
410-260-8154
chawkins@dnr.state.md.us

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

CONTRACT ID: Maryland Conservation Jobs Corps Van Rental
ADPICS NO. K00B2400147

CONTRACT DESCRIPTION: Vehicle Leasing Contract to provide 60 Full-size Passenger Vans, 20 Mini Vans and one Full-Size Sedan for the Maryland Conservation Jobs Corps as part of the Governor's initiative to use conservation services as a means to engage at-risk and court-involved youth.

AWARD: All Car Leasing, Inc. dba Next Car
Laurel, MD

TERM: 6/13/2012 – 8/8/2012

AMOUNT: \$233,232 (8 Weeks)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: None (see Requesting Agency Remarks below)

INCUMBENT: Hertz Equipment Rental Corp.
Park Ridge, NJ
(Local office in Baltimore, MD)

REQUESTING AGENCY REMARKS: A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMarylandmarketplace.com*. Copies of the solicitation notice were sent directly to eight 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: 3-S (Cont.)

Four bids were received in response to the IFB; however, only two of the bids were deemed responsive. One bidder could only provide 10 of the 60 full-size passenger vans needed and one bidder could only provide 10 full-size passenger vans and 10 mini vans. Both bids were deemed non-responsive. The two remaining bids were evaluated on the vendors' ability to provide all of the required equipment. The lower priced bid was received from All Car Leasing dba Next Car. All Car Leasing dba Next Car has been determined to be a responsible bidder and is therefore recommended for award.

This program is part of the Governor's initiative to use conservation service as a means to engage at-risk and court-involved youth in meaningful experiences in nature to reduce recidivism rates, provide opportunities for skills training, empowerment and employment and restore natural and recreational resources in State Parks and the Chesapeake Bay. The Maryland Conservation Jobs Corps program was established in 2008 offering approximately 322 Baltimore City, Harford County, Prince Georges County, Montgomery County and Worcester County youth the opportunity to work in Maryland State Parks.

The purpose of this contract is to have the 60 full-size Passenger Vans, 20 Mini Vans and one Full-Size Sedan available to transport the youth within various State parks to the specific project site where each crew will work. The vans are driven by the project leaders and will also be used to transport supplies before and after the six week program for the youth. All vehicles will be operated by Department employees, classified, and/or contractual employees (camp counselors or group leaders) with a valid driving license (per guidelines set-forth by the State of Maryland), who are responsible adults 21 or older.

The only deliverable under the contract included in this Item, is the lease of the vehicles themselves. The selected vendors will provide no other goods or services than the provision of the vehicles by the required date, with the vehicles being returned when they are no longer required. Between these dates, the only requirement of the vendor is to repair or replace a vehicle that isn't operating properly, which hopefully will not be needed. In addition, there is only one MBE available to provide this service, which was sent the IFB, and a very limited time period (no more than eight weeks) during which the vehicles will be leased. For all these reasons no MBE goal was established.

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

ITEM: 3-S (Cont.)

FUND SOURCE: 100% Special (Program Open Space Funds)

APPROP. CODE: K00A0401

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0836-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

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

BIDS OR PROPOSALS (Cont.):

| BIDDERS | PASSENGER VANS (60) | MINI VANS (20) | FULL-SIZE SEDAN (1) | TOTAL BID PRICE |
|---|--------------------------------|---------------------------|--------------------------------|----------------------------|
| All Car Leasing, Inc. dba Next Car Laurel, MD | \$187,245.00 | \$44,448.60 | \$1,538.43 | \$233,232.03 |
| Hertz Equipment Rental Corp. Park Ridge, NJ | \$188,100.00 | \$46,158.60 | \$1,595.43 | \$235,854.03 |

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

SERVICE CONTRACT

ITEM: 4-S **Agency Contact:** Cindy Hawkins
410-260-8154
chawkins@dnr.state.md.us

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

CONTRACT ID: Maryland Conservation Jobs Corps
School Bus Rental
ADPICS NO. K00B2400148

CONTRACT DESCRIPTION: Vehicle Leasing Contract to provide eight standard size rental school buses and drivers for the Maryland Conservation Jobs Corps as part of the Governor's initiative to use conservation services as a means to engage at-risk and court-involved youth.

AWARD: Woodlawn Motor Coach, Inc.
Baltimore, MD

TERM: 6/25/2012 – 8/3/2012

AMOUNT: \$74,240 (29 Days)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS OR PROPOSALS: See Attachment

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* (eMM). There were 40 companies notified through eMM. Copies of the solicitation notices were sent directly to six prospective vendors, all 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: 4-S (Cont.)

Three bids were received in response to the IFB. All bids were deemed to be responsive. The lowest bid was received from Woodlawn Motor Coach, Inc. It was determined that Woodlawn Motor Coach is a responsible bidder and is therefore recommended for award.

This program is part of the Governor's initiative to use conservation service as a means to engage at-risk and court-involved youth in meaningful experiences in nature to reduce recidivism rates, provide opportunities for skills training, empowerment and employment and restore natural and recreational resources in State Parks and the Chesapeake Bay. The Maryland Conservation Jobs Corps program was established in 2008 offering approximately 322 Baltimore City, Harford County, Prince Georges County, Montgomery County and Worcester County youth the opportunity to work in Maryland State Parks.

The purpose of this contract is for eight school buses and drivers to transport the youth from their communities to the Patapsco Valley State Park (4 buses) or the Gunpowder Falls State Park (4 buses) for the six week program. It is projected that up to 28 youth, plus one adult supervisor must be transported on each bus, each day of the program.

No MBE participation goal was established for this contract due to the limited number of MBEs available to provide this service and the limited time period of the service.

FUND SOURCE: 100% Special (Program Open Space Funds)

APPROP. CODE: K00A0401

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0837-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

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

BIDS OR PROPOSALS (Cont.):

| <u>BIDDERS</u> | <u>BID PRICE</u> | <u>EXTENDED BID PRICE *</u> |
|---|-------------------------|------------------------------------|
| Woodlawn Motor Coach, Inc. Catonsville, MD | \$320.00 per day/bus | \$74,240.00 |
| Chesapeake Charter, Inc. Annapolis, MD | \$364.00 per day/bus | \$84,448.00 |
| Lonergans Charter Service, Inc. Millersville, MD | \$425.00 per day/bus | \$98,600.00 |

* The Extended Bid Price is calculated by multiplying the per day, per bus price times 8 buses, times the 29 days for which transportation is required.

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

SERVICES CONTRACT

ITEM: 5-S **Agency Contact:** Leona Spencer
410-767-5178
spencerl@dhmh.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Medical Care Programs (MCP)
Office of Systems, Operations & Pharmacy

CONTRACT ID: DHMH/OPASS #12-11002;
Data Entry Services
ADPICS No. M00B3400004

CONTRACT DESCRIPTION: Contract to provide data entry staff to enter confidential data information from Medical Assistance claim forms to allow provider payments for services rendered.

AWARD: Goodwill Works of the Chesapeake, Inc.
Baltimore, MD

TERM: 7/1/2012– 6/30/2013

AMOUNT: \$334,000 (1 Year)

PROCUREMENT METHOD: Preferred Provider

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: 100% (Contractor is a Maryland Certified MBE)
(No Subcontracting Goal)

PERFORMANCE SECURITY: None

INCUMBENT: Same

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

ITEM: 5-S (Cont.)

REQUESTING AGENCY REMARKS: The Medical Care Programs (MCP) Office of Systems, Operations and Pharmacy (the Department) has the responsibility of entering confidential data from Medical Assistance claim forms into the Maryland Medicaid Information System (MMIS) for processing payments. Currently, the Department has a backlog of claims and cannot hire additional permanent staff to bring this project up to date. All claims must be keyed into the system before a provider can be paid for services rendered. It is imperative that the claims are entered as quickly as possible.

Goodwill Works of the Chesapeake, Inc. (Goodwill Works) will continue to provide 13 people to input data from claim forms into the mainframe system.

Employees working under this contract must be screened, assessed and tested to ensure the Department will receive the highest standards in productivity and employee excellence. Goodwill Works guarantees all staff members presented to work at DHMH headquarters will be able to perform the data entry keypunch function as requested. Occasionally, as requested, Goodwill Works staff also assists in sorting and opening mail.

Currently, the staff from Goodwill Works is performing data entry on the backlog of claims. The staff has provided satisfactory service. If a staff member is deemed unsatisfactory (in terms of either performance or behavior) the staff member is replaced within 72 hours. The management team at Goodwill Works keeps close tabs on its employees and addresses any issues with staff immediately. The Department, therefore, recommends approval of this contract because of the satisfactory performance provided by Goodwill Works on previous contracts and the cost effectiveness to the State.

In accordance with COMAR 21.11.05.04, on March 15, 2012 the Pricing and Selection Committee for Rehabilitation and Employment Programs certified the prices for this contract as fair market at a not-to-exceed value of \$334,000 for providing data entry services.

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

ITEM: 5-S (Cont.)

FUND SOURCE: 75% Federal; 25% General

APPROP. CODE: M00Q01.03

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0607-0110

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: 6-S **Agency Contact:** Mary Beth Pohl
410-764-2673
mpohl@hsrc.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Health Services Cost Review Commission

CONTRACT ID: HSCRC-004-11;
Inpatient and Outpatient Data Processing Services
ADPICS BPO No. M00B3400014

CONTRACT DESCRIPTION: Provide electronic collection and processing of patient-level inpatient, outpatient, chronic and psychiatric discharge data from all acute, chronic, psychiatric and free-standing Emergency Room (ER) facilities that are regulated by the Health Services Cost Review Commission (HSCRC).

AWARD: St. Paul Computer Center, Inc.
t/a The St. Paul Group
Glen Burnie, MD

TERM: 7/1/2012 - 6/30/2015 (w/2 one-year renewal options)

AMOUNT: \$1,281,891 (3 Years; Base Contract)
\$ 448,660 (1 Year; 1st Renewal Option)
\$ 471,091 (1 Year; 2nd Renewal Option)
\$2,201,642 Total (5 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 25%

PERFORMANCE SECURITY: None

INCUMBENT: Same

**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 of the solicitation notice was mailed directly to one prospective vendor, the incumbent. A copy was also sent to the Governor's Office of Minority Affairs.

Three proposals were received in response to the RFP; however, one of the proposals was deemed not to be reasonably susceptible of being selected for award due to MBE issues. Of the two remaining proposals, award is recommended to St. Paul Computer Center, Inc. t/a The St. Paul Group, the incumbent. The St. Paul Group was ranked #1 overall with the higher technical ranking and the higher price. The superiority of The St. Paul Group's technical proposal outweighed the 11% difference in the evaluated price of the lower priced Offeror.

Maryland's Health Services Cost Review Commission (HSCRC) is the State agency responsible for regulating Maryland's \$14.5 billion hospital industry. The HSCRC collects a wealth of information from Maryland's acute, chronic, psychiatric and free-standing ER facilities to support its regulatory responsibilities.

The purpose of this contract is to obtain data processing services pertaining to the inpatient, outpatient, chronic, and psychiatric data sets. The Contractor's approach must accomplish at least these requirements as established in the RFP statement of work:

- Collection and processing of datasets submitted by hospitals;
- Grouping of datasets and application of additional data parameters;
- Generation, dissemination, and repository of confidential and non-confidential datasets;
- Generation of statistical and descriptive reports; and
- Management and hosting of secure file transfer protocols.

The Contractor must also have personnel with qualifications and experience in the areas of data management, processing, grouping, storage, and dissemination; knowledge of medical classification and grouping systems; and knowledge of the required database technology and security. In addition, the Contractor's data confidentiality and security plan is also an important component of the contract.

The Contractor is required to provide services to other data users (not the State). These data users are charged individually by the Contractor for services they receive and are not paid by the State. The Award Amount is based upon the services provided and paid for by the State; however, the Financial Price was based upon the total of the State's and any other data users charges (see Attachment).

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

ITEM: 6-S (Cont.)

FUND SOURCE: 100% Special (Hospital User Fees)

APPROP. CODE: M00R0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0827-1111

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.) **ATTACHMENT**

BIDS/PROPOSALS (Cont.):

| <u>Offerors</u> | <u>Tech. Rank</u> | <u>Evaluated Financial Price/Offer * (Rank)</u> | <u>Overall Rank **</u> |
|--|-----------------------|---|----------------------------|
| St. Paul Computer Center, Inc. t/a The St. Paul Group Glen Burnie, MD | 1 | \$2,701,642 (2) (State's Portion = \$2,201,642) | 1 |
| Chesapeake Regional Information System for Our Patients (CRISP) Columbia, MD | 2 | \$2,382,577 (1) (State's Portion = \$2,282,577) | 2 |

Note: * The Evaluated Financial Price/Offer was based upon the total amount to be paid to the vendor for services required under the RFP, including the costs associated with the services that are not paid by the State, but are paid by the other data users.

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

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

SERVICES CONTRACT

ITEM: 7-S **Agency Contact:** Joselyn Hopkins
410-339-5013
jmhopkins@dpscs.state.md.us

DEPARTMENT/PROGRAM: Public Safety & Correctional Services (DPSCS)
Corrections (formerly Division of Corrections)

CONTRACT ID: DPSCS Q0013002;
Threshold, Inc.
ADPICS No. Q00B3400005

CONTRACT DESCRIPTION: Contract for the continued operation of a 30-bed Contractual Pre-Release Service in Baltimore City. DPSCS Corrections operates institutions for adult male and female offenders throughout the State. As part of its operations, Corrections contracts for Community Contractual Pre-release Services.

AWARD: Threshold, Inc.
Baltimore, MD

TERM: 7/1/2012 – 6/30/2013

AMOUNT: \$575,071 Est. (State's portion)
\$ 62,000 Est. (Inmate's room/board recovery fee)
\$637,071 NTE Total (1 Year)
(See Requesting Agency Remarks below)

PROCUREMENT METHOD: Sole Source

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: 100% (Contractor is a Maryland Certified MBE)
(No Subcontracting Goal)

PERFORMANCE SECURITY None

INCUMBENT: Same

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

ITEM: 7-S (Cont.)

REQUESTING AGENCY REMARKS: The purpose of a Contractual Pre-release Service is to house and rehabilitate those individuals who have been convicted of crimes, but who, in the judgment of the courts and appropriate correctional personnel, can be best rehabilitated in community facilities without substantial danger to the community. There are two Contractual Pre-Release Services in Baltimore City. Dismas House operates one; and Threshold, Inc. operates the other.

Dismas House and Threshold, Inc. were established as Contractual Pre-Release Service Centers pursuant to an opinion of the Attorney General's Office, 65 Op. Att'y Gen. 112 (1980). Further, the City of Baltimore requires that a special zoning ordinance be passed by the City Council and signed by the Mayor before a facility can be established to provide these services. Dismas House and Threshold, Inc. are the only Pre-releases Centers authorized in Baltimore City.

The cost of funding for this contract is as follows:

30 beds x \$58.18 per day x 365 days - \$62,000 Est. Room/board recovery = \$575,071

This per-diem rate is the same as the past three fiscal years, FY2010 – FY2012.

The Inmate's room/board recovery fee is paid by the Inmates that work outside the institution on Work Release. The Contractor collects the room/board recovery fee from the Inmates Work Release (and other) earnings. The fees collected are deducted from the total invoice amount billed to DPSCS. The fees are estimated and dependent upon the Inmates having employment.

Due to the nature of the services to be provided there are no subcontracting opportunities. However, the Contractor is a Maryland Certified MBE.

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

ITEM: 7-S (Cont.)

FUND SOURCE: 90% General;
10% Special (Inmate's room/board recovery fee)

APPROP. CODE: Q00C02.02

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0907-0110

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.)

REQUESTING AGENCY REMARKS: The purpose of a Contractual Pre-release Service is to house and rehabilitate those individuals who have been convicted of crimes, but who, in the judgment of the courts and appropriate correctional personnel, can be best rehabilitated in community facilities without substantial danger to the community. There are two Contractual Pre-Release Services in Baltimore City. Dismas House operates one; and Threshold, Inc. operates the other.

Dismas House and Threshold were established as Contractual Pre-Release Service Centers pursuant to an opinion of the Attorney General's Office, 65 Op. Att'y Gen. 112 (1980). Further, the City of Baltimore requires that a special zoning ordinance be passed by the City Council and signed by the Mayor before a facility can be established to provide these services. Dismas House and Threshold, Inc. are the only Pre-release Centers authorized in Baltimore City.

The cost of funding for this contract is as follows:

45 beds x \$62.89 per day x 365 days - \$40,000 Est. Room/board recovery = \$992,968.25

This per-diem rate is the same as the FY2012 rate.

The Inmate's room/board recovery fee is paid by the Inmates that work outside the institution on Work Release. The Contractor collects the room/board recovery fee from the Inmates Work Release (and other) earnings. The fees collected are deducted from the total invoice amount billed to DPSCS. The fees are estimated and dependent upon the Inmates having employment.

Due to the nature of the services to be provided there are no subcontracting opportunities, thus there is no MBE participation goal.

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

ITEM: 8-S (Cont.)

FUND SOURCE: 96% General;
4% Special (Inmate's room/board recovery fee)

APPROP. CODE: Q00C02.02

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0908-0110

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

DEPARTMENT PROGRAM: Juvenile Services (DJS)
Contractual Residential Operations

CONTRACT IDS: 13-JS-002;
ADPICS NO. V00B3400002

CONTRACT DESCRIPTION: Provide residential and educational services for youth referred by DJS who are before the Juvenile Courts of the State of Maryland. These programs are located in Pennsylvania, Georgia and Florida to serve an average daily population of 14 DJS male and female youth aged 10 to 20, who cannot be placed in Maryland programs.

AWARD: The Devereux Foundation, Inc.
Villanova, PA

TERM: 7/1/2012 - 6/30/2015

AMOUNT: \$6,582,380 (3 Years)

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

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: Same

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

ITEM: 9-S (Cont.)

REQUESTING AGENCY REMARKS: Request for approval of a contract to provide residential programs in Pennsylvania, Georgia and Florida to serve an average daily population of 14 male and female youth, ages 10 to 20. These out-of-state programs provide services needed for the treatment of the following types of behaviors: severe medical complications, fire setting, predatory sexual behavior, chronic runaway behavior, physical aggressive behaviors, substance abuse, and suicidal mental health diagnosis. The youth placed in these programs have been refused by in-state providers due to their special needs.

DJS is required to have programs for youth to provide both residential and non-residential services and programming for youth who are ordered by the Juvenile Courts to be placed in specific types of programs. Since DJS does not have a sufficient number of State operated programs, private providers have been relied upon to provide the majority of these services and programs. There are approximately 787 youth in other per diem contracted residential programs. The types of residential programs include: treatment foster care, group homes, therapeutic group homes, shelter homes, residential treatment centers, residential educational programs or schools and independent living programs.

Contractors are paid only for the youth placed in the program for the actual number of days they receive services. Daily (Per Diem) rates are paid in accordance with the State's Office of Children through the Interagency Rates Committee (IRC), or the rate setting authority in the state where the program is located. The daily per diem rates for these out-of-state programs have been deemed to be comparable to other similar in-state providers.

These services were procured through Non-Competitive Negotiated Procurement of Human, Social or Educational Services. (See State Finance and Procurement Article 13-106 and COMAR 21.14.01.03 G). The reasons for employing this method of procurement are:

- DJS's Secretary and Procurement Officer have determined that two or more sources for the service are available but that because of the absence of effective competition, it is unreasonable to expect those sources to respond to an Invitation for Bids under COMAR 21.05.02 or Request for Proposals under COMAR 21.05.03;
- For these services, the recommended contractor has submitted an acceptable response to a Request for a General Expression of Interest (RGEI) that was last advertised on *eMarylandMarketplace.com* on 3/12/2012;
- Under this procurement method, contractors that respond to the RGEI may be awarded contracts as the need arises, as determined by the agency head. As stated above, the DJS Secretary has made this determination; and

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

ITEM: 9-S (Cont.)

- The Maryland Office of Children is the single point of entry for these services for In-State providers under approved negotiated rates for youth of the various State agencies.

These are out-of-state programs; therefore, no MBE participation goal was established. It was determined that only Providers with Maryland licensed programs could have subcontracting opportunities that would be appropriate for establishing MBE participation goals.

FUND SOURCE: 100% General

APPROP. CODES: Various

RESIDENT BUSINESSES: No

MD TAX CLEARANCES: 12-0767-0110

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

DEPARTMENT PROGRAM: Juvenile Services (DJS)
Contractual Residential Operations

CONTRACT IDS: 13-JS-003;
ADPICS NO. V00B3400003

CONTRACT DESCRIPTION: Provide residential services for youth referred by DJS who are before the Juvenile Courts of the State of Maryland. This program is a 111 bed psychiatric residential treatment facility (PRTC) in Fordyce, Arkansas and serves male and female youth aged 6 to 20. This contract will serve up to four DJS youth.

AWARD: Habilitation Center, Inc.
Fordyce, AR

TERM: 7/1/2012 - 6/30/2015

AMOUNT: \$1,879,900 (3 Years)

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

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: Same (See Requesting Agency Remarks below)

REQUESTING AGENCY REMARKS: Request for approval of a contract to provide a residential program in Fordyce, Arkansas for long term psychiatric care for youth with severe emotional disturbances. Treatment is based upon a medical model and includes a strong, integrated multi-disciplinary team approach. This program provides treatment for youth requiring psychiatric care and may also be fire setters, sex offenders, have a history of substance abuse, and may have a suicidal mental health diagnosis. Up to four beds have been contracted for this program to serve youth who have been rejected by other residential programs, in-state and out-of-state.

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

ITEM: 10-S (Cont.)

DJS is required to have programs for youth to provide both residential and non-residential services and programming for youth who are ordered by the Juvenile Courts to be placed in specific types of programs. Since DJS does not have a sufficient number of State operated programs, private providers have been relied upon to provide the majority of these services and programs. There are approximately 787 youth in other per diem contracted residential programs. The types of residential programs include: treatment foster care, group homes, therapeutic group homes, shelter homes, residential treatment centers, residential educational programs or schools and independent living programs.

Contractors are paid only for the youth placed in the program for the actual number of days they receive services. Daily (Per Diem) rates are paid in accordance with the State's Office of Children through the Interagency Rates Committee (IRC), or the rate setting authority in the state where the program is located. The daily per diem rates for this out-of-state program has been deemed to be comparable to other similar in-state providers.

These services were procured through Non-Competitive Negotiated Procurement of Human, Social or Educational Services. (See State Finance and Procurement Article 13-106 and COMAR 21.14.01.03 G). The reasons for employing this method of procurement are:

- DJS's Secretary and Procurement Officer have determined that two or more sources for the service are available but that because of the absence of effective competition, it is unreasonable to expect those sources to respond to an Invitation for Bids under COMAR 21.05.02 or Request for Proposals under COMAR 21.05.03;
- For these services, the recommended contractor has submitted an acceptable response to a Request for a General Expression of Interest (RGEI) that was last advertised on *eMarylandMarketplace.com* on 3/12/2012;
- Under this procurement method, contractors that respond to the RGEI may be awarded contracts as the need arises, as determined by the agency head. As stated above, the DJS Secretary has made this determination; and
- The Maryland Office of Children is the single point of entry for these services for In-State providers under approved negotiated rates for youth of the various State agencies.

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

ITEM: 10-S (Cont.)

The Habilitation Center, Inc. is a new provider for DJS. One youth was recently placed in the program through a three month contract. This contract will allow future placements into the program.

This is an out-of-state program; therefore, no MBE participation goal was established. It was determined that only Providers with Maryland licensed programs could have subcontracting opportunities that would be appropriate for establishing MBE participation goals.

FUND SOURCE: 100% General

APPROP. CODES: Various

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-0768-0000

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 RENEWAL OPTION

ITEM: 11-S-OPTION **Agency Contact:** Marcus Filson
410-230-3325
filsonm@djs.state.md.us

DEPARTMENT/PROGRAM: Juvenile Services (DJS)
Contractual Non- Residential Operations

CONTRACT ID: 11-PD-008;
Non-Residential Care & Services to Youth
ADPICS NO. V00B340001

CONTRACT APPROVED: 11/17/2010BPW Agenda Item 11-S

CONTRACTOR: Living Classrooms Foundation, Inc.
Baltimore, MD

CONTRACT DESCRIPTION: One of 61 contracts for currently licensed contractors to provide residential and non-residential services for youth referred by DJS who are before the Juvenile Courts of the State of Maryland. This contract is for non-residential services for the "Fresh Start" program for an average daily population of 28 male youth aged 16 to 19 residing in Maryland. The program operates in Baltimore City and Washington, D.C.

OPTION DESCRIPTION: Approval request to continue the existing non-residential services by exercising the second and final one-year renewal option as contained in the original contract.

TERM OF ORIGINAL CONTRACT: 7/1/2010 – 6/30/2011 (w/2 one-year renewal options)

TERM OF OPTION: 7/1/2012 – 6/30/2013

AMOUNT OF ORIGINAL CONTRACT: \$190,000 (1 Year)

AMOUNT OF OPTION: \$350,000 (1 Year)

PRIOR MODIFICATION/OPTIONS: \$350,000 (See Attachment)

REVISED TOTAL CONTRACT AMOUNTS: \$890,000

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

ITEM: 11-S-OPTION (Cont.)

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

MBE PARTICIPATION None

REQUESTING AGENCY REMARKS: Request for approval to continue the existing educational and vocational services by exercising the second and final one-year renewal option as contained in the original contract. The amount of the renewal option is based upon the established per diem rates by the State Interagency rate Committee (IRC). Services provided include: "The Fresh Start Program", education, job readiness, GED preparation, encouraging health self-esteem through youth leadership development, team building, cultural enrichment activities, life skills instruction and work experience. Youth are referred to the programs principally from Baltimore City, Montgomery and Prince George Counties. DJS is pleased with these services and the opportunities afforded to youth which address competency development goals.

It is in the best interest of the State to exercise this renewal option in order to continue these quality services for youth. Since this is the last available renewal option under the contract, DJS will initiate Expressions of Interest letters to providers to have a new contract award recommendation submitted to the BPW for approval prior to the start of FY2014.

FUND SOURCE: 100% General

APPROP. CODE: Various

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 11-S-OPTION (Cont.) ATTACHMENT

PRIOR OPTIONS/MODIFICATIONS (Cont.):

| | | |
|------------|------------------|--|
| Option # 1 | \$190,000 | Exercised the first of two one-year renewal options as contained in the original contract to provide non-residential services for youth referred by DJS for the period of 7/1/2011 – 6/30/2012. Approved by DBM and reported on the May 2011 PAAR. |
| Mod # 1 | \$160,000 | Mod to increase the available funding on the contract to allow for additional youth to be placed in the program for the period of 1/1/2012 – 6/30/2012. Approved on the 4/4/2012 DBM BPW Agenda, Item 4-S MOD. |
| Total | <u>\$350,000</u> | |

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

SERVICES CONTRACT RENEWAL OPTION

ITEM: 12-S-OPTION **Agency Contact:** Michael Weinfield
410-767-5616
mweinfield@dhhm.state.md.us

DEPARTMENT/PROGRAM: Health & Mental Hygiene (DHMH)
Developmental Disabilities
Administration(DDA)

CONTRACT ID: OPASS 09-9835;
Behavior Support Services
ADPICS # M00B3400030

CONTRACT APPROVED: 1/7/2009 DBM BPW Agenda Item 2-S

CONTRACTOR: Somerset Community Services,
Marion, MD

CONTRACT DESCRIPTION: Contract to provide a comprehensive array of behavioral support services for individuals living in DDA's Eastern Shore Region (Caroline, Cecil, Dorchester, Kent, Queen Anne, Somerset, Talbot, Wicomico, and Worcester Counties).

OPTION DESCRIPTION: Approval request to exercise the second and final one-year renewal option as contained in the original contract.

TERM OF ORIGINAL CONTRACT: 1/15/2009 – 6/30/2011 (w/2 one-year renewal options)

TERM OF OPTION: 7/1/2012 – 6/30/2013

AMOUNT OF ORIGINAL CONTRACT: \$1,930,236

AMOUNT OF OPTION: \$842,536 (1 Year)

PRIOR MODIFICATIONS/OPTIONS: \$801,705 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$3,574,477

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

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

ITEM: 12-S-OPTION (Cont.)

MBE PARTICIPATION: 2%

MBE COMPLIANCE: 11%

REQUESTING AGENCY REMARKS: Request for approval to exercise the second and final one-year renewal option as contained in the original contract to provide a comprehensive array of behavioral support services; i.e. crisis intervention and emergency services, respite services (behavioral, medical, and emergency), behavioral consultation and support, behavioral training, temporary augmentation of staff, specialized consultations, and forensic evaluations, to support individuals with mental retardation and other developmental disabilities who have challenging behaviors or co-occurring mental illness.

It is in the State's best interest to exercise the final renewal option, due to the difficulty of finding vendors that are willing and able to provide the types of services needed at the level of performance as Somerset Community Services, Inc. (Somerset), which coordinates for the Eastern Shore the successful delivery and monitoring of above identified services.

Somerset communicates on a regular basis with the regional office contract monitor concerning the performance and needs of the DDA clients. Surveys given to individuals who access the DDA funding have shown no complaints concerning Somerset's performance on the contract. Somerset has a strong presence on the Eastern Shore, is always available for questions or suggestions on how to make the program even better, has been successful in providing the much needed high quality of services on the Eastern Shore, and has the contacts, support and experience needed to provide the DDA clients with the beneficial Behavior Support Services required to successfully maintain the contract during the renewal option period.

FUND SOURCE: 58% General; 42% Federal

APPROP. CODE: M00M0102

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 12-S-OPTION (Cont.) ATTACHMENT

PRIOR MODIFICATIONS/OPTIONS (Cont.):

| | | |
|-----------|------------------|---|
| Mod. #1 | (\$8,426) | Reduction in funding for FY2010 based upon the budget cuts approved on the 8/26/2009 DBM BPW Agenda, Item 18-GM, effective 10/1/2009 – 6/30/2010. Approved by DHMH on 10/1/2009. |
| Option #1 | \$810,131 | Exercised the first of two one-year renewal options as contained in the original contract for the period of 7/1/2011 – 6/30/2012. Approved on the 6/1/2011 DBM BPW Agenda, Item 7-S-OPTION. |
| Total | <u>\$801,705</u> | |

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

SERVICES CONTRACT RENEWAL OPTION

ITEM: 13-S-OPTION **Agency Contact:** William Derbyshire
410-767-8214
derbyshirew@dhhm.state.md.us

DEPARTMENT/PROGRAM: Health & Mental Hygiene (DHMH)
Office of Systems, Operations & Pharmacy

CONTRACT ID: DHMH/OPASS 12-11003;
Third Party Liability Identification &
Recoveries
ADPICS# M00B3400003

CONTRACT APPROVED: 12/16/2009 DBM BPW Agenda Item 2-S

CONTRACTOR: Health Management Systems Inc.
New York, NY

CONTRACT DESCRIPTION: Revenue producing contract to assist the Department identify legally liable third parties (TPL) for Medicaid recipients. These services enhance the ability of the Department to avoid paying for services that are the responsibility of other parties and for recovering Medicaid payments that other parties should have paid. Additionally, services are provided that identify ineligible Maryland Child Health Program (MCHP) Premium applicants and recipients.

OPTION DESCRIPTION: Approval request to exercise the second final one-year renewal option as contained in the original contract.

TERM OF ORIGINAL CONTRACT: 1/11/2010 – 6/30/2011 (w/2 one year renewal options)

TERM OF OPTION/MODIFICATION 7/1/2012 – 6/30/2013

AMOUNT OF ORIGINAL CONTRACT: \$4,454,200 (Approx. 1 ½ Years)

AMOUNT OF OPTION: \$2,601,600 (1 Year)

PRIOR OPTIONS/MODIFICATIONS: \$2,571,600 (See Attachment)

REVISED TOTAL CONTRACT TOTAL: \$9,627,400

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

ITEM: 13-S-OPTION (Cont.)

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 5%

MBE COMPLIANCE: 4%

REQUESTING AGENCY REMARKS: Request for approval to exercise the second and final one-year renewal option as contained in the original contract to assist the Department in identifying legally liable third parties for Medicaid recipients. The Third Party Liability (TPL) contract is vital to the Department in avoiding and recovering payments that are not the responsibility of Medical Assistance. Further, TPL determination and recovery activities are required by the Centers for Medicare and Medicaid Services (CMS) and by Federal law.

This contract provides services that cannot be performed by the Department. Specifically, data agreements with more than a thousand insurers, third party administrators, and other potentially responsible third parties are necessary to perform this service. Additionally, this contract provides the experience and IT infrastructure that enables the exchange of data between the Department's Maryland Medicaid Information System (MMIS) and the contractor to identify claims that are the responsibility of third parties. The TPL contract is revenue generating -- it is an indefinite quantity, fixed unit price contract, whereby the Contractor is paid for the actual recovery amounts and at the unit prices (rates of recovery) that are fixed in the contract. The costs avoided and the funds successfully recovered far exceed the cost of the contract. All of the State paid funds are returned to the General Fund.

The Department has identified a need to contract for the mass-tort data requests because it does not have the data mining capacity required for these kinds of cases or the claims review capacity to review and value the large amount of data that makes up these cases. The contractor performs this service in a number of other states and has verifiable experience in this area.

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

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

ITEM: 13-S-OPTION (Cont.)

FUND SOURCE: 50% General; 50% Federal

APPROP. CODE: M00Q0103

RESIDENT BUSINESS: No

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: 13-S-OPTION (Cont.) **ATTACHMENT**

PRIOR OPTIONS/MODIFICATIONS (Cont.):

| | | |
|---------|--------------------|--|
| Opt. #1 | \$2,561,600 | Exercised the first of two one-year option as contained in the original contract for the period of 7/1/2011 - 6/30/2012. Approved on the 6/1/2011 DBM BPW Agenda, Item 9-S-OPTION. |
| Mod. #1 | \$10,000 | Mod to increase the available funding during the first renewal option for the period of 3/30/2012 - 6/30/2012. Approved by DHMH. |
| Total | <u>\$2,571,600</u> | |

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

SERVICES CONTRACT RENEWAL OPTIONS

ITEM: 14-S-OPTION **Agency Contact:** Sandy Johnson
410-767-7408
SJohnso5@dhr.state.md.us

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

CONTRACT IDS: See Attachment 1;
Child Placement Agency
APDICS Nos. See Attachment 1

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

CONTRACTORS: See Attachment 1

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

OPTION DESCRIPTION: Approval request to exercise the single one-year renewal options as contained in the original contracts for 48 of the 52 contracts to provide services to 2,693 foster care clients. In addition, some of these renewal options contain: (1) a rate increase of up to 1%, approved by the General Assembly during the FY2012 Special Legislative Session; and (2) an increase or decrease in the number of child placement agency beds.

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

TERM OF OPTION: 7/1/2012 - 6/30/2013

AMOUNT OF ORIGINAL CONTRACTS: \$149,974,255 Grand Total (1 Year)
(See Attachment 1)

AMOUNT OF OPTIONS: \$129,264,970 Grand Total (1 Year)
(See Attachment 1)

PRIOR MODIFICATIONS/OPTIONS: (\$1,200,492) (See Attachments 1 & 2)

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

ITEM: 14-S-OPTION (Cont.)

REVISED TOTAL CONTRACTS AMOUNT: \$278,308,733 Grand Total
(See Attachment 1)

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

MBE PARTICIPATION: 37 of the 48 Providers are to strive for 2.6%
MBE Participation (5% of Administrative
Costs) (See Attachment 1)

MBE COMPLIANCE: See Attachment 1

REQUESTING AGENCY REMARKS: Approval request to exercise the single one-
year renewal options as contained in the original contracts for 48 of the 52 contracts to provide
services to 2,693 foster care clients. In addition, some of these renewal options contain: (1) a
rate increase of up to 1%, approved by the General Assembly during the FY2012 Special
Legislative Session; and (2) an increase or decrease in the number of child placement agency
beds.

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

Contract details are as follows (and in Attachment 1):

- 42 contracts will receive an up to 1% rate increase, approved by the General
Assembly during the FY 2012 Special Legislative Session.;
 - 6 of these contracts will also receive reductions in the number of contracted
beds; and,
 - 4 of these contracts will also receive increases in the number of contracted
beds;
- 6 contracts did not receive a rate increase due to failure to submit timely budgets to
the IRC;
- 2 contracts were not renewed due to contract performance violations and COMAR
requirements violations; and,
- 2 contracts were not renewed due to lack of placements; therefore, the Providers
voluntarily closed.

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

ITEM: 14-S-OPTION (Cont.)

The total bed change for these renewal options is a reduction of 453 child care beds. The total amount of the 48 renewal options assumes that each slot purchased will be occupied by a child for all 12 months of the renewal option period from 7/1/2012 through 6/30/2013. Based upon history, this is unlikely to occur. Additionally, these are reimbursement contracts. The Providers are paid solely for the actual children placed with them during the year, and then only for the actual number of days each child is with the Providers.

The service Providers in this request were obtained through a non-competitive negotiation process. The procurement law provides for procuring certain human, social and educational services under the State Finance and Procurement article Section 13-106 and COMAR 21.14.01.03G.

The Governor's Office For Children (GOC) is the single point of entry for private Providers interested in supplying care under approved negotiated rates for youth of the various State agencies. These Providers have rates that have been approved by the Interagency Rates Committee.

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

1. DHR's Procurement Officer and Secretary have determined that although there are several potential service Providers, the demand for Providers exceed the supply, thus making competitive sealed procurements inappropriate.
2. The services are for child placement agency foster care and the licensing standards are found in COMAR 07.02.11, 07.02.13, 07.02.21 and 07.02.23.
3. Neither DHR nor GOC, on behalf of the Sub-cabinet, has the facilities or personnel to provide this type of service for these 2,693 youth committed to DHR to be served under these contracts. Therefore, it is in the best interest of the State that DHR contracts for these services.

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

ITEM: 14-S-OPTION (Cont.)

DHR expects to start the procurement planning process in September 2012 for the FY2014 CPA Contracts. DHR anticipates having the award recommendations submitted to the BPW for approval in June 2013 for a 7/1/2013 start date.

FUND SOURCE: 66% General; 34% Federal

APPROP. CODE: N00G0001

RESIDENT BUSINESSES: Yes for all

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: 14-S-OPTION (Cont.) | | ATTACHMENT 1 | | | | | | | | | |
|--|---|----------------------------|------------------------------------|--|--------------------------------|--------------------------------------|---------------------|--|--|--|--|
| CONTRACT # / CONTRACTOR / ADPICS/ MBE PARTICIPATION GOAL & COMPLIANCE % SSA/CPA-12-001-A2 | ORIGINAL # OF CHILD CARE BEDS | +/- # OF BEDS (MODS) | +/- # OF BEDS (OPTION #1) | REVISED # OF CHILD CARE BEDS | ORIGINAL CONTRACT AMOUNT | CUM. TOTAL OF PREVIOUS MODS | OPTION #1 AMOUNT | REVISED TOTAL CONTRACT AMOUNT | | | |
| The ARC Northern Chesapeake Region, Inc.** Aberdeen, MD ADPICS No. N00B3400024 MBE Participation Goal: 2.6% MBE Compliance: 1.3% | 40 | (4) | 0 | 36 | \$1,783,880 | (\$131,618) | \$1,621,548 | \$3,273,810 | | | |
| SSA/CPA-12-002- A2 The ARC of Baltimore, Inc.** Baltimore, MD ADPICS No. N00B3400027 MBE Participation Goal: 2.6% MBE Compliance: 28% | 55 | (15) | 0 | 40 | \$2,368,905 | (\$476,700) | \$1,740,080 | \$3,632,285 | | | |
| SSA/CPA-12-003-A1 Arrow Child and Family Ministries of Maryland, Inc. Baltimore, MD ADPICS No. N00B3400025 MBE Participation Goal: 2.6% MBE Compliance: 0% | 110 | 0 | 0 | 110 | \$3,998,720 | \$0 | \$4,038,760 | \$8,037,480 | | | |

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

| ITEM: | 14-S-OPTION (Cont.) | ATTACHMENT 1 | | | | | |
|---|---------------------|--------------|---|-----|-------------|-----|-------------|
| SSA/CPA-12-004-A1 | | | | | | | |
| Associated Catholic Charities, Inc.** | 101 | 0 | 0 | 101 | \$4,740,958 | \$0 | \$4,788,375 |
| Timonium, MD | | | | | | | \$9,529,333 |
| ADPICS No. N00B3400028 | | | | | | | |
| MBE Participation Goal: 2.6% | | | | | | | |
| MBE Compliance: 1.0% | | | | | | | |
| SSA/CPA-12-006-A1 | | | | | | | |
| Baptist Family and Children's Services of Maryland, Inc. | 56 | 0 | 0 | 56 | \$2,764,608 | \$0 | \$2,792,272 |
| Columbia, MD | | | | | | | |
| ADPICS No. N00B3400029 | | | | | | | |
| MBE Participation Goal: 2.6% | | | | | | | |
| MBE Compliance: 0% | | | | | | | |
| SSA/CPA-12-007-A1 | | | | | | | |
| Between Friends, Inc. Baltimore, MD | 30 | 0 | 0 | 30 | \$1,293,420 | \$0 | \$1,293,420 |
| ADPICS No. N00B3400031 | | | | | | | |
| MBE Participation Goal: 2.6% | | | | | | | |
| MBE Compliance: 1.0% | | | | | | | |

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

| ITEM: | 14-S-OPTION (Cont.) | ATTACHMENT 1 | | | | | | |
|---|----------------------------|---------------------|----|-------------|-------------|-------------|-------------|-------------|
| SSA/CPA-12-008-A2 | | | | | | | | |
| Board of Child Care of the United Methodist Church, Inc. Baltimore, MD | 31 | 12 | 0 | 43 | \$1,312,836 | \$501,312 | \$1,878,367 | \$3,692,515 |
| ADPICS No. N00B3400007 | | | | | | | | |
| MBE Participation Goal: 2.6% | | | | | | | | |
| MBE Compliance: 16% | | | | | | | | |
| SSA/CPA-12-009-A2 | | | | | | | | |
| The Annie E. Casey Foundation, Inc. dba Casey Family Services Baltimore, MD | 27 | 18 | 45 | \$1,747,467 | \$766,486 | \$2,596,725 | \$5,110,678 | |
| ADPICS No. N00B3400023 | | | | | | | | |
| MBE Participation Goal: 2.6% | | | | | | | | |
| MBE Compliance: 2.0% | | | | | | | | |
| SSA/CPA-12-012-A2 | | | | | | | | |
| Challengers Independent Living, Inc. Baltimore, MD | 25 | 20 | 0 | 45 | \$883,500 | \$245,326 | \$1,554,930 | \$2,438,430 |
| ADPICS No. N00B3400032 | | | | | | | | |
| MBE Participation Goal: 2.6% | | | | | | | | |
| MBE Compliance: 0% | | | | | | | | |

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

| ITEM: | | 14-S-OPTION (Cont.) | | | | ATTACHMENT 1 | | | |
|------------------------|--|---------------------|---|---|-----|--------------|-----|-------------|-------------|
| SSA/CPA-12-013-A1 | The Children's Choice of Maryland, Inc. Bellmawr, NJ | 110 | 0 | 0 | 110 | \$4,437,840 | \$0 | \$4,482,170 | \$8,920,010 |
| ADPICS No. N00B3400016 | MBE Participation Goal: 2.6% | | | | | | | | |
| | MBE Compliance: 0% | | | | | | | | |
| SSA/CPA-12-014-A1 | The Children's Guild Inc. Baltimore, MD | 60 | 0 | 0 | 60 | \$3,257,940 | \$0 | \$3,290,520 | \$6,548,460 |
| ADPICS No. N00B3400012 | MBE Participation Goal: 2.6% | | | | | | | | |
| | MBE Compliance: 1.7% | | | | | | | | |
| SSA/CPA-12-015-A1 | The Children's Home, Inc. Catonsville, MD | 40 | 0 | 0 | 40 | \$1,905,280 | \$0 | \$1,924,320 | \$3,829,600 |
| ADPICS No. N00B3400005 | MBE Participation Goal: 2.6% | | | | | | | | |
| | MBE Compliance: 1.2% | | | | | | | | |

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

| ITEM: | 14-S-OPTION (Cont.) | ATTACHMENT 1 | | | | | | |
|---|---------------------|--------------|-----|-----|-------------|-------------|-------------|-------------|
| SSA/CPA-12-017-A2 CONCERN-Professional Services for Children and Youth, Inc. Fleetwood, PA ADPICS No. N00B3400009 MBE Participation Goal: 2.6% MBE Compliance: 0.1% | 70 | (5) | 0 | 65 | \$3,140,686 | (\$79,041) | \$3,052,685 | \$6,114,330 |
| SSA/CPA-12-021-A2 Foundations for Home and Community, Inc. Washington, DC ADPICS No. N00B3400004 MBE Participation Goal: 2.6% MBE Compliance: 1.2% | 120 | (12) | 0 | 108 | \$5,263,560 | (\$388,373) | \$4,784,076 | \$9,659,263 |
| SSA/CPA-12-023-A1 Hearts and Homes For Youth, Inc. Silver Spring, MD ADPICS No. N00B3400036 MBE Participation Goal: 2.6% MBE Compliance: 1.0% | 57 | 0 | (9) | 48 | \$2,940,453 | \$0 | \$2,591,376 | \$5,531,829 |

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

| ITEM: | 14-S-OPTION (Cont.) | | | | ATTACHMENT 1 | | | |
|---|----------------------------|-----|-----|-----|---------------------|------------|-------------|--------------|
| SSA/CPA-12-026-A1 Kennedy Krieger Education and Community Services, Inc. Baltimore, MD ADPICS No. N00B3400008 MBE Participation Goal: 2.6% MBE Compliance: 1.6% | 100 | 0 | 0 | 100 | \$5,294,250 | \$0 | \$5,347,200 | \$10,641,450 |
| SSA/CPA-12-027-A2 KidsPeace National Centers of North America, Inc. Schnecksville, PA ADPICS No. N00B3400033 MBE Participation Goal: 2.6% MBE Compliance: 2.5% | 52 | (1) | (6) | 45 | \$2,650,520 | (\$46,363) | \$2,232,810 | \$4,836,967 |
| SSA/CPA-12-028-A2 King Edwards', Inc. Baltimore, MD ADPICS No. N00B3400010 MBE Participation Goal: 2.6% MBE Compliance: 3.6% | 40 | 0 | 0 | 40 | \$1,982,880 | \$0 | \$2,002,740 | \$3,985,620 |

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

ATTACHMENT 1

ITEM: 14-S-OPTION (Cont.)

| | |
|---|--|
| <p>SSA/CPA-12-030-A1 The Martin Pollak Project, Inc.** Baltimore, MD ADPICS No. N00B3400011 MBE Participation Goal: 2.6% MBE Compliance: 1.1%</p> | <p>110 0 0 110 \$5,339,450 \$0 \$5,389,510 \$10,728,960</p> |
| <p>SSA/CPA-12-031-A2 Mentor Maryland, Inc. Baltimore, MD ADPICS No. N00B3400041 MBE Participation Goal: 2.6% MBE Compliance: 0.1%</p> | <p>440 (135) 305 \$24,708,177 \$0 \$17,290,230 \$41,998,407</p> |
| <p>SSA/CPA-12-033-A1 National Center for Children and Families, Inc. Bethesda, MD ADPICS No. N00B3400013 MBE Participation Goal: 2.6% MBE Compliance: 1.0%</p> | <p>51 0 0 51 \$2,543,199 \$0 \$2,568,639 \$5,111,838</p> |

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

ATTACHMENT 1

ITEM: 14-S-OPTION (Cont.)

| | | | | | | | | |
|---|----|------|---|----|-------------|-------------|-------------|-------------|
| SSA/CPA-12-034-A3 Neighbor to Family, Inc. Windsor Mill, MD ADPICS No. N00B3400014 MBE Participation Goal: 2.6% MBE Compliance: 5.5% | 95 | (10) | 0 | 85 | \$4,280,985 | (\$770,060) | \$3,868,690 | \$7,379,615 |
| SSA/CPA-12-035-A4 New Pathways, Inc. Baltimore, MD BPO No. N00B3400015 MBE Participation Goal: 2.6% MBE Compliance: 2.0% | 82 | (2) | 2 | 82 | \$4,031,706 | \$137,664 | \$4,225,750 | \$8,395,120 |
| SSA/CPA-12-037-A3 Parker Therapeutic Services, Inc. Baltimore, MD ADPICS No. N00B3400022 MBE Participation Goal: 2.6% MBE Compliance: 0.8% | 28 | 12 | 0 | 40 | \$1,279,236 | \$548,208 | \$1,845,760 | \$3,673,204 |

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

ATTACHMENT I

ITEM: 14-S-OPTION (Cont.)

| | | | | | | | | |
|---|-----|---|------|-----|-------------|-----|-------------|-------------|
| SSA/CPA-12-038-A1 | 105 | 0 | 0 | 105 | \$4,822,230 | \$0 | \$4,870,425 | \$9,692,655 |
| Pressley Ridge, Inc.** Baltimore, MD | | | | | | | | |
| ADPICS No. N00B3400020 | | | | | | | | |
| MBE Participation Goal: 2.6% | | | | | | | | |
| MBE Compliance: 2.8% | | | | | | | | |
| SSA/CPA-12-039-A1 | 30 | 0 | (15) | 15 | \$935,340 | \$0 | \$472,350 | \$1,407,690 |
| Progressive Horizons, Inc. Baltimore, MD | | | | | | | | |
| ADPICS No. N00B3400019 | | | | | | | | |
| MBE Participation Goal: 2.6% | | | | | | | | |
| MBE Compliance: 0% | | | | | | | | |
| SSA/CPA-12-040-A1 | 81 | 0 | (5) | 76 | \$3,648,657 | \$0 | \$3,467,812 | \$7,116,469 |
| Progressive Life Center, Inc.** Washington, DC | | | | | | | | |
| ADPICS No. N00B3400017 | | | | | | | | |
| MBE Participation Goal: 2.6% | | | | | | | | |
| MBE Compliance: 0.3% | | | | | | | | |

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

ATTACHMENT I

ITEM: 14-S-OPTION (Cont.)

| | | | | | | | | |
|-------------------------------|----|---|------|----|-------------|-----|-------------|-------------|
| SSA/CPA-12-041-A1 | 73 | 0 | (15) | 58 | \$3,749,807 | \$0 | \$2,848,494 | \$6,598,301 |
| PSI Services III, Inc. | | | | | | | | |
| ADPICS No. N00B3400034 | | | | | | | | |
| MBE Participation Goal: 2.6% | | | | | | | | |
| MBE Compliance: 6.7% | | | | | | | | |
| SSA/CPA-12-042-A2 | 96 | 0 | 0 | 96 | \$4,509,696 | \$0 | \$4,554,816 | \$9,064,512 |
| Residential Care, Inc. | | | | | | | | |
| Baltimore, MD | | | | | | | | |
| ADPICS No. N00B3400037 | | | | | | | | |
| MBE Participation Goal: 2.6% | | | | | | | | |
| MBE Compliance: 0.2% | | | | | | | | |
| SSA/CPA-12-043-A1 | 40 | 0 | 10 | 50 | \$1,608,160 | \$0 | \$2,030,300 | \$3,638,460 |
| San Mar Children's Home, Inc. | | | | | | | | |
| Boonsboro, MD | | | | | | | | |
| ADPICS No. N00B3400039 | | | | | | | | |
| MBE Participation Goal: 2.6% | | | | | | | | |
| MBE Compliance: 1.0% | | | | | | | | |

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

| ITEM: | | 14-S-OPTION (Cont.) | | ATTACHMENT 1 | |
|----------------------------------|----|----------------------------|----|---------------------|-------------|
| SSA/CPA-12-044-A1 | | | | | |
| Second Home, Incorporated | 35 | 0 | 0 | \$1,624,770 | \$0 |
| Baltimore, MD | | | | | |
| ADPICS No. N00B3400040 | | | 35 | | \$1,641,010 |
| MBE Participation Goal: 2.6% | | | | | |
| MBE Compliance: 3.0% | | | | | \$3,265,780 |
| | | | | | |
| SSA/CPA-12-045-A1 | | | | | |
| Seraaj Family Homes, Inc. | 30 | 0 | 0 | \$1,336,770 | \$0 |
| Montgomery, AL | | | | | |
| ADPICS No. N00B3400030 | | | 30 | | \$1,125,125 |
| MBE Participation Goal: 2.6% | | | | | |
| MBE Compliance: 1.6% | | | | | \$2,461,895 |
| | | | | | |
| SSA/CPA-12-046-A1 | | | | | |
| Sheridan Patterson Center for | 42 | 0 | 0 | \$1,976,520 | \$0 |
| Holistic Family Services, Inc.** | | | | | |
| Baltimore, MD | | | 42 | | \$1,996,302 |
| ADPICS No. N00B3400026 | | | | | |
| MBE Participation Goal: 2.6% | | | | | |
| MBE Compliance: 4.7% | | | | | \$3,972,822 |

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

ATTACHMENT I

ITEM: 14-S-OPTION (Cont.)

| | | | | | | | | |
|---|----|---|---|----|-------------|-----|-------------|--------------|
| SSA/CPA-12-047-A1 | 25 | 0 | 0 | 25 | \$889,275 | \$0 | \$898,175 | \$1,787,450 |
| Transition Living Services, Inc. Hyattsville, MD | | | | | | | | |
| ADPICS No. N00B3400006 | | | | | | | | |
| MBE Participation Goal: 2.6% | | | | | | | | |
| MBE Compliance: 0.4% | | | | | | | | |
| SSA/CPA-12-050-A2 | 50 | 0 | 0 | 50 | \$2,150,950 | \$0 | \$2,172,400 | \$4,323,350 |
| Williams Life Center, Inc. Greenbelt, MD | | | | | | | | |
| ADPICS No. N00B3400035 | | | | | | | | |
| MBE Participation Goal: 2.6% | | | | | | | | |
| MBE Compliance: 0.8% | | | | | | | | |
| SSA/CPA-12-051-A2 | 95 | 0 | 0 | 95 | \$5,861,690 | \$0 | \$5,920,305 | \$11,781,995 |
| WIN Family Services, Inc. Baltimore, MD | | | | | | | | |
| BPO No. N00B3400018 | | | | | | | | |
| MBE Participation Goal: 2.6% | | | | | | | | |
| MBE Compliance: 0.2% | | | | | | | | |

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

ATTACHMENT I

ITEM: 14-S-OPTION (Cont.)

| | | | | | | | | | | |
|--|----|-----|------|----|-------------|-------------|-------------|-------------|--|--|
| SSA/CPA-12-052-A2 | | | | | | | | | | |
| Woodbourne Center, Inc. Baltimore, MD | 77 | (9) | 0 | 68 | \$2,919,378 | (\$556,446) | \$2,603,856 | \$4,966,788 | | |
| ADPICS No. N00B3400038 | | | | | | | | | | |
| MBE Participation Goal: 2.6% | | | | | | | | | | |
| MBE Compliance: 1.0% | | | | | | | | | | |
| | | | | | | | | | | |
| SSA/CPA-12-005-A1 | | | | | | | | | | |
| Baltimore Adolescent Treatment and Guidance Organization, Inc. Baltimore, MD | 24 | 0 | 0 | 24 | \$1,122,480 | \$0 | \$1,122,480 | \$2,244,960 | | |
| ADPICS No. N00B3400021 | | | | | | | | | | |
| MBE Participation Goal: None | | | | | | | | | | |
| | | | | | | | | | | |
| SSA/CPA-12-010-A1 | | | | | | | | | | |
| Catholic Charities of the Archdiocese of Washington, Inc. Washington, DC | 24 | 0 | (14) | 10 | \$968,568 | \$0 | \$407,610 | \$1,376,178 | | |
| ADPICS No. N00B3400021 | | | | | | | | | | |
| MBE Participation Goal: None | | | | | | | | | | |

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

ATTACHMENT 1

ITEM: 14-S-OPTION (Cont.)

| | | | | | |
|---|---------------------------------|------------------|------------------|--------------------|--------------------|
| <p>SSA/CPA-12-011-A1 Center for Progressive Learning, Inc. Owings Mills, MD ADPICS No. N00B3400021 MBE Participation Goal: None</p> | <p>7 0 0 7</p> | <p>\$204,358</p> | <p>\$0</p> | <p>\$205,093</p> | <p>\$409,451</p> |
| <p>SSA/CPA-12-016-A1 Community Solutions, Inc. Towson, MD ADPICS No. N00B3400021 MBE Participation Goal: None</p> | <p>8 0 2 10</p> | <p>\$800,360</p> | <p>\$0</p> | <p>\$1,010,450</p> | <p>\$1,810,810</p> |
| <p>SSA/CPA-12-022-A1 Good Children In The Making, Inc. Bowie, MD ADPICS No. N00B3400021 MBE Participation Goal: None</p> | <p>18 0 0 18</p> | <p>\$744,462</p> | <p>\$0</p> | <p>\$744,462</p> | <p>\$1,488,924</p> |
| <p>SSA/CPA-12-025-A3 Jumoke, Inc. Baltimore, MD ADPICS No. N00B3400021 MBE Participation Goal: None</p> | <p>15 7 0 22</p> | <p>\$608,520</p> | <p>\$275,226</p> | <p>\$871,222</p> | <p>\$1,754,968</p> |

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

ATTACHMENT 1

ITEM: 14-S-OPTION (Cont.)

| | | | | | | | | |
|---|-----------|------------|----------|-----------|------------------|--------------------|--------------------|--------------------|
| <p>SSA/CPA-12-029-A2 Maple Shade Youth and Family Services, Inc.** Mardela Springs, MD ADPICS No. N00B3400021 MBE Participation Goal: None</p> | <p>17</p> | <p>(7)</p> | <p>0</p> | <p>10</p> | <p>\$733,567</p> | <p>(\$217,067)</p> | <p>\$420,250</p> | <p>\$936,750</p> |
| <p>SSA/CPA-12-032-A1 Mosaic Community Services, Inc.** Timonium, MD ADPICS No. N00B3400021 MBE Participation Goal: None</p> | <p>12</p> | <p>0</p> | <p>0</p> | <p>12</p> | <p>\$509,112</p> | <p>\$0</p> | <p>\$514,200</p> | <p>\$1,023,312</p> |
| <p>SSA/CPA-12-036-A1 NHS Maryland A/K/A NHS Maryland, Inc. Harrisburg, PA ADPICS No. N00B3400021 MBE Participation Goal: None</p> | <p>5</p> | <p>5</p> | <p>0</p> | <p>10</p> | <p>\$500,000</p> | <p>\$0</p> | <p>\$1,010,000</p> | <p>\$1,510,000</p> |

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

| ITEM: | 14-S-OPTION (Cont.) | ATTACHMENT 1 | | | | | | |
|--|---------------------|--------------|--------------|--------------|----------------------|----------------------|----------------------|----------------------|
| SSA/CPA-12-048-A2 | | | | | | | | |
| Umbrella Therapeutic Services, Inc. | 20 | (10) | 0 | 10 | \$702,460 | (\$256,610) | \$347,720 | \$793,570 |
| Lanham, MD | | | | | | | | |
| ADPICS No. N00B3400021 | | | | | | | | |
| MBE Participation Goal: None | | | | | | | | |
| SSA/CPA-12-049-A1 | | | | | | | | |
| Wellington Incorporated Bowie, MD | 20 | 0 | 0 | 20 | \$801,140 | \$0 | \$809,160 | \$1,610,300 |
| ADPICS No. N00B3400021 | | | | | | | | |
| MBE Participation Goal: None | | | | | | | | |
| CUM. TOTAL FOR ALL RENEWED CONTRACTS: | 2,879 | (1) | (185) | 2,693 | \$137,678,726 | (\$448,056) | \$129,264,970 | \$266,495,640 |
| CUM. TOTAL OF ALL CONTRACTS: | 3,146 | (268) | (185) | 2,693 | \$149,974,255 | (\$1,200,492) | \$129,264,970 | \$278,038,733 |

Note: ** Contractor is a MDOT Certified MBE.

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

ITEM: 14-S-OPTION (Cont.) ATTACHMENT 2

PRIOR MODIFICATIONS/OPTIONS (Cont.):

- | | | |
|--------|---------------|---|
| Mod #1 | \$92,339 | Modified three contracts (A1) to increase the number of child care beds for three providers to ensure that placement disruptions for youth would not occur and to align the contract rate to reflect Fiscal Year 2011 rate established by the Interagency Rate Committee (IRC) for the period 7/1/2011 to 7/31/2011. The IRC rates were received after original contracts were submitted to the BPW for approval. Approved by DHR, and reported on the June 2011 DBM PAAR. (This is a cumulative total of all modifications. Each individual contract mod was within DHR's delegated approval authority.) |
| Mod #2 | (\$58,212) | Modified four contracts (A1) to increase the number of child care beds for four providers (A2) to decrease the number of child care beds for two providers to ensure that placement disruptions for youth would not occur and at the same time align the contract rate to reflect Fiscal Year 2011 rate established by the Interagency Rate Committee for the period of 8/1/2011 to 6/30/2012. Approved on the 7/27/2011 DBM BPW Agenda, Item 10-S-MOD. |
| Mod #3 | (\$1,475,817) | Modify eleven of the CPA contracts to increase or decrease the number of available child placement agency beds and, at the same time, align the contract rates to reflect FY2012 rates established by Interagency Rates Committee for the period of 10/6/2011 to 6/30/2012. Approved on the 10/5/2011 DBM BPW Agenda, Item 2-S-MOD. |
| Mod #4 | \$245,326 | Modify one CPA contract to increase the number of available child placement agency beds by 20 and, at the same time, align the contract rates to reflect FY2012 rates established by Interagency Rates Committee for the period of 2/9/2012 to 6/30/2012. Approved on the 2/8/2012 DBM BPW Agenda, Item 5-S-MOD. |

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

ITEM: 14-S-OPTION (Cont.) ATTACHMENT 2

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod #5 (\$4,128)

Modified one of the CPA contract (CONCERN) to decrease the number of available child placement agency beds and, at the same time, align the contract rates to reflect FY2012 rates established by Interagency Rates Committee for the period of 1/1/2012 to 6/30/2012. Approved by DHR.

Modified one contract (King Edwards) to add one MBE to subcontractor to ensure that the Contractor and the State maintain compliance with the MBE participation requirements in the original contract for the period 10/6/2011 to 6/30/2012. Approved by DHR.

Modified two contracts (Neighbor to Family and Parker Therapeutic) to add/replace the number of MBE subcontractors to ensure that the Contractor and the State maintain compliance with the MBE participation requirements in the original contract for the period 12/14/2011 – 6/30/2012. Approved by DHR.

Modified two contracts (Residential Care and Williams Life) to add/replace the number of MBE subcontractors to ensure that the Contractor and the State maintain compliance with the MBE participation requirements in the original contract for the period 2/28/2012 – 6/30/2012. Approved by DHR.

Modified one contract (WIN Family Services) to add the one MBE subcontractor to ensure that the Contractor and the State maintain compliance with the MBE participation requirements in the original contract for the period 2/5/2012 – 6/30/2012. Approved by DHR.

Total (\$1,200,492)

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

SERVICES CONTRACT RENEWAL OPTION / MODIFICATION

ITEM: 15-S-MOD **Agency Contact:** Diane Herr
410-767-4248
HerrD@dhhm.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Office of Health Services (OHS)

CONTRACT ID: DHMH-OPASS 09-9967;
Maryland Medicaid Dental Benefits
Administrator
ADPICS No.: M00B3400029

CONTRACT APPROVED: 1/28/2009 DBM BPW Agenda Item 3-S

CONTRACTOR: DentaQuest of Maryland, LLC
(formally Doral Dental Services of
Maryland, LLC)
Calverton, MD

CONTRACT DESCRIPTION: Provide an Administrative Services
Organization (ASO) to administer comprehensive dental benefits to all Medicaid recipients
under 21 years old and recipients 21 and over that are pregnant or enrolled in the Rare and
Expensive Case Management program.

OPTION/MODIFICATION DESCRIPTION: Approval request to (1) exercise the first of
two one-year renewal options as contained in the original contract; and (2) increase the available
funding due to an increase in Medicaid enrollment throughout the State.

TERM OF ORIGINAL CONTRACT: 7/1/2009 – 6/30/2012 (with/2 one-year
renewal options)

TERM OF OPTION/MODIFICATION: 7/1/2012 – 6/30/2013

AMOUNT OF ORIGINAL CONTRACT: \$6,858,000 (3 Years)

AMOUNT OF OPTION/MODIFICATION: \$2,322,000 (Renewal Option)
\$ 558,000 (Mod)
\$2,880,000 Total (1Year)

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

ITEM: 15-S-MOD (Cont.)

PRIOR OPTIONS/MODIFICATIONS: \$1,200,000 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$10,938,000

PERCENT +/- (THIS MODIFICATION) +8.1%

OVERALL PERCENT +/-: +25.6%

PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 20%

MBE COMPLIANCE: 21%

REQUESTING AGENCY REMARKS: Request for approval to: (1) exercise the first of two one-year renewal options as contained in the original contract; and (2) add additional funds to the renewal option due to an increase in Medicaid enrollment throughout the State.

The DHMH Office of Health Services (OHS) is charged with the task of administering the dental program for 450,000 Medicaid children, pregnant women and adults in the Rare and Expensive Case Management (REM) program. Administration of the dental program includes recipient outreach and education, customer and provider assistance and the adjudication of all dental claims. The goal of this contract is to increase the number of Maryland citizens who are able to access and receive quality dental services through the Medicaid program.

There has been an increase of 16% in Medicaid enrollment in the dental program since this contract started, and the Department is anticipating another 8% increase during the one-year renewal option period. Therefore, additional funds are needed to continue all of the administrative functions related to providing dental services to Maryland Medicaid recipients.

It is in the best interest of the State to continue these services with the current Contractor by exercising the renewal option and modifying the contract for the renewal option period because the Contractor has been consistent in their administrative functions with regard to the increase in the Medicaid enrollment in the dental program. The Contractor has proven to be an exceptional partner with DHMH by supporting the goals of DHMH and demonstrating cooperation and flexibility as needed to adjust or respond to unexpected issues. DHMH has been extremely satisfied with services provided by the Contractor.

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

ITEM: 15-S-MOD (Cont.)

FUND SOURCE: 50% General; 50% Federal

APPROP. CODE: M00Q0103

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 15-S-MOD (Cont.) **ATTACHMENT**

PRIOR MODIFICATIONS/OPTIONS (Cont.):

| | | |
|--------|--------------------|---|
| Mod #1 | \$0 | Mod to eliminate the requirement to continue providing services to ineligible recipients for the period of 7/1/2009 - 6/30/2012. Approved by DHMH. Approved by DHMH. |
| Mod #2 | \$1,200,000 | Mod to increase the contractual ceiling to pay the administrative costs associated with the Dental Contract due to increased enrollment in the Medicaid Program for the period of 3/1/2012 - 6/30/2012. Approved on the 4/18/2012 DBM BPW Agenda, Item 7-S-MOD. |
| Total | <u>\$1,200,000</u> | |

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

SERVICES CONTRACT MODIFICATION

ITEM: 16-S-MOD **Agency Contact:** Andy Scott
410-865-1095
ascott@mdot.state.md.us

DEPARTMENT/PROGRAM: Department of Transportation (MDOT)
Office of Real Estate (ORE)
Real Estate Peakload and Technical
Advisory Services

CONTRACT ID: MDOT-ORE-09-01;
ADPICS COE30076

CONTRACT APPROVED: 7/1/2009 DBM BPW Agenda Item 2-S

CONTRACTOR: STV, Inc.
Baltimore, MD

CONTRACT DESCRIPTION: Provide on-call, task order based
transportation Real Estate consulting services including assistance to MDOT with peak load
assignments, and provide technical support on a case-by-case basis in disciplines outside the
areas of experience and expertise of MDOT staff.

MODIFICATION DESCRIPTION: Approval request to modify the contract to
(1) provide additional real estate related surveying services pay items and environmental
services; and (2) extend the base term of the contract by seven months.

TERM OF ORIGINAL CONTRACT: 7/2/2009 – 7/1/2012 (w/2 two-year renewal
options)

TERM OF MODIFICATION: 7/2/2012 – 1/31/2013

AMOUNT OF ORIGINAL CONTRACT: \$1,814,400 (3 Years)

AMOUNT OF MODIFICATION: \$685,000 (7 Months)

PRIOR MODIFICATIONS/OPTIONS: None

REVISED TOTAL CONTRACT AMOUNT: \$2,499,400

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

ITEM: 16-S-MOD (Cont.)

OVERALL PERCENT +/- (THIS MOD): +37.8%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 27%

MBE COMPLIANCE: 30%

REQUESTING AGENCY REMARKS: The existing contract scope of work has allowed the Office of Real Estate (ORE) to adequately meet the needs of the Secretary's Office in real estate joint development, disposition and acquisition activities. During the initial term of this contract, however, it was realized that additional elements of scope would have made the contract more comprehensive thereby better serving the Department. As such, MDOT is requesting approval to modify the contract.

The contract modifications include the addition of expanded survey and environmental portions of the existing scopes and the related labor categories to allow ORE to continue meeting the needs of the Secretary's Office in real estate joint development, disposition and acquisition activities, under the existing Contract. Current projects foreseen to utilize the modified scope of services include the potential acquisition of the former Curtis Bay Army Depot from the General Services Administration, the Cambridge Marine Terminal Project, and several Transit Oriented Development projects. These projects may present some potential challenges relating to the environment.

In lieu of exercising renewal option #1, MDOT is requesting approval of a seven month extension, in addition to the scope expansion described above to allow continuous daily operations and existing projects to move forward as MDOT works to complete a more comprehensive Request for Proposals (RFP). The RFP will include the modifications requested and further expand the scope of work to allow ORE to better handle the projects and responsibilities assigned with a single point of responsibility. MDOT anticipates a new procurement to be complete and ready for a 2/1/2013 start date.

Even though the Contract contains two two-year renewal options, it has been determined to be in the best interest of the State to extend the current contract by seven months in order to complete a new procurement for these expanded services.

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

ITEM: 16-S-MOD (Cont.)

FUND SOURCE: 100% Special (Transportation Trust Fund)

APPROP. CODE: J01A0103

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

SERVICES CONTRACT MODIFICATION

ITEM: 17-S-MOD **Agency Contact:** Janice Montague
410-767-8232
jmontague@mdminoritybusiness.com

DEPARTMENT/PROGRAM: Executive Department (EXEC)
Governor's Office of Minority Affairs
(GOMA)

CONTRACT ID: DEXR0400056;
Management Consulting Services
Video Lottery Terminals (VLT)
ADPICS # COE32152

CONTRACT APPROVED: 5/5/2010 DBM BPW Agenda Item 1-S

CONTRACTOR: Laisar Management Group, LLC
Landover, MD

CONTRACT DESCRIPTION: Provide management consulting services in connection with the development, construction and operations of all licensed VLT facilities pursuant to the 2008 Maryland VLT Law, State Government Article, Title 9, Subtitle 1A, Annotated Code of Maryland. The Law requires GOMA to monitor each VLT licensee's compliance with the MBE subcontracting goals set for each VLT facility, and to submit a report of MBE activity to the Lottery Commission a minimum of every six months.

MODIFICATION DESCRIPTION: Approval request to modify the contract to add the two remaining approved VLT sites, Baltimore City and Rocky Gap that were not known at the time of contract award. The Rocky Gap award was announced by the Lottery Location Commission on 4/26/2012, and the Baltimore City award is anticipated to be announced in June.

TERM OF ORIGINAL CONTRACT: 5/19/2010 – 6/30/2011 (w/2 one-year renewal options)

TERM OF MODIFICATION: 7/1/2012 – 6/30/2013

AMOUNT OF ORIGINAL CONTRACT: \$125,022 (1 Year; 2 Months)

AMOUNT OF MODIFICATION: \$112,738 (1 Year)

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

ITEM: 17-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS: \$164,648 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$402,408

OVERALL PERCENT +/- (THIS MOD): +90.2%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 100% (Contractor is a MD Certified MBE)
(No Subcontracting Goal)

REQUESTING AGENCY REMARKS: The RFP issued in January 2010 resulted in the award of the management consulting contract to Laisar Management Group, LLC (Laisar). Since then, GOMA has been managing the Contractor, Laisar, to ensure that the Lottery Commission receives bi-annual updates, as required under the VLT law, regarding the MBE activity associated with the VLT facilities as they are developed, constructed and opened for business. Laisar receives, verifies and compiles MBE payment data from monthly reports submitted by the three current licensees and each MBE subcontractor. The data is used for the purpose of determining compliance with the MBE requirements that are part of the licensee's agreement with the State. Periodic site inspections are also performed to ensure that MBEs are actually providing materials, supplies and services as agreed.

In Section 2.1.2 of the RFP, potential offerors were notified that GOMA reserved the right to modify the contract to add MBE oversight of the two locations not yet awarded by the Lottery Location Commission, and that the modification may be subject to Board of Public Works approval. The firm fixed price negotiated per the terms of the RFP/contract for both additional VLT locations is considered fair and reasonable, and is consistent with the pricing for the three existing VLT locations.

During the 2011 legislative session, the VLT law was amended to require GOMA to continue monitoring MBE activity related to the ongoing operations of the five VLT facilities through 2018. In light of the timeline for the development and opening of the two new locations, it is currently anticipated that GOMA will need to continue to outsource the monitoring function beyond the expiration of the final option period. GOMA is prepared to begin the procurement process in the fall in order to have a new management consulting contract in place by 7/1/2013, if necessary.

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

ITEM: 17-S-MOD (Cont.)

FUND SOURCE: 100% General

APPROP. CODE: D15A0503

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 17-S-MOD (Cont.) ATTACHMENT

PRIOR MODIFICATIONS/OPTIONS (CONT.):

| | | |
|-----------|------------------|---|
| Option #1 | \$85,095 | Exercised the first of two one-year renewal options as contained in the original contract for the period of 7/1/2011 – 6/30/2012. Approved by DBM and reported on the June 2011 PAAR. |
| Option #2 | \$79,553 | Exercised the second and final one-year renewal option as contained in the original contract for the period of 7/1/2012 – 6/30/2013. Approved by DBM and will be reported on the May 2012 PAAR. |
| Total | <u>\$164,648</u> | |

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

SERVICES CONTRACT MODIFICATION

ITEM: 18-S-MOD **Agency Contact:** Donald Shell
410-767-1362
DShell@dhhm.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Family Health Administration (FHA)
Center for Health Promotion, Education &
Tobacco Use Prevention

CONTRACT ID: DHMH-OPASS 06-9178-6;
The Maryland Tobacco Quitline
ADPICS No. COE30190

CONTRACT APPROVED: 5/17/2006 DBM BPW Agenda Item 6-S

CONTRACTOR: Alere Wellbeing, Inc.
(formally Free and Clear, Inc.)
Seattle, WA

CONTRACT DESCRIPTION: The Maryland Tobacco Quitline provides both basic and comprehensive cessation counseling, Nicotine Replacement Therapy (NRT) support to callers, and Web Coach™ (a web based support system for callers).

MODIFICATION DESCRIPTION: Approval request to modify the contract by extending the term by five months in order to complete the procurement and award a new contract, and add funding for the last two weeks of FY 2012.

TERM OF ORIGINAL CONTRACT: 6/1/2006 - 6/30/2008 (w/2 two-year renewal options)

TERM OF MODIFICATION: 6/15/2012 - 11/30/2012

AMOUNT OF ORIGINAL CONTRACT: \$2,890,000 (2 Years, 1 Month)

AMOUNT OF MODIFICATION: \$1,100,000 (5 Months)

PRIOR MODIFICATIONS/OPTIONS: \$4,713,441 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$8,703,441

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

PERCENT +/- (THIS MODIFICATION): +38.1%
OVERALL PERCENT +/-: +32.0%
ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals
MBE PARTICIPATION 10%
MBE COMPLIANCE: 7%

REQUESTING AGENCY REMARKS: Request for approval of a modification to extend the current contract by five months in order to complete the procurement and award a new contract.

The success of the Maryland Tobacco Quitline can be directly attributed to Alere Wellbeing, Inc., formally known as Free and Clear, Inc., which has been the Quitline Contractor since its inception on June 1, 2006. The call volume has significantly increased recently related to various national media events and campaigns, anticipated upcoming national campaigns, and state campaigns supported through federal funding to promote Quitline services. The most significant is the new national campaign through the Centers for Disease Control and Prevention (CDC) promoting the national number 1-800-QUIT-NOW. The 12-week campaign launched on March 19th with a 217% increase in calls on that day alone compared to the Monday prior and has a substantial media buy in Maryland. The Maryland Tobacco Quitline had an 87% increase in call volume from February 2012 to March 2012.

Supplemental funding provided through CDC from the Federal Prevention and Public Health Funds require vendor reporting and services to go beyond the current contract end date. Calls to National Cancer Institute's portal, 1-800-QUIT-NOW, have doubled since the launch of the campaign, showing the largest jump in call volume in the portal's seven year history. Starting a new contract in the middle of a national campaign may result in data and service inaccuracies and interruptions.

Since the launch of the Maryland Tobacco Quitline in 2006, Maryland has seen an average annual call volume of approximately 14,000. Call volume fluctuates with increased media on local, state, and national levels. The Quitline has served over 76,000 residents since inception. Marylanders who have used the Quitline obtained quit rates seven times higher than the average rates of non-assisted quits. Furthermore, 98% of callers reported being satisfied with Quitline services. A broader overview of Quitline services, as well as actual Maryland success stories from the Quitline can be found at www.SmokingStopsHere.com

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

Maryland has seen great success with the Quitline as the top recorded way callers report hearing about the Quitline is from "friends and family". If this contract cannot be modified, the Quitline could shut down and residents may no longer find this service as a trusted provider.

This modification is in the best interest of the State to ensure the continued success of the Quitline while the procurement is completed. The solicitation was published in May 2012, and the procurement will be completed with a new award recommendation to be approved by the BPW in October 2012 for a 12/1/2012 start date.

On June 29, 2011, a Novation Agreement was executed changing the Contractor's name from Free and Clear, Inc. to Alere Wellbeing, Inc.

| | |
|---------------------------|------------------------------|
| FUND SOURCE: | 77.4% Federal; 22.6% General |
| APPROP. CODE: | M00F0306 |
| RESIDENT BUSINESS: | No |

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

PRIOR MODIFICATIONS/OPTIONS (Cont):

| | | |
|---------|--------------------|---|
| Mod #1 | (\$600,000) | Modification to add Nicotine Replacement Therapy (NRT) support to callers, adding Web Coach™ (a web based support system for callers), additional reports and services offered by contractor. Funds reduced by \$600,000 for the period 9/12/2007 – 6/30/2008. Approved on the 8/22/2007 DBM BPW Agenda, Item 12-S-MOD. |
| Mod #2 | \$50,000 | Modification to reinstate funding to the base contract that was reduced in the prior modification to support additional call volume since the Clean Indoor Air Act was enacted. Term: 6/1/2008 – 6/30/2008. Approved by DBM and reported on the May 2008 DBM PAAR. |
| Opt. #1 | \$2,690,000 | Exercised the first of two two-year renewal options as contained in the original contract for the period of 7/1/2008 – 6/30/2010. Approved on the 6/11/2008 DBM BPW Agenda, Item 12-S-OPTION. |
| Mod #3 | (\$368,205) | Modification to reduce the available funding by \$368,205 due to budget cuts. Approved on the 11/18/2009 DBM BPW Agenda, Item 5-S-MOD. |
| Mod #4 | \$368,205 | Modification to increase the available funding to the original level for Option #1 due to reallocation of federal tobacco funds and award of ARRA federal stimulus funds. Approved on the 3/24/2010 DBM BPW Agenda, Item 7-S-MOD. |
| Opt. #2 | \$2,197,743 | Exercised the second and final two-year renewal option as contained in the original contract at a reduced rate for the period of 7/1/2010 – 6/30/2012. Approved on the 6/9/2010 DBM BPW Agenda, Item 12-S-OPTION. |
| Mod #5 | \$375,698 | Modification to increase the available funding on the contract due to increased call volume related to various national media events and campaigns. Approved on the 4/4/2012 DBM BPW Agenda, 5-S-MOD. |
| Total | <u>\$4,713,441</u> | |

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

SERVICES CONTRACT MODIFICATION

ITEM: 19-S-MOD **Agency Contact:** Frances Givens,
410-402-8576
fgivens@dhmh.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Alcohol & Drug Abuse Administration
(ADAA)

CONTRACT ID: DHMH-OPASS 10-10080;
Statewide Medium Intensity Residential
Substance Abuse Treatment for Pregnant
Women and Women with Children
(Level III.3)
ADPICS NO. COE30054

CONTRACTS APPROVED: 5/20/2009 DBM BPW Agenda, Item 3-S

CONTRACTORS: Chrysalis House, Inc.
Crownsville, MD

Gaudenzia, Inc.
Norristown, PA
(Local Office in Baltimore, MD)

Potomac Healthcare Foundation Ltd.
Emmitsburg, MD

Second Genesis, Inc.
Silver Spring, MD

CONTRACT DESCRIPTION: Multiple awards contract to four vendors to
provide "Level III.3 - Statewide Medium Intensity Residential Substance Abuse Treatment
Services" for Pregnant Women and Women with Children for a total of 46 beds statewide.

MODIFICATION DESCRIPTION: Approval request to extend the contract by
six months in order to continue the existing services while the procurement for a new contract(s)
is completed.

TERM OF ORIGINAL CONTRACT: 7/1/2009 – 6/30/2012

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

ITEM: 19-S-MOD (Cont.)

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

AMOUNT OF ORIGINAL CONTRACT: \$5,599,392 NTE (3 Years)

AMOUNT OF MODIFICATION: \$1,290,732 (6 Months)

PRIOR MODIFICATIONS/OPTIONS: \$2,145,000 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$9,035,124 NTE

PERCENT +/- (THIS MODIFICATION): +23.05%

OVERALL PERCENT +/-: +61.36%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

MBE PARTICIPATION: None

REQUESTING AGENCY REMARKS: Request for approval of a modification to continue existing services for an additional six months with the four Contractors in order to provide more time to prepare for a new procurement of these services.

The delay in starting the new procurement is a result of the ADAA examining other methods of supporting these services. It was concluded that there were too many challenges to implementing alternative methods of providing these services. Additional management time was used in this investigation, which delayed the preparation of a new solicitation. A new solicitation will be issued in August 2012. It is critical that these services continue without interruption until a new contract or contracts can be competitively procured. All terms agreed to in the original contract, including the Firm-Fixed Unit Price shall remain in effect.

The Contractors are performing in a satisfactory fashion relative to the requirements of the contracts. The Contractors are providing services that are consistent with the industry standard.

SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

FUND SOURCE: 67% General; 33% Federal
APPROP. CODE: M00K0201
RESIDENT BUSINESSES: Yes for all

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: 19-S-MOD (Cont.) ATTACHMENT

PRIOR MODIFICATIONS/OPTIONS (Cont.):

| | | |
|---------|-------------|--|
| Mod. #1 | \$2,145,000 | Mod to increase the NTE amount by \$715,000 for each year of the contract due to a greater than anticipated demand for these services for the period of 3/1/2010 – 6/30/2012. Approved on the 2/24/2010 DBM BPW Agenda, Item 18-S-MOD. |
|---------|-------------|--|

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

SERVICES CONTRACT MODIFICATION

ITEM: 20-S-MOD **Agency Contact:** Frances Givens,
410-402-8576
fgivens@dhhm.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Alcohol & Drug Abuse Administration
(ADAA)

CONTRACT ID: OPASS# 10-10081;
Statewide Medium Intensity Residential
Substance Abuse Treatment Services for
Criminal Justice Patients (Level III.3)
ADPICS NO. COE29617

CONTRACT APPROVED: 5/20/2009 DBM BPW Agenda Item 4-S

CONTRACTORS: Chrysalis House, Inc.
Crownsville, MD

Gaudenzia, Inc.
Norristown, PA
(Local office in Baltimore, MD)

The Jude House, Inc.
Bel Alton, MD

Potomac Healthcare Foundation Ltd.
Emmitsburg, MD

Second Genesis, Inc.
Silver Spring, MD

CONTRACT DESCRIPTION: Multiple awards contract to eight vendors to provide "Level III.3 - Statewide Medium Intensity Residential Substance Abuse Treatment Services" for Criminal Justice Patients for up to 80 treatment beds statewide.

MODIFICATION DESCRIPTION: Approval request to extend the contract by six months in order to continue the existing services while the procurement for a new contract(s) is completed.

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

ITEM: 20-S-MOD (Cont.)

TERM OF ORIGINAL CONTRACT: 7/1/2009 – 6/30/2012
TERM OF MODIFICATION: 7/1/2012 – 12/31/2012
AMOUNT OF ORIGINAL CONTRACT: \$9,229,800 NTE (3 Years)
AMOUNT OF MODIFICATION: \$1,538,300 (6 Months)
PRIOR MODIFICATIONS/OPTIONS: None
REVISED TOTAL CONTRACT AMOUNT: \$10,768,100 NTE
OVERALL PERCENT +/- (THIS MOD): +16.67%
ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding
MBE PARTICIPATION: None

REQUESTING AGENCY REMARKS: Request for approval of a modification to continue existing services for an additional six months with five of the eight Contractors in order to provide more time to prepare for a new procurement of these services. The other three Contractors were unable to provide services during the contract term.

The delay in starting the new procurement is a result of the ADAA examining other methods of supporting these services. It was concluded that there were too many challenges to implementing alternative methods of providing these services. Additional management time was used in this investigation, which delayed the preparation of a new solicitation. A new solicitation will be issued in August 2012. It is critical that these services continue without interruption until a new contract or contracts can be competitively procured. All terms agreed to in the original contract, including the Firm-Fixed Unit Price shall remain in effect.

The Contractors are performing in a satisfactory fashion relative to the requirements of the contracts. The Contractors are providing services that are consistent with the industry standard.

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

ITEM: 20-S-MOD (Cont.)

FUND SOURCE: 100% General

APPROP. CODE: M00K0201

RESIDENT BUSINESSES: Yes for all

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

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

SERVICES CONTRACT MODIFICATION

ITEM: 21-S-MOD **Agency Contact:** Frances Givens,
410-402-8576
fgivens@dhmf.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Alcohol & Drug Abuse Administration
(ADAA)

CONTRACT ID: OPASS# 10-10082;
Statewide High Intensity Residential
Substance Abuse Treatment Services for
Criminal Justice Patients (Level III.5)
ADPICS NO. COE29586

CONTRACT APPROVED: 5/20/2009 DBM BPW Agenda Item 5-S

CONTRACTORS: Gaudenzia, Inc.
Norristown, PA
(Local office in Baltimore, MD)

Potomac Healthcare Foundation Ltd.
Emmitsburg, MD

Second Genesis, Inc.
Silver Spring, MD

CONTRACT DESCRIPTION: Multiple awards contract to five vendors to
provide "Level III.5 - Statewide High Intensity Residential Substance Abuse Treatment
Services" for Criminal Justice Patients for a total of 110 beds statewide.

MODIFICATION DESCRIPTION: Approval request to extend the contract by
six months in order to continue the existing services while the procurement for a new contract(s)
is completed.

TERM OF ORIGINAL CONTRACT: 7/1/2009 – 6/30/2012

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

AMOUNT OF ORIGINAL CONTRACT: \$8,630,964 NTE (3 Years)

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

ITEM: 21-S-MOD (Cont.)

AMOUNT OF MODIFICATION: \$1,438,494 (6 Months)

PRIOR MODIFICATIONS/OPTIONS: None

REVISED TOTAL CONTRACT AMOUNT: \$10,069,458 NTE

OVERALL PERCENT +/- (THIS MOD): +16.67%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

MBE PARTICIPATION: None

REQUESTING AGENCY REMARKS: Request for approval of a modification to continue existing services for an additional six months with three of the five Contractors in order to provide more time to prepare for a new procurement of these services. The other two Contractors were unable to provide services during the contract term.

The delay in starting the new procurement is a result of the ADAA examining other methods of supporting these services. It was concluded that there were too many challenges to implementing alternative methods of providing these services. Additional management time was used in this investigation, which delayed the preparation of a new solicitation. A new solicitation will be issued in August 2012. It is critical that these services continue without interruption until a new contract or contracts can be competitively procured. All terms agreed to in the original contract, including the Firm-Fixed Unit Price shall remain in effect.

The Contractors are performing in a satisfactory fashion relative to the requirements of the contracts. The Contractors are providing services that are consistent with the industry standard.

FUND SOURCE: 100% General

APPROP. CODE: M00K0201

RESIDENT BUSINESSES: Yes for all

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

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

SERVICES CONTRACT MODIFICATION

ITEM: 22-S-MOD **Agency Contact:** Michael Weinfield
410-767-5616
MWeinfield@dhhm.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Developmental Disabilities Administration
(DDA)

CONTRACT ID: DHMH-OPASS 06-9002;
Eligibility Assessment and Resource
Coordination Services for the Central
Maryland Region
ADPICS No. COE30151

CONTRACT APPROVED: 10/19/2005 DBM BPW Agenda Item 2-S

CONTRACTOR: Service Coordination, Inc.
Frederick, MD

CONTRACT DESCRIPTION: Contract to provide Eligibility Assessment
and Resource Coordination services to eligible individuals or potentially eligible individuals in
the Central Maryland Region. These services will support individuals with intellectual
disabilities and other developmental disabilities who reside in the DDA – Central Region
(Baltimore City and Anne Arundel, Baltimore, Harford, and Howard Counties).

MODIFICATION DESCRIPTION: Request for retroactive approval of (1) a
modification to eliminate the Tiers in order to serve all eligible individuals similarly in
accordance with COMAR 10.22.09 and the requirements in the original contract, effective
12/1/2011 and (2) a Cost of Living Adjustment (COLA) of 1.38% for FY2012 in accordance
with Health Gen'l Title 8, Subtitle 13, effective 7/1/2011; and (3) proactively request for
approval of a modification to extend the current contract for one year to allow time for the
development and implementation of regulations to convert to a fee for service payment system.

TERM OF ORIGINAL CONTRACT: 1/1/2006 – 12/31/2008 (w/2 one-year
renewal options)

TERM OF MODIFICATION: 12/1/2011 – 6/30/2013

AMOUNT OF ORIGINAL CONTRACT: \$38,055,000 (3 Years)

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

ITEM: 22-S-MOD (Cont.)

AMOUNT OF MODIFICATION: \$ 1,187,197 (Cola/Tier Change)
\$15,070,262 (Extension)
\$16,257,459 Total (1 Year; 7 Months)

PRIOR MODIFICATIONS/OPTIONS: \$49,801,728 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$104,114,187

PERCENT +/- (THIS MODIFICATION): +42.7%

OVERALL PERCENT +/-: +297.0%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 3%

MBE COMPLIANCE: 2.5%

REQUESTING AGENCY REMARKS: Request for retroactive approval of (1) a modification to eliminate the Tiers in order to serve all eligible individuals similarly in accordance with COMAR 10.22.09 and the requirements in the original contract, effective 12/1/2011 and (2) a Cost of Living Adjustment (COLA) of 1.38% for FY2012 in accordance with Health Gen'l Title 8, Subtitle 13, effective 7/1/2011. In addition, proactively request for approval of a modification to extend the current contract for one year to allow time for the development and implementation of regulations to convert to a fee for service payment system.

Due to the implementation of the Services of Short Duration (SSD), beginning December 1, 2011, the DDA clarified that individuals in Crisis Prevention were "Tier 1" and that those not entered into a DDA waiver who are receiving ongoing services were classified as "Tier 1" as well. Therefore the Contractor and the Department returned to the requirements of the 1/1/2006 contract, eliminating the Tiers and serving all eligible individuals similarly in accordance with the Code of Maryland Regulations 10.22.09.

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

ITEM: 22-S-MOD (Cont.)

The current contract extension expires on 6/30/2012. This modification will extend the term of the contract until 6/30/2013 in order to provide continuity of the provision of eligibility determinations and coordination of services for individuals with intellectual disabilities and other developmental disabilities. During this one year extension, DDA will develop regulations that deal with the selection of the providers and the establishment of the rates. Establishing these two processes in regulation would render this activity exempt from future procurements. In addition to the regulations, DDA will be developing the deliverables and outcomes for clients, provide training, and license the new providers. DDA hired an individual to coordinate this effort through the University of Maryland.

Services for Central Maryland are provided by Service Coordination, Inc. The work performed by this provider can not be duplicated by a State agency because the service of Eligibility Assessment and Resource Coordination provides DDA with the necessary information concerning whether a potential individual is eligible for service, and what service will best satisfy the need. The Resource Coordination function provides DDA clients with support and advice concerning needed services and needed changes in services. As Service Coordination, Inc. does not provide direct support, it functions as an impartial advisor to clients with no conflict of interest in the work it performs.

FUND SOURCE: 57% General; 43% Federal

APPROP. CODE: M00M0102

RESIDENT BUSINESS: Yes

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 22-S-MOD (Cont.) ATTACHMENT

PRIOR MODIFICATIONS/OPTIONS (Cont.):

| | | |
|-----------|---------------------|--|
| Mod # 1 | \$2,275,725 | Mod for the addition of 1,543 clients for the period of 11/1/2008 - 12/31/2008. (Part of this increase is due to the closing of Rosewood Center.) Approved on the 10/15/2008 DBM BPW Agenda, Item 12-S-MOD. |
| Option #1 | \$14,830,000 | Exercised the first of two one-year renewal options as contained in the original contract for the period of 1/1/2009 - 12/31/2009. Approved on the 10/15/2008 DBM BPW Agenda, Item 12-S-MOD. |
| Mod #2 | \$(711,250) | Mod for a 15% reduction in services by changing the unit cost and number of individuals served for the last three months of Option #1 for the period of 10/1/2009 - 12/31/2009. Approved on the 12/16/2009 DBM BPW Agenda, Item 6-S-MOD. |
| Option #2 | \$12,761,775 | Exercised the second and final one-year renewal option as contained in the original contract for the period of 1/1/2010 - 12/31/2010. Approved on the 12/16/2009 DBM BPW Agenda, Item 6-S-MOD. |
| Mod #3 | \$9,571,331 | Mod to extend the term of the contract by up to nine months to allow time for the development and implementation of regulations to convert to a fee for service payment system for the period of 1/1/2011 - 9/30/2011. Approved on the 12/1/2010 DBM BPW Agenda, Item 8-S-MOD. |
| Mod #4 | \$858,751 | Mod to add funds to the contract to cover the additional DDA clients being served in the Central Region for the period of 4/21/2011 - 9/30/2011. Approved on the 4/20/2011 DBM BPW Agenda, Item 8-S-MOD. |
| Mod#5 | \$10,215,396 | Mod to extend the term of the contract by nine months to allow time for the development and implementation of regulations to convert to a fee for service payment system for the period of 10/1/2011 - 6/30/2012. Approved on the 9/7/2011 DBM BPW Agenda, Item 10-S-MOD. |
| Total | <u>\$49,801,728</u> | |

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

SERVICES CONTRACT MODIFICATION

ITEM: 23-S-MOD **Agency Contact:** Michael Weinfield
410-767-5616
MWeinfield@dhhm.state.md.us

DEPARTMENT/PROGRAM: Health & Mental Hygiene (DHMH)
Developmental Disabilities Administration (DDA)

CONTRACT ID: DHMH OPASS-06-8984;
Eligibility Assessment & Resource
Coordination Services for the Western
Maryland Region
ADPICS No.: M00B0400395/COE30153

CONTRACT APPROVED: 10/19/2005 DBM BPW Agenda Item 2-S

CONTRACTOR: Service Coordination, Inc.
Frederick, MD

CONTRACT DESCRIPTION: Contract to provide Eligibility Assessment and Resource Coordination services to eligible individuals or potentially eligible individuals with intellectual disabilities and other developmental disabilities. The contract is for individuals who reside in the DDA – Western Region, which encompasses Garrett, Allegany, Washington, Frederick and Carroll counties.

MODIFICATION DESCRIPTION: Request for retroactive approval of (1) a modification to eliminate the Tiers in order to serve all eligible individuals similarly in accordance with COMAR 10.22.09 and the requirements in the original contract, effective 12/1/2011 and (2) a Cost of Living Adjustment (COLA) of 1.38% for FY2012 in accordance with Health Gen'l Title 8, Subtitle 13, effective 7/1/2011; and (3) proactively request for approval of a modification to extend the current contract for one year to allow time for the development and implementation of regulations to convert to a fee for service payment system.

TERM OF ORIGINAL CONTRACT: 1/1/2006 – 12/31/2008 (w/2 one- year
renewal options)

TERM OF MODIFICATION: 12/1/2011 – 6/30/2013

AMOUNT OF ORIGINAL CONTRACT: \$10,620,000 (3 Years)

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

ITEM: 23-S-MOD (Cont.)

AMOUNT OF MODIFICATION: \$ 341,156 (Cola/Tier Change)
\$4,314,609 (Extension)
\$4,655,765 Total (1 Year; 7 Months)

PRIOR MODIFICATIONS/OPTIONS: \$14,051,993 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$29,327,758

PERCENT +/- (THIS MODIFICATION): +43.8%

OVERALL PERCENT +/-: +276.1%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 3%

MBE COMPLIANCE: 3%

REQUESTING AGENCY REMARKS: Request for retroactive approval of (1) a modification to eliminate the Tiers in order to serve all eligible individuals similarly in accordance with COMAR 10.22.09 and the requirements in the original contract, effective 12/1/2011 and (2) a Cost of Living Adjustment (COLA) of 1.38% for FY2012 in accordance with Health Gen'l Title 8, Subtitle 13, effective 7/1/2011. In addition, proactively request for approval of a modification to extend the current contract for one year to allow time for the development and implementation of regulations to convert to a fee for service payment system.

Due to the implementation of the Services of Short Duration (SSD), beginning December 1, 2011, the DDA clarified that individuals in Crisis Prevention were "Tier 1" and that those not entered into a DDA waiver who are receiving ongoing services were classified as "Tier 1" as well. Therefore the Contractor and the Department returned to the requirements of the 1/1/2006 contract, eliminating the Tiers and serving all eligible individuals similarly in accordance with the Code of Maryland Regulations 10.22.09.

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

ITEM: 23-S-MOD (Cont.)

The current contract extension expires on 6/30/2012. This modification will extend the term of the contract until 6/30/2013 in order to provide continuity of the provision of eligibility determinations and coordination of services for individuals with intellectual disabilities and other developmental disabilities. During this one year extension, DDA will develop regulations that deal with the selection of the providers and the establishment of the rates. Establishing these two processes in regulation would render this activity exempt from future procurements. In addition to the regulations, DDA will be developing the deliverables and outcomes for clients, provide training, and license the new providers. DDA hired an individual to coordinate this effort through the University of Maryland.

Services for Central Maryland are provided by Service Coordination, Inc. The work performed by this provider can not be duplicated by a State agency because the service of Eligibility Assessment and Resource Coordination provides DDA with the necessary information concerning whether a potential individual is eligible for service, and what service will best satisfy the need. The Resource Coordination function provides DDA clients with support and advice concerning needed services and needed changes in services. As Service Coordination, Inc. does not provide direct support, it functions as an impartial advisor to clients with no conflict of interest in the work it performs.

FUND SOURCE: 57% General, 43% Federal

APPROP. CODE: M00M0102

RESIDENT BUSINESS: Yes

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 23-S-MOD (Cont.) ATTACHMENT

PRIOR MODIFICATIONS/OPTIONS (Cont.):

| | | |
|-----------|---------------------|--|
| Mod #1 | \$645,804 | Mod for the addition of 428 clients for the period of 11/1/2008 - 12/31/2008. Approved on the 10/15/2008 DBM BPW Agenda, Item 12-S-MOD. |
| Option #1 | \$4,242,000 | Exercised the first of two one-year renewal options as contained in the original contract for the period of 1/1/2009 - 12/31/2009. Approved on the 10/15/2008 DBM BPW Agenda, Item 12-S-MOD. |
| Mod #2 | \$(178,500) | Mod for a 15% reduction in services by changing the unit cost and number of individuals served for the last three months of Option #1 for the period of 10/1/2009 - 12/31/2009. Approved on the 12/16/2009 DBM BPW Agenda, Item 6-S-MOD. |
| Option #2 | \$3,597,825 | Exercised the second and final one-year renewal option as contained in the original contract for the period of 1/1/2010 - 12/31/2010. Approved on the 12/16/2009 DBM BPW Agenda, Item 6-S-MOD. |
| Mod #3 | \$2,698,369 | Mod to extend the term of the contract by up to nine months to allow time for the development and implementation of regulations to convert to a fee for service payment system for the period of 1/1/2011 - 9/30/2011. Approved on the 12/1/2010 DBM BPW Agenda, Item 9-S-MOD. |
| Mod #4 | \$158,813 | Mod to add funds to the contract to cover the additional DDA clients being served in the Western Region for the period of 4/21/2011 - 9/30/2011. Approved on the 4/20/2011 DBM BPW Agenda, Item 9-S-MOD. |
| Mod#5 | 2,887,682 | Mod to extend the term of the contract by nine months to allow time for the development and implementation of regulations to convert to a fee for service payment system for the period of 10/1/2011 - 6/30/2012. Approved on the 9/7/2011 DBM BPW Agenda, Item 11-S-MOD. |
| Total | <u>\$14,051,993</u> | |

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

SERVICES CONTRACT MODIFICATION

ITEM: 24-S-MOD **Agency Contact:** Athos Alexandrou
410-767-5369
AlexandrouA@dhmh.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Office of Systems, Operations and
Pharmacy (OSOP)

CONTRACT ID: DHMH/OPASS-07-9030;
Maryland Point-Of-Sale Electronic
Claims Management System
ADPICS No. COE30195

CONTRACT APPROVED: 5/17/2006 DBW BPW Item 7-S

CONTRACTOR: Xerox State Healthcare LLC
(formally ACS State Health Care, LLC)
Dallas TX
(Local office in Baltimore, MD)

CONTRACT DESCRIPTION: Contract to design, implement, administer,
manage and maintain a Point of Sale (POS) electronic claims capturing, management and
adjudication network in conjunction with administering a drug utilization review system to
continue the State of Maryland's compliance with Federal requirements (Omnibus Budget
Reconciliation Act – OBRA 90).

MODIFICATION DESCRIPTION: Approval request to implement three
modifications to the contract: (1) upgrade the system and make changes to enable the program to
meet and comply with the Affordable Care Act (ACA); (2) add additional staff to meet policy
changes affecting the prescribing of Antipsychotic drugs; and (3) extend the contract term by 24
months in order to effectively and cost efficiently implement the upgrade to the POS system.

TERM OF ORIGINAL CONTRACT: 8/1/2006 – 7/31/2009 (w/2 two-year renewal
options).

TERM OF MODIFICATION: 7/1/2012 – 7/31/2015

AMOUNT OF ORIGINAL CONTRACT: \$10,076,159 (3 Year Base)

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

ITEM: 24-S-MOD (Cont.)

AMOUNT OF MODIFICATION: \$10,255,997 (2 Years; 1 Month)

PRIOR MODIFICATIONS/OPTIONS: \$18,116,761 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$34,448,917

PERCENT +/- (THIS MODIFICATION): +102%

OVERALL PERCENT +/-: +123%

MBE PARTICIPATION: 17%

MBE COMPLIANCE: 19%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

REQUESTING AGENCY REMARKS: With the implementation of the Affordable Care Act (ACA), there are several changes that need to be implemented under the Medicaid Pharmacy Program. Some of these changes were implemented in 2010 and 2011. Others will be implemented over the next 20 months. Among those changes that will be implemented in the next 20 months are:

1. Prescriber Enrollment: All providers that prescribe drugs must be enrolled in the same Medicaid program that the beneficiary whose drugs are prescribed for is enrolled with (implementation effective immediately); and
2. Extend Medicaid benefits to "childless" adults: In Maryland, these beneficiaries are currently enrolled in the Primary Adult Care (PAC) program. Under the ACA (implementation effective January 2014), there will be no longer need for the PAC program; therefore, the PAC program will be terminated by January 2014.

Furthermore, the Medicaid Enterprise Restructuring Project (MERP) is just under way, and it is expected that it will be implemented and be fully operational around October 2014. During the 30 month implementation period of MERP, the Medicaid Pharmacy Program staff will need to be fully engaged and involved with the MERP vendor, so the MERP requirements related to the Medicaid Pharmacy program, including interfaces of claims, rebates and accounts receivables are identified, developed and tested; and so the new system will be fully functional and able to interface with the POS system once it goes live. It is expected that the final requirements related to the interfaces with the POS system will be defined and finalized in the Fall 2013.

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

ITEM: 24-S-MOD (Cont.)

The current POS contract with Xerox State Healthcare LLC (formerly ACS State Healthcare LLC) is set to expire on July 31, 2013. The contract involves pharmacy claims processing (including necessary Prospective Drug Utilization Review edits), pharmacy drug rebate management and PAC Eligibility Determination services. Based on the factors identified above and for the reasons that are listed below, the Maryland Medicaid Pharmacy Program is requesting an upgrade of the current POS system to a newer, more efficient and productive claims processing system and extend the current contract with the Contractor for 24 months. These reasons are:

1. An extension of the current contract is unavoidable minimally until January 2014 (until the ACA provision which extends benefits to "childless" adults is implemented). As stated above, this contract provides PAC Eligibility Determination services. The PAC eligibility system is part of the current POS system.
2. Section 6401 of the ACA requires that under Medicaid, Providers that prescribe drugs must be enrolled in the same Medicaid Program that the beneficiary whose drugs are prescribed for is enrolled with. In order to comply with this requirement, the Program is implementing several changes, including changes that affect claims processing at the POS. Therefore, a contract modification to make changes to the pharmacy claims processing system is inevitable.
3. The Program has the opportunity to make an investment with a strong, predictable payback starting in January 2013. It is projected that the new system and a 24-month contract extension with the Contractor will yield savings to the Program of approximately \$1.3 M in General Funds.
4. Although the MERP transition period will last until October 2014, the specifications related to the Pharmacy POS interfaces, which are necessary in order for the Program to issue a new POS RFP, will not be known or finalized until sometime in the Fall 2013. Once these requirements are finalized the Program can focus on the issuance of a new POS Request for Proposals, with the most up-to-date and accurate interface and other pharmacy requirements for the new POS vendor.

As part of the FY2013 cost containment initiative, the Program must implement policy changes affecting the prescribing of Antipsychotic Drugs. The changes will include clinical review of Preferred Drug List edit denials for antipsychotic drugs.

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

ITEM: 24-S-MOD (Cont.)

It is in the State's interest to proceed with this modification in lieu of a new procurement for these services since the Contractor is performing the contract requirements to the satisfaction of the Department, and the reasons stated above.

FUND SOURCE: 75% Federal; 25% General

APPROP. CODE: M00Q0103

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 24-S-MOD (Cont.) **ATTACHMENT**

PRIOR MODIFICATIONS/OPTIONS (Cont.):

| | | |
|-----------|-------------|--|
| Mod #1 | \$156,500 | Modification to extend the transition period and receive final transition files from the incumbent vendor and change the contract term of the subsequent renewal options. For the period from 1/7/2007 to 7/31/2009. Approved on the 12/6/2006 DBM BPW Agenda, Item 7-S-MOD. |
| Mod #2 | \$524,781 | Modification to allow the vendor to make necessary changes to the recipient eligibility determination system for implementation of the Medicaid expansion. For the period of 1/20/2009 to 7/31/2009. Approved on the 1/7/2009 DBM BPW Agenda, Item 5-S-MOD. |
| Option #1 | \$6,647,038 | Exercised the first of two two-year renewal options as contained in the original contract in conjunction with Mod #1 that changed the contract beginning and ending dates for the period of 8/1/2009 to 7/31/2011. Approved on the 6/17/2009 DBM BPW Agenda, Item 12-S-OPTION. |
| Mod #3 | \$1,048,316 | Modification to implement Phase I of the changes relating to collection and reporting of drug manufacturer rebates associated with the Health Care Reform legislation, specially the Affordable Care Act enacted on 3/23/2010. For the period of 12/2/2010 to 7/31/2011. Approved on the 12/1/2010 DBM BPW Agenda, Item 7-S-MOD. |

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

ITEM: 24-S-MOD (Cont.) ATTACHMENT

PRIOR MODIFICATIONS/OPTIONS (Cont.):

| | | |
|-----------|---------------------|---|
| Mod #4 | \$389,067 | Modification to implement Phase II of the changes relating to collection and reporting of drug manufacturer rebates associated with the Health Care Reform legislation, specially the Affordable Care Act enacted on 3/23/2010 and provide enhancements to the notices for the Primary Adult Care Program automated eligibility processing system. For the period of 4/21/2011 to 7/31/2011. Approved on the 4/20/2011 DBM BPW Agenda, Item 10-S-MOD. |
| Option #2 | \$9,351,059 | Exercised the second and final two-year renewal option as contained in the original contract in conjunction with Mod #1 that changed the contract beginning and ending dates for the period of 8/1/2011 to 7/31/2013. Approved on the 7/6/2011 DBM BPW Agenda, Item 9-S-OPTION. |
| Total | <u>\$18,116,761</u> | |

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

SERVICES CONTRACT MODIFICATION

ITEM: 25-S-MOD **Agency Contact:** Sandy Johnson
410-767-7408
SJohnso5@dhr.state.md.us

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

CONTRACT ID: SSA/RCC-11-040-A1;
Residential Child Care
ADPICS # COE29412

CONTRACT APPROVED: 3/23/2011 DBM BPW Agenda Item 5-S

CONTRACTOR: Lifeline, Inc.
Laurel, MD

CONTRACT DESCRIPTION: Approval request to provide Residential
Child Care (RCC) services for a total of 1,376 clients at various locations throughout Maryland
through 71 separate RCC contracts.

MODIFICATION DESCRIPTION: Approval request to modify one of the RCC
Contracts to: (1) add one location to provide residential child care services to one medically
fragile child committed to the Local Department of Social Services (DSS); and (2) reduce the
number of child care beds on the original contract from 59 to 12 through the elimination of 16
service locations for this Provider.

TERM OF ORIGINAL CONTRACT: 4/1/2011 - 3/31/2013

TERM OF MODIFICATION: 6/7/2012 - 3/31/2013

AMOUNT OF ORIGINAL CONTRACT: \$15,207,486

AMOUNT OF MODIFICATION: (\$4,778,629)

PRIOR MODIFICATIONS/OPTIONS: None

REVISED TOTAL CONTRACT AMOUNT: \$10,428,857

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

ITEM: 25-S-MOD

OVERALL PERCENT +/- (THIS MOD): -31.4%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 5%

MBE COMPLIANCE: 0% (See Requesting Agency Remarks)

REQUESTING AGENCY REMARKS: Request for approval to add one bed for a severely medically fragile youth. This youth is currently at Lifeline, Inc. awaiting placement at another Lifeline, Inc. location that is not currently part of this Contract. The modification will cover the additional expenses of 24/7 nursing care required for this youth and provide continuity of care to transition into the adult system when she becomes age appropriate. LifeLine Inc. has been approved by the Developmental Disabilities Administration (DDA) and has an adult program that this youth will be able to transition into at the appropriate time. This youth requires continuity and familiarity with nursing care in her current placement which is consistent with the treatment plan. It is, therefore, in the best interests of the child and the State not to disrupt the current placement or change the existing provider of nursing services.

Additionally, DHR is requesting approval to modify the current contract by reducing the number of child care beds from 59 to 12 through the elimination of 16 service locations. Over the last 14 months, Lifeline, Inc. has been unable to fill beds at these 16 locations. As a result, it has terminated the leases and will discontinue providing services at these locations.

The elimination of 47 beds and the addition of one bed for the severely medically fragile youth produce a revised total contract amount of \$10,428,857. This amount assumes that the slots purchased will be occupied by the youth for the entire contracted period. This is a reimbursement contract. The vendor is paid solely for the actual children placed during the year, and then only for the actual number of days the children are with the Provider.

COMAR 14.31.06.01 articulates the standards that must be met and maintained by residential child care programs for children and youth. These requirements are designed to protect the health, safety, and well being of children placed in residential child care programs.

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

ITEM: 25-S-MOD (Cont.)

A 5% MBE participation goal was established for all RCC Providers with 25 or more beds. This Provider was contracted for 59 beds; however, less than 25 of the slots have been filled since the beginning of the contract. Hence, the purpose of this modification is to reduce the number of child care beds for this Provider. With the number of beds being reduced to 12 due to the closing of 16 of the Providers' locations, the Provider has been unable to meet the 5% MBE participation goal. The total number of child care beds with this modification is 13 and, as stated above, there is no guarantee that all beds will be filled throughout the entire contract period.

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

APPROP. CODE: N00G0001

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

SERVICES CONTRACT MODIFICATION

ITEM: 26-S-MOD **Agency Contact:** Joselyn Hopkins
410-339-5013
jmhopkins@dpscs.state.md.us

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

CONTRACT ID: Q0005057D – Mod #12;
Inmate Health Care Services –
Inmate Pharmacy Program
ADPICS # COE30621

CONTRACTS APPROVED: 6/1/2005 DBM BPW Agenda Items 17-S

CONTRACTOR: Correct Rx Pharmacy Services, Inc.
Linthicum, MD

CONTRACT DESCRIPTION: Contract to implement statewide pharmacy
services for inmates in the custody of the Department of Public Safety and Correctional Services.

MODIFICATION DESCRIPTION: Request for approval to extend the contract
for a period of six months in order to allow time for the appeal process and transition to a new
contractor, and add funding to the NTE amount for FY2012.

TERM OF ORIGINAL CONTRACT: 6/2/2005 – 6/30/2007 (w/3 one-year
renewal options)

TERM OF MODIFICATION: 6/7/2012 – 12/31/2012

AMOUNT OF ORIGINAL CONTRACT: \$31,958,458 (2 Years)

AMOUNT OF MODIFICATION: \$ 1,600,000 NTE (3 Weeks, 3 Days)
~~\$16,580,000~~ NTE (6 Months)
\$18,180,000 NTE Total

PRIOR MODIFICATIONS/OPTIONS: \$157,274,129 (See Attachment)

REVISED CONTRACT AMOUNT: \$207,412,587 NTE

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

ITEM: 26-S-MOD (Cont.)

PERCENT +/- (THIS MODIFICATION): +57%

OVERALL PERCENT +/-: +301%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 100% (Contractor is a MD Certified MBE)
4.5% Subcontracting Goal (20% of the Total Contract Value with the exclusion of the price for pharmaceuticals)

MBE COMPLIANCE: 100% (Contractor is a MD Certified MBE)
(1.20% for Subcontracting Goal)

REQUESTING AGENCY REMARKS: Request for approval to extend the contract by six months in order to continue the existing inmate pharmacy services Contract. Pending the appeal by the incumbent for this contract, Correct Rx, with the Maryland State Board of Contract Appeals (MSBCA), this modification is needed to continue inmate pharmacy services. If a decision by the MSBCA has not been issued during this extension period, the Department may request approval by the BPW for an additional extension period.

Also, an additional \$1.6M is being requested to pay for the inmate pharmacy services through the remaining three weeks of FY2012.

Correct Rx filed a protest of the solicitation for a new contract for this service on December 21, 2010. This protest was in addition to protests filed by the incumbent against the previous DPSCS procurement in October and November 2010 for the same general purpose, contesting the cancellation of the solicitation issued in January 2010 and seeking the reinstatement of an award from that procurement. The first two protests were denied by DPSCS in November 2010.

In November 2010, Correct Rx appealed these denials to the Maryland State Board of Contract Appeals (MSBCA). A hearing before the MSBCA was scheduled for May 11, 2011; however, on that date Correct Rx withdrew its appeal and the MSBCA dismissed the appeal with prejudice, meaning it could not be reinstated. Since the December 21st protest was essentially on the same grounds as the appeal that was withdrawn on May 11, 2011, the Department anticipated that this December 21st protest would also be withdrawn, however it was not. On July 29, 2011, the Department issued a Final Decision denying this protest. The incumbent appealed the Department's Final Decision on August 8, 2011. At this time, a hearing has not been scheduled for this appeal.

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

ITEM: 26-S-MOD (Cont.)

In addition, on February 17, 2011 the incumbent filed a "letter of concern" regarding the solicitation. This letter included the statement, "This letter is not a protest of improprieties in the solicitation." On March 9, 2011, the incumbent filed a second letter that was described as being a supplement to the February 17th letter. This March 9th letter also stated that the incumbent reserved the right to file a protest in the future. However, no additional correspondence identified as a protest was received from the incumbent prior to the receipt of proposals in September 2011. The Department carefully considered the content of these letters and issued amendments to the RFP on June 9, 2011 and August 25, 2011 specifically addressing the concerns that were determined to be valid. On September 15, 2011, Correct Rx requested official responses to the letters of concern. The Department deemed it advisable to treat both of the letters as protests, despite the fact that the letters stated otherwise. The above chronology accounts for the six-month time period between the filing of the "protests" and the Department's issuance of the Final Decision. The Procurement Officer treated these complaints related to the solicitation as protests and upheld in part (the portions included in the June 9th and August 25th amendments) and denied in part (the portions not included in RFP amendments), both of them in a Final Decision dated September 19, 2011. The incumbent appealed the September 19, 2011 Final Decision on September 29, 2011. At this time, a hearing has not been scheduled for this appeal.

On December 1, 2011, the Department notified Correct Rx and the other non-selected offerors of the recommended award of a new contract for this service to an offeror other than Correct Rx. On December 8, 2011 Correct Rx protested the recommended award. On December 19, 2011, Correct Rx filed an additional protest based upon information provided to it in its debriefing held on December 12, 2011. The response denying these two protests was issued on March 13, 2012. The incumbent appealed this Final Decision on March 23, 2012. At this time, a hearing has not been scheduled for this appeal either.

FUND SOURCE: 100% General
APPROP. CODE: Various
RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 26-S-MOD (Cont.) **ATTACHMENT**

PRIOR OPTIONS/MODIFICATIONS (Cont.):

| | | |
|-----------|--------------|---|
| Mod #1 | N/A | Mod for Contract Q0005057B only to make changes in staffing Patterns and rates of compensation for mental health providers in the mental health contract module for the period of 7/1/2005 - 6/30/2007. DBM Agenda Item 12-S-MOD (6/11/2008). |
| Mod #2 | \$0 | Mod to clarify portions of the Statement of Work in a non-material change and issue a not to exceed amount for the period of 7/1/2006 - 6/30/2007. Approved by DPSCS. |
| Mod #3 | \$7,804,432 | Mod to clarify portions of the Statement of Work & to increase the original amount of the not to exceed limits for the period of 5/12/2007 - 6/30/2007. DBM Agenda Item 26-S-MOD (6/6/2007). |
| Option #1 | \$24,131,340 | Exercised the first Renewal Option as contained in the original contract for one year for the period of 7/1/2007 - 6/30/2008. DBM Agenda Item 26-S-MOD (6/6/2007). |
| Mod #4 | \$0 | Mod to clarify portions of the Statement of Work in a non-material change and issue a not to exceed amount for the period 7/1/2007 - 6/30/2008. Approved by DPSCS. |
| Mod #5 | \$1,950,000 | Mod to clarify portions of the Statement of Work in a non-material change & to increase the not to exceed amount for the period 6/1/2008 - 6/30/2008. DBM Agenda Item 9-S-MOD (7/16/2008). |

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

ITEM: 26-S-MOD (Cont.) ATTACHMENT

PRIOR OPTIONS/MODIFICATIONS (Cont.):

| | | |
|-----------|--------------|---|
| Option #2 | \$27,219,572 | Exercised the 2nd Renewal Option as contained in the original contract for one year for the period of 7/1/2008 - 6/30/2009. DBM Agenda Item 14-S-OPTION (6/11/2008). |
| Mod #6 | \$1,096,685 | Mod to clarify portions of the Statement of Work in a non-material change and increase the not to exceed amount for the period 6/17/2009 - 6/30/2009. DBM Agenda Item 15-S-MOD (6/17/2009). |
| Option #3 | \$28,063,380 | Exercised the 3rd Renewal Option as contained in the original contract for one year for the period of 7/1/2009 - 6/30/2010. DBM Agenda Item 15-S-MOD (6/17/2009). |
| Mod #7 | \$16,251,255 | Mod to extend the current contract by six months for the period of 7/1/2010 to 12/31/2010. DBM Agenda Item 24-S-MOD (6/23/2010). |
| Mod #8 | \$1,722,669 | Mod to increase the not-to-exceed amounts of the contract in order to continue the existing services through the end of the contract term for the period of 12/1/2010 – 12/31/2010. DBM Agenda Item 11-S-MOD (12/1/2010). |
| Mod #9 | \$18,454,796 | Mod to extend the contract for a period of six months in order to complete a new procurement for inmate pharmacy services for the period of 1/1/2011 - 6/30/2011. DBM Agenda Item 9-S-MOD (12/15/2010). |

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

ITEM: 26-S-MOD (Cont.) ATTACHMENT

PRIOR OPTIONS/MODIFICATIONS (Cont.):

| | | |
|---------|----------------------|--|
| Mod #10 | \$14,000,000 | Mod to extend the contract for a period of six months in order to complete a new procurement for inmate pharmacy services for the period of 7/1/2011 - 12/31/2011. DBM Agenda Item 14-S-MOD (6/1/2011). |
| Mod #11 | <u>\$16,580,000</u> | Mod to extend the contract for a period of six months in order to allow for the protest appeal process to be completed for the period of 1/1/2012 - 6/30/2012. DBM Agenda Item <u>7-S-MOD</u> (1/25/2012). |
| Total | <u>\$157,274,129</u> | |

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

SERVICES CONTRACT MODIFICATION

ITEM: 27-S-MOD **Agency Contact:** Joselyn Hopkins
410-339-5013
jmhopkins@dpscs.state.md.us

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

CONTRACT ID: Q0005057E – Modification;
Inmate Health Care Services –
Utilization Management Services
ADPICS No. COE32564

CONTRACTS APPROVED: 6/1/2005 DBM BPW Agenda Items 18-S

CONTRACTOR: Wexford Health Sources, Inc.
Pittsburgh, PA

CONTRACT DESCRIPTION: Contract to implement statewide utilization management services for inpatient hospital care (secondary care), infirmary care, and outpatient specialty care (also secondary care) provided to inmates in the custody of the Department of Public Safety and Correctional Services.

MODIFICATION DESCRIPTION: Approval request to modify the contract to add funding to the not-to-exceed (NTE) amount for FY2012.

TERM OF ORIGINAL CONTRACT: 6/2/2005 – 6/30/2007 (w/3 one-year renewal options)

TERM OF MODIFICATION: 6/7/2012 – 6/30/2012

AMOUNT OF ORIGINAL CONTRACT: \$21,967,007 (2 Years)

AMOUNT OF MODIFICATION: \$4,000,000 (3 Weeks, 3 Days)

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

ITEM: 27-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS: \$218,852,662 (See Attachment)

REVISED CONTRACT AMOUNT: \$244,819,669 NTE

PERCENT +/- (THIS MODIFICATION): +18.2%

OVERALL PERCENT +/-: +533.4%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 5%

MBE COMPLIANCE: 5.46%

REQUESTING AGENCY REMARKS: Request for approval to modify the contract to add funding to the NTE amount for FY2012. The additional \$4.0 million is the estimated amount needed in order to pay for services rendered by the secondary vendors that have yet to be billed to the Prime Contractor. Typically, there is a one to six month delay in the invoicing of these services by the secondary vendors; therefore, creating a delay in the invoicing from the Prime Contractor to DPSCS.

FUND SOURCE: 100% General

APPROP. CODE: Various

RESIDENT BUSINESS: No

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: 27-S-MOD (Cont.) ATTACHMENT

PRIOR OPTIONS/MODIFICATIONS (Cont.):

| | | |
|-----------|--------------|---|
| Mod #1 | N/A | Mod for Contract Q0005057B only to make changes in staffing Patterns and rates of compensation for mental health providers in the mental health contract module for the period of 7/1/2005 - 6/30/2007. Approved on the 11/15/2006 DBM BPW Agenda, Item 12-S-MOD. |
| Mod #2 | \$0 | Mod to clarify portions of the Statement of Work in a non-material change and issue a not to exceed amount for the period of 7/1/2006 - 6/30/2007. Approved by DPSCS. |
| Mod #3 | \$31,552,919 | Mod to clarify portions of the Statement of Work & to increase the original amount of the not to exceed limits for the period of 5/12/2007 - 6/30/2007. Approved on the 6/6/2007 DBM BPW Agenda, Item 26-S-MOD. |
| Option #1 | \$32,082,440 | Exercised the first Renewal Option as contained in the original contract for one year for the period of 7/1/2007 - 6/30/2008. Approved on the 6/6/2007 DBM BPW Agenda, Item 26-S-MOD. |
| Mod #4 | \$0 | Mod to clarify portions of the Statement of Work in a non-material change and issue a not to exceed amount for the period 7/1/2007 - 6/30/2008. Approved by DPSCS. |

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

ITEM: 27-S-MOD (Cont.) **ATTACHMENT**

PRIOR OPTIONS/MODIFICATIONS (Cont.):

| | | |
|-----------|--------------|--|
| Mod #5 | \$1,550,000 | Mod to clarify portions of the Statement of Work in a non-material change & to increase the not to exceed amount for the period 6/1/2008 - 6/30/2008. Approved on the 7/16/2008 DBM BPW Agenda, Item 9-S-MOD. |
| Option #2 | \$34,562,156 | Exercised the 2nd Renewal Option as contained in the original contract for one year for the period of 7/1/2008 - 6/30/2009. Approved on the 6/11/2008 DBM BPW Agenda, Item 14-S-OPTION. |
| Mod #6 | \$196,790 | Mod to clarify portions of the Statement of Work in a non-material change and increase the not to exceed amount for the period 6/17/2009 - 6/30/2009. Approved on the 6/17/2009 DBM BPW Agenda, Item 15-S-MOD. |
| Option #3 | \$35,039,489 | Exercised the 3rd Renewal Option as contained in the original contract for one year for the period of 7/1/2009 - 6/30/2010. Approved on the 6/17/2009 DBM BPW Agenda, Item 15-S-MOD. |
| Mod #7 | \$15,531,901 | Mod to extend the current contract by six months for the period of 7/1/2010 to 12/31/2010. Approved on the 6/23/2010 DBM BPW Agenda, Item 24-S-MOD. |
| Mod #8 | \$10,912,459 | Mod to increase the not-to-exceed amounts of the contract in order to continue the existing services through the end of the contract term for the period of 12/1/2010 - 12/31/2010. Approved on the 12/1/2010 DBM BPW Agenda, Item 11-S-MOD. |

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

ITEM: 27-S-MOD (Cont.) ATTACHMENT

PRIOR OPTIONS/MODIFICATIONS (Cont.):

| | | |
|---------|----------------------|--|
| Mod #9 | \$19,474,836 | Mod to extend the contract by six months with three one-month renewal options in order to complete a new procurement for inmate medical health care services for the period of 1/1/2011 - 6/30/2011. Approved on the 12/15/2010 DBM BPW Agenda, Item 10-S-MOD. |
| Mod #10 | \$18,474,836 | Exercised the three one-month renewal options and modified the contract to extend the term for an additional three months for a total of six months in order to complete a new procurement for inmate health care and utilization management services for the period of 7/1/2011 – 12/31/2011. Approved on the 6/1/2011 DBM BPW Agenda, Item 13-S-MOD. |
| Mod #11 | \$19,474,836 | Mod to extend the contract by six months in order to complete a new procurement for inmate health care and utilization management services, and allow for a 60 - 90 day transition period for the period of 1/1/2012 – 6/30/2012. Approved on the 12/7/2011 DBM BPW Agenda, Item 8-S-MOD. |
| Total | <u>\$218,852,662</u> | |

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

CONSTRUCTION CONTRACT MODIFICATION

ITEM: 1-C MOD

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

INSTITUTION: University of Maryland for Towson University

CONTRACT ID: Construction Management at Risk Services for
Ward and West Halls at Towson University,
RFP #2011-03 AF

CONTRACT APPROVED: USM Item 2-C (6/15/11)

CONTRACTOR: Plano-Coudon, LLC
Baltimore, MD

CONTRACT DESCRIPTION: Professional management and construction services during pre-construction and construction for the renovations of Ward and West Halls at Towson University. The renovations will convert the two buildings (27,318 gross square feet) from residential use to student services use and construct a 9,000 square foot addition to connect the buildings. Renovations will include building envelope upgrades, interior space reconfiguration, ADA compliance upgrades, equipment replacement as well as updates to building systems, including mechanical, electrical and plumbing systems. The renovated building will function as a counseling and health services center.

MODIFICATION DESCRIPTION: Award GMP#1 for construction which includes selective earthwork, landscaping, site concrete, chilled water piping, and electrical duct bank, CM allowances, CM general conditions, CM contingency, and CM construction fee.

ORIGINAL PROCUREMENT METHOD: Competitive sealed proposals

ORIGINAL TERM: Thirteen months from issuance of pre-construction notice to proceed;
Twelve months from construction notice to proceed.

ORIGINAL CONTRACT AMOUNT: \$90,000 (pre-construction fees only)

MODIFICATION AMOUNT: \$1,241,702

REVISED TOTAL CONTRACT AMOUNT: \$1,331,702

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

ITEM: 1-C MOD (continued)

MBE PARTICIPATION: 25%

MBE COMPLIANCE: 17.9%

PERFORMANCE BOND: 100% performance bond

REQUESTING INSTITUTION REMARKS: GMP# 1 includes selective earthwork, landscaping, site concrete, chilled water piping, and electrical duct bank, CM allowances, CM general conditions, CM contingency, and CM construction fee. There will be one additional GMP for the remainder of the trades. The estimated construction cost for this project is \$8,200,000.

This GMP represents MBE participation of 17.9%.

FUND SOURCE: Plant Funds

APPROP. CODE: R30B24

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0944-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

GENERAL MISCELLANEOUS:

ITEM: 2-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 fund proceeds for the following contracts totaling \$484,712.00:

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

A. University of Maryland, College Park

Benjamin Building

1. **Description:** Electrical Service Upgrades
Procurement Method: Master Contract W004552
Award: MGM Electrical Systems, Inc.
Severna Park, MD 21146
Amount: \$169,500.00
Fund Source: MCCBL of 2012: *Campus Wide Building System and Infrastructure Improvements*. Item 036
Tax Compliance No. 12-0819-0111
Resident Business: Yes

B. University of Maryland, College Park

Architecture Building

1. **Description:** Main Electrical Service Upgrade
Procurement Method: Master Contract W004557
Award: Electrico, Inc.
Baltimore, Maryland 21209
Amount: \$135,417.00
Fund Source: MCCBL of 2012: *Campus Wide Building System and Infrastructure Improvements*. Item 036
Tax Compliance No. 12-0945-0111
Resident Business: Yes

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

ITEM: 2-GM (continued)

**C. University of Maryland, Baltimore
Addition to Pharmacy Hall**

- 1. Description:** 1 ea., Acuity UPLC H-Class System w/accessories
Procurement Method: Sole Source
Award: Waters Technologies Corp.
Milford, MA 01757
Amount: \$179,795.00
Fund Source: MCCBL 2009: *Provide funds to equip
an addition and renovation to the School of Pharmacy.*
Item 052
MD Tax Clearance: 12-0895-1111
Resident Business: No

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
USM Rep: James Stirling

INSTITUTION:

University of Maryland, College Park

CONTRACT ID:

Construction Management at Risk Services
Physical Sciences Complex (PSC) – Phase I
University of Maryland, College Park
Contract No. F-136491-K
Project No. 07-259-379-00

CONTRACT APPROVED:

Pre-Construction Services USM Item 1-C (12/12/07)
GMP No. 1 USM Item 4-C MOD (05/19/10)
GMP No. 2 USM Item 16-C MOD (07/28/10)
Additional Labs USM Item 10-C MOD (07/06/11)

CONTRACTOR:

Gilbane Building Company
Laurel, MD 20707

CONTRACT DESCRIPTION: Construction management services for both pre-construction (design) and construction phases of the Physical Sciences Complex, a 144,400 GSF/75,100 NASF building that will include state-of-the-art research labs, offices, conference rooms, lounge and other support space. The building will be connected to the existing Computer and Space Sciences Building. This project is the first phase of a three-phase plan to construct a Physical Sciences Complex to house the Departments of Physics and Astronomy, and the Institute for Physical Science and Technology. The contract includes a commissioning agent during preconstruction to facilitate LEED certification and will include means, methods, and materials necessary for a sustainable design supported by the project budget. The current estimated construction cost for this project is \$98 million.

MODIFICATION DESCRIPTION: Furnish and install Feeder No. 10 to provide adequate medium voltage distribution capacity to the Physical Sciences Complex.

ORIGINAL CONTRACT TERM:

25 month preconstruction phase: 12/12/07-1/13/10
30 month construction phase (01/2010 – 07/2012)

MODIFICATION TERM:

7 months (06/06/2012 – 01/05/2013)
Contract completion date of 09/23/2013 will not change as a result of this modification.

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

ITEM: 3-C MOD (continued)

ORIGINAL CONTRACT AMOUNT: \$ 40,000 (Pre-Construction Svcs)

THIS MODIFICATION AMOUNT: \$ 1,137,097

PRIOR MODIFICATIONS/OPTIONS: \$ 98,247,724

REVISED TOTAL CONTRACT AMOUNT: \$ 99,424,821

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 25%

MBE COMPLIANCE: 24.7%

PERFORMANCE SECURITY: Performance & Payment bonds: 100% of modification amount

REQUESTING INSTITUTION REMARKS: The project includes a new feeder loop between the Physical Sciences Complex location and the Mowatt Substation. The University's budgetary estimate for this work was \$1.6 million. The actual evaluated cost is \$1,662,097. The University previously included an electrical feeder connection fee of \$525,000 as an allowance in GMP No. 2 which is being deducted from this modification for a net modification amount of \$1,137,097.

This modification includes an additional \$606,062 (36.5%) MBE participation. Facilities Management/ Department of Capital Projects at the University of Maryland, College Park will manage the Contractor's work with procurement support from the University's Department of Procurement and Supply.

FUND SOURCE: MCCBL of 2010: *Physical Sciences Complex. Provide funds to construct phase 1 of a new physical sciences complex to provide modern laboratory and office space for the Department of Physics, the Department of Astronomy, and the Institute for Physical Sciences and Technology.* Line 042

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0925-0110

BOARD OF PUBLIC WORKS

THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

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

REAL PROPERTY: Acquisition by Purchase

ITEM: 4-RP

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

INSTITUTION: Coppin State University

DESCRIPTION: Purchase property for proposed Science and Technology Center.

PROPERTY: 1644 Thomas Avenue, Baltimore

GRANTOR: 2008 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 | \$20,500.00 |
| | Gregory D. Jones | \$21,300.00 |

FUND SOURCE: Plant Funds

APPROP. CODE: R30B26

| | | |
|---------------|--------------|---------------|
| PRICE: | Acquisition: | \$ 20,500.00 |
| | Ground Rent: | \$ 1,500.00 * |
| | Relocation: | \$ 00.00 |
| | Total: | \$ 22,000.00 |

* The ground rent will be redeemed so that the State will own the property in fee simple.

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.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

REAL PROPERTY: Acquisition by Purchase

ITEM: 5-RP

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

INSTITUTION: Coppin State University

DESCRIPTION: Purchase property for proposed Science and Technology Center.

PROPERTY: 1635 Thomas Avenue, Baltimore

GRANTOR: 2008 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 | \$21,300.00 |
| | Gregory D. Jones | \$21,000.00 |

FUND SOURCE: Plant Funds

APPROP. CODE: R30B36

| | | |
|---------------|--------------|---------------|
| PRICE: | Acquisition: | \$ 21,000.00 |
| | Ground Rent: | \$ 1,500.00 * |
| | Relocation: | \$ 00.00 |
| | Total: | \$ 22,500.00 |

* The ground rent will be redeemed so that the State will own the property in fee simple.

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.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

REAL PROPERTY: Acquisition by Purchase

ITEM: 6-RP

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

INSTITUTION: Coppin State University

DESCRIPTION: Tenant relocation funds of \$29,219.96.

PROPERTY: 1602 Thomas Avenue, Baltimore

PURCHASE APPROVED: USM Item 7-RP (November 16, 2011)

GRANTOR: Richard Anthony Czapski

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

FUND SOURCE: Plant Funds

APPROP. CODE: R30B36

REQUESTING INSTITUTION REMARKS: The Board of Public Works original approval of Coppin State University's purchase of 1602 Thomas Avenue comprised an acquisition price of \$50,300 and ground rent redemption of \$1,500 for a total of \$51,800. The University inadvertently omitted a request for approval of tenant relocation funds. The University now seeks approval to pay those funds in the amount of \$29,219.96. This property was 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.

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 MOD

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

DEPARTMENT/PROGRAM: Public Safety & Correctional Services

CONTRACT ID: Offender Case Management System
DPSCS/ITCD 2008-30
ADPICS No. Q00B9200147
COE30378

CONTRACT APPROVED: DoIT Item 2-IT (12/17/2008)

CONTRACTOR: Business and Decision, North America, Pa,
Inc.
Wayne, Pa.

CONTRACT DESCRIPTION: Offender Case Management System

MODIFICATION DESCRIPTION: Add system enhancements to the Offender Case Management System

ORIGINAL CONTRACT TERM: 12/01/2008-11/30/2011 (3 year base)
(with 5 one-year renewal options)

MODIFICATION TERM: 6/6/2012 - 11/30/2012

ORIGINAL CONTRACT AMOUNT:

| | |
|-----------------|-----------------------|
| \$ 9,274,197.00 | 12/01/2008-11/30/2011 |
| \$ 650,000.00 | 12/01/2011-11/30/2012 |
| \$ 650,000.00 | 12/01/2012-11/30/2013 |
| \$ 650,000.00 | 12/01/2013-11/30/2014 |
| \$ 650,000.00 | 12/01/2014-11/30/2015 |
| \$ 650,000.00 | 12/01/2015-11/30/2016 |
| \$12,524,197.00 | Total |

MODIFICATION AMOUNT: \$ 200,000.00

PRIOR MODIFICATIONS/OPTIONS: \$ 650,000.00 exercised option year 1
DoIT Item 5-IT (11/16/11)

REVISED TOTAL CONTRACT AMOUNT: \$10,124,197.00

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

ITEM: 1-IT MOD (Cont.)

PERCENT +/- (THIS MODIFICATION): 2%
OVERALL PERCENT +/-: 2%
ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals
MBE PARTICIPATION: 35%
MBE COMPLIANCE: 40.4%

REMARKS: Over the past three years DPSCS procured hardware, software, implementation support, training services and systems support to implement a browser-based, web-enabled Offender Case Management System (OCMS). The system provides accurate and timely access to integrated data captured throughout the lifecycle of an offender from arrest booking, pre-trial investigations through termination of supervision (i.e., release) to DPSCS agencies, law enforcement and community supervised constituents. OCMS will be used by all elements of the DPSCS to manage offenders in accordance with its business rules and to obtain management information and reports.

The procured OCMS is being used to standardize business rules and processes across DPSCS for effective and efficient offender management. This new system has enabled a single point of entry for offender data and has captured, tracked, maintained and performed searches and matches on all offenders that have had contact with the Maryland criminal justice system.

DPSCS has performed a phased implementation of OCMS in four standalone functional units in three major DPSCS divisions over a three-year project lifecycle. This modification is for enhancements on the OCMS that will be on an as-needed basis using a work order process at the fully loaded labor rates as depicted in the original financial proposal.

FUND SOURCE: General
APPROP. CODE: PCA 17619 AOBJ 8660
RESIDENT BUSINESS: No
TAX CLEARANCE: 12-0107-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 2-IT

Agency Contact:

Ronald Brothers (410) 585-3100
rcbrothers@dpsc.state.md.us
Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM:

Public Safety & Correctional Services
Information Technology & Communications
Division

CONTRACT ID:

MIRS Facial Recognition
DPSCS IT&CD 2012-11
ADPICS No. Q00B2400126

CONTRACT DESCRIPTION: Load picture IDs into the Maryland Image Repository System;
develop digital facial recognition templates

AWARD:

Dataworks Plus
Greenville, SC 29607

TERM:

6/15/2012 – 6/30/2015

AMOUNT:

\$420,000.00

PROCUREMENT METHOD:

Sole Source

MBE PARTICIPATION:

None

INCUMBENT:

None

REMARKS: DPSCS has determined that this sole source procurement is needed to load MVA Picture IDs into Maryland Image Repository System Digital (MIRS) ID database and develop facial recognition templates that will be used by the criminal justice agencies. MIRS was developed and is supported by Dataworks Plus. Dataworks Plus will load MVA picture IDs into the MIRS digital ID database and develop facial recognition templates. Dataworks Plus will provide the State with seven million facial recognition templates. Dataworks will initiate the enrollment process and provide a one-year warranty.



DoIT 2-IT 6-6-12

Department of Public Safety and Correctional Services

Information Technology & Communications Division

Post Office Box 5743 • Pikesville, Maryland 21282-5743
Main No: 410-585-3100 • Facsimile No: 410-764-4035 • www.dpsscs.state.md.us

STATE OF MARYLAND

MARTIN O'MALLEY
GOVERNOR

ANTHONY G. BROWN
LT. GOVERNOR

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SECRETARY

G. LAWRENCE FRANKLIN
DEPUTY SECRETARY

RONALD C. BROTHERS
CHIEF INFORMATION
OFFICER

C. KEVIN COMBS
DEPUTY CHIEF
INFORMATION OFFICER

June 12, 2012

OK Smb

Sheila McDonald, Esq.
Secretary to the Board of Public Works
Louis L Goldstein Treasury Building, Room 213
Annapolis, Maryland 21401-1991

SUBJECT: June 6th, 2012 BPW Action Agenda Item

Dear Ms. McDonald,

This is to advise of the following changes to the Department of Public Safety and Correctional Services Agenda item approved by the Board of Public Works

BPW June 6th, 2012

ITEM 2-IT
DATAWORKS PLUS

FROM: 7/1/12 – 6/30/2015
To : 6/15/12 – 6/30/2015

Reason: Typographical error

Thank you for your attention to this matter. If you need further information, please call me at (410) 339-5097

Sincerely yours,

Gary D. Maynard
Secretary

- c: The Honorable Martin O'Malley
- The Honorable Peter Franchot
- The Honorable Nancy K. Kopp
- Elliot H. Schlanger, Secretary of Information Technology

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

ITEM 2-IT (cont.)

This software and technology are proprietary to Dataworks Plus. Dataworks Plus performs all maintenance and upgrades to its products internally; therefore, no subcontracting elements are available for this sole source contract.

FUND SOURCE: 100% General Funds
APPROP. CODE: Q00A0102
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 12-0309-0000

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

Agency Contact:

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jsquire@dllr.stat.md.us
Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM:

Department of Labor, Licensing and Regulation
Division of Unemployment Insurance

CONTRACT ID:

Unemployment Insurance System Modernization
Project Management Services
DLLR-FY-2012-027
ADPICS No. P00B2400186

CONTRACT DESCRIPTION: Full-time Project Manager to oversee Phase 1 (requirements gathering and documentation) of federally-funded project to replace the existing Division of Unemployment Insurance mainframe computer system with more current technology.

AWARD:

AP Venture, Laurel, MD

TERM:

June 7, 2012 – June 6, 2014 (2 years base)
(with 4 one-year renewal options)

AMOUNT:

\$ 512,000. (base)
\$ 274,000. (1st option year renewal)
\$ 286,000. (2nd option year renewal)
\$ 300,000. (3rd option year renewal)
\$ 314,000. (4th option year renewal)
\$ 1,686,000. Total

PROCUREMENT METHOD:

Competitive Sealed Proposals

PROPOSALS:

| <u>Company</u> | <u>Technical Ranking</u> | <u>Financial Ranking/BAFO*</u> | <u>Final Ranking</u> |
|----------------|--------------------------|--------------------------------|----------------------|
| AP Ventures | 1 | 4 \$1,686,000. | 1 |
| Trilogy | 2 | 3 \$1,615,560. | 2 |
| GRPA | 3 | 1 \$1,520,640. | 3 |
| Inspired Data | 4 | 2 \$1,589,317. | 4 |

*BAFO pricing is for entire six years

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

ITEM: 3-IT (Cont.)

MBE PARTICIPATION: None

INCUMBENT: None

REMARKS: The Division of Unemployment Insurance (UI) requires a full-time Project Manager (PM) certified by the Project Management Institute. The PM is required to manage UI's major information technology project under the direction of DoIT. UI is replacing the existing mainframe computer system with more current technology. This project will include a set of requirements for the three UI functional areas (Benefits, Contributions [Employers' Taxes], and Appeals).

A notice of availability of the Request for Proposals was posted on *eMaryland Marketplace* and 110 vendors were notified of the solicitation. A copy was sent to the Governor's Office of Minority Affairs. Seven proposals were received. Two proposals were disqualified for not meeting the minimum qualifications.

AP Ventures was ranked number one overall with the highest ranked technical offer and the highest financial offer. AP Venture's nominee, Dr. Huston, met and exceeded all requirements. He had superior qualifications, a strong command of project management principles, and an impressive understanding of information technologies. Dr. Huston worked with the states of Florida and California and had experience with state consortiums. No apparent weaknesses surfaced in either AP Ventures' written proposal or Dr. Huston's interviews.

Dr. Huston is the strongest candidate for the position. His 35 years of experience with numerous government projects, including consortium-based stakeholder projects, as well as the interpersonal skills he demonstrated in the interview persuaded the evaluation committee that he was the best choice for the position and the most advantageous offer to the State.

No MBE participation goal was established because one PM is being requested for this work with the UI team and members of other states. The PM will review use cases, business rules and gap analysis to establish a final requirement for the modernization of the existing system. This work does not lend itself to any subcontracting opportunities.

FUND SOURCE: 100% Federal

APPROP. CODE: H0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0891-0111

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:
Ronald Brothers (410) 585-3100
rebrowsers@dpscs.state.md.us
Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

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

CONTRACT ID: Video Conference Maintenance
2012-09
ADPICS No. Q00B2400129

DESCRIPTION: On-site repair/maintenance of Polycom video conference equipment

AWARD: Expedite Video Conferencing Services, Inc.
Hicksville, NY 11801

TERM: July 1, 2012 – June 30, 2015

AMOUNT: \$120,333.25

PROCUREMENT METHOD: Competitive Sealed Bids
Single Bid Received

BIDS: Expedite Video Conferencing Services, Inc.
\$120,333.25

MBE PARTICIPATION: None

REMARKS: The Department of Public Safety and Correctional Services is responsible for controlling, supervising, and providing services for defendants and offenders in its custody. The existing Department-wide Polycom video conferencing equipment provides law enforcement agencies and the courts with a tool to share accurate information about individuals under supervision.

This contract will provide three years of maintenance for the video conferencing equipment. The contract will also provide replacement of all failed hardware parts if the technical support representative determines that a replacement part is required to resolve the hardware malfunction. A 24-hour help desk service will also be provided.

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

ITEM: 4-IT (cont.)

The solicitation was posted on *eMaryland Marketplace*. 52 vendors were notified of this solicitation. Only one bid was received. The Procurement Officer determined that the bid amount was fair and reasonable. The bidder is recommended for the award because it is familiar with the system, has worked with Polycom equipment in the past, and can provide service support for discontinued Polycom items.

FUND SOURCE: 100% General Funds
APPROP. CODE: Q00A0102
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 12-0297-1001

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: 5-IT

Agency Contact:

Charles Bristow (410) 865-1040
cbristow@mdot.state.md.us
Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT: Transportation

CONTRACT ID: IBM Mainframe Software Licenses and Related Support Services
OTTS-13-001
ADPICS No. J01B2400031

CONTRACT DESCRIPTION: Annual maintenance, support and license renewal for IBM mainframe operating system software.

AWARD: IBM Corporation
Baltimore, MD

TERM: 07/01/2012 - 06/30/2013

AMOUNT: \$1,576,013.97

PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: None

INCUMBENT: Same

REMARKS: This contract provides for the continuation of maintenance and renewal of license agreement for the essential IBM mainframe operating system and related software products currently installed on the IBM mainframe processor located at the Glen Burnie Data Center. The software license agreement is critical to the ability to fulfill MDOT's responsibility as the central data processing center for all of MDOT, including the Maryland Transportation Authority.

IBM is the sole owner of the proprietary operating system software and its subsystems installed on the existing IBM mainframe processor; therefore, there is no other available source for the maintenance software and support. Due to the proprietary nature of the services being provided, there are no subcontracting opportunities and therefore no MBE participation goal for this contract.

FUND SOURCE: 100% Special (Transportation Trust Fund)

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

ITEM: 5-IT (Cont.)

APPROP. CODE: J01A0103
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 12-0764-1111

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: 6-IT

Agency Contact:

Charles Bristow (410) 865-1040

cbristow@mdot.state.md.us

Donna Ziegenhein (410) 260-7627

Donna.Ziegenhein@maryland.gov

DEPARTMENT:

Transportation

CONTRACT ID:

MAXIMO/TIVOLI

OTTS-13-002

ADPICS No.J01B2400032

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

AWARD:

IBM Corporation

Baltimore, MD

TERM:

7/1/2012 – 6/30/2015

CONTRACT AMOUNT:

\$3,490,109.07 (3 Years)

PROCUREMENT METHOD:

Sole Source

MBE PARTICIPATION:

None

INCUMBENT:

Same

REMARKS: This contract provides non-interrupted support for the required software maintenance and support for the MAXIMO/TIVOLI asset management system and technical support services. In 1995, through a competitive procurement, MDOT selected and began deployment of MAXIMO software as its Computerized Asset and Maintenance Management System. This proprietary software has been customized to meet the unique individual needs of the Department. IBM will provide for software application and technical support services that will support MDOT's seven modal agencies.

Due to the proprietary nature of the software, there are no subcontracting opportunities and therefore no MBE participation goal for this contract.

FUND SOURCE:

100% Special (Transportation Trust Fund)

APPROP. CODE:

J01A0103

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

ITEM: 6-IT (Cont.)

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0764-1111

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: 7-IT
Agency Contact:
John Bohns (410) 767-1057
JBohns@dhmh.state.md.us
Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene
Office of Systems, Operations and Pharmacy

CONTRACT ID: Subject Matter Expert
DHMH / OPASS # 13-11031
ADPICS No. M00B00340053

CONTRACT DESCRIPTION: Subject matter expert services for the Medicaid Enterprise Restructuring Project and Medicaid program operations.

AWARD: DK Consulting LCC, Columbia

TERM: 7/1/2012 – 6/30/2013

AMOUNT: \$ 326,400

PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: None

INCUMBENT: Same

REMARKS: DHMH administers the State Medicaid Program which provides medical services to eligible Medicaid recipients and reimburses providers for services provided to Medicaid recipients through the State's Medicaid Management Information System (MMIS). DHMH is replacing the legacy MMIS with a new MMIS. The Medicaid Enterprise Restructuring Project (MERP) comprises: (1) design, development and implementation of a replacement MMIS and Fiscal Agent operations services; and (2) ICD-10 remediation of Maryland's legacy MMIS system. Reference is made to DoIT Agenda Item 2-IT (2/22/12) in which the Board of Public Works approved DHMH awarding to Computer Sciences Corporation the fiscal-agent contract to implement MERP and provide fiscal agent services.

Through this contract, DK Consulting LCC, will provide subject matter expert services to support DHMH's Medicaid Project Management Office management and implementation of MERP.

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

ITEM 7-IT (cont.)

REMARKS (cont'd): DK Consulting currently provides essential MERP-related consulting services to DHMH related to the transition to the new MMIS and the transition of Medicaid operations to a private vendor. DK Consulting provides an individual who has worked on MERP since its inception. He has in-depth technical project knowledge of MERP. Among other things, he has assisted with the formulating and drafting the MERP Request For Proposals, and has maintained the federally-required advance planning documents and updates. DK Consulting has been privy to a wide range of information and produced the necessary corresponding work-products. DK Consulting is essential to the successful completion of MERP. Loss of the individual's experience and expertise would critically disrupt MERP implementation. DHMH will not permit DK Consulting to replace the individual during the contract term. The individual will provide 160 hours per month of full-time support.

FUND SOURCE: T801R 0899 (10%) T8013 0899 (90%)
APPROP. CODE: 37.17.01.08
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 12-0911-0111

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: 8-IT MOD**Agency Contact:**

Elliot Schlanger (410) 260-2994

Elliot.Schlanger@maryland.gov

Donna Ziegenhein (410) 260-7627

Donna.Ziegenhein@maryland.gov**DEPARTMENT:**

Department of Information Technology

CONTRACT ID:

Statewide Public Safety Wireless
Communications System
ADPICS No. 060B1400056

CONTRACT APPROVED:

DoIT Item 3-IT (11/17/2010)

CONTRACTOR:

Motorola Solutions, Inc.
Columbia, MD

CONTRACT DESCRIPTION: Provide integrated Statewide public safety wireless communication system. The system – to be built in five phases – will be the primary radio communication system for public-safety first responders throughout the State.

MODIFICATION DESCRIPTION: (1) Proceed with Phase 2 (Region 2) (build-out of Eastern Shore infrastructure); and (2) Spend \$23,000,000 for subscriber equipment through the end of FY 2013.

ORIGINAL CONTRACT TERM:

11/18/2010 – 11/17/2018
(with seven 1-year renewal options)

ORIGINAL CONTRACT AMOUNT:

\$345,000,000. Base Period (8 Yrs.)
20,000,000. (Option Yr. 1)
20,000,000. (Option Yr. 2)
20,000,000. (Option Yr. 3)
20,000,000. (Option Yr. 4)
20,000,000. (Option Yr. 5)
20,000,000. (Option Yr. 6)
20,000,000. (Option Yr. 7)
\$485,000,000. Total

MODIFICATION AMOUNT:

No change

MODIFICATION TERM:

No change

PRIOR MODIFICATIONS: DoIT Item 6-IT MOD (10/19/2011). Eliminate portion of Phase 1 work and move installation of four Kent County antenna sites from Region 2 into Phase 1.

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

ITEM: 8-IT-MOD (cont'd)

REVISED CONTRACT AMOUNT: No change

MBE PARTICIPATION: 11.8% on entire contract
20.04% of contract amount that does not include subscriber
equipment amount.

MBE COMPLIANCE: 40.76% of contract does not include subscriber equipment. No
subscriber equipment has been purchased to date on this contract.

REMARKS: Through this contract, the State is building a radio system that will be the primary operating radio system for all State agencies. The system will provide a communications platform for 16 State units and allow for seamless interoperability among State users.

When the Board of Public Works approved the award of this contract, it approved DoIT issuing a notice to proceed for only Phase 1-Region 1A. The approved Item expressly states: "As funding becomes available, DoIT will return to the Board for approval to award (*i.e.*, issue a notice to proceed) each successive phase." The initial available funding (\$50,700,000) was only for Region 1A to replace Maryland Transportation Authority's existing system; there were no funds for subscriber equipment in the initial Region 1A funding.

DoIT now seeks approval:

- To issue a notice to proceed for Phase 2 (Region 2) for \$32,771,919: build-out of Eastern Shore infrastructure.
- For agencies to spend \$23,000,000 (from agency budgets) for subscriber equipment through the end of FY 2013.

FUND SOURCE: Subscriber equipment \$23,000,000 – Agency Budgets

| | |
|----------|--|
| Region 2 | \$25,250,000 – GO Bonds – FY2013 |
| | <u>\$10,000,000</u> – SHA-J02B0101 Special Funds |
| | \$35,250,000 Total Region 2 |

RESIDENT BUSINESS: Yes

This item was previously submitted as Item 2-IT MOD on May 23, 2012 and Deferred.

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-1332
Ancillary Repairs, Maintenance & Minor
Construction - Light Rail Improvement
ADPICS NO. T1332

CONTRACT DESCRIPTION: The work to be performed under this contract includes the furnishing of services necessary for the accomplishment of miscellaneous minor construction, repairs, and maintenance work for the Maryland Transit Administration's Light Rail Facilities located in Baltimore City, Baltimore County and Anne Arundel County.

AWARD: Mid-Atlantic General Contractors, Inc.
Beltsville, Maryland

Hawkeye Construction, Inc.
Baltimore, Maryland

Southern Improvement Co., Inc.
Hunt Valley, Maryland

Intellect Corporation
Baltimore, Maryland

TERM: 06/06/2012 – 06/05/2015

AMOUNT: \$7,000,000 (Aggregate Amount NTE)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS: Representative Bids

Mid-Atlantic GC, Inc. \$133,800
Beltsville, Maryland

Hawkeye Construction, Inc. \$208,695
Baltimore, Maryland

Southern Improvement Co., Inc. \$ 228,000
Hunt Valley, Maryland

ITEM: 1-C (Continued)

BPW – 06/06/12

BIDS (Cont'd):

| | |
|---|-----------|
| Intelect Corporation Baltimore, Maryland | \$228,250 |
| Goel Services, Inc. Washington, DC | \$267,000 |

| | |
|-----------------------------------|---|
| 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 \$250,000. The bid price has been confirmed from the lowest bidder.

This Solicitation was advertised in eMaryland Marketplace and on MTA's Web Site. Ninety-four (94) firms received bid packages; Sixty-three (63) were Maryland firms. A total of seven (7) bids were received and opened publicly; two (2) bids were found non-responsive.

This IFB solicitation undertaken by the MTA for an ancillary services contract 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 was for the rehabilitation of the bus-rail connector walk at North Avenue. The task includes: moving and removing existing signs and debris; building dry-stack masonry retaining walls; building masonry steps; removing and rebuilding parking lot curbs; restoring paving; grading and paving the walkway; building the timber stairs; building the concrete connector walk at the stair base, and shortening a steel car barrier and placing new steel support posts. Additionally, there will be some landscape restoration, seeding, and planting. 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.

Other tasks that could be performed under this contract include: painting of light rail station railings; plumbing installation and repairs; installation of heating, ventilating and air conditioning (HVAC) roof top units and duct work installation; installation of pedestrian grade crossings, and railroad maintenance and repairs, as well as minor construction consisting of structural, civil, architectural, mechanical, and electrical work.

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

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: Yes

ITEM: 1-C (Continued)

BPW – 06/06/12

MD TAX CLEARANCE:

- 12-0362-0011 Mid-Atlantic GC, Inc.
- 12-0366-0011 Hawkeye Construction, LLC
- 12-0360-0111 Southern Improvement Co., Inc.
- 12-0364-1011 Intellect Corporation

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 -- 06/06/12

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

CONTRACT MODIFICATION (Construction)

ITEM: 2-C-MOD

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T-1312
Ancillary Repairs, Maintenance & Minor
Construction – Metro
ADPICS NO. CO284271

ORIGINAL CONTRACT APPROVED: Item 4-C, DOT Agenda 09/01/10

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

MODIFICATION: Change Order No. 001 is a modification to increase the contract value. This modification will allow for continuation of existing services and response to urgent repair or maintenance projects as required.

CONTRACTOR: Southern Improvement Co., Inc.
Hunt Valley, Maryland

AMOUNT: \$6,000,000

ORIGINAL CONTRACT AMOUNT: \$6,105,594

REVISED CONTRACT AMOUNT: \$12,105,594

PERCENTAGE INCREASE: 98%

TERM 1,095 Calendar Days from NTP (original)
Term is unchanged by this modification.

ORIGINAL DBE PARTICIPATION: 32% (DBE Compliance 30.38%)

REMARKS: The work performed under this Contract includes the furnishing of services necessary for the accomplishment of miscellaneous minor construction, repair, and maintenance work for the Administration's Metro Rail System.

This contract is critical to the maintenance of an operating rail transit system. Having an ancillary contract of a sufficient size is crucial to Metro's efforts to expeditiously correct any deficiencies, defects, or failures to better ensure the safe movement of our trains for our patrons. The depletion of \$2,140,566 in expenditures before the expiration of this contract was due to an influx of Federal

ITEM: 2-C-MOD (Continued)

BPW – 06/06/12

Stimulus money through Project 8016, which included station deep cleaning, painting, equipment upgrades and maintenance in the Metro Subway System. This work accounted for 35% of the total value of this contract. In addition to the Federal Stimulus spending, due to the delay in the replacement of the Portal Interlocking, a task was developed to stabilize the ballast which ensured the rail remain stable, thus ensuring the safe operational movement of our revenue vehicles in the area of the existing interlocking, at a cost of \$101,979 or approximately 1.6% of the total value of this contract. Additionally, Metro was instructed to utilize this contract for the rehabilitation of 99,000 linear feet of third rail cover board that was damaged in the February 2010 snowstorm expending \$432,222 to date, with an additional \$131,582 allocated for the coming months to accomplish this safety critical initiative. These expenditures and allocations account for another 9.2% of the total value of the contract, and in total, the Federal Stimulus expenditures and trackwork related initiatives that have been accomplished account for 45.8% of the total value of the contract. As a result of these extenuating circumstances, Metro has expended its ancillary contract authority in roughly half of the time that was anticipated.

Currently Metro has nearly \$4,000,000 in projects that have been planned and developed, and is awaiting a contract through which to perform them. Work under this contract may include electrical repairs and upgrades, potentially including fixture, cabling, and light pole replacement, as well as utility excavation and servicing; concrete repairs, potentially including spall, curb, and sidewalk repair, and tunnel grouting; HVAC work, potentially including fan, air handler, compressor, and filter replacement or repair; plumbing work, potentially including pipe and fitting replacement or repair; track work, potentially including rail welding, ballast tamping, and tie replacement; access control work, potentially including roll-up door repair, door replacement, gate and fence repair, or work relating to the Administration's RFID system; minor construction, potentially including painting, cleaning, drywall repair or replacement, signage, stair and floor repairs, and window repair and replacement; and potentially any other services related to the preservation or enhancement of the Administration's Metro system. In addition, this ancillary contract is used for the resolution of minor and major safety related conditions and maintenance issues which arise frequently due to the age and size of the Metro Subway system.

The MTA Procurement Division in conjunction with Legal Counsel is working on improving the ancillary process. The MTA anticipates initiating a new solicitation for Metro Rail System in approximately seven to eight months.

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

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: Yes

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

| | | | |
|------------------------|---------------------------|-----------------|------------------|
| APPROVED | DISAPPROVED | DEFERRED | WITHDRAWN |
| WITH DISCUSSION | WITHOUT DISCUSSION | | |

ATTACHMENT I

| | Amount | Term | BPW/DCAR Date | Reason |
|--------------------------|---------------|-------------|--------------------------|---------------|
| Original Contract | \$ 6,105,594 | 1,095 CD | 9/1/2010 | |
| Modification #1 | \$ 6,000,000 | -- | | |
| Revised Amount | \$12,105,594 | | | |

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BPW – 06/06/12
REVISED

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

RENEWAL OPTION: (Construction Related Services)

ITEM: 3-CS-OPT

STATE HIGHWAY ADMINISTRATION:

CONTRACT ID: ASE2010-CRS
Automated Speed Enforcement & Monitoring
Systems in Construction Work Zones – Statewide
ADPICS NO. CO284322

ORIGINAL CONTRACT APPROVED: Item 1-CS, DOT Agenda 6/23/10

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposal

CONTRACTOR: Xerox State & Local Solutions Inc.
Germantown, MD
(formerly known as ACS State & Local Solutions Inc.)

MODIFICATION: Modification No. 2 is to request approval to exercise the Renewal Option No.1 and Renewal Option No.2 for a period of two (2) one (1) year periods from July 1, 2012 through June 30, 2013 and July 1, 2013 through June 30, 2014.

AMOUNT: \$6,686,254

ORIGINAL CONTRACT AMOUNT: \$8,049,600 NTE

REVISED CONTRACT AMOUNT: \$21,356,446 NTE

TERM: 07/01/10-06/30/12 (Original)
07/01/12-06/30/13 (Renewal Option No. 1)
07/01/13-06/30/14 (Renewal Option No. 2)

PERCENTAGE INCREASE: 83.1% (Renewal Option 1 & 2)
265% (Overall)

ORIGINAL MBE PARTICIPATION: 18% (MBE Compliance (14.4%))

REMARKS: State Highway Administration, in coordination with the Maryland State Police and the Maryland Transportation Authority Police procured the contractor’s services to provide automated speed enforcement (ASE) equipment, data collection services, citation processing, and payment processing for work zones located on limited access highways throughout Maryland utilizing vehicle speed monitoring and imaging equipment. The contract has increased the safety of the traveling public and construction personnel in work zones by increasing public awareness and citing drivers exceeding posted work zone speed limits. Change Order No. 1 was approved by BPW in June of 2010, for two (2) additional mobile speed enforcement units and associated enforcement services, and a 2% reduction to the monthly rates in the original contract. An error amount was reported in Change Order No. 1 which included the total

ITEM: 3-CS-OPT (Continued)

BPW – 06/06/12
REVISED

difference of the original and revised contract aggregate values. The revised contract amount corrects the previous error amount reported and reflects the contract revised aggregate value for Renewal Option No. 1 and No. 2. The amount identified within is the difference needed for BPW approval.

Xerox State & Local Solutions Inc. has met the terms and conditions of this contract and has performed above standard operations over the past two (2) years.

This action represents the exercising of the first and second one-year renewal options as provided for on the original contract.

| | |
|----------------------------|------------------------------------|
| FUND SOURCE: | 100% Special Funds Budgeted to SHA |
| APPROPRIATION CODE: | J02B0101 |
| RESIDENT BUSINESS: | Yes |

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

| | | | |
|------------------------|---------------------------|-----------------|------------------|
| APPROVED | DISAPPROVED | DEFERRED | WITHDRAWN |
| WITH DISCUSSION | WITHOUT DISCUSSION | | |

ATTACHMENT I

| | <u>Amount</u> | <u>Term</u> | <u>BPW/DCAR Date</u> | <u>Reason</u> |
|---|---------------------|----------------------------------|---|--|
| Original Contract (Aggregated value including renewal options = \$20,863,062.00) | \$8,049,600 | 7/1/10-6/30/12 | Item 1-CS DOT Agenda 6/23/10 | |
| Modification No. 1 Aggregated value including renewal options = \$27,483,654.00) | \$6,620,592 | Same | Item 1-CS-MOD Dot Agenda 05/18/2011 | Two Additional mobile speed enforcement units & 2% reduction rate to monthly rates in original contract |
| Options 1 & 2 | \$6,686,254 | 7/1/12-6/30/13 7/1/13-6/30/14 | | Renewal Option 1 Renewal Option 2 |
| Revised Amount | \$21,356,446 | | | |

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BPW – 06/06/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONTRACT MODIFICATION: (Architectural/Engineering)

ITEM: 4-AE-MOD

MARYLAND TRANSPORTATION AUTHORITY

CONTRACT NO. & TITLE: AE 2213-000-002/6/7
 Comprehensive Traffic Engineering and
 Miscellaneous Consulting Services

ORIGINAL CONTRACT APPROVED: Item 3-AE, DOT Agenda 06/25/08

ORIGINAL PROCURMENT METHOD: Maryland Architectural and Engineering Services
 Act

MODIFICATION: Modification No. 1 extends the term of the original contract to allow time for the completion of a new procurement.

CONTRACTOR: Whitman, Requardt & Associates, LLP/
 Century Engineering, Inc., JV
 Baltimore, MD

TERM: 07/24/08-07/23/12 (Original)
 07/24/12–11/23/13 (Modification No. 1)

AMOUNT: \$0

ORIGINAL CONTRACT AMOUNT: \$6,000,000

REVISED CONTRACT AMOUNT: \$6,000,000

MBE PARTICIPATION: 25% (MBE Compliance 33.72%)

REMARKS: This contract provides comprehensive traffic engineering and miscellaneous consulting services to include, safety, operational, maintenance and revenue studies as well as design and construction services as directed by the Authority.

MDTA is currently procuring new contracts for comprehensive traffic engineering and miscellaneous consulting services, however, the process will not be completed by July 24, 2012. The extension will permit sufficient time to complete the procurement process.

This contract includes a provision authorizing an extension for a total period no longer than one-third of the base term of the original contract to spend funds remaining on the contract as provided in Revised Board Advisory 1995-1.

ITEM: 4-AE-MOD (Continued)

BPW -06/06/12

FUND SOURCE: 100% Toll Revenue
APPROP CODE: 29.10.02.01
RESIDENT BUSINESS: Yes

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

| | | | |
|------------------------|--------------------|---------------------------|------------------|
| APPROVED | DISAPPROVED | DEFERRED | WITHDRAWN |
| WITH DISCUSSION | | WITHOUT DISCUSSION | |

ATTACHMENT I

| | Amount | Term | BPW/DCAR Date | Reason |
|---------------------------|---------------|---------------------|--------------------------|----------------|
| Original Contract | \$ 6,000,000 | 07/24/08 - 07/23/12 | 06/25/08 | |
| Modification No. 1 | \$0 | 07/24/12 - 11/23/13 | 06/06/12 | Time extension |
| Revised Amount | \$6,000,000 | | | |

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BPW – 06/06/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONTRACT MODIFICATION: (Architectural/Engineering)

ITEM: 5-AE-MOD

STATE HIGHWAY ADMINISTRATION

CONTRACT NO. & TITLE: BCS 2007-08 A, B, C, D, E & F
 Structure Preservation and Minor Rehabilitation
 Services
ADPICS NOS. CO285044, CO285045, CO285046,
CO285047, CO285048, CO285049

ORIGINAL CONTRACT APPROVED: Item 4-AE, DOT Agenda 08/20/08
 (Contracts A, C, & D)
 Item 28-AE, DOT Agenda 10/15/08 (Contract B)
 Item 4-AE, DOT Agenda 12/17/08
 (Contracts E & F)

ORIGINAL PROCURMENT METHOD: Maryland Architectural and Engineering Services
 Act

MODIFICATION: Modification No. 1 increases the contract value by \$450,000 each and adds
 18 months to the term of each contract.

CONTRACTOR:

Whitman, Requardt and Associates, LLP (Contract A)
 Baltimore, MD

Rummel, Klepper & Kahl, LLP (Contract B)
 Baltimore, MD

Northeast Engineering, Inc. (Contract C)
 Baltimore, MD

Wallace, Montgomery & Associates, LLP (Contract D)
 Towson, MD

Nolan Associates, Inc. (Contract E)
 Ellicott City, MD

Century Engineering, Inc. (Contract F)
 Hunt Valley, MD

ITEM: 5-AE-MOD (Continued)

BPW – 06/06/12

TERM:

Contracts A, C & D
08/20/2008-08/01/2012 (Original)
08/01/2012–02/01/14 (Modification No. 1)

Contract B
10/15/2008-10/01/2012 (Original)
10/01/2012-04/01/2014 (Modification No.1)

Contracts E & F
12/17/08-12/01/12 (Original)
12/01/12-06/01/14 (Modification No. 1)

AMOUNT: \$450,000 each

ORIGINAL CONTRACT AMOUNT: \$750,000 each

REVISED CONTRACT AMOUNT: \$1,200,000 each

PERCENTAGE INCREASE: 40%

DBE PARTICIPATION: 22%
(Contract A) (DBE Compliance 16.14%)
(Contract B) (DBE Compliance 19.81%)
(Contract C) (DBE Compliance 15.25%)
(Contract D) (DBE Compliance 16.42%)
(Contract E) (DBE Compliance 6.89%)
(Contract F) (DBE Compliance 9.17%)

REMARKS: The increase of the contract value is needed to complete work until the new contracts can be procured. The replacement contract, BCS 2012-05, is in the initial stages of the procurement process and the projected Notice to Proceed date is in 2013.

FUND SOURCE: Federal and Special Transportation Funds Budgeted to SHA

APPROPRIATION CODE: J02B0101

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ATTACHMENT I

CONTRACT A

| | <u>Amount</u> | <u>Term</u> | <u>BPW/DCAR Date</u> | <u>Reason</u> |
|--------------------|---------------|----------------|--------------------------|---|
| Original Contract | \$750,000 | 8/20/08-8/1/12 | 8/20/08 4AE | |
| Modification No. 1 | \$450,000 | 8/1/12-2/1/14 | 5/23/12 | To provide time and additional contract authority until new procurement |
| Revised Amount | \$1,200,000 | | | |

CONTRACT B

| | <u>Amount</u> | <u>Term</u> | <u>BPW/DCAR Date</u> | <u>Reason</u> |
|--------------------|---------------|------------------|--------------------------|---|
| Original Contract | \$750,000 | 10/15/08-10/1/12 | 10/15/08 28AE | |
| Modification No. 1 | \$450,000 | 10/1/12-4/1/14 | 5/23/12 | To provide time and additional contract authority until new procurement |
| Revised Amount | \$1,200,000 | | | |

CONTRACT C

| | <u>Amount</u> | <u>Term</u> | <u>BPW/DCAR Date</u> | <u>Reason</u> |
|--------------------|---------------|----------------|--------------------------|---|
| Original Contract | \$750,000 | 8/20/08-8/1/12 | 8/20/08 4AE | |
| Modification No. 1 | \$450,000 | 8/1/12-2/1/14 | 5/23/12 | To provide time and additional contract authority until new procurement |
| Revised Amount | \$1,200,000 | | | |

ATTACHMENT I (Continued)

CONTRACT D

| | <u>Amount</u> | <u>Term</u> | <u>BPW/DCAR Date</u> | <u>Reason</u> |
|--------------------|---------------|----------------|--------------------------|---|
| Original Contract | \$750,000 | 8/20/08-8/1/12 | 8/20/08 4AE | |
| Modification No. 1 | \$450,000 | 8/1/12-2/1/14 | 5/23/12 | To provide time and additional contract authority until new procurement |
| Revised Amount | \$1,200,000 | | | |

CONTRACT E

| | <u>Amount</u> | <u>Term</u> | <u>BPW/DCAR Date</u> | <u>Reason</u> |
|--------------------|---------------|-----------------|--------------------------|---|
| Original Contract | \$750,000 | 12/17/08-2/2/12 | 12/17/08 4AE | |
| Modification No. 1 | \$450,000 | 12/1/12-6/1/14 | 5/23/12 | To provide time and additional contract authority until new procurement |
| Revised Amount | \$1,200,000 | | | |

CONTRACT F

| | <u>Amount</u> | <u>Term</u> | <u>BPW/DCAR Date</u> | <u>Reason</u> |
|--------------------|---------------|------------------|--------------------------|---|
| Original Contract | \$750,000 | 12/17/08-12/1/12 | 12/17/08 4AE | |
| Modification No. 1 | \$450,000 | 12/01/12-6/01/14 | 5/23/12 | To provide time and additional contract authority until new procurement |
| Revised Amount | \$1,200,000 | | | |

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BPW – 06/06/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 6-M

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-MC-12-012
 Interior Plantscape Maintenance at
 Baltimore/Washington International Thurgood
 Marshall Airport (BWI Marshall)
 ADPICS NO. MAAMC12012

CONTRACT DESCRIPTION: This contract provides regularly scheduled interior plantscape maintenance of over 400 live and artificial plants located predominately in the terminal at BWI Marshall. The work includes weekly watering, pruning, cleaning of leaves, fertilizing, mulching and inspection for diseases and insects. Artificial plants shall be cleaned quarterly. Contract also includes a flowering plant program that rotates flowering plants in the ticketing concourse and provides poinsettias for the holiday season at various locations in the terminal building.

AWARD: Greenscape Designs
 Baltimore, MD

TERM OF CONTRACT: 07/01/12 – 06/30/15 (Three (3) Years from NTP
 with one (1), two (2) year renewal option)

AMOUNT: \$119,837 NTE (3 Years)
\$ 81,490 NTE (cost of three-year option incl. 2% CPI)
 \$201,327 NTE (aggregate value including two-year
 renewal option)

PROCUREMENT METHOD: Competitive Sealed Bidding
 (Small Business Reserve)

BIDS:

| | |
|---|-----------|
| Greenscape Designs Baltimore, MD | \$119,837 |
| Jan Ferguson, Inc. Annapolis, MD | \$126,596 |
| Interior Plantscapes, Inc. Laurel, MD | \$163,965 |
| Choice Plantings, Inc. Glen Burnie, MD | \$173,863 |

ITEM: 6-M (Continued)

BPW – 06/06/12

BIDS (Cont.)

Harmony Garden Interiors \$222,597
Annapolis, MD

MBE PARTICIPATION: 0% (single element of work)

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

REMARKS: The Solicitation was advertised on eMaryland Marketplace and MAA website. The Solicitation was sent to the Governor’s Office of Minority Affairs and five (5) minority business associations on March 1, 2012. Eighteen (18) firms were directly solicited.

Five (5) plans and specification were sold. The award amount includes an extra work and parts allowance of \$40,000 for unanticipated work.

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I00002

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0924-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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BPW – 06/06/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 7-M

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-MC-12-014
 Feminine Sanitary Dressing Disposal Services
 at Baltimore/Washington International Thurgood Marshall
 Airport (BWI Marshall)
 ADPICS NO. MAAMC12014

CONTRACT DESCRIPTION: This contract provides for furnishing and installation, as well as, the collection and disposal of feminine hygiene collection units in the women's restrooms at BWI Marshall.

AWARD: Workplace Essentials, Inc.
 Billerica MA

TERM OF CONTRACT: 07/01/12 – 06/30/15
 Three (3) Years from NTP with one (1) two (2) year
 renewal option

AMOUNT: \$ 927,498 NTE (3 Years)
 \$ 630,699 NTE (cost of two-year option incl. 2% CPI)
 \$ 1,558,197 NTE (aggregate value including two-year
 renewal option)

PROCUREMENT METHOD: Competitive Sealed Bidding
 (One Bid Received)

MBE PARTICIPATION: 0% (specialized work)

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

REMARKS: The Solicitation was advertised on eMaryland Marketplace and MAA website. The Solicitation was sent to the Governor's Office of Minority Affairs and five (5) minority business associations on February 29, 2012.

In an effort to obtain competition, MAA directly solicited ten (10) firms. However, only one firm purchased/submitted a bid. Workplace Essential is the incumbent on the current contract and has demonstrated through past performance the ability to meet the contract requirements. Therefore, in accordance with COMAR 21.05.02.20, the Procurement Officer recommends award of this contract to Workplace Essential under COMAR 21.05.05.

ITEM: 7-M (Continued)

BPW - 06/06/12

This contract has a 0% MBE goal due to the fact that there are only a limited number of firms that offer hygienic bactericide solution system in self-contained containers, including collection and disposal services. The award amount includes an extra work and parts allowance of \$60,000 for unanticipated work.

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I00002

MD TAX CLEARANCE: 12-0913-1101

RESIDENT BUSINESS: No

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

James L. Knighton – 410-767-0820
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BPW -- 06/06/12

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 8-M

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T8000-0356
Metro Janitorial and Related Services
ADPICS NO. T80000356

CONTRACT DESCRIPTION: This contract is to furnish all necessary supervision, labor, materials, and equipment for janitorial and related services at various Maryland Transit Administration (MTA) Metro Subway Stations stops and parking lots location in the Metro Stations in the Baltimore Metropolitan areas.

AWARDS: The Arc Baltimore, Inc.
Baltimore, Maryland

TERM: June 12, 2012 - June 11, 2017

AMOUNT: \$ 9,353,482

PROCUREMENT METHOD: Community Service Provider

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY: N/A

REMARKS: On March 27, 2012, the Pricing and Selection Committee certified this award as fair market value for Metro Stations, janitorial and related services at the various locations specified by MTA. In accordance with Code of Maryland Regulations (COMAR) Title 21.11.05, MTA is recommending The Arc Baltimore, Inc. a vendor certified as a community service provider for award of this contract.

This service is in support of the MTA's Metro Stations to ensure that janitorial and related services will continue at the fourteen (14) Metro stations stops and parking lots. This service provides for removing trash and debris from all street level areas and parking areas in Metro Stations. It also includes interior janitorial services for the Shot Tower and Johns Hopkins stations in Baltimore City, train cleaning services, pressure washing of all fourteen MTA Metro Stations, and janitorial services for Metro's administrative offices.

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05H0104

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0754-1110

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

APPROVED DISAPPROVED DEFERRED WITHDRAWN
WITH DISCUSSION WITHOUT DISCUSSION

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BPW – 06/06/12
REVISED

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 9-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: AA1185129
 Replacement of the Vehicle Service Lift at the Glen Burnie Facility in Anne Arundel County
 ADPICS NO. AA1185129

CONTRACT DESCRIPTION: This Contract consists of the replacement of the vehicle service lift at the Glen Burnie Facility located in Anne Arundel County.

AWARD: Lawrence C. Bathon Builders, Inc.
 Elkton, MD

AMOUNT: \$215,500 NTE

TERM: June 18, 2012 - December 31, 2012

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

| | |
|---|-----------|
| Lawrence C. Bathon Builders, Inc Elkton, MD | \$215,500 |
| Potomac Construction Co., Inc. Hyattsville, MD | \$229,420 |
| Tech Contracting Co., Inc. Baltimore, MD | \$230,944 |
| Rich Moe Enterprises, LLC Upper Marlboro, MD | \$248,808 |
| Orfanos Contractors, Inc Baltimore, MD | \$248,850 |

MBE PARTICIPATION: 3%

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

ITEM: 9-M (Continued)

BPW -06/06/12
REVISED

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Thirty five (35) contractors were notified for this project; Five (5) of which were MDOT Certified MBE's.



The MBE Goal established for this contract was 2.00%; however the Contractor is exceeding the goal by 1.02%.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0101

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0717-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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BPW – 06/06/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 10-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: ARAN062012
 Maintenance and Service Agreement for Automated
 Roadway Analyzer (ARAN) Vehicles
 ADPICS NO. ARAN062012

CONTRACT DESCRIPTION: This three-year contract consists of the maintenance, service and support for SHA's two (2) Automated Roadway Analyzer (ARAN) Vehicles.

AWARD: Fugro Roadware, Inc.
 Mississauga, Ontario, Canada

TERM: June 11, 2012 - June 10, 2015

AMOUNT: \$203,805 NTE

PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: 0% (Proprietary)

PERFORMANCE SECURITY: N/A

REMARKS: Fugro Roadware, Inc. is the only company that can provide the necessary preventative maintenance, software upgrades and spare parts necessary to service and maintain the equipment at an optimal service level. The critical element in the equipment design is reliably integrating the multiple data streams (right-of-way video, pavement view video, pavement longitudinal and transverse profiles, vehicle location and orientation) at data collection speeds of up to 60mph. The data from each source must be able to stand alone, yet be combined into a comprehensive data set that ties all the various outputs together in time and location. This involves networking multiple specialized computers in a high vibration, high temperature, and mobile environment. These vehicles are a significant component in SHA pavement assessment and management program.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0101

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-0964-0001

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

207

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BPW – 06/06/12
REVISED

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 11-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: GA2165129
 Replacement of Vehicle Service Lifts at the
 Administration's Oakland & Keyser's Ridge Facilities in
 Garrett County
 ADPICS NO. GA2165129

CONTRACT DESCRIPTION: This Contract consists of the replacement of vehicle service lifts at the Administration's Oakland & Keyser's Ridge Facilities in Garrett County.

AWARD: Ruby's Industrial Contracting, Inc.
 Frostburg, MD

AMOUNT: \$420,535 NTE

TERM OF CONTRACT: June 18, 2012 December 31, 2012

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

| | |
|--|-----------|
| Ruby's Industrial Contracting, Inc. Frostburg, MD | \$420,535 |
| Orfanos Contractors, Inc. Baltimore, MD | \$526,650 |

MBE PARTICIPATION: 7%

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. Sixty-two (62) contractors were notified for this project; Fifteen (15) of which were MDOT Certified MBE's.



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

ITEM: 11-M (Continued)

BPW - 06/06/12
(REVISED)

The MBE Goal established for this contract was 2%; however the Contractor is exceeding the goal by 5%.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0661-1111

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

BPW – 06/06/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 12-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: PG0955129
 Replacement of Vehicle Service Lifts at the
 Administration's Marlboro Facility in Prince George's
 County
 ADPICS NO. PG0955129

CONTRACT DESCRIPTION: This Contract consists of the replacement of vehicle service
 lifts at the Administration's Marlboro Facility in Prince George's County.

AWARD: Potomac Construction Co., Inc.
 Hyattsville, MD

AMOUNT: \$384,220 NTE

TERM OF CONTRACT: June 18, 2012 - December 31, 2012

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

| | |
|---|-----------|
| Potomac Construction Co., Inc. Hyattsville, MD | \$384,220 |
| Tech Contracting Co., Inc. Baltimore, MD | \$402,905 |
| Orfanos Contractors, Inc. Baltimore, MD | \$434,750 |
| Rich Moe Enterprises, LLC Upper Marlboro, MD | \$440,145 |

MBE PARTICIPATION: 2.5%

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 Three (103) contractors were notified for this project; Twenty five (25) of which
 were MDOT Certified MBE's.

ITEM: 12-M (Continued)

BPW – 06/06/12

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 2.00%; however the Contractor is exceeding the goal by 0.5%

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0723-0111

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

| | | | |
|-----------------|------------------------|---------------------------|------------------|
| APPROVED | DISAPPROVED | DEFERRED | WITHDRAWN |
| | WITH DISCUSSION | WITHOUT DISCUSSION | |

Andy Scott (410) 865-1095
ascott@mdot.state.md.us

BPW—6/06/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM: 13-RP MMC# 11-1060

STATE HIGHWAY ADMINISTRATION

PROPERTY LOCATION: The Property is located in the southwest quadrant of the MD 355 interchange with Montrose Parkway in Montgomery County.

EXPLANATION: Approval is requested for the disposition of an SHA-owned parcel (the "Property") in fee simple to Montgomery County pursuant to Section 8-309 of the Transportation Article, which provides for the conveyance of surplus land to counties for a public purpose. In this case, the public purpose is a transit-oriented development (TOD), as defined by Section 7-101 (m) of the Transportation Article of the Annotated Code of Maryland, allowing MDOT to use its resources in support of realizing TOD.

Conditions of this sale are established in two agreements, which address State interests regarding the use of the Property and proceeds from its sale. After acquiring the Property from the State, Montgomery County will sell it to a developer - Federal Realty Investment Trust (FRIT) - which will construct TOD. The first agreement, among FRIT, Montgomery County and MDOT, requires that the Property be used for TOD. The second agreement, between MDOT and Montgomery County, requires the proceeds of the County/FRIT transaction be directed for State-approved purposes in support of the State/local initiative to promote White Flint TOD. This transaction will result in the State providing \$21 million in proceeds for TOD-supportive infrastructure. See below (Special Conditions) for further explanation.

The Property consists of parts of four parcels of land totaling 3.73 acres +/- which were acquired by the SHA between 1971 and 1974 for the purpose of building an east-west highway. In 2010 construction of the adjacent section of Montrose Parkway was completed and the Property was declared excess to the needs of the SHA. An additional perpetual easement, located on the contiguous privately-owned parcel to the south, has also been declared extra by SHA and will be conveyed with the Property. The total area to be conveyed, including the 0.11 acres +/- easement, is 3.84 acres +/-.

SPECIAL CONDITIONS: The Property is located within the White Flint Sector Plan area, which has been envisioned as a model of smart growth. Through increased building density, strategic infrastructure improvements and additional public amenities, the Sector Plan will transform an auto-oriented suburban development pattern into an urban center of residences and businesses where people walk to work, shops and transit.

In support of the County's vision for TOD in White Flint, the Montgomery County Executive and the MDOT Secretary have designated a White Flint Transit-Oriented Development Area, as permitted under Transportation Article 7-101 (m)(3) of the of the Annotated Code of Maryland. The Designation was recommended by the Governor's Smart Growth Subcabinet. Under MDOT's TOD Designation program, the State and local governments co-designate projects or areas that are good examples of TOD and will be backed by State/local/private partnering efforts. In White Flint, both Montgomery County and the private sector are making substantial infrastructure investments to realize TOD, including the construction of a grid-system of roadways to disperse traffic and create a more pedestrian-friendly

ITEM: 13-RP (Continued)

BPW – 06/06/12

environment around existing and planned transit services. Through developer contributions, county appropriations and a special taxing district implemented by the local government, approximately \$820 million in transportation infrastructure improvements are planned to realize TOD in White Flint. The County-approved Sector Plan targets an increase in the percentage of non-auto trips in the area (transit, bike, walking, rideshare) from 26 percent to 50 percent.

The terms of the conveyance have been defined in a two-party agreement, which was executed by the Montgomery County Executive and MDOT Secretary on May 02, 2012. The property is being conveyed to the County at the lesser of the appraised value or the State's cost plus interest and administrative costs.

Subsequent to the conveyance of the Property to the County, the County intends to immediately convey the Property to Federal Realty Investment Trust (FRIT), a Maryland real estate investment trust, for a negotiated price of \$23,250,000. This amount is greater than the SHA appraised value of \$21,720,000. The terms of the County's conveyance to FRIT are defined in a three-party agreement, which was executed by the Montgomery County Executive and MDOT Secretary and Federal Realty Investment Trust Legal Counsel on May 02, 2012.

Under an agreement with MDOT that controls the use of funds from the sale to FRIT, the County will invest the net proceeds in a Public Parking Garage or other infrastructure improvements that support TOD in the White Flint TOD Area. The funds will be held in escrow and their disbursement is subject to State approval, as defined in the two-party agreement between MDOT and the County. The parking garage will replace parking at the North Bethesda Conference Center that will be displaced by the construction of the road-grid system.

The Property is the final parcel to be acquired by FRIT as part of an assemblage on which a TOD project is planned. At full build-out, the project will include approximately 3.44 million square feet of mixed-use development (retail/residential/office) on 24.4 acres. The project has received Preliminary Plan approval, conditioned upon FRIT's dedication of the following rights-of-way to SHA: 75' from centerline along Montrose Parkway and 81' from centerline along Rockville Pike (MD 355). The dedications total .17 acres +/-.

STATE CLEARINGHOUSE: On March 2, 2012, in accordance with Code of Maryland Regulation (COMAR) 34.02.02.04-.07, the State Clearinghouse recommended to declare the Property surplus to the State, and to offer to convey the Property to the County pursuant to Section 8-309(g) of the Transportation Article.

LEGISLATIVE NOTICE: Notice was sent to the House Appropriations Committee and Senate Budget & Taxation Committee on February 27, 2012 in accordance with Section 10-305 of the State Finance & Procurement Article. The 45-day required notice period ended on April 12, 2012 and the Budget Committees approved the proposed sale on May 16, 2012.

GRANTOR: State of Maryland
State Highway Administration

GRANTEE: Montgomery County, Maryland

ITEM: 13-RP (Continued)

BPW – 06/06/12

CONSIDERATION: The Cost-plus value of the property made pursuant to the provisions of 8-309 of the Transportation Article is \$2,233,076 through June 30, 2012. The State also benefits from and controls the investment of \$21,016,925 in TOD-supportive infrastructure, by agreement.

APPRAISED VALUE: \$17,200,000 (Approved) David N. Lamb, MAI of Philip R. Lamb & Co., Inc. dated March 6, 2012

\$21,101,000 (Selected) Melville Peters, ASA, CRA of Associated Appraisers dated March 20, 2012.

Reviewed by Dennis D'Argenio, State Highway Administration, Appraisal Review Division.

REMARKS: The Property is improved with paved parking areas and lighting fixtures. The parking is currently operated by Montgomery County under the terms of an MOU dated April 23, 1997. The existing MOU will be extinguished by the execution of a new MOU between SHA and Montgomery County for interim replacement parking being provided on the SHA-owned Benson property located in the northwest quadrant of the MD 355 interchange with Montrose Parkway.

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

BPW -- 06/06/12

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

REAL PROPERTY CONVEYANCE

ITEM: 14-RP MMC# 11-2342

STATE HIGHWAY ADMINISTRATION: Located on the north side of Interstate 70, east of MD 65, 1 mile south of Hagerstown, Washington County, MD

EXPLANATION: In accordance with COMAR 14.24.05, approval is requested to dispose of a parcel of land, as described, which is excess to the needs of SHA.

The property to be conveyed consists of ± 0.15 acres and is being conveyed at a negotiated price to the only bidder among the two adjoining owners.

SPECIAL CONDITIONS: None

GRANTOR: State Highway Administration

GRANTEE: Gary L Wright & Kathie S Wright as tenants by the entireties

CONSIDERATION: \$1,010

APPRAISED VALUE: \$1000, James Randle, Fee Appraiser.
Reviewed and approved by Harry Bowman,
Review Appraiser

REMARKS: Approval of conveyance is requested in accordance with the Section 8-309 (F) 1(ii) of the Transportation Article of the Annotated Code of Maryland.

The grantee was the only one of the two adjoining owners to submit a bid. The property is not capable of an independent use because it is landlocked.

SHA is concurrently requesting permission to dispose and execution of the Deed.

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

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

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
APPENDIX

EXPEDITED PROCUREMENT REPORT: (Construction)

ITEM: 15-EX

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-CO-12-006
B/C Connector and Security Checkpoint at BWI
Thurgood Marshall Airport (BWI Marshall)
ADPICS NO: MAACO12006

EXPEDITED PROCUREMENT APPROVAL: Item 6-EX, DOT Agenda 12/07/11

CONTRACT DESCRIPTION: This contract provides for the construction of a new nine (9) lane passenger security checkpoint and airside passenger connector between Concourses B and C, and lower level building shell along the west side of the connector for a future baggage screening facility at BWI Marshall.

DATE OF AWARD: May 1, 2012

AWARD: Hensel Phelps Construction Company
Chantilly, VA

AMOUNT: \$43,937,000

TERM: Three Hundred Sixty-Six (366) Calendar
Days from the NTP

PROCUREMENT METHOD: Competitive Sealed Proposal
(Direct Solicitation)

| PROPOSALS: | <u>Technical Ranking</u> | <u>Financial Offer Ranking</u> | <u>Overall Ranking</u> |
|--|------------------------------|------------------------------------|----------------------------|
| Hensel Phelps Construction Co. Chantilly, VA | 2 | \$43,937,000 (1) | 1 |
| Hunt Construction Group Indianapolis, IN | 3 | \$44,159,061 (2) | 2 |
| Whiting Turner Construction Co. Baltimore, MD | 1 | \$48,676,747 (4) | 3 |
| Clark Construction Group, LLC Bethesda, MD | 4 | \$46,471,000 (3) | 4 |

ITEM: 15-EX (Continued)

BPW - 06/06/12
Supplemental

MBE PARTICIPATION: 20%

PERFORMANCE SECURITY: Performance/Payment Bond at 100% of Contract Amount exists.

REMARKS: The Engineer's Estimate was \$43,000,000. All four (4) directly solicited contractors submitted proposals.

The work includes construction of approximately 60,000 SF of new building on two levels, approximately 4,500 SF of new building on one level, and the renovation of approximately 115,000 SF within the existing terminal.

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I00003

MD TAX CLEARANCE: 12-0922-1111

RESIDENT BUSINESS: No

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT MODIFICATION

ITEM 1-M-MOD

**DEPARTMENT OF HEALTH AND
MENTAL HYGIENE**

Spring Grove Hospital Center
Catonsville, MD

CONTRACT NO. & TITLE

Project No. SG-350-110-001;
Replacement of roofing system on Preston
Complex overhang
ADPICS NO. COE32879

ORIGINAL CONTRACT APPROVED

7/6/2011 DGS/BPW Item 9-GM

CONTRACTOR

CitiRoof Corp.
Columbia, MD

CONTRACT DESCRIPTION

The work to be performed under this contract consists of providing the labor, equipment, and materials necessary for demolition and removal of approximately 1,300 sq. ft. of existing roofing and repair metal deck, paint steel frame of roof structure, and install new roof on overhangs.

MODIFICATION DESCRIPTION

This modification is for the replacement of a steel decking, and overhang roof. When existing roofing was removed, extensive corrosion of steel deck was discovered and had to be replaced.

This modification increased the total of the contract which now exceeds DGS delegated authority.

TERM OF ORIGINAL CONTRACT

180 Calendar Days

TERM OF MODIFICATION

50 Calendar Days

AMOUNT OF ORIGINAL CONTRACT

\$193,950.00

AMOUNT OF MODIFICATION

\$17,213.00

PRIOR MODIFICATIONS/OPTIONS

(\$6,538.00)

REVISED TOTAL CONTRACT AMOUNT

\$204,625.00

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT MODIFICATION

ITEM 1-M-MOD (Cont.)

PERCENT +/- (THIS MODIFICATION) 5%

OVERALL PERCENT +/- 5%

ORIGINAL PROCUREMENT METHOD Indefinite Quantity Contract (IQC)

ORIGINAL MBE PARTICIPATION None

REMARKS Contract was awarded for a built-up roofing system, SGHC requested DGS to consider a roofing system that did not use hot asphalt, because of the patient's safety walking in the area.

FUND SOURCE MCCBL 2010/Item 010 (Provide funds for the State capital Facilities Renewal Program-Statewide)

RESIDENT BUSINESS Yes

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 MODIFICATION

ITEM 2-M-MOD

MARYLAND DEPARTMENT OF STATE POLICE

Forensic Sciences Division
Pikesville, MD

CONTRACT NO. & TITLE

Project No. 001B1400640;
Comprehensive Building Management
ADPICS NO. COE28911

ORIGINAL CONTRACT APPROVED

6/1/2011 DGS/BPW Item 1-M

CONTRACTOR

LB&B Associates, Inc.
Columbia, MD

CONTRACT DESCRIPTION

Approval is requested for a contract to provide comprehensive building management at the MDSP's Forensic Science Laboratory Building located in Pikesville, MD.

MODIFICATION DESCRIPTION

Approval is requested to provide services at the Western Operations Center located in Hagerstown, MD under the current comprehensive building management contract for the Forensic Science Laboratory.

All terms and conditions shall remain the same as the existing agreement. This will allow DGS time to obtain bids for long term services for the new Hagerstown Facility.

TERM OF ORIGINAL CONTRACT

7/1/2011-6/30/2016

TERM OF MODIFICATION

6/10/2012-10/31/2012

ORIGINAL CONTRACT AMOUNT

\$3,233,026.95 (5 Years)

AMOUNT OF MODIFICATION

\$110,000.00 (20 Weeks)

PRIOR MODIFICATIONS/OPTIONS

\$40,000.00

REVISED TOTAL CONTRACT AMOUNT

\$3,383,026.95

PERCENT +/- (THIS MODIFICATION)

3%

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY

ITEM 3-RP (Cont)

Each offeror was evaluated on a pass/fail basis as to whether the proposal met the mandatory requirements of the RFP for all aspects of titling including the offeror’s depth of experience in transactional history, the range of knowledge and experience within the offeror’s team, plus abstractors’ experience and insurance information. Fees were evaluated as pass/fail based on prevailing market rates.

Task orders for title services will be awarded on a rotating basis and the contract contains strict time limits and per diem penalties for delays. The State reserves the right to terminate any contract in whole or part for convenience or default. Each of the twelve (12) contracts awarded will be for a value Not-To-Exceed \$30,000.00 during the three-year term. The aggregate value of the overall contract award will not exceed \$360,000.00. The actual cost will depend on the number and contract price of the properties acquired during the term of the contact.

RESIDENT BUSINESS

Yes for all

TAX COMPLIANCE NOS.

- 12-0798-0101 Absolute Title Group
- 12-0799-0111 American Land Title Corp.
- 12-0800-0011 Cotton Duck Title Company
- 12-0860-0110 Fisher Law Group
- 12-0801-0111 Granite Title Assoc., Inc.
- 12-0833-1001 Lakeside Title Company
- 12-0805-0000 Lawyers Express Title, LLC
- 12-0802-1111 Miles & Stockbridge, PC
- 12-0803-0111 Progressive Title Corporation
- 12-0804-0111 Property Title & Escrow, LLC
- 12-0806-0111 Skidmore, Alderson, Duncan
- 12-0807-0111 Wright, Constable & Skeen

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 4-RP

MILITARY DEPARTMENT

La Plata Armory, 14 W. Hawthorne Dr.
 3.41 acres improved (Charles County)
 Charles County / Rose Hill Road
 20 acres unimproved (Charles County)
 File # 00-4205 & 00-4239

REFERENCE

Approval is requested to exchange the La Plata Armory for a 20 acre unimproved vacant parcel of land with Charles County. The current La Plata Armory no longer meets the U.S. Department of Defense standards, and the State must acquire a new site in order to receive appropriated federal funds for a new Southern Maryland Readiness Center. The terms of the proposed exchange are set forth below in Special Conditions. Reference is made to Item 9-RP revised dated February 22, 2012, in which the Military property was declared surplus. Legislative notification of the disposal was made on February 29, 2012, per the requirements of State Finance & Procurement Section 10-305.

Title will be vested in the Military Department. The Attorney General's Office has approved the Exchange Agreement. Title and transfer documents are subject to legal review.

GRANTOR

State of Maryland, to the use of the Military Department

GRANTEE

Charles County, Maryland, a body politic

PROPERTY

An exchange of 3.41 ± acres improved from Military for 20 ± acres unimproved from Charles County

PRICE

The value of the Military property is \$986,400.00. The value of the Charles County Rose Hill Rd. property is \$82,000.00. The County is also providing an exclusive use sewer line to the property at a value of (\$377,000.00), and allowing the Military Department to lease back the La Plata Armory at no cost for a period of 30 months at a value of (\$375,000.00). Total value from Charles County is \$834,000.00. See Special Conditions below.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY

ITEM 4-RP (Cont.)

APPRAISED VALUES

La Plata Armory:

\$1,670,000.00-James B. Hooper, Fee Appraiser 3/2/12. Reviewed by David Kelleher.

\$986,400.00-Melville E. Peters, Fee Appraiser 3/21/12. Reviewed by David Kelleher-Recommended

Charles County / Rose Hill Road property:

\$919,000.00-James B. Hooper, Fee Appraiser 1/6/12. Reviewed by David Kelleher.

\$250,000.00-Franc X. Korber, Fee Appraiser 1/23/12. Reviewed by David Kelleher.

\$82,000.00-Lou Ann Cline, Fee Appraiser 3/20/12. Reviewed by David Kelleher-Recommended

SPECIAL CONDITIONS

1. Charles County has agreed to provide an exclusive use sewer line to the property at the County's expense for an estimated amount of \$377,000.00.
2. Charles County has agreed to lease back the La Plata Armory to the Military Department at no cost, for a period of 30 months during the design and construction of the new armory at a value of \$375,000.00. This lease shall be submitted for Board of Public Works approval prior to the transfer of property.
3. Both the La Plata Armory and the Charles County Rose Hill Road property are being conveyed in as is condition.
4. The transfer of the La Plata Armory to Charles County is subject to the Clearinghouse recommendation that any new property owner explore leasing to the State Highway Administration nineteen (19) spaces in the La Plata National Guard Readiness Center parking area for a Park-n-Ride facility.
5. The transfer is also subject to a perpetual historic preservation easement.
6. The conveyance of the Rose Hill Rd. property is subject to the requirement that the new owner reference the name "Lee Welch" in association with any future public use of the property. The Military Department has agreed to lease back a small portion of the property to Charles County for a public use at no consideration, to be named "Lee Welch". The identification of the lease back location shall be made during the design phase for the new readiness center, and the lease shall be submitted for Board of Public Works approval at that time.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY

ITEM 4-RP (Cont.)

REMARKS

1. The Clearinghouse conducted an intergovernmental review of the project under MD20111213-0890 and has recommended to declare the La Plata National Guard Readiness Center surplus to the State, and to explore a real property exchange with Charles County subject to a perpetual historic preservation easement.

2. Legislative notification was made concerning the disposal of the La Plata Armory on February 29, 2012, per Section 10-305 of the State Finance and Procurement.

3. The Charles County Commissioners approved this real property exchange, including the terms contained in this agenda item at a meeting held on May 22, 2012.

4. The Military Department recommends approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE

ITEM 5-LL (Cont.)

4. The Tenant shall indemnify and hold harmless the State of Maryland and Maryland Department of Health and Mental Hygiene against any and all liability or claim of liability (including reasonable attorney's fees), arising out of licensee's use and occupancy, conduct operation or management of the premises during the Term.

5. The lease contains a termination for convenience clause.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE**ITEM** 6-LL**DEPARTMENT OF HEALTH AND**
MENTAL HYGIENEOffice of Capital Planning
Cumberland, MD
(Allegany County)**Tenant**Allegany County Board of Education
108 Washington St.
Cumberland, MD 21502**Property Location**Joseph D. Brandenburg Center
10100 Country Club Rd.
Cumberland, MD 21502**Space Type** Classroom
Duration 5 Years
Annual Rent \$1.00**Type** New
Effective 6/15/2012**Utilities Responsibility**

Tenant

Custodial Responsibility

Tenant

Previous Board Action(s)

N/A

Special Conditions

1. The Tenant shall occupy the Demised Premises for the purpose of a special education day school operated by Sheppard Pratt Health System, Inc. on behalf of Allegany County Public School System.
2. The Tenant shall be responsible for obtaining all permits, licenses, inspections and approvals required for its use and occupancy of the premises.
3. The Tenant shall maintain at its expense, throughout the term, insurance against loss or liability in connection with bodily injury, death, property damage or destruction, occurring within the Demised Premises. General Comprehensive Liability (GCL) insurance will have a minimum coverage of \$1,000,000.00 combined single limit per occurrence and shall contain broad form GCL Endorsement or its equivalent.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 7-LT (Cont.)

- 3. The square footage increased by 566 square feet to include portions of the demised premises used by BCCC but not previously incorporated in the measurement.
- 4. Through negotiations, the Department of General Services Office of Real Estate secured \$7.50 per square foot, or \$113,895.00, to improve the space at the State’s discretion. This is in addition to work to be performed by the Landlord to improve the demised premises as well as the base building.
- 5. Landlord shall install occupancy sensors throughout the space, fluorescent bulbs in all light fixtures, 1.28 GPF toilets, programmable thermostats, and energy efficient LED exit lights.
- 6. This lease contains a termination for convenience clause.
- 7. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this Item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 8-LT (Cont.)

- 2. The net usable square foot rental rate will be \$16.25 for years one (1) through two (2), \$17.00 for years three (3) through five (5) and 18.25 for years six (6) through ten (10). Rent for the first month of the first lease year shall be abated resulting in a 10 year average rate of \$17.34. The one (1) month rent abatement achieves a savings of \$8,476.00.
- 3. This lease contains a termination for convenience clause.
- 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.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 9-LT-MOD**EXECUTIVE DEPARTMENT**Governor's National Relations Office
Washington, DC**Sub-Landlord**State Services Organization
444 North Capitol Street, NW, Suite 237
Washington, DC 20001**Landlord/Owner**The Trustees of the M.E.B.A. Pension Trust
c/o MEBAR Realty Holding Trust
444 North Capitol Street, NW, Suite 719
Washington, DC 20001**Property Location**400 N. Capitol Street, Suite 311
Washington, DC 20001

| | | | | | |
|---------------------------|---------------------|---|-------------------|---------------------------|-------|
| <u>Space Type</u> | Office | <u>Lease Type</u> | Modification/ and | <u>Square Feet</u> | 2,293 |
| <u>Duration</u> | 6 Years | | Renewal | | |
| <u>Annual Rent</u> | \$127,323.13 (Avg.) | <u>Effective</u> | 2/1/2012 | | |
| | | <u>Square Foot Rate</u> | | \$55.53 (Avg.) | |
| | | <u>Previous Square Foot Rate</u> | | \$58.58 (Avg.) | |

Utilities Responsibility

Sub-Landlord

Custodial Responsibility

Sub-Landlord

Previous Board Actions

8/29/2001 -29-L; 7/11/2007 – 26-LT

Fund Source

100% General Funds D10 PCA:10960 Aobj:1301

Retro-Active Lease

The Board of Public Works is requested to retroactively approve the conversion of the standard of measurement from Net Usable to Building Owners and Managers Association (BOMA) increasing the square footage by 160 square feet and to further retroactively approve the reduction of rent for the remaining term of the lease by \$13,987.17.

History/Background

Reference is made to Board of Public Works Action Agenda Item 26-LT of 7/11/2007, wherein the Board approved a lease for a six-year term effective 2/1/2008 for 2,133 net usable square feet of office space at the above location which is scheduled for expiration on 1/31/2014.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 9-LT-MOD (Cont.)

The Landlord has desires to utilize the BOMA method of measurement for the building. BOMA is recognized as the commercial real estate industry standard for measuring office space and typically increases the size above that of a net usable measurement.

As an inducement for the State of Maryland to modify its existing lease agreement to reflect the BOMA measurement of space and to further agree to renew the lease for an additional 6 year term effective February 1, 2014, the Landlord has offered to reduce the rental rate by an average of \$6.10 per square foot or \$13,985.17 effective February 1, 2012 through the end of the current lease term of January 31, 2014.

Special Conditions

1. The sublease provides for five (5) parking spaces at the monthly rate of \$194.14 per parking space the initial year and increases 2.25% per annum thereafter.
2. The sublease provides for \$5.00 per square foot paid by the Landlord for tenant improvements.
3. The sublease contains a provision for annual rent increases of 2.25% per year.

Remarks

1. The space has been used since 1976 as the Governor’s National Relations Office.
2. This location is leased by the State Services Organization, which in turn subleases to each of the States for use as a liaison office with the Federal Government.
3. Modifying the method of measurement and renewing this lease early, the State’s rental expense will be reduced by \$13,985.17 during the remaining term.
4. The lease does not contain a termination for convenience clause.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 10-LT-MOD**MARYLAND DEPARTMENT OF TRANSPORTATION**

Motor Vehicle Administration (MVA)

Baltimore, MD

LandlordHilltop Development Associates, LLC
P.O. Box 196
Stevenson, MD 21153**Property Location**5415 Reisterstown Rd.
Baltimore, MD 21215

| <u>Space Type</u> | <u>Office/Land</u> | <u>Lease Type</u> | <u>Modification</u> | <u>Square Feet/Acre</u> |
|---------------------------|---------------------------|-------------------------------------|----------------------------|--------------------------------|
| <u>Duration</u> | 8 years/10 months | <u>Effective</u> | 7/2/2012 | Building 20,000 |
| <u>Annual Rent</u> | | <u>Square Foot Rate-Blg.</u> | \$30.65 | Land 3.92 Acres |
| Office | \$613,000.00 | <u>Eff. Square Foot Rate</u> | \$31.90 | |
| Land | \$249,154.02 | <u>Land Rate/Acre</u> | \$63,561.22 | |
| Total | \$862,154.02 | | | |

Utilities Responsibility

Tenant

Custodial Responsibility

Landlord

Previous Board Action(s)

9/16/2009 – 13-LT

Reference

Reference is made to Board of Public Works Action Agenda Item 13-LT of September 16, 2009, wherein the Board of Public Works approved a lease for a ten (10) year term for 20,000 net usable square feet of office space and 3.26 acres of land located at 5415 Reisterstown Road, Baltimore, MD 21215 for the Maryland Department of Transportation Motor Vehicle Administration.

The Board of Public Works is now requested to approve modifications to the lease agreement for the above referenced location as follows: (1) the increase of land area from 3.26 acres to 3.92 acres; and (2) the reduction of the annual land rent.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 10-LT-MOD (Cont.)

Background

(1) The original development program for this full service Motor Vehicle facility was to erect decked parking to accommodate the agency’s sizeable customer parking requirement. Subsequent to the approval of this lease by the Board, the landlord was able to secure additional adjacent land to provide surface parking to meet the agency’s customer parking requirement. The new survey performed in July, 2011, inclusive of the newly acquired land for customer parking, defined the new leased land area as 3.97 acres; an increase from the originally approved 3.26 acres of leased land.

Additionally, the Landlord has requested the State to release approximately 2,225 square feet of land (0.0511 acres) in the employee parking area (12 spaces) for the purpose of additional improvements to the property for a banking tenant in the center. MVA has reviewed this request and has determined the reduction of this area acceptable. This action will reduce the leased land area to the State from 3.97 to 3.92.

(2) This modification reduces the State’s annual land rent by \$3,965.98 representing the rent deduction for the 2,225 square feet of land area being given back to the landlord from the employee parking area however, it increases the overall leased land area. No rent shall be paid on the increased land area. Although, the State’s proportionate share related to pass thru costs for real estate taxes and snow and ice removal will increase by 18.67%.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 11-CGL

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

Mayor & City Council of the City of Baltimore

East Baltimore Biotechnology Park

“For property acquisition, demolition, and site improvements in the East Baltimore Biotechnology Park area.”

\$5,000,000.00

East Baltimore Biotechnology Park Loan of 2010 (Chapter 483, Acts of 2010)

DGS Item G002/130, (SL-021-020-038)

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 & City Council of the City of Baltimore have submitted evidence in the form of canceled checks and invoices that it has more than \$5,000,000.00 in eligible expenditures to meet the matching fund requirement for this project. *Documents for certification of match were received by the Department of General Services prior to May 31, 2012.*

BACKGROUND

| | |
|----------------------------------|------------------------|
| Total Project | \$993,100,000.00 |
| 10-G002/130 (This Action) | \$ 5,000,000.00 |
| 09-G002/136 (Prior Action) | \$ 5,000,000.00 |
| 08-G002/130 (Prior Action) | \$ 5,000,000.00 |
| 07-G003/144 (Prior Action) | \$ 5,000,000.00 |
| 06-009 (Prior Action) | \$ 5,000,000.00 |
| 05-G058/178 (Prior Action) | \$ 4,000,000.00 |
| 04-G040/097 (Prior Action) | \$ 4,500,000.00 |
| 02-003 (Prior Action) | \$ 2,000,000.00 |
| 11-G002/131 (Future Action) | \$ 2,500,000.00 |
| Local Cost | \$955,100,000.00 |

(Prior actions: 9/1/10 Agenda, Item 41-CGL; 11/20/02 Agenda, Item 9-CGL (non-match); 10/5/05 Agenda, Item 17-CGL; 8/30/06 Agenda, Item 24-CGL; 3/21/07 Agenda, Item 16-CGL (non-match); 1/30/08 Agenda, Item 17-CGL.B.; 2/27/08 Agenda, Item 16-CGL Supplemental; 4/1/09 Agenda, Item 20-CGL)

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 11-CGL (Cont.)

REMARKS:

(1) The grant agreement has been revised to include the Memorandum of Agreement among Baltimore Department of Housing and Community Development, Maryland Department of General Services, Maryland Historical Trust, East Baltimore Development, Inc., and East Baltimore Community School Board.

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

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

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

(5) 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 12-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 Ivymount School, Inc.
(Montgomery County)*

Ivymount School Annex Building

“For the planning, design, construction, renovation, and capital equipping of the Ivymount School Annex Building, located in Rockville.”

\$100,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LSI - Chapter 396, Acts of 2011)
DGS Item G065*

\$100,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LHI - Chapter 396, Acts of 2011)
DGS Item G131, SL-026-100-038*

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 Ivymount School, Inc. has submitted evidence in the form of invoices and canceled checks that it has \$475,951.00 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 Ivymount School, Inc. \$200,000.00 for eligible expenditures.

BACKGROUND

| | |
|------------------------------|----------------------|
| Total Project | \$1,525,000.00 |
| 11-G065 (This Action) | \$ 100,000.00 |
| 11-G131 (This Action) | \$ 100,000.00 |
| 10-G134 (Prior Action) | \$ 50,000.00 |
| 10-G059 (Prior Action) | \$ 125,000.00 |
| Local Cost | \$1,150,000.00 |

REMARKS

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

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

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 12-CGL (Cont.)

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 13-CGL

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

*Board of Directors of the Jewish Foundation for Group Homes, Inc.
(Montgomery County)*

Jewish Foundation for Group Homes Activity Center

"For the renovation and capital equipping of the Jewish Foundation for Group Homes Activity Center, located in Rockville."

\$150,000.00

*Maryland Consolidated Capital Bond Loan of 2010 (Chapter 483, Acts of 2010)
DGS Item G060, (SL-073-100-038)*

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 Jewish Foundation for Group Homes, Inc. has submitted evidence in the form of canceled checks and invoices that it has \$349,815.35 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 Jewish Foundation for Group Homes, Inc. \$150,000.00 for eligible expenditures. *Documents for certification of match were received by the Department of General Services prior to May 31, 2012.*

| | | |
|--------------------------|-----------------------|--------------|
| <u>BACKGROUND</u> | Total Project | \$300,000.00 |
| | 10-G060 (This Action) | \$150,000.00 |
| | Local Cost | \$150,000.00 |

REMARKS

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

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 13-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 14-CGL

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

*Maryland-National Capital Park and Planning Commission (Montgomery County)
Little Bennett Regional Park-Day Use Area*

“For the design, construction, repair, reconstruction, and capital equipping of the Day Use Area at the Little Bennett Regional Park, located in Clarksburg.”

\$100,000.00

Maryland Consolidated Capital Bond Loan of 2007 (LHI - Chapter 488, Acts of 2007, and as amended by Chapter 707, Acts of 2009 and Chapter 396, Acts of 2011)

DGS Item G055

\$100,000.00

Maryland Consolidated Capital Bond Loan of 2007 (LSI - Chapter 488, Acts of 2007, and as amended by Chapter 707, Acts of 2009 and Chapter 396, Acts of 2011)

DGS Item G138, SL-090-070-038

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2013 and the Board of Public Works to certify a matching fund. The Maryland-National Capital Park and Planning Commission has submitted documentation that it has appropriated \$300,000.00 in its Fiscal Years 2011 and 2012 budgets to meet the matching fund requirement for this project.

BACKGROUND

| | |
|------------------------------|---------------------|
| Total Project | \$300,000.00 |
| 07-G055 (This Action) | \$100,000.00 |
| 07-G138 (This Action) | \$100,000.00 |
| Local Cost | \$100,000.00 |

REMARKS

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

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

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 14-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 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 Maryland Center for Veterans Education and Training, Inc.
(Baltimore City)*

Maryland Center of Veterans Education and Training

“For the construction and renovation of the Maryland Center of Veterans Education and Training, located in Baltimore City.”

\$90,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LSI - Chapter 396, Acts of 2011)
DGS Item G038, (SL-028-110-038)*

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 Maryland Center for Veterans Education and Training, Inc. has submitted documentation that it has \$322,707.11 in a financial institution to meet the matching fund requirement.

BACKGROUND

| | |
|------------------------------|---------------------|
| Total Project | \$215,000.00 |
| 11-G038 (This Action) | \$ 90,000.00 |
| Local Cost | \$125,000.00 |

REMARKS

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 16-CGL

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

Maryland-National Capital Park and Planning Commission (Montgomery County)
Warner Manor

“For the design, construction, repair, renovation, and reconstruction of the Warner Manor, located in Kensington.”

\$275,000.00

Maryland Consolidated Capital Bond Loan of 2010 (LSI - Chapter 483, Acts of 2010 and as amended by Chapter 396, Acts of 2011) DGS Item G069

\$100,000.00

Maryland Consolidated Capital Bond Loan of 2011 (LSI - Chapter 396, Acts of 2011)
DGS Item G077, SL-064-040-038

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2013 for both grants and the Board of Public Works to certify a matching fund. The Maryland-National Capital Park and Planning Commission is utilizing the value of property as their matching fund. The Department of General Services, Real Estate Office has reviewed the appraisal of the property located at 10231 Carroll Place in Montgomery County and has approved a minimum value of \$1,000,000.00 to meet the matching fund requirement.

BACKGROUND

| | |
|--|----------------------|
| Total Project | \$6,649,000.00 |
| 11-G077 (This Action) | \$ 100,000.00 |
| 10-G069 (This Action) | \$ 275,000.00 |
| 06-G072 (Prior Action) | \$ 150,000.00 |
| 04-G060 (Prior Action) | \$ 100,000.00 |
| Local Cost | \$6,024,000.00 |
| (Prior Action: 6/9/10 Agenda, Item 34-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 16-CGL (Cont.)

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 17-CGL

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 Astronomical League of Central Maryland, Inc.
(Howard County)*

Watson Telescope Observatory

“For the planning, design, construction, and capital equipping of the Watson Telescope Observatory, located in Marriottsville.”

\$25,000.00

*Maryland Consolidated Capital Bond Loan of 2010 (LSI - Chapter 483, Acts of 2010)
DGS Item G054, SL-063-100-038*

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 Howard Astronomical League of Central Maryland, Inc. has submitted evidence of in-kind services totaling \$33,317.50 and \$14,487.63 in a financial institution for a total of \$47,805.13 to meet the matching fund requirement for this project. *Documents for certification of match were received by the Department of General Services prior to May 31, 2012.*

BACKGROUND

| | |
|------------------------------|---------------------|
| Total Project | \$120,317.00 |
| 10-G054 (This Action) | \$ 25,000.00 |
| Local Cost | \$ 95,317.00 |

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

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

NAME OF GRANTEE/BORROWER

Housing Unlimited, Inc.
1398 Lambertson Drive, Suite G1
Silver Spring, MD 20902

CONTRACT NO. AND TITLE

Project No. MHA-CB-20805-04;
Acquisition of: 18711 Sparkling Water Dr.,
Unit K, Germantown, MD 20874

DESCRIPTION

Approval is requested for a State grant of \$96,125.00 to assist Housing Unlimited, Inc. (HUI), a nonprofit organization, in the cost of acquiring a two-bedroom/two bathroom condominium at 18711 Sparkling Water Dr., Unit K, Germantown, MD. The condominium will house two individuals with psychiatric disabilities. The contract price is \$127,217.00. This home is part of the Moderately Priced Dwelling Unit (MPDU) program in Montgomery County. Housing units that are part of this program contain a 30-year restrictive covenant that prohibits their sale on the open market. During that period, the units can be offered only to a population pre-qualified by Montgomery County for less than market rates.

Two appraisals were obtained for the property; both have been reviewed by the Department of General Services.

\$130,000.00 Laura G. Lamb & Co., Laytonsville, MD

\$134,500.00 Associated Appraisers, Beltsville, MD

Based on these appraisals, the Department of General Services approved the fair market value of the real estate at \$130,000.00.

Eligible project costs are \$128,167.00. This includes \$127,217.00 for acquisition and \$950.00 for appraisals. The costs will be funded as follows:

AMOUNT

\$128,167.00*

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 19-CGL

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

*Board of Trustees of the James B. Richardson Foundation, Inc.
(Dorchester County)*

Richardson Maritime Heritage Center

"For the development or improvement purposes of the Richardson Maritime Heritage Center, located in Cambridge."

\$50,000.00

*Maryland Consolidated Capital Bond Loan of 2010 (Chapter 483, Acts of 2010)
DGS Item G048, (SL-071-100-038)*

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 James B. Richardson Foundation, Inc. has submitted evidence in the form of canceled checks and invoices that is has \$24,560.41 in eligible expenditures and \$36,688.77 in a financial institution for a total of \$61,249.18 to meet the matching fund requirement for this project. *Documents for certification of match were received by the Department of General Services prior to May 31, 2012.*

BACKGROUND

| | |
|------------------------------|---------------------|
| Total Project | \$323,000.00 |
| 10-G048 (This Action) | \$ 50,000.00 |
| Local Cost | \$273,000.00 |

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

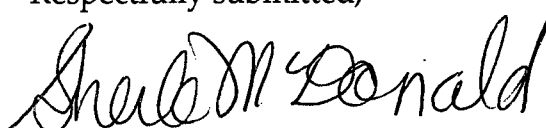
WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

There being no further business, the meeting of June 6, 2012 was adjourned.

Respectfully submitted,

A handwritten signature in black ink that reads "Sheila C. McDonald". The signature is written in a cursive style with a large, stylized "S" and "M".

Sheila C. McDonald, Esq.
Executive Secretary

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