

MINUTES  
OF THE  
MEETING OF THE  
BOARD OF PUBLIC WORKS

August 1, 2012

**BOARD OF PUBLIC WORKS**

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**MINUTES OF THE MEETING OF  
THE BOARD OF PUBLIC WORKS, AUGUST 1, 2012**

The Board of Public Works met in the Assembly Room, Goldstein Treasury Building, Annapolis, Maryland, on Wednesday, August 1, 2012.

Board Members present:

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

Also present:

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

**CONSTRUCTION:**

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

AUGUST 1, 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 10 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$219,500

Agreement #	Recipient	County	Amount
CR-2012-2207	C. STANLEY TARBUTTON	Talbot	800
CR-2012-2430	FRAN-BAR FARMS, INC	Queen Anne's	21,200
MP-2012-2183	EDGAR J. HATTER	Frederick	13,500
MP-2012-2487	IRENE ALDRIDGE	Frederick	9,100
MP-2012-2529	JEFFREY A. ENGEL	Carroll	11,700
NW-2012-2537-B	DOUGLAS E. GROVE	Wicomico	35,000
NW-2012-2547	WILLIAM A. O'DAY & SON, LLC	Dorchester	1,000
NW-2013-1751-R	THOMAS DI GREGORIO	Dorchester	2,200
UP-2012-2527	DONALD L. BEARD	Washington	90,000
UP-2012-2528	DONALD L. BEARD	Washington	35,000

**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.*

**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

AUGUST 1, 2012

SECRETARY'S AGENDA

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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 11 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$18,450.37

Agreement #	Recipient	County	Amount \$
CH-2012-2126	RICHARDSON FARMS, LLC	Kent	\$1,384.17
LS-2011-2429	DAVID BUTTON	Harford	\$600.00
MP-2010-2009	RT & 3 LMD FARM, LLC	Frederick	\$638.63
MP-2011-1829	KEITH E. WARNER	Carroll	\$456.85
MP-2011-2231	SPRING VALLEY FARM	Carroll	\$2,532.43
MP-2011-2360	JOSEPHINE H. REMSBERG	Frederick	\$674.97
MP-2011-2442	CHARLES H. SCHAEFER, II	Carroll	\$3,227.46
MP-2012-2195	CURTIS L. BROTHERS	Carroll	\$1,970.25
MP-2012-2371	MATTHEW HOFF	Carroll	\$1,674.19
RS-2012-1856	DELL BROTHERS, INC.	Carroll	\$4,323.85
UP-2011-2249	E. ANDREW STONE	Washington	\$967.57

**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**

**AUGUST 1, 2012**

**SECRETARY'S AGENDA**

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

Submission of the Procurement Agency Activity Reports by:

- A. Department of Budget and Management, May 2012
- B. Department of General Services, May 2012
- C. Department of Transportation, June 2012
- D. Department of Public Safety & Correctional Services, June 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:**

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

**BOARD OF PUBLIC WORKS**

**AUGUST 1, 2012**

**SECRETARY'S AGENDA**

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**4. BOARD OF PUBLIC WORKS**

***Final Action on State Procurement Regulations***

**COMAR 21.01.02.01 Definitions**

**COMAR 21.02.01.04 Delegation of Procurement and Contracting Authority**

**COMAR 21.02.05.04 Commodity Procurement**

***Recommendation:*** That the Board of Public Works take final action to adopt amendments to COMAR Title 21 to:

- Repeal the definition of capital equipment.
- Amend the definitions of commodities and supplies.
- Amend the capital equipment delegation to the Departments of Transportation, General Services, Public Safety and Correctional Services, the Maryland Transportation Authority, and the Maryland Port Commission.
- Amend the commodities and supplies delegation to the Department of General Services.
- Repeal the mandated use of an obsolete form.

The State Treasurer recommends final action to conform regulations to current practices, policies, and generally accepted accounting principles.

***Background:*** The regulatory proposal was approved by the Board of Public Works at the April 4, 2012 meeting (Sec. Item 4). The proposal was published in the June 1, 2012 *Maryland Register*. No public comments were received.

***Action:*** The Board is requested to adopt the amendments as proposed.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS**

**AUGUST 1, 2012**

**SECRETARY'S AGENDA**

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

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

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

**ANNE ARUNDEL COUNTY**

11-0691 EAGLE HILL BUILDERS LLC – To construct a replacement bulkhead; and remove/replace timber piers, finger piers and piles – Magothy River, Severna Park

12-0811 \*JONATHAN A. AZREAL – To replace stone sill and backfill; and to fill, grade and plant marsh vegetation along an eroding shoreline – South River, Annapolis

**BALTIMORE COUNTY**

12-0459 STATE HIGHWAY ADMINISTRATION – To collect soil borings for bridge rehabilitation – Gunpowder Falls and Little Gunpowder Falls

**CAROLINE COUNTY**

12-0670 \*TOWN OF FEDERALSBURG – To enhance vegetative stabilization by constructing interlocking log structures and backfill; to fill, grade and plant marsh vegetation along an eroding shoreline; and to construct a temporary access bridge – Marshyhope Creek

**DORCHESTER COUNTY**

12-0639 U.S. FISH & WILDLIFE SERVICE – To emplace experimental wave attenuation buoys – Barren Island, Chesapeake Bay

\*NOTE: In FY2012, BPW has approved 15.6 acres of living shoreline.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**BOARD OF PUBLIC WORKS**

**AUGUST 1, 2012**

**SECRETARY'S AGENDA**

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**6. MARYLAND DEPARTMENT OF THE ENVIRONMENT**

**Recommendation:** That the Board of Public Works approve **new loans** up to **\$8,253,000** to Anne Arundel County for the **Sylvan Shores Water System and Sewer System** projects. To secure this debt, Anne Arundel County will deliver its bonds, along with its full faith and credit endorsements, to the Maryland Water Quality Financing Administration. These loans may involve multiple sources of funding including GO bonds as the required 20% State match of federal funds. (Legislative District 33B)

**A. New Loan Estimated up to \$4,149,000 – Drinking Water State Revolving Loan Fund.** This loan will be repaid over a period not to exceed 30 years following project completion, at an interest rate of 25% of the Average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, recent loan recipients have received a 0.80% interest rate.

**B. New Loan Forgiveness Estimated up to \$1,383,000 – Drinking Water State Revolving Loan Fund.** This loan will be a Principal Forgiveness loan to be forgiven as a Disadvantaged Community under the Federal Safe Drinking Water Act. The Principal Forgiveness loan terms are enforceable should there be a programmatic default on the Loan Agreement.

**Drinking Water Project Description:** The project involves the replacement of the existing water distribution system along with ancillary appurtenances in the Sylvan Shores community of Anne Arundel County. The replacement is required due to the age of the system and operation problems with the water mains installed in the 1950's. Once the water distribution system is upgraded, Anne Arundel County will supply drinking water to the Sylvan Shores community which will enable the community to abandon its existing dilapidated water treatment plant.

**Project Funding Sources:**

<b>Drinking Water State Revolving Loan Fund (this action)</b>	<b>\$4,149,000</b>
<b>Drinking Water State Revolving Loan Fund w/Principal Forgiveness (this action)</b>	<b>\$1,383,000</b>
Local Share	<u>\$ 406,065</u>
<b>TOTAL ESTIMATED PROJECT COST:</b>	<b>\$5,938,065</b>

**C. New Loan Estimated up to \$2,041,000 - Water Quality State Revolving Loan Fund.** This loan will be repaid over a period not to exceed 20 years following project completion, at an interest rate of 25% of the Average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, recent loan recipients have received 0.80% interest rate.

BOARD OF PUBLIC WORKS

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SECRETARY'S AGENDA

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

**D. New Loan Forgiveness Estimated up to \$680,000 - Water Quality State Revolving Loan Fund.** This loan will be a Principal Forgiveness loan to be forgiven as a Disadvantaged Community under the Federal Clean Water Act. The Principal Forgiveness loan terms are enforceable should there be a programmatic default on the Loan Agreement.

*Water Quality Project Description:* The project involves the construction of a wastewater collection system to service the existing residences located in the Sylvan Shores area of Anne Arundel County. The wastewater collection system will provide public sewer service to an area having problems with individual wastewater disposal systems.

*Project Funding Sources:*

Water Quality State Revolving Loan Fund (this action)	\$2,041,000
Water Quality State Revolving Loan Fund w/Principal Forgiveness (this action)	\$ 680,000
Local Funding	<u>\$ 318,526</u>
TOTAL ESTIMATED PROJECT COST:	\$3,039,526

*Authority:* Sections 9-1601 through 9-1622 of the Environment Article, Maryland Code, known as the Maryland Water Quality Financing Administration Act.

MDE has determined these projects to be consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. These projects are consistent with State Clearinghouse comments and recommendations.

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

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

BOARD OF PUBLIC WORKS

AUGUST 1, 2012

SECRETARY'S AGENDA

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7. MARYLAND DEPARTMENT OF THE ENVIRONMENT

**Recommendation:** That the Board of Public Works approve a **new loan** up to \$400,000 to Allegany County for the **Bedford Road Sanitary Sewer Rehab Phase 2** project. This loan will be repaid over a period not to exceed 20 years following project completion, at an interest rate of 25% of the Average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, recent loan recipients have received a 0.80% interest rate. To secure this debt, Allegany County will deliver its bond, along with its full faith and credit endorsement, to the Maryland Water Quality Financing Administration. This loan may involve multiple sources of funding including GO bonds as the required 20% State match to federal funds. (Legislative District 1B)

**Project Description:** The proposed project will rehabilitate the existing Bedford Road sanitary sewer system by repairing and/or replacing manholes and sewer lines and upgrading an existing wastewater pumping station.

**Project Funding Sources:**

Water Quality State Revolving Loan Fund (this action)	<u>\$400,000</u>
TOTAL ESTIMATED PROJECT COST:	\$400,000

**Authority:** Sections 9-1601 through 9-1622 of the Environment Article, Maryland Code, known as the Maryland Water Quality Financing Administration Act.

MDE has determined this project to be consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. The project is consistent with State Clearinghouse comments and recommendations.

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

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

BOARD OF PUBLIC WORKS

AUGUST 1, 2012

SECRETARY'S AGENDA

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8. MARYLAND DEPARTMENT OF THE ENVIRONMENT

**Recommendation:** That the Board of Public Works approve **new loans** up to \$1,360,000 to Allegany County for the **Braddock Run Sanitary Sewer Rehab** project. To secure this debt, Allegany County will deliver its bond, along with its full faith and credit endorsement, to the Maryland Water Quality Financing Administration. These loans may involve multiple sources of funding including GO bonds as the required 20% State match to Federal funds. (Legislative District 1B)

**A. New Loan Estimated to be \$485,000 – Water Quality State Revolving Loan Fund.** This loan will be repaid over a period not to exceed 20 years following project completion, at an interest rate of 25% of the Average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, recent loan recipients have received a 0.80% interest rate.

**B. New Loan Forgiveness Estimated to be \$875,000 – Water Quality State Revolving Loan Fund.** This loan will be a Principal Forgiveness loan to be forgiven as a Disadvantaged Community under the Federal Clean Water Act. The Principal Forgiveness loan terms are enforceable should there be a programmatic default on the Loan Agreement.

**Project Description:** The proposed project will rehabilitate the existing Braddock Run sewer system. This will include the repair and/or replacement of manholes and pipes throughout the sewage collection system and other required modifications.

**Project Funding Sources:**

Water Quality State Revolving Loan Fund (this action)	\$ 485,000
Water Quality State Revolving Loan Fund w/Principal Forgiveness (this action)	\$ 875,000
TOTAL ESTIMATED PROJECT COST:	<u>\$1,360,000</u>

**Authority:** Sections 9-1601 through 9-1622 of the Environment Article, Maryland Code, known as the Maryland Water Quality Financing Administration Act.

MDE has determined this project to be consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. The project is consistent with State Clearinghouse comments and recommendations.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

AUGUST 1, 2012

SECRETARY'S AGENDA

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9. MARYLAND DEPARTMENT OF THE ENVIRONMENT

**Recommendation:** That the Board of Public Works approve a **new loan** up to \$400,000 to the Town of New Windsor for the **New Windsor Water Storage Tank Refurbishment** project in Carroll County. This loan will be repaid over a period not to exceed 20 years following project completion, at an interest rate of 25% of the Average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, recent loan recipients have received a 0.80% interest rate. To secure this debt, the Town of New Windsor will deliver its bond, along with its full faith and credit endorsement, to the Maryland Water Quality Financing Administration. This loan may involve multiple sources of funding including GO bonds as the required 20% State match of Federal funds. (Legislative District 4B)

**Project Description:** The project involves improvements to an elevated storage tank. The work includes design and rehabilitation of the existing storage tank and related appurtenances, including the installation of a vault for meters and valves.

**Project Funding Sources:**

Drinking Water State Revolving Loan Fund (this action)	<u>\$ 400,000</u>
TOTAL ESTIMATED PROJECT COST:	<u>\$ 400,000</u>

**Authority:** Sections 9-1601 through 9-1622 of the Environment Article, Maryland Code, known as the Maryland Water Quality Financing Administration Act.

MDE has determined this project to be consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. The project is consistent with State Clearinghouse comments and recommendations.

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

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

BOARD OF PUBLIC WORKS

AUGUST 1, 2012

SECRETARY'S AGENDA

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10. MARYLAND DEPARTMENT OF THE ENVIRONMENT

A. Submission of a request by the Maryland Department of the Environment for approval of capital construction grants totaling \$75,888 for the following project, which will be funded from proceeds of various general obligation bonds:

**Westernport Combined Sewer Overflow (CSO) Replacement Project: Philo Avenue –**

Further Funding -\$75,888

Recipient: Town of Westernport

Legislative District: 1A

Project Number SWQH 34.01

MCCBL 2007 (07084) (SWQH 34.01) - \$75,888 – Maryland Consolidated Capital Bond Loan, Supplemental Assistance Program

B. Request to REVERT unneeded funds in the amount of \$100,000 within the Maryland Department of the Environment.

Project #	Program*	Project Name	Recipient/County	MCCBL	Appropriation	Amount
SWQH 08.21	SWQH	Martingham Utilities WWTP	Talbot County/ Talbot County	2007	07084	\$ 100,000

\* Supplemental Assistance Program

MDE certifies that the proposed actions comply with the tax-exempt bond provisions of the Internal Revenue Code and do not constitute a change in use or private activity.

MDE has determined that these projects are consistent with Maryland's Priority Places Strategy in accordance with Executive Order 01.01.2003.33. These projects are consistent with State Clearinghouse comments and recommendations.

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

**APPROVED**
 **DISAPPROVED**
 **DEFERRED**
 **WITHDRAWN**

**WITH DISCUSSION**
 **WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS**

**AUGUST 1, 2012**

**SECRETARY'S AGENDA**

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

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

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

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

**A. Loan Recipients:** **Paul Anderson and Erin Leaf**  
3421 ½ Pleasant Place, Baltimore, MD 21211  
Baltimore City  
Original Loan: \$5,000  
Current Balance: \$5,000  
Type: Second Mortgage

**B. Loan Recipient:** **Diana Banks**  
18622 Walker Choice Road, #3, Gaithersburg, MD 20886  
Montgomery County  
Original Loan: \$5,000  
Current Balance: \$5,000  
Type: Second Mortgage

**C. Loan Recipients:** **Gregory and Kelly Carter**  
8202 Blue Heron Court, 2C, Frederick, MD 21702  
Frederick County  
Original Loan: \$3,500  
Current Balance: \$3,500  
Type: Second Mortgage

**BOARD OF PUBLIC WORKS**

**AUGUST 1, 2012**

**SECRETARY'S AGENDA**

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

- D. Loan Recipient: Danielle Clark**  
 4632 Glebe Place, Waldorf, MD 20603  
 Charles County  
 Original Loan: \$7,500  
 Current Balance: \$7,500  
 Type: Second Mortgage
- E. Loan Recipient: Samantha Green**  
 1016 Philip Powers Drive, Laurel, MD 20707  
 Prince George's County  
 Original Loan: \$5,000  
 Current Balance: \$5,000  
 Type: Second Mortgage
- F. Loan Recipients: Nicole Mack**  
 9433 Trevino Terrace #80, Laurel, MD 20708  
 Prince George's County  
 Original Loan: \$5,000  
 Current Balance: \$5,000  
 Type: Second Mortgage
- G. Loan Recipient: Renita Redmon**  
 1656 Brooksquare Drive, Capitol Heights, MD 20743  
 Prince George's County  
 Original Loan: \$3,500  
 Current Balance: \$3,500  
 Type: Second Mortgage
- H. Loan Recipient: Amie Wallace-McCain**  
 20121 Waterside Drive, Germantown, MD 20874  
 Montgomery County  
 Original Loan: \$5,000  
 Current Balance: \$5,000  
 Type: Second Mortgage

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**BOARD OF PUBLIC WORKS**

AUGUST 1, 2012

**SECRETARY'S AGENDA**

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

**BORROWER:** Aberdeen Commons LLLP (Shelter Properties)  
218 North Charles Street Suite 220  
Baltimore 21201

**LOAN AUTHORITY:** Rental Housing Production Program  
Housing and Community Development Article  
§§ 4-1501 through 4-1511 Maryland Code  
COMAR 05.05.01

**AUTHORITY TO GRANT  
EASEMENT:** State Finance and Procurement Article  
§ 10-305 Maryland Code

**AMOUNT:** Original Loan: \$1,500,000  
Current Balance: \$1,582,200

**PROJECT ADDRESSES:** Aberdeen, Harford County

**RECOMMENDATION:** That the Board of Public Works approve the: (1) creation of a permanent non-exclusive easement over property that DHCD has financed; and (2) subordination of the loan documents to the proposed easement in favor of the VHC Project.

**BACKGROUND:** In 2006, DHCD lent \$1,500,000 to Aberdeen Commons LLLP (Aberdeen) to finance the acquisition and construction of 120 residential rental units – the Highland Commons – in Aberdeen (Aberdeen Project). The Aberdeen Project has certain amenities, or facilities, such as common space, a community center and a playground (Aberdeen Facilities).

In June 2012, DHCD lent \$3,500,000 to Highland LLLP (Highland) to finance the acquisition and construction of the Villages at Highland Commons (VHC Project), 22 affordable multi-family townhomes on three acres adjoining the Aberdeen Project. Highland intends to build a recreation and exercise area (Highland Facilities) on the VHC Project.

For Highland residents to use the Aberdeen Facilities, including pedestrian egress and ingress, a perpetual non-exclusive easement over, across, through and to a portion of the Aberdeen Project is required. In consideration for Aberdeen granting Highland the easement, Highland will grant reciprocal easement rights to Aberdeen over the Highland Project to enable Aberdeen tenants, to have access to, and use of, the Highland Facilities.

BOARD OF PUBLIC WORKS

AUGUST 1, 2012

SECRETARY'S AGENDA

12. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

**BACKGROUND: (cont'd)**

The proposed easement is described in the Mutual Facility Sharing Easement Agreement by and between Highland and Aberdeen and, upon recordation in the land records of Harford County, shall run with the land and be binding upon the parties and their respective successors and assigns. As an Aberdeen Project mortgagee, DHCD must consent to the creation of the easement over the Aberdeen Project.

**MARKET VALUE:** The granting of the easement will have no negative impact on the value of the Aberdeen Project and will enhance the value of the VHC Project.

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BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS**

AUGUST 1, 2012

**SECRETARY'S AGENDA**

Contact: Carol Gilbert (410) 514-7229  
gilbert@mdhousing.org  
Mike Haloskey (410) 514-7237  
haloskey@mdhousing.org

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

**BORROWER:** Bella Cassa Interiors, LLC  
248 S. Conkling Street, Baltimore

**LOAN AUTHORITY:** The Neighborhood Business Development Program  
Housing and Community Development Article  
§§ 6-301 through 6-311 Maryland Code  
COMAR 05.13.01

**AUTHORITY TO APPROVE LOAN:** State Finance and Procurement Article  
§ 8-301 Maryland Code

**LOAN AMOUNT:** \$35,000.  
The total project is \$303,900; DHCD's portion represents 11.5% of the total.

**FUND SOURCE:** 2011 MCCBL (Chapter 396, 2011 Laws): *Provide funds for grants and loans for community-based economic development activities in revitalization areas designated by local governments.* Item SA24(B).

This project has the financial support of the Baltimore Development Corp and a local bank.

**RECOMMENDATION:** That the Board of Public Works approve the Department of Housing and Community Development lending general obligation bond proceeds to fund the capital improvement project as described.

**PROGRAM:** DHCD's Neighborhood Business Development Program provides flexible gap financing for small businesses starting up or expanding in neighborhood revitalization areas throughout the State. Loans are made to Maryland-based local development corporations, microenterprises, nonprofit organizations, or small businesses whose activities contribute to the broader revitalization of the neighborhood.

**PROJECT:** Bella Cassa Interiors, LLC has applied for a loan to repair and renovate a vacant mixed-use building in the Highland Town neighborhood. The property is part of Baltimore City's Highlandtown Arts and Entertainment District.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS**

**AUGUST 1, 2012**

**SECRETARY'S AGENDA**

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

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

**BORROWER:** Cambridge Commons LLLP (Shelter Properties)  
1220 Chestnut Place  
Cambridge, MD 21613  
Dorchester County

**LOAN AUTHORITY:** Rental Housing Production Program (RHPP)  
Housing and Community Development  
Article 4-211(a)(8) and (9) et seq. Maryland Code  
COMAR 05.12.01 et seq.

**AUTHORITY TO RELEASE  
A SECURITY INTEREST  
IN PROPERTY:**

State Finance and Procurement  
Article § 10-305, Maryland Code

**AMOUNT:** Original Loan: \$2,471,288  
Current Balance: \$2,144,701

**RECOMMENDATION:** That the Board of Public works approve granting to the Commissioners of The City of Cambridge a non-exclusive access easement over a portion of property known as Cambridge Commons. The proposed easement is slightly over 1,175 square feet. This easement project is known as Maces Lane and Bayly Road Safe Routes to School Improvements.

**HISTORY:** In November 2008, DHCD lent Commons LLLP \$2,471,288 to assist in the development of a 96-unit family housing project on 22.362 acres of land at 1220 Chestnut Place in Cambridge, Dorchester County. The project has been in operation since approximately 2009. Recently, the City of Cambridge requested an easement over a small portion of the project property to construct and maintain a sidewalk for a safe route to school.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS**

AUGUST 1, 2012

**SECRETARY'S AGENDA**

Contact: Amber Teitt (410-260-7920)  
ateitt@treasurer.state.md.us

**15. BONDS**

Submission of a recommendation by the State Treasurer for the adoption of the attached resolutions concerning the sale of \$734,915,000\*† State of Maryland General Obligation Bonds, to be known as the State and Local Facilities Loan of 2012, Second Series, consisting of:

- Second Series A<sup>1</sup> - \$26,340,000 Tax-Exempt Bonds (Negotiated)
- Second Series B<sup>2</sup> - \$478,660,000 Tax-Exempt Bonds (Competitive)
- Second Series C<sup>3</sup> - \$23,000,000 Taxable Bonds (Competitive)
- Second Series D<sup>4</sup> - \$15,320,000† Taxable Qualified Zone Academy Bonds (Competitive)
- Second Series E<sup>5</sup> - \$191,595,000\*† Tax-Exempt Refunding Bonds (Competitive)

dated as of their date of delivery, expected to be August 14, 2012 (collectively, the "Bonds").

- Ratifying and approving:
  - (i) The Preliminary Official Statement dated July 19, 2012;
  - (ii) The revised date and publication of the Summary Notice of Sale for the Second Series B Bonds, the Second Series C Bonds, the Second Series D Bonds and the Second Series E Bonds published in the Bond Buyer on July 19, 2012; and
  - (iii) The resolutions authorizing the Bond Sale adopted on June 20, 2012.
- Approving the Bond Purchase Agreement with Citigroup Global Markets Inc. as the Representative of the Underwriters for the purchase of the Second Series A Bonds.
- Ordering the sale and issuance of the Second Series A Bonds at the rates agreed to in the Bond Purchase Agreement.
- Accepting electronically transmitted bids for the purchase of the Second Series B Bonds, the Second Series C Bonds, Second Series D Bonds and the Second Series E Bonds.
- Determining the successful bidders and awarding sale of the Second Series B Bonds, the Second Series C Bonds, Second Series D Bonds and the Second Series E Bonds to the winning bidders.

BOARD OF PUBLIC WORKS

AUGUST 1, 2012

SECRETARY'S AGENDA

15. **BONDS** (cont'd)

- Ordering the sale and issuance of the Second Series B Bonds, the Second Series C Bonds, Second Series D Bonds and the Second Series E Bonds at the rates set forth in the successful bids.
- Authorizing and approving the issuance of the final Official Statement.

\*Preliminary, subject to change

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

**WITH DISCUSSION**

WITHOUT DISCUSSION

† *During the bidding process the Second Series D Bonds were resized to \$15,230,000 to account for bond premium as permitted by the Revised Official Notice of Sale. Additionally following the post-sale bidding by the Treasurer for Open Market Securities to fund the Refunding Escrow Account, the Second Series E Bonds were re-sized to \$183,795,000 as permitted by the Revised Official Notice of Sale. These changes result in a revised total of \$727,025,000 for the 2012 Second Series Bonds.*

<sup>1</sup>-Second Series A - Tax-Exempt Bonds (Negotiated) [Citigroup Global Markets Inc., Series sold by Negotiated, Retail Sale]

<sup>2</sup>-Second Series B - Tax-Exempt Bonds (Competitive) [Banc of America Merrill Lynch]

<sup>3</sup>-Second Series C - Taxable Bonds (Competitive) [Banc of America Merrill Lynch]

<sup>4</sup>-Second Series D - Taxable Qualified Zone Academy Bonds (Competitive) [Morgan Stanley & Co., LLC]

<sup>5</sup>-Second Series E - Tax-Exempt Refunding Bonds (Competitive) [J.P. Morgan Securities, Inc.]

**BOARD OF PUBLIC WORKS**

**AUGUST 1, 2012**

**SECRETARY'S AGENDA**

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

**16. 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.

**QUEEN ANNE'S COUNTY**

09-1008

QUEEN ANNE'S COUNTY COMMISSIONERS – To maintenance dredge an area, to construct stone marsh edging, breakwaters, groins and stone sill, and to fill, grade, and plant marsh vegetation along an eroding shoreline – Chester River, Kent Narrows, Ferry Point Park

\*NOTE: In FY2012, BPW has approved 15.96 acres of living shoreline.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS**

**AUGUST 1, 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**

**AUGUST 1, 2012**

**APPENDIX**

**SECRETARY'S AGENDA**

Contact: Paul Althoff 410-970-7058  
[AlthoffP@dhhm.state.md.us](mailto:AlthoffP@dhhm.state.md.us)

**REPORT OF EMERGENCY PROCUREMENT**

**ITEM:**           **Appendix 1**

**DEPARTMENT OF HEALTH AND MENTAL HYGIENE**

Springfield Hospital Center

**CONTRACT TITLE:**                                 Psychiatrist Services  
M00B3400137/OPASS 13-10940

**CONTRACT TYPE:**                                 Service

**DESCRIPTION:** Psychiatry services to fill in a gap due to psychiatrist vacancies that have continued since October 2010.

**PROCUREMENT METHOD:**                         Emergency

**DATE EMERGENCY DECLARED:**                 April 1, 2012

**BIDS:**  
Dartmouth Global Services, Inc.                 \$331,904  
Jackson & Coker Locum Tenens, LLC             \$368,466

**AWARD:**   Dartmouth Global Services Inc.  
Locust Grove, VA 22508

**AMOUNT:**   \$331,904

**CONTRACT AWARD DATE:**                     July 1, 2012

**TERM:**   7/1/2012 to 6/30/2013

**MBE PARTICIPATION:**                         None

**FUND SOURCE:**                                 100% General

**APPROP. CODE:**                                 M00L0801-Springfield Hospital Center

BOARD OF PUBLIC WORKS

AUGUST 1, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1 (cont'd)

PERFORMANCE SECURITY: None

INCUMBENT: None

REMARKS:

*Nature of Emergency:* Intensive inpatient psychiatric services are required for all patients at Springfield Hospital Center. These services are generally provided by salaried staff. The Department has difficulty filling positions at the State salary level, so the services must be provided under contract. The Department has current contracts to provide psychiatric services, but the contracted firms could not keep up with the hospital's increasing vacancies. The Department had to contract with an additional firm on an emergency basis to meet immediate staffing needs.

The contractor will function as the treatment team leader in coordinating clinical services to assigned patients and provide full psychiatric services to assigned patients as directed by the clinical director.

*Long Term Plans:* The long term plans are to hire enough psychiatrists as full-time State employees or through a long-term contract.

*Basis for Selection:* Dartmouth was selected as the low responsive, responsible bidder. Dartmouth has identified a psychiatrist who was interested in working in Maryland.

There was no MBE goal established for this solicitation.

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-1270-0110

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

## BOARD OF PUBLIC WORKS

AUGUST 1, 2012

## APPENDIX

## SECRETARY'S AGENDA

Contact: Douglas E. Matzke 410-385-4806  
 dmatzke@marylandports.com

## REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2

## DEPARTMENT OF TRANSPORTATION

Maryland Port Administration

**CONTRACT TITLE:** 513017 - Emergency Crane Beam Repair,  
 Berth 11 &12, Dundalk Marine Terminal  
 ADPICS No.: P513017

**CONTRACT TYPE:** Construction

**DESCRIPTION:** Remove and dispose concrete slab and piling; furnish and install: steel H-piles, steel beams, fiberglass pile jackets and grout, several metal items; various bolting, welding, and fabrications of material; construction of concrete slab; and all related work.

**PROCUREMENT METHOD:** Emergency

**DATE EMERGENCY DECLARED:** June 21, 2012

**BIDS:**

Marine Technologies, Inc. \$521,607  
 Baltimore, MD

McLean Contracting Co. \$614,460  
 Glen Burnie, MD

Corman Marine Construction, Inc. \$664,239  
 Annapolis Junction, MD

**AWARD:** Marine Technologies, Inc.

**AMOUNT:** \$521,607

**CONTRACT AWARD DATE:** June 27, 2012

BOARD OF PUBLIC WORKS

AUGUST 1, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2 (cont'd)

TERM: 32 Work Days from Notice to Proceed

MBE PARTICIPATION: 0%

FUND SOURCE: 100% Special - J03D002

REMARKS:

Nature of Emergency: On June 21, 2012 a dive inspection and data analysis determined a crane rail beam had deteriorated and could not safely carry the operating load of cranes in four locations that lift containers to and from vessels in Berths 11 and 12. An emergency procurement was necessary to remedy potentially unsafe cargo unloading operating conditions.

Basis for Selection: Award was made to the responsive and responsible bidder with the most favorable bid price. Due to the mostly substructure work, it was determined that there were no subcontracting opportunities.

TAX COMPLIANCE NO.: 12-1378-0111

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**

**August 1, 2012**

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

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

**Recommendation:** Approval to commit \$30,300.00 for the following **development** projects.

1. ***Cresaptown Community Park Pavilion Renovation - \$10,800.00***  
*Allegany County*  
*POS #5991-1-258*  
*MD20120601-0414*

**Background:** Renovate the existing pavilion with a new roof, soffit fascia, and support posts. In addition, upgrades will be made to the pavilion's interior lighting.

**Fund Source:** MCCBL of 2011: Program Open Space, Local Capital Development  
and Land Acquisition Grants, Allegany County:  
FY 2012 Funds  
Program 89.22.51 Item 051 \$10,800.00

2. ***Holly Avenue Recreation Area Field Re-Development Phase I - \$13,500.00***  
*Allegany County*  
*POS #5992-1-259*  
*MD20120601-0418*

**Background:** Upgrade the recreation area to provide enhanced public access to recreation activities through realignment of the existing ballfields and improved stormwater mitigation.

**Fund Source:** MCCBL of 2011: Program Open Space, Local Capital Development  
and Land Acquisition Grants, Allegany County:  
FY 2012 Funds  
Program 89.22.51 Item 051 \$13,500.00

SUPPLEMENT A  
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY  
ACTION AGENDA

August 1, 2012

ITEM 1A (con't)  
PROGRAM OPEN SPACE LOCAL SHARE

- 3. *Rawlings Community Park Fencing - \$6,000.00*  
*Allegany County*  
*POS #5993-1-260*  
*MD20120601-0415*

**Background:** Install 4' high chain link fencing around the playground, parking lot, and recreation activity area to provide greater safety for park users.

**Fund Source:** MCCBL of 2011: Program Open Space, Local Capital Development and Land Acquisition Grants, Allegany County:  
FY 2012 Funds  
Program 89.22.51 Item 051 \$6,000.00

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

SUPPLEMENT A  
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY  
ACTION AGENDA

August 1, 2012

ITEM 2A  
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM

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

**Recommendation:** Approval to commit \$102,000.00 for the following **development** project.

*Truxtun Park Softball Fields Renovation - \$102,000.00*  
*City of Annapolis, Anne Arundel County*  
*CPP #5986-2-289*  
*MD20120611-0440*

**Background:** Renovate two existing baseball/softball fields at the 80 acre park. Renovations include regrading the ballfields and installing irrigation pumps utilizing grey-water from underground cistern which collects rain water from the adjacent "Green" recreation building. In addition, new fencing and spectator seating that is ADA and ASTM compliant will be installed.

**Fund Source:** MCCBL of 2012: Program Open Space, Local Capital Development and Land Acquisition Grants, Anne Arundel County:  
FY 2013 Funds  
Program 89.22.54 Item 055 \$102,000.00

---

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**

**August 1, 2012**

**ITEM 3A  
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM**

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

**Recommendation:** Approval to commit \$320,000.00 for the following **development** projects.

1. ***Ober Community Park Project Playground - \$200,000.00***  
***Town of Greensboro, Caroline County***  
***CPP #5975-5-169***  
***MD20120601-0407***

**Background:** Renovate the existing community park into an inclusive playground facility. The first phase of the project includes installing play equipment for 2-5 year olds with associated safety surfacing, connecting existing play structures with accessible pathways, improving stormwater drainage including establishment of a rain garden, and landscaping for future playground additions.

**Fund Source:** MCCBL of 2012: Program Open Space, Local Capital Development  
and Land Acquisition Grants, Caroline County:  
FY 2013 Funds  
Program 89.22.54 Item 055 \$200,000.00

2. ***Third Street Basketball Court - \$95,000.00***  
***Town of Denton, Caroline County***  
***CPP #5976-5-170***  
***MD20120530-0395***

**Background:** Construct a new community basketball court. The site is within two blocks of Lockerman Middle School and will provide recreational opportunities for the entire community. The existing stormwater management system will be enhanced by the installation of a rain garden and/or other appropriate bioretention facilities. Over-story shade trees will be planted on the site and paid for from the Town's Forest Conservation Fund.

**Fund Source:** MCCBL of 2012: Program Open Space, Local Capital Development  
and Land Acquisition Grants, Caroline County:  
FY 2013 Funds  
Program 89.22.54 Item 055 \$95,000.00



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

August 1, 2012

**ITEM 3A (con't)**

**COMMUNITY PARKS AND PLAYGROUNDS PROGRAM**

3. *Austin Park Replacement - \$25,000.00*  
*Town of Federalsburg, Caroline County*  
*CPP #5974-5-168*  
*MD20120521-0369*

**Background:** Replace worn and unsafe playground equipment with new play equipment that meets current playground safety standards. This park serves a low to median income area of Federalsburg which is dependent upon and fully utilizes this public recreation facility.

**Fund Source:** MCCBL of 2012: Program Open Space, Local Capital Development  
and Land Acquisition Grants, Caroline County:  
FY 2013 Funds  
Program 89.22.54 Item 055 \$25,000.00

---

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

August 1, 2012

ITEM 4A  
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM

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

**Recommendation:** Approval to commit \$24,000.00 for the following **development** project.

*Meadow Park East Dog Park - \$24,000.00*  
*Town of Elkton, Cecil County*  
*CPP #5972-7-245*  
*MD20120530-0397*

**Background:** Develop a 100' x 200' off-leash dog park within Meadow Park East. The park will include separate areas for large and small dogs and will serve as the Town's only off-leash dog park.

**Fund Source:** MCCBL of 2012: Program Open Space, Local Capital Development  
and Land Acquisition Grants, Cecil County:  
FY 2013 Funds  
Program 89.22.54 Item 055 \$24,000.00

---

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**

**August 1, 2012**

**ITEM 5A  
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM**

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

**Recommendation:** Approval to commit \$337,000.00 for the following **development** projects.

- 1. *Cosby Avenue Park - \$117,000.00*  
*City of Cambridge, Dorchester County*  
*CPP #5977-9-151*  
*MD20120530-0398*

**Background:** Renovate the community park with a new play structure, swings, recycled rubber safety surfacing, and benches.

**Fund Source:** MCCBL of 2012: Program Open Space, Local Capital Development and Land Acquisition Grants, Dorchester County:  
FY 2013 Funds  
Program 89.22.54 Item 055 \$117,000.00

- 2. *Vienna Riverwalk Extension - \$220,000.00*  
*Town of Vienna, Dorchester County*  
*CPP #5978-9-152*  
*MD20120601-0419*

**Background:** Extend the current riverwalk at the Town of Vienna's Waterfront Park. This park is situated along the Nanticoke River and provides a significant opportunity to enhance the public's knowledge of life in and around the river. The walkway will be made from recycled plastic and the slats will be spaced so that aquatic vegetation will receive adequate sunlight.

**Fund Source:** MCCBL of 2012: Program Open Space, Local Capital Development and Land Acquisition Grants, Dorchester County:  
FY 2013 Funds  
Program 89.22.54 Item 055 \$220,000.00

---

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

August 1, 2012

ITEM 6A  
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM

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

**Recommendation:** Approval to commit \$105,000.00 for the following **development** project.

*Thurmont Community Park Fitness Trail - \$105,000.00*  
*Town of Thurmont, Frederick County*  
*CPP #5970-10-326*  
*MD20120521-0368*

**Background:** Construct a paved fitness trail with 10 wheelchair accessible wellness stations and install security lighting. The proposed outdoor recreational lighting system is designed to perform its intended function, be energy efficient, and minimize light pollution.

**Fund Source:** MCCBL of 2012: Program Open Space, Local Capital Development  
and Land Acquisition Grants, Frederick County:  
FY 2013 Funds  
Program 89.22.54 Item 055 \$105,000.00

---

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

August 1, 2012

ITEM 7A  
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM

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

**Recommendation:** Approval to commit \$300,000.00 for the following **development** projects.

- 1. *Plumtree Park Improvement Project - \$200,000.00*  
*Town of Bel Air, Harford County*  
*CPP #5967-12-282*  
*MD20120521-0367*

**Background:** Improve the community park with new play equipment and safety surfacing that meets current national playground safety standards. In addition, correct water drainage issues, address passive recreation elements to meet the needs of the growing senior population, and other associated park amenities.

**Fund Source:** MCCBL of 2012: Program Open Space, Local Capital Development and Land Acquisition Grants, Harford County:  
FY 2013 Funds  
Program 89.22.54 Item 055 \$200,000.00

- 2. *Water Park at Aberdeen Festival Park - \$100,000.00*  
*City of Aberdeen, Harford County*  
*CPP #5968-12-283*  
*MD20120521-0371*

**Background:** Design and install a splash pad at the water park including ground jet sprays of various shapes and sizes.

**Fund Source:** MCCBL of 2012: Program Open Space, Local Capital Development and Land Acquisition Grants, Harford County:  
FY 2013 Funds  
Program 89.22.54 Item 055 \$100,000.00

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

SUPPLEMENT A  
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY  
ACTION AGENDA

August 1, 2012

ITEM 8A  
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM

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

**Recommendation:** Approval to commit \$78,000.00 for the following **development** project.

*Fruitland Recreational Park Playground - \$78,000.00*  
*City of Fruitland, Wicomico County*  
*CPP #5979-22-205*  
*MD20120601-0416*

**Background:** Upgrade the outdated playground at the City's primary recreation area. Upgrades include the installation of new play equipment and safety surfacing that meets current national playground safety standards, refurbishing an existing swing set, and installing new picnic tables for the pavilion that is adjacent to the playground area.

**Fund Source:** MCCBL of 2012: Program Open Space, Local Capital Development  
and Land Acquisition Grants, Wicomico County:  
FY 2013 Funds  
Program 89.22.54 Item 055 \$78,000.00

---

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

August 1, 2012

ITEM 9A  
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM

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

**Recommendation:** Approval to commit \$119,000.00 for the following **development** project.

*North Side Park – Outdoor Exercise and Fitness Area - \$119,000.00*  
*Town of Ocean City, Worcester County*  
*CPP #5981-23-224*  
*MD20120530-0396*

**Background:** Construct an outdoor exercise fitness area at Ocean City’s North Side Park. The fitness area will be located adjacent to the playground and softball fields and will include 7 to 9 exercise stations, a 20’ x 20’ square shade structure, appropriate surfacing, an ADA access walkway, benches, and signage.

**Fund Source:** MCCBL of 2012: Program Open Space, Local Capital Development  
and Land Acquisition Grants, Worcester County:  
FY 2013 Funds  
Program 89.22.54 Item 055 \$119,000.00

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

SUPPLEMENT A  
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY  
ACTION AGENDA

August 1, 2012

ITEM 10A  
PROGRAM OPEN SPACE LOCAL SHARE

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

**Recommendation:** Approval to commit \$60,000.00 for the following **development** projects.

- 1. **King Farm Park (Boonsboro Shafer Park) - \$60,000.00**  
*Washington County*  
**POS #5176-21-204**  
**MD20070628-0703**

**Background:** Construct and develop the first phase of a multi-phased recreational complex to accommodate the needs of southern Washington County. This phase includes landscaping, further development of the Town's new community fishing pond, and a 31-space parking lot. Stormwater runoff is addressed by providing a stormwater management facility. In addition to the stormwater management facility additional vegetation will be introduced and the majority of the site will be left in its natural state. Funds totaling \$245,000.00 were previously approved by the Board of Public Works on the Secretary's Agenda: August 22, 2007, Item 9A (\$120,000) and April 15, 2009, Item 6A (1) (\$125,000).

**Fund Source:** MCCBL of 2010: Program Open Space, Local Capital Development and Land Acquisition Grants, Washington County:  
FY 2011 Funds  
Program 89.22.49 Item 055 \$5,969.92

MCCBL of 2011: Program Open Space, Local Capital Development and Land Acquisition Grants, Washington County:  
Prior Funds Replacement  
Program 89.22.51 Item 052 \$54,030.08

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**

**August 1, 2012**

**ITEM 11A  
PROGRAM OPEN SPACE STATE SHARE**

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

*Edith C. Owings & Joanne K. Magin - \$148,000.00*  
*Garrett County*  
*POS # 4367*

**Reference:** That the Board of Public Works approve the acquisition in fee simple of a 113 +/- acre parcel located in Garrett County. This early successional forested property (which will be allowed to mature) is surrounded on three sides by the Bear Pen Wildland of the Savage River State Forest and includes Bear Pen Run. Acquisition will help to protect brook trout habitat.

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 142 under the Program Open Space Targeting System.

The Board of Garrett County Commissioners unanimously approved the purchase by DNR at its May 31, 2012 meeting as required by Section 5-207(a) of the Natural Resources Article, Annotated Code of Maryland.

**Special Conditions:**

1. Seller will convey title to the mineral rights. Seller affirms that the property has not been actively used for mining activity.
2. Board approval is requested to use up to \$14,800.00 in POS stabilization funds to remove two mobile homes and a camper. Section 5-903(f) of the Natural Resources Article, Annotated Code of Maryland.

**Grantor:** Edith C. Owings & Joanne K. Magin

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

**Property:** 113 +/- acres, unimproved, Garrett County

**Price:** \$148,000.00

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

**August 1, 2012**

**ITEM 11A (con't)  
PROGRAM OPEN SPACE STATE SHARE**

**Appraisals:** \$125,000 (5/11/11) – Michael P. Goodfellow – Fee Appraiser  
Reviewed by David Wallenberg

\$148,000 (11/1/11) – Giuliana M. Van Tyne – Fee Appraiser  
Reviewed by David Wallenberg

\$255,000 (5/26/11) – James L. Randall – Review Appraiser

**Fund Source:** POS Acquisition Opportunity Loan 2009  
Program 89.22.45 Item 500 \$148,000.00 (FY2010)  
MCCBL – 2010  
Program 89.22.49 Item 015 \$14,800.00 (FY2011)

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

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

**August 1, 2012**

**ITEM 12A  
PROGRAM OPEN SPACE STATE SHARE**

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

*Ryan T. New & Chrissy F. New - \$90,000.00  
Washington County  
POS # 4420*

**Reference:** That the Board of Public Works approve the acquisition in fee simple of an unimproved 3 +/-acre parcel located in Washington County. Acquisition of the wooded property will resolve a longstanding boundary line discrepancy within Greenbrier State Park.

The Seller purchased the property in 2005 with the understanding that the property was improved with a house constructed in 1984. However, due to an error in a previous owner's survey, the house was actually constructed on adjacent DNR property. The property to be acquired is the vacant land the Seller legally purchased in 2005. DNR will retain and use the house. Sellers are pursuing just compensation for their loss from private parties.

The property is located within a Target Ecological Area (TEA) and has received an ecological ranking of 40 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 project.

**Grantor:** Ryan T. New & Chrissy F. New

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

**Property:** 3 +/- acres, unimproved, Washington County

**Price:** \$90,000

**Appraisals:** \$80,000 (7/6/11) – Steven P. O’Farrell – Fee Appraiser  
Reviewed by David Wallenberg

\$100,000 (10/5/11) – Michael C. Bowers – Fee Appraiser  
Reviewed by David Wallenberg

**Fund Source:** POS Acquisition Opportunity Loan 2009  
Program 89.22.45 Item 500 \$90,000.00 (FY2010)

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

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

**SERVICES CONTRACT**

**ITEM:** 1-S **Agency Contact:** Jade Leung  
410-767-2919  
jleung@dhhmh.state.md.us

**DEPARTMENT/PROGRAM:** Department of Health and Mental Hygiene  
Center for Health Promotion/Surveillance and  
Policy Analysis

**CONTRACT ID:** OPASS 12-11061;  
Injury Strategic Plan  
ADPICS BPO NO. M00B3400179

**CONTRACT DESCRIPTION:** Contract to implement activities under the injury  
strategic plan, send two members to the Johns Hopkins University Injury Prevention Summer  
Institute, and conduct quarterly trainings and an annual injury prevention summit for safety and  
injury professionals.

**AWARD:** Partnership for a Safer Maryland, Inc.  
Baltimore, MD

**TERM:** 8/15/2012 – 6/30/2016

**AMOUNT:** \$156,667 (3 Years; 10 Months; 17 Days)

**PROCUREMENT METHOD:** Sole Source

**BIDS OR PROPOSALS:** N/A

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

**PERFORMANCE SECURITY:** None

**INCUMBENT:** Same

**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**REQUESTING AGENCY REMARKS:** The Center for Health Promotion and Education at the Department of Health and Mental Hygiene (DHMH) received a five-year grant from the Centers for Disease Control and Prevention (CDC) to work with the State Injury Community Planning Group (ICPG) to implement activities under the revised State injury plan with the aim to reduce death and disability associated with injury and violence in Maryland.

The Partnership for a Safer Maryland, Inc. (PSM) is the only ICPG in Maryland, and it is comprised of over 400 members of experts in violence and injury prevention. PSM will research, recommend and implement activities under the four priority injury areas that are identified in the State plan and utilize a variety of media outlets to provide public awareness of injury prevention through leadership, advocacy and education.

There are no subcontracting opportunities available for services provided by this contract; therefore, no MBE participation goal was established.

**FUND SOURCE:** 100% Federal  
**APPROP. CODE:** F0306  
**RESIDENT BUSINESS:** Yes  
**MD TAX CLEARANCE:** 12-1360-0000

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT**

**ITEM:** 2-S **Agency Contact:** Randy L. Bradford  
410-221-2308  
randy.bradford@maryland.gov

**DEPARTMENT/PROGRAM:** Health and Mental Hygiene (DHMH)  
Mental Hygiene Administration (MHA)

**CONTRACT ID:** DHMH-OPASS 12-10834;  
Laundry Services for Eastern Shore Hospital Center  
ADPICS No. M00B3400035

**CONTRACT DESCRIPTION:** Provide comprehensive laundry services for the  
Eastern Shore Hospital Center.

**AWARD:** HandCraft Cleaners & Launderers, Inc.  
Richmond, VA  
(Local Office in Salisbury, MD)

**TERM:** 8/2/2012 – 8/1/2014

**AMOUNT:** \$67,100 (2 Years)

**PROCUREMENT METHOD:** Competitive Sealed Bidding

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

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

**PERFORMANCE SECURITY:** None

**INCUMBENT:** Palace Laundry, Inc.  
(t/a Linens of the Week)  
Salisbury, MD  
(Recently sold the institutional services division to  
Handcraft Cleaners & Launderers, Inc.)

**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMarylandMarketplace.com* and the DHMH websites. A copy was also sent to the Governor's Office of Minority Affairs.

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

DHMH anticipated a low response to this solicitation due to the type of service, volume of service, and the location of the facility.

Under this contract, the recommended contractor will:

- Pickup soiled and deliver clean laundry at the Eastern Shore Hospital Center twice weekly;
- Maintain an inventory of laundry at a specified level and be responsible for replacement of missing or damaged inventory so that at the conclusion of the contract, the same number of items by category will be returned to the facility.

In conducting this solicitation, the Center complied with Health General 10-411 Laundry Contracts of Eastern Shore Hospital Center which requires the facility to contact Maryland Correctional Enterprises (MCE) to obtain a price for services. Under the guidelines of this legislation, if the cost of services from MCE exceeds the cost from a private vendor, the Center shall use the private vendor. MCE was contacted and provided a written quote that exceeded the cost of services bid by the private vendor and was not able to meet the inventory replacement requirements.

The *Award Amount* above is estimated based on the anticipated usage of services under this contract. Since this is an indefinite quantity, fixed unit price contract, the contractor will be paid only for the services actually provided based on the daily patient census and the unit prices fixed in the contract. The contract sets firm fixed prices per pound of laundry.

A search of the MDOT/MBE/DBE Directory resulted in three contractors listed that provided this type of service, none of which are located on the eastern shore of Maryland. Therefore, no MBE goal was established for this contract.

**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**FUND SOURCE:** 100% General

**APPROP. CODE:** M00L0701

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-0302-1111

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT**

**ITEM:** 3-S **Agency Contact:** Mike Hopkins  
410-296-9682  
mhopkins@dllr.state.md.us

**DEPARTMENT/PROGRAM:** Labor, Licensing and Regulation (DLLR)  
Maryland Racing Commission

**CONTRACT ID:** DLLR-FY-2012-034; P00R2403671;  
Veterinarian Services for the Ocean Downs  
Raceway  
ADPICS BPO # P00B2400205

**CONTRACT DESCRIPTION:** Provide veterinarian services on an as-needed basis  
for the Ocean Downs Raceway during the annual horse racing season from June through  
September for six consecutive racing seasons.

**AWARD:** Jay Baldwin & Associates  
Dover, DE

**TERM:** 8/2/2012 – 9/2/2017

**AMOUNT:** \$115,200 (6 Consecutive Racing Seasons)

**PROCUREMENT METHOD:** Competitive Sealed Bidding

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

**MBE PARTICIPATION:** 0% (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). A total of nine prospective  
vendors received the notice from eMM. A copy of the solicitation notice was also mailed to the  
incumbent.

**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

The Maryland Racing Commission requires a licensed veterinarian to perform phlebotomy and blood testing services at the Ocean Downs Raceway during the Maryland racing season from June through September annually. This contract will provide services for the second half of the 2012 racing season through the end of the 2017 racing season.

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

No MBE participation goal was established for this contract based upon the limited scope of work. The only subcontracting opportunities would be for supplies; however, all supplies and materials needed for collecting the blood samples will be provided by DLLR.

<b>FUND SOURCE:</b>	100% Special (Lab Fees)
<b>APPROP. CODE:</b>	P00E0103
<b>RESIDENT BUSINESS:</b>	No
<b>MD TAX CLEARANCE:</b>	12-1109-0000

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT**

**ITEM:** 4-S **Agency Contact:** Carol Kaiser  
443-769-1021  
ckaiser@collegesavingsmd.org

**DEPARTMENT/PROGRAM:** College Savings Plans of Maryland (CSPM)

**CONTRACT ID:** 12-01;  
Actuarial Services  
ADPICS No. R60B2400006

**CONTRACT DESCRIPTION:** Provide actuarial services for the College Savings Plans of Maryland (CSPM) to include developing actuarially based pricing alternatives for the Board's review, addressing issues related to the maintenance of the Maryland Prepaid College Trust (also referred to as Prepaid College Trust or Trust), and providing periodic soundness evaluations certifying the actuarial soundness of the Trust.

**AWARD:** Gabriel Roeder Smith & Company  
Chicago, IL

**TERM:** 8/1/2012 - 7/31/2013 (w/2 two-year renewal options)

**AMOUNT:** \$ 70,000 Est. (1 Year; Base Contract)  
\$146,000 Est. (2 Years; 1<sup>st</sup> Renewal Option)  
\$154,000 Est. (2 Years; 2<sup>nd</sup> Renewal Option)  
\$370,000 Est. Total (5 Years)

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**BIDS OR PROPOSALS:** Only One Acceptable Offer Received

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

**PERFORMANCE SECURITY:** None

**INCUMBENT:** Same

**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com*. Copies of the solicitation notice were mailed directly to three prospective vendors, none of which are Maryland firms, and included no MBEs.

Two proposals were received in response to the RFP. One proposal was deemed to be not reasonably susceptible of being selected for award because it did not satisfy the technical requirements of the RFP. The remaining proposal from the incumbent, Gabriel Roeder Smith & Company, was determined to be reasonably susceptible of being selected for award. In addition, the Offeror was determined to be responsible; the financial offer was considered fair and reasonable; and it was determined that other potential offerors had a reasonable opportunity to respond to the solicitation. Therefore, award is recommended to Gabriel Roeder Smith & Company (GRS).

As per the Maryland Education Code Ann. § 18-1903 (b) "The purpose of the Trust is to provide: (1) A means for payment of the cost of tuition in advance of enrollment at an eligible institution of higher education; and (2) An assurance to a beneficiary who enrolls at an eligible institution of higher education that the Board shall make every effort to invest the advance payments so that the prepaid contract will cover the average in-State tuition costs at public institutions of higher education in the State at the time that the benefits are exercised.

Given that a Section 529 prepaid tuition program has certain unique characteristics, the College Savings Plans of Maryland Board seeks to contract with an actuary who is knowledgeable in all phases of structuring and evaluating factors and circumstances relevant to the operation of a prepaid tuition program. The scope of the engagement shall include, but will not be limited to, the following:

- Preparation of an annual actuarial evaluation of the Trust's soundness;
- Preparation of an actuarial analysis leading to the annual pricing of the contracts to be offered in the Trust's annual enrollment periods; and
- Providing advice to the Board as to the structure of prepaid tuition contracts which will be offered during the Trust's enrollment periods.

**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

The renewal options included a CPI adjustment.

No MBE participation goal was established for these services based upon the limited opportunities for subcontracting and the limited number of MDOT certified MBEs available for these specific actuarial services.

<b>FUND SOURCE:</b>	100% Non Budgeted
<b>APPROP. CODE:</b>	R60H0041
<b>RESIDENT BUSINESS:</b>	No
<b>MD TAX CLEARANCE:</b>	12-1387-0101

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**SERVICES CONTRACT MODIFICATION  
AMERICAN RECOVERY & REINVESTMENT ACT**

**ITEM:** 5-S-MOD **Agency Contact:** Walt Auburn  
410-260-7204  
wauburn@energy.state.md.us

**DEPARTMENT/PROGRAM:** Maryland Energy Administration (MEA)  
Energy Efficiency

**CONTRACT ID:** 2010-01-43FFC; 2010-01-43SFC;  
Technical Services Manager  
ADPICS CO # COE43140

**CONTRACT APPROVED:** 2/24/2010 DBM BPW Agenda Item 5-S

**CONTRACTOR:** SENTECH, Inc.  
Bethesda, MD

**CONTRACT DESCRIPTION:** Provide technical support in the areas of energy efficiency measures, energy efficiency building practices, energy management training, energy efficiency program design and administration, building energy codes, energy efficient product incentive program implementation, and estimates of the costs and savings attributed to MEA's program activities and projects.

**MODIFICATION DESCRIPTION:** Request for retroactive approval to increase the NTE amount for the payments to the Contractor, and request for proactive approval to modify the split between the Contractor payments and the Appliance Rebate/pass through NTE amounts for an overall decrease to the total contract value.

**TERM OF ORIGINAL CONTRACT:** 2/25/2010 - 6/30/2013

**TERM OF MODIFICATION:** 9/16/2011 - 6/30/2013

**AMOUNT OF ORIGINAL CONTRACT:** \$3,387,906 NTE (Contractor Payments)  
\$5,905,000 NTE (Appliance Rebates)  
\$9,292,906 NTE Total Contract Value  
(Approx. 3 Years, 4 Months)

**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**AMOUNT OF MODIFICATION:** \$ 744,602 (Retro Contractor Payments)  
\$1,699,833 (Proactive Contractor Payments)  
(\$5,792,300) (Appliance Rebates)  
(\$3,347,865) Total  
(Approx. 1 Year, 9 ½ Months)

**PRIOR MODIFICATIONS/OPTIONS:** None

**REVISED TOTAL CONTRACT AMOUNT:** \$5,832,341 NTE (Contractor Payments)  
\$ 112,700 NTE (Appliance Rebates)  
\$5,945,041 NTE Total Contract Value

**OVERALL PERCENT +/- (THIS MOD):** -36.03%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 25% of the Fees to the Contractor

**MBE COMPLIANCE:** 18%

**REQUESTING AGENCY REMARKS:** MEA is requesting three actions that in aggregate will reduce the total contract value by \$3,347,865. These actions include: (1) proactive approval to decrease the Appliance Rebate pass through by \$5,792,300; (2) retroactive approval to increase the payments to the Contractor by \$744,602; and (3) proactive approval to increase the payments to the Contractor by \$1,699,833 (for a total increase in payments to the Contractor of \$2,444,435).

The overall contract included a large pass through provision to support the Appliance Rebate Program. MEA subsequently determined that it was more effective to distribute the almost \$6M in Appliance Rebates to Marylanders through the EmPOWER Maryland programs already being operated by the electric utilities, thus reducing program administrative expenses. The only Appliance Rebates processed via this contract were the rebates received by a small number of residents served by municipal and cooperative utilities. Therefore, the pass through portion of this contract totaled only \$112,700, thus requiring a reduction in the total contract value.

**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

The amount of Contractor support required for the many American Recovery and Reinvestment Act (ARRA) funded programs increased significantly in response to the growing complexity of ARRA compliance requirements. MEA internal controls to track the payments to the Contractor were established based upon the total contract value (\$9.3M) and not the specific not-to-exceed (NTE) amount for the Contractor Payments approved by the BPW.

As a result of this contract management error, MEA has established new controls. Specifically, MEA's control protocols now require the maximum not-to-exceed (NTE) limits to be explicitly entered into the MEA Salesforce database rather than relying on the Contract Manager to establish the control and tracking system. This improvement should prevent such an error from occurring in the future.

In summary, payments to the Contractor have reached \$3,821,017 as of May 31, 2012 and will reach \$4,132,508 by July 31, 2012 (June and July estimated payments total \$311,491). By July 31, 2012, the Contractor Payments amount approved by the BPW will be exceeded by \$744,602.

In addition with this modification, MEA is requesting BPW approval to increase the Contractor Payment portion of this contract by \$1,699,833 for a total of \$5,832,341. The ending dates of MEA programs funded by ARRA are being extended to June 2013 in order to fully utilize all available funds in support of Maryland residences and businesses. Over the term of this contract, MEA has executed many successful energy efficiency programs. Program accomplishments include:

- More than 1,800 Maryland homeowners participated in MEA's Home Performance with ENERGY STAR (HPwES) rebate program, reducing household energy bills by about 15%;
- The Multifamily Energy Efficiency and Housing Affordability Program (MEEHA) performed energy efficiency retrofits on 49 multifamily properties, upgrading 5,195 living units;
- Through the Energy Efficiency and Conservation Block Grant (EECBG) program, more than 100 local government facilities have been upgraded to date, saving local governments millions in operating costs; and,
- Launched new energy efficiency programs focused on assisting local school districts and Maryland farmers to become more energy independent.



**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**FUND SOURCE:** 58% Federal (ARRA);  
30% Special (Strategic Energy Investment  
Fund);  
12% Reimbursable (DHCD-Federal ARRA)  
<1% Revolving Loan Admin.

**APPROP. CODE:** D13A13.01

**RESIDENT BUSINESS:** Yes

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

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 6-S-MOD **Agency Contact:** James L. Knighton  
410-767-0820  
JKnighton@mta.maryland.gov

**DEPARTMENT/PROGRAM:** Maryland Transit Administration (MTA)

**CONTRACT ID:** MTA-1211;  
Advertising and Marketing Services  
ADPICS NO.: COE44482

**CONTRACT APPROVED:** 12/12/2007 DBM BPW Agenda Item 2-S

**CONTRACTOR:** Integrated Designs, Inc.  
Glen Burnie, MD

**CONTRACT DESCRIPTION:** Contract for advertising, marketing and associated services. The MTA's advertising and marketing strategy seeks to increase ridership, enhance the public's image of the MTA, and to collect data that can be used to help direct improvements in MTA operations.

**MODIFICATION DESCRIPTION:** Approval request to add grant funding to the existing contract for use in educating transit riders, transit employees and non-riders with information that allows citizens to actively contribute to enhancing system security and preventing terrorist attacks.

**TERM OF ORIGINAL CONTRACT:** 1/15/2008 – 1/14/2011 (w/2 one-year renewal options)

**TERM OF MODIFICATION:** 8/3/2012 – 1/14/2013

**AMOUNT OF ORIGINAL CONTRACT:** \$4,000,000

**AMOUNT OF MODIFICATION:** \$1,190,380 (5 Months; 14 Days)

**PRIOR MODIFICATIONS/OPTIONS:** \$3,480,000 (See Attachment)

**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**REVISED TOTAL CONTRACT AMOUNT:** \$8,670,380

**PERCENT +/- (THIS MODIFICATION):** +29.75%

**OVERALL PERCENT +/-:** +48.5%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 100% (Contractor is a Maryland Certified MBE); 25% subcontracting goal

**MBE COMPLIANCE:** 25.57%

**REQUESTING AGENCY REMARKS:** The MTA is seeking the Board's approval of this modification in order to continue the implementation of a marketing and promotion strategy that will promote and enhance public awareness of the importance of being vigilant in preventing and detecting terrorist attacks. The project will allow the MTA to continue developing the existing communications program for agency-wide deployment of media strategies which are a part of the MTA's "Transit Watch" program. The use of this additional grant funding is part of the campaign started in coordination with the Federal Transit Administration (FTA), along with its federal partners at the Department of Homeland Security (DHS), the Transportation Security Administration (TSA) and the Office of Grants and Training (G&T).

Although the amount of this modification is substantial in relation to the size of the original contract award, it represents an extraordinary opportunity for MTA to take advantage of federal funds that were originally allocated to other jurisdictions which could not utilize them. The Federal Emergency Management Agency (FEMA) provides grants to the District of Columbia Homeland Security & Emergency Management Agency (DC-HSEMA), which allocates the grant funds among various governmental entities in the National Capital region, such as the Washington Metropolitan Area Transit Authority (WMATA), Montgomery and Prince George's counties, certain counties in northern Virginia, and the Potomac-Rappahannock Transportation Commission that operates Virginia Railway Express. DC-HSEMA, as the grantee of FEMA funds, has authority to re-allocate unspent grant funds among its sub-grantees. In this specific

**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

instance, DC-HSEMA informed MTA that funds were available due to under-spending on a WMATA project and on management and administrative fees allocated to other jurisdictions. MTA, by responding aggressively and proactively upon learning of the available funds, was able to secure \$1 million to enhance its transit security awareness campaign, a multi-media educational effort targeted to MTA's customers and members of the public at large.

The limited time and opportunity afforded the agency to utilize this funding has prohibited a timely and efficient procurement of services using existing methods. The MTA intends to use the services of Integrated Designs, Inc. whom has already proven to be highly effective at delivering the marketing, promotion, and outreach services required for this initiative. Therefore, the MTA is requesting that the Board approve this modification because it is in the "best interest of the State" to do so.

<b>FUND SOURCE:</b>	100% Federal Grant (Homeland Security & Emergency Management Agency)
<b>APPROP. CODE:</b>	J05H0101
<b>RESIDENT BUSINESS:</b>	Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

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

Opt. #1	\$1,330,000	Exercised the first of two one-year renewal options as contained in the original contract for the period of 1/15/2011 to 1/14/2012. Approved on the 12/1/2010 DBM BPW Agenda, Item 5-S-OPTION.
Mod. # 1	\$750,000	Mod to add grant funding to the contract for use in educating transit riders, transit employees and non-riders with information that allows citizens to actively contribute to enhancing system security and preventing terrorist attacks for the period of 5/20/2011 – 1/14/2012. Approved on the 5/18/2011 DBM BPW Agenda, Item 5-S-MOD.
Opt. #2	\$1,400,000	Exercised the second and final one-year renewal option as contained in the original contract for the period of 1/15/2012 to 1/14/2013. Approved on the 1/4/2012 DBM BPW Agenda, Item 6-S-OPTION.
Total	<u>\$3,480,000</u>	

DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA

SERVICES CONTRACT MODIFICATION

**ITEM:** 7-S-MOD  
**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 ID:** SSA/CPA/12-007-A2;  
Child Placement Agency  
APDICS CO # COE42382

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

**CONTRACTOR:** Between Friends, Inc.  
Baltimore, MD

**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.

**MODIFICATION DESCRIPTION:** Approval request to modify one CPA contract to decrease the number of available child placement agency beds from 30 to 24.

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

**TERM OF MODIFICATION:** 8/2/2012 - 6/30/2013

**AMOUNT OF ORIGINAL CONTRACT:** \$1,293,420 (1 Year)

**AMOUNT OF MODIFICATION:** (\$233,658) (Approx. 11 Months)

**PRIOR MODIFICATIONS/OPTIONS:** \$1,293,420 (See Attachment)

**REVISED TOTAL CONTRACT AMOUNT:** \$2,353,182

**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**OVERALL PERCENT +/- (THIS MOD):** -18.0%

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

**MBE PARTICIPATION:** 2.63% (5% of Administrative Costs)

**MBE COMPLIANCE:** 0.10%

**REQUESTING AGENCY REMARKS:** Request for approval to modify one CPA contract to decrease the number of available child placement agency beds from 30 to 24.

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.

The bed change for this modification is a reduction of six child care beds, resulting in a \$233,658 decrease in the total contract amount. The new total contract amount of \$2,353,182 assumes that each slot purchased will be occupied by a child for the entire term of this contract. However, based on history, this is unlikely to occur. Additionally, this is a reimbursement contract. The Provider is paid solely for the actual number of children placed with them during the year, and then only for the actual number of days each child is with the Provider.

The service provider in this request was obtained through a non-competitive negotiation process under the State Finance and Procurement Article Section 13-106 and COMAR 21.14.01.03G (Non-Competitive Negotiated Procurement of Human, Social or Educational Services). 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.

**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

Procurement with the service provider 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, and 07.02.21.
3. Neither DHR nor GOC, on behalf of the Sub-cabinet, has the facilities or personnel to provide this type of service for the 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.

**FUND SOURCE:** 66% General; 34% Federal (IV- E)  
**APPROP. CODE:** N00G0001  
**RESIDENT BUSINESSES:** Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

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

Option #1	\$1,293,420	Exercised the single, one-year renewal option as contained in the CPA services contract (Between Friends, Inc.) for the period of 7/1/2012 to 6/30/2013. Approved on the 6/6/2012 DBM BPW Agenda, Item 14-S-OPTION.
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**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**SERVICES CONTRACT MODIFICATION**

**ITEM:** 8-S-MOD **Agency Contact:** Marcus Filson  
410-230-3325  
filsonm@djs.state.md.us

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

**CONTRACT IDS:** See Attachment;  
Residential Care & Services to Youth  
ADPICS NO: See Attachment

**CONTRACTS APPROVED:** 6/1/2011 DBM BPW Agenda Item 4-S

**CONTRACTORS:** See Attachment

**CONTRACT DESCRIPTION:** Contracts for 42 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. The types of programs include: treatment foster care, group homes, therapeutic group homes, residential schools, home based therapy, home based supervision and independent living programs.

**MODIFICATION DESCRIPTION:** Request for approval to increase the available funding for seven of the per diem contracts based upon the increased number of youth placements in these particular programs. One program closed and the approved funding for this contract is being reallocated to these seven contracts.

**TERMS OF ORIGINAL CONTRACTS:** 7/1/2011 – 6/30/2015 (4 Years)

**TERMS OF MODIFICATIONS:** 8/1/2012 – 6/30/2015

**AMOUNT OF ORIGINAL CONTRACTS:** \$41,512,888 Cumulative Total  
(See Attachment)

**AMOUNT OF MODIFICATIONS:** \$8,447,112 Total (See Attachment)

**PRIOR MODIFICATIONS/OPTIONS:** None

**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

**REVISED TOTAL CONTRACT AMOUNTS:** \$49,960,000 Cumulative Total  
(See Attachment)

**OVERALL PERCENT +/- (THIS MOD):** +20.35%

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

**MBE PARTICIPATION:** See Attachment

**MBE COMPLIANCE:** See Attachment

**REQUESTING AGENCY REMARKS:** Request for approval of seven modifications to increase the available funding amount for seven of the per diem contracts to provide care and services to additional youth to be served for the remainder of the contract terms. The increased utilization is based upon a review of the actual expenditures for each Contractor.

House of the Good Shepherd, a Residential Treatment Care (RTC) facility for females, added a unit for males in January 2011. DJS has increased utilization of this program which is the highest level of psychiatric care, short of acute psychiatric hospitalization. Eligibility (medical necessity) and utilization reviews are conducted through the Department of Health and Mental Hygiene's Mental Hygiene Administration (DHMH MHA); and DJS funds the costs associated with placement of youth, which are not covered by Medicaid.

Based upon several in-state group home programs closing over the last couple of years, including KOBA Institute, Inc. that was originally approved with these contracts, DJS has redirected admissions to in-state programs that have the appropriate supervision and services for the youth, including KHI Services, Inc. in Randallstown (males), Maryland Salem Children's Trust, Inc. (males and females), Mentor Maryland, Inc. (males and females), National Center for Children and Families, Inc. (males and females) and San Mar, Inc. (females).

**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

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

In addition, DJS has increased utilization of the programs included in the Maryland Treatment Center, Inc. contract as follows:

- Mountain Manor inpatient substance abuse treatment (males and females) to address youth substance abuse treatment needs and divert youth from long-term placement;
- The Way Home (females) group home to provide a safe environment for girls who do not meet medical necessity criteria for RTC placement but need a continuum of behavioral health care services to address mental health and substance abuse needs; and
- Safe Passages Day Treatment and Outpatient Program (males and females) to provide an alternative to out-of-home placement which includes treatment, supervision and graduated sanctions through individual care plans.

DJS expects these trends to continue throughout the remaining terms of the contracts.

**FUND SOURCE:** 100% General

**APPROP. CODES:** Various

**RESIDENT BUSINESSES:** Yes

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM:	8-S-MOD (Cont.)	ATTACHMENT	ORIGINAL CONTRACT AMOUNT	MODIFICATION AMOUNT	REVISED TOTAL CONTRACT AMOUNT	OVERALL +/- % (THIS MOD)	RESIDENT BUSINESS: YES or NO
	<b>CONTRACT #*</b>						
	<b>CONTRACTOR/CITY/STATE</b>						
	<b>ADPICS: V00B1400060/COE40820</b>						
	<i>Term: 7/1/2011 - 6/30/2015</i>						
	12-PD-015; Services: RTC						
	House of the Good Shepherd						
	Baltimore, MD						
	MBE Participation Goal: 17.2%						
	MBE Compliance: 5.1%						
	<b>ADPICS: V00B1400054/COE40954</b>						
	<i>Term: 7/1/2011 - 6/30/2015</i>						
	12-PD-018; Services: GH						
	KHI Services, Inc.						
	Randallstown, MD						
			\$6,400,000	\$1,586,000	\$7,986,000	24.70%	YES
			\$2,954,728	\$149,272	\$3,104,000	5.00%	YES

DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA

ITEM:	8-S-MOD (Cont.)	ATTACHMENT	ORIGINAL CONTRACT AMOUNT	MODIFICATION AMOUNT	REVISED TOTAL CONTRACT AMOUNT	OVERALL +/- % (THIS MOD)	RESIDENT BUSINESS: YES or NO
	CONTRACT # * CONTRACTOR/CITY/STATE						
	<i>ADPICIS: V00B1400063/COE41468</i>						
	<i>Term: 7/1/2011 - 6/30/2015</i>						
	12-PD-035; Services: GH, S						
	Maryland Salem Children's Trust, Inc.						
	(MBE)		\$3,267,600	\$2,332,400	\$5,600,000	71.38%	YES
	Baltimore, MD						
	MBE Participation Goal: 5%						
	MBE Compliance: 0.63%						
	<i>ADPICIS: V00B1400075/COE02226</i>						
	<i>Term: 7/1/2011 - 6/30/2015</i>						
	12-PD-021; Services: RTC, GH, NR						
	Maryland Treatment Center, Inc.						
	Baltimore, MD		\$4,000,000	\$1,250,000	\$5,250,000	31.20%	YES
	MBE Participation Goal: 5%						
	MBE Compliance: 13.2%						

DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA

ITEM:	8-S-MOD (Cont.)	ATTACHMENT	ORIGINAL CONTRACT AMOUNT	MODIFICATION AMOUNT	REVISED TOTAL CONTRACT AMOUNT	OVERALL +/- % (THIS MOD)	RESIDENT BUSINESS: YES or NO
CONTRACT # *							
CONTRACTOR/CITY/STATE							
<b>ADPICS: V00B1400035/COE41588</b>							
<b>7/1/2011 - 6/30/2015</b>							
	12-PD-022; Services: TFC, IL		\$12,621,208	\$1,885,792	\$14,507,000	14.94%	YES
	Mentor Maryland, Inc.						
	Baltimore, MD						
	MBE Participation Goal: 5%						
	MBE Compliance: 0%						
<b>ADPICS: V00B1400072/COE41677</b>							
<b>Term: 7/1/2011 - 6/30/2015</b>							
	12-PD-036; Services: TFC, GH, IL						
	National Center for Children and Families, Inc.		\$4,966,732	\$1,256,268	\$6,223,000	25.29%	YES
	Bethesda, MD						
	MBE Participation Goal: 5%						
	MBE Compliance: 20.3%						

DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA

ITEM:	8-S-MOD (Cont.)	ATTACHMENT	ORIGINAL CONTRACT AMOUNT	MODIFICATION AMOUNT	REVISED TOTAL CONTRACT AMOUNT	OVERALL +/- % (THIS MOD)	RESIDENT BUSINESS: YES or NO
	CONTRACT # * CONTRACTOR/CITY/STATE						
	<b>ADPICS: V00B2400047/COE41867</b>						
	<b>Term: 7/1/2011 - 6/30/2015</b>						
	12-PD-029; Services: GH, S, TFC, TGH						
	San Mar, Inc.						
	Boonsboro, MD						
	MBE Participation Goal: 5%						
	MBE Compliance: 1.7%						
	<b>ADPICS: V00B1400043</b>						
	<b>Term: CLOSED</b>						
	12-PD-034; Services: GH						
	The Koba Institute, Inc.						
	Silver Spring, MD						
	MBE Participation Goal: 5%						
	MBE Compliance: 0%						



DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA

ITEM:	8-S-MOD (Cont.)	ATTACHMENT	ORIGINAL CONTRACT AMOUNT	MODIFICATION AMOUNT	REVISED TOTAL CONTRACT AMOUNT	OVERALL +/- % (THIS MOD)	RESIDENT BUSINESS: YES or NO
			\$41,512,888	\$8,447,112	\$49,960,000	20.35%	
<b>GRAND TOTAL:</b>							
			\$179,003,321	\$8,447,112	\$187,450,433	4.72%	
<b>CUMULATIVE GRAND TOTAL FOR ALL 42 CONTRACTS:</b>							

Note: \* MBE = MDOT Certified Minority Business; and Code for Type of Facility/Services: R = Residential; RTC = Residential Treatment Care; GH = Group Home; TGH = Therapeutic Group Home; RS = Residential School

**DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA**

**GENERAL MISCELLANEOUS**

**ITEM:** 9-GM **Agency Contact:** Lawrence J. Myers  
410-974-3071  
LMyers@gov.state.md.us

**DEPARTMENT:** Boards, Commissions and Offices

**PROGRAM:** State Labor Relations Board (SLRB)

**FUND SOURCE:** 100% Contingent Fund

**APPROP. CODES:** D05E0102

**AMOUNT OF REQUEST:** \$100,000

**DESCRIPTION:** The State Labor Relations Board (SLRB) seeks approval to transfer \$100,000 from the Contingent Fund. The funding is necessary to implement the provisions of HB 537 (Chapter 582 of the Acts of 2012) that expands the applicability of the State's collective bargaining law to include employees of the Office of the Comptroller, the Maryland Transportation Authority (MDTA) who are not police officers, the State Retirement Agency (SRA), and the Maryland State Department of Education (MSDE).

The SLRB also requests to increase an existing Assistant Attorney General position from part time to full-time (0.6 to 1.0) pursuant to Section 7-236 of the State Finance and Procurement Article and Section 32 of Senate Bill 150 (Budget Bill for FY 2013). This latter provision enables the Board of Public Works to authorize the creation of up to 100 positions within the Executive Branch ("Rule of 100"). The requested position will be supported through the transfer from the Contingent Fund in FY 2013. In subsequent years, the State General Fund will support the position.

<u>Qty.</u>	<u>Position Description</u>	<u>Grade/Step</u>	<u>Salaries &amp; Wages</u>
0.4	Assistant Attorney General VII	23/5	\$ 37,902

DEPARTMENT OF BUDGET AND MANAGEMENT  
ACTION AGENDA

ITEM: 9-GM (Cont.)

**REQUESTING AGENCY REMARKS:** In accordance with the provisions of HB 537 (Chapter 582 of the Acts of 2012), the SLRB is responsible for determining the appropriate placements for each of the new employees added to the existing bargaining units, administering the elections for exclusive representation by the four affected agencies, and adjudicating the anticipated increase in dispute resolution cases and other related legal issues that come before the Board. Funding is included to increase an Assistant Attorney General position from part time to full-time (0.6 to 1.0) and to provide the Board with some contractual support (\$43,398). Currently, the Board only has 2.6 professional positions. The remainder of the costs is for supplies and equipment (\$3,700) and for mailing ballots (\$15,000) to employees of each of the agencies.

**DBM REMARKS:** The Secretary of DBM has certified that funds are available from the Contingent Fund to support this request. If the Board approves this request, 0.4 positions will have been created within the "Rule of 100" for FY 2013.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**CONSTRUCTION CONTRACT OPTION**

**ITEM:** 1-C OPT

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

**INSTITUTION:** University of Maryland

**CONTRACT ID:** On-Call Minor Electrical Contracting Services  
Bid #86282JK

**CONTRACT APPROVED:** USM Item 2-C (8/11/10)  
USM Item 2-C OPT (7/27/11)

**CONTRACTORS:** Cove Electric, Inc.  
Edgewood, MD 21040

MGM Electrical Systems, Inc.  
Severna Park, MD 21146

Union Electric Company, LLC  
Rosedale, MD 21237

Blumenthal-Kahn Truland Electric, LLC  
dba BKTruland Electric  
Baltimore, MD 21244

**CONTRACT DESCRIPTION:** Labor, materials, equipment, and supervision necessary for electrical construction projects on an on-call basis for the Physical Plant/Offices of Facilities Management at USM institutions in the Baltimore Region.

**OPTION DESCRIPTION:** This is the second of four 1-year renewal options for On-Call Minor Electric Contracting Services.

**ORIGINAL TERM:** 08/11/2010 - 08/10/2011 (one year with 4 one-year renewal options)

**OPTION TERM:** 08/11/2012 - 08/10/2013

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

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

**ORIGINAL CONTRACT AMOUNT:** \$400,000 estimated annually  
No single project will exceed \$100,000

**OPTION AMOUNT:** \$400,000 estimated annually

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 15%

**MBE COMPLIANCE:** 17.51%

**PERFORMANCE SECURITY:** No single project will exceed \$100,000.

**REQUESTING INSTITUTION REMARKS:** Renewal is recommended for the four firms based on satisfactory performance in meeting short lead-time projects requiring a quick response. Pricing under the original contract is unchanged for this option period. These firms will use the fixed hourly rates as well as material mark-up, sub-contractor mark-up, and equipment rental mark-up they quoted as part of this procurement: the percentage mark-up for material, subcontractors, and equipment rental remains the same in the renewal option terms.

**FUND SOURCE:** Various Institutional Funds

**RESIDENT BUSINESSES:** Yes

**MD TAX CLEARANCE:** 12-1466-1111 Cove Electric, Inc.  
12-1467-0111 MGM Electrical Systems, Inc.  
12-1469-1111 Blumenthal-Kahn Truland Electric, LLC  
dba BKTruland Electric  
12-1468-0111 Union Electric

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**CONSTRUCTION CONTRACT MODIFICATION**

**ITEM:** 2-C MOD

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

**INSTITUTION:**

University of Maryland, Baltimore

**CONTRACT ID:**

On-Call General Contractor for the  
Demolition and Parking Lot Development –  
Task Order Bid #12-237 JK against On Call  
GC Contract RFP 85963MM

**CONTRACT APPROVED:**

USM Item 2-C (6/17/09)  
USM Item 10-C-OPT (6/23/10)  
USM Item 4-C-OPT (6/15/11)  
USM Item 4-C-OPT (6/20/12)

**CONTRACT DESCRIPTION:** Demolition of buildings at 212, 214, 216, 218, 220 N. Greene Street; 223-225 Pearl Street; and 616 W. Lexington Street.

**REFERENCE:** The Board of Public Works previously approved the demolition of six structures (approximately 19,200 total gross square footage) in Baltimore City with the understanding that the University would use the properties for open space and surface parking. (See USM Item 14-GM (6/20/12).)

- 616 W. Lexington Street (1 structure: one-story brick building)
- 223 and 225 Pearl Street (1 structure: two-story brick building)
- 212, 214, 216, 218, 220 North Greene Street (4 structures: three-story brick row houses)

**AWARD:**

John W. Brawner Contracting Co., Inc.  
11011 McCormick Road, Suite 300  
Hunt Valley, MD 21031

**CONTRACT TERM:**

Four months from construction notice to proceed.

**AMOUNT:**

\$596,978.00

**PROCUREMENT METHOD:**

On Call GC Task Order Bids

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

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

**TASK ORDER BIDS:**

<u>Bidders</u>	<u>Price</u>
John W. Brawner Contracting Co., Inc. Hunt Valley, MD	\$596,978.00
Jeffrey Brown Contracting Co. Baltimore, MD	\$603,278.00
Emjay Engineering & Construction Co., Inc. Baltimore, MD	\$647,478.00
Hayes Construction Company Phoenix, MD	\$674,794.30
North Point Builders, Inc. Baltimore, MD	\$760,000.00

**MBE PARTICIPATION:** 25%

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

**REQUESTING INSTITUTION REMARKS:** The solicitation was bid amongst the seven On Call General Contractors. Five responsive bids were received and analyzed in accordance with On Call Contract #C-00636. Award is recommended to John W. Brawner Contracting Co., Inc., the lowest responsive bidder.

**FUND SOURCE:** Plant Funds

**APPROP. CODE:** R30B21

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-1384-1101

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

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

**GENERAL MISCELLANEOUS**

**ITEM:** 3-GM

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

**Recommendation:** That the Board of Public Works approve the use of general obligation bond funding proceeds for the following contract totaling \$26,911.00.

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

**A. University of Maryland, Baltimore  
UMB School of Pharmacy Addition**

- 1. Description:** 1 ea., Glascol Vertiga 8 PL Shaker  
**Procurement Method:** Indefinite Delivery Contract  
**Award:** Fisher Scientific  
Hanover Park, IL 60133  
**Amount:** \$17,816.00  
**Fund Source:** MCCBL 2009: *Provide funds to equip an addition and renovation to the School of Pharmacy.* Item 052  
**MD Tax Clearance:** 12-1385-1110  
**Resident Business:** No
- 2. Description:** 1 ea., Bench Laminator, w/variable speed drawdown coater and rods.  
**Procurement Method:** Sole Source  
**Award:** ChemInstruments  
Fairfield, OH 45014  
**Amount:** \$9,095.00  
**Fund Source:** MCCBL 2009: *Provide funds to equip an addition and renovation to the School of Pharmacy.* Item 052  
**MD Tax Clearance:** 12-1392-0000  
**Resident Business:** No

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



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

**GENERAL MISCELLANEOUS**

**ITEM:** 4-GM

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

**INSTITUTION:** Towson University

**DESCRIPTION:** Towson University seeks Board of Public Works approval to:

- (1) Enter into a Ground Lease through which Harford Community College (HCC), as landlord, leases to Towson University, as tenant, ten acres of unimproved land for 40 years, with two 10-year renewal options;
- (2) Accept an assignment of HCC's A/E contract – with GWWO, Inc. – for site planning and design of new classroom facility;
- (3) Accept an assignment of HCC's Construction Management contract – with Turner Construction – for the project's preconstruction phase.

**PROPERTY:** Approximately ten acres subdivided from Harford Community College property on west side of Thomas Run Road near Bel Air, Harford County.

**LANDLORD:** Harford Community College

**TENANT:** State of Maryland to the use of the University System of Maryland on behalf of its constituent institution Towson University

**AMOUNT:** \$1.00 per year

**FUND SOURCE:** Current Unrestricted Funds

**APPROP. CODE:** R30B24

**REQUESTING INSTITUTION REMARKS:** The purpose of the Ground Lease is for Towson University to build a 55,000 gross square foot classroom/office building to deliver its academic programs to Harford and Cecil Counties in response to under-served regional demand for four-year degree programs, including growth due to Base Realignment and Closure Act (BRAC). The Maryland Higher Education Commission (MHEC) has approved for Towson University to bring 4-year degree programs and courses to Harford County and the surrounding region. MHEC's approval provided that Morgan State University could participate in this initiative by offering programs and courses in the new facility if it chooses to. If Morgan State University elects to participate in this initiative, Towson University will work closely with Morgan to assure its programmatic needs are met.

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

**ITEM:** 4-GM (continued)

**REQUESTING INSTITUTION REMARKS:** (continued)

Towson University is seeking Board of Public Works approval:

1. To enter into a 40 year ground lease with Harford Community College for ground rent in the amount of \$1 per year on approximately 10 acres of land for the purpose of constructing an approximate 55,000 gross square foot classroom facility.
2. To accept under a provision of the ground lease an assignment of the A/E contract HCC competitively solicited and awarded for the purpose of preparing site planning and design of the new classroom facility which are nearly complete. Following the assignment the contract will be amended to include USM standard contract terms and conditions for the remainder of work to be done including A/E responsibilities under the construction phase of the project.
3. To accept under a provision of the ground lease an assignment of the Construction Management (CM) contract HCC competitively solicited and awarded for the preconstruction (pre-con) phase of the project. Following the assignment the contract will be amended to include USM standard contract terms and conditions for the remainder of work to be done under the pre-con phase of the contract including preparation of bid packages for the purpose of developing a Guaranteed Maximum Price (GMP) for this project. Towson University will return to the BPW to request approval to award a construction contract once the GMP is determined. The total construction amount including the CM fee is estimated to be \$28 million.

The Board of Regents approved this transaction on April 13, 2012.

<b>RESIDENT BUSINESSES:</b>	GWWO, Inc.	Yes
	Turner Construction	Yes
<b>MD TAX CLEARANCE:</b>	GWWO, Inc.	12-1536-0111
	Turner Construction	<u>12-1567-1111</u>

<b>BOARD OF PUBLIC WORKS</b>		<b>THE ABOVE REFERENCED ITEM WAS:</b>	
<b>APPROVED</b>	<b>DISAPPROVED</b>	<b>DEFERRED</b>	<b>WITHDRAWN</b>
<b>WITH DISCUSSION</b> ✓		<b>WITHOUT DISCUSSION</b>	

**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: Joe Evans

**INSTITUTION:** Coppin State University

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

**PROPERTY:** 1736 N. Warwick Avenue, Baltimore

**GRANTOR:** Mayor and City Council of Baltimore  
c/o: Mr. Tony Bedon  
Department of Housing and Community Development

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

<b>APPRAISED VALUE:</b>	Calvin Thomas	\$6,200.00
	Gregory D. Jones	\$6,200.00

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

<b>PRICE:</b>	Acquisition:	\$ 6,200.00
	Ground Rent:	\$ 00.00
	Relocation:	\$ 00.00
	Total:	\$ 6,200.00

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

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**SUPPLEMENT 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](mailto:jsalt@usmd.edu))  
USM Rep: Joe Evans

**INSTITUTION:** Coppin State University

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

**PROPERTY:** 1623 Thomas Avenue, Baltimore

**GRANTOR:** Ardrina Stokes

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

<b>APPRAISED VALUE:</b>	Grubb & Ellis Landauer	\$ 30,500.00
	Lipman Frizzell & Mitchell	\$ 35,000.00

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

<b>PRICE:</b>	Acquisition:	\$ 48,000.00
	Relocation:	\$ 00.00
	Ground Rent:	\$ <u>1,600.00</u> *
	Total:	\$ 49,600.00

\* Ground rent redemption.

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

---

**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-GM  
**Agency Contact:**  
Miriam L. DePalmer (410) 581-4033  
mdepalmer@mail.mpt.org  
Donna Ziegenhein (410) 260-7627  
Donna.Ziegenhein@maryland.gov

**DEPARTMENT:** Maryland Public Television

**CONTRACT ID:** Resource Sharing Agreement

**DESCRIPTION:** Non-exclusive right to install and maintain telecommunications equipment and services on State-owned tower in Wicomico County.

**AWARD:** Cellco Partnership d/b/a Verizon Wireless, Basking Ridge, New Jersey

**TERM:** 09/01/2012 – 08/31/2017 (5-years) (with three 5-year renewal options)

**REVENUE AMOUNT:** \$ 175,824 (5 years; base after abatement)  
\$ 316,309 (5 years; 1<sup>st</sup> renewal option)  
\$ 384,839 (5 years; 2<sup>nd</sup> renewal option)  
\$ 468,215 (5 years; 3<sup>rd</sup> renewal option)  
\$ 1,345,188 (total 20 years-estimated revenue)

**AUTHORITY:** §3A-307, State Finance & Procurement Article, Annotated Code of Maryland

**REMARKS:** Cellco Partnership d/b/a Verizon Wireless will pay the State for a non-exclusive right to install and maintain its telecommunications equipment on the MPT Salisbury tower in Wicomico County. Cellco will arrange for the structural improvements necessary to install its equipment on the Salisbury tower and to bring the tower up to the current "G" Structural Standard. MPT will reimburse Cellco for a portion of the "G" Standard tower improvements through partial abatement of rent due in the base term.

As required under Section 3A-307(c)(3)(ii) of the State Finance and Procurement Article, this transaction was submitted to the Legislative Policy Committee for review and comment; public notice was posted on *eMarylandMarketplace.com*. The Committee concurred on October 21, 2011.

**RESIDENT BUSINESS:** No  
**MD TAX CLEARANCE:** 12-1133-1111

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**ITEM:** 2-IT

**Agency Contact:**

Tim Stein (410) 767-4981

[tstein@dhhm.state.md.us](mailto:tstein@dhhm.state.md.us)

Donna Ziegenhein (410) 260-7627

[Donna.Ziegenhein@maryland.gov](mailto:Donna.Ziegenhein@maryland.gov)

**DEPARTMENT/PROGRAM:**

Health and Mental Hygiene

Office of Operations, Eligibility and Pharmacy

**CONTRACT ID:**

Medicaid Services Eligibility Verification System

DHMH-OCMP 12-10690

ADPICS No. M00B3400193

**CONTRACT DESCRIPTION:** Installation and maintenance services to host an interactive voice response, telephone inquiry system that will enable Medicaid health-care providers to verify Medicaid recipient's eligibility for covered services.

**AWARD:**

Contact Solutions, LLC

Reston, VA

**TERM:**

08/13/2012 – 10/31/2014 (with 2 one-year renewal options)

**AMOUNT:**

\$ 360,000 (2 year base)

\$ 180,000 (1 year; renewal opt. 1)

\$ 180,000 (1 year; renewal opt. 2)

\$ 720,000 Total (4 years)

**PROCUREMENT METHOD:**

Competitive Sealed Proposals

**PROPOSALS:**

<u>Offeror</u>	<u>Tech.Rank</u>	<u>Financial Rank</u>	<u>Overall Rank</u>
Contract Solutions	2	\$ 720,000 (1)	1
MS Technologies	1	\$1,152,660 (3)	2
Medifax-EDI, LLC (a/k/a Emdeon)	3	\$ 853,511 (2)	3

**MBE PARTICIPATION:**

5%

**INCUMBENT:**

n/a

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

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

**REMARKS:** The Eligibility Verification System (EVS) is a telephone inquiry system that will enable Medicaid health care providers to quickly and efficiently verify a Medicaid recipient's eligibility status. EVS is a federally-mandated system that enables callers to access eligibility 24 hours a day, 7 days a week, 365 days a year and will process approximately 1.5 million verification calls per month. This service provides a Metropolitan Baltimore phone number and a toll-free phone number for calls outside the Baltimore Metropolitan area. This system assures the providers of coverage for rendered services.

Contractor is fully responsible for system implementation and maintenance. Contractor will also provide an end-to-end hosting environment and entire infrastructure, using state-of-the-art network facilities. Contractor will make remote testing available for DHMH staff during the performance phase within 45 days of the notice to proceed date. In addition, Contractor will furnish the workspaces, tools, equipment, and any other items needed to perform the work requirements.

A notice of availability of the Request for Proposals was advertised on *eMaryland Marketplace* and the DHMH website. Copies of the solicitation notice were sent directly to 12 prospective vendors, which included seven MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

Three proposals were received. The recommended contractor, Contact Solutions, LLC, is responsible and met the RFP technical requirements. Moreover, the price has been deemed fair and reasonable. Contact Solutions demonstrated a detailed strategy and understanding of the requirements for the contract. In addition, the proposed staff possess many years of combined experience and expertise in developing and implementing interactive voice response systems.

**FUND SOURCE:** 25% Gen.; 75% Fed.

**APPROP. CODE:** M00Q0103

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 12-0820-0111

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**ITEM:** 3-IT

**Agency Contact:**  
Isaac Ajit (410) 767-0968  
[IAjit@dhhm.state.md.us](mailto:IAjit@dhhm.state.md.us)  
Donna Ziegenhein (410) 260-7627  
[Donna.Ziegenhein@maryland.gov](mailto:Donna.Ziegenhein@maryland.gov)

**DEPARTMENT /PROGRAM:** Health and Mental Hygiene  
Office of Preparedness and Response  
Hospital Preparedness Program

**CONTRACT ID:** IRMS/PTTRKNG/INVENTORY  
DHMH/OPASS 13-11027  
ADPICS No. M00B3400107

**DESCRIPTION:** Maintenance and support for Inventory Resource Management System

**AWARD:** UPP Technology, Inc.  
Downers Grove, IL

**TERM:** 8/1/2012 thru 7/31/2015

**AMOUNT:** \$450,000.00 (3 years)

**PROCUREMENT METHOD:** Sole Source

**MBE PARTICIPATION:** 0%

**INCUMBENT:** same

**REMARKS:** DHMH's Office of Preparedness and Response (OP&R) purchased and deployed the Inventory Resource Management System (IRMS) from UPP Technology on an emergency basis. (See Secretary's Appendix Item 2A [9/16/2009].) The system – now deployed to OP&R and the 24 local health departments – consists of hardware and software that enables users to track and enter inventory items electronically. The IRMS enables OP&R to manage both its office and warehouse resources through an electronic interface and database. Also, IRMS allows for capillary tracking of items as well as any of their associated properties such as manufacturer, lot numbers, expiration dates, National Drug Control numbers, maintenance/replacement schedule, etc. Through the use of IRMS, OP&R is also able to monitor the location, quantity and disposition of inventory purchased through federal grants and deployed to local health departments. This tracking capability is critical, not only for potential audit purposes; but also for emergency response activities



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

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

when medical material may be deployed throughout the State. This system allows for real-time information on the status of on hand inventory and quantities distributed, which is critical for managing emergency situations.

UPP Technology owns the source code for the system. Renewal of the maintenance agreement is needed to ensure the IRMS is being properly maintained, used and the appropriate staff personnel are continuously trained at the State and local levels. In particular, UPP Technology offers the availability of unlimited customer support calls to the UPP Technology Customer Support Hotline. This access is critical, due to the number of calls for assistance and large number of users of IRMS in Maryland. UPP has the capacity and capability to manage a large number of service calls and to expedite the resolution of both technical and hardware issues for OP&R and the LHDs.

**FUND SOURCE:** 100% Federal

**APPROP. CODES:** M00F0601

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 12-1220-1111

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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Suzette Moore - (410) 859-7792  
smoore2@bwiairport.com

BPW – 08/01/12

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**CONSTRUCTION CONTRACT**

**ITEM: 1-C**

**MARYLAND AVIATION ADMINISTRATION**

**CONTRACT ID:** MAA-CO-12-004  
Taxiway C Pavement Rehabilitation & Standards  
Compliance Project at BWI Thurgood Marshall  
Airport (BWI Marshall)  
ADPICS NO: MAACO12004

**CONTRACT DESCRIPTION:** This contract provides for taxiway pavement rehabilitation, safety and standards improvements for Taxiway C at BWI Marshall. The work includes milling and overlay of bituminous concrete pavement, excavation, drainage pipe demolition, installation of drainage systems, and restoring of airfield lighting equipment.

**AWARD:** P. Flanigan & Sons, Inc.  
Baltimore, MD

**AMOUNT:** \$2,683,779

**TERM:** 60 Calendar Days from NTP

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

**DBE PARTICIPATION:** 20%

**PERFORMANCE SECURITY:** Performance and Payment Bonds at 100% of  
Contract Amount Exists

**REMARKS:** The Engineer's Estimate is \$3,026,318. The difference in the engineer's estimate and P. Flanigan & Sons' bid is primarily attributed to mobilization, bituminous pavement milling and 4 inch Ductbank-concrete encased/directionally drilled. The lower mobilization cost is reflective of the contractor currently working on site and its familiarity with working in the airport environment. The competitive bid for the milling and ductbank work is explained by the contractor utilizing its own workforce and owning the necessary specialized equipment.

This Solicitation was advertised on eMM and on the MAA Website. The solicitation was sent to the Governor's Office of Minority Affairs and five (5) minority business associations on April 5, 2012. Fifteen (15) sets of specifications were sold and two (2) firms submitted bids.

**ITEM: 1-C (Continued)**

**BPW – 08/01/12**

MAA determined that the apparent low bidder's bid was non-responsive because it did not meet its DBE commitments. On May 16, 2012, MAA received a protest from P. Flanigan & Sons also complaining that the low bidder's bid was non-responsive.

The protest was sustained on June 5, 2012. Consequently, the low bidder, Reliable Contracting Co., Inc.'s bid did not conform to the requirements of the solicitation and was therefore rejected as non-responsive. Reliable Contracting Co., Inc. did not file a protest.

**FUND SOURCE:** 1% Federal Funds / 99% Other Funds  
Budgeted to MAA

**APPROPRIATION CODE:** J06I0003

**MD TAX CLEARANCE:** 12-0784-1111

**RESIDENT BUSINESS:** Yes

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Suzette Moore (410) 859-7792  
smoore2@bwiairport.com

BPW – 08/01/12

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 2-C

MARYLAND AVIATION ADMINISTRATION

**CONTRACT ID:** MAA-CO-12-005 A, B, C & D  
 Comprehensive Interior/Exterior Modification 2012  
 at BWI Thurgood Marshall and Martin State  
 Airports  
 ADPICS NO.: MAACO12005

**CONTRACT DESCRIPTION:** This multiple award contract provides for on-call interior/exterior modifications to buildings and other facilities at BWI Thurgood Marshall and Martin State Airports. Work under this contract includes, but is not limited to carpentry, masonry, plumbing, electrical, asbestos removal, painting, roofing, finishes, floor covering, and power equipment operation.

**AWARDS:**

Mid-Atlantic General Contractors, Inc. Beltsville, MD	Contract A
Baltimore Contractors, Inc. Baltimore, MD	Contract B
Southern Improvement Co. Seabrook, MD	Contract C
J & J 2000, Inc. Littlestown, PA	Contract D

**AMOUNT:** \$15,000,000 NTE

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:** Representative Bids

Mid-Atlantic General Contractors, Inc. Beltsville, MD	\$87,600
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Baltimore Contractors, Inc. Baltimore, MD	\$121,001
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ITEM: 2-C (Continued)

BPW – 08/01/12

<b>BIDS (Cont'd):</b>	<u>Representative Bids</u>
Southern Improvements Co., Inc Seabrook, MD	\$178,121
J & J 2000, Inc. Littlestown, PA	\$188,141
Allen & Shariff Corp. Columbia, MD	\$195,555
Total Contracting, Inc. Beltsville, MD	\$226,211
Total Site Contracting, Inc. Baltimore, MD	\$303,100
Rich Moe Enterprises, LLC Upper Marlboro, MD	\$333,627
M. Stancliff Construction Co. Seabrook, MD	\$348,129
JLN Construction Services, LLC Baltimore, MD	\$379,886
<b>TERM:</b>	3 Years from Notice to Proceed
<b>MBE PARTICIPATION:</b>	26% (Contract A & B) 25% (Contract C) 45% (Contract D)
<b>PERFORMANCE SECURITY:</b>	Performance/Payment Bonds in the amount of \$7,500,000 exists for each contract.

**REMARKS:** The Engineer's Estimate is \$229,768. The cost difference is attributed to the four low bidders currently working at BWI Airport and are familiar with airport operations and security regulations. The contractors were contacted and have confirmed their bid and are fully aware of the scope and ready to perform the task as specified in the contract.

This Solicitation was advertised on eMM and on the MAA Website. The solicitation was sent to the Governor's Office of Minority Affairs and five (5) minority business associations on January 26, 2011. There were eighteen (18) directly solicited firms. Twenty-Eight (28) sets of specifications were sold and eleven (11) firms submitted bids. The award is being recommended to the four (4) responsible bidders with the lowest responsive bids based on the aggregate total of two (2) tasks consistent with the contract basis of award language. One (1) bidder was deemed non responsive due to an insufficient bid bond.

ITEM: 2-C (Continued)

BPW - 08/01/12

In an effort to promote competition and control costs, after award contractors will be required to compete on specific individual tasks. Each task will be competed and the tasks will be assigned on a low bid basis. MAA reserves the right to award any task to one of the successful contractors when a specific expertise is required or when the continuation of a prior task is required.

The MBE goal established for this contract was 25%; however the Contract A & B will be exceeding the goal by 1% and Contract D will be exceeding the goal by 20.24%. Contractors for Contracts A, B & D are Certified Small Businesses.

The contract amount is based on the final budget amount. None of the contractors has a guaranteed minimum or maximum amount, except for the overall budget limitation. The total awards issued under this contract will not exceed \$15 million.

This Item was previously submitted and withdrawn from the DOT Agenda on 6/20/12 as Item 1-C.

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

**APPROPRIATION CODE:** J06I0003

**MD TAX CLEARANCES:**

Mid-Atlantic General Contractors, Inc.	12-0785-0011
Baltimore Contractors, Inc.	12-0987-1111
Southern Improvements	12-0989-0111
J & J 2000, Inc.	12-0988-0111

**RESIDENT BUSINESSES:**

Yes - Contract A-C
No - Contract D

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

**APPROVED**      **DISAPPROVED**      **DEFERRED**      **WITHDRAWN**

**WITH DISCUSSION**      **WITHOUT DISCUSSION**

Doug Matzke (410) 385-4806  
[dmatzke@marylandports.com](mailto:dmatzke@marylandports.com)

BPW – 08/01/12

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 3-C

MARYLAND PORT ADMINISTRATION

**CONTRACT ID:** 511009A  
 Berth 6 & 7 Railroad Realignment at Dundalk  
 Marine Terminal  
 ADPICS NO.: P511009A

**CONTRACT DESCRIPTION:** This contract is for the removal and realignment of approximately 1,200 linear feet of railroad track and accessories, including repair and replacement of asphalt and concrete paving in and around the track, water line and storm drain relocations.

**AWARD:** P. Flanigan & Sons, Incorporated  
 Baltimore, MD

**AMOUNT:** \$1,228,102

**TERM:** 100 Work Days from NTP

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

**MBE PARTICIPATION:** 25%

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

**REMARKS:** The Engineer's Estimate for this contract was \$1,168,629.

This contract was originally bid on March 6, 2012, as a Small Business Reserve (SBR) and only one bid was received from The Railroad Associates Corporation (TRAC). After sending a Notice of Intent to the bidder, the MPA was informed that they were not an SBR designated company nor would they be able to become one. Since they were the only bidder, it was decided that the solicitation needed to be cancelled and re-advertised without the SBR designation.

The MPA re-advertised the contract on eMaryland Marketplace on April 27, 2012. This solicitation notified over 70 possible vendors of the re-advertised contract. P. Flanigan & Sons, Incorporated submitted the only bid. The MPA called other contractors that attended the pre-bid to inquire why they did not submit a bid. The reasons given were these: not enough work for them after the railroad portion was subcontracted out to a railroad subcontractor; email address was changed and didn't receive the new



ITEM: 3-C (Continued)

BPW - 08/01/12

solicitation; and chose to bid the project as a subcontractor for the track work only. MPA has determined the price to be fair and reasonable and therefore recommends award to P. Flanigan & Sons, Incorporated.

FUND SOURCE: 100% Special Funds Budgeted to MPA

APPROPRIATION CODE: J03D0002

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-1263-1111

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

Doug Matzke (410) 385-4806  
[dmatzke@marylandports.com](mailto:dmatzke@marylandports.com)

BPW – 08/01/12

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 4-C

MARYLAND PORT ADMINISTRATION

CONTRACT ID: 512011  
Fender Upgrades at Dundalk and Fairfield  
Marine Terminals  
ADPICS NO.: P512011

CONTRACT DESCRIPTION: This contract is for the installation of replacement ship fenders at Fairfield Marine Terminal Pier 4 and relocation of fenders at Dundalk Marine Terminal Berths 5 and 6.

AWARD: Marine Technologies, Inc.  
Baltimore, MD

AMOUNT: \$491,020

TERM: 175 Work days from NTP

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Marine Technologies, Inc. \$491,020  
Baltimore, MD

McLean Contracting Co. \$594,500  
Glen Burnie, MD

Cianbro Corp. \$631,675  
Pittsfield, ME

Archer Western Construction, LLC \$665,650  
Atlanta, GA

Precon Marine Inc. \$673,150  
Chesapeake, VA

Corman Marine Construction Inc. \$749,950  
Annapolis Junction, MD

ITEM: 4-C (Continued)

BPW – 08/01/12

**BIDS (Cont'd):**

American Bridge Co. \$847,000  
North Chesterfield, VA

**MBE PARTICIPATION:** 0% (single element of work)

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

**REMARKS:** The engineer's estimate for this contract was \$634,729.

This solicitation was advertised in eMaryland Marketplace. Seven (7) responsive and responsible bids were received.

The apparent low bidder, Marine Technologies, Inc., was contacted and it was verified that they understood the requirements of the contract, which they affirmed, and that they would stand by their bid as submitted. The contractor stated that with the current economic environment, work is being sought aggressively. In addition, Marine Technologies, Inc.'s bid came in under wage rate requirements. They stated that this saved in the cost of the contract. In recording and tabulating the bid, there were no technicalities, minor irregularities nor mistakes discovered or evident in the bid.

This contractor is currently on site performing several current contracts and has completed other contracts previously on these terminals for the Maryland Port Administration. In each of these contracts they have met the contract requirements and performed well. The work that they are currently performing is of a similar nature and uses the same equipment that is needed to perform under this contract. These factors helped the contractor reduce their bid as it relates to mobilization and demobilization costs for the various items of work that was bid.

Contract work includes removal of existing fender systems, bolt anchors, and pad eyes as well as fabrication and installation of new pad eyes, chains, and fender systems and all related work.

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

**APPROPRIATION CODE:** J03D002

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 12-1260-0111

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

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

Patricia Tarpley – (410) 768-7252  
[ptarpley@mdot.state.md.us](mailto:ptarpley@mdot.state.md.us)

BPW – 08/01/12

**DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA**

**CONTRACT MODIFICATION**

**ITEM: 5-C-MOD**

**MARYLAND MOTOR VEHICLE ADMINISTRATION**

**CONTRACT ID:** V-MUL-11092-M  
 Multiple Facilities Security Upgrades  
 ADPICS NO: VMUL11092M

**ORIGINAL CONTRACT APPROVED:** Item 2-C, DOT Agenda 05/04/11

**ORIGINAL PROCUREMENT METHOD:** Sole Source

**CONTRACTOR:** Kratos Public Safety & Security Solutions, Inc  
 (formerly Electronic Technologies Corporation dba  
 Ingersoll Rand Security Technologies)  
 San Diego, CA

**MODIFICATION:** This Modification No. 2 is a no-cost extension for an additional four (4) months to include the installation and reconfiguration of security upgrades at various MVA locations.

**AMOUNT:** \$0

**ORIGINAL CONTRACT AMOUNT:** \$2,289,882

**REVISED CONTRACT AMOUNT:** \$2,289,882

**PERCENTAGE INCREASE:** 0%

**TERM:** 05/05/11-11/17/11 (Original)  
 05/05/11- 08/31/12 (Modification No. 1)  
 05/05/11-12/31/12 (Modification No. 2)

**MBE PARTICIPATION:** 20% (MBE Compliance 22.75%)

**REMARKS:** The MVA is requesting the Board's approval to extend the above referenced contract for an additional four (4) months to complete the security upgrades for various MVA locations. The Board originally approved the contract under the contractual name of Electronic Technologies Corporation dba Ingersoll Rand Security Technologies whom have been acquired by Kratos Public Safety & Security Solutions, Inc (Kratos). The MVA extended the original term of the contract from November 17, 2011 to August 31, 2012 due to internal issues that delayed the issuance of the "Notice To Proceed" on the

ITEM: 5-C-MOD (Continued)

BPW – 08/01/12

overall project and pushed original schedule back.

The MVA has caused further delays by changing the order of locations to be upgraded starting with the Glen Burnie Branch/ Headquarters building (originally scheduled last). The complexity of the location has caused several changes and modifications to the initial design of the upgrades, and has required additional reviews and approvals by the MVA/MDOT's Change Approval Board (CAB); therefore causing the overall completion of the project to be pushed back by four (4) additional months.

Also, MVA's Operations relocation of the Express Branch Offices (Columbia, Walnut Hill, and Parkville) has been delayed due to Department of General Services (DGS) negotiations with the leasing companies and obtaining the necessary zoning permits at these locations. For this reason, Kratos had to delay the upgrades scheduled for these branches until they are relocated.

To date, Kratos has completed seventy-five percent (75%) of the work and has achieved an MBE goal of 22.75%, exceeding the established MBE goal of 20%.

<b>FUND SOURCE:</b>	100% Special Funds Budgeted to MVA
<b>APPROPRIATION CODE:</b>	J04E003
<b>MD TAX CLEARANCE:</b>	12-1411-100
<b>RESIDENT BUSINESS:</b>	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>
<b>Original Contract</b>	\$2,289,882	05/05/2011 – 11/17/2011	05/04/11	
<b>Modification No. 1</b>	-0-	05/05/2011 – 08/31/2012	DCAR – 10/2011	Delay in issuance of NTP and changes in schedule
<b>Modification No. 2</b>	-0-	05/05/2011 – 12/31/2012	08/01/12	Changes in schedule and relocation of MVA express branch officers
<b>Revised Amount</b>	<b>\$2,289,882</b>			

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

BPW – 08/01/12

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 6-M

MARYLAND PORT ADMINISTRATION

**CONTRACT ID:** 212016-S  
 Hazardous and Nonhazardous  
 Waste Management  
 ADPICS NO. P120056

**CONTRACT DESCRIPTION:** Indefinite quantity contract for transport, storage, testing, and disposal of hazardous and nonhazardous wastes, primarily consisting of chromium-contaminated soil from Dundalk Marine Terminal.

**AWARD:** Elk Transportation, Inc.  
 Reading, PA

**AMOUNT:** \$9,936,108 NTE (Initial Term: 9/22/12-9/21/15)  
 \$6,889,035 NTE (1<sup>st</sup> renewal opt., incl. NTE 4% CPI)  
 \$7,164,596 NTE (2<sup>nd</sup> renewal opt., incl. NTE 4% CPI)  
 \$23,989,739 NTE (Aggregate Value including  
 renewal options)

**TERM OF CONTRACT:** 9/22/12 – 9/21/15 (Three (3) years with two (2)  
 two-year renewal options)

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

**MBE PARTICIPATION:** 5%

**PERFORMANCE SECURITY:** Performance Bond for 100% of the NTE amount.

**REMARKS:** This Solicitation was advertised on eMaryland Marketplace. EMaryland Marketplace directly notified over eighty (80) prospective bidders, including Maryland companies, Minority Business Enterprises, and Small Business Enterprises. Six prospective bidders expressed interest in the procurement by attending the prebid conference. Only one company, Elk Transportation, Inc., submitted a bid. Elk is a joint venturer of the incumbent contractor, Elk Transportation Inc./Haines & Kibblehouse, Inc., Joint Venture, but chose to bid on its own for this contract rather than as part of a joint venture. One prospective bidder attempted to submit a bid on eMaryland Marketplace but failed to submit on time, precluding MPA from accepting a bid from that company.

ITEM: 6-M (Continued)

BPW – 08/01/12

MPA called other contractors that attended the prebid meeting to inquire why they did not submit a bid. Only two contractors responded. One company explained that they chose not to bid because they believed the incumbent contractor had a significant advantage since it is one of the few waste-hauling companies in the area who can handle hazardous waste. The other company that responded said they chose not to bid primarily because they would have had difficulty obtaining the required performance bond (which is necessary to protect the State of Maryland, particularly in light of the COPR litigation).

MPA recommends award contract to the single bidder, Elk Transportation, Inc., since other bidders had reasonable opportunity to respond to the solicitation and the bidder is a responsible contractor that has already proven its ability to dispose of COPR-contaminated soil as required by law and the Consent Decree.

Starting in the early 1920's until 1975, a portion of Dundalk Marine Terminal ("DMT") was developed and expanded using chromium ore processing residue (COPR) as fill material. At that time COPR was believed to be good fill material, and its toxic properties were not known. Today, it is now known that the COPR at DMT contains hexavalent chromium which is defined and regulated as a hazardous substance under federal and State environmental laws. MPA is required under a Consent Decree with the Maryland Department of the Environment and Honeywell International Inc. to, among other things, remove all COPR-contaminated soil disturbed during construction activities at DMT. The contaminated soil is hauled to hazardous waste landfills approved by the Department of the Environment for disposal of contaminated hazardous substances. Pursuant to a long-term settlement agreement between MPA and Honeywell, approved by the Board of Public Works on April 5, 2006, Honeywell is required to pay for 77% of the costs of removal of COPR-contaminated soil, while MPA pays the remaining 23%. This contract provides for the disposal of COPR-contaminated soil from DMT, as well as other hazardous and nonhazardous substances from any of MPA's properties.

<b>FUND SOURCE:</b>	100% Special Funds Budgeted to MPA
<b>APPROPRIATION CODE:</b>	J03D0002
<b>MD TAX CLEARANCE:</b>	12-1160-0001
<b>RESIDENT BUSINESS:</b>	No

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



Suzette Moore – (410) 859-7792  
smoore2@bwiairport.com

BPW – 08/01/12

DEPARTMENT OF TRANSPORTATION  
 ACTION AGENDA

RENEWAL OPTION: (Maintenance)

ITEM: 7-M-OPT

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-MC-10-003  
 Landside Snow Removal Services at BWI  
 Thurgood Marshall Airport (BWI Marshall)  
 ADPICS NO. CO288494

ORIGINAL CONTRACT APPROVED: Item 5-M, DOT Agenda 10/21/09

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

CONTRACTOR: Eastern Excavating & Grading, Inc.  
 Odenton, MD

MODIFICATION: Exercise the Renewal Option for a period of two (2) years from November 1, 2012 through October 31, 2014.

AMOUNT: \$8,766,872

ORIGINAL CONTRACT AMOUNT: \$13,168,227

REVISED CONTRACT AMOUNT: \$21,935,099

PERCENTAGE INCREASE: 67%

TERM: 11/01/09 – 10/31/12 (Original)  
 11/01/12– 10/31/14 (Renewal)

ORIGINAL MBE PARTICIPATION: 25%

RENEWAL MBE PARTICIPATION: 25% (MBE Compliance 27.04%)

REMARKS: This contract provides for labor, equipment and expertise to perform snow removal from the landside/public areas, which include roadways, parking lots or other designated areas at BWI on an on-call basis. The contract provides up to 32 types of equipment essential to snow removal activities at BWI Marshall, and supplements the fleet of 86 vehicles operated by MAA. Expenditures are based on the actual number and severity of the snow events, and quantity of equipment provided.

ITEM: 7-M-OPT (Continued)

BPW – 08/01/12

Eastern Excavations has continued to exhibit commitment, dependability and thoroughness in their performance of the snow removal contact at BWI Marshall. Their responses to BWI's weather related needs are always met timely with both professionalism and a wealth of industry knowledge and insight. This contractor is consistent in their performance regardless of the amount of accumulations or various weather conditions experienced at the airport.

This action represents the exercising of a two-year renewal option with the contractor that was provided for in the original contract.

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I00002

RESIDENT BUSINESS: Yes

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

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

## ATTACHMENT I

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$13,168,227	11/01/09 - 10/31/12	10/21/09 Item 5-M	
<b>Renewal Option</b>	\$8,766,872	11/01/12- 10/31/14		As provided for in original contract
<b>Revised Amount</b>	<b>\$21,935,099</b>			

Suzette Moore - (410) 859-7792  
smoore2@bwiairport.com

BPW – 08/01/12

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**GENERAL/MISCELLANEOUS**

**ITEM: 8-GM**

**MARYLAND AVIATION ADMINISTRATION**

**NATURE OF REQUEST:** Approval of a Standard Skycap and Wheelchair Service Concession Contract that grants the non-exclusive right to conduct skycap and wheelchair services at Baltimore/Washington International Thurgood Marshall Airport (BWI Marshall) for one or more authorized air carriers operating at BWI Marshall.

**REVENUE:** Monthly concession fee of five percent (5%) of the total gross revenues derived from its operations.

**DURATION:** Maximum term of three (3) years

**REMARKS:** Contractor shall be responsible for all costs and expenses associated with the operation of the skycap and wheelchair service. In the event MAA changes any provision in the Standard Skycap and Wheelchair contract, MAA will present the resulting contract to the Board of Public Works for its approval. If the Standard Skycap and Wheelchair contract is used, the MAA is delegated the authority to enter into the contract without further Board approval.

This type of revenue-producing contract at a transportation facility is exempt from the State Procurement Law. See State Finance and Procurement Article, Section 11-202(3); COMAR 21.01.03.03.B(1)(d). However, the agreement must be approved by the Board of Public Works because the agreement constitutes the use of State property under State Finance and Procurement Article, Section 10-305.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

Norie Calvert – 410-545-0402  
Ncalvert@sha.state.md.us

BPW – 08/01/12

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**REAL PROPERTY CONVEYANCE**

**ITEM:** 9-RP MMC# 12-2361

**STATE HIGHWAY ADMINISTRATION:** Whiskey Bottom Road: From Station 68.00 running southwesterly to Station 74+51.13 (end of existing Howard County maintenance to road end at MD 216) for total distance of 0.123 +/- miles.

**EXPLANATION:** Legal Authority for Road Transfers is found in the Transportation Article, Section 8-304 and Road Conveyances in Section 10-305 of the State Procurement Articles of the Annotated Code of Maryland.

**SPECIAL CONDITIONS:** None

**GRANTOR:** State of Maryland, State Highway Administration

**GRANTEE:** Howard County, Maryland

**CONSIDERATION:** \$1.00

**APPRAISED VALUE:** NA

**REMARKS:** SHA has agreed to transfer the above referenced road to Howard County, Maryland. Howard County has agreed to accept the said road as an integral part of their Road System.

Conveyance is being made to comply with conditions of a Road Transfer Agreement dated March 30, 2012 between the SHA and Howard County, Maryland.

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

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

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

**CONSTRUCTION CONTRACT****ITEM** 1-C

**DEPARTMENT OF NATURAL RESOURCES** Assateague State Park  
7307 Stephan Decatur Highway  
Berlin, MD 21811

**CONTRACT NO. AND TITLE** Project No. P-054-080-010;  
Improvements to the Nature Center  
ADPICS NO. 001B3400063

**DESCRIPTION** Approval for a contract to raise the elevation of the Nature Center building above flood zone level, approximately five feet higher than it currently sits. The building will be removed from the existing slab and a new foundation and podium slab will be provided in the same location. After this work is completed, the building will be placed back on the new elevated slab. Also included with this project is the building of a picnic pavilion adjacent to the Nature Center.

**PROCUREMENT METHOD** Competitive Sealed Bids

<b><u>BIDS OR PROPOSALS</u></b>	<b><u>AMOUNT</u></b>
Willow Construction, LLC, Easton, MD	\$264,200.00
Harkins Contracting, Inc, Salisbury, MD	\$310,800.00
BBCS, Inc., Pocomoke City, MD	\$333,865.00
All State Construction Co., Inc., Selbyville, DE	\$398,000.00

**AWARD** Willow Construction, LLC  
Easton, MD

**AMOUNT** \$264,200.00

**TERM** 150 Days from Notice to Proceed

**MBE PARTICIPATION** 15%

**PERFORMANCE BOND** 100% of Full Contract Amount

**HIRING AGREEMENT ELIGIBLE** Yes

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 1-C (Cont.)

REMARKS

The raising of the level of this building will protect the building from future flooding. The government estimate is \$298,000.00. The use of Program Open Space (POS) contingency funds was approved by the joint budget committees on May 30, 2012.

Board of Public Works approval is also requested to transfer \$54,052.00 from the POS Contingency Fund Item 256, FY99 to POS Assateague State Park Nature Center Item 430, FY08 to supplement the appropriation for this capital project.

FUND SOURCES

\$264,200.00 POS 2008/Item 430  
(Assateague State Park Nature Center)

RESIDENT BUSINESS

Yes

MD TAX CLEARANCE

12-0502-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

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

**GENERAL MISCELLANEOUS**

**ITEM**            2-GM

**REFERENCE**

In accordance with provisions of the State Finance and Procurement Article, Section 8-301, Annotated Code of Maryland, the Board of Public Works approval is requested for the use of General Obligation Bond funding for the contract(s) noted below in the total amount of \$63,076.00 (2 items).

A. Department of General Services

Annapolis Buildings & Grounds  
Maryland State Archives Building

**DESCRIPTION**

Approval for a contract to provide labor, materials, and equipment to perform mold remediation activities including cleaning of stored materials / building components, removal, disposal & replacement of water damaged ceiling tiles.

**REMARKS**

The Government estimate was \$50,000.00. The Contractors estimate and credentials were verified and accepted.

**CONTRACT NO. AND TITLE**

Project No. SW-000-107-001;  
Mold Remediation Basement Stack Area

**PROCUREMENT METHOD**

Small Procurement

**AWARD**

EnviroCare, Inc.  
Folsom, LA

**AMOUNT**

\$38,350.00

**FUND SOURCE**

MCCBL 2009 Item 007 (DGS Facilities  
Renewal Statewide)

B. Military Department

Camp Fretterd Military Reservation  
Reisterstown, MD



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

**GENERAL MISCELLANEOUS**

**ITEM**            2-GM (Cont.)

**DESCRIPTION**

Approval requested for a contract for Architectural/Engineering (A/E) design services related to Mechanical, Electrical and Plumbing (MEP) disciplines, to design selective demolition of existing parking and street lights at Camp Fretterd Military Reservation; and design new replacement parking and street lights for the lower end of Camp Fretterd. The scope of services to be performed by contractor includes all six phases of A/E design for schematic design, design development, construction documents, bidding and negotiations, construction, and post construction.

**REMARKS**

Request for Price Proposal was solicited against the Department of General Services A/E Small Business Reserve (SBR) Program for MEP Services with Fees of \$25,000.00 or less. Pricing was requested from F&H Consultants, P.C. The aggregate contract value for this project should not exceed the SBR \$25,000.00 threshold.

**CONTRACT NO. & TITLE**

Project No. M-000-130-001;  
Street Light System Replacement

**PROCUREMENT METHOD**

Maryland Architectural and Engineering Services Act

**AWARD**

F & H Consultants, P.C.  
Cockeysville, MD

**AMOUNT**

\$24,726.00

**FUND SOURCE**

\$ 8,865.09 MCCBL 2008/Item 010,  
\$15,860.91 MCCBL 2009/Item 007  
(Capital Facilities Renewal Program)

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

**GENERAL/MISCELLANEOUS**

**ITEM**        3-GM

**DESCRIPTION**

In accordance with provisions of the State Finance and Procurement Article, Section 12-202, Annotated Code of Maryland, Board of Public Works approval is requested for the following construction inspection expenditures related to the capital improvement project identified below:

<b><u>Project Description</u></b>	<b><u>Amount</u></b>	<b><u>Fund Source</u></b>
Project No. PO-183-040-001; New Barrack "O" and Garage/Communications Building Washington County, Maryland	\$11,445.88	MCCBL 2010/Item 906 (Provide funds to design and contract and equip a new Hagerstown Barrack and Garage)
	<u>\$11,445.88</u>	Total

**REMARKS**

This is an anticipated amount for additional construction inspection services, subject to necessary extensions, in the event the construction takes longer than expected to complete. Construction inspection services are required to ensure compliance with the requirements of the construction contract.

---

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** 4-LL-OPT**DEPARTMENT OF HEALTH AND MENTAL HYGIENE**  
(Office of Capital Planning)

**Tenant** Worcester County Developmental Center, Inc.  
8545 Newark Rd.  
P.O. Box 70  
Newark, MD 21841

**Property Location** 203 East Market St.  
Snow Hill, MD 21863

<b><u>Space Type</u></b>	Group Home	<b><u>Type</u></b>	Renewal
<b><u>Duration</u></b>	5 Years	<b><u>Effective</u></b>	8/15/2012
<b><u>Annual Rent</u></b>	\$1.00		

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

**Previous Board Action(s)** 8/1/2007 Item #15-LL, 4/24/2002 Item 14-L

**Special Conditions**

1. The Tenant has utilized the Demised Premises as a group home for developmentally disabled adults since 2002. The premises can house up to six (6) individuals and one (1) respite bed. Currently, there are four (4) beds being occupied.
2. The Tenant is responsible for all maintenance of the property.
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.
4. The Tenant shall indemnify and hold harmless the State of Maryland and The 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.

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDA

LANDLORD LEASE

ITEM 4-LL-OPT (Cont.)

- 5. This 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**        5-LL-OPT

**DEPARTMENT OF HEALTH AND MENTAL HYGIENE**

(Office of Capital Planning)

**Tenant**                                Shore Up, Inc.  
P.O. Box 430  
Salisbury, MD

**Property Location**                                Holly Center  
Activities Building, Rooms 130 & 192  
Salisbury, MD 21803

**Space Type**    Classrooms  
**Duration**        5 Years  
**Annual Rent**    \$1.00

**Type**                                Renewal  
**Effective**                                9/1/2012

**Utilities Responsibility**                                Tenant  
**Custodial Responsibility**                                Tenant

**Previous Board Action(s)**                                6/18/1997 – Item 16-L, 8/22/2007- Item 13-LL

**Special Conditions**

1.     The Tenant has occupied the Demised Premises for administrative and health assistant training, for individuals to become certified geriatric health assistants since 1997.
2.     The Tenant shall be responsible for obtaining all permits, licenses, inspections and approvals required for its 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 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.
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.

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

**LANDLORD LEASE**

**ITEM**      5-LL-OPT (Cont.)

5.      This 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-MOD**BOARD OF PUBLIC WORKS**Salisbury, MD  
(Wicomico County)**Tenant**Pine Bluff Estates, LLC  
8005 Baileys Ln.  
Pasadena, MD 21122**Property Location**1514 Riverside Dr.  
Salisbury, MD 21801

<b><u>Space Type</u></b>	Land	<b><u>Type</u></b>	Modification	<b><u>Acres</u></b>	20 +/-
<b><u>Duration</u></b>	25 Years	<b><u>Effective</u></b>	8/15/2012		
<b><u>Annual Rent</u></b>	\$1.00				

**Previous Board Action(s)**

10/5/1977-Item L-A-3; and 9/29/1999-Item 11-L

**DESCRIPTION**

The Board of Public Works is requested to approve the following revision to the 1977 ground lease agreement:

To delete the following language from the ground lease agreement “To have and to hold, unto the use of the said Lessee, its successors and assigns, for the term of Sixty (60) years (“Term”) on condition of Lessee, its successors or assigns, paying a yearly rent of an amount equal to the payment in lieu of taxes to be paid by the State of Maryland to Wicomico County, as provided in an Agreement for Payment in Lieu Taxes by and among the State of Maryland, Wicomico County, and Pine Bluff Associates, attached as Exhibit B.”

To replace and insert the new language as follows “To have and to hold, unto the use of the said Lessee, its, successors and assigns, for the remainder term of the original sixty (60) years (“Term”) on condition of Lessee, its successors or assigns, paying a yearly rent of an amount One Dollar and No Cents (\$1.00) on the first day of each calendar year. Said yearly rent may be paid in advance, in full or in part at any time.”

**HISTORY**

On October 5, 1977 as Item L-A-3, the Board of Public Works approved and entered into a 60 year ground lease agreement between the Board of Public Works and Pine Bluff Associates for the development of elderly housing. The project was originally financed by the Department of Housing and Community Development.

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

**LANDLORD LEASE**

**ITEM**        6-LL-MOD (Cont.)

Wicomico County participated in the project through the granting of an agreement for the Payment In Lieu of Taxes, (PILOT). The annual rent under the ground lease was to be equal to the PILOT which was to be paid by Pine Bluff Associates to the State which in turn would pay Wicomico County.

The improved property consists of 151 apartments of elderly housing. The interest of Pine Bluff Associates was previously transferred to AIMCO and AIMCO has subsequently assigned its interest in Pine Bluff Associates to Pine Bluff Estates, LLC. The terms of the 1977 ground lease agreement does not require approval of assignments of the ground lease. The ground lease will not expire until November 22, 2037.

Resolution No. 104-2012 of the Wicomico County Council dated June 5, 2012 and Amendment of Agreement for Payment In Lieu Of Taxes dated June 6, 2012 by Wicomico County Council and Pine Bluff Estates, LLC, provides for the direct payment of the PILOT from Pine Bluff Estates, LLC directly to Wicomico County.

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**



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

**TENANT LEASE**

**ITEM**          7-LT-OPT

**DEPARTMENT OF JUVENILE SERVICES**      Owings Mills, MD  
(Baltimore County)

**Landlord**    Pleasant Hill Partnership, LLP  
100 Painters Mill Rd.  
Owings Mills, MD 21117

**Property Location**    10999 Red Run Boulevard, Suite 115  
Owings Mills, MD 21117

<b><u>Space Type</u></b> Office	<b><u>Lease Type</u></b> Renewal	<b><u>Square Feet</u></b> 1,780
<b><u>Duration</u></b> 5 Years	<b><u>Effective</u></b> 12/1/2012	
<b><u>Annual Rent</u></b> \$30,260.00	<b><u>Square Foot Rate</u></b> \$17.00	
	<b><u>Prev. Sq. Ft. Rate</u></b> \$18.00	

<b><u>Utilities Responsibility</u></b>	Lessee
<b><u>Custodial Responsibility</u></b>	Lessor
<b><u>Previous Board Action(s)</u></b>	6/7/2000 – 12-L, 11/16/2005 - 9-L, 11/3/2010 – 9-LT-MOD, 11/2/2011 – 9-LT-MOD
<b><u>Fund Source</u></b>	100% General Funds V00H0102 40.10.01

**Special Conditions**

1.      The lease contains escalations/de-escalations for real estate taxes and custodial services.
2.      The Agency is programmed to occupy space within the planned Catonsville District Court Complex. This renewal will accommodate the eventual consolidation of this office and the Multi-Service Center office, located currently at 900 Walker Ave., into the District Court Complex.
3.      The lease contains two (2) renewal options for a term of one (1) year each.

**Remarks**

1.      This agency has occupied this space since 2000 as an administrative and client contact office providing counseling and other services to adjudicated and pre-adjudicated youth.

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

**TENANT LEASE**

**ITEM**      7-LT-OPT (Cont.)

2. Through negotiations the Department of General Services secured an average rental cost savings of \$8,900.00 over the term of the lease by reducing the Landlord's stated existing rental rate by \$1.00 per nusef.
3. The lease contains a termination for convenience clause.
4. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

**TENANT LEASE**

**ITEM**        8-LT-OPT

**MARYLAND STATE DEPARTMENT OF EDUCATION**  
(Child Care Administration)

**Landlord**                                21 Church Street, LLC  
c/o Investment Properties, Inc.  
11 N. Washington St., Suite 200  
Rockville, MD 20850

**Property Location**                    21 Church St.  
Rockville, MD 20850

<b><u>Space Type</u></b>	Garage Parking	<b><u>Lease Type</u></b>	Renewal	<b><u>Number of Spaces</u></b>
<b><u>Duration</u></b>	2 Years	<b><u>Effective</u></b>	8/15/2012	9
<b><u>Annual Rent</u></b>	\$8,100.00	<b><u>Rate/Space/Month</u></b>	\$75.00	
		<b><u>Prev Rt/Sp/Month</u></b>	\$75.00	

**Utilities Responsibility**                Landlord  
**Custodial Responsibility**              Landlord

**Previous Board Actions**                811/2010 – Item 17-LT

**Fund Sources**                            100% General R00 J300

- Remarks**
1. These spaces have been used by employees of the agency since August 2010.
  2. The number of spaces comply with the 1:2 ratio established for this area.
  3. The lease contains a termination for convenience clause.
  4. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

**TENANT LEASE**

**ITEM**          9-LT-MOD

**DEPARTMENT OF JUVENILE SERVICES**      Largo, MD (Prince Georges County)

**Landlord**                                  Metropolitan Community Development Corp.  
 96 Harry S. Truman Dr. Suite 100  
 Largo, MD 20774

**Property Location**                      99 Commerce Pl.  
 Largo, MD 20774

<b><u>Space Type</u></b>	Office	<b><u>Lease Type</u></b>	Extention	<b><u>Square Feet</u></b>	10,375
<b><u>Duration</u></b>	1 Year	<b><u>Effective</u></b>	8/1/2012		
<b><u>Annual Rent</u></b>	\$142,760.00	<b><u>Square Foot Rate</u></b>		\$13.76	
		<b><u>Previous Sq. Ft. Rate</u></b>		\$13.76	
		<b><u>Effective Sq. Ft. Rate</u></b>		\$15.60	
		<b><u>Prev. Eff. Sq. Foot Rate</u></b>		\$15.60	

**Utilities Responsibility**                  Tenant  
**Custodial Responsibility**              Landlord

**Previous Board Action(s)**              9/19/2001 Item 12-L

**Fund Source**                              100% General, Sub-Program 301D Sub-Object: 1301

**Special Conditions**

1. Lease contains escalations/de-escalations for real estate taxes and cleaning.

**Remarks**

1. This space has been occupied by the agency since 2001 as an administrative and client contact office to provide counseling and other services to adjudicated and pre-adjudicated youth.
2. This extension will provide the needed time to continue negotiations with the Landlord. In the event the ongoing negotiations do not produce a favorable outcome, DGS Office of Real Estate will issue a competitive request for proposal for relocation.
3. This lease contains a termination for convenience clause.

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

**TENANT LEASE**

**ITEM**      9-LT-MOD (Cont.)

4.      This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

---

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**      10-CGL (Revised)

**DEPARTMENT OF HEALTH AND MENTAL HYGIENE**

**NAME OF GRANTEE/BORROWER**

Way Station, Inc.  
230 West Patrick St.  
Frederick, MD 21705-3826

**PROJECT NO. AND TITLE**

Project No. MHA-CB-09104-02;  
Renovation and Waiver of Priority  
Declaration and Subordination Agreement  
of 25 E. North Ave., Hagerstown, MD  
21740

**DESCRIPTION**

Board of Public Works approval is requested

for the following:

1. A State grant of \$200,000.00 to assist Way Station, Inc., a nonprofit organization, in the cost of renovating a three story plus basement 13,000 gross-square-foot office building. The building will provide transitional housing for 27 homeless veterans (male and female) with serious mental health and addiction issues.

On the December 7, 2011 DGS Agenda-Item 23-CGL, the Board of Public Works approved a grant of \$600,000.00 to assist Way Station, Inc., in the cost of acquiring 25 E. North Ave., Hagerstown, MD. Approval of this \$200,000.00 award for renovations, in combination with the \$600,000.00 previously approved by the Board for acquisition of this property makes a total State grant award of \$800,000.00 approved for this project.

2. A Waiver of Priority and Subordination Agreement. Way Station, Inc. has a financing agreement in the form of a \$900,000.00 loan from Maryland DHCD based on the condition that the State subordinates its right of recovery to the Maryland DHCD loan in the amount of \$800,000.00. This loan, to be secured by the 25 E. North Ave., Hagerstown, MD 21740 property, is to be used to cover renovation costs of this property.

The Department of Health and Mental Hygiene recommends approval of a Waiver of Priority of Declaration and Subordination Agreement on behalf of Way Station, Inc.

3. Approval of recommended contract award to Linden Contracting, Stevensville, MD

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

**CAPITAL GRANTS AND LOANS**

**ITEM**            10-CGL (Cont.)

**PROCUREMENT METHOD**

Competitive Sealed Bids

**BIDS OR PROPOSALS**

**AMOUNT**

Linden Contracting, Stevensville, MD	\$1,628,000.00
Eagle Construction, Greencastle, PA	\$1,630,000.00
Brechbill & Hellman, Chambersburg, PA	\$1,693,500.00
Bruchey Builders, Frederick, MD	\$1,694,000.00
Sanbower Builders, Myersville, MD	\$1,800,000.00
Callas Construction, Hagerstown, MD	\$1,835,000.00
Trionfo Builders, Phoenix, MD	\$1,840,000.00

**AWARD**

Linden Contracting,  
Stevensville, MD

**AMOUNT**

\$2,492,701.00\*

\*Construction contract \$1,628,000.00 in addition to \$429,633.00 construction contract alternates and \$435,068.00 other eligible costs.

**REMARKS**

The State is participating in 8.0% of the total eligible construction cost of \$2,492,701.00.

Established in 1978 Way Station, Inc. provides a comprehensive continuum of care. This care includes: crisis intervention, outpatient treatment, mobile treatment, psychiatric rehabilitation, housing, and supported employment services to low-income individuals including veterans, with serious mental illness. Way Station, Inc., serves over 7,000 individuals in six Maryland counties.

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

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

**CAPITAL GRANTS AND LOANS**

**ITEM**      10-CGL (Cont.)

**FUND SOURCES**

\$2,292,701.00 (92.0%) - Applicant's Share  
\$ 692,701.00 MD-DHCD grant  
\$1,600,000.00 VA grant  
\$ 200,000.00 (8.0%) State's Share  
(MCCBL 2010, Community Health  
Facilities Fund)

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**



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

**CAPITAL GRANTS AND LOANS**

**ITEM**            11-CGL

**DEPARTMENT OF HEALTH AND MENTAL HYGIENE**

**NAME OF GRANTEE/BORROWER**

Key Point Health Services, Inc.  
135 North Parke St.  
Aberdeen, MD 21001

**PROJECT NO. AND TITLE**

Project No. MHA-CB-14508-02;  
Acquisition of 21-23 Bel Air Ave.  
Aberdeen, MD 21001 (Harford Co.)

**DESCRIPTION**

Approval is requested for a State grant of \$90,300.00 to assist Key Point Health Services, Inc., a nonprofit organization, in the cost of acquiring a two-story duplex (2 units) house at 21-23 Bel Air Ave., Aberdeen, MD 21001. The contract price is \$119,500.00. The home will provide housing for six disabled individuals with psychiatric illness. Two appraisals were obtained for the property; both have been reviewed by the Department of General Services. The appraisals are as follows:

\$121,000.00    Carl M. Johnson  
\$125,000.00    Dominic C. Corson

Based on these appraisals, the Department of General Services approved the fair market value of the real estate at \$121,000.00. Key Point Health Services, Inc. has a contract of sale to purchase this property for \$119,500.00.

Eligible project costs are \$120,400.00. This includes \$119,500.00 for acquisition and \$900.00 for appraisals. These costs will be funded as follows:

**AMOUNT**

\$120,400.00\*

**FUND SOURCES**

\$30,100.00 (25%) Applicant's Share Cash  
Reserves  
\$90,300.00 (75%) State's Share MCCBL  
2011 Community Health  
Facilities Funds

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

**CAPITAL GRANTS AND LOANS**

**ITEM**        11-CGL (Cont.)

**REMARKS**

\* The State is participating in 75% of the acquisition cost of \$119,500.00, as well as the appraisals cost of \$900.00. State participation is limited to the lesser of the value approved by the Department of General Services, based upon the appraisals or the actual acquisition cost.

For over 28 years, Key Point Health Services, Inc., has provided comprehensive psychosocial, housing, and supported-employment services to low-income individuals with serious and persistent mental illness. The purchase of this home will allow Key Point to provide housing for six disabled individuals with psychiatric illness.

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

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

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

**CAPITAL GRANTS AND LOANS**

**ITEM**            12-CGL

**MARYLAND HIGHER EDUCATION COMMISSION**

**RECOMMENDATION**

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

*Hagerstown Community College*

*Arts & Sciences Complex – Construction*

*Design and construct a new Academic Building supporting Mathematics and Science Programs and renovation of existing facilities supporting English, Humanities and Social Sciences.*

***\$4,744,000.00***

*Maryland Consolidated Capital Bond Loan of 2011, Item 014.*

*CC-02-MC07/09/10/11-404*

**MATCHING FUND**

Hagerstown Community College – \$2,944,817.00

Cost sharing is 61.7% State share, 38.3% local share and is in accordance with Section 11-105(j) of the Education Article.

**BACKGROUND**

	<b><u>Total Amount</u></b>	<b><u>State Share</u></b>	<b><u>Local Share</u></b>
Total Project	\$29,685,576.00	\$18,316,000.00	\$11,369,576.00
This Action	\$ 7,688,817.00	\$ 4,744,000.00	\$ 2,944,817.00
Previous Action-11-CGL, 3/09/11	\$ 9,479,741.00	\$ 5,849,000.00	\$ 3,630,741.00
Previous Action-13-CGL, 11/04/09	\$11,170,178.00	\$ 6,892,000.00	\$ 4,278,178.00
Previous Action-20-CGL, 9/10/08	\$ 1,346,840.00	\$ 831,000.00	\$ 515,840.00

**REMARKS**

- (1) This action is in accordance with MHEC Construction and Space Allocation regulations, COMAR 13B.07.
- (2) The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommends approval. All contracts will be awarded by Hagerstown Community College and signed by local authorities.

**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

**MARYLAND HIGHER EDUCATION COMMISSION**

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

*Hagerstown Community College  
Kepler Performing and Visual Arts Education Center – Utility Plant Upgrade  
Construct upgrades to the Utility Plant to support the Arts and Sciences Complex projects on the campus.*

**\$213,000.00**

*Maryland Consolidated Capital Bond Loan of 2007, Item 045. CC-02-MC07/10-416*

**MATCHING FUND**        Hagerstown Community College     \$121,380.00  
Cost sharing is 63.7% State share, 36.3% local share and is in accordance with Section 11-105(j) of the Education Article.

<b><u>BACKGROUND</u></b>	<b><u>Total Amount</u></b>	<b><u>State Share</u></b>	<b><u>Local Share</u></b>
Total Project	\$8,616,955.00	\$5,489,000.00	\$3,127,955.00
This Action	\$ 334,380.00	\$ 213,000.00	\$ 121,380.00
Previous Action-12-CGL, 3/09/11	\$8,282,575.00	\$5,276,000.00	\$3,006,575.00

**REMARKS**

- (1) This action is in accordance with MHEC Construction and Space Allocation regulations, COMAR 13B.7.
- (2) The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommends approval. All contracts will be awarded by Hagerstown Community College and signed by local authorities.
- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

**CAPITAL GRANTS AND LOANS**

**ITEM**        14-CGL

**MARYLAND HIGHER EDUCATION COMMISSION**

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

**Harford Community College**

Multi-Building Roof Replacements – Design and Construction.

Replace deteriorated roofs and soffit and fascia systems on the Student Center and the Chesapeake Center to provide a waterproof environment for building systems, finishes and furnishings.

**\$375,000.00**

Maryland Consolidated Capital Bond Loan of 2007, Item 045 CC-07-MC07-426

**MATCHING FUND** Harford Community College – \$271,552.00

Cost sharing is 58% State share, 42% local share and is in accordance with Section 11-105(j) of the Education Article.

**BACKGROUND**

	<b><u>Total Amount</u></b>	<b><u>State Share</u></b>	<b><u>Local Share</u></b>
Total Project	\$646,552.00	\$375,000.00	\$271,552.00
This Action	\$646,552.00	\$375,000.00	\$271,552.00

**REMARKS**

- (1) This action is in accordance with MHEC Construction and Space Allocation regulations, COMAR 13B.07.
- (2) The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommends approval. All contracts will be awarded by Harford Community College and signed by local authorities.
- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

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

**CAPITAL GRANTS AND LOANS**

**ITEM**      15-CGL (Revised)

**MARYLAND HIGHER EDUCATION COMMISSION**

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

**College of Southern Maryland – LaPlata Campus**  
Continuing Education Academic Building – Construction.  
Demolition of an existing 11,000 SF building and construction of a new 48,000 GSF building to accommodate new classrooms and administrative offices.  
**\$12,015,030.00**  
Maryland Consolidated Capital Bond Loan of 2012, Item 019 - \$5,157,030.00  
Maryland Consolidated Capital Bond Loan of 2010, Item 902 - \$6,858,000.00  
CC-09-MC06/09/10/12-395

**MATCHING FUND** College of Southern Maryland – \$4,005,010.00 Cost sharing is 75% State share, 25% local share and is in accordance with Section 11-105(j) of the Education Article.

<b><u>BACKGROUND</u></b>	<b><u>Total Amount</u></b>	<b><u>State Share</u></b>	<b><u>Local Share</u></b>
Total Project	<u>\$25,408,040.00</u>	<u>\$19,056,030.00</u>	<u>\$6,352,010.00</u>
This Action	<u>\$16,020,040.00</u>	<u>\$12,015,030.00</u>	<u>\$4,005,010.00</u>
Previous Action-31-CGL, 11/17/10	\$ 7,813,000.00	\$ 5,859,750.00	\$1,953,250.00
Previous Action-20-CGL, 7/26/06	\$ 1,575,000.00	\$ 1,181,250.00	\$ 393,750.00

**REMARKS**

- (1) This action is in accordance with MHEC Construction and Space Allocation regulations, COMAR 13B.07.
- (2) The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommends approval. All contracts will be awarded by the College of Southern Maryland and signed by local authorities.
- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

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

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

**CAPITAL GRANTS AND LOANS**

**ITEM**      16-CGL (REVISED)

**BOARD OF DIRECTORS OF THE CHELSEA SCHOOL INC.**  
(Montgomery County)

Submission of a request by the *Board of Directors of The Chelsea School, Inc.* (“Chelsea School”) that the Board of Public Works (“BPW”) approve the Chelsea School:

- (1) Selling real property located at 711 Pershing Drive, Silver Spring, MD to Chelsea Residential Associates, LLC, a Maryland limited liability company; and
- (2) Retaining the sale proceeds to use to continue education services to children with learning disabilities through relocating to an area in Prince George’s County that is more central to the District of Columbia and Prince George’s County where 95% of the students live.

**PRIOR ACTIONS**

DGS Agenda Item 21-CGL (5/10/2000)  
DGS Agenda Item 12-CGL (2/07/2001)  
DGS Agenda Item 17-CGL.G (9/19/2001)  
DGS Agenda Item 12-CGL (1/18/2006)  
DGS Agenda Item 32-CGL (4/21/2009)

**BACKGROUND**

The Grants: Board of Directors of The Chelsea School, Inc., (Montgomery County)

The Chelsea School Loan of 1997 (Chapter 378, Acts of 1997)

**\$400,000.00**

*DGS Item G000*

*“For the acquisition, planning, design, repair, renovation, reconstruction, and construction of, and for the provision of capital equipment for, a classroom building and gymnasium, and for the demolition of, and lead abatement on the annex.”*

Capital Appropriations - Chelsea School Loan of 1999 (Chapter 109, Acts of 1998)

**\$750,000.00**

*DGS Item G000*

*“For acquisition, renovation, and construction of school facilities.”*

Capital Appropriations Fiscal Year 2001 (Chapter 204, Acts of 2000)



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

**CAPITAL GRANTS AND LOANS**

**ITEM**      16-CGL (Cont.) (Revised)

**\$300,000.00**

DGS Item 041

*“For the design, renovation, reconstruction, construction, and capital equipping of a classroom building and gymnasium, and for the demolition of, and lead abatement on, the annex.”*

Capital Appropriations Fiscal Year 2002 (Chapter 102, Acts of 2001)

**\$250,000.00**

DGS Item 035 “Chelsea School”

Community Based Regional Initiatives Loan of 2004 (Chapter 204, Acts of 2003)

**\$300,000.00**

DGS Item G319 (SL-052-971-038)

*“For the planning, design, repair, renovation, reconstruction, construction, and capital equipping of a classroom building and gymnasium, and for the demolition and lead abatement of the annex of the Chelsea School located at Pershing Drive in Silver Spring.”*

*The Grant Agreements:* The BPW and Grantee entered into a separate grant agreement for each grant. Each grant agreement contained the standard language that prohibited Grantee from selling, exchanging, giving away, transferring or disposing of any interest in the real or personal property acquired with Grant funds without Board approval.

*Sale of Property:* The Board of Directors of The Chelsea School, Inc., has now entered into an agreement with Chelsea Residential Associates, LLC to acquire “The Chelsea School” located at 711 Pershing Drive, Silver Spring, MD 20910 comprising approximately 4.88 acres of land with improvements. The Board intends to use the proceeds from the sale of the property to relocate Chelsea School to an area in Prince George’s County that will be more central to the 95% of its students who live in the District of Columbia and Prince George’s County. The Board intends to continue to offer educational services to students with learning disabilities, and expects improved relationships, programs, services, and financial sustainability as a direct result of the relocation.

The Department of General Services recommends approval of the sale of the property and that the Board of Directors of The Chelsea School, Inc., is permitted to retain the proceeds of the sale to continue the purpose of the bond bills contingent on the transfer of the grant agreement to the new property in Prince George’s County. The grantee has agreed to use the proceeds of the sale to continue providing educational services to students with learning disabilities.

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

**CAPITAL GRANTS AND LOANS**

**ITEM**      16-CGL (Cont.) (Revised)

Grantee now seeks Board approval of its transfer of grant-funded property to Chelsea Residential Associates, LLC. Grantee also seeks Board approval for The Chelsea School, Inc., to retain the sale proceeds and use the proceeds to relocate facilities to Prince George’s County and continue providing educational services to students with learning disabilities. The Board of Directors of The Chelsea School, Inc. is willing to transfer the grant agreement to the new property in Prince George’s County.

---

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

**WITHOUT DISCUSSION**

DEPARTMENT OF GENERAL SERVICES  
ACTION AGENDAREAL PROPERTYITEM 17-RPDEPARTMENT OF JUVENILE SERVICES 358, 360 and 362-364 Gay St.  
Baltimore, MD 21201 (Baltimore City)  
File No. 00-8502REFERENCE Approval is requested for the emergency demolition of three properties currently owned by the Department of Juvenile Services (DJS) located at 358, 360 and 362-364 Gay St. in Baltimore City. Due to the severe storms on June 29, 2012, the buildings were damaged and now pose a public safety threat. Per a Memorandum of Agreement ("Agreement") dated April 1, 1998 between DJS and the Maryland Historic Trust (MHT), DJS was required to submit a marketing plan to MHT and proceed to market the properties. Only after marketing efforts failed for a period of 1 year, could DJS demolish the buildings.

Due to the now dangerous conditions of the properties, DJS is not able to follow the Agreement guidelines regarding marketing, and has requested an emergency demolition of the buildings. MHT has agreed to release DJS from the marketing requirement in the MOA, in light of the public safety threat posed by the damaged buildings. DJS has provided archival documentation to MHT for the buildings in accordance with the Agreement. Once the buildings are demolished, DJS plans to construct a BCJJS Education building in the future.

PROPERTY 358, 360 and 362-364 Gay St.  
Baltimore, MD 21201REMARKS

1. The Clearinghouse conducted an intergovernmental review of the project under MD20120717-0527 and has recommended to change the use by demolishing the damaged buildings.

2. The Department of General Services recommends approval of this item.

---

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 August 1, 2012 was adjourned.

Respectfully submitted,

A handwritten signature in black ink that reads "Sheila McDonald". The signature is written in a cursive, flowing style.

Sheila C. McDonald, Esq.

Executive Secretary

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