

MINUTES
OF THE
MEETING OF THE
BOARD OF PUBLIC WORKS
SEPTEMBER 19, 2012

BOARD OF PUBLIC WORKS

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SEPTEMBER 19, 2012

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**MINUTES OF THE MEETING OF
THE BOARD OF PUBLIC WORKS, SEPTEMBER 19, 2012**

The Board of Public Works met in the Governor's Reception Room, State House, Annapolis, Maryland, on Wednesday, September 19, 2012.

Board Members present:

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

Also present:

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

CONSTRUCTION:

General Construction Project Contingency Fund 1988
Maryland Consolidated Capital Bond Loan of 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
Maryland Consolidated Capital Bond Loan of 2012

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.

NO ITEM

SHEILA MCDONALD - Comptroller's questions re: VLT and Rocky Gap revised proposal

From: "Howard, JB" <jbhoward@oag.state.md.us>
To: "smcdonald@comp.state.md.us" <smcdonald@comp.state.md.us>
Date: 9/17/2012 8:18 AM
Subject: Comptroller's questions re: VLT and Rocky Gap revised proposal
CC: Kevin Large <klarge@GOV.STATE.MD.US>, Susanne Brogan <sbrogan@treasurer...>

9/19/12

Dear Sheila,

You have asked for answers to two questions raised by the Comptroller at the August 22, 2012, meeting of the Board of Public Works ("BPW"):

1. What are the plans for the 500 Video Lottery Terminals ("VLT") that Penn National is returning to the State from the Perryville VLT location?
2. Does the revised proposal for the Rocky Gap VLT facility require BPW approval?

As to the first question, the State Lottery Agency reports that the 500 VLTs from the Perryville location will be moved to Rocky Gap to provide the inventory needed there. Per legislation approved in the General Assembly's recent Special Session, the Lottery will continue to own the VLTs at Rocky Gap and Ocean Downs.

As to the second question, it is my view that the revised proposal of Evitts Resort, LLC ("Evitts") for the Rocky Gap VLT facility does not require BPW approval. The Office of the Attorney General ("OAG") previously advised that the revised proposal, which reduces the number of VLTs and locates the VLT facility in existing meeting and conference space at Rocky Gap Resort and Lodge, did not require an amendment to the Amended and Restated Ground Lease ("Rocky Gap Lease" or "Lease") that the BPW approved on June 20, 2012. Before the VLT Location Commission ("LC") approved the revised proposal for Rocky Gap on July 31, LC staff advised BPW staff and liaisons of this conclusion, and the related conclusion that no further BPW approval was needed, by email dated July 30. I agree with and reaffirm this advice: because the Board has already approved the Rocky Gap Lease, and the revised proposal did not require an amendment, the changes in the revised proposal do not call for BPW approval.

By way of background, Evitts's original proposal for a VLT license, which the LC approved on April 26, 2012, contemplated a 50,000 square-foot facility adjacent to Rocky Gap Lodge, with 850 VLTs. The LC's approval of the license award was contingent on, among other things, BPW approval of the purchase agreement and ground lease; financial settlement of the purchase of the Resort; and submission of evidence of acceptable construction financing.

On June 20, 2012, BPW Secretary's Agenda Item 18 sought approval of: (1) the Rocky Gap Lease; (2) the MEDCO assignment to Evitts of the ground lease; (3) DNR's forgiveness of the outstanding debts owed to it; (4) the Purchase agreement between MEDCO and Evitts; and (5) the release by SHA of 17 acres of the DNR property, subject to a reversion. The agenda item contained a description of the plan for a 50,000 square-foot facility housing 850 VLTs, with expected revenue of \$40 million in the first year of operations.

On Friday, July 27, Evitts advised the LC's Chair, staff, and counsel that it was unable to

secure financing for their proposal as originally planned, and put forth a revised proposed that Evitts could finance itself. Under the revised proposal, Evitts would use existing meeting and conference space for a VLT facility housing 500 VLTs; Evitts committed to replace the meeting and conference space within the 36 months, as required by State Government Article 9-1A-11(d) (2). Absent this revision to the proposal, Evitts advised that it would not be able to go to settlement, which was scheduled for the following Friday, August 3.

The LC was to meet, as previously scheduled, on Tuesday, July 31, days after Evitts had informed the LC, staff, and counsel of the changes. Over the weekend of July 28 and 29, the OAG reviewed the Rocky Gap Lease, with an eye to whether Evitts's proposed changes would require the Lease to be amended and returned to the BPW for approval. The OAG concluded that Section 5 of the Lease contained language that would accommodate changes of the nature that Evitts was proposing and that no amendment or further BPW approval of the Lease was necessary. See July 30, 2012, 6:03 email, forwarded below. These conclusions were cited by the Chair of the LC at the LC's July 31, 2012 meeting, the meeting at which the LC approved an addendum setting forth Evitts revised proposal, which was contingent on financial settlement on August 3, review and final site and design approval by DNR and (consistent with the statute), replacement of the conference and meeting space within 36 months of license issuance.

As noted, I agree with the OAG's previous conclusions that the existing BPW-approved Lease accommodates the changes that Evitts proposed. The LC has approved those changes, in at least partial reliance on this advice and the advice that the revised proposal would not require BPW approval. I think this advice was and is correct.

I will be pleased to address the Board at the September 19, 2012 meeting to discuss these matters and answer any questions. Thank you.

J.B.

From: Hise, Rachel [<mailto:rachel.hise@mlis.state.md.us>]

Sent: Monday, July 30, 2012 6:03 PM

To: 'SHEILA MCDONALD'; 'Susanne Brogan'; 'JERRY KLASMEIER'; Kevin Large

Cc: GREGORY BEDWARD; MARY CHILDS; Donald Fry; Kirkland, Bonnie; Bishop, Ryan; 'Saunders, Kristin M'

Subject: Rocky Gap

We wanted to give you a heads up about an issue with Rocky Gap that has emerged since Friday. Evitts informed us that they have been unable to secure financing and, as such, may not be able to go to settlement later this week. Evitts has suggested several options, the most attractive being to allow them to operate 500 video lottery terminals in the Lodge and Resort temporarily. Chairman Fry requested that Evitts submit a revised plan to the Commission and present the plan at tomorrow's meeting. The OAG has advised us that approval of a temporary facility does not require amendment of the ground lease or returning to the BPW for approval. However, you are welcome to attend the meeting, which begins at 1:00 p.m. in the Joint Hearing Room. In any event, we will keep you posted. If you have any questions, we will attempt to answer them.

Thanks,

Rachel H. Hise

Principal Policy Analyst/Education Workgroup Leader

Office of Policy Analysis, Department of Legislative Services

Maryland General Assembly

(410) 946-5510/(301) 970-5510



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BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

SECRETARY'S AGENDA

Norman Astle (410) 841-5864
norman.astle@maryland.gov

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

Recommendation: That the Board of Public Works approve funding a total of 40 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$551,000

<u>Agreement #</u>	<u>Recipient</u>	<u>County</u>	<u>Amount</u>
AT-2013-1761	W. RUSSELL CULLINS, JR	St. Mary's	1,600
AT-2013-1767	JOHN RICHARD KNOTT, JR.	St. Mary's	2,500
AT-2013-1779	FRED W. CORNISH	Dorchester	1,200
CH-2012-2506	THE HEDGEWOOD LP	Kent	4,300
CH-2012-2597	CLARK FAMILY FARM, LLC	Kent	9,500
CR-2012-2580	JAMES W. LEWIS, JR	Caroline	12,700
CR-2013-1755	HAZEL E. HIGNUTT	Caroline	4,300
LS-2013-1773	BRIAN M. SIMMONS	Harford	2,600
LS-2013-1783	DELL CREEK FARM LLC.	Baltimore	3,000
MP-2012-2437	EDGAR J. HATTER	Frederick	11,900
MP-2012-2438	EDGAR J. HATTER	Frederick	9,800
MP-2012-2583	PAUL V. SCHUR	Frederick	20,800
MP-2013-1756	CHRISTOPHER DERR	Frederick	100,000
MP-2013-1757	CHRISTOPHER DERR	Frederick	39,700
MP-2013-1764	JOEL T. ANDERSON	Frederick	24,300
MP-2013-1765	JOEL T. ANDERSON	Frederick	100,000
MP-2013-1775	RALPH L. ROBERTSON, JR	Carroll	8,600
MP-2013-1776	GINGER S. MYERS	Carroll	7,400
MP-2013-1777	GINGER S. MYERS	Carroll	4,900
NW-2013-1780	BARBARA L. HURLEY	Dorchester	900
NW-2013-1781	BARBARA L. HURLEY	Dorchester	2,600
NW-2013-1876	THE GROVE GROWERS, LLC	Dorchester	300
NW-2013-1877	THE GROVE GROWERS, LLC	Dorchester	400
NW-2013-1879	MAC FARMS, INC.	Dorchester	2,300
NW-2013-1881	MAC FARMS, INC.	Dorchester	1,700
PA-2012-1964	HOPKINS FAMILY FARM LLC	Anne Arundel	11,200
PA-2012-1965	HOPKINS FAMILY FARM LLC	Anne Arundel	11,500
PA-2012-1966	HOPKINS FAMILY FARM LLC	Anne Arundel	5,900
PA-2012-2149	HOPKINS FAMILY FARM LLC	Anne Arundel	9,700
PA-2012-2604 -R	A. BRICE RIDGELY	Howard	300
RS-2012-2585	WAREDACA FARM, LLC	Montgomery	1,500
RS-2013-1758	LARRILAND FARM, INC.	Howard	1,700
SA-2012-2566	JOHN H. RADEBAUGH, INC.	Kent	3,200
UP-2013-1760	MISTY MEADOW FARMS, INC	Washington	67,200
WM-2012-2465	DEWALT J. WILLARD, JR	Montgomery	7,300
WM-2012-2466	DEWALT J. WILLARD, JR	Montgomery	10,900
WM-2012-2467	DEWALT J. WILLARD, JR	Montgomery	14,700
WM-2012-2468	DEWALT J. WILLARD, JR	Montgomery	5,200
WM-2012-2469	DEWALT J. WILLARD, JR	Montgomery	18,600
WM-2012-2470	DEWALT J. WILLARD, JR	Montgomery	4,800

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

SECRETARY ' S AGENDA

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

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

SEPTEMBER 19, 2012

SECRETARY ' S AGENDA

Norman Astle (410) 841-5864

Astlene@mda.state.md.us

2. DEPARTMENT OF AGRICULTURE***Maryland Agricultural Cost-Share Program Additional Funding Requests***

Recommendation: That the Board of Public Works approve ADDITIONAL FUNDING of 10 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$20,765.15

Agreement #	Recipient	County	Amount \$
AT-2011-1799	RAYMOND A. COPSEY, SR	St. Mary's	826.94
AT-2011-1800	RAYMOND A. COPSEY, SR	St. Mary's	208.66
AT-2011-1801	RAYMOND A. COPSEY, SR	St. Mary's	672.97
AT-2012-2326	HARRY WALTER & SONS, INC	Charles	3,783.00
MP-2011-2313	BYRON D. STAMBAUGH	Frederick	1,535.00
MP-2012-1517	FOGLE FARM	Carroll	1,899.02
PA-2012-1917	DONALD W. COX	Calvert	1,453.85
PA-2012-1919	DONALD W. COX	Calvert	3,658.54
RS-2012-2125	LIPPY BROTHERS, INC	Baltimore	2,810.00
UP-2012-2088	RICHARD J. HARTLE, JR	Washington	3,917.17

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

SEPTEMBER 19, 2012

SECRETARY'S AGENDA

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

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

Submission of the Procurement Agency Activity Reports by:

Department of Transportation, July 2012

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

September 19, 2012

SECRETARY'S AGENDA

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

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

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

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

CAROLINE COUNTY

12-0797 CAROLINE COUNTY PARKS & RECREATION – To dredge a boat ramp area and basin – Choptank River near Harmony

QUEEN ANNE'S COUNTY

12-0982 PROSPECT PLANTATION WEST HOA – To dredge a marina entrance channel, construct a replacement bulkhead, and repair stone jetties and stone revetment – Prospect Bay, Grasonville

SOMERSET COUNTY

12-0215 CITY OF CRISFIELD - To remove and replace an existing pavilion (the Depot), including bulkheading, platform decking and pilings – Little Annemessex River at end of Main Street

ST. MARY'S COUNTY

12-0936 *GRAMPTON ROAD LLC – To fill, grade, and plant marsh vegetation and construct a containment sill – Tomakokin Creek, Clements

*NOTE: In FY2013, BPW has approved 2.70 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

SEPTEMBER 19, 2012

SECRETARY'S AGENDA

Contacts: Jean Peterson (410) 514-7358
 peterson@mdhousing.org
 George Eaton (410) 514-7348
 eaton@mdhousing.org

5. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

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

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

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

- A. **Loan Recipients:** Adrienne Cousler and Christopher Diaczok
 34Yorkway, Dundalk, MD 21222
 Baltimore County
 Original Loan: \$10,000
 Current Balance: \$ 8,500
 Type: Second Mortgage
- B. **Loan Recipient:** Timiko Wilkins
 610 Main Street, Laurel, MD 21234
 Prince George's County
 Original Loan: \$10,000
 Current Balance: \$10,000
 Type: Second Mortgage

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

SECRETARY'S AGENDA

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

**6. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT
*Neighborhood Business Development Program***

BORROWER: Bethai Company (dba My Thai Restaurant)
1300 Bank Street #100
Baltimore City 21231

LOAN AUTHORITY: Sections 6-301 through 6-311, Housing & Comm. Dev't Article,
Annotated Code of Maryland; COMAR 05.13.01

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

LOAN AMOUNT: \$144,000

FUND SOURCE: MCCBL of 2012: *Provide funds for grants and loans to fund community-based economic development activities in revitalization areas designed by local governments.* Item SA24(B).

TOTAL PROJECT COST: \$144,000 Neighborhood BusinessWorks
\$200,000 SunTrust Bank (SBA 7A Loan)
\$ 50,000 Borrowers
\$394,000 Total Project Cost

RECOMMENDATION: That the Board of Public Works approve the Department of Housing and Community Development lending \$144,000 in general obligation bond proceeds to the Bethai Company (dba My Thai Restaurant) to fund the capital improvement portion of the following project.

PROGRAM: The Neighborhood Business Development Program, operating as Neighborhood BusinessWorks, provides gap financing for small businesses starting up or expanding in locally-designated neighborhood revitalization areas throughout Maryland. Loans are made to Maryland-based local development corporations, microenterprises, nonprofit organizations, or small businesses. Loans and grants are made to these organizations whose activities contribute to the broader revitalization of the designated neighborhood (e.g., reuse of vacant/underutilized buildings or providing needed goods or services to area residents). Financing ranges from \$1,000 up to \$500,000 or 50 % of total project costs (whichever is less). Borrowers must contribute cash of at least 5% of the total project cost.

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

SECRETARY'S AGENDA

6. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (cont'd)

PROJECT: My Thai Restaurant operated and leased space in the basement of the Park Plaza Professional building at 800 N Charles Street in Mount Vernon for four years. On December 7, 2010 a five-alarm fire blazed through the historic building. The fire completely destroyed the interior and displaced all the tenants. The Bethai Company, dba My Thai Restaurant, plans to relocate the restaurant to a 5,702 sq. ft. location at 1300 Bank Street. This location was formerly occupied by two previous Neighborhood BusinessWorks projects, the restaurants Lemongrass and Tsunami; My Thai will occupy the vacant Lemongrass suite. The principal owners of the Bethai Company, James and Varattaya Wales, need assistance to rebuild their successful restaurant business.

Located on the edge of the Harbor East and Little Italy neighborhoods, 1300 Bank Street (known as the Holland Tack Factory building) sits at the intersection of Bank Street and South Central Avenue. The restaurant suite faces the Canal Street Malt House, a 38 unit-condominium development. The Harbor East/Little Italy area is a vibrant mix of business and residential properties and activity. The rejuvenation of many historic and architecturally significant buildings has enabled the community to attract interest. This neighborhood revitalization project will improve and occupy a vacant commercial property, as well as sustain and create jobs in Baltimore City.

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

SECRETARY'S AGENDA

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

7. DEPARTMENT OF NATURAL RESOURCES
Shoreline Conservation and Management Service

Recommendation: That the Board of Public Works, in accordance with the *Policy and Procedure for Shore Erosion Control Capital and Loan Projects*, approve loan agreement and the disbursement of special funds for the following shore erosion control project:

Loan Recipient:	Queen Anne's County
Project Name/No.:	Narrows Pointe SECD / SEC 08-11
Location:	Chester River Grasonville, Queen Anne's County
Length/Type	Living shoreline project using 1,000 linear feet of stone sill with sand fill and marsh grass planting
Loan Amount:	\$355,318.00
Administrative Fee:	\$12,377.00
Loan Term:	15 Years
Fund Source:	\$280,318.00 Revolving Loan Fund (03.30.01.14.002) \$75,000.00 Waterway Improvement Fund (03.30.01.05.11)

Authority: Section 8-1005, Natural Resources Article, Annotated Code of Maryland

Remarks: DNR will provide technical and financial assistance to the County for project design and construction. The County will pay an administrative fee for DNR services.

The loan agreement will be recorded in the Queen Anne's County land records. The County will pledge its full faith and credit to repay this interest-free loan. DNR will deposit the County's annual loan payments in the Shore Erosion Control Revolving Loan Fund.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

SECRETARY'S AGENDA

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

8. DEPARTMENT OF PLANNING

Maryland Historical Trust

African American Heritage Preservation Program

RECOMMENDATION That the Board of Public Works approve four grant agreements in the amount of \$141,000.

A. Laboring Sons Memorial Ground Improvements

121 East Fifth Street, Frederick

Frederick County

Grantee: The Mayor and Board of Aldermen of the City of Frederick

Description: Site improvements, electrical work, hardscaping, landscaping, site furnishings, and signage. [Total project costs \$114,000 estimated.]

Amount: \$57,000

Fund Source MCCBL 2011 -Maryland Historical Trust, Appropriation #11077

Remarks: This property was purchased in 1851 by the Beneficial Society of the Laboring Sons "to provide a burial ground for citizens of color." Over 1,500 African-Americans were interred on the site between 1851 and 1949, when the Society disbanded and the property was given to the City of Frederick. A portion of the site was paved as an alley and the remainder became a "whites only" playground. The grounds were re-dedicated in 2003 as a place of remembrance for those buried there and for the history of African Americans in Frederick County.

B. Old Pomonkey High School Renovation

3395 Metropolitan Church Road, Bryans Road

Charles County

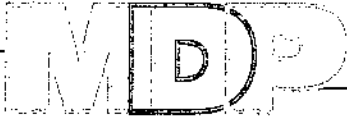
Grantee: Pomonkey High School Alumni Association, Inc.

Description: Architectural and engineering services. [Total project costs \$50,000 estimated.]

Amount: \$50,000

Fund Source MCCBL of 2012: Maryland Historical Trust Appropriation #12090

Remarks: Old Pomonkey High School served as the first African-American public high school in Charles County. Established in 1922, the original frame building was replaced in the 1930s by a larger one-story structure with high ceilings, large windows, and Colonial Revival styling, only part of which is still existing. The missing portion of the school will be reconstructed, and the building will become a cultural center and museum.



Maryland Department of Planning

OK for record
Smo 10/26/12
Sustainable Attainable

October 22, 2012

RECEIVED
2012 OCT 25 PM 12:08
BOARD OF PUBLIC WORKS

Sheila McDonald, Esq.
Secretary to the Board of Public Works
Louis L. Goldstein Treasury Building, Room 213
Annapolis MD 21401

RE: BPW Meeting, Secretary's Agenda Item 8, 9/19/2012

Dear Ms. McDonald,

This is to advise you of the following changes to the Secretary's Agenda item previously approved by the Board of Public Works. One of the FY2013 African American Heritage Preservation Program (AAHPP) grant recipients declined an award of \$29,000, and we are reassigning those funds to other projects from the same fiscal year that were only partially funded.

September 19, 2012

Secretary's Agenda Item 8(B)

Page 10

Old Pomonkey High School Renovation
3395 Metropolitan Church Road, Bryans Road
Charles County

FROM: \$50,000 (MCCBL 2012)

TO: \$68,000 (MCCBL 2012)

Reason: Reallocation of funds

Secretary's Agenda Item 8(D)

Page 11

Asbury Methodist Episcopal Church Improvements
18 South Higgins Street, Easton
Talbot County

FROM: \$14,000 (MCCBL 2012)

TO: \$25,000 (MCCBL 2012)

Please note that the scope of work for this project will be expanded to include exterior repairs, including repairs to belfry, and pest/animal control measures.

Reason: Reallocation of funds

Thank you for the hospitality you, your staff, and the Board extend to the AAHPP grantees when they attend BPW meetings with our staff. If you have any further questions on this item, please let me know.

Thank you,

Michele Kemmerzell
Chief of Operations

Cc: Anne Raines, MHT
Evie Cohen, MHT

Martin O'Malley, Governor
Anthony G. Brown, Lt. Governor

Richard Eberhart Hall, AICP, Secretary
Matthew J. Power, Deputy Secretary

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

SECRETARY'S AGENDA

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

8. DEPARTMENT OF PLANNING
Maryland Historical Trust
African American Heritage Preservation Program

RECOMMENDATION That the Board of Public Works approve four grant agreements in the amount of \$141,000.

A. **Laboring Sons Memorial Ground Improvements**
 121 East Fifth Street, Frederick
 Frederick County

Grantee: The Mayor and Board of Aldermen of the City of Frederick
Description: Site improvements, electrical work, hardscaping, landscaping, site furnishings, and signage. [Total project costs \$114,000 estimated.]
Amount: \$57,000
Fund Source MCCBL 2011 -Maryland Historical Trust, Appropriation #11077
Remarks: This property was purchased in 1851 by the Beneficial Society of the Laboring Sons "to provide a burial ground for citizens of color." Over 1,500 African-Americans were interred on the site between 1851 and 1949, when the Society disbanded and the property was given to the City of Frederick. A portion of the site was paved as an alley and the remainder became a "whites only" playground. The grounds were re-dedicated in 2003 as a place of remembrance for those buried there and for the history of African Americans in Frederick County.

B. **Old Pomonkey High School Renovation**
 3395 Metropolitan Church Road, Bryans Road
 Charles County

Grantee: Pomonkey High School Alumni Association, Inc.
Description: Architectural and engineering services. [Total project costs \$50,000 estimated.]
Amount: ~~\$50,000~~ \$68,000
Fund Source MCCBL of 2012: Maryland Historical Trust Appropriation #12090
Remarks: Old Pomonkey High School served as the first African-American public high school in Charles County. Established in 1922, the original frame building was replaced in the 1930s by a larger one-story structure with high ceilings, large windows, and Colonial Revival styling, only part of which is still existing. The missing portion of the school will be reconstructed, and the building will become a cultural center and museum.

* See attached letter

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

SECRETARY'S AGENDA

8. DEPARTMENT OF PLANNING (cont'd)*Maryland Historical Trust**African American Heritage Preservation Program*C. **Brome Plantation – Slave Quarter Restoration**

MD Rte. 5 at Intersection of MD Rte. 584, St. Mary's City

St. Mary's County

Grantee: Historic St. Mary's City Foundation, Inc.**Description:** Restoration of slave quarter; fabrication of exhibit panels, bases, and frames which are permanently mounted to the structure; archaeological monitoring; site work; ADA ramp; construction of shed. [Total project costs \$37,000 estimated.]**Amount:** \$20,000**Fund Source** MCCBL of 2012: Maryland Historical Trust Appropriation #12090**Remarks:** This building has significance as a rare and valuable surviving example of the wooden dwellings used to house slaves in the Chesapeake region. It is one of only a tiny number of such survivors owned by the citizens of Maryland, and also one of the few quarters subjected to intensive archeological study. The structure was occupied before, during, and after the Civil War, so this site offers a unique opportunity to present the transition from slavery to freedom in Maryland. The building will be interpreted as a slave quarter on the grounds of Historic St. Mary's City.D. **Asbury Methodist Episcopal Church Improvements**

18 South Higgins Street, Easton

Talbot County

Grantee: Historic Easton, Incorporated**Description:** Repair or restore windows. [Total project costs \$14,000 estimated.]**Amount:** ~~\$14,000~~ \$25,000**Fund Source** MCCBL of 2012: Maryland Historical Trust Appropriation #12090**Remarks:** The church is the oldest African American church structure in Easton, and the second oldest African American church structure in Talbot County. The church was dedicated by Frederick Douglass in 1878. Asbury was a temporary high school for colored students in the 1930's and is now a church and community center for a historically African American enclave known as the "Hill." The building will become an education and research center.

* see attached letter

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

SECRETARY'S AGENDA

8. DEPARTMENT OF PLANNING (cont'd)*Maryland Historical Trust**African American Heritage Preservation Program*C. **Brome Plantation – Slave Quarter Restoration**

MD Rte. 5 at Intersection of MD Rte. 584, St. Mary's City

St. Mary's County

Grantee: Historic St. Mary's City Foundation, Inc.**Description:** Restoration of slave quarter; fabrication of exhibit panels, bases, and frames which are permanently mounted to the structure; archaeological monitoring; site work; ADA ramp; construction of shed. [Total project costs \$37,000 estimated.]**Amount:** \$20,000**Fund Source** MCCBL of 2012: Maryland Historical Trust Appropriation #12090**Remarks:** This building has significance as a rare and valuable surviving example of the wooden dwellings used to house slaves in the Chesapeake region. It is one of only a tiny number of such survivors owned by the citizens of Maryland, and also one of the few quarters subjected to intensive archeological study. The structure was occupied before, during, and after the Civil War, so this site offers a unique opportunity to present the transition from slavery to freedom in Maryland. The building will be interpreted as a slave quarter on the grounds of Historic St. Mary's City.D. **Asbury Methodist Episcopal Church Improvements**

18 South Higgins Street, Easton

Talbot County

Grantee: Historic Easton, Incorporated**Description:** Repair or restore windows. [Total project costs \$14,000 estimated.]**Amount:** \$14,000**Fund Source** MCCBL of 2012: Maryland Historical Trust Appropriation #12090**Remarks:** The church is the oldest African American church structure in Easton, and the second oldest African American church structure in Talbot County. The church was dedicated by Frederick Douglass in 1878. Asbury was a temporary high school for colored students in the 1930's and is now a church and community center for a historically African American enclave known as the "Hill." The building will become an education and research center.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

SECRETARY'S AGENDA

Contact: Gregory Bedward 410-260-7335
gbedward@comp.state.md.us

9. **BOARD OF PUBLIC WORKS**
Issuance of 90-day notice: Investment Activities in Iran

Recommendation: That the Board of Public Works notify the companies listed in this Item that it intends to include them on a list of companies engaged in investment activities in Iran. Inclusion on the IAI List would make these businesses ineligible to bid on, submit a proposal for, or enter into or renew a contract with a public body in Maryland for goods or services.

Authority: §17-701, State Finance and Procurement Article, Annotated Code of Maryland

Background: Chapter 447, Laws of 2012 prohibits a person who is identified as engaging in investment activities in Iran from participating in procurements with a public body in the State. Specifically, a person engaged in such investment activities is ineligible to bid on, submit a proposal for, or renew a contract for goods and services. Engaging in investment activities in Iran consists of:

- Providing goods or services of at least \$20.0 million in the energy sector of Iran; or
- For financial institutions, extending credit of at least \$20.0 million to another person for at least 45 days if the person is on the BPW list and will use the credit to provide goods or services in the energy of Iran.

This law requires the Board to use credible information - available to the public - to create a list of persons that they determine to be engaged in investment activities in Iran. Before the Board includes a person on the list the Board must provide the person with 90 days' written notice that:

- The Board intends to include the person on the list; and
- Inclusion on the list would make the person ineligible to bid on, submit a proposal for, or renew a contract with a public body for goods or services.

During the 90-day period, the person may provide written documentation demonstrating that the person is not engaged in investment activities in Iran.

Action: Approval of this Item will permit Board staff to issue 90-day notices to the companies identified in this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

SEPTMBER 19, 2012

SECRETARY'S AGENDA

9. **BOARD OF PUBLIC WORKS** (cont'd)
Issuance of 90-day notice: Investment Activities in Iran

Persons "Proposed as Engaged in Investment Activities in Iran"

Belarusneft	Belneftekhim
Bharat Petroleum Corporation Ltd	China National Offshore Oil Corporation
China National Petroleum Corporation	Daelim
Emirates National Oil Company	FAL Oil Company Ltd
Grimley Smith Associates	Hyunda Heavy Industries
INA	Indian Oil Corporation Ltd
Kuo Oil	Maire Tecnimont S.p.A.
Naftiran	Oil and Natural Gas Corporation
Oil India Limited	ONGC Videsh Ltd
Petroleos de Venezuela	Snam Rete Gas S.p.A.
Sonangol	Zhuhai Zhenrong Company

Person - "Person" includes:

(1) a natural person, corporation, company, limited liability company, business association, partnership, society, trust, or any other nongovernmental entity, organization, or group;

(2) a governmental entity or instrumentality of a government, including a multilateral development institution, as defined by the federal International Financial Institutions Act, 22 U.S.C. 262r(c)(3); or

(3) any parent, successor, subunit, direct or indirect subsidiary of, or any entity under common ownership or control with, an entity described in item (1) or (2) above.

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 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

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

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

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1

DEPARTMENT OF GENERAL SERVICES FOR
DEPARTMENT OF NATURAL RESOURCES

CONTRACT NO. & TITLE: Emergency Bridge Repairs
Casselman River Bridge
ADPICS No.: 001B3400097
Project: P-073-090-010

CONTRACT TYPE: Maintenance

DESCRIPTION: Repair collapsed wing wall of historic bridge.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: June 25, 2012

BID:
RK&K Engineering, Baltimore, MD \$83,466

AWARD: RK & K Engineers

AMOUNT: \$83,466

CONTRACT AWARD DATE: July 5, 2012

TERM: 64 Calendar Days

MBE PARTICIPATION: 0%

FUND SOURCE: POS 2009 Item 440
DNR Program Open Space

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1 (cont'd)

REMARKS: Nature of Emergency: A collapse of the stone facing on one a wing wall on the historic Casselman River Bridge created an unsafe condition. This condition hindered public access to cross the bridge and to use the area under and around the bridge for fishing. DNR immediately secured the area and contacted RK&K Engineers to look at the wing wall failure. Recommendations were made to initiate a design to a repair, but to include modern technology to install items behind the walls that would maintain stabilization in the future. It was also necessary to obtain approval from the Maryland Historic Trust. During this period additional areas of the wing wall failed creating further loss of materials and structural stability.

DGS will submit an additional emergency award on a future Agenda to cover the repair phase.

Basis for Selection: Immediate actions were required. RK&K has offices in West Virginia, local to the Casselman River Bridge. RK&K has appropriate staffing that could initiate actions immediately to complete the required historic processes and have a design completed before the end of summer so that repairs can be initiated before the onset of the winter weather.

TAX COMPLIANCE NO.: 12-1556-1111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

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

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2

DEPARTMENT OF GENERAL SERVICES

CONTRACT NO. AND TITLE: Emergency Armed and Unarmed Guard Services
Baltimore City Department of Social Services Baltimore
ADPICS No.: 001B2400475

CONTRACT TYPE: Service

DESCRIPTION: Armed and unarmed guard services for Baltimore City Department of Social Services 16 district offices.

PROCUREMENT METHOD: Emergency

BIDS:

Watkins Security Agency, Inc \$607,714.70 (90 days)
Baltimore, MD

Red Coats, Inc dba \$618,860.38 (90 days)
Admiral Security Services

AWARD: Watkins Security Agency, Inc.

AMOUNT: \$709,153.75 (105 days total)

CONTRACT AWARD DATE: March 9, 2012

TERM: 105 Calendar Days

MBE PARTICIPATION 0%

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2 (cont'd)

FUND SOURCE: Agency Operating Funds

REMARKS:

Nature of Emergency: DGS completed the procurement process to award a contract for armed/unarmed security guard services for 16 locations at Baltimore City Department of Social Services. There was an appeal to the MSBCA which delayed the award to the new contractor. The appeal was heard by the MSBCA on June 1, 2012 and denied.

DHR determined that an emergency award was necessary to continue services pending resolution of the appeal.

Basis for Selection: Watkins Security Agency was the lowest responsive, responsible bidder. There was no MBE on this procurement, there are no subcontracting opportunities.

Reason for Late Report: Agency was awaiting MSBCA's appeal decision.

TAX COMPLIANCE NO.: 12-1107-1111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

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

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 3

DEPARTMENT OF GENERAL SERVICES

CONTRACT NO. & TITLE: Emergency Replacement of
Rooftop Units
Jessup Records Center
ADPICS No.: 001B3400074
Project: BW-681-131-001

CONTRACT TYPE: Maintenance

DESCRIPTION: Replace the first of three rooftop units at the Jessup Records Center. This unit is a 40-ton unit that serves the office area. The other two 30-ton units will be replaced under a separate emergency contract.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: June 11, 2012

BID:
Fresh Air Concepts, LLC Linthicum, MD \$67,565.00

AWARD: Fresh Air Concepts, LLC

AMOUNT: \$67,565.00

CONTRACT AWARD DATE: June 18, 2012

TERM 30 Calendar Days

MBE PARTICIPATION 0%

FUND SOURCE: MCCBL 2012 Item 007
"Facilities Renewal Funding-Statewide"

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 3 (cont'd)

REMARKS:

Nature of Emergency: During the extended hot weather, two of the three rooftop units failed and could not be repaired to full efficiency. One 40-ton unit that serves the office portion of the complex failed and was repaired but cannot operate over 50% due to age and inability to find parts to repair. Two other units, both 30-tons serve the warehouse area and are thirty years old. One has totally failed and the other continues to require repairs. DGS approved the firm to immediately start installation which has been completed. The office area is fully air conditioned, and the other procurement for the 30-ton units is underway. That procurement will be submitted to the BPW as a separate emergency procurement.

Basis for Selection: This firm had a 40-ton unit available for immediate installation, avoiding building shutdown. All other firms indicated a 5-7 week lead time for obtaining a new unit.

TAX COMPLIANCE NO.: 12-1548-1111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

Contact: Sandy Johnson 410-767-7408
sjohnso5@dhr.state.md.us

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 4

MARYLAND DEPARTMENT OF HUMAN RESOURCES

CONTRACT TITLE: Emergency Procurement of Emergency Backup Power Generator

CONTRACT TYPE: Maintenance

DESCRIPTION: Rent emergency back-up power generator for use at an emergency shelter activated due to derecho storm.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: June 30, 2012

BID:
A&E Mechanical Services, Inc. \$115,501.00
Westminster, MD

AWARD: A&E Mechanical Services, Inc.

AMOUNT: \$115,501.00

CONTRACT AWARD DATE: June 30, 2012

TERM: 6/30/2012 – 7/8/2012

MBE PARTICIPATION: 0%

FUND SOURCE: 100% General
Appropriation Code: N00E0102

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 4 (cont'd)

REMARKS:

Nature of Emergency: The Governor declared a State of Emergency when the June 29-30, 2012 serial derecho storm caused a loss of electrical power to over one million Marylanders. The Maryland Emergency Management Association activated the State Emergency Operation Center. DHR is the lead agency for the emergency support functions of mass care, sheltering, feeding, housing, and emergency assistance and, accordingly, activated the emergency shelter at UMBC for possible housing of displaced individuals during the storm and aftermath. To operate the shelter, DHR had to rent an emergency generator, as cooling centers were experiencing issues with power outages.

Basis for Selection: MEMA recommended A&E Mechanical to DHR as able to immediately supply the materials and services needed by the required time. Due to the short period of time needed to activate the emergency shelter, no other bids were secured. The price given for the service was determined as fair and reasonable.

TAX COMPLIANCE NO.: 12-1812-0111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

Contact: Randy Bradford 410-221-2308
randy.bradford@maryland.gov

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 5

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Eastern Shore Hospital Center

CONTRACT TITLE: Emergency Psychiatrist Services
OPASS 12-11028

CONTRACT TYPE: Service

DESCRIPTION: Psychiatry services for patients/residents at Eastern Shore Hospital Center

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: May 9, 2012

BID:
LocumTenens.Com, LLC \$1,525,440
Alpharetta, Georgia 30009

AWARD: LocumTenens.Com, LLC

AMOUNT: \$ 1,525,440

CONTRACT AWARD DATE: July 9, 2012

TERM: 07/09/2012 – 07/08/2013

MBE PARTICIPATION: None

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 5 (cont'd)

FUND SOURCE: 100% General
M00L0701-Eastern Shore Hospital Center

PERFORMANCE SECURITY: None

INCUMBENT: None

REMARKS:

Nature of Emergency: Patients at Eastern Shore Hospital Center require psychiatric services. In the past this service was provided by salaried staff with limited contractual support. As of June 2012, a crisis situation had developed as five of six psychiatrist staff positions were vacant including the Clinical Director's position. Due to the difficulty of filling positions at the State salary level and the timeframes involved, it was necessary to solicit these services as a contract. The solicitation was to procure a contractor to coordinate clinical services to assigned patients and advise other health care support staff of appropriate treatment techniques needed for individual cases; provide full psychiatric services to assigned patients as directed by the clinical director; provide individual, family and group therapy; review patient records and complete medical record documentation on patients in a timely manner to ensure documentation adequacy and compliance with hospital procedures; and meet with patients and their families to discuss treatment plans and address concerns.

Basis for Selection: Eastern Shore Hospital Center contacted eight locum tenens companies. In discussion with each company, the Hospital informed the vendors that before a contract would be signed, the company had to provide the hospital with a list of psychiatrists that were available or would become available within two to three months and their curriculum vitae with the intent of hiring at least four psychiatrists. Only the selected company submitted CVs along with a proposal.

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 5 (cont'd)

REMARKS: (cont'd)

Recognizing that this is a short-term solution to the problem, Eastern Shore Hospital Center continues to actively recruit through professional journals for psychiatrists and using local contacts. The issue is not exclusive to Eastern Shore Hospital Center. DHMH estimates that there are at least eleven psychiatrist vacancies on the Eastern Shore alone at hospital, acute general hospitals, and community programs. Through the efforts of the Clinical Director, DHMH was able to hire a psychiatrist who is working three days a week contractually on a trial basis who is considering a full-time position. The first psychiatrist from the agency started on July 9th and he has indicated that if his trial period is successful, he may be interested in long-term employment. Two other psychiatrists interviewed through this agency with a potential August start date have indicated likewise.

Both Thomas B. Finan Center and Springfield Hospital Center have used similar arrangements with locum tenens companies for obtaining psychiatrist services when needed. The contractor is ready, willing and able to place personnel on-site at the start of the contract period.

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-1401-0000

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

Contact: Sherry Adams 410-767-3541
Sherry.Adams@maryland.gov

REPORT OF EMERGENCY PROCUREMENT**ITEM:** Appendix 6**DEPARTMENT OF HEALTH AND MENTAL HYGIENE**

CONTRACT TITLE: Semi-Portable Medical Facility
ADPICS No. M00P2411232

DESCRIPTION: Erect semi-portable, self-contained storage building for emergency medical and portable hospital equipment. The structure can also be used as an alternative medical care facility in the event of a disaster.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: May 30, 2012

BIDS: Sole Source

AWARD: EMS Innovations, Inc.

AMOUNT: \$242,639.00
Pasadena, MD

CONTRACT AWARD DATE: June 27, 2012

MBE PARTICIPATION: None

FUND SOURCE: 100% Federal

APPROP. CODE: 0606

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 6 (cont'd)

REMARKS:

Nature of Emergency: The federal grant funds (available through the Hospital Preparedness Program) were due to expire on June 30, 2012. DHMH would not have been able to complete a standard procurement in time.

Basis for Selection: DHMH determined EMS Innovations to be the sole source for the needed semi-portable facility. There was a lack of vendors capable of meeting required specifications as outlined by Region III partners. In addition, the facility must complement the existing alternate care site facility at Greater Baltimore Medical Center.

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-1687-1111

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

Contact: Sherry Adams 410-767-3541
Sherry.Adams@maryland.gov

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 7

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

CONTRACT TITLE: Electronic Patient Tracking Kit
ADPICS No. M00P2410988

DESCRIPTION: Purchase Electronic Patient Tracking System kit, including software and support for Maryland Region III hospitals.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: May 30, 2012

BIDS: Sole Source

AWARD: Global Emergency Resources, LLC, Augusta, GA

AMOUNT: \$113,058.00

CONTRACT AWARD DATE: June 27, 2012

MBE PARTICIPATION: None

FUND SOURCE: 100% Federal

APPROP. CODE: 0606

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 7 (cont'd)

REMARKS:

Nature of Emergency: The federal grant funds (available through the Hospital Preparedness Program) were due to expire on June 30, 2012. DHMH would not have been able to complete a standard procurement in time.

Basis for Selection: Global Emergency Resources is the developer and owner of the proprietary software application known as HC Standard. The Electronic Patient Tracking System is a component of the base HC Standard system. The Maryland Institute for Emergency Medical Services Systems currently owns a non-exclusive, perpetual license for the HC Standard application, which provides MIEMSS and Maryland hospitals with status of hospital alerts and availability of healthcare resources and assets during an emergency.

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-1688-0001

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

Contact: Sherry Adams 410-767-3541
Sherry.Adams@maryland.gov

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 8

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

CONTRACT TITLE: Surge Ventilators for Region III
ADPICS No. M00P2411205

DESCRIPTION: 21 surge ventilators for Region III acute care hospitals and facilities.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: 5/30/2012

BIDS:

Newport Medical Instruments	\$157,500 (\$7,500/each)
CareFusion	\$206,850 (\$9,850/each)
Impact Instrumentation, Inc.	\$230,895 (\$10,995/each)

AWARD: CareFusion, Minneapolis, MN

AMOUNT: \$206,850.00

CONTRACT AWARD DATE: 6/27/2012

MBE PARTICIPATION: None

FUND SOURCE: 100% Federal

APPROP. CODE: 0606

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 8 (cont'd)

REMARKS:

Nature of Emergency: The federal grant funds (available through the Hospital Preparedness Program) were due to expire on June 30, 2012. DHMH would not have been able to complete a standard procurement in time.

Basis for Selection: Because this ventilator model is consistent with the ventilators in the CDC cache and is in wide use in medical facilities in the region, the learning curve for using this model is minimal for both respiratory therapists and lay individuals. In addition, this model has the versatility to be used for both pediatric and adult patients.

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-1816-1000

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

Contact: Michael Priday 301-745-4373
Michael.Priday@Maryland.gov

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 9

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

CONTRACT TITLE: Laboratory Services, Western Maryland Center
ADPICS No. M00B

CONTRACT TYPE: Service

DESCRIPTION: Blood transfusion services and other laboratory services when the Western Maryland Center clinical laboratory is not in operation. Contractor will be available to the Center 24 hours per day including weekdays, weekends and holidays.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: 08/22/2012

BID: None

AWARD: Quest Diagnostics

AMOUNT: \$120,000

CONTRACT AWARD DATE: 9/1/12

TERM: September 1, 2012 – August 31, 2013

BOARD OF PUBLIC WORKS

SEPTEMBER 19, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 9 (cont'd)

MBE PARTICIPATION: 0%

FUND SOURCE: 100-General

APPROP. CODE: M00I0301

PERFORMANCE SECURITY: None

INCUMBENT: Hagerstown Medical Lab

REMARKS:

Nature of Emergency: The Center requires outside blood transfusion and other laboratory services when the Center's clinical laboratory is not in operation. Contractor will provide on call *Stat* coverage to the Center 24 hours per day including weekdays, weekends and holidays. *Stat* test specimens must be picked up within 30 minutes from the time of the Center's request. If specimens are not picked up within 30 minutes the fluids in the specimens break down and the test would not be valid. The Center was without a contract to provide these services.

Basis for Selection: Quest Diagnostics was contacted to provide the lab services to Western Maryland Center until a vendor could be procured through a competitive solicitation.

TAX COMPLIANCE NO: 12-1987-1101

RESIDENT BUSINESS: No

 BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY


 WITHDRAWN

REMARKS:

SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA

September 19, 2012

ITEM 1A
PROGRAM OPEN SPACE LOCAL SHARE

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

Recommendation: Approval to commit \$233,000.00 for the following **development** project.

Northeast High School Stadium Field - \$233,000.00
Anne Arundel County
POS #5959-2-288
MD20120615-0463

Background: Design and install artificial turf playing surfaces at Northeast High School. The Anne Arundel County Department of Recreation and Parks and Anne Arundel County Public Schools have entered into a Joint-Use Agreement for this project. The scope of work includes site preparation, fine grading, installation of the artificial turf, and painting of lines, markings, and goals.

Fund Source: MCCBL of 2010: Program Open Space, Local Capital Development and Land Acquisition Grants, Anne Arundel County:
Prior Funds Replacement
Program 89.22.49 Item 056 \$210,856.86

MCCBL of 2011: Program Open Space, Local Capital Development and Land Acquisition Grants, Anne Arundel County:
Prior Funds Replacement
Program 89.22.52 Item 052 \$22,143.14

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**

September 19, 2012

**ITEM 2A
PROGRAM OPEN SPACE LOCAL SHARE
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM**

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

Recommendation: Approval to commit \$109,383.28 for the following **development** projects.

1. *Loch Lynn Athletic Complex Parking '09 - \$14,383.28*
Town of Loch Lynn Heights, Garrett County
POS #5611-11-177
MD20090311-0232

Background: Pave the existing parking area making it ADA accessible and safer. Vegetative swales currently in place will be used to address any additional stormwater runoff. Funds totaling \$64,800.00 were previously approved by the Board of Public Works on the Secretary's Agenda: May 20, 2009, Item 5A(1).

Fund Source: Program Open Space Local Share allocated to Garrett County:
FY 2009 Funds
Program 81.20.04 Item 911 \$538.72

MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Garrett County:
FY 2011 Funds
Program 89.22.49 Item 055 \$31.89

MCCBL of 2011: Program Open Space, Local Capital Development
and Land Acquisition Grants, Garrett County:
FY 2012 Funds
Program 89.22.51 Item 051 \$13,812.67

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

September 19, 2012

**ITEM 2A (con't)
PROGRAM OPEN SPACE LOCAL SHARE
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM**

- 2. *Glades Park Path Extension and Fence Repair - \$95,000.00*
Town of Oakland, Garrett County
CPP #5984-11-192
Garrett County

Background: Extend the existing walking/biking path at the town park and repair some existing fencing that has become deteriorated. The path extension would provide access to the historic Fort Alice site.

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

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**

September 19, 2012

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

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

Recommendation: Approval to commit \$1,012,514.86 for the following **development** project.

Southern Regional Tech/Recreation Complex - \$1,012,514.86
MNCPPC/Prince George's County
POS #5217-16-680
MD20070823-0912

Background: Design and construct a 35,000 square foot technology/recreation complex on a 15 acre site in Fort Washington. The site is adjacent to the Henson Creek Stream Valley Park and will have a pedestrian connection to the existing Tucker Road Athletic Complex. The facility will integrate science and technology uses with a recreational component that includes an oversized gymnasium (2 gym floors) with a spectator viewing area, fitness area, indoor warm-up track, game room, restrooms, storage area and multi-purpose rooms. The site plan will include a parking area and an area that will be graded for a future outdoor track. The facility will also include classroom and exhibition space that will be flexible and provide learning and research opportunities to learn about the latest technological advances in science as it relates to health, fitness, and recreation. Funds totaling \$2,872,000.00 were previously approved by the Board of Public Works on the Secretary's Agenda: October 17, 2007, Item 6A(2).

Fund Source: MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Prince George's County:
Prior Funds Replacement
Program 89.22.49 Item 056 \$1,012,514.86

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

September 19, 2012

ITEM 4A
PROGRAM OPEN SPACE LOCAL SHARE

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

Recommendation: Approval to commit \$22,500.00 for the following **development** project.

Regional Park Disc Golf Course - \$22,500.00
Washington County
POS #5995-21-272
MD20120709-0507

Background: Design, construct, and install an 18-hole disc golf course at Washington County Regional Park. The course will utilize existing trails through the wooded portion of the course minimizing environmental impacts while exposing course users to the natural areas available at the park.

Fund Source: MCCBL of 2011: Program Open Space, Local Capital Development
and Land Acquisition Grants, Washington County:
Prior Funds Replacement
Program 89.22.52 Item 052 \$22,500.00

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**

September 19, 2012

**ITEM 5A
PROGRAM OPEN SPACE LOCAL SHARE
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM**

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

Recommendation: Approval to commit \$397,000.00 for the following **development** projects.

1. ***West Salisbury Little League Improvements - \$135,000.00***
Wicomico County
POS #6006-22-207
MD20120731-0562

Background: Install a new children's playground at the little league park and connect the park to the City's water and sanitary sewer system. The existing well and septic system at this busy little league park was installed in 1975 and is failing. Connecting the park to the City's water and sewer system will accommodate the large number of visitors to this site each spring and summer. As the park does not currently have a children's playground, the addition of the play equipment will further enhance the recreational options at the park.

Fund Source: MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Wicomico County
FY 2011 Funds
Program 89.22.49 Item 055 \$238.59

MCCBL of 2012: Program Open Space, Local Capital Development
and Land Acquisition Grants, Wicomico County:
FY 2013 Funds
Program 89.22.54 Item 057 \$134,761.41

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

September 19, 2012

**ITEM 5A (con't)
PROGRAM OPEN SPACE LOCAL SHARE
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM**

2. *Salisbury Skate Park - \$262,000.00*
City of Salisbury, Wicomico County
CPP #5980-22-206
MD20120709-0510

Background: Design and construct a custom concrete skate park for local youths. This dedicated venue will satisfy a growing demand in the City for a publicly available and easily accessible facility for this type of recreation.

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 \$262,000.00

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

September 19, 2012

ITEM 6A
PROGRAM OPEN SPACE LOCAL SHARE

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

Recommendation: Approval to commit \$69,436.00 for the following **development** projects.

- 1. ***Newtown Park: Park Improvement Project - \$7,200.00***
Worcester County
POS #6001-23-225
MD20120718-0535

Background: Develop a new trail and picnic area at the 58 acre park that was recently enhanced with over 5 acres of diverse plantings. This project will increase the passive recreational options at the park that already has established athletic fields, playground and other active recreational elements for users to enjoy.

Fund Source: MCCBL of 2010: Program Open Space, Local Capital Development and Land Acquisition Grants, Worcester County:
Prior Funds Replacement
Program 89.22.49 Item 056 \$7,200.00

- 2. ***John Walter Smith Park Playground Equipment and Improvements - \$62,236.00***
Worcester County
POS #6002-23-226
MD20120718-0534

Background: Replace the existing outdated playground at the park with new equipment. The new playground system will have protective surfacing, borders, and various play equipment that will accommodate both the 2 to 5 and 5 to 12 year old age groups.

MCCBL of 2010: Program Open Space, Local Capital Development and Land Acquisition Grants, Worcester County:
Prior Funds Replacement
Program 89.22.49 Item 056 \$62,236.00

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

September 19, 2012

ITEM 7A
PROGRAM OPEN SPACE STATE SHARE

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

Recommendation: Approval to commit \$250,000.00 for the following **development** project.

Druid Hill Park: Superintendent's Mansion Rehabilitation - \$250,000.00
Baltimore City
POS #5999-26-182
MD20120709-0508

Background: Redevelop the historic former Superintendent's House and grounds at Druid Hill Park in cooperation with the Parks and People Foundation. Funds will also be used to restore the park landscape and renovate park walkways to improve community access to the park. These improvements will provide passive park amenities that will benefit the surrounding community.

Fund Source: Program Open Space State Share allocated to Baltimore City:
Program 81.20.03 Item 448 \$250,000.00

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

September 19, 2012

ITEM 8A
PROGRAM OPEN SPACE LOCAL SHARE

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

Recommendation: Approval to commit \$104,657.00 for the following **development** project.

Urbana District Park Development Phase I - \$104,657.00
Frederick County
POS #5221-10-249
MD20070925-1003

Background: Develop the 95 ∇ acre park including design and engineering, utilities, security lighting, roads, parking lots, paved hiking trails, multi-purpose fields, 2 soccer fields, 3 ballfields, modular playground equipment, picnic pavilions and amenities, 2 restroom facilities, a maintenance and storage facility, landscaping, fencing, site amenities, and site improvements. The proposed outdoor recreational lighting system is designed to perform its intended function, be energy efficient, and minimize light pollution. The park will meet ADA and playground safety requirements. Funds totaling \$1,523,694.00 were previously approved by the Board of Public Works on the Secretary's Agenda: November 28, 2007, Item 3A (\$1,344,350.00) and October 19, 2011, Item 2A (\$179,344).

Fund Source: MCCBL of 2011: Program Open Space, Local Capital Development and Land Acquisition Grants, Frederick County:
Prior Funds Replacement
Program 89.22.51 Item 052 \$65,806.28

MCCBL of 2012: Program Open Space, Local Capital Development and Land Acquisition Grants, Frederick County:
FY 2013 Funds
Program 89.22.54 Item 057 \$38,850.72

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**

September 19, 2012

**ITEM 9A
RURAL LEGACY PROGRAM FUNDS**

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

Recommendation: Approval to grant \$39,528.20 to the Washington County Board of Commissioners for the following project from Rural Legacy Funds.

***Mid-Maryland Washington Rural Legacy Area
Bonnard J. Morgan Property***

Background: The Board of Public Works authorized a \$500,000 FY 2011 Grant for easement acquisitions for the Mid-Maryland Washington Rural Legacy Area on the September 1, 2010 Program Open Space Agenda Item 11A.

Project Description: Acquisition of this historic 10-acre conservation easement will protect productive woodlands on Elk Ridge, which lies within the viewshed of Gathland and South Mountain State Parks, as well as 800 linear feet of unnamed tributaries to Antietam Creek. This will be Bonnard J. Morgan's fourth property conserved through the Rural Legacy Program, and will act as a stepping stone to additional protection on nearby Elk Ridge tracts in FY 2013. The easement will be held by Washington County.

Value of Easement: Total easement value \$37,004.40 - \$3,700.44 per acre

Total Other Costs: \$ 2,523.80

Administrative:	\$1,110.13	
Incidental:	\$ 858.60	(\$100.00 Closing fee \$603.00 Title Work \$155.60 Title Insurance)
Program Compliance:	\$ 555.07	

Amount Requested: \$39,528.20

Fund Source: Program 81.20.04 Item 025 \$39,528.20 (FY 2009)

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

Approved	Disapproved	Deferred	Withdrawn
	With Discussion	Without Discussion	

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

September 19, 2012

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

**ITEM 10A
PROGRAM OPEN SPACE
CONSERVATION RESERVE ENHANCEMENT PROGRAM FUNDS**

Recommendation: Approval to grant the Washington County Commissioners \$62,985.22 for the following project from Program Open Space Stateside Funds.

Project Name: Salgado Conservation Reserve Enhancement Program Easement,
Washington County

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

Project Description: Salgado CREP Easement. Acquisition of this 17.1-acre CREP easement permanently protects water quality through forested riparian buffers along 1,600 feet of unnamed tributaries to Conococheague Creek. This CREP easement will be co-held by Washington County and the Department of Natural Resources.

Value of Easement: Total easement value \$57,556.55- \$3,365.88 per acre

Other Costs: \$ 5,428.67

Administrative:	\$ 1,726.70
Incidental:	\$ 2,838.62
Compliance:	\$ 863.35

Total Amount Requested: \$62,985.22

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

September 19, 2012

ITEM 10A (con't)

PROGRAM OPEN SPACE

CONSERVATION RESERVE ENHANCEMENT PROGRAM FUNDS

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

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

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

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

Fund Source: Program 81.20.03 Item 447 \$ 5,428.67 (FY 2010)

Program Open Space Acquisition Opportunity Loan 2009
Program 89.22.45 Item 500 \$ 57,556.55 (FY 2010)

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

Board of Public Works Action: the above referenced item was

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

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

September 19, 2012

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

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

*Peter B. Brown - \$200,000.00
Garrett County
POS # 4402*

Reference: That the Board of Public Works approve the conservation easement acquisition, in partnership with Trout Unlimited, of a 120 +/- acre parcel located in Garrett County. This forested property is contiguous to Savage River State Forest and straddles the Savage River, a headwater tributary for the Potomac River and the Chesapeake Bay that includes both coldwater and highland streams. The Savage River contains one of the highest density populations of wild brook trout in Maryland, and this property is located in Maryland's only unfragmented brook trout watershed. DNR and Trout Unlimited will monitor this easement, ensuring protection in this critical area of the Upper Savage River, accounting for 25% of all brook trout stream miles in the State. Protection of this property will assure the long-term viability of the Upper Savage River as a long term, high quality brook trout stream.

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 139 under the Program Open Space Targeting System.

Special Conditions:

1. Mineral rights are severed. As part of the Department's due diligence, experts in the field of mineral engineering were consulted and their research reported that it is highly unlikely that the surface of the property will be used for mineral extraction. The property is not conducive to surface drilling or mining due to the property's extremely steep topography, snaking river (the Savage River bisects the property) and adjacent floodplains, and its isolation from public roads.
2. The Commissioners of Garrett County approved this acquisition by an affirmative vote on April 19, 2012 pursuant to Section 5-207(a)(1) of the Natural Resources Article of the Annotated Code of Maryland.

Grantor: Peter B. Brown

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

Property: 120 +/- acres, unimproved

Price: \$200,000.00 - \$1,666 per acre

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

September 19, 2012

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

Appraisals: \$110,000 (5/19/12) - \$913.00 per acre – Terry R. Dunkin
Reviewed by David Wallenberg

\$470,000 (4/18/12) - \$3904.00 per acre – James H. Pugh III
Reviewed by David Wallenberg

\$205,000.00 (5/31/12) – \$1702.00 per acre- Composite Appraisal, Dave Wallenberg

Fund Source: POS Acquisition Opportunity Loan 2009
Program 89.22.45 Item 500 \$200,000.00 (FY2010)

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion ✓

Without Discussion

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

September 19, 2012

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

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

*Peter B. Brown
Garrett County
Donated Additionality Overlay Easement*

Reference: That the Board of Public Works accept the first Additionality Overlay Easement donation from the Pinchot Institute for Conservation, in concert with Trout Unlimited, for conservation of Brook Trout Habitat on the Brown 120 +/- acre parcel located in Garrett County. Reference is made to the Item 11A of this 9/19/2012 Agenda, for which the Department of Natural Resources requested approval of a purchased standard easement on this property. The purpose of this specialized easement is to effectuate permanent easement restrictions that represent further ecological public interest value, which is not captured in the standard fair market appraisal valuation for POS conservation easements.

This donated easement is specifically written to provide for specialized protections for brook trout habitat, and further restricts the use of the property addressing the sensitivity of wild brook trout to their aquatic habitat by greatly reducing the impacts of pollution and disturbance on this property. Specifically, the overlay easement:

- Enlarges the swath of forest buffering by an extra 100 feet in width on both sides of all streams (including the Savage River). This extra swath of forest along the streams works to keep the brook trout waters cool and clean by providing shade, preventing soil erosion and run-off of nutrients and sediment, and protects the critical pH levels needed for brook trout;
- Reduces disturbance of the streams and their buffers by prohibiting cutting of timber within the 200 foot buffer and by limiting any stream crossings to one carefully designated crossing to access the one allowed cabin on the property;
- Reduces development potential to a cabin of no greater than 2,000 square feet, which greatly restricts impervious surface which in turn reduces run-off, pollution and disturbance; and
- Prohibits water rights transfer.

Grantor: Peter B. Brown

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

Property: 120 +/- acres; unimproved

Price: No consideration (This Additionality Overlay easement is being donated by the Pinchot Institute for Conservation in cooperation with Trout Unlimited)

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**

September 19, 2012

**ITEM 13A
PROGRAM OPEN SPACE STATE SHARE**

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

Vivian B. Hughes - \$534,000.00
Garrett County
POS # 4404

Reference: That the Board of Public Works approve the conservation easement acquisition of a 234 +/- acre parcel located in Garrett County. Of the 234 +/- acres, ten acres of this easement are being donated. This forested property is contiguous to Savage River State Forest and straddles the Savage River. The Savage River is a headwater tributary for the Potomac River and the Chesapeake Bay that includes both coldwater and highland streams. The Savage River contains one of the highest density populations of wild brook trout in Maryland, and this property is located in Maryland's only unfragmented brook trout watershed. Trout Unlimited will partner with the Department to monitor this easement as it is located in the Upper Savage River, which accounts for 25 percent of all brook trout stream miles in the State. Protection of this property will help assure the long-term viability of the Upper Savage River as a high quality brook trout stream.

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 134 under the Program Open Space Targeting System.

Special Conditions:

1. Mineral rights are severed.
2. The landowner is donating 10 acres as part of the transaction in recognition of the possibility that on-site gas exploration and/or extraction may occur on a small portion of the property in the future.
3. DNR is working with Trout Unlimited for an \$8,000 reimbursement for appraisal and title abstract costs with monies secured from the Chesapeake Bay Coldwater Land Conservancy Fund. It is anticipated that Hughes, along with the accompanying Brown easement acquisition, will be the first in a series of easement acquisitions in which the State partners with Trout Unlimited and the Pinchot Institute to protect properties in the Upper Savage Watershed.
4. The Commissioners of Garrett County approved this acquisition by an affirmative vote on April 19, 2012 pursuant to Section 5-207(a)(1) of the Natural Resources Article of the Annotated Code of Maryland.

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

September 19, 2012

**ITEM 13A (con't)
PROGRAM OPEN SPACE STATE SHARE**

Grantor: Vivian B. Hughes

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

Property: 234 +/- acres, improved with a cabin and shed (includes 10 acres donated)

Price: \$534,000.00 (\$2,383.93/acre based on 234 +/- acres, 10 acres of which are donated)

Appraisals: \$375,000 (4/19/12) - \$1,600.78 per acre – Terry R. Dunkin
Reviewed by David Wallenberg

\$915,000 (4/18/12) - \$3,905.91 per acre – James H. Pugh III
Reviewed by David Wallenberg

\$562,000 (6/8/12) - \$2,399.04 per acre – Composite Appraisal, David Wallenberg

Fund Source: POS Acquisition Opportunity Loan 2009
Program 89.22.45 Item 500 \$534,000.00 (FY2010)

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion ✓

Without Discussion

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

September 19, 2012

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

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

Alfred R. Williams & Elsie M. Williams - \$232,000.00
Caroline County
POS # 4201

Reference: That the Board of Public Works approve the acquisition in fee simple of a 40 +/- acre parcel located in Caroline County. This property drains into the headwaters of Tuckahoe Creek and contains high quality Chesapeake Bay wetlands supporting rare, threatened and endangered species. The property will be part of the Bridgetown Ponds Heritage Conservation Fund Site.

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 124 under the Program Open Space Targeting System.

Special Conditions:

Pursuant to Section 5-903(f) of the Natural Resources Article, Annotated Code of Maryland; Board approval is also requested for the use of up to \$23,200.00 in POS Stabilization funds, to raze all structures.

Grantor: Alfred R. Williams & Elsie M. Williams

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

Property: 40 +/- acres, unimproved

Price: \$232,000.00
Price represents a 1% discount from the recommended appraised value of \$235,000

Appraisals: \$232,000 (7/12/12) – Franc X. Korber
Reviewed by David Wallenberg

\$235,000 (7/10/12) – David E. Cadell
Reviewed by David Wallenberg

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

September 19, 2012

**ITEM 14A (con't)
PROGRAM OPEN SPACE STATE SHARE**

Fund Source: POS Acquisition Opportunity Loan 2009
Program 89.22.45 Item 500 \$232,000.00 (FY2010)
MCCBL – 2010
Program 89.22.49 Item 015 \$23,200.00 (FY2011)

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**

September 19, 2012

**ITEM 15A
PROGRAM OPEN SPACE STATE SHARE**

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

*The Schroyer Family Trust - \$176,000.00
Washington County
POS #4337*

Reference: That the Board of Public Works approve the acquisition in fee simple of three buildable lots totaling 14 +/- acres located in Washington County. The wooded property is contiguous to State lands and will be managed together with South Mountain State Park. The property contains the headwaters of a tributary feeding into Beaver Creek. Acquisition would resolve management issues related to shared boundaries, provide a buffer to the Appalachian Trail and eliminate three possible homesites.

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 107 under the Program Open Space Targeting System.

Grantor: The Schroyer Family Trust

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

Property: 14 +/- acres, unimproved

Price: \$176,000

Price represents a 2% discount from the recommended value of \$180,000

Appraisals: \$240,000 (5/11/11) – Michael C. Bowers
Reviewed by David Wallenberg

\$86,000 (4/26/11) – James L. Randall
Reviewed by David Wallenberg

\$180,000 (7/31/11) – David Wallenberg, Composite Appraisal, David Wallenberg

Fund Source: POS Acquisition Opportunity Loan 2009
Program 89.22.45 Item 500 \$176,000.00 (FY2010)

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

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

September 19, 2012

**ITEM 16A
MARYLAND ENVIRONMENTAL TRUST**

Contact: Elizabeth Buxton
ebuxton@dnr.state.md.us
(410) 514-7903

Recommendation: That the Board of Public Works ratify the following donations of perpetual conservation easements.

- 1. Property:** 250 acres, Anne Arundel County, 8400 River Road, Laurel.
Tax Map 20, Part of Parcel 96, Legislative District 32

Grantor: District of Columbia

Grantees: Maryland Environmental Trust, Patuxent Tidewater Land Trust, Inc. and
Scenic Rivers Land Trust, Inc.

Estimated Value: \$275,586

- 2. Property:** 71 acres, Baltimore County, 10322 Old Court Road, Granite
Portion of Tax Map 86, parcel 212, Legislative District 11

Grantor: Hamilton A. Hall, Jr.

Grantees: Maryland Environmental Trust and Maryland Historical Trust

Estimated Value: \$1,051,900

Note: Estimated easement value is an MET estimate only. To estimate the easement value, MET multiplies the number of acres in the proposed easement by the average per-acre value of easements MET accepted in that county or region in the previous year. (The previous year's average per-acre value is derived by totaling the appraised values for MET easements in a region and dividing by the number of acres).

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**

September 19, 2012

**ITEM 17A
MARYLAND ENVIRONMENTAL TRUST**

Contact: Elizabeth Buxton
ebuxton@dnr.state.md.us
(410) 514-7903

Recommendation: That the Board of Public Works approve amending a conservation easement to:

- (1) Prohibit construction of new means of access on Parcel No. Two;
- (2) Change the size of a permitted subdivision from 20 acres to a lot no greater than 110 acres;
- (3) Increase the required buffer width on Parcel No. Two from 50 feet to 200 feet; and
- (4) Add language that would permit future amendments.

Property: 28256 Goldsborough Neck Road, Easton, Talbot County
546.132 acres
Tax Map 17, Parcel 11 and Tax Map 25, Parcel 162, Legislative District 37B

Grantor: Chevy Chase Lake Corporation, Alfred Tyler II, and Cleo Braver

Grantees: Maryland Environmental Trust and Eastern Shore Land Conservancy, Inc.

Background: Reference is made to Secretary's Agenda Item 41 (Dec. 18, 1996) in which the Board of Public Works ratified Cottingham, LLC's donation of a conservation easement on this property to the Maryland Environmental Trust and Eastern Shore Land Conservancy, Inc.

In 1997 Cottingham, LLC, deeded a portion of the property to Alfred Tyler II leading Cottingham, LLC and Alfred Tyler II to amend and restate the original easement. This Amended and Restated Easement was not ratified by the Board of Public Works.

In 1998 Cottingham, LLC deeded its portion of the property to Chevy Chase Lake Corporation.

In 2008 Alfred Tyler II deeded his portion of the property to Alfred Tyler II and Cleo P. Braver.

The current owners of the property are Chevy Chase Lake Corporation, Alfred Tyler II, and Cleo Braver.

Appraised Value: \$ 156,500

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: 1-S

Agency Contact: John Brennan
410-767-3640
jbrennan@mdod.state.md.us

DEPARTMENT/PROGRAM:

Maryland Department of Disabilities (MDOD)
Money Follows the Person Demonstration (MFP)
Peer Outreach and Support Program

CONTRACT ID:

Peer Outreach and Support
ADPICS NOs. See Attachment

CONTRACT DESCRIPTION:

Three contracts to provide peer outreach and support services to interested and eligible Medicaid recipients currently residing in nursing facilities in three of the eight regions of the State for the purpose of transitioning to independent living in their communities.

AWARDS:

See Attachment 1

TERM:

10/1/2012 - 10/31/2014 (w/2 one-year renewal options)

AMOUNTS:

\$ 505,049.00.(2 Years; 1 Month; Base Term)
\$ 252,524.50 (1 Year; 1st Renewal Option)
\$ 252,524.50 (1 Year; 2nd Renewal Option)
\$1,010,098.00 Cumulative Grand Total (4 Yrs.)
(See Attachment 1)

PROCUREMENT METHOD:

Competitive Sealed Proposals

BIDS OR PROPOSALS:

See Attachment 2

MBE PARTICIPATION:

None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY:

None

INCUMBENTS:

None

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 1-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com*, the agency website, and through the Money Follows the Person Demonstration (MFP) Stakeholders email distribution list maintained by DHMH. Six vendors received direct notification of the RFP. All solicited prospective vendors are Maryland firms, and three are MBEs. A copy of the RFP was also sent to the Governor's Office of Minority Affairs.

The Maryland Department of Disabilities (MDOD) and the Department of Health and Mental Hygiene (DHMH) are partnering to implement peer outreach and support services as part of the Maryland Money Follows the Person Demonstration (MFP) Grant. MFP, a federal rebalancing initiative created by the Deficit Reduction Act of 2005 and reauthorized by the Affordable Care Act of 2010, was designed to encourage states to transition eligible and interested Medicaid recipients currently residing in nursing facilities back to homes in their communities. MFP is funded through a federal grant that allows states to collect an enhanced federal match on services provided to individuals who transition from an institution to the community. Many nursing facility residents remain unaware of the community-based options available and the successes of others who have transitioned back to the community. Stakeholders involved in advising DHMH on the implementation of MFP in Maryland expressed continued interest in utilizing peers to share knowledge of community-based services. Furthermore, stakeholders identified additional roles for peers through MFP and consequently Maryland's Operational Protocol, which was recently revised, added peer support to the list of services available to nursing facility residents through the Demonstration.

DHMH, the single-state Medicaid agency, has requested MDOD's assistance in implementing peer outreach and support statewide as part of Maryland's MFP Grant. During the prior Demonstration period, DHMH made multiple attempts to procure contractors throughout Maryland; after three attempts, DHMH was unsuccessful in awarding a contract in two regions and the procurement process in the other three regions took as long as 18 months to make award recommendations. MDOD has entered into a Memorandum of Understanding (MOU) with DHMH to procure, award and administer peer outreach and support contracts in the following eight regions of the State of Maryland:

Metro Region - Prince George's and Montgomery counties (Sole Source contract);
West Region - Garrett, Allegany, and Washington counties (Sole Source contract);
Northwest Region - Frederick and Carroll counties (Sole Source contract);
South Region - Charles, Calvert and St. Mary's counties (Sole Source contract);
Central Region - Anne Arundel and Howard counties (approved by DBM);

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 1-S (Cont.)

East Region - Caroline, Cecil, Dorchester, Kent, Queen Anne's, Somerset, Talbot, Wicomico and Worcester counties (on this Item);
North Region - Baltimore and Harford counties (on this Item); and,
City Region - Baltimore City (on this Item).

MDOD recently entered into sole source contracts for four of the eight regions to implement nursing facility peer outreach and support services to eligible residents as follows: Independence Now, Inc. (IN) for the Metro Region; Resources for Independence (RFI) for the West Region; The Freedom Center (FC) for the Northwest Region; and Southern Maryland Center for Independent Living (SMCIL) for the South Region. MDOD identified the above-named vendors as the single entity in their respective regions with the background, experience, and expertise to provide peer outreach and support services to nursing facility residents. These contracts were approved by the BPW on the 5/23/2012 DBM BPW Agenda, Item 1-S.

In the remaining four regions MDOD identified multiple sources of vendors to provide peer outreach and support services. Therefore, competitive procurements were conducted to provide services in these regions. One of the contract awards (the Central Region) was within the delegated authority of DBM to approve. MDOD is requesting approval to enter into contracts for the remaining three regions of the State to implement nursing facility peer outreach and support services to eligible residents as follows: Community Change Management Consulting, LLC, for the CITY Region; The Holly Community (HC) for the Eastern Region; and Independent Marylanders Achieving Growth Through Empowerment, Inc., (IMAGE) for the Northern Region.

No MBE Participation Goal was established for these contracts. This project is targeted to a specific priority population. The skills and background required to perform under this contract require a broad knowledge of community-based service options, significant expertise in providing outreach to nursing facility residents as well as established relationships with administrative and direct care staff within the nursing facilities. Finally, there are no opportunities for subcontracting the contract deliverables.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 1-S.(Cont.)

FUND SOURCE: 100% Reimbursable

APPROP. CODE: D12A0201

RESIDENT BUSINESSES: Yes for all

MD TAX CLEARANCES: See Attachment 1

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: 1-S (Cont.) ATTACHMENT 1

AWARDS / AMOUNTS / MD TAX CLEARANCES (CONT.):

City Region - (Baltimore City):

Community Change Management Consulting, LLC
Landover, MD
(MDOT Certified Maryland MBE)
MD Tax Clearance: 12-1972-0000

ADPICS #: DEXB3400008

\$127,139.00 (2 Years; Base Term)
\$ 63,569.50 (1 Year; 1st Renewal Option)
\$ 63,569.50 (1 Year; 2nd Renewal Option)
\$254,278.00 Total (4 Years)

Eastern Region - (Caroline, Cecil, Dorchester, Kent, Queen Anne's, Somerset, Talbot, Wicomico and Worcester Counties):

Holly Community, Inc.
Salisbury, MD
MD Tax Clearance: 12-1946-1110

ADPICS #: DEXB3400009

\$118,000.00 (2 Years; Base Term)
\$ 59,000.00 (1 Year; 1st Renewal Option)
\$ 59,000.00 (1 Year; 2nd Renewal Option)
\$236,000.00 Total (4 Years)

Northern Region - (Baltimore and Harford Counties):

IMAGE
Towson, MD
MD Tax Clearance: 12-1947-0110

ADPICS #: DEXB3400010

\$259,910.00 (2 Years; Base Term)
\$129,955.00 (1 Year; 1st Renewal Option)
\$129,955.00 (1 Year; 2nd Renewal Option)
\$519,820.00 Total (4 Years)

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 1-S (Cont.) ATTACHMENT 2

BIDS OR PROPOSALS (Cont.):

CITY REGION

Offerors	Technical Ranking	Financial Price (Ranking) *	Overall Ranking **
Community Change Management Consulting, LLC Landover, MD	1	\$127,139 (1)	1
Millennium Baltimore, MD	2	\$164,300 (2)	2
IMAGE Towson, MD	3	\$165,806 (4)	3
Easter Seals Silver Spring, MD	4	\$164,995 (3)	4

EASTERN REGION

Offerors	Technical Ranking	Financial Price (Ranking) *	Overall Ranking
HCI Salisbury, MD	1	\$118,000 (3)	1
Community Change Management Consulting, LLC Landover, MD	2	\$97,800 (1)	2
Easter Seals Silver Spring, MD	3	\$117,918 (2)	3

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 1-S (Cont.) **ATTACHMENT 2**

BIDS OR PROPOSALS (Cont.):

NORTHERN REGION

Offerors	Technical Ranking	Financial Price (Ranking) *	Overall Ranking
IMAGE Towson, MD	1	\$259,910 (3)	1
Community Change Management Consulting, LLC Landover, MD	2	\$187,250 (1)	2
Easter Seals Silver Spring, MD	3	\$258,995 (2)	3

Note:* Financial Prices are for the two year base contract term. The prices for each year of the renewal options are the same as one year of the base contract term.

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

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 2-S **Agency Contact:** Terri Winston
410-767-1196
twinston@dat.state.md.us

DEPARTMENT/PROGRAM: Assessments & Taxation (SDAT)
Real Property Valuation

CONTRACT ID: ADPICS NO. E50B2400016

CONTRACT DESCRIPTION: Request for retroactive approval for the delivery of Commercial Square Foot Data, which is utilized by SDAT to produce building cost estimates for assessment purposes.

AWARD: Marshall & Swift / Boeckh, LLC
Los Angeles, CA

TERM: 4/1/2012 – 3/31/2015

AMOUNT: \$171,560 (3 Years)

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: 2-S (Cont.)

REQUESTING AGENCY REMARKS: The Maryland State Department of Assessments and Taxation (SDAT) has been using the Marshall Cost Valuation Method for valuing commercial properties for 30 years, since 1981. From 1973 until 1981, SDAT used an internal cost estimating manual, the Maryland Cost Manual, which was developed internally, specifically for its own use. This was a three volume set of cost tables, that was the produced for SDAT by Mr. Tom Ball, who was once associated with the E. H. Boeckh Company, a nationally known cost estimating service. All assessors, starting with the State takeover of the assessment process in 1974, were trained in the use of the cost manual and its related methodology.

Over the last 30 years, Marshall & Swift Co. and the E.H. Boeckh Co. have been the two leading, nationally recognized, reliable, and easy-to-use sources for building cost information. In 2001 these two companies merged, creating what some might term a monopoly, offering a cost estimating system that has become the industry standard for the insurance industry, professional appraisers and assessment cost estimators. There are no alternative providers for this type of information.

Updating building cost estimates requires a high level of validation and support. At the same time, the building and construction industry is constantly introducing new materials and methods that challenge the past historical cost results. Multipliers must be developed, tested, and applied annually to bring historic cost estimates into line with current building cost levels. SDAT has more than 100 different commercial building types identified in the current Computer Assisted Mass Appraisal (CAMA) system. The Marshall Cost Manual was adopted as the preferred cost information source for commercial and industrial properties. The methodology used in Marshall was very similar to the Boeckh method, so the Marshall approach was easily adapted for use in Maryland. It has been asserted that the Marshall Cost rates are extremely reliable and authoritative on a national level, providing a high degree of validity and confidence in support of the commercial valuation process. For SDAT this is a very important consideration in producing building cost estimates for assessment purposes.

The Marshall method has been thoroughly intermixed with the Maryland commercial valuation system, which in essence means the Marshall method has become the Maryland method. SDAT is highly dependent on the Marshall method, providing cost information as a necessary component of the Maryland commercial assessment process. There is no alternative source for this specialized information.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 2-S (Cont.)

SDAT has subscribed to Marshall's rates as a basis for SDAT commercial building cost estimates in each successive form, using the same basic methodology for more than 20 years. The Marshall method is the program the SDAT assessors know and rely on. It is nationally accepted as a valid and authoritative source of building cost data. If another source for building cost data was procured, it would require a significant amount of programming and training to affect the change. This change would be cost prohibitive to SDAT and have a negative fiscal impact to the State of Maryland.

FUND SOURCE: 90% Special (Local County Cost Reimbursement);
10% General

APPROP. CODE: E50.C00.02

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-0970-1110

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 3-S **Agency Contact:** Jacqueline Marlette-Boras
410-767-5232
Jacqueline.boras@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Maryland Women, Infants and Children (WIC)
Program

CONTRACT ID: OPASS 13-13181
WIC Infant Juice and Cereal Rebate
ADPICS NO. M00B3400236

CONTRACT DESCRIPTION: Request for retroactive approval of a revenue
generating contract to provide monetary rebates on all infant cereal purchased with the Women,
Infants & Children (WIC) Program's State-issued checks.

AWARD: Gerber Products Company
Parsippany, NJ

TERM: 8/1/2012 - 7/31/2015 (3 Years)

AMOUNT: \$1,315,440 (Revenue Generating Contract)

PROCUREMENT METHOD: Intergovernmental Cooperative Purchasing
Agreement

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None

PERFORMANCE SECURITY: None

INCUMBENT: Same

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 3-S (Cont.)

REQUESTING AGENCY REMARKS: Intergovernmental Cooperative Purchasing Agreements require that only Primary Procurement Units (as defined in COMAR 21.05.09) may participate in such cooperative purchasing agreements. DBM as a Primary Procurement Unit has in turn approved the participation of DHMH's WIC Program via the requested approval of a contract with the Gerber Products Company to provide revenue-generating rebates on infant cereal.

This contract is a revenue-generating contract involving the WIC agencies in the States of Maryland, Delaware, New Jersey, and West Virginia, the Commonwealths of Pennsylvania, the District of Columbia, and Puerto Rico all of whom participated in a solicitation issued by the State of Virginia acting as the lead government agency. Because this procurement was conducted by Virginia on behalf of the above named governments, including Maryland, and only involves the payment of rebates, no MBE goal was established for this contract. Although Virginia started the process in a timely fashion, unexpected delays with issuing the IFB and the review process delayed awarding a new contract to Gerber Products Company. A three month extension of the previous contract through the state of West Virginia was obtained in order for Virginia to complete the procurement. Retroactive approval of the extension is being requested on this agenda as Item 12-S-MOD. This new contract was awarded by Virginia on July 23, 2012 with an August 1, 2012 start date to avoid a gap in rebate payments.

The Maryland WIC Program will receive a monetary rebate of an estimated \$1,315,440.00 with this contract for all infant cereal purchased with WIC checks in Maryland. Approving this contract allows the WIC Programs to comply with Federal Regulation 7-CFR 246.16a (g) that requires state agencies to explore methods of cost containment for the purchase of infant formula and other WIC foods.

The amount of revenue to be generated by this contract is based on the estimated monthly average of \$36,540.00 in rebates for the three year (36 month) period for the infant cereals provided under this contract. This was calculated based on redeemed checks for infant cereals multiplied by the rebate amounts. By Federal regulation, all revenues generated by this contract must be used to offset food expenditures for the women, infants and children served by the WIC Program.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 3-S (Cont.)

Since the Maryland WIC Program was a named participant in the solicitation issued by Virginia for this service, under Maryland law it was required that notice of the solicitation be advertised on eMaryland Marketplace. This did not occur. However, this oversight was unintentional and no Maryland firm was disadvantaged by not having the opportunity to see such eMaryland Marketplace notice since Virginia directly solicited all companies who make infant cereal, none of which are located in Maryland.

Nonetheless, the above described failure to provide notice makes this contract voidable. The Board has the authority to ratify voidable contracts. By approving this Item the Board will ratify this contract notwithstanding the failure to provide required notice.

FUND SOURCE: N/A (Revenue Producing)
APPROP. CODE: M00F0302
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 12-1367-1111

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 4-S **Agency Contact:** Marc A. Blowe
410-767-1444
BloweM@dhmh.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Medical Care Programs
Division of Community Long Term Care Services

CONTRACT ID: See Attachment;
Adult Day Care Services
ADPICS NOs: See Attachment

CONTRACT DESCRIPTION: Request for retroactive approval of six contracts to
incumbent licensed adult day care providers for the continued provision of services to elderly
individuals with chronic health conditions.

AWARDS: See Attachment

TERM: 7/1/2012 – 6/30/2013 (1 Year)

AMOUNT: \$741,691 Grand Total (See Attachment)

PROCUREMENT METHOD: Sole Source (Continuity of Care)

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENTS: Same

REQUESTING AGENCY REMARKS: Request for retroactive approval of six contracts to
maintain continuity of care of services in the lives of elderly clients. Adult Day Care programs
provide a range of health and social services to functionally impaired elderly in order to assist
them to remain at home and in their communities.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 4-S (Cont.)

Justification of the Sole Source procurement method is based on continuity of care that is essential to functionally impaired adults and elderly in accordance with COMAR 21.14.01.06 (C) (1) (b). A change in the human service provider would have a detrimental effect on the clients served under these contracts.

No MBE participation goal was established for these services based upon the determination that core services could not be subcontracted and the ancillary services that possibly could be subcontracted, like food and transportation, are received through donations or are limited due to federal regulations (USDA and Maryland State Department of Education food subsidy programs) and/or grants (vehicles purchased through a Maryland Transit Authority grant).

FUND SOURCE: 100% General

APPROP. CODE: M00Q0104

RESIDENT BUSINESSES: Yes for all

MD TAX CLEARANCES: See Attachment

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 4-S (Cont.) ATTACHMENT

AWARDS (Cont):

<u>Vendors</u>	<u>1 Yr. Award Amount</u>	<u>MD Tax Clearance Number</u>
Allegany County HRDC, Inc. Cumberland, Md. 21520 M00B3400272 OPASS# 13-13208	\$144,544	12-1210-1110
Daybreak Adult Day Services Frederick, Md. 20702 M00B3400271 OPASS# 13-13207	\$101,416	12-1216-0110
Diakon Lutheran Social Ministries/Diakon Adult Day Services @ Ravenwood Hagerstown, Md. 20852 M00B3400270 OPASS# 13-13206	\$104,680	12-1215-1010
Shore Up, Inc. Salisbury, Md. 21108 M00B3400275 OPASS# 13-13205	\$126,059	12-1214-0110
The Support Center, Inc. Rockville, Md. 20851 M00B3400274 OPASS# 13-13209	\$111,380	12-1559-0110
Woods Adult Day Services, Inc. Millersville, Md. 21108 M00B3400273 OPASS# 13-13210	\$153,612	12-1213-0110
Total	<u>\$741,691</u>	

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 5-S **Agency Contact:** Norma Cook
410-554-9285
ncook@dors.state.md.us

DEPARTMENT/PROGRAM: Education (MSDE)
Division of Rehabilitation Services (DORS)

CONTRACT ID: DORS C/S #12-28 - R00R34003188;
Vehicle Modification for Disabled Individual
ADPICS NO. R00B3400012

CONTRACT DESCRIPTION: Provide modifications to a 2012 Dodge Grand Caravan by installing a ramp conversion to include Electronic Mobility Controls (EMC) Tri-Pin steering device; Advanced Electronic Vehicle Interface Technology (AEVIT) L series for the gas/brake system operation; drivers EZ Lock system for a TiLite TX wheelchair tie-down; passenger wheelchair tie down; reduced effort steering controls with back-up; full electronic Digitone touch pad system for all dash functions including ignition and gear shift (signals, flashers, wiper/washer, window, horn, cruise control) controls positioned for use with right foot; powered unlatch, open/close controls for Driver's door.

AWARD: Koons Ford of Annapolis
Annapolis, MD

TERM: 10/1/2012 – 2/05/2013 (16 weeks from receipt of the Purchase Authorization)

AMOUNT: \$60,810

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS OR PROPOSALS: Only One Bid Received

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: N/A

INCUMBENT: None

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 5-S (Cont.)

REQUESTING AGENCY REMARKS: Notice of the availability of the Invitation for Bids (IFB) was advertised on *eMarylandMarketplace.com* (eMM) with the system automatically notifying 22 vendors. In addition, the Division of Rehabilitation Services (DORS) directly solicited four vendors, two of which also received the eMM notice. Of the 24 solicited vendors, 21 are Maryland firms, two are certified minority businesses, and one is a certified small business.

Only one responsive bid was received in response to the IFB. One bid was delivered a day late, via FedEx, and could not be accepted. It was returned to the bidder upon notification of the late receipt. The recommended vendor is responsible, and its bid meets the technical requirements set forth in the IFB. Moreover, the price has been deemed fair and reasonable. Koons Ford of Annapolis is one of only two vendors in Maryland that have dealer and mechanic certifications to complete high-end EMC installations. It was also determined that other prospective bidders had a reasonable opportunity to respond to the solicitation. Therefore, award is recommended to Koons Ford of Annapolis.

Reasons given by vendors for not submitting a bid included: do not perform this type of service; do not install high-tech electronics in vehicles anymore; not interested in bidding on this vehicle conversion at this time; other commitments prevented timely bid submission; or do not currently have certified mechanics to allow them to perform these type of conversions.

The bid solicitations for vehicle modifications/conversions require line item prices, identifying the separate equipment and labor amounts. DORS compares prices from one consumer vehicle conversion to another with the same or comparable equipment. Even though each consumer vehicle is evaluated and prescribed adaptive equipment on an individual basis, there is a finite number of ways consumer functional limitations can be assisted by technology. Knowing the historical prices of the equipment allows DORS to provide management with an estimated price for each new "prescription". The estimate establishes the basis for the review and approval prior to engaging in the bid process. It also allows a validation of the reasonableness of the price of this single bid.

This vehicle modification contract will enable a consumer with a spinal cord injury with C5-6 Quadriplegia secondary to ATV accident in 2008 to have accessibility to drive his van from his wheelchair. These vehicle modifications on the DORS consumer's vehicle enable independent driving capabilities and independent living for the consumer. It will enable the consumer to transport himself to work and provide ongoing transportation independence and self sufficiency.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 5-S (Cont)

This vehicle modification has been developed specifically for the DORS consumer through a prescriptive evaluation and specifications.

This is a parts and labor service only contract to be completed in accordance with the prescriptive specifications developed from the evaluation of the consumer's capabilities and needs. Required equipment to complete modifications is available only from authorized distributors of the manufacturer's products as needed for each individual vehicle modification. Therefore, no MBE participation goal was established.

FUND SOURCE: 100% Federal
APPROP. CODE: R00A0121
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 12-1717-1111

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: 6-S **Agency Contact:** Norma Cook
410-554-9285
ncook@dors.state.md.us

DEPARTMENT/PROGRAM: Education (MSDE)
Division of Rehabilitation Services (DORS)
Office of Client Services

CONTRACT ID: R00B3400013;
Reach Independence through Self Employment
(RISE) Program
ADPICS No: R00B3400013

CONTRACT DESCRIPTION: Contract to provide day-to-day direction and oversight of the Reach Independence through Self Employment (RISE) Program. The RISE program assists individuals with disabilities to explore self-employment as a vocational option by developing a business plan, accessing financing and successfully opening and operating a business.

AWARD: PDG Rehabilitation Services, Inc.
Glen Burnie, MD
(Maryland Certified Small Business)

TERM: 10/1/2012 - 9/30/2015 (w/2 one-year renewal options)

AMOUNT: \$285,000 (3 Years; Base Contract)
\$ 95,000 (1 Year; 1st Renewal Option)
\$ 95,000 (1 Year; 2nd Renewal Option)
\$475,000 Total (5 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: Only one Proposal Received

MBE PARTICIPATION: 10.5% (See Requesting Agency Remarks)

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 6-S (Cont.)

PERFORMANCE SECURITY: None

INCUMBENT: Partnership Development Group
Glen Burnie, MD
(Contract ended in 2009)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com*, through which 195 prospective vendors, 107 of which are Maryland firms, 48 Certified Small Businesses and 37 Certified Minority Businesses, were notified.

One proposal was received in response to the RFP, and it was determined to be reasonably susceptible of being selected for award. In addition, the Offeror was determined to be responsible; the financial offer was considered fair and reasonable; and it was determined that other potential offerors had a reasonable opportunity to respond to the solicitation. Therefore, award is recommended to PDG Rehabilitation Services, Inc. (PDGRS), the sole Offeror, which is a Maryland Certified Minority Business Enterprise and a Maryland Certified Small Business.

Three prospective offerors attended the Pre-Proposal Conference, one of which was PDGRS, to whom DORS is recommending the contract award. The remaining two Pre-Proposal Conference attendees were contacted to learn why they did not submit a proposal. Both stated that they did not have experience in business development procedures required to establish self-employment businesses for individuals with disabilities. Reasons provided by other vendors not responding to this solicitation were that they could not complete the requirements under the budget for this service; they could not meet a 10% MBE participation goal under established budget for this service; they were too small of an organization to meet requirements; or they did not perform the type of services required.

DORS provides for services for disabled individuals. One component of DORS' activities is to help individuals explore entrepreneurial self-employment as a vocational option by developing business plans, accessing financing and successfully opening and operating a business through DORS' Reach Independence through Self Employment (RISE) Program. RISE was expanded in 2002 to include supported business enterprises for individuals with significant cognitive impairments.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 6-S (Cont.)

The RFP required that contractors must have a demonstrated ability to establish effective relationships with community partners who can further the mission of the RISE program. In addition, contractors had to provide qualified consultants who are (1) well-versed with business development procedures, (2) are sensitive to the needs of individuals with disabilities, and (3) are able to meet reporting and outcome requirements.

PDGRS's technical proposal demonstrated an expert understanding of the issues involved with entrepreneurship, loans, etc. and the importance of delivering assistance within the policies of the Agency. PDGRS's proposal also provided an understanding of the role of counselors for the individuals with disabilities who will be served by this contract and the challenges of meeting delivering services Statewide in a variety of rural and urban areas. And PDGRS's proposal clearly demonstrated its understanding of the need for this service, compliance with DORS policies, disability issues and business issues.

Businesses developed in the RISE Program are typically growth businesses, adding to economic output and Maryland job rolls. At a minimum, individuals are employed and the possibility of additional employment is created. For example, many RISE Program businesses intend to employ other persons with disabilities as an integral part of its business plan. This generates additional jobs and attendant economic and non-economic benefits geared to the target population.

A 10% MBE participation goal was established for this contract; however, the recommended contractor has committed to a 10.5% MBE participation goal.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 6-S (Cont.)

FUND SOURCE: 100% Federal

APPROP. CODE: R00A01.21

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0823-0111

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: 7-S **Agency Contact:** Daniel A. Coleman
410-462-8432
DaColeman@bccc.edu

DEPARTMENT/PROGRAM: Baltimore City Community College (BCCC)
Center of Academic Achievement

CONTRACT ID: Online Tutoring Services
ADPICS No. R95P1400211

CONTRACT DESCRIPTION: Request for retroactive approval of a contract for
online tutoring services for BCCC students, available 24 hours a day, seven days a week.

AWARD: Link Systems International, Inc.
Tampa, FL

TERM: 9/21/2009 - 6/30/2012

AMOUNT OF CONTRACT: \$19,125 (1 Year; Small Procurement)
\$ 2,500 (PO: 9/21/10 – 10/20/10)
\$ 5,625 (Mod. #1: 10/21/10 – 12/20/10)
\$ 5,625 (Mod. #3: 12/21/10 – 02/20/11)
\$12,491 (6/30/11 Invoice: 3/11 – 6/11)
\$ 3,971 (9/30/11 Invoice: 7/11 – 9/11)
\$ 4,739 (11/30/11 Invoice: 10/11 – 11/11)
\$10,348 (12/1/2011 – 6/30/2012)
\$64,424 Total (2 Years; 9 Months; 10 Days)

PROCUREMENT METHOD: Small Procurement

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None

PERFORMANCE SECURITY: None

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 7-S (Cont.)

INCUMBENT: Smarthinking, Inc.
Washington, DC

REQUESTING AGENCY REMARKS: Request for retroactive approval of the original one-year contract for online tutoring services and all related modifications and purchase orders processed to extend the contract. BCCC has procured a new one-year sole source contract, effective 7/1/2012, under its delegated authority to continue services while the College performs a new competitive procurement for online tutoring services.

The NetTutor Online Tutoring Service is a web-based service provided by Link Systems International, Inc. that is customized for each institution and staffed with qualified, U.S.-based tutors. Tutors are required to have obtained a four-year degree from an accredited university, however, a master's degree or doctoral degree is preferred. Tutors must have experience teaching in the American education system and/or prior experience tutoring American students and helping students succeed. Tutors must also have demonstrated experience/expertise in the subject-area in which the candidate wants to tutor (upper-level courses in the subject area preferred).

BCCC published a competitive solicitation for online tutoring services on July 28, 2009, rather than continue its sole source contract with Smarthinking, Inc. based upon the determination that there were now other vendors that could perform online tutoring services. On September 9, 2009, recommendation of award was made to Link Systems International, Inc. ("Link Systems"), and a one-year contract was awarded by BCCC under its delegated authority with Link Systems.

On September 21, 2009, BCCC published a solicitation for a multi-year online tutoring services contract, with proposals due date of May 20, 2010. After evaluations were completed, recommendation of a multi-year contract award was made to Link Systems on July 26, 2010. However, due to delays and miscommunications by BCCC and Link Systems, this contract was never formally approved and finalized. In order to make sure that online tutoring services were not interrupted to BCCC students, BCCC amended the original 2009 one-year contract, extending the term and payments through a series of modifications and purchase orders. As the total cumulative contract amount has exceeded BCCC's delegated authority, without approval by the Department of Budget and Management (DBM), retroactive approval of the original contract and extensions is now requested from the BPW.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 7-S (Cont.)

BCCC is in the process of conducting a new competitive procurement for online tutoring services. In the meantime, BCCC has approved a one-year sole-source contract with Link Systems in order to continue these vital services with students while the new competitive procurement is completed. BCCC has submitted a draft solicitation to DBM for review and plans to issue this new solicitation as soon as it is approved for publication.

FUND SOURCE: 100% General

APPROP. CODE: R95C0001

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-1894-0000

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 8-S **Agency Contact:** Richard Lore
410-581-4274
rlore@mpt.org

DEPARTMENT/PROGRAM: Maryland Public Television (MPT)
Development

CONTRACT ID: Creative Design Services for Program Guide;
ADPICS No. R15B340095

CONTRACT DESCRIPTION: Provide creative design services for Maryland
Public Television's program guide including designing the cover, writing articles, scheduling,
printing and mailing.

AWARD: Novak Birch
Baltimore, MD

TERM: 10/1/2012 – 9/30/2015 (w/2 one-year renewal
options)

AMOUNT: \$ 848,844 (3 Years; Base Term)
\$ 282,948 (1 Year; Renewal Option #1)
\$ 282,948 (1 Year; Renewal Option #2)
\$1,414,740 Total (5 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: None

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 8-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com*, which notified 355 prospective vendors. There are 228 MBEs registered for these services.

Three proposals were received in response to the RFP, all of which were deemed to be reasonably susceptible of being selected for award. The proposal from Novak Birch was ranked #1 overall. Novak Birch's proposal was ranked #1 technically and had the second lowest price. The slight difference in price (\$258,660) between Novak Birch and the lowest priced offeror did not offset the technical differences between the two offerors. Novak Birch's proposal reflected a thorough understanding of the project requirements as outlined in the Scope of Work. Additionally, Novak Birch's proposal showed its creative approach to provide visually stunning designs with excellent integration of the existing MPT brand. Therefore, award is recommended to Novak Birch as having the most advantageous offer for the State.

No MBE Participation goal was established for this contract; however, MBEs were encouraged to submit proposals as a prime contractor.

FUND SOURCE: 100% Special (Viewer Donations)

APPROP. CODE: R15P00.03

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-1723-1111

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: 8-S (Cont.)

ATTACHMENT

BIDS OR PROPOSALS (Cont.):

OFFERORS	TECHNICAL RANKING	FINANCIAL PRICE (Base Term 3 Yrs.)	FINANCIAL PRICE (Renewal Option #1 - 1 Yr.)	FINANCIAL PRICE (Renewal Option #2 - 1 Yr.)	FINANCIAL PRICE / RANKING (5 Years)	OVERALL RANKING *
Novak Birch Baltimore, MD	1	\$848,844	\$282,948	\$282,948	\$1,414,740 / 2	1
Media Two Baltimore, MD	2	\$679,140	\$236,760	\$240,180	\$1,156,080 / 1	2
Clipper City Media Owings Mills, MD	3	\$876,420	\$311,772	\$316,872	\$1,505,064 / 3	3

*Note: Technical factors had greater weight than financial factors in the overall ranking determination.

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

SERVICE CONTRACT MODIFICATION

ITEM: 9-S-MOD	Agency Contact: Anne Timmons 410-767-4710 atimmons@dbm.state.md.us
DEPARTMENT/PROGRAM:	Budget and Management (DBM) Office of Personnel Services and Benefits (OPSB) Employee Benefits Division (EBD)
CONTRACT ID:	F10B820015; Preferred Provider Organization (PPO); Point of Service (POS); Exclusive Provider Organization (EPO) Health Care Benefits Services for Maryland State Employees and Retirees ADPICs Nos. See Attachment
CONTRACTS APPROVED:	3/18/2009 DBM BPW Agenda Items 1-S, 2-S, 3-S
CONTRACTORS:	See Attachment
CONTRACT DESCRIPTION:	Multiple award contracts to provide Preferred Provider Organization (PPO), Point of Service (POS), and Exclusive Provider Organization (EPO) health care benefits to State of Maryland employees, satellite employees, direct pay employees, retirees, and eligible dependents.
MODIFICATION DESCRIPTION:	Approval request to increase the approved expenditure authority for Administrative Fees for both PPO contracts and one POS contract, as well as the Claims and Administrative Fees for one EPO contract.
TERM OF ORIGINAL CONTRACTS:	3/19/2009 - 6/30/2014 (5 Years; 3 ½ Mos.)
TERM OF MODIFICATIONS:	10/1/2012 - 6/30/2014
AMOUNT OF ORIGINAL CONTRACTS:	\$4,936,000,000 Est. Cum. Total (See Attachment)
AMOUNT OF MODIFICATIONS:	\$389,545,143 (See Attachment)

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 9-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS: \$21,778,988 (See Attachment)

REVISED TOTAL CONTRACT AMOUNTS: \$5,347,324,131 (See Attachment)

PERCENT +/- (THIS MODIFICATION): +7.9%

OVERALL PERCENT +/-: +8.3%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 0.3% (6% of Administrative Fees)

MBE COMPLIANCE: See Attachment

REQUESTING AGENCY REMARKS: Request for approval to increase the

authorized expenditure amount for both PPO contracts (CareFirst and United Health Care) and one of the POS contracts (Aetna), and to increase the authorized expenditure amount for Claims and Administrative Fees for one EPO contract (CareFirst Blue Choice).

Original awards were based on a financial evaluation model from December 2008. The request reflects revised projected spending based upon actual and projected changes in enrollment. Enrollment increases have resulted from changing economic conditions (spouses previously covered by other plans joining the State plan), legislative changes such as the Patient Protection and Affordable Care Act which increased the age of eligible dependents, and regulatory changes that authorized participation of same sex domestic partners and their children as eligible dependents.

In early years of the contracts, there was a migration in enrollment from EPO plans to the PPO and POS plans. However as a result of the Memorandums of Understanding between the State and exclusive representatives (unions with the exception of State Law Enforcement Officers Labor Alliance), there has been a reverse migration from PPO and POS plans to EPO plans.

The increase in expenditure authorizations across the noted plans is necessary to accommodate these enrollment changes.

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 9-S-MOD (Cont.)

FUND SOURCE:

Various

APPROP. CODE:

F10A0240

RESIDENT BUSINESSES:

Yes for all

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN	WITHOUT DISCUSSION
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WITH DISCUSSION

APPROVED

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

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

<u>Contract Type/Contractors</u>	<u>Mod Description *</u>	<u>Approval/Effective Date</u>	<u>Admin Fees Est.</u>	<u>Claims Est.</u>	<u>Total Contract Est.</u>
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PPO Contracts:

Care First of Maryland, Inc.; Owings Mills, MD
ADPICs: CO# COE57531 MBE COMPLIANCE: 3.27%

Original Award Est.					
Mod - 1	Dependent Eligibility	6/17/2009 BPW Item 31-S-MOD	\$96,000,000	\$2,284,000,000	\$2,380,000,000
Mod - 2	H1N1 Vaccinations	10/7/2009 BPW Item 9-S-MOD	\$0	\$6,100,000	\$6,100,000
Mod - 3	MBE	11/17/2010, DBM Approved	\$0	\$1,417,572	\$1,417,572
Mod - 4	Health Care Reform	6/1/2011 BPW Item 15-S-MOD	\$0	\$0	\$0
Mod - 5	MBE	8/12/2011, DBM Approved	\$0	\$2,405,000	\$2,405,000
Mod - 6	Plan Design	6/4/2012, DBM Approved	\$0	\$0	\$0
Current Mod	Spending Increase	This Agenda Item	\$9,400,000	\$0	\$9,400,000
Revised Total Est. Amount:			\$105,400,000	\$2,293,922,572	\$2,399,322,572

United HealthCare Insurance Co.; Minnetonka, MN (Local Office in Elkridge, MD)
ADPICs: CO# COE57532 MBE COMPLIANCE: 10.17%

Original Award Est.					
Mod - 1	Dependent Eligibility	6/17/2009 BPW Item 31-S-MOD	\$11,000,000	\$185,000,000	\$196,000,000
Mod - 2	H1N1 Vaccinations	10/7/2009 BPW Item 9-S-MOD	\$0	\$500,000	\$500,000
Mod - 3	MBE	4/13/2011, DBM Approved	\$0	\$172,220	\$172,220
Mod - 4	Health Care Reform	6/1/2011 BPW Item 15-S-MOD	\$0	\$0	\$0
Mod - 5	Plan Design	6/4/2012, DBM Approved	\$0	\$195,000	\$195,000
Mod - 6	MBE	7/16/2012, DBM Approved	\$0	\$0	\$0
Current Mod	Spending Increase	This Agenda Item	\$800,000	\$0	\$800,000
Revised Total Est. Amount:			\$11,800,000	\$185,867,220	\$197,667,220

TOTAL PPO: \$117,200,000 \$2,479,789,792 \$2,596,989,792

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

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

<u>Contract Type/Contractors</u>	<u>Mod Description *</u>	<u>Approval/Effective Date</u>	<u>Admin Fees</u>		<u>Total Contract</u>	
			<u>Est.</u>	<u>Claims Est.</u>	<u>Est.</u>	<u>Est.</u>
<u>POS Contracts:</u>						
Care First of Maryland, Inc.; Owings Mills, MD						
MBE COMPLIANCE: 3.87%						
Original Award Est.			\$36,000,000	\$729,000,000		\$765,000,000
Mod - 1	Dependent Eligibility	6/17/2009 BPW Item 31-S-MOD	\$0	\$1,900,000		\$1,900,000
Mod - 2	H1N1 Vaccinations	10/7/2009 BPW Item 9-S-MOD	\$0	\$489,359		\$489,359
Mod - 3	MBE	1/17/2010, DBM Approved	\$0	\$0		\$0
Mod - 4	Health Care Reform	6/1/2011 BPW Item 15-S-MOD	\$0	\$1,246,000		\$1,246,000
Mod - 5	MBE	8/12/2011, DBM Approved	\$0	\$0		\$0
Mod - 6	Plan Design	6/4/2012, DBM Approved	\$0	\$0		\$0
Revised Total Est. Amount:			\$36,000,000	\$732,635,359		\$768,635,359
United HealthCare Insurance Co.; Minnetonka, MN (Local Office in Elkridge, MD)						
MBE COMPLIANCE: 10.51%						
Original Award Est.			\$28,000,000	\$549,000,000		\$577,000,000
Mod - 1	Dependent Eligibility	6/17/2009 BPW Item 31-S-MOD	\$0	\$1,200,000		\$1,200,000
Mod - 2	H1N1 Vaccinations	10/7/2009 BPW Item 9-S-MOD	\$0	\$502,000		\$502,000
Mod - 3	MBE	4/13/2011, DBM Approved	\$0	\$0		\$0
Mod - 4	Health Care Reform	6/1/2011 BPW Item 15-S-MOD	\$0	\$500,000		\$500,000
Mod - 5	Plan Design	6/4/2012, DBM Approved	\$0	\$0		\$0
Mod - 6	MBE	7/16/2012, DBM Approved	\$0	\$0		\$0
Revised Total Est. Amount:			\$28,000,000	\$551,202,000		\$579,202,000

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

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

Aetna Life Insurance Co., Hartford, CT. (Local office in Linthicum, MD)
ADPICs: CO# COE57534 MBE COMPLIANCE: 6.52%

Original Award Est.			
Mod - 1	Dependent Eligibility	6/17/2009 BPW Item 31-S-MOD	\$13,000,000
Mod - 2	H1N1 Vaccinations	10/7/2009 BPW Item 9-S-MOD	\$0
Mod - 3	Health Care Reform	6/1/2011 BPW Item 15-S-MOD	\$0
Mod - 4	Plan Design	6/4/2012, DBM Approved	\$0
Current Mod	Spending Increase	This Agenda Item	\$500,000
Revised Total Est. Amount:			\$13,500,000

TOTAL POS:	\$77,500,000	\$1,457,870,239	\$1,535,370,239
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<u>Contract Type/Contractors</u>	<u>Mod Description *</u>	<u>Approval/Effective Date</u>	<u>Admin Fees Est.</u>	<u>Claims Est.</u>	<u>Total Contract Est.</u>
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EPO Contracts:
CareFirst Blue Choice, Inc; Owings Mills, MD
ADPICs: CO# COE57535
(Adm.); COE57538 (Claims) MBE COMPLIANCE: 4.90%

Original Award Est.					
Mod - 1	Dependent Eligibility	6/17/2009 BPW Item 31-S-MOD	\$19,000,000	\$396,000,000	\$415,000,000
Mod - 2	H1N1 Vaccinations	10/7/2009 BPW Item 9-S-MOD	\$0	\$1,200,000	\$1,200,000
Mod - 3	Mental Health Parity	3/10/2010 BPW Item 7-S-MOD	\$0	\$286,793	\$286,793
Mod - 4	MBE	1/17/2010, DBM Approved	\$0	\$856,340	\$856,340
Mod - 5	Health Care Reform	6/1/2011 BPW Item 15-S-MOD	\$0	\$0	\$0
Mod - 6	MBE	8/12/2011, DBM Approved	\$0	\$395,000	\$395,000
Mod - 7	Plan Design	6/4/2012, DBM Approved	\$0	\$0	\$0
Current Mod	Spending Increase	This Agenda Item	\$20,053,314	\$358,791,829	\$378,845,143
Revised Total Est. Amount:			\$39,053,314	\$757,529,962	\$796,583,276

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DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

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

<u>Contract Type/Contractors</u>	<u>Mod Description *</u>	<u>Approval/Effective Date</u>	<u>Admin Fees Est.</u>	<u>Claims Est.</u>	<u>Total Contract Est.</u>
United HealthCare Insurance Co.; Minnetonka, MN (Local Office in Elkridge, MD)					
MBE COMPLIANCE: 43.81%					
Original Award Est.					
Mod - 1	Dependent Eligibility	6/17/2009 BPW Item 31-S-MOD	\$16,000,000	\$299,000,000	\$315,000,000
Mod - 2	H1N1 Vaccinations	10/7/2009 BPW Item 9-S-MOD	\$0	\$500,000	\$500,000
Mod - 3	Mental Health Parity	3/10/2010 BPW Item 7-S-MOD	\$0	\$205,340	\$205,340
Mod - 4	MBE	4/13/2011, DBM Approved	\$0	\$335,936	\$335,936
Mod - 5	Health Care Reform	6/1/2011 BPW Item 15-S-MOD	\$0	\$0	\$0
Mod - 6	Plan Design	6/4/2012, DBM Approved	\$0	\$206,000	\$206,000
Mod - 7	MBE	7/16/2012, DBM Approved	\$0	\$0	\$0
Revised Total Est. Amount:			\$16,000,000	\$300,247,276	\$316,247,276
Aetna Life Insurance Co.; Hartford, CT. (Local office in Linthicum, MD)					
MBE COMPLIANCE: 8.03%					
Original Award Est.					
Mod - 1	Dependent Eligibility	6/17/2009 BPW Item 31-S-MOD	\$8,000,000	\$94,000,000	\$102,000,000
Mod - 2	H1N1 Vaccinations	10/7/2009 BPW Item 9-S-MOD	\$0	\$48,000	\$48,000
Mod - 3	Mental Health Parity	3/10/2010 BPW Item 7-S-MOD	\$0	\$11,200	\$11,200
Mod - 4	Health Care Reform	6/1/2011 BPW Item 15-S-MOD	\$0	\$42,348	\$42,348
Mod - 5	Plan Design	6/4/2012, DBM Approved	\$0	\$32,000	\$32,000
Revised Total Est. Amount:			\$8,000,000	\$94,133,548	\$102,133,548

TOTAL EPO: \$63,053,314 \$1,151,910,786 \$1,214,964,100

TOTAL ALL PREVIOUS MODS: \$0 \$21,778,988 \$21,778,988

REVISED GRAND TOTAL ALL: \$257,753,314 \$5,089,570,817 \$5,347,324,131

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

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

Note: * Complete Mod Descriptions for the Prior Modifications are listed below:

- Dependent Eligibility – Modified the contracts to change the definitions of Dependent to include same sex domestic partners and their dependents and to add additional funding in order to accommodate the increased number of dependents for the period from 7/1/2009 to 6/30/201. Approved on the 6/17/2009 DBM BPW Agenda, Item 31-S-MOD.
- H1N1 Vaccinations – Modified the contracts to provide coverage for the H1N1 vaccinations for all State of Maryland employees, satellite employees, direct pay employees, retirees, and eligible dependents for the period from 10/7/2009 to 6/30/2010. Approved on the 10/7/2009 DBM BPW Agenda, Item 9-S-MOD.
- Mental Health Parity – Modified the EPO contracts to comply with the Paul Wellstone and Pete Domenici Mental Health Parity and Addiction Equity Act of 2008, effective for Maryland programs on 7/1/2010 through 6/30/2014. Approved on the 3/10/2010 DBM BPW Agenda, Item 7-S-MOD.
- Health Care Reform – Modified the contracts to comply with the Patient Protection and Affordable Care Act (PPACA) of 2010 and the applicable regulations promulgated thereto by the federal Department of Health and Human Services, as well as the Maryland General Assembly HB405 for the period of 7/1/2011 to 6/30/2014. Approved on the 6/1/2011 DBM BPW Agenda, Item 15-S-MOD.
- Plan Design – Modified the contracts' plan design to comply with the Memorandums of Understanding between the State and the exclusive representatives, with exception of Bargaining Unit 1 (State Law Enforcement Officers Labor Alliance – SLEOLA), effective 7/1/2012 through 6/30/2014. Approved by DBM on 6/4/2012.
- MBE – Over the course of the contract term, DBM has worked with the Contractors to continue to make a good faith effort to meet the MBE Participation Goals established in the contracts. Additional MBEs have been added as needed through these contract modifications, and approved by DBM. The effective dates of these modifications vary and are listed above under each Health Care Plan and Provider.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM:	10-S-MOD	Agency Contact: Anne Timmons 410-767-4710 atimmons@dbm.state.md.us
DEPARTMENT/PROGRAM:	Budget and Management (DBM) Office of Personnel Services and Benefits (OPSB) Employee Benefits Division (EBD)	F10B8200014; Dental Benefits Program (DPPo and DHMO) ADPCS No. COE57548 (DPPo)
CONTRACT ID:		3/18/2009 DBM/BPW Agenda Item 4-S United Concordia Companies, Inc. United Concordia Life and Health Insurance Company (UCCI) Harrisburg, PA
CONTRACT APPROVED:		Provide Dental Plan coverage for State of Maryland employees, satellite employees, direct pay employees, retirees, and eligible dependents. Awards were approved for one Dental Health Maintenance Organization (DHMO) and one Dental Preferred Provider Organization (DPPo).
CONTRACTOR:		CONTRACT DESCRIPTION: Approval request to increase the expenditure authorization for the DPPo contract (claims only) to accommodate increased DPPo enrollment.
TERM OF ORIGINAL CONTRACT:	3/19/2009 – 6/30/2014	
TERM OF MODIFICATION:	10/1/2012 – 6/30/2014	
AMOUNT OF ORIGINAL CONTRACT:	\$ 61,446,669 (DHMO) \$125,868,729 (DPPo)	
AMOUNT OF MODIFICATION:	\$187,315,398 Total (5 Years; 3 ½ Mos.) \$70,000,000 (DPPo) (1 Year; 9 Mos.)	

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 10-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS:
\$155,126 (DHMO)
\$494,847 (DPPO)
\$649,973 Total (See Attachment)
REVISED TOTAL CONTRACT AMOUNT: \$257,965,371 Est.

PERCENT +/- (THIS MODIFICATION): +37.3%

OVERALL PERCENT +/-: +37.7%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 0.5% of Total Premiums Paid
(15% of Administrative Fees)

MBE COMPLIANCE: 0.59% (DHMO)
0.68% (DPPO)

REQUESTING AGENCY REMARKS: Request for approval to increase the expenditure authorization for the DPPO contract (claims only) to accommodate increases in enrollment. The increase in DPPO enrollment is a result of migration from the DHMO plan and an increase in new membership due to the economic slow down (e.g., spouses and dependants moving into the plans after the loss of other insurance).

FUND SOURCE: 100% Reimbursable

APPROP. CODE: Various

RESIDENT BUSINESS: Yes

APPROVED WITH DISCUSSION
DISAPPROVED
DEFERRED
WITHOUT DISCUSSION
WITHDRAWN

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

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

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

PRIOR OPTIONS/MODIFICATIONS (Cont.):

<p>Mod #1</p> <p>\$100,126 (DHMO) \$319,847 (DPP0) \$419,973 Total</p>	<p>Modified the contracts to change the definitions of Dependent to include same sex domestic partners and their dependents and to add additional funding in order to accommodate the increased number of dependents for the period of 7/1/2009 - 6/30/2014. Approved on the 6/17/2009 DBM BPW Agenda, Item 33-S-MOD.</p>	<p>Mod #2</p> <p>\$0</p>	<p>Modified the contracts to change MBE Subcontractors for the period of 9/15/2009 - 6/30/2014. Approved by DBM on 9/15/2009.</p>
<p>Mod #3</p> <p>\$ 55,000 (DHMO) \$175,000 (DPP0) \$230,000 Total</p>	<p>Modified the contracts for the claims only to comply with the Patient Protection and Affordable Care Act (PPACA) of 2010 and the applicable regulations promulgated thereto by the federal Department of Health and Human Services, as well as the Maryland General Assembly HB 405 for the period of 7/1/2011 - 6/30/2014. Approved on the 6/1/2011 DBM BPW Agenda, Item 16-S-MOD.</p>	<p>Total</p> <p><u>\$649,973</u></p>	

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

SERVICES CONTRACT MODIFICATION

ITEM: 11-S-MOD

Agency Contact: Anne Timmons
410-767-4710
atimmons@dbm.state.md.us

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

CONTRACT ID: F10B8200006; Group Term Life (GTL)
And Personal Accident and Dismemberment
(PA&D) Insurance
ADPICS NO. COE57552

CONTRACT APPROVED: 2/13/2008 DBM/BPW Agenda Item I-S

CONTRACTOR: Metropolitan Life Insurance Company
(MetLife)
New York, NY
(Local Office in Columbia, MD)

CONTRACT DESCRIPTION: Provide contributory Group Term Life
(GTL) insurance services for active, satellite account and retired employees, direct pay enrollees
and their eligible dependents and contributory Personal Accident and Dismemberment (PA&D)
insurance for active employees, direct pay enrollees and satellite employees and their eligible
dependents.

MODIFICATION DESCRIPTION: Approval request to increase the authorized
spending amount to accommodate increases in enrollment and shifts in participant's ages to the
next age band bracket.

TERM OF ORIGINAL CONTRACT: 2/14/2008 - 6/30/2013

TERM OF MODIFICATION: 10/1/2012 - 6/30/2013 (9 Months)

AMOUNT OF ORIGINAL CONTRACT: \$58,000,000 (GTL)
\$10,000,000 (PA&D)
\$68,000,000 Total (5 Yrs.; 4.5 Mos.)

AMOUNT OF MODIFICATION: \$16,800,000

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 11-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS: \$38,520 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$84,838,520 Est.

OVERALL PERCENT +/- (THIS MOD): +24.7%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 1.8%

MBE COMPLIANCE: 1.65% (GTL)
2.56% (PA&D)

REQUESTING AGENCY REMARKS: Request for approval to increase the authorized spending amount to accommodate increases for enrollment and a shift in age brackets of participants.

The State health programs have seen an overall increase in enrollment the last few years. The number of spouses enrolled has increased since the inception of the contract and this is attributed to the economic downturn and legislation that has included same sex domestic partners in the State Employee and Retiree Health and Welfare Benefits Program as a whole.

In addition to the enrollment increases, the plan has experienced age band bracket shifts with Employee/Retirees and Spouses moving from the younger age band brackets to older age band brackets. The move to higher age brackets has a resulting increase in the monthly premiums per \$1,000.

This benefit is funded completely through employee and retiree paid premiums; no State contribution is involved.

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

APPROVED WITH DISCUSSION

DISAPPROVED WITH DISCUSSION

DEFERRED WITHOUT DISCUSSION

WITHDRAWN

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 11-S-MOD (Cont.)

FUND SOURCE: 100% Reimbursable

APPROP. CODE: Various

RESIDENT BUSINESS: Yes

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

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

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod #	Amount	Description
Mod # 1	\$0	Modification to correct an error on table 1 and table 2 of Attachment E-1, the price proposal forms required in connection with financial proposals for Term Life, and that such error resulted in two different premium rates appearing applicable to spouses aged 64; and to include spouses aged only 65 through and including 69 in one rate bracket. Approved by DBM on 4/29/2008.
Mod # 2	\$38,520	Modification to the Contract to change the definitions of Dependent to include same sex domestic partners and their dependents and to conform to the COMAR section 17.04.13.03.A(11), effective 7/1/2009. Approved by DBM on 6/17/2009.
Mod # 3	\$0	Modification to the contract to eliminate a MBE subcontractor that originally selected to provide services in connection with the Contract and is no longer capable of performing services due to its termination of business operations on August 9, 2009. Approved by DBM on 3/29/2010.
Mod # 4	\$0	Modification to the contract to incorporate changes resulting from the Trooper Tobin Triebel Life Insurance Memorial Act Eligibility that increases the maximum coverage of employees who fly in a helicopter, scuba dive or are involved in other high risk services in the course of their employment with the State from \$300,000 to \$500,000. Approved by DBM on 4/8/2010.
Total	\$38,520	

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

SERVICES CONTRACT RENEWAL/OPTION/MODIFICATION

ITEM: 12-S-MOD Agency Contact: Jacqueline Marlette-Boras 410-767-5232 jacqueline.boras@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)

Maryland Women, Infants and Children (WIC) Program

DHMH/OPASS 07-9420;
WIC Infant Cereal Rebates
ADPICS NO. M00B7200335

CONTRACT APPROVED: 2/28/2007 DBM BPW Agenda Item 3-S

Gerber Products Company
Florham Park, NJ

CONTRACT DESCRIPTION: Revenue generating contract to provide monetary rebates on all infant cereal purchased with the Women, Infants & Children (WIC) Program's State-issued checks.

OPTION/MODIFICATION DESCRIPTION: Request for retroactive approval to exercise the second and final one-year renewal option as contained in the original contract and to extend the contract by three months during the completion of the new solicitation and contract by the state of Virginia.

TERM OF ORIGINAL CONTRACT: 5/1/2007 - 4/30/2010 (w/2 one-year renewal options)

TERM OF OPTION/MOD: 5/1/2011 - 7/31/2012

AMOUNT OF ORIGINAL CONTRACT: \$2,877,720

AMOUNT OF OPTION/MOD: \$595,000 (Renewal Option; 1 Year)
\$149,955 (Modification; 3 Months)
\$744,955 Total (1 Year; 3 Months)

PRIOR MODIFICATIONS/OPTIONS: \$660,000 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$4,282,675

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 12-S-MOD (Cont.)

OVERALL PERCENT +/- (THIS MOD): +5.21%

ORIGINAL PROCUREMENT METHOD: Intergovernmental Cooperative Purchasing Agreement

MBE PARTICIPATION: None

REQUESTING AGENCY REMARKS: Intergovernmental Cooperative Purchasing Agreements require that only Primary Procurement Units (as defined in COMAR 21.05.09) may participate in such cooperative purchasing agreements. DBM as a Primary Procurement Unit has in turn approved the participation of DHMH's WIC Program via the requested approval of a contract with the Gerber Products Company to provide revenue-generating rebates on infant juice and cereal.

This contract is a revenue-generating contract involving the WIC agencies in the States of Maryland, Delaware and West Virginia, the Commonwealths of Pennsylvania and Puerto Rico, and the District of Columbia, all of whom participated in a solicitation issued by the State of West Virginia acting as the lead government agency. Because this procurement was conducted by West Virginia on behalf of the above named governments, including Maryland, and only involves the payment of rebates, no MBE goal was established for this contract.

The contract was written by West Virginia to include the language "Due to the administrative burden necessary to rebid this contract, or any renewals, the States will notify the manufacturer six months prior to the end of the initial contract, or any renewals, if the extension option will not be exercised." The WIC Program chose to continue receiving the rebate and therefore did not need to notify Gerber Products Company. The WIC Program failed to request the Board's approval for the second one-year option that was effective May 1, 2011 and is now asking that the Board approve this request for the one-year option and for the modification of a three month extension. Gerber Products Company notified West Virginia that they would extend the rebate contract for a period of three months from May 1, 2012 to July 31, 2012 because Virginia, as the new lead state for processing a new contract, was experiencing problems in issuing a solicitation. The award of the new Intergovernmental Cooperative Purchasing Agreement is being requested on this agenda as Item 3-S.

The Maryland WIC Program received a monetary rebate of an estimated \$744,955.00 with this one-year renewal option and three month extension for all infant cereal purchased with WIC checks in Maryland. (The United States Department of Agriculture revised the food authorized for WIC participants effective October 1, 2009. As of that date infant juice was no longer authorized for WIC participants. This contract therefore is only for infant cereal.)

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

47B
BPW 9/19/2012

ITEM: 12-S-MOD (Cont.)

Approving this contract allows the WIC Programs to comply with Federal Regulation 7-CFR 246.16(k) that requires state agencies to explore methods of cost containment for the purchase of infant formula and other WIC foods.

The amount of revenue to be generated by this renewal option is based on the estimated monthly average of \$49,663.00 in rebates for the fifteen month period for the infant cereals provided under the contract. This was calculated based on redeemed checks for infant cereals multiplied by the rebate amounts. By Federal regulation, all revenues generated by this contract must be used to offset food expenditures for the women, infants and children served by the WIC Program.

FUND SOURCE: N/A (Revenue Generating)

APPROP. CODE: N/A (Revenue Generating)

RESIDENT BUSINESS: Yes

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

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

APPROVED
DISAPPROVED
DEFERRED
WITHDRAWN
WITH DISCUSSION
WITHOUT DISCUSSION

Exercised the first of two one-year renewal options as contained in the original contract for the period of 5/1/2010 – 4/30/2011. Approved on the 4/7/2010 DBM BPW Agenda, Item 3-S-OPTION.

Option #1 \$660,000

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

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

SERVICES CONTRACT MODIFICATION

ITEM:	13-S-MOD
DEPARTMENT/PROGRAM:	Health & Mental Hygiene (DHMH) Developmental Disabilities Administration 410-767-6001 michele.ferges@maryland.gov
CONTRACT ID:	DHMH-OPASS# 07-9298-4-MODS Utilization Review Services ADPICS # COE57683
CONTRACT APPROVED:	8/9/2006 DBM BPW Agenda Item 4-S
CONTRACTOR:	APS Health Care Baltimore, MD
CONTRACT DESCRIPTION:	Contract to provide utilization review services for individuals with developmental disabilities in Maryland.
MODIFICATION DESCRIPTION:	Approval request to extend the contract by six months to allow time for the completion of the procurement underway for utilization review services.
TERM OF ORIGINAL CONTRACT:	9/1/2006 - 8/31/2009 (w/2 one-year renewal options)
TERM OF MODIFICATION:	1/1/2013 - 6/30/2013
AMOUNT OF ORIGINAL CONTRACT:	\$3,262,783 (3 Years)
AMOUNT OF MODIFICATION:	\$1,032,031 (6 Months)
PRIOR MODIFICATIONS/OPTIONS:	\$5,527,254 (See Attachment)
REVISED TOTAL CONTRACT AMOUNT:	\$9,822,068
PERCENT +/- (THIS MODIFICATION):	+31.63%
OVERALL PERCENT +/-:	+130.57%

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 13-S-MOD (Cont.)

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 5%

MBE COMPLIANCE: 6.39%

REQUESTING AGENCY REMARKS: Request for approval to extend the term of the current utilization review contract services contract by six months in order to conduct a statewide procurement for these services. This modification will allow the continuation of current services, which determine the level of need assessments resulting in appropriate amounts of payments for people entering programs. A new procurement is going forward which will potentially increase competition and reduce costs. This will be especially important in view of anticipated increases in clients as a byproduct of additional funding generated by the recently adopted alcohol tax legislation.

FUND SOURCE: 65.5% General; 34.5% Federal

APPROP. CODE: M00M0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-1649-0110

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

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

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 13-S-MOD (Cont.) **ATTACHMENT**

PRIOR MODIFICATIONS/OPTIONS (Cont.):

	Option #1	\$1,129,940	<p>Exercised the first of two one-year renewal options as contained in the original contract for the period of 9/1/2009 – 8/31/2010. Approved on the 7/22/2009 DBM BPW Agenda, Item 11-S-OPTION.</p>
	Mod #1	\$62,785	<p>Modified the contract to expand the performance audit to include Individual Family Care (IFC) and Family and Individual Support Services (FISS) and to expand the level of need assessment to individuals who are receiving residential, day and supported employment services using the Support Intensity Scale (SIS) for the period of 7/1/2010 - 8/31/2010. Approved on the 6/23/2010 DBM BPW Agenda, Item 14-S-MOD.</p>
	Option #2	\$1,169,140	<p>Exercised the second and final one-year renewal option as contained in the original contract for the period of 9/1/2010 - 8/31/2011. Approved on the 6/23/2010 DBM BPW Agenda, Item 14-S-MOD.</p>
	Mod #2	\$688,515	<p>Modified the contract to expand the performance audit to include IFC and FISS and to expand the level of need assessment to individuals who are receiving residential, day and supported employment services using the SIS for the period of 9/1/2010 - 8/31/2011. Approved on the 6/23/2010 DBM BPW Agenda, Item 14-S-MOD.</p>
	Mod #3	\$928,828	<p>Modified the contract to extend the term by six months in order to develop two procurements, which will separate parts of the scope of work to potentially increase competition and reduce costs for the period of 9/1/2011 - 2/29/2012. Approved on the 7/27/2011 DBM BPW Agenda Item, 8-S-MOD.</p>
	Mod #4	\$1,548,046	<p>Modified the contract to extend the term by 10 months in order for DDA to complete financial restructuring for the period of 3/1/2012 – 12/31/2012. Approved on the 5/23/2012 DBM BPW Agenda, Item 15-S-MOD.</p>
	Total	<u>\$5,527,254</u>	

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

SERVICES CONTRACT MODIFICATION

ITEM: 14-S-MOD
Agency Contact: Diane Herr
410-767-4248
HerrD@dhmh.state.md.us
Health and Mental Hygiene (DHMH)
Office of Health Services (OHS)
CONTRACT ID: DHMH-OPASS 08-9750; 08-9751;
08-9752; 08-9753;
Rare and Expensive Case Management
(REM) Program
ADPICS Nos.: COE55349; M00B2400340
CONTRACT APPROVED: 12/12/2007 DBM BPW Agenda Item 6-S
CONTRACTORS: See Attachment I
CONTRACT DESCRIPTION: Contract approval for case management
services in the Rare and Expensive (REM) Case Management program which is part of
Maryland's HealthChoice program, a comprehensive Medicaid managed care program operated
by DHMH.
MODIFICATION DESCRIPTION: Approval request to: (1) add additional funds for
December 2012 due to an increase in Medicaid enrollment throughout the State with an
associated increased enrollment in the REM program; (2) extend the current contract for an
additional six months.
TERM OF ORIGINAL CONTRACT: 1/1/2008 – 12/31/2010 (w/2 one-year
renewal options)
TERM OF MODIFICATION: 12/1/2012 - 6/30/2013
AMOUNT OF ORIGINAL CONTRACT: \$21,900,000 (3 Years)
AMOUNT OF MODIFICATION: \$ 350,000 (Part 1; 1 Month)
\$4,369,063 (Part 2; 6 Months)
\$4,719,063 Total (7 Months)
PRIOR MODIFICATIONS: \$18,424,928 (See Attachment 2)

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 14-S-MOD (Cont.)

REVISED TOTAL CONTRACT AMOUNT: \$45,043,991

PROCUREMENT METHOD: Competitive Sealed Proposals

PERCENT +/- (THIS MODIFICATION)

+21.55%

OVERALL PERCENT +/-:

+30.20%

MBE PARTICIPATION:

None

REQUESTING AGENCY REMARKS:

Request for approval to extend the current contract for an additional six months at the same reduced reimbursement rates that was effective on 1/1/2011 with an increase in funds for the current contract year based upon the increase in Medicaid enrollment throughout the State with an associated increase enrollment in the REM program.

The DHMH Office of Health Services (OHS) is charged with the task of contracting for medical case management services provided to medically fragile children and adults in the Rare and Expensive (REM) Case Management Program. The REM Program is part of Maryland's "HealthChoice" program, a comprehensive Medicaid managed care program operated by DHMH under the authority of Maryland Medicaid Section 1115 Health Care Reform Demonstration (No. 11-W-00099/3). REM case management services are provided to over 4,000 Medicaid recipients with specific medical diagnoses.

Due to an increase in Medicaid enrollment throughout the State, there has also been an increase in enrollment in the REM Program. Therefore, additional funds of \$350,000 are needed for December 2012 to continue these vital services for the State. In addition, in order to work through questions raised by some key legislators prior to releasing the new RFP for REM case management services, we are requesting a 6 month extension (January 1, 2013 – June 30, 2013) of the current contract and funding of \$4,369,063.

It is in the best interest of the State to continue these services with the current Contractors by extending and modifying the current contract because the Contractors consistently meet all contractual requirements and expectations in the delivery of REM case management services. The Contractors have proven to be exceptional partners with DHMH by supporting the goals of DHMH and demonstrating cooperation and flexibility as needed to adjust or respond to unexpected issues. DHMH has been satisfied with the medical case management services provided by the REM case management Contractors. By approving this action, the REM case management services will continue to be provided to some of the most medically fragile Medicaid children and adults in the State.

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 14-S-MOD (Cont.)

DHMH intends to conduct a new procurement for these services during the Fall of 2012 with a new contract award to be approved prior to the end of the contract extension period.

FUND SOURCE: 50% General; 50% Federal

APPROP. CODE: M00Q0103

RESIDENT BUSINESSES: Yes for all

Board of Public Works Action - The above referenced Item was:
APPROVED
DISAPPROVED
DEFERRED
WITHDRAWN
WITHOUT DISCUSSION
WITH DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 14-S-MOD (Cont.) **ATTACHMENT 1**

CONTRACTORS (Cont.):

The Coordinating Center for Home & Community Care, Inc.
Millersville, MD

Integrated Healthcare Auditing and Services, Inc. (IHAS)
Laurel, MD

Integra Health Management
(Formerly known as SeniorConnections)
Owings Mills, MD

Medical Management and Rehabilitation Services, Inc.
Baltimore, MD

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 14-S-MOD (Cont.) **ATTACHMENT 2**

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod #1	\$1,894,928	Mod to increase funds due to an increase in Medicaid enrollment throughout the State with an associated increase in the REM program for the period of 10/1/2010 – 12/31/2010. Approved on the 9/22/2010 DBM BPW Agenda, Item 8-S-MOD.
Opt. #1	\$8,000,000	Exercised the first of two one-year renewal options as contained in the original contract; and modified the contract to (1) add funds to the renewal option due to an increase in Medicaid enrollment throughout the State with an associated increased enrollment in the REM program (+\$1.1M); and (2) decrease the payment rates for the renewal option (-\$400K) for the period of 1/1/2011 - 12/31/2011. Approved on the 12/1/2010 DBM BPW Agenda, Item 6-S-MOD.
Opt. #2	\$8,530,000	Exercised the second and final one-year renewal option as contained in the original contract; and modified the contract to add funds to the renewal option due to an increase in Medicaid enrollment throughout the State with an associated increased enrollment in the REM program (+\$230,000 and \$1.0M) for the period of 1/1/2012 – 12/ 31/2012. Approved on the 12/7/2011 DBM BPW Agenda, Item 5-S-MOD.
Total	<u>\$18,424,928</u>	

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM: 15-S-MOD **Agency Contact:** Sandy Johnson
410-767-7408
SJohnso5@dhr.state.md.us

DEPARTMENT/PROGRAM: Human Resources (DHR)
Local Departments of Social Services
Operations Residential Child Care
Maintenance Payments Program

CONTRACT ID: SSA/RCCTP/11-001-A1;
Residential Child Care Services
APDICS CO. NO. COE55143

CONTRACT APPROVED: 4/20/2011 DBM BPW Agenda Item 4-S

CONTRACTOR: St. Ann's Infant and Maternity Home
Hyattsville, MD

CONTRACT DESCRIPTION: Approval request to enter into a sole source contract for Residential Child Care (RCC) for the Teen Parent Program with twelve beds (pre-natal and teen parent) for a period of two years in order to continue existing critical services for which other in-state facilities are not able to provide.

MODIFICATION DESCRIPTION: Approval request to modify the RCC contract to align the rate, effective 7/1/2012, to reflect the amended FY2013 rates established by the Interagency Rates Committee (IRC).

TERM OF ORIGINAL CONTRACT: 4/21/2011 - 3/31/2013

TERMS OF MODIFICATIONS: 7/1/2012 - 3/31/2013

AMOUNT OF ORIGINAL CONTRACT: \$1,626,362 (2 Years)

AMOUNT OF MODIFICATION: \$51,742 (9 Months)

PRIOR MODIFICATIONS/OPTIONS: None

REVISED TOTAL CONTRACT AMOUNT: \$1,678,104

OVERALL PERCENT +/- (THIS MOD): +3.18%

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 15-S-MOD (Cont.)

ORIGINAL PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: 2.5%

MBE COMPLIANCE: 2.06%

REQUESTING AGENCY REMARKS: Request for approval to modify one RCC contract to align the rate, effective 7/1/2012, to reflect the amended FY2013 rates established by the Interagency Rates Committee (IRC).

RCC programs are defined in COMAR 14.31.02.03B(13) as “a program of care provided in a residential setting by a provider on a 24-hour basis for longer than 24 hours to a child or children unless otherwise provided by State law.”

The total modified amount is an overall increase of \$51,742 based upon the rate change for the RCC contract. The total revised contract amount assumes that each slot purchased will be occupied by a child for every day of the term of the contract through 3/31/2013. Based on history, this is unlikely to occur. This is a reimbursement contract. The provider is paid solely for the actual children placed with it during the contract period, and then only for the actual number of days each child is with the provider.

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

FUND SOURCE: 66% General; 34% Federal

APPROP. CODE: N00G0001

RESIDENT BUSINESS: Yes

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 MODIFICATION

ITEM: 16-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 IDS: Residential Child Care Services
APDICS CO Nos. See Attachment 1

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

CONTRACTORS: See Attachment 1

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

MODIFICATION DESCRIPTION: Approval request to modify nine of the 49
RCC contracts to: (1) align the rate for nine providers' program, effective 7/1/2012, to reflect
the amended FY2013 rates established by the Interagency Rates Committee (IRC); and (2)
reduce the number of beds for five of the providers.

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

TERM OF MODIFICATION: 7/1/2012 - 3/31/2013

AMOUNT OF ORIGINAL CONTRACT: \$244,910,570 Grand Total (2 Years)

AMOUNT OF MODIFICATION: (\$6,095,701) (9 Months) (See Attachment 1)

PRIOR MODIFICATIONS/OPTIONS: (\$8,496,767) (See Attachments 1 & 2)

REVISED TOTAL CONTRACT AMOUNT: \$230,318,102 Grand Total
(See Attachment 1)

PERCENT +/- (THIS MODIFICATION): -2.5%

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 16-S-MOD (Cont.)

OVERALL PERCENT +/- -6.0%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 5% for 4 Providers (See Attachment 1)

MBE COMPLIANCE: See Attachment 1

REQUESTING AGENCY REMARKS: Request for approval to modify nine of the 49 RCC contracts to: (1) align the rate for nine providers' program, effective 7/1/2012, to reflect the amended FY2013 rates established by the Interagency Rates Committee (IRC); and (2) reduce the number of beds for five providers.

RCC programs are defined in COMAR 14.31.02.03B(13) as "a program of care provided in a residential setting by a provider on a 24-hour basis for longer than 24 hours to a child or children unless otherwise provided by State law."

The total modified amount is an overall decrease of \$6,095,701 based upon the rate change for all nine contracts. The total revised contract amount assumes that each slot purchased will be occupied by a child for every day of the term of the contract through 3/31/2013. Based on history, this is unlikely to occur. These are reimbursement contracts. The providers are paid solely for the actual children placed with them during the year, and then only for the actual number of days each child is with the providers..

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

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 16-S-MOD (Cont.)

FUND SOURCE: 66% General; 34% Federal

APPROP. CODE: N00G0001

RESIDENT BUSINESSES: Yes to all

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: 16-S-MOD (Cont.)

ATTACHMENT 1

CONTRACT #/CONTRACTOR/CITY/STATE	ORIGINAL # OF CHILD CARE BEDS	+/- # OF BEDS (W/MODS 1-6)	+/- # OF BEDS (W/MOD #7)	REVISED # OF CHILD CARE BEDS	ORIGINAL CONTRACT AMOUNT	CUM. TOTAL OF PREVIOUS MODS 1-6	MOD #7 AMOUNT	TOTAL REVISED CONTRACT AMOUNT	% +/- THIS MOD #7	% +/- OVER ALL
SSA/RCC-11-010-A1 The Benedictine School for Exceptional Children, Incorporated Ridgely, MD	23	0	(1)	22	\$4,584,888.00	\$0.00	(\$61,759.00)	\$4,523,129.00	-1.3%	-1.3%
ADPICS No. COE55618										
SSA/RCC-11-020-A1 Children's Resource, Inc. Hagerstown, MD	8	(4)		4	\$1,130,688.00	\$0.00	(\$430,190.00)	\$700,498.00	38.0%	-38.0%
ADPICS No. COE55618										

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM:	16-S-MOD (Cont.)	ATTACHMENT 1								
SSA/RCC-11-051-A1										
Our Fortress Homes, Inc. Baltimore, MD	14	0	(6)	8	\$2,509,332.00	\$0.00	(\$613,552)	\$1,895,780.00	24.5%	-24.5%
ADPICS No. COE55618										
SSA/RCC-11-066-A1										
Trimir Home for Children and Families, Inc. Lanham, MD	13	0	(7)	6	\$1,711,996.00	\$0.00	(\$922,378)	\$789,618.00	53.9%	-53.9%
COE55618										
SSA/RCC-11-072-A1										
Youth Enterprises Services, Inc. Baltimore, MD	22	0	(10)	12	\$2,815,456.00	\$0.00	(\$466,244.00)	\$2,349,212.00	16.6%	-16.6%
ADPICS No. COE55618										

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ATTACHMENT 1

ITEM: 16-S-MOD (Cont.)

SSA/RCC-11-001-A1									
Adventist Healthcare, Inc. (*)	34	0	(18)	16	\$5,987,660.00	\$0.00	(\$1,425,670.00)	\$4,561,990.00	23.8%
Rockville, MD									-23.8%
ADPICS No. COE55189									
MBE Participation Goal: 5.00%									
MBE Compliance: 0.00%									
SSA/RCC-11-040-A2									
Lifeline, Inc. (*)	59	(46)	0	13	\$15,207,486.00	(\$4,778,629.00)	(\$1,854,737.00)	\$8,574,120.00	12.2%
Laurel, MD									-43.6%
ADPICS No. COE55345									
MBE Participation Goal: 5.00%									
MBE Compliance: 0.01%									

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ATTACHMENT 1

ITEM: 16-S-MOD (Cont.)

SSA/RCC-11-057-A2													
Second Family, Inc. (*)	45	0	0	45	\$18,726,960.00	\$73,774.00	\$59,823	\$18,860,557.00	0.3%	0.7%			
Capital Heights, MD													
ADPICS No. COE55358													
MBE Participation Goal: 5.00%													
MBE Compliance: 3.20%													
SSA/RCC-11-068-A1													
Tut's, Inc. (*)	42	0	(8)	34	\$5,851,272.00	\$0.00	(\$380,994)	\$5,470,278.00	-6.5%	-6.5%			
Baltimore, MD													
ADPICS No. COE55377													
MBE Participation Goal: 5.00%													
MBE Compliance: 2.00%													

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ATTACHMENT 1

ITEM: 16-S-MOD (Cont.)

CUM. TOTAL FOR THE 9 CONTRACT MODS	260	(50)	(50)	160	\$58,525,738.00	(\$4,704,855.00)	(\$6,095,701.00)	\$47,725,182.00	-10.4%	-18.5%
REVISED GRAND TOTAL FOR ALL RCC CONTRACTS:	1,376	(50)	(50)	1,276	\$244,910,570.00	(\$8,496,767.00)	(\$6,095,701.00)	\$230,318,102.00	-2.5%	-6.0%

NOTE:

(*) 4 Providers have a 5% MBE Participation Goal

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 16-S-MOD (Cont.) ATTACHMENT 2

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod #1	(\$399,014)	Modified one contract (A1) to decrease the number of available residential child care beds for the period of 9/12011 to 3/31/2013. Approved on the 8/10/2011 DBM BPW Agenda, Item 7-S-MOD.
Mod #2	(\$1,468,555)	Modified three contracts (A1) to decrease the number of available residential child care beds, and at the same time, align the contract rates to reflect fiscal year 2012 rates established the Interagency Rate Committee for the period of 10/6/2011 to 3/31/2013. A modified IRC rate was received after original contract was submitted to the BPW for approval. Approved on the 10/5/2011 DBM BPW Agenda, Item 1-S-MOD.
Mod #3	\$1,757,065	Modified two contracts (A1) to align the contract rates to reflect fiscal year 2012 rates established the Interagency Rate Committee for the period of 12/8/2011 to 3/31/2013 and 1/12012 to 3/31/2013. A modified IRC rate was received after original contract was submitted to the BPW for approval. Approved on the 12/7/2011 DBM BPW Agenda, Item 10-S-MOD.
Mod #4	(\$4,778,629)	Modified one contract (A1) by adding one location to provide care to one medically fragile child, at the same time reduce the number of contracted beds from the original contract from 59 to 12 for the period of 6/7/2012 to 3/31/2013. Approved on the 6/6/2012 DBM BPW Agenda, Item 25-S-MOD.
Mod #5	\$73,774	Modified one contract (A1) to add one bed for a medically fragile child, at the same time reduce one bed for the developmentally disabled program for the period of 8/1/2012 to 3/31/2013. Approved on the 7/11/2012 DBM BPW Agenda, Item 10-S-MOD.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 16-S-MOD (Cont.) **ATTACHMENT 2**

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod #6	(\$3,681,408)	Modified forty contracts to align the contract rate to reflect Fiscal Year 2013 rate established by the Interagency Rate Committee (IRC) for the period 7/1/2012 to 3/31/2013. The IRC rates were received after original contracts were submitted to the BPW for approval. Five of the contracts also received bed reductions. Approved by DHR and reported on the July 2012 DBM PAAR. (This is a cumulative total of all modifications. Each individual contract mod was within DHR's delegated approval authority.)
Total	<u>(\$8,496,767)</u>	

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

GENERAL MISCELLANEOUS

ITEM: 17-GM **Agency Contact:** Marc Nicole
410-260-7049
mnicole@dbm.state.md.us

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

AMOUNT OF REQUEST: \$170,790 FY 2013 Total (see Attachment)
\$943,233 FY 2012 Total (see Attachment)

DESCRIPTION: Request to approve various proposed reimbursable fund budget amendments for the fourth quarter of FY 2012 and first quarter of FY 2013. This request complies with Section 7-209 (e) of the State Finance and Procurement Article, which requires that proposed reimbursable fund budget amendments be approved by the Board of Public Works unless specifically authorized by the Budget Bill or other law.

FUND SOURCE: 100% Reimbursement

APPROP. CODE: See Attachment

REQUESTING AGENCY REMARKS: Various contributing Departments and Independent Agencies have appropriated funds to pay for services to be provided by receiving Departments or Independent Agencies for the fourth quarter of FY 2012 and first quarter of FY 2013. The Attachment shows the reimbursable amendments by Department and Independent Agency and identifies the Departments and Independent Agencies receiving and contributing funding, the amounts of the funding and a brief justification for each amendment.

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: 17-GM (Cont.) ATTACHMENT

<u>Budget Amendment Number</u>	<u>Department Receiving Funding</u>	<u>Department Contributing Funding</u>	<u>Funding Amount</u>	<u>***** Justification *****</u>
13R-001	L00- Department of Agriculture	T00- Department of Business and Economic Development	\$170,790	Funding to support the Rural Maryland Council.
Total			\$170,790	

FY 2013 1st Qtr Proposed Reimbursable Amendments

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 17-GM (Cont.) ATTACHMENT

<u>Budget Amendment Number</u>	<u>Department Receiving Funding</u>	<u>Department Contributing Funding</u>	<u>Funding Amount</u>	<u>***** Justification *****</u>
12R-093	M00- Department of Health and Mental Hygiene	D50- Military Department- Maryland Emergency Management Agency	\$98,845	Funding to cover evacuation expenses incurred during Hurricane Irene in August 2011. Nursing home residents were evacuated from the Tawes Nursing Home and Rehabilitation Center due to the hurricane. The Federal Emergency Management Administration provided 75% reimbursement of allowable costs.
12R-102	V00- Department of Juvenile Services	D15- Boards and Commissions- Governor's Office of Crime Control and Prevention	\$676,995	Funding for various grants to provide services for case management (\$176,504), drug counseling (\$138,757), Baltimore and Southern Day/Evening Reporting Centers (\$88,034 and \$133,226), Violence Prevention criteria assessment project (\$73,900), Disproportionate Minority Contact Program Specialist (\$28,695), and Community Detention Liaisons (\$37,879).

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM:	17-GM (Cont.)	ATTACHMENT		
<u>Budget Amendment Number</u>	<u>Department Receiving Funding</u>	<u>Department Contributing Funding</u>	<u>Funding Amount</u>	<u>***** Justification *****</u>
12R-104	M00- Department of Health and Mental Hygiene	D50- Military Department- Maryland Emergency Management Agency	\$141,205	Funding to cover expenses incurred during Hurricane Irene in August 2011 and Tropical Storm Lee in September 2011. Federal Emergency Management Administration provided 75% reimbursement of allowable costs.
12R-106	M00- Department of Health and Mental Hygiene	D12- Department of Disabilities	\$26,188	Funding for the cost of contractual data entry services for the Employed Individuals with Disabilities record maintenance.
Total			\$943,233	

FY 2012 4th Qtr Proposed Reimbursable Amendments

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

GENERAL MISCELLANEOUS

ITEM: 18-GM **Agency Contact:** Bradley J. Neitzel
410-767-7726
bneitzel@oag.state.md.us

DEPARTMENT/PROGRAM Department of Human Resources (DHR)

AMOUNT OF REQUEST: \$526,893.78

DESCRIPTION: Pursuant to State Government Article §12-404 and §12-405, the Department of Human Resources requests approval for payment of attorneys' fees and costs plus postjudgment interest in the case *Miracyle Thompson, et al. v. Dallas*, Civil Action No. 24-C-09-2775, filed in the Circuit Court for Baltimore City.

FUND SOURCE: Agency Funds (100% General)

APPROP. CODE: N00A01011

REQUESTING AGENCY REMARKS: Plaintiff filed this lawsuit in April 2009 against the Secretary of DHR seeking an injunction that would require the Secretary to ensure that all applications for food stamps, Medicaid and Temporary Cash Assistance were processed in a timely manner as required by federal and state law. A second plaintiff was added in August 2009. After a three day trial, the court found for the plaintiffs. Plaintiffs petitioned the court for fees and costs totaling \$953,287.55, which the State opposed. Thereafter, the State filed its opposition and the Court reduced the attorneys' fees awarded to the plaintiffs to \$524,308.15.

The Office of the Attorney General and DHR recommend payment of \$526,893.78, which represents \$524,308.15 in attorneys' fees and expenses and \$2,858.63 in interest.

Once approved by the BPW, DHR will issue a check made payable to The Public Justice Center, Inc. and mailed to Bradley J. Neitzel, 311 West Saratoga Street, Suite 1015, Baltimore, MD 21201, for distribution.

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**

GENERAL MISCELLANEOUS

ITEM: 19-GM **AGENCY CONTACT:** Leslie Lyles Smith
410-358-5616
Leslie.lylessmith@maryland.gov

DEPARTMENT: Maryland Health Benefit Exchange

PROGRAM: Maryland Health Benefit Exchange

FUND SOURCE: 100% Federal (Centers for Medicare & Medicaid
Services' Center for Consumer Information & Insurance Oversight)

APPROP. CODES: D78Y01

AMOUNT OF REQUEST: N/A

DESCRIPTION: Request to establish 33 federally funded positions pursuant to §7-236, 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 no more than 100 additional positions during Fiscal Year 2013. The 33 requested positions will initially be supported entirely with federal funds and will at a later date be supported with Exchange fee collections. DBM requests the Board create a total of 33 positions within the "Rule of 100" for the Maryland Health Benefit Exchange.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 19-GM (Cont.)

REVISED

FTE	Position	Salary & Wages	Grade
3	Executive Associate I	\$50,000	14
4	Administrative Officer III	\$55,000	15
4	Public Affairs Officer II	\$55,000	15
1	Administrator I	\$60,000	16
3	Administrator II	\$65,000	17
1	Computer Network Specialist II	\$65,000	17
1	Personnel Admin. I	\$55,000	17
1	Webmaster II	\$50,000	17
1	Database Specialist II	\$60,000	18
2	Admin Program Mgr. I	\$75,000	19
2	Administrative Mgr. I	\$75,000	19
1	Administrative Mgr. I	\$70,000	19
3	Administrative Program Mgr. II	\$80,000	20
1	Administrator V	\$80,000	20
1	Admin Program Mgr. III	\$75,000	21
1	Administrative Mgr. IV	\$90,000	22
2	IT Assist Director IV	\$100,000	23
1	Admin Manager Senior III	\$110,000	25
33	Total	\$2,240,000	

REQUESTING AGENCY REMARKS: It is imperative to the success of the Exchange that these positions be requested and approved as quickly as possible. Maryland is considered THE LEADER in Exchanges in the country, but lacks the resources to build an effective Exchange. With only nine PINs, it is impossible for the Exchange to succeed; other states already have 20, 40, even 60 state employees dedicated to their Exchanges. The 33 positions are long-term positions that will support all key core functions of the Maryland Health Benefit Exchange as required by the Affordable Care Act and by the Maryland Health Benefit Exchange Acts of 2011 and 2012. This complement is based on specific requirements defined by the federal government, was developed with the support of consultants, reviewed with other states for competency and approved by the Center for Consumer Information and Insurance Oversight. Because many of the positions are specialized and are new and specialized activities for the State, it is most suitable to recruit for these positions as permanent positions and not contractual.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 19-GM (Cont.)

All positions requested are full-time positions and represent the ongoing needs of the Exchange. The Exchange's enabling legislation allows the Executive Director to set the classification, grade and compensation of the staff of the Exchange. In determining the position grades and salaries for these positions, the Exchange worked directly with DHMH to classify the positions based on the work being completed.

As mentioned above, the 33 requested positions will initially be supported entirely with federal funds. The Maryland Health Benefit Exchange Act of 2012 establishes a joint legislative and executive committee to conduct a study, in consultation with the Maryland Health Benefit Exchange, its Financing and Sustainability Advisory Committee, and other stakeholders, and to report its findings and recommendations to the Governor and General Assembly on the financing mechanisms which should be used to enable the Exchange to be self-sustaining by 2015. Analysis of revenue models are now being assessed and include such options as 1) Qualified Health Plan (QHP) Assessment – Exchange Members Only; 2) QHP Assessment – Issuers Total Membership; 3) Assessment on All Carriers – Fully Insured Membership 4) Broad Based Assessment on Health Care Market (e.g. self-insured, hospital revenue, health related user fee) and; 5) Other Broad Based Assessments. The final recommendation and report is due to the Governor and the General Assembly December 1, 2012.

DBM REMARKS: The Secretaries of DBM and DHMH have certified that funds are available for the new positions for which approval is requested within the Rule of 100. If the Board approves this request, 33.4 positions will have been approved within the Rule of 100 for FY2013.

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**

GENERAL MISCELLANEOUS

ITEM: 20-GM **Agency Contact:** Ralph Scherini
410-260-7184
rscherini@energy.state.md.us

DEPARTMENT: Maryland Energy Administration (MEA)

PROGRAM: Advancing Energy Efficiency in Public Buildings

FUND SOURCE: 100% Federal (The Energy Department - DOE)

APPROP. CODES: D13.A1301

AMOUNT OF REQUEST: N/A

DESCRIPTION: Request to establish one federally funded position pursuant to §7-236, 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 non-State funded positions outside of the 100 new position limitation ("Rule of 100"), in non-emergency situations, with the condition that the positions must be abolished when the specific funding is no longer available. The requested position is supported entirely with federal funds. This position will be abolished when funds are no longer available. DBM requests the Board create a total of one position outside the "Rule of 100" for Maryland Energy Administration.

FTE	Position Description	Grade/Step	Salary & Wages
1	Energy Efficiency Program Manager - State Better Buildings Program	20/09	\$67,687

REQUESTING AGENCY REMARKS: The State Buildings Energy Efficiency Program Manager will coordinate the development and implementation of the DOE - Better Building Challenge Program to reduce energy consumption in state buildings 20% by 2020. The current EmPOWER Maryland goal of 15% savings by 2015 would be enhanced by State Agencies leading by example in exceeding the EmPOWER electricity reduction goal. Funding for the program will come from the federal DOE annual Base Grant. The focus of the effort would be in assisting state agencies in the identification, implementation and energy metrics for "whole building" energy efficiency projects in coordination with the Department of General Services. The effort will concentrate on implementing best practices from the numerous Energy Performance Contracts (EPC's) already undertaken over the last two decades by many state agencies.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 20-GM (Cont.)

MEA would bring in other best practices developed by the DOE Better Buildings Program to enhance Maryland's energy saving strategies, practically with small and medium sized agencies not well served by EPCs. Coordination would be expanded with Maryland EmPOWER utilities to bring in energy efficiency rebates in support of energy projects developed for state agencies. The State Buildings- Better Buildings Program manager would design, administer, manage, and track performance of the program.

DOE is a strong supporter of MEA through the State energy offices base grant and its competitive grants. The DOE Base grant has remained constant and it actually increased in FY12. The following is MEA current DOE funding:

MEA Base Grant

- FY10 \$476,000
- FY11 \$476,000
- FY12 \$714,000
- FY13 \$562,000

DOE Competitive Grant MEA - Save Energy Now

- FY12 Phase I \$350,000
- FY12 - 13 Phase II \$200,000

DOE Competitive Grant MEA - Advancing Energy Efficiency in Public Buildings

- FY13 -15 \$576,000

DBM REMARKS:

The Secretary of DBM has certified that funds are available for the new position for which approval is requested outside the Rule of 100. If the Board approves this request, 1 position will have been approved outside the Rule of 100 for FY2013.

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: 21-S **Agency Contact:** Jamie Tomaszewski
410-260-7386
jtomasze@dbm.state.md.us

DEPARTMENT/PROGRAM: Budget and Management (DBM)

CONTRACT ID: 050B2400001;
Statewide Language Interpretation and Translation
Services
ADPICS NOs.: 050B2400001; 050B3400002

CONTRACT DESCRIPTION: Contracts for foreign language interpretation and translation services that include toll-free Telephonic interpretation (Service Category I), ... and Written Document translation services (Service Category III).

AWARDS: *Telephonic (Category I):*
Language Line Services, LLC
Monterey, CA
...

Written Document (Category III):
Schreiber Translations, Inc.
Rockville, MD

TERM: 10/1/2012 - 9/30/2017

AMOUNTS: \$1,325,000 Est. (Telephonic)
...
\$ 507,240 Est. (Written Document)
\$1,832,240 Grand Total (5 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 21-S (Cont.)

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 15% for Telephonic Services;
...; and
15% for Written Document Translation

PERFORMANCE SECURITY: None

INCUMBENTS: *Telephonic (Category I):*
CTS Language Link, Inc., Vancouver, WA
...
Written Document (Category III): Same

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com* and on DBM's website. In addition, a copy of the RFP was sent directly to 39 prospective offerors, of which 12 are Maryland firms and nine are MBEs.

A total of 33 proposals from seventeen different offerors were received in response to the RFP, with some vendors proposing for multiple service categories. Two offerors were determined not to be responsible and six proposals from four offerors were deemed not reasonably susceptible of being selected for award due to non-compliance with MBE submission requirements. In total 11 proposals from six different offerors were removed from further consideration due to these not responsible or not reasonably susceptible of being selected for award determinations. Nonetheless, even after these eliminations 12 different offerors were deemed qualified to provide services in one or more Service Categories, with seven qualified offerors each for Telephonic and On-site interpretations and eight qualified offerors for Written Document translations.

The amounts reflected in the Offerors' financial proposals were based on models in the RFP used for evaluation purposes to establish firm fixed unit prices for interpretation and translation services.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 21-S (Cont.)

The RFP provided for the possibility of multiple contract awards to the same or multiple vendors; one contract for each service category, and a secondary, backup contract for On-site interpretation services (Service Category II).

For Service Category I (Telephonic), Language Line Services, LLC was ranked number one technically and number two financially, with pricing about 6% higher than the prices of the lowest priced offeror. The offeror that was ranked number one in price was ranked number seven (last) technically. It was determined that Language Line Services, LLC was worth a 6% price differential versus the much lower technically ranked, lowest priced offeror. Accordingly, it was determined that Language Line Services, LLC had the most advantageous offer and is recommended for the Category I award.

For Service Category III (Written Document), Schreiber Translations, Inc. (Schreiber), the incumbent for this Service Category, was ranked third technically and second financially. The offerors ranked number one and two technically were financially ranked number six (over 24% higher in price) and number four (15% higher in price). Although the lowest priced offeror was about 17% lower in price than Schreiber, this lowest priced offeror was ranked fourth technically. It was determined that Schreiber was worth its price differential over the lowest priced offeror, but that the two higher technically ranked offerors than Schreiber were not worth their price differentials over Schreiber. Accordingly, the determination was that Schreiber represented the most advantageous offer for the State and is recommended for the Category III award.

The MBE participation goals were determined based on a combination of researching opportunities for subcontractors and historical performance under the prior contracts. The goals remain the same as the previous contracts at 15% goals for the Telephonic interpretation and Written Document translation Service Categories.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 21-S (Cont.)

These contracts are available for use by any agency of the State of Maryland, including the judicial and legislative branches. In addition, all local governments and qualifying not-for-profit organizations in Maryland are permitted to use the contracts to be awarded under this Item at the same prices and levels of service as for State agencies. Whereas the permitted usage by Maryland local governments was in the current contract, the permitted usage by Maryland not-for-profit entities will be implemented for the first time under the contract for which approval is requested in this Item.

NOTE: Whereas usage of this contract by non-State of Maryland agencies is to be tracked and reported by the contractors, the requested contract approval amounts listed on this Item are for State agency usage only.

FUND SOURCE: 100% Non-Budgeted

APPROP. CODE: Various Agencies

RESIDENT BUSINESSES: No (Language Line)
 Yes (Schreiber)

MD TAX CLEARANCES: 12-1995-0111 (Language Line)
 12-1992-0111 (Schreiber)

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**

REVISED

ITEM: 21-S (Cont.) **ATTACHMENT**

BIDS OR PROPOSALS (Cont.):

<u>Offerors - Telephonic</u>	<u>Technical Rank</u>	<u>Financial Rank & Price*</u>	<u>Overall Rank**</u>
Language Line Services, Inc. (Monterey, CA)	1	2 - \$1,325,000.00	1
Language Select, Inc. (Los Angeles, CA)	2	5 - \$1,500,000.00	2
Voiance Language Services, LLC (Tucson, AZ)	3	4 - \$1,380,000.00	3
Optimal Phone Interpreters, Inc. (Winter Park, FL)	5	3 - \$1,332,000.00	4
Universe <u>Technical Translation</u> , Inc. (Houston, TX)	7	1 - \$1,250,000.00	5
CTS Language Link, Inc. (Vancouver, WA)	4	6 - \$1,660,000.00	6
Lionbridge Global Solutions II, Inc. (Silver Spring, MD)	6	7 - \$1,687,000.00	7

...

<u>Offerors - Written Document</u>	<u>Technical Rank</u>	<u>Financial Rank & Price*</u>	<u>Overall Rank**</u>
Schreiber <u>Translations</u> , Inc. (Rockville, MD)	3	2 - \$507,240.00	1
Ad Astra, Inc. (Silver Spring, MD)	4	1 - \$433,250.00	2
Multilingual <u>Solutions</u> , Inc. (Rockville, MD)	2	4 - \$583,550.00	3
Lionbridge Global Solutions II, Inc. (Silver Spring, MD)	1	6 - \$633,400.00	4
Universe <u>Technical Translation</u> , Inc. (Houston, TX)	7	5 - \$626,275.00	5
CTS Language Link, Inc. (Vancouver, WA)	6	7 - \$649,900.00	6
Compass <u>Languages</u> , Inc. (Annapolis, MD)	8	3 - \$511,520.00	7
Voiance Language Services, LLC (Tucson, AZ)	5	8 - \$716,000.00	8

Notes: * Financial Rank prices are the 5-year pricing totals based upon models in the RFP of estimated usages for multiple pricing scenarios in each Service Category.

** Technical factors were given equal weight with price factors in the overall award determination.

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

SERVICES CONTRACT

ITEM: 22-S **Agency Contact:** Jacqueline Boris
410-767-5232
Jacqueline.Boris@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Prevention and Health Promotion Administration
Maryland Women, Infants and Children (WIC)
Program

CONTRACT ID: DHMH-OPASS 13-13258;
Cost Containment for the Purchase of Infant
Formula (Milk-Based)
ADPICS NO. M00B3400319

CONTRACT DESCRIPTION: Revenue generating contract to provide monetary
rebates on all milk-based infant formula purchased with the Women, Infants & Children (WIC)
Program's State-issued checks.

AWARD: Abbott Laboratories, Inc.
t/a Ross Products Division
Columbus, OH

TERM: 10/1/2012 - 9/30/2015 (w/3 one-year renewal
options)

AMOUNT: \$ 84,346,344 (3 Years; Base Contract)
\$ 33,738,537 (1 Year; 1st Renewal Option)
\$ 37,112,391 (1 Year; 2nd Renewal Option)
\$ 40,823,630 (1 Year; 3rd Renewal Option)
\$196,020,902 Total (6 Years) Revenue Generating

PROCUREMENT METHOD: Intergovernmental Cooperative Purchasing
Agreement

BIDS OR PROPOSALS: N/A

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 22-S (Cont.)

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: Same

REQUESTING AGENCY REMARKS: Intergovernmental Cooperative Purchasing Agreements require that only Primary Procurement Units (as defined in COMAR 21.05.09) may participate in such cooperative purchasing agreements. DBM as a Primary Procurement Unit has in turn approved the participation of DHMH's WIC Program via the requested approval of a contract with Abbott Laboratories, Inc. Ross Products to provide revenue-generating rebates on milk-based infant formula and Mead Johnson for all soy-based infant formula (Item 23-S on this Agenda).

The State of Maryland joined the WIC Programs in the Western States Contracting Alliance (WSCA) which includes Alaska, American Samoa, Arizona, Delaware, District of Columbia, Guam, Hawaii, Idaho, Intertribal Council of Arizona, Intertribal Council of Nevada, Kansas, Montana, Navajo Nation, Nevada, Oregon, Utah, Virgin Islands, Washington, West Virginia and Wyoming to solicit a monetary rebate on all infant formula purchased with WIC checks in order to comply with Federal Regulation 7-CFR 246.16(k), which requires state agencies to explore methods of cost containment for the purchase of infant formula. Because this procurement was conducted by Washington State on behalf of the above named governments, including Maryland, and only involves the payment of rebates, no MBE goal was established for this contract.

The Maryland WIC Program will receive a monetary rebate of an estimated \$196,020,902 during the term of this contract, including the three renewal option years, for all milk-based infant formula purchased with WIC checks in Maryland. This was calculated based on redeemed checks for milk-based infant formula multiplied by the rebate amounts. By Federal regulation, all revenues generated by this contract must be used to offset food expenditures for the women, infants and children served by the WIC Program.

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 22-S (Cont.)

Since the Maryland WIC Program was a named participant in the solicitation issued by Washington for this service, under Maryland law it was required that notice of the solicitation be advertised on *eMaryland Marketplace.com*. The solicitation was posted as Bid Number MDM0031001762 on April 4, 2012 to solicit and evaluate rebates for all physical forms (concentrated liquid, powder and Ready-to-Feed) of milk-based and soy-based formula.

FUND SOURCE: N/A (Revenue Generating)
APPROP. CODE: M00F0304
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 12-2013-1111

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: 23-S **Agency Contact:** Jacqueline Boris
410-767-5232
Jacqueline.Boris@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Prevention and Health Promotion Administration
Maryland Women, Infants and Children

CONTRACT ID: DHMH-OPASS 13-13259;
Cost Containment for the Purchase of Infant
Formula (Soy-Based)
ADPICS NO. M00B3400320

CONTRACT DESCRIPTION: Revenue generating contract to provide monetary rebates on all soy-based infant formula purchased with the Women, Infants & Children (WIC) Program's State-issued checks.

AWARD: Mead Johnson & Company, LLC
Evansville, IN

TERM: 10/1/2012 - 9/30/2015 (w/3 one-year renewal options)

AMOUNT: \$ 9,142,380 (3 Years; Base Contract)
\$ 3,657,528 (1 Year; 1st Renewal Option)
\$ 4,023,280 (1 Year; 2nd Renewal Option)
\$ 4,425,608 (1 Year; 3rd Renewal Option)
\$21,248,796 (6 Years) Revenue Generating

PROCUREMENT METHOD: Intergovernmental Cooperative Purchasing Agreement

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA****ITEM:** 23-S (Cont.)**PERFORMANCE SECURITY:** None**INCUMBENT:** Abbott Laboratories, Inc
t/a Ross Products Division
Columbus, Ohio
(Previous Contract was for all infant formula)**REQUESTING AGENCY REMARKS:** Intergovernmental Cooperative Purchasing Agreements require that only Primary Procurement Units (as defined in COMAR 21.05.09) may participate in such cooperative purchasing agreements. DBM as a Primary Procurement Unit has in turn approved the participation of DHMH's WIC Program via the requested approval of a contract with Abbott Laboratories, Inc. Ross Products to provide revenue-generating rebates on milk-based infant formula (Item 22-S on this Agenda) and Mead Johnson for all soy-based infant formula.

The State of Maryland joined the WIC Programs in the Western States Contracting Alliance (WSCA) which includes Alaska, American Samoa, Arizona, Delaware, District of Columbia, Guam, Hawaii, Idaho, Intertribal Council of Arizona, Intertribal Council of Nevada, Kansas, Montana, Navajo Nation, Nevada, Oregon, Utah, Virgin Islands, Washington, West Virginia and Wyoming to solicit a monetary rebate on all infant formula purchased with WIC checks in order to comply with Federal Regulation 7-CFR 246.16(k), which requires state agencies to explore methods of cost containment for the purchase of infant formula. Because this procurement was conducted by Washington State on behalf of the above named governments, including Maryland, and only involves the payment of rebates, no MBE goal was established for this contract.

The Maryland WIC Program will receive a monetary rebate of an estimated \$21,248,796.00 during the term of this contract, including the three renewal option periods, for all soy-based infant formula purchased with WIC checks in Maryland. This was calculated based on redeemed checks for soy-based infant formula multiplied by the rebate amounts. By Federal regulation, all revenues generated by this contract must be used to offset food expenditures for the women, infants and children served by the WIC Program.

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 23-S (Cont.)

Since the Maryland WIC Program was a named participant in the solicitation issued by Washington for this service, under Maryland law it was required that notice of the solicitation be advertised on *eMaryland Marketplace.com*. The solicitation was posted as Bid Number MDM0031001762 on April 4, 2012 to solicit and evaluate rebates for all physical forms (concentrated liquid, powder and Ready-to-Feed) of milk-based and soy-based formula.

FUND SOURCE: N/A (Revenue Generating)
APPROP. CODE: M00F0304
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 12-2088-1111

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 MODIFICATION

ITEM: 24-S-MOD **Agency Contact:** Jamie Tomaszewski
410-260-7386
jtomasze@dbm.state.md.us

DEPARTMENT/PROGRAM: Budget and Management (DBM)

CONTRACT ID: 050B7800015;
Statewide Language Interpretation Services
ADPICS NOs. COE58953

CONTRACT APPROVED: 6/20/2007 DBM BPW Agenda Item 2-S

CONTRACTOR: Lionbridge Global Solutions II, Inc.
Washington, DC

CONTRACT DESCRIPTION: Contracts for foreign language interpretation and translation services that include toll-free telephonic interpretation (Service Category I), on-site interpretation (Service Category II) and written document translation services (Service Category III).

MODIFICATION DESCRIPTION: Approval request to extend the contract for On-Site Interpretation (Category II) by one month to allow time to respond to a protest received on the new procurement recommended awards and transition to new contracts for on-site foreign language interpretation services.

TERM OF ORIGINAL CONTRACT: 7/1/2007 - 6/30/2012

TERM OF MODIFICATION: 10/1/2012 - 10/31/2012

AMOUNT OF ORIGINAL CONTRACT: \$2,000,000 Est. (5 Years)

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

PRIOR MODIFICATIONS/OPTIONS: \$3,400,000 Est. (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$5,500,000 Est.

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 24-S-MOD (Cont.)

PERCENT +/- (THIS MODIFICATION): +5%

OVERALL PERCENT +/-: +175%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 15%

MBE COMPLIANCE: 15%

REQUESTING AGENCY REMARKS: Request for approval to extend the On-Site Interpretation contract by one month to allow time to respond to a protest received on the new procurement award and transition to new contracts for on-site foreign language interpretation services.

The new contract award recommendations for foreign language interpretation and translation services were submitted for approval by the Board of Public Works (BPW) on this agenda, as Item 21-S. A protest was received from Lionbridge Global Solutions II, Inc. for Category II (On-Site Interpretation) on Friday, September 14, 2012. In order for DBM to have enough time to respond to the protest, the award recommendation for Category II has been removed from the agenda item (21-S) through a formal revision. Categories I and III are still being recommended for the new awards.

FUND SOURCE: Various

APPROP. CODE: Various

RESIDENT BUSINESS: Yes

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: 24-S-MOD (Cont.) ATTACHMENT

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod. #1	\$0.00	Administrative change to multiple RFP sections to clarify and/or correct RFP language that references the Contractors' responsibilities for things like the hand-off procedure from the Primary to the Secondary Contractor; clarify the section for liquidated damages; and add specific language for personnel substitution. All changes are not material in nature and do not cause an increase in pricing to the State; (Effective for all service categories). Approved by DBM 5/21/2008.
Mod. #2	\$3,400,000	Mod to increase funding to the contract based upon current and future projections of usage to allow for the continuation of on-site (Service Category II) for the period of 10/22/2009 – 6/30/2012. Approved on the 10/21/2009 DBM BPW Agenda, Item 4-S-MOD.
Mod #3	\$0.00	Mod to extend the term of the contract by three months in order to allow time to complete the procurement and transition to new contracts for foreign language interpretation and translation services for the period of 7/1/2012 – 9/30/2012. Approved on the 6/20/2012 DBM BPW Agenda, Item 7-S-MOD.
Total	<u>\$3,400,000</u>	

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

CONSTRUCTION CONTRACT MODIFICATION

ITEM: 1-C MOD

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

INSTITUTION:

University of Maryland, Baltimore

CONTRACT ID:

On-Call Construction Management at Risk Services
for 100 N. Greene Street Window Replacement
Task Order Request #12-081JD
against On Call CM Contract RFP 85592RA

CONTRACT APPROVED:

USM Item 1-C (11/28/2007)
USM Item 2-C OPT (12/3/2008)
USM Item 1-C OPT (12/2/2009)
USM Item 3-C OPT (11/17/2010)
USM Item 1-C OPT (12/7/11)

CONTRACT DESCRIPTION: Professional management and construction services during pre-construction and construction for window replacement in the 100 North Greene Street Building. This project will remove existing windows and louvers, and provide new windows, wall louvers, wood trim, metal flashing, joint sealants, painting, and related work.

AWARD:

J. Vinton Schafer & Sons, Inc.
Abingdon, MD 21009

CONTRACT TERM: Six weeks from the issuance of pre-construction notice to proceed;
18 months from the issuance of construction notice to proceed.

AMOUNT:

\$16,000.00 (pre-construction fees only: see remarks)

PROCUREMENT METHOD:

On-Call Task Order Proposals

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

ITEM: 1-C MOD (continued)

TASK ORDER PROPOSALS:	Price
J. Vinton Schafer & Sons, Inc., Abingdon, MD	\$391,941.00
Whiting Turner, Baltimore, MD	\$486,695.00
Lewis Contractors, Owings Mills, MD	\$492,502.00
Plano-Coudon Baltimore, MD	\$513,860.00
MBE PARTICIPATION:	25%
PERFORMANCE BOND:	A 100% performance bond is required.

REQUESTING INSTITUTION REMARKS: The solicitation was bid amongst the four On Call Construction Managers. Four responsive proposals were received. Award is recommended to J. Vinton Schafer & Sons, Inc based on low price.

The estimated construction cost for this project is \$1,000,000. This Item recommends award for pre-construction services only. If the University and the Contractor agree to a Guaranteed Maximum Price for construction, the University will return to the Board with a recommendation to modify the contract to include the actual construction costs, which includes the CM's construction services fee.

FUND SOURCE:	Plant Funds
APPROP. CODE:	R30B21
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	12-1881-1111

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

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

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

CONSTRUCTION CONTRACT MODIFICATION

ITEM: 2-C-MOD

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

INSTITUTION:

University of Maryland, Baltimore for the
University of Maryland Baltimore County

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

CONTRACT APPROVED:

USM Item 1-C (6/01/11)
USM Item 1-C MOD (11/16/11)
USM Item 1-C MOD (12/21/11)
USM Item 1-C MOD (02/22/2012)
USM Item 6-C MOD (06/20/2012)

CONTRACTOR:

Plano-Coudon, LLC
Baltimore, MD

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

MODIFICATION DESCRIPTION: Award GMP#5 for construction which includes pre-cast concrete, masonry, steel, rough carpentry/framing, roofing, waterproofing, siding, doors/frames/hardware, drywall/ceiling, painting, flooring, louvers, casework/window trim, mechanical, fire protection, electrical, UM allowances and CM allowances for the third phase of the project. GMP 5 also includes the construction of the community center that includes sitework, landscaping, foundation and site concrete, masonry/cast stone, structural/misc steel, millwork, waterproofing, siding, roofing, door frames/hardware, storefronts, gypsum board assemblies, flooring, painting, toilet accessories, louvers, project screens, motorized shades, folding partitions, fire protection, mechanical, and electrical for the community center.

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

ITEM: 2-C MOD (continued)

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

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

THIS MODIFICATION AMOUNT: \$ 6,678,297

PRIOR MODIFICATION AMOUNT: \$14,520,044

REVISED TOTAL CONTRACT AMOUNT: \$21,263,341

MBE PARTICIPATION: 25%

MBE COMPLIANCE: 28%

PERFORMANCE SECURITY: A 100% performance bond is required.

ORIGINAL PROCUREMENT METHOD: Competitive sealed proposals

REQUESTING INSTITUTION REMARKS: This item recommends modifying Plano-Coudon's contract to award GMP#5 for construction of the third phase of the project and construction of the community center. There will be at least one additional GMP for sidewalk and steps site improvements. MBE participation for this modification is 37.7%.

FUND SOURCE: USM Academic/Auxiliary Facility Revenue Bonds

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1245-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ARCHITECT/ENGINEERING SERVICES CONTRACT RENEWAL OPTION

ITEM: 3-A/E OPT

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

INSTITUTION:

University of Maryland, College Park

CONTRACT ID: (Multiple Awards)

Indefinite Delivery Contracts
Civil and Structural Design
Engineering Services
Contract No. K-003084-N
Contract No. K-003085-N
Contract No. K-003098-N
Contract No. K-003099-N

CONTRACT APPROVED:

10/06/2010, USM Item 7-A/E

CONTRACTORS:

A. Morton Thomas and Associates, Inc.
Rockville, Maryland

Alpha Corporation
Baltimore, Maryland

Wallace Montgomery & Associates, LLP
Towson, Maryland

Rummel, Klepper & Kahl, LLP
Baltimore, Maryland

CONTRACT DESCRIPTION: Indefinite delivery/indefinite quantity contracts for delivery of Civil/Structural Design Services in support of maintenance, repair and construction projects at the University of Maryland, College Park and the institutions supported by the College Park Service Center. Services are to be performed as needed. The annual ordering limit per contract is \$500,000 for a total (combined) not-to-exceed amount of \$4,000,000 for the two-year base period.

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

ITEM: 3-A/E OPT (continued)

OPTION DESCRIPTION: Exercise the first of three one-year renewal options.

ORIGINAL CONTRACT TERM: 10/6/2010 – 10/5/2012 (Two-year base contract)

FIRST OPTION TERM: 10/6/2012 – 10/5/2013 (First of three renewal options)

ORIGINAL CONTRACT AMOUNT: NTE \$4,000,000 (for the two-year base period)

OPTION AMOUNT: NTE \$2,000,000 (for the one-year renewal)

ORIGINAL PROCUREMENT METHOD: USM Procurement Policies and Procedures for Architectural and Engineering Services

MBE PARTICIPATION: 25% on task orders exceeding \$50,000

MBE COMPLIANCE: Provided separately

PERFORMANCE BOND: N/A

REQUESTING INSTITUTION REMARKS: The firms are paid for actual hours worked based on fully-burdened fixed-hourly rates established in the contract. Task Orders are assigned on a rotating basis. MBE opportunities will be assessed and goals will be established by the University's Procurement Review Group for all Task Orders expected to exceed \$50,000. The firms work will be managed by Facilities Management/Department of Capital Projects at the University of Maryland, College Park with procurement support from University's Department of Procurement and Supply.

FUND SOURCE: Fund sources will vary depending on the project or task order placed against the IDC contract(s) and the System institution placing the order.

RESIDENT BUSINESS: Yes – all firms

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

ITEM: 3-A/E OPT (continued)

MD TAX CLEARANCE:

A. Morton Thomas and Associates, Inc.
12-1851-1111

Alpha Corporation
12-1852-1111

Wallace Montgomery & Associates, Inc.
12-1853-0111

Rummel Klepper & Kahl
& Associates, Inc.
12-1854-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM: 4-GM

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

Recommendation: In accordance with State Finance and Procurement Article §8-301, the Board of Public Works is requested to approve the use of General Obligation Bond funding for the following contracts totaling: \$108,600.

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

A. University of Maryland, College Park

Turner Hall

Description: Turner Hall Electrical Upgrades
Procurement Method: Master Contract W004552
Award: MGM Electrical Systems, Inc.
Severna Park, MD 21146
Amount: \$83,950
Fund Source: MCCBL of 2011: *Campus Wide Building System and Infrastructure Improvements*. Item 036
Tax Compliance No. 12-1539-0111
Resident Business: Yes

B. University of Maryland, College Park

Bowie State University Fine & Performing Arts Center

Description: Consulting Services for Performing Arts Center
Procurement Method: Small Procurement
Award: R.G. Vanderweil Engineers, LLP
Alexandria, VA. 22314
Amount: \$4,950
Fund Source: MCCBL of 2010: *Provide funds to construct and equip the Fine and Performing Arts Center at Bowie State University*. Item 903
Tax Compliance No. 12-1914-0111
Resident Business: No

SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

ITEM: 4-GM (continued)

C. University of Maryland, College Park

Lefrak Hall

Description: Modify Men's Bathroom #0109
Procurement Method: On-Call Construction - Task Order
Award: Combined Services, Inc.
Fairfax, Virginia 22030
Amount: \$19,700
Fund Source: MCCBL of 2011- *Provide funds for design and construction of accessibility modifications.* Item 001
Tax Compliance No. 12-1925-0111
Resident Business: No

BOARD OF PUBLIC WORKS

THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

~~DEFERRED~~

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

CONSTRUCTION CONTRACT MODIFICATION

ITEM: 5-C-MOD

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

INSTITUTION: University of Maryland University College

CONTRACT ID: Construction Management at Risk Services for
Renovations to the Inn and Conference Center Renovations
RFP 90950 (approved at BPW)

CONTRACT APPROVED: CM Pre-Construction Services (USM Item 8-C, 7/27/2011)

CONTRACT DESCRIPTION: Construction Management (CM) firm to provide professional management and construction services during pre-construction and construction for the renovations to the Inn and Conference Center at University of Maryland University College. The renovations of the approximately 232,000 gross square foot building will result in an attractive and dynamic state-of-the-art hospitality center consisting of public meeting rooms, restaurants, commercial kitchens, ballrooms, fitness center, hotel rooms and hotel/conference center management offices. UMUC expects the project to obtain LEED Certification at a Gold level.

MODIFICATION DESCRIPTION: Award GMP #2 package for the site construction, concrete, masonry, metals, carpentry, thermal/moisture protection, doors & windows, finishes, specialties equipment, conveying system, mechanical, electrical, and the balance of the construction phase fee, on-site reimbursables, non-staff reimbursables and contingency.

AWARD: Holder Construction Group, LLC
13221 Woodland Park Road, Suite 440
Herndon, VA 20171

ORIGINAL TERM Twenty-four months from issuance of construction notice to proceed

MODIFICATION TERM: Thirteen months from issuance of construction notice to proceed (construction phases will overlap rather than be sequential as originally planned)

SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

ITEM: 5-C-MOD (continued)

ORIGINAL AMOUNT: \$ 147,271 (pre-construction fees only)
MODIFICATION AMOUNT: \$ 24,351,881
PRIOR MODIFICATIONS: \$ 747,984 (See Remarks)
REVISED TOTAL CONTRACT AMOUNT: \$ 25,247,136
MBE PARTICIPATION GOAL: 27%
MBE PARTICIPATION COMPLIANCE: 33.3%
PERFORMANCE BOND: A 100% performance bond is required.
FUND SOURCE: Plant Funds
APPROP. CODE: R30B30
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 12-1945-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

SERVICES CONTRACT

ITEM: 6-S

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

INSTITUTION: Coppin State University

CONTRACT NO. & TITLE: Child Center Management Services

DESCRIPTION: Manage Child Care Center located on the first floor of Health and Human Services Building to accommodate child care needs of University's students, staff, and faculty.

AWARD: Bright Horizons Children's Centers LLC.

TERM: 5 years, with 2 one-year renewal options

AMOUNT: \$1,814,000 for 5 years

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS:

<u>Vendor</u>	<u>Technical</u>	<u>Financial</u>	<u>Total</u>	<u>Rank</u>
Bright Horizons Children's Centers, LLC Watertown, MA	405	94	499	1
Creative Children's Learning Center (CCLC) Portland, Oregon	419	71	490	2

PERFORMANCE SECURITY: A 100% performance bond is required.

MBE PARTICIPATION: 0%

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

ITEM: 6-S (continued)

REMARKS: The solicitation was advertised in *eMaryland Marketplace*. Three proposals were received; one was rejected as not susceptible for award. Award is recommended to Bright Horizons Children's Centers based on the overall ranking of proposals and the more favorable offer for the University.

The University determined that there are no MBE subcontracting opportunities for this contract. Food service will be performed by the University's incumbent food service contractor, and maintenance and housekeeping services will be performed by University employees.

FUND SOURCE: Current Unrestricted Funds

APPROP. CODE: R30B27

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-1916-1110

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: 7-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: 1627 Thomas Avenue, Baltimore

GRANTOR: Darien Woodland

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

APPRAISED VALUE: Grubb & Ellis Landauer \$ 70,000.00
Lipman Frizzell & Mitchell \$ 72,000.00

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

PRICE:

Acquisition:	<u>\$ 120,000.00</u>
Relocation:	<u>\$ 6,200.00 *</u>
Ground Rent:	<u>\$ 1,500.00</u>
Total:	<u>\$ 127,700.00</u>

* The owner occupant is being relocated.

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. This Item was withdrawn from the Board of Public Works August 1, 2012 agenda as Item 6-RP.

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: 8-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: 1647 Thomas Avenue, Baltimore

GRANTOR: Mrs. Christine Cooper

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

APPRAISED VALUE:	Calvin Thomas	\$38,600.00
	Gregory D. Jones	\$30,500.00

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

PRICE:	Acquisition:	\$ 70,000.00*
	Ground Rent:	\$ 1,500.00
	Relocation:	\$ 63,916.00**
	Total:	\$ 135,416.00

* This property is in Court for condemnation. Acquisition cost represents amount needed to settle the case with all defendants.

** Two tenants are being relocated from this property.

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

BOARD OF PUBLIC WORKS

THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

CONSTRUCTION CONTRACT

ITEM: 9-C

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

INSTITUTION: Bowie State University

CONTRACT ID: Campus Exterior Lighting - Addition and Replacement
RFP #BSU 2013-01

CONTRACT DESCRIPTION: Install exterior light poles and energy efficient luminaries throughout the Bowie State University campus. Replace/add lights along campus roadways, walkways, and parking lots. Replace all existing building light wall packs and install fully integrated, networkable exterior lighting control system.

AWARD: Simms Management Group
Upper Marlboro, MD 20774

CONTRACT TERM: 180 calendar days from notice to proceed

AMOUNT: \$2,227,398.00

PROCUREMENT METHOD: Competitive Sealed Proposals
(Single Proposal Received)

MBE PARTICIPATION: 48.2%

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

REQUESTING INSTITUTION REMARKS: This project was designated as a Small Business Reserve procurement for which award is limited to certified small business vendors. It was advertised in *eMarylandMarketPlace* and the Bowie State University Procurement website. Two firms responded to the solicitation; one proposal was non-responsive. The remaining firm was evaluated by an Evaluation and Selection Committee. The offer was found to be technically acceptable, and the pricing in accordance with the University's projected budget.

This project will be managed by the Bowie State University Facilities Department.

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

ITEM: 9-C (continued)

FUND SOURCE: Current Restricted Funds - \$1,149,974
Plant Funds - \$1,077,428

APPROP CODE: R30B23

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-1897-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 1-IT
Agency Contact:
Lavinia Lee (410) 260-7635
vlee@comp.state.md.us
Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM: Comptroller

CONTRACT ID: RFP 1201
ADPIC5 No.: E00B3400022

CONTRACT DESCRIPTION: Acquire Mainframe Disaster Recovery – Hot Site, Cold Site, Electronic Vaulting and Consulting Services for the Annapolis Data Center

AWARD: Recovery Point, LLC
Gaithersburg, MD

TERM: 09/19/12 – 09/18/17 (5 Years Base)
(With 2 one-year renewal options)

AMOUNT: \$ 1,542,645 Base Period
\$ 294,455 (Option Year 1)
\$ 294,455 (Option Year 2)
\$ 2,131,555 Total

PROCUREMENT METHOD: Competitive Sealed Bids

PROPOSALS:

	<u>Total</u>	<u>Technical</u>	<u>Financial</u>	<u>Overall</u>
Recovery Point	\$2,131,555	1	1	1
IBM	\$4,055,484	2	2	2

MBE PARTICIPATION: 15%

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

ITEM: 1-IT (cont.)

INCUMBENT: SunGard Availability Services

REMARKS: A notice of the availability of the Request for Proposal was advertised on *eMarylandMarketplace.com* and the Comptroller's website. Three proposals were received; all three were deemed reasonably susceptible of being considered for award and were evaluated. However, SunGard Availability Services was disqualified based on several major irregularities with its best-and-final offer causing its proposal to be rejected for being non-responsive.

Recovery Point was determined to provide the most advantageous offer to the State, as it was ranked number one by the evaluation committee in both its technical response and financial offer. Contractor will provide Mainframe Disaster Recovery Hot Site, Cold Site, Consulting, and Electronic Vaulting for the Annapolis Data Center.

FUND SOURCE: Reimbursable

APPROP. CODE: E00A1001

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-1584-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 2-IT

Agency Contact:
Ronald Brothers (410) 585-3100
rcbrothers@dpscs.state.md.us
Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

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

CONTRACT ID: DPSCS IT&CD 2012-05
ADPICS No.: Q00B2400089

CONTRACT DESCRIPTION: Software maintenance for DYNAM/TLMS Tape
Management, Top Secret Security, CA-Librarian,
and SOLVE

AWARD: CA, Inc.
Islandia, NY

TERM: 10/1/2012 – 9/30/2015 (Three Years)

AMOUNT: \$135,507

PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: 0%

INCUMBENT: Same

REMARKS: Maintenance and license for existing software that includes DYNAM/TLMS Tape
Management, Top Secret Security, CA-Librarian and SOLVE: Access for the State of Maryland.
This software is used in the Criminal Justice Information System user community.

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

ITEM: 2-IT (cont.)

CA, Inc is the sole owner of the proprietary software; there is no other available source software maintenance. Also, due to the proprietary nature of this service, there are no sub-contractable elements and no MBE participation.

CA, Inc. has been successfully performing this service for the Department of Public Safety and Correctional Services by providing excellent customer service and fulfilling its contractual obligations.

FUND SOURCE: 100% General Funds

APPROP. CODE: Q00A0102

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-0215-1101

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 3-IT

Agency Contact:
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rebrowsers@dpscs.state.md.us
Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT: Public Safety & Correctional Services
Information Technology & Communications
Division

CONTRACT ID: DPSCS IT&CD 2012-06
ADPICS No.: Q00B2400088

DESCRIPTION: BMC Utility Mainframe License and Software Maintenance

AWARD: BMC Software Inc.
Dallas, Texas
(Local office Rockville, MD)

TERM: 9/29/12 – 9/28/15 (Three Years)
(With 2 one-year renewal options)

AMOUNT: \$166,663.83 (3 Year Base)
\$ 66,918.00 (Option Year 1)
\$ 73,609.80 (Option Year 2)
\$307,191.63 (Total)

PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: 0%

INCUMBENT: Same

REMARKS: DPSCS has determined that this sole source procurement is needed to provide the State with license, inclusive of usage and maintenance, for the existing BMC utility software that is installed on the IBM 2086-A04 mainframe processor at the Public Safety Data Center. The BMC utility software is also used to create all DPSCS's database backup and recovery batch jobs that are run on a daily basis and are a critical part of the department's disaster recovery plan. There are no other software products that would be compatible with the existing scripts, programs, and batch jobs.

Due to the proprietary nature of this service and no sub-contractable elements, there is no MBE participation for this contract.

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

ITEM: 3-IT (cont.)

FUND SOURCE: 100% General Funds

APPROP. CODE: Q00A0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-1998-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA

ITEM: 4-IT

Agency Contact:

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Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM:

Department of Health and Mental Hygiene
Prevention and Health Promotion Administration
Maryland Women, Infants and
Children Program (WIC)

CONTRACT ID:

Web-Based Appointment Reminder Services
OPASS 12-10829
ADPICS No.: M00B3400294

CONTRACT DESCRIPTION: Provide and administer daily web-based appointment reminder system for WIC Program applicants and participants.

AWARD:

One Call Now
Troy, Ohio

TERM:

10/1/2012 – 9/30/2017 (5 Years)

AMOUNT:

\$224,358.00

PROCUREMENT METHOD:

Competitive Sealed Proposals
Single Proposal Received

PROPOSALS:

One Call Now \$224,358.00

MBE PARTICIPATION:

0%

INCUMBENT:

Same

REMARKS: A notice of the availability of the Request for Proposals was advertised on *eMarylandMarketplace.com* and direct solicitation notices were sent to two prospective vendors.

Two proposals were received: from One Call Now and from Contact Solutions. The proposal submitted by Contact Solutions was determined not susceptible for award because the organization did not meet the minimum requirement of providing a web-based appointment reminder system for a period of three years.

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

ITEM: 4-IT (Cont.)

The evaluation committee determined One Call Now as having the an advantageous offer for the State and is recommended for award of the contract

The Special Supplemental Nutrition Program for Women, Infants and Children provides required health and nutrition services, including supplemental foods such as infant formula, to eligible individuals. Under this federally funded program, the contractor will be required to provide an average of 3,000 daily appointment reminder calls by telephone or text messages as selected by the applicants and participants. There are approximately 147,000 WIC participants who typically have WIC appointments every three months.

FUND SOURCE:	100% Federal
APPROP. CODE:	F0306
RESIDENT BUSINESS:	No
MD TAX CLEARANCE:	12-1593-1001

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 5-IT **Agency Contact:**
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Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM: Department of Education
Race to the Top (RTTT)

CONTRACT ID: Learning Management System
MEEC Contract 90936
ADPICS No.: R00B3400015

CONTRACT DESCRIPTION: Commercial off- the- shelf comprehensive learning management system for use by over 60,000 teachers in the Maryland public educational system.

AWARD: Blackboard, Inc.
Washington, D.C.

TERM: 9/20/2012 to 9/19/2017 (5 Years)

AMOUNT: \$2,088,923

PROCUREMENT METHOD: Intergovernmental Cooperative Purchasing

MBE PARTICIPATION: 0%

INCUMBENT: None

REMARKS: The Learning Management System (LMS) software is being purchased using the Maryland Educational Enterprise Consortium (MEEC) contract. See USM Item 7-S (12/21/2011). MEEC is an initiative of the University System of Maryland, uniting K-20 education partners across Maryland to provide quality information technology products and services at affordable prices. MEEC is made up of K-20 Public and Private Education, libraries, museums and teaching hospitals; MSDE is a member of MEEC and is named in the contract.

MSDE invited six MEEC vendors to submit their product for reviews, demonstration and evaluation by a committee comprising MSDE project managers and Local Education Agency program personnel. Three vendors whose product met the requirements were invited back to be further evaluated by a focus group consisting of LEA technology specialists, program directors,

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

ITEM: 5-IT (cont.)

and technology subject matter experts. The evaluation team determined that Blackboard's LMS system was the only one that met all the technical and business requirements, including course registration and ecommerce requirements, without needing additional time for product development and/or enhancement. Blackboard also provided competitive pricing for its proposed solution.

The Blackboard "hosted" learning management system (LMS) will be used by 60,000 teachers across 24 Maryland LEAs as the premier platform for professional development and collaboration. The Blackboard LMS is a cloud hosted solution that is used for planning, delivering, managing, tracking, and reporting learner events and e-learning programs. The MSDE LMS solution will be used as part of the instructional improvement process that will enable Maryland teachers to develop and document instructional inventories to improve both class and individual learning while tracking outcomes. Consistent with the goals outlined in the Race to the Top (RTTT) grant, the LMS will provide access to Maryland educators enabling them to:

- Access courses offered by MSDE and LEAs;
- Participate in Professional Learning Communities (PLCs) across the State;
- Register for classroom and online training classes and programs;
- Administer, track, document and report training programs;
- Maintain and utilize professional development courses, videos, webinars, and presentations for training programs;
- House instructional improvement, enrichment, and intervention materials to support students; and
- Take advantage of self-service capability, one-stop shopping, an expanded repository of courses across LEAs, shared services, shared knowledge, and consolidated training initiatives on a scalable web-based platform

Consistent with RTTT requirements, the LMS is being acquired for a period of 5 years with payment spread over 3 years to coincide with the expiration of the RTTT funding stream. Since this is a commercial off-the-shelf copyrighted software system that is hosted on the contractor's servers and requires no additional development, there is no opportunity for minority business enterprise participation.

The contract includes a performance bond with a value of \$300,000 renewable each year for the 5 year term of the contract.

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

ITEM: 5-IT (cont.)

FUND SOURCE: 100% Federal: Race to the Top (RTTT)

APPROP. CODE: R00A0100

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-1847-1111

PERFORMANCE BOND: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 6-IT

Agency Contact:

Elliot Schlanger (410) 260-2994
Elliot.Schlanger@maryland.gov
Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM:

Department of Information Technology

CONTRACT ID:

Commercial Off-the-Shelf Software 2012
eMaryland Solicitation No. MDF5031002929
ADPICS No.: 060B2490021

CONTRACT DESCRIPTION: Multiple awards, indefinite quantity, Purchase Order Request for Proposals (PORFP) based Master Contract to provide Commercial Off-the-Shelf software, installation, training services and maintenance, excluding Microsoft software products.

AWARD:

See Pages 15D-16D

TERM:

10/01/2012 to 09/30/2027 (15 Years)

Note: DoIT will issue an expansion window announcement every three years at which time new Offerors will be allowed to propose for inclusion on the Master Contract and existing Offerors will be allowed to add functional areas and additional manufacturers.

AMOUNT:

\$36,000,000

PROCUREMENT METHOD:

Competitive Sealed Proposals

BIDS OR PROPOSALS:

See Pages 15D-16D

MBE PARTICIPATION:

0% (see remarks)

INCUMBENT:

See Pages 17D-18D

REMARKS: A notice of the availability of the Request for Proposals was advertised on *eMarylandMarketplace.com* and the DoIT website. E-mail notice was delivered to all prospective Offerors that were identified as being capable of delivering these services on the Maryland Department of Transportation's Minority Business Enterprise (MBE) Directory and 17 minority business advocacy groups.

A total of 54 proposals were received and 53 qualified Offerors are recommended for award to receive a Master Contract. Of these 53 recommended Contractors, 34 are Maryland resident businesses, 14 are small businesses, and 21 are MBEs.

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

ITEM 6-IT (cont.)

REMARKS: (cont'd.)

Microsoft products will not be purchased through this contract since a separate Large Account Reseller contract was previously awarded for these products. The current Commercial Off-the-Shelf Software (COTS) Master Contract expires September 30, 2012, DBM Item 2-IT (9/12/2007). This Master Contract encompasses the following three functional areas:

- Functional Area I – COTS Software
- Functional Area II – Installation and Training Services
- Functional Area III – Manufacturer's Software Maintenance

There will be a second level of competition through a Purchase Order Request for Proposal (PORFP) process for all COTS software and services offered under this contract. A PORFP will be sent to all Master Contractors awarded a Master Contract within the appropriate functional area who are authorized to provide the software and/or services for the requested manufacturer's product line.

For PORFPS designated as Small Business Reserve, only Master Contractors that are certified as small businesses by the Department of General Services will be able to compete within its approved functional area.

Functional Area II provides the only potential for subcontracting opportunities; however, opportunities are very limited due to the proprietary nature of most of the software purchased. Therefore, the overall MBE subcontractor participation goal of 0% has been established for this Master Contract by DoIT in conjunction with the Governor's Office of Minority Affairs.

Master Contractors affirmed that their prices for the PORFPs will not exceed the manufacturer's suggested retail price for the software being purchased for the term of the Master Contract. Via the competitive PORFP process, prices should be lower than proposed Master Contractor pricing.

This procurement vehicle was designed to provide State agencies with a wide selection of Master Contractors who offer an extensive variety of COTS software. As a result of the awards from this solicitation, State agencies will obtain COTS software, installation, training and maintenance services quickly and efficiently by issuing PORFPs specific to each agency's needs. This contracting vehicle is also available to local and county Maryland government jurisdictions.

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

ITEM 6-IT (cont.)

REMARKS: (cont.)

In an effort to improve the efficiency of the previous COTS Master Contract, DoIT has increased the contract term to 15 years. Through constructive feedback, DoIT determined that a shorter contract term posed problems for COTS purchases, specifically in regard to software maintenance agreements. Since a maintenance agreement typically lasts for multiple years, but simultaneously cannot extend beyond the contract expiration date, the State was unable to take full advantage of these maintenance agreements. By increasing the contract term to 15 years, the State will receive the full benefit of any maintenance agreement associated with PORFPs from the COTS Master Contract.

DoIT recommends a \$36,000,000 ceiling for contract years one through three with the understanding that DoIT will return to the Board every three years, in conjunction with an advertised Expansion Window of the Master Contract, for approval of any additional successful Offerors and / or a ceiling increase if necessary. This amount was determined by using prior COTS purchasing statistics and agencies' anticipated purchasing needs. Purchases will be funded by the requesting agency.

FUND SOURCE:	Various
APPROP. CODE:	Various
RESIDENT BUSINESS:	See Pages 15D-16D
MD TAX CLEARANCE:	See Pages 15D-16D

The Board of Public Works deferred this Item as DoIT Item 2-IT (8-22-12).

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION ✓		WITHOUT DISCUSSION	

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

ITEM: 6-IT (cont.) **ATTACHMENT 1**

AWARDEES

#	Company Name	MD	STATE	MBE	SBR	Control Number
1	Accenda, LLC	X		X	X	12-1689-0111
2	Advantage Industries, Inc.	X				12-1412-1111
3	AINS, Inc.	X		X		12-1413-1111
4	Alliance Technology Group, LLC	X		X		12-1499-1011
5	Analytica, LLC		DC	X	X	12-1414-0010
6	AP Ventures, LLC	X		X	X	12-1415-0110
7	Applied Technology Services, Inc. (ATS)	X		X	X	12-1416-1111
8	August Schell Enterprises, Inc.	X				12-1417-0111
9	Bithgroup Technologies	X		X		12-1500-1001
10	Braxton-Grant Technologies, Inc. (BGTech)	X		X		12-1419-1111
11	Carahsoft Technology Corporation		VA			12-1421-1111
12	CAS Severn, Inc.	X				12-1422-1111
13	CDW Government, LLC (CDWG)		IL			12-1474-1110
14	CJEN, Inc.		VA			12-1423-0000
15	Digital Information Services, LLC	X			X	12-1424-1110
16	Daly Computers, Inc.	X		X		12-1425-1111
17	Data Networks of America, Inc.	X				12-1427-1111
18	Data Processing Solutions, Inc. (DP Solutions)	X				12-1426-1111
19	Dell Marketing, L.P.		TX			12-1598-1110
20	DISYS Solutions, Inc.		VA			12-1428-1111
21	DLT Solutions, Inc.		VA			12-1429-1010
22	Early Morning Software, Inc. (EMS)	X		X		12-1690-1111
23	EM360, LLC (Emergent)		VA			12-1472-0000
24	En-Net Services, LLC	X				12-1430-1111
25	ePlus Technology, Inc.		PA			12-1431-1111
26	FASTech, Inc.	X		X		12-1432-1111
27	Gantech, Inc.	X		X		12-1433-1111
28	GL Suite, Inc. (DBA GL Solutions)		OR		X	12-1434-0000
29	GTSI Corporation		VA			12-1435-1111
30	HCGI Hartford Computer Group, Inc.	X				12-1436-1111
31	Iron Data Solutions, Inc.		NC			12-1594-0001

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

ITEM: 6-IT (cont.) ATTACHMENT 1

AWARDEES (cont.)

#	Company Name	MD	STATE	MBE	SBR	Control Number
32	Johnson, Mirmiran & Thompson (JMT Technology Group)	X				12-1437-1111
33	Knot Technology Solutions, LLC (KTS)	X		X	X	12-1438-1111
34	Maranatha & Associates, Inc. (MAI)		VA	X	X	12-1439-0110
35	Mission Essentials, LLC	X			X	12-1595-1000
36	MS Technologies Corporation	X		X	X	12-1440-1111
37	MVS, Inc.		DC	X		12-1441-1111
38	Mythics, Inc.		VA			12-1442-1111
39	Neo Technologies, Inc.	X		X	X	12-1443-1011
40	Norseman Defense Technologies	X				12-1444-1111
41	OmegaCor Technologies (Anzi-Tech Distribution, Inc.)	X		X	X	12-1445-1111
42	Presidio Networked Solutions	X				12-1446-1111
43	RAFFA, P.C.		DC			12-1447-1111
44	Skyline Technology Solutions	X				12-1448-1111
45	Slait Consulting	X				12-1449-1111
46	SHI International, Corp.		NJ			12-1624-1110
47	Software Productivity Strategists, Inc. (SPS)	X		X	X	12-1450-1111
48	System Automation Corporation	X				12-1451-0111
49	Systems Alliance, Inc.	X				12-1452-1111
50	Universal Adaptive Consulting Services, Inc.		VA	X	X	12-1453-1001
51	Victory Global Solutions, Inc.	X		X		12-1454-1111
52	The Winvale Group, LLC		DC			12-1455-0000
53	Xerox Corporation	X				12-1456-1111

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

ITEM: 6-IT (cont.) **ATTACHMENT 2**

INCUMBENT CONTRACTORS

Abacus Business Enterprises, LLC Chevy Chase, MD	Daly Computers, Inc. Clarksburg, MD
Accela, Incorporated San Ramon, CA	Data Networks of America, Inc. Hunt Valley, MD
Advanced Technologies Support Group, Inc. (ATSG) Owings Mills, MD	Dell Marketing, L.P. Round Rock, TX
Alliance Technology Group, LLC Hanover, MD	Digital Intelligence Systems Corp. (DISYS) Chantilly, VA
Anexinet Corporation King of Prussia, PA	Digital Information Services, LLC Potomac, MD
Applied Technology Services (ATS) Baltimore, MD	DLT Solutions, Incorporated Herndon, VA
Arete' Government Solutions, LLC Rockville, MD	Early Morning Software, Inc. Baltimore, MD
ARINC Incorporated Annapolis, MD	Gantech, Incorporated Baltimore, MD
Bithgroup Technologies Baltimore, MD	GIS Solutions, Inc. Baldwin, MD
The Canton Group, LLC Baltimore, MD	GovConnection, Inc. (PC Connection) Merrimack, NH
Carahsoft Technology Corporation Reston, VA	Gryphon Consulting, LLC Mitchellville, MD
CAS Severn, Incorporated Laurel, MD	Hartford Computer Group, Inc. Columbia, MD
CDW-Government, Incorporated Vernon Hills, IL	Image API, Incorporated Huntingdon Valley, PA
Curam Software, Inc. Herndon, VA	Immediate System Resources, Incorporated (ISRI), Baltimore, MD

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

ITEM: 6-IT (cont.) ATTACHMENT 2

INCUMBENT CONTRACTORS (cont.)

Insight Public Sector, Incorporated Tempe, AZ	Scientific Systems & Software Int'l. Corp. (SSSI) Columbia, MD
Integrated Technology Solutions, Inc. (ITSI) Columbia, MD	Skyline Network Engineering, LLC Eldersburg, MD
Ismart, LLC Elkridge, MD	Software House International, Inc. (SHI) Somerset, NJ
Knot Technology Solutions, LLC (KTS) Chevy Chase, MD	Swift Systems, Incorporated Frederick, MD
Mainline Information Systems, Inc. Tallahassee, FL	Systems Alliance, Incorporated Sparks, MD
Maranatha & Associates, Incorporated Lorton, VA	tieBridge, Incorporated Falls Church, VA
Maximum Quest Group, Incorporated Largo, MD	Universal Adaptive Consulting Services, Inc. Richmond, VA
MS Technologies Corporation Montgomery Village, MD	Vecna Technologies, Incorporated College Park, MD
MTM Technologies, Inc. Columbia, MD	Veridyne, Inc. Annapolis, MD
Mythics, Incorporated Virginia Beach, VA	Victory Global Solutions, Inc. Columbia, MD
New Word Apps, Incorporated Ashburn, VA	Williams Information Network Group, Inc. (WING)
Omega PC Technology (Anzi Tech Distribution) Glen Burnie, MD	Xerox Corporation Columbia, MD
Plexus Installations, Inc. dba Plexus Communications Group Baltimore, MD	
Rep-Tron, Incorporated Columbia, MD	

SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA

ITEM: 7-IT-MOD

Agency Contact:
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Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM: Maryland Department of Transportation
Office of Transportation Technology
Services

CONTRACT ID: Electronic Payroll Time Entry System
MDOT-05-TES;
ADPICS No.: J01B6200006, COE55455

CONTRACT APPROVED: DBM Item 9-IT (10/19/2005)

CONTRACTOR: Vecna Technologies, Inc.
Greenbelt, MD

CONTRACT DESCRIPTION: Provide electronic payroll time entry system that interfaces with multiple Maryland Department of Transportation financial systems such as FMIS and the Maryland Transportation Authority's Solomons system.

MODIFICATION DESCRIPTION: Add funding to complete three pending system enhancements and for maintenance.

OPTION DESCRIPTION: Exercise third of five one-year renewal options.

ORIGINAL CONTRACT TERM: 10/20/2005 – 10/19/2010 (w/5 one-year options for software licensing and maintenance)

MODIFICATION/OPTION TERM: 10/20/2012-10/19/2013

ORIGINAL CONTRACT AMOUNT: \$1,643,570

MODIFICATION/OPTION AMOUNT: \$510,768

PRIOR MODIFICATIONS/OPTIONS: \$1,387,428

REVISED CONTRACT AMOUNT: \$3,541,766

SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA

ITEM: 7-IT MOD (cont.)

PERCENTAGE +/- (THIS MODIFICATION): +29%

OVERALL PERCENT: +/-: +110%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 100%*

MBE COMPLIANCE: 4.40% (toward 25% MBE subcontract goal)

REMARKS: Since 2005, Vecna Technologies, Inc., a certified Minority Business Enterprise, has provided information technology services for the design, construction and maintenance of an electronic payroll time entry system to be used by MDOT, including the Maryland Transportation Authority. The total original contract amount was \$1,643,570 comprising base system, software licensing and support, basic enhancements, and maintenance. MDOT has been extremely satisfied with Vecna's performance.

MDOT payroll's time entry system has brought huge benefits such as, tighter internal control of employee time, more accurate time keeping and instant leave balances. Further, it has eliminated paper documents, courier services and reduced errors relating to cost accounting. In addition, the system prevents employees from using unavailable leave due to its interface with the MDOT employee management information system (EMIS) and with other financial systems such as FMIS and the MDTA Solomons system. These enhancements have contributed to enhanced productivity and cost savings.

The proposed modification includes \$30,000 for the exercise of the one-year renewal option and \$121,014 for 12 months of system support and maintenance. The modification also includes \$359,754 to complete other modules such as: input time from other systems; interface with card reader systems; alert a supervisor of incomplete time reports via email; and perform associated tasks. All enhancements will be performed under a task order initiated and approved by MDOT.

Several factors have contributed to the compliance rate with the MBE subcontract goal. Due to the current state of the economy and MDOT budget constraints, many enhancement task orders that were designated as MBE subcontractor opportunities have not been initiated. The contractor will allocate 50% of the pending enhancement work to its MBE subcontractors, thereby improving its MBE compliance rate. . . . Before recommending award of further options or modifications, MDOT will re-evaluate the contractor's MBE subcontractor performance.

** The MBE goal established for this contract was 25%. The prime contractor is a Certified Minority Business Enterprise; therefore, the MBE participation is 100%.*

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

ITEM: 7-IT MOD (cont.)

FUND SOURCE: 100% Special Funds

APPROPRIATION CODE: J01E0001

MARYLAND TAX CLEARANCE: 12-1885-1111

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA

ITEM: 7-IT MOD (cont.)

ATTACHMENT 1

PRIOR MODIFICATIONS/OPTIONS

Mod. #1	\$1,206,414	For enhancements and system maintenance for the period of 10/20/2010-10/19/2011. Approved on the 9/22/2010 DoIT BPW Agenda, Item 2-IT-Mod.
Opt. #1	\$ 30,000	Software License and support for the period of 10/20/2010-10/19/2011. Approved on the 9/22/2010 DoIT BPW Agenda, Item 2-IT-Mod.
Mod. #2	\$ 121,014	System maintenance for the period of 10/20/2011-10/19/2012. Approved on the 09/07/2011 DoIT BPW Agenda, Item 2-IT-Mod.
Opt. #2	\$ 30,000	Software License and Support for the period of 10/20/2011-10/19/2012. Approved on the 09/07/2011 DoIT BPW Agenda, Item 2-IT-Mod.
Mod. #3	<u>\$ 480,768</u>	For anticipated system enhancements and system support for the period of 10/20/2012-10/29/2015.
Opt. #3	<u>\$ 30,000</u>	Software License and support for the period of 10/20/2012-10/29/2015.
Total	\$1,898,196	

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

ITEM: 8-IT MOD

Agency Contact:

John Bohns (410) 767-1057
John.Bohns@Maryland.gov
Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM:

Department of Health & Mental Hygiene
Office of Systems, Operations and
Pharmacy

CONTRACT ID:

Medicaid Enterprise Restructuring Project
DHMH-OCPMP-11-10366 -1
ADPICS No.: M00B2400230, COE55055

CONTRACT APPROVED:

DoIT Item 2-IT (2-22-2012)

CONTRACTOR:

Computer Sciences Corporation
Hanover, MD

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

MODIFICATION DESCRIPTION: Implement Center for Medicare and Medicaid Service rules for Year 2, Stage 1, Meaningful Use functionality into the Maryland Incentive Payment Program (eMIPP).

ORIGINAL CONTRACT TERM:

4/1/2012 – 3/31/2017 (Base contract)
(With 3 two-year renewal options)

MODIFICATION TERM:

9/24/2012 – 02/28/13

ORIGINAL CONTRACT AMOUNT:

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

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

ITEM 8-IT MOD (cont.)

MODIFICATION AMOUNT:	\$1,691,731
PRIOR MODIFICATIONS/OPTIONS:	N/A
REVISED TOTAL CONTRACT AMOUNT:	\$298,800,600
PERCENT +/- (THIS MODIFICATION):	.9%
OVERALL PERCENT +/-:	.9%
ORIGINAL PROCUREMENT METHOD:	Competitive Sealed Proposals
MBE PARTICIPATION:	25%
MBE COMPLIANCE:	1%

REMARKS: DHMH is requesting a modification to the existing Medicaid Enterprise Restructuring Project (MERP) Medicaid Management Information System (MMIS) contract under the system's early take over clause to upgrade the State's current Medicaid Incentive Payment Program (eMIPP), a subsystem of MMIS, to meet federal requirements for Year 2 of the Medicaid Electronic Health Record (EHR) Incentive Program (the Program).

The Medicaid EHR Incentive Program that runs from 2010 to 2021, provides incentive payments for eligible Medicaid providers to obtain Electronic Health Records. This program operates with enhanced Federal Financial Participation (FFP) of 100 percent for incentive payments and 90 percent for the implementation and administration of the Program.

Maryland must periodically upgrade the eMIPP subsystem. Directives to upgrade eMIPP will come via unscheduled federal mandates. Therefore, when we initiated the contract for this subsystem, not all of the federal requirements for the eMIPP program were known. During the build out phase of the EHR program, we will have little time to respond to federal requirements and upgrades. These requirements will force DHMH to submit contract modifications to meet federal mandates each year through 2021. Last year Maryland Medicaid procured eMIPP, a subsystem in MMIS, to meet the first year Federal requirements.

Approval of this modification to the current MERP MMIS contract will allow the State to move the current eMIPP subsystem of MMIS into the MERP system.

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

ITEM 8-IT MOD (cont.)

The status of the MBE compliance for MERP with Computer Science Corporation (CSC) is currently performing 1% of their overall 25% MBE goal. The project started five months ago and has a base period of five years. The majority of the planned expenditures to the MBE firms are expected to take place in the operations phase of the contract beginning in 2014.

FUND SOURCE: 10 % General; 90% Federal
APPROP. CODE: M00Q0108
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 12-1855-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Douglas E. Matzke, P.E. (410) 385-4806
dmatzke@marylandports.com

BPW – 09/19/12

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 1-C

MARYLAND PORT ADMINISTRATION

CONTRACT ID: 511006
Berth 12 Heavy Lift Area at Dundalk Marine Terminal
Baltimore County
ADPICS NO.: P511006

CONTRACT DESCRIPTION: Demolition and removal of existing concrete wharf deck, railroad tracks, deck hardware and appurtenances, furnishing and driving new piles, dynamic pile testing, installation of cathodic protection system, and construction of a new concrete wharf deck at Dundalk Marine Terminal.

AWARD: Corman Marine Construction, Inc.
Annapolis Junction, MD

AMOUNT: \$2,471,485

TERM: 120 Work Days from NTP

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Corman Marine Construction, Inc. Annapolis Junction, MD	\$2,471,485
McLean Contracting Company Glen Burnie, MD	\$2,605,600
Archer Western Construction, LLC Chevy Chase, MD	\$2,895,575
American Bridge Company North Chesterfield, VA	\$3,025,468
Cianbro Corporation Pittsfield, ME	\$3,211,994

ITEM: 1-C (Continued)

BPW – 09/19/2012

BIDS (Cont.)

Marine Technologies, Inc. Baltimore, MD	\$3,222,796
Joseph B. Fay Company Baltimore, MD	\$3,318,450
Precon Marine Inc. Chesapeake, VA	\$3,411,015

MBE PARTICIPATION: 15.28%

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

REMARKS: The engineer's estimate for this contract was \$2,779,885.

This solicitation was advertised in eMaryland Marketplace. Eight (8) responsive and responsible bids were received. The MBE goal for this contract was set at 14% and the contractor has committed to exceeding this goal by 1.28%.

Cathodic protection is a technique used to control the corrosion of a metal surface by making it the cathode of an electrochemical cell. This involves connecting the metal to be protected with a piece of another more easily corroded "sacrificial metal" (typically aluminum) to act as the anode of the electrochemical cell. The sacrificial metal then corrodes instead of the protected metal. Cathodic protection systems are used to protect a wide range of metallic structures in various environments.

FUND SOURCE: 100% Special Funds Budgeted to MPA

APPROPRIATION CODE: J03D002

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-1606-1111

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

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

Douglas E. Matzke, P.E. (410) 385-4806
dmatzke@marylandports.com

BPW – 09/19/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 2-C

MARYLAND PORT ADMINISTRATION

CONTRACT ID: 512204
 Shed 11A Fire Protection System Upgrades at South
 Locust Point Marine Terminal and Dundalk Marine
 Terminal
 Baltimore City and County
 ADPICS NO.: P512204

CONTRACT DESCRIPTION: This contract provides for fire protection upgrades and modifications to Shed 11A at South Locust Point Marine Terminal and the installation of a 100 gallon liquid propane fuel tank at Dundalk Marine Terminal.

AWARD: Plano-Coudon, LLC
 Baltimore, MD

AMOUNT: \$2,987,042

TERM: 200 Work Days

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Plano-Coudon, LLC \$2,987,042
 Baltimore, MD

Advanced Fire Protection Systems, LLC \$3,689,994
 Glen Burnie, MD

MBE PARTICIPATION: 24%

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

REMARKS: The engineer's estimate for this contract was \$2,729,881.

This solicitation was advertised in eMaryland Marketplace. Two (2) responsive and responsible bids were received.

ITEM: 2-C (Continued)

BPW – 09/19/2012

The scope of work consists of: structural modifications, site water and fire distribution mains and appurtenances, construction of new sprinkler system valve rooms, sprinkler pipes, sprinkler heads, fire pump and all related mechanical equipment as well as any access doors or safety equipment in Shed 11A at South Locust Point Marine Terminal. The Contract also includes the installation of a 100 gallon liquid propane fuel tank, concrete pad, piping, fittings and hardware at Dundalk Marine Terminal.

One bid protest was received from a non-interested party and was denied. The Board of Contract Appeals did not receive an appeal.

FUND SOURCE: 100% Special Funds Budgeted to MPA

APPROPRIATION CODE: J03D002

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-1478-1111

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

Douglas E. Matzke, P.E. (410) 385-4806
dmatzke@marylandports.com

BPW – 09/19/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 3-C

MARYLAND PORT ADMINISTRATION

CONTRACT ID: 512906
 Exterior Envelope Waterproofing at the World
 Trade Center Baltimore
 Baltimore City
 ADPICS NO.: P512906

CONTRACT DESCRIPTION: Remove and replace all sealant from exterior envelope, generally surrounding window frames and at glazing butt joints; repair and seal cracks, spalls, control joints and form-tie holes on concrete exterior of building; clean and prepare concrete surfaces for water repellent application; water repellent application; and clean and wash all windows upon completion of all repairs.

AWARD: Contracting Specialists Inc DC
 Calverton, Maryland

AMOUNT: \$947,425

TERM: 125 Work Days

PROCUREMENT METHOD: Competitive Sealed Bidding
 (Small Business Reserve)

BIDS:

Contracting Specialists Inc DC Calverton, MD	\$947,425
I.M.I., Inc. Gaithersburg, MD	\$963,300
Scott-Wellington, Ltd. Inc. Baltimore, MD	\$1,374,000
C.I.P Concrete, LLC Baltimore, MD	\$1,549,875

MBE PARTICIPATION: 8.33%

ITEM: 3-C (Continued)

BPW – 09/19/2012

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

REMARKS: The engineer’s estimate for this contract was \$1,662,540.00. Due to the large variance in the bid amount and the Engineer’s estimate, the MPA’s Office of Engineering met with the low bidder, Contracting Specialists Inc DC, to review each bid item. Contracting Specialists Inc DC is confident with the bid they submitted, and the MPA recommends them for award.

This solicitation was advertised in eMaryland Marketplace. Six (6) bids were received of which two (2) were deemed non-responsible. As required by Maryland Department of Transportation General Provision 8.01 of the Contract, the two non-responsible bidders were not able to demonstrate that they would be able to self-perform 25% of the contract work with their own forces.

The MBE goal for this contract was established at 8% and the contractor has committed to exceeding this goal by .33%.

This contract was designated as a Small Business Reserve (SBR) contract and Contracting Specialists Inc DC is a certified SBR company.

FUND SOURCE: 100% Special Funds

APPROPRIATION CODE: J03D002

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-1715-0110

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

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

BPW – 09/19/12

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 4-C

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: T-0248-0640
Rehabilitation of Aerial Structures – Baltimore
Light Rail Line
Baltimore City, Baltimore and Anne
Arundel Counties
ADPICS NO.: T02480640

CONTRACT DESCRIPTION: This contract is for the repair and rehabilitation of bridges, retaining walls and culverts on the Baltimore Light Rail Line in Baltimore County, Anne Arundel County and Baltimore City.

AWARD: Titan Industrial Services, Inc.
Baltimore, MD

TERM: 09/19/2012 – 09/19/2013

AMOUNT: \$1,582,530

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:	
Titan Industrial Services, Inc. Baltimore, MD	\$1,582,530
Haris Design & Construction Co. Rockville, MD	\$1,889,850
AB Construction, Inc. La Plata, MD	\$1,901,207
Coastal Gunite Construction Co. Cambridge, MD	\$2,188,060
M.D. Miller, Inc. t/a The Marksmen Co. Baltimore, MD	\$2,429,978

ITEM: 4-C (Continued)

BPW – 09/19/12

DBE PARTICIPATION: 22.52%

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

REMARKS: The engineer's estimate for this contract was \$1,512,910. The DBE goal established for this contract was 18%; however the Contractor will be exceeding the goal by 4.52%.

This solicitation was advertised in eMaryland Marketplace and on MTA's Web Site. One Hundred Forty-nine (149) firms received bid packages; Ninety-eight (98) were Maryland firms. Five (5) bids were received.

This Contract is for the repair and rehabilitation of bridges, retaining walls and culverts on the Baltimore Light Rail Line in Baltimore County, Anne Arundel County and Baltimore City. The work involves removing debris and vegetation from structures, placing riprap in streams, rehabilitating structural concrete members/units, re-pointing stone masonry joints, repairing structural steel members; rehabilitating timber walkways on bridges, replacing and rehabilitating timber members, cleaning and painting structural steel bridge members, maintaining traffic in work areas, and maintaining stream flow in work areas.

This contract includes a miscellaneous/unanticipated work allowance of \$100,000 (6.32% of the total contract value).

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

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-1864-0111

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

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

BPW – 09/19/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

CONTRACT MODIFICATION: (Construction)

ITEM: 5-C-MOD

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T-1048-0740
 Light Rail Grade Crossings Replacement at
 McCormick Road, Schilling Circle and Pepper
 Road
 Baltimore County
 ADPICS NO.: CO289325

ORIGINAL CONTRACT APPROVED: Item 1-C, DOT Agenda 12/7/11

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

MODIFICATION: Modification No. 1 is to perform utility work at Schilling Circle and McCormick Road, remove/replace Schilling Circle grade crossing, enlist and incorporate Baltimore County Police Department to support Maintenance of Traffic (MOT) and remove an additional crossing.

CONTRACTOR: Atlas Railroad Construction, LLC
 Eighty-Four, PA

AMOUNT: \$597,241

ORIGINAL CONTRACT AMOUNT: \$2,537,000

REVISED CONTRACT AMOUNT: \$3,134,241

PERCENTAGE INCREASE: 23.54%

TERM: 168 Calendar Days from NTP (Original)
 173 Calendar Days from NTP (Modification No.1)

ORIGINAL MBE PARTICIPATION: 25% (MBE Compliance 14.23%)

REMARKS: This Change Order is to allow the Contractor to provide all labor, material, equipment and incidentals necessary to complete required work. This required work consists of conducting utility work, removing or replacing grade crossings, and accessing traffic control support from the Baltimore County Police Department. The work that will be performed under this change order was not anticipated

ITEM: 5-C-MOD (Continued)

BPW – 09/19/12

when the contract was originally awarded, but is necessary due to circumstances that came to light once work had begun.

When MTA conducted its normal community and business outreach at the start of construction, certain business owners in the area expressed concern regarding traffic patterns and disturbances during construction. The business owners and other stakeholders proposed, and MTA agreed, that the most effective and efficient way to address those concerns would be to request traffic management assistance from the Baltimore County Police Department. Due to overtime costs and overall resource constraints, MTA could not use its own Police force to provide traffic management services. MTA has allowed contractors to hire local police forces for this type of work on other Light Rail construction projects in Baltimore County. The cost of those traffic management services is not to exceed \$44,880.

Also, after work under this contract had begun, Baltimore County conducted a video inspection of sewer lines in the area. When MTA constructed the Light Rail line to Hunt Valley, MTA had committed to installing a new sanitary manhole and 60 feet of PVC pipe that would be part of Baltimore County's sewer system but was located on MTA property, partially under the Light Rail tracks. The county's video inspection revealed that this work had never been performed; MTA agreed to honor its previous commitment as part of this project. The cost of the manhole and 60 linear feet of polyvinyl chloride (PVC) pipe is \$145,000. Finally, during the design stage of the work before this contract was awarded, MTA inspected a driveway crossing at Schilling Circle and deemed it to be structurally sound. However, once the work was underway it was discovered that there was unanticipated rapid deterioration of this crossing. Therefore, because Light Rail service was already shut down for the work originally anticipated under this contract, and because the work to replace the additional crossing is the same type of work that the contractor is already doing, MTA decided to request that the contractor reconstruct this additional crossing, thereby avoiding future disruption to the business community as well as the riding public that would be caused by a second shutdown. The cost of removing and replacing the additional crossing is \$407,361.

All work shall be performed in accordance with the original terms and conditions of the contract. All work to be performed conforms to the original scope of work.

FUND SOURCE:	100% Special Funds Budgeted to MTA
APPROPRIATION CODE:	J05H0105
RESIDENT BUSINESS:	No

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
	WITH DISCUSSION	WITHOUT DISCUSSION	

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$2,537,000	168 CD from NTP	12/07/11	
Modification No. 1	\$597,241	173 CD from NTP	09/19/12	Additional crossing removal and replacement, installation of manhole and provision of traffic maintenance service
Revised Amount	\$3,134,241			

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

BPW-09/19/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

CONTRACT MODIFICATION

ITEM: 6-C-MOD

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T-8000-0326
 Control Center and Security Upgrade
 Baltimore City
 ADPICS NO.: CO290351

ORIGINAL CONTRACT APPROVED: Item #1-C, DOT Agenda 9/21/2011

ORIGINAL PROCUREMENT METHOD: Sole Source

MODIFICATION: Change Order No. 1 is for the Control Center and Security Upgrade project at the Patapsco Light Rail Station.

CONTRACTOR: ARINC, Inc.
 Annapolis, MD 20401

AMOUNT: \$643,301

ORIGINAL CONTRACT AMOUNT: \$15,427,160

REVISED CONTRACT AMOUNT: \$16,070,461

PERCENTAGE INCREASE: 4%

TERM 700 Calendar Days from NTP (original)
 0 Calendar Days from NTP (Modification #1)

DBE PARTICIPATION: 30% (DBE Compliance 19%)

REMARKS: The Control Center & Security Upgrade Contractor is directed to provide all labor, material, equipment and supervision necessary to design, procure and install a closed Circuit TV (CCTV) System at the Patapsco Light Rail Station. The CCTV System includes 28 Sony IP cameras as reviewed and approved under the Homeland Security Surveillance Project (HSSP) Phase III of T-8000-0326. The camera count includes 18 fixed, 6 telephoto and 4 PTZ. Installation shall include all conduit, cable and necessary appurtenance required for a complete system.

ITEM: 6-C-MOD (Continued)

BPW – 09/19/12

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

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$15,427,160	700 CD	9/21/11	
Modification #1	\$643,301	0 CD	09/19/2012	
Revised Amount	\$16,070,461			

Norie Calvert 410-545-0433
ncalvert@sha.state.md.us

BPW – 09/19/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 7-C

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: AA1085229
 Switchboards Modifications for the Stand-By Power Upgrade at the Administration's Hanover Complex in Anne Arundel County
 ADPICS NO.: AA1085229

CONTRACT DESCRIPTION: This Contract consists of modifications to the switchboards for the stand-by power upgrade at the Administration's Hanover complex in Anne Arundel County.

AWARD: Cynergy Electric Co., Inc.
 Crofton, MD

AMOUNT: \$212,883 NTE

TERM OF CONTRACT: 10/01/2012-05/31/2013

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Cynergy Electric Co., Inc. Crofton, MD	\$212,883
Arica Consulting/Contracting, LLC Jessup, MD	\$234,104
Rommel Cranston Constr., LLC Fruitland, MD	\$241,850
Billbrough's Electric, Inc. Denton, MD	\$245,000

MBE PARTICIPATION: 0% (Single Element of Work)

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

ITEM: 7-C (Continued)

BPW – 09/19/12

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Twenty-five (25) contractors were notified for this project; Five (5) of which were MDOT Certified MBE's.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0101

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-1905-1111

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 – 09/19/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 8-M

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-MC-13-001
 Glass Cleaning Services at Baltimore Washington
 International Thurgood Marshall Airport (BWI
 Marshall)
 Anne Arundel County
 ADPICS NO.: MAAMC13001

CONTRACT DESCRIPTION: This contract provides for cleaning of the interior and exterior glass in the domestic and international terminals, terminal A/B, terminal curbside and light rail canopies, and six (6) outer buildings, on scheduled and on-request basis.

AWARD: Conservation Services Contracting &
 Inspection, LLC
 Arnold, MD

TERM OF CONTRACT: 12/01/12 – 11/30/15 (Three (3) Years from NTP
 with one (1), two (2) year renewal option)

AMOUNT: \$1,096,491 NTE (3 Years)
 \$ 745,614 NTE (cost of two-year option incl. 2% CPI)
 \$1,842,105 NTE (aggregate value including two-year
 renewal option)

PROCUREMENT METHOD: Competitive Sealed Bidding
 (Small Business Reserve)

BIDS:

Conservation Services Contracting, & Inspection, LLC Arnold, MD	\$1,096,491
Fresco Cleaning Services, Inc. Washington, D.C.	\$1,369,357

MBE PARTICIPATION: 0% (Single Element of Work)

ITEM: 8-M (Continued)

BPW – 09/19/12

PERFORMANCE SECURITY:

Payment & Performance Bonds for 100% of the award amount exist on this contract.

REMARKS: The Solicitation was advertised on eMaryland Marketplace and MAA website. The Solicitation was sent to the Governor's Office of Minority Affairs and five (5) minority business associations on February 27, 2012. Ten (10) plans and specification were sold. A total of three (3) bids were submitted.

MAA opened bids on May 1, 2012. MAA determined that the apparent low bidder's bid was non-responsive because it was issued in the name of another entity. On May 7, 2012, MAA received a protest from Conservation Services Contracting & Inspection, LLC (CSCI) alleging that the apparent low bidder's bid was non-responsive, because the bidder did not meet the experience requirement.

The protest was sustained on June 26, 2012, because the low bidder's bid did not conform to the requirements of the solicitation. Therefore, it was rejected as non-responsive. The contractor did not protest MAA's rejection of its bid.

The award amount includes an extra work and parts allowance of \$300,000 for unanticipated work.

FUND SOURCE:

100% Special Funds Budgeted to MAA

APPROPRIATION CODE:

J06I00002

RESIDENT BUSINESS:

Yes

MD TAX CLEARANCE:

12-1596-1010

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 – 09/19/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 9-M

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-MC-13-004
 Runway/Taxiway Regulators & Computer Lighting
 System Repair & Maintenance at Baltimore
 Washington International Thurgood Marshall
 Airport (BWI Marshall)
 Anne Arundel County
 ADPICS NO.: MAAMC13004

CONTRACT DESCRIPTION: This contract provides for preventive maintenance, on-call service and repairs to the runway and taxiway regulators and the computerized airfield lighting control monitoring system at BWI Marshall.

AWARD: ADB Airfield Solutions
 Columbus, OH

TERM OF CONTRACT: 10/01/12 – 09/30/17 (Five (5) Years with 1-5 Year
 Renewal Option from NTP)

AMOUNT: \$ 907,405 NTE (5 Years)
\$ 925,553 NTE (cost of five-year option incl. 2% CPI)
 \$1,832,958 NTE (aggregate value including five-year
 renewal option)

PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: 0% (proprietary components)

REMARKS: The airfield lighting system is required for BWI to operate in nighttime or severe weather conditions. Due to the proprietary nature of the system's components, ADB Airfield Solutions is the only source that can perform the required maintenance and repair, which meets the MAA's requirements and ensure compatibility of equipment, replacement parts, and software. In accordance with COMAR 21.05.05., the MAA has determined that a sole source procurement is necessary as only one source exists that can provide the required services.

ITEM: 9-M (Continued)

BPW-09/19/12

FUND SOURCE: 100% Special Funds Budgeted to MAA
APPROPRIATION CODE: J06I00002
MD TAX CLEARANCE: 12-1544-1000
RESIDENT BUSINESS: No

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

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

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BPW – 09/19/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

OPERATIONS CONTRACT

ITEM: 10-M

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T-8000-0358
 On-Call Multi-Media Environmental Emergency
 Response, Compliance, Remediation and Waste
 Management Services
 Various Locations
 ADPICS NO.: T80000358

CONTRACT DESCRIPTION: This contract is for maintaining or achieving facility compliance with all applicable Federal and State of Maryland Environmental laws, regulations, permits and orders, and support efforts to identify and correct root causes of any areas of potential noncompliance. In this contract, "on-call" is defined as response capabilities 24 hours per day and 7 days per week.

AWARD: Total Environmental Concepts, Inc.
 Gaithersburg, MD

TERM: 11/24/2012-11/23/2017

AMOUNT: \$2,991,380

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Total Environmental Concepts, Inc. \$2,991,380
 Gaithersburg, MD

Environmental Waste Minimization, Inc. \$3,624,860
 Northampton, PA

MBE PARTICIPATION: 12%

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

REMARKS: The engineer's estimate for this contract was \$3,180,836.

This solicitation was advertised on eMaryland Marketplace and on MTA's Web Site. A total of ninety-six (96) firms received bid packages; sixty-six (66) were Maryland firms. Three (3) bids

ITEM: 10-M (Continued)

BPW – 09/19/12

were received; during the review of the bids received, it was determined that one bidder made hand written notations on their Bid Form – Unit Price Schedule document. The written notes on this bid form changed, altered and took exception to three (3) line items as stated in the requirements of the invitation for bid. Therefore, this bidder was found not-responsive because it did not conform in all material respects to the requirements contained in the Invitation for Bid.

The MBE goal established for this contract was 10%; however the Contractor is exceeding the goal by 2%.

Examples of possible environmental services required by MTA may include but will not be limited to the following: Subsurface Investigation (such as Installation of Groundwater Monitoring Wells, Ground Water Sampling, Soil Sampling, Determining the Vertical and Horizontal Extent of Contamination and Developing Strategies for Corrective Action Implementation); Soil Removal and Replacement; Emergency Spill Response; Asbestos Abatement/Removal, Encapsulation, and Disposal; Lead-Based Paint (LBP) Removal or Encapsulation; Facility Improvements; Storm Water Pond Maintenance; Best Management Practice (BMP) Maintenance; Installation/Maintenance of Oil/Water Separators and associated collection systems; Hazardous Waste Management and Disposal; and Furnishing of all documentation verifying proper disposal (i.e. waste manifests).

The Contractor shall be responsible for completing hazardous waste manifests and all other shipping papers in accordance with all applicable regulations. Other tasks required under this contract may include: Management and Disposal of Used Oil, Universal Waste (Batteries, Fluorescent Lights, and Mercury), and Medical Waste; Waste Characterization and Sampling; Underground Storage Tank (UST) Compliance, including Installation Standards (Corrosion Protection and Leak Detection Requirements); UST and Piping Integrity Testing, Testing of Spill Buckets and Containment Sumps, and Line Leak Detectors; UST Piping Standards and Dispensers; Above-ground Storage Tank Compliance and Maintenance Activities; and National Pollutant Discharge Elimination System (NPDES) Compliance and Management Activities. Services may also include assistance in coordination with federal, state and local environmental regulatory agencies during inspection, assessment, and remediation projects.

FUND SOURCE:	100% State Funds Budgeted to MTA
APPROPRIATION CODE:	J05H0105
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	12-1406-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

James L. Knighton – 410-767-0820
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BPW -- 09/19/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

EQUIPMENT CONTRACT

ITEM: 11-M

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T-8000-0360
 Light Rail Snow & Ice Removal for Central Region
 Baltimore City
 ADPICS NO.: T80000360

CONTRACT DESCRIPTION: This contract provides Light Rail Maintenance Facilities with a Snow & Ice Removal contractor for the Central Region. The contractor shall remove snow and ice from platforms, all sidewalks at the Light Rail Stations for the Maryland Transit Administration in the Baltimore Metropolitan area.

AWARD: EMG Services LLC
 Silver Spring, MD

TERM: 10/01/2012-09/30/2017
 Five (5) years from NTP

AMOUNT: \$1,526,700

PROCUREMENT METHOD: Competitive Sealed Bidding
 (Small Business Reserve)

BIDS:

EMG Services, LLC Silver Spring, MD	\$1,526,700
Lorenz, Inc. Pikesville, MD	\$1,551,900
Keene Cut Lawn Service, Inc. Glen Burnie, MD	\$1,592,500
Johnsons Total Service, Inc. Baltimore, MD	\$1,650,600
JLN Construction Services, Inc. Baltimore, MD	\$1,995,000

ITEM: 11-M (Continued)

BPW-09/19/12

BIDS (Cont.)

Tote-It Inc. \$2,170,000
Baltimore, MD

H. F. Huber and Son, Inc. \$3,160,500
Baltimore, MD

MBE PARTICIPATION: 30%

PERFORMANCE SECURITY: None

REMARKS: This service is in support of the Light Rail System to ensure that snow and ice will be removed from the platforms, all sidewalks and yard access walkways at the fourteen (14) facilities in the central region of the system. The central region encompasses the following stops, as well as Light Rail's Main Shop, yard access walkways, and operator's relief point on North Avenue in Baltimore City: Falls Road, Mount Washington, Coldspring Lane, Woodberry, North Avenue, Mount Royal, Cultural Center, Centre Street, Lexington Market, Baltimore Street, Pratt Street, Camden Yards, and Hamburg Street. This contract has two related contracts (MTA Contract T-8000-0359 and T-8000-0361) to provide snow and ice removal services along other parts of the Light Rail System corridor.

The procurement method used was a Competitive Sealed Bidding as provided under the Code of Maryland Regulation (COMAR) 21.05.02.01. The contract was advertised on February 2, 2012 on eMaryland Marketplace, on the MTA's website and distributed to the Governor's Office of Minority Affairs. In response, seven bids were received in response to our Invitation for Bids and bids received were from certified small business vendors.

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05 H0104

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0677-0011

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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BPW -- 09/19/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

EQUIPMENT CONTRACT

ITEM: 12-M

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T-8000-0359
 Light Rail Snow & Ice Removal for Northern
 Region
 Baltimore County
 ADPICS NO.: T80000359

CONTRACT DESCRIPTION: This contract provides Light Rail Maintenance Facilities with a Snow & Ice Removal contractor for the Northern Region. The contractor shall remove snow and ice from platforms, all sidewalks at the Northern Region Light Rail Stations for the Maryland Transit Administration in the Baltimore Metropolitan area.

AWARDS: EMG Services, LLC
 Silver Spring, MD

TERM: 10/01/2012-09/30/2017
 Five (5) years from NTP

AMOUNT: \$1,526,700

PROCUREMENT METHOD: Competitive Sealed Bidding
 (Small Business Reserve)

BIDS:

EMG Services, LLC Silver Spring, MD	\$1,526,700
Lorenz, Inc. Pikesville, MD	\$1,551,900
Johnsons Total Service, Inc. Baltimore, MD	\$1,650,600
Keene Cut Lawn Service, Inc. Glen Burnie, MD	\$1,837,500
JLN Construction Services, Inc. Baltimore, MD	\$2,294,250

ITEM: 12-M (Continued)

BPW – 09/19/12

BIDS (Cont.)

H. F. Huber and Son, Inc. Baltimore, MD	\$3,160,500
Tote-It Inc. Baltimore, MD	\$3,450,300

MBE PARTICIPATION: 30%

PERFORMANCE SECURITY: None

REMARKS: This service is in support of the Light Rail System to ensure that snow and ice will be removed from the platforms, all sidewalks and yard access walkways at the nine (9) light rail stops in the northern region of the system. The northern region includes the following stops: Hunt Valley, Pepper Road, McCormick Road, Gilroy Road, Warren Road, Texas Station, Timonium, Timonium Business Park, and Lutherville. This contract has two related contracts (MTA Contract T-8000-0360 and T-8000-0361) to provide snow and ice removal services along other parts of the Light Rail System corridor.

The procurement method used was a Competitive Sealed Bidding as provided under the Code of Maryland Regulation (COMAR) 21.05.02.01. The contract was advertised on February 2, 2012 on eMaryland Marketplace, on the MTA’s website and distributed to the Governor’s Office of Minority Affairs. In response, seven bids were received in response to our Invitation for Bids and all bids received were from certified small business vendors.

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05 H0104

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0677-0011

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

Norie Calvert 410-545-0433
ncalvert@sha.state.md.us

BPW -09/19/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 13-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 5261721415
 Management and Performance of all Routine
 Maintenance and Janitorial Services for Bay
 Country Welcome Center in Queen Anne's County
 ADPICS NO.: 5261721415

CONTRACT DESCRIPTION: This Contract consists of the management & performance of all routine maintenance & janitorial services for Bay Country Welcome Center in Queen Anne's County.

AWARD: Walter A. Smith Enterprises, Inc.
 Luskin, TX

AMOUNT: \$487,281 NTE

TERM OF CONTRACT: 10/01/2012-12/31/2015

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Walter A. Smith Enterprises, Inc. Luskin, TX	\$487,281
Abacus Corporation Baltimore, MD	\$549,905
H. D. Myles Church Hill, MD	\$589,500

MBE PARTICIPATION: 13%

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

ITEM: 13-M (Continued)

BPW – 09/19/12

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Twenty Five (25) contractors were notified for this project on eMaryland Marketplace; Eight (8) of which were MDOT Certified MBE's.

The MBE Goal established for this contract was 12%, however the Contractor is exceeding the goal by 1%.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-1904-000

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

APPROVED DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

Norie Calvert 410-545-0433
ncalvert@sha.state.md.us

BPW – 09/19/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 14-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 5492A51414SB
 Highway Maintenance Contract Support for the
 Annapolis Shop Area in Anne Arundel County
 ADPICS NO.: 5492A51414

CONTRACT DESCRIPTION: This Contract consists of highway maintenance contract support for the Annapolis Shop area in Anne Arundel County.

AWARD: Colossal Contractors, Inc.
 Burtonsville, MD

AMOUNT: \$460,045 NTE

TERM OF CONTRACT: 10/01/2012-12/31/2014

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Colossal Contractors, Inc. Burtonsville, MD	\$460,045
Tote-It, Inc. Baltimore, MD	\$734,500
Unified Professional Services, LLC Gwynn Oak, MD	\$788,000

MBE PARTICIPATION: 0% (Single Element of Work)

PERFORMANCE SECURITY: None

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Twenty Five (25) contractors were notified for this project on eMaryland Marketplace; Five (5) of which were MDOT Certified MBE's.

100% of the work will be performed by a Certified Small Business Enterprise.

ITEM: 14-M (Continued)

BPW – 09/19/12

FUND SOURCE: 100% Special Funds Budgeted to SHA
APPROPRIATION CODE: J02B0102
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 12-1622-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Norie Calvert 410-545-0433
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BPW – 09/19/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 15-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4263G41414R
 Application of Herbicide Solutions at Various
 Locations in the Golden Ring Area of Baltimore
 County
 ADPICS NO.: 4263G4144R

CONTRACT DESCRIPTION: This Contract consists of the application of herbicide solutions at various locations in the Golden Ring Area of Baltimore County.

AWARD: Anointed Turf Management (ATM), LLC
 Gaithersburg, MD

AMOUNT: \$258,830 NTE

TERM OF CONTRACT: 10/01/2012-12/31/2014

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Anointed Turf Management (ATM), LLC Gaithersburg, MD	\$258,830
Unified Solutions Services, LLC Columbia, MD	\$307,700
Asplundh Tree Expert Co. Philadelphia, PA	\$344,208
Merciars, Inc. Harmans, MD	\$832,600

MBE PARTICIPATION: 0% (Single Element of Work)

PERFORMANCE SECURITY: None

ITEM: 15-M (Continued)

BPW – 09/19/12

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Twenty Five (25) contractors were notified for this project on eMaryland Marketplace; Seven (7) of which were MDOT Certified MBE's.

100% of the work will be performed by a Certified Small Business Enterprise.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-1813-0000

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

Norie Calvert 410-545-0433
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BPW -09/19/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 16-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4282211415SB
 Hand Mowing, Trimming & Litter Pickup at
 Various Locations in Wicomico County
 ADPICS NO.: 4282211415

CONTRACT DESCRIPTION: This Contract consists of hand mowing, trimming & litter pickup at various locations in Wicomico County.

AWARD: SidebySide Lawns, Gutters & Homestaging, LLC
 Owings Mills, MD

AMOUNT: \$221,650 NTE

TERM OF CONTRACT: 10/01/12 – 12/31/2015

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

SidebySide Lawns, Gutters & Homestaging, LLC Owings Mills, MD	\$221,650
M. L. Ames Construction, LLC Salisbury, MD	\$288,728
CSA Enterprises Parsonsburg, MD	\$404,472

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY: None

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Twenty Five (25) contractors were notified for this project on eMaryland Marketplace; Six (6) of which were MDOT Certified MBE's.

100% of the work will be performed by a Certified Minority/Small Business Enterprise.

ITEM: 16-M (Continued)

BPW – 09/19/12

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-1739-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Norie Calvert 410-545-0433
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BPW – 09/19/12
REVISED

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 17-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 440D11415
Repair Minor Drainage Structures at Various
Locations in Dorchester, Somerset, Wicomico &
Worcester Counties
ADPICS NO.: 440D11415

CONTRACT DESCRIPTION: This Contract consists of the repair of minor drainage structures at various locations in Dorchester, Somerset, Wicomico & Worcester Counties.

AWARD: JJID, Inc.
Bear, DE

AMOUNT: \$377,596 NTE

TERM OF CONTRACT: 10/01/2012- 10/01/2015

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

JJID, Inc. Bear, DE	\$377,596
Covington Machine & Welding, Inc. Annapolis, MD	\$582,900
Connally Contracting Corporation Washington, DC	\$740,600

MBE PARTICIPATION: 2%

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

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Twenty Five (25) contractors were notified for this project on eMaryland Marketplace; Four (4) of which were MDOT Certified MBE's.

ITEM: 17-M (Continued)

BPW – 09/19/12

This contract includes a pre-established amount of \$21,000 (5.5% of the total contract value) for Payment of Materials and other incidentals.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-1694-1111

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

APPROVED **DISAPPROVED**

WITH DISCUSSION

DEFERRED **WITHDRAWN**

WITHOUT DISCUSSION

Norie Calvert 410-545-0433
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BPW -09/19/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 18-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 429D41415
 Brush and Tree Cutting & Stump Removal at
 Various Locations in Baltimore & Harford Counties
 ADPICS NO.: 429D41415

CONTRACT DESCRIPTION: This Contract consists of brush and tree cutting & stump removal at various locations in Baltimore & Harford Counties.

AWARD: Excel Tree Expert Co., Inc.
 Jessup, MD

AMOUNT: \$2,321,676 NTE

TERM OF CONTRACT: 10/01/2012-12/31/2015

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Excel Tree Expert Co., Inc. Jessup, MD	\$2,321,676
Pittman's Tree & Landscaping, Inc Front Royal, VA	\$2,335,737
Asplundh Tree Expert Co. Philadelphia, PA	\$2,403,648

MBE PARTICIPATION: 0% (Single Element of Work)

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

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Twenty Five (25) contractors were notified for this project on eMaryland Marketplace; Six (6) of which were MDOT Certified MBE's.

ITEM: 18-M (Continued)

BPW -09/19/12

FUND SOURCE: 100% Special Funds Budgeted to SHA
APPROPRIATION CODE: J02B0102
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 12-1523-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Norie Calvert 410-545-0433
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BPW – 09/19/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 19-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 527D41414
 Operation of the Peninsula Expressway Drawbridge
 Crossing Bear Creek, Bridge #0336500, in
 Baltimore County
 ADPICS NO.: 527D41414

CONTRACT DESCRIPTION: This Contract consists of the operation of the Peninsula Expressway Drawbridge crossing Bear Creek, Bridge #0336500, in Baltimore County.

AWARD: Resort Support Services, Inc.
 Chestertown, MD

AMOUNT: \$295,000 NTE

TERM OF CONTRACT: 10/01/2012-12/31/2014

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Resort Support Services, Inc Chestertown, MD	\$295,000
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Florida Drawbridge Services Pompano Beach, FL	\$384,800
--	-----------

MBE PARTICIPATION: 0% (Single Element of Work)

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

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Five (5) contractors were notified for this project on eMaryland Marketplace; None (0) of which were MDOT Certified MBE's.

100% of the work will be performed by a certified Small Business Enterprise.

ITEM: 19-M (Continued)

BPW -09/19/12

FUND SOURCE: 100% Special Funds Budgeted to SHA
APPROPRIATION CODE: J02B0102
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 12-1323-0111

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

APPROVED DISAPPROVED DEFERRED WITHDRAWN
WITH DISCUSSION WITHOUT DISCUSSION

Norie Calvert 410-545-0433
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BPW -09/19/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 20-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: AX3306114
 Maintenance & Emergency Repairs on Movable
 Bridges - Statewide
 ADPICS NO.: AX3306114

CONTRACT DESCRIPTION: This Contract consists of the maintenance & emergency repairs on
 movable bridges – statewide.

AWARD: Covington Machine & Welding, Inc.
 Annapolis, MD

AMOUNT: \$1,378,660 NTE

TERM OF CONTRACT: 10/01/2012-06/30/2014

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Covington Machine & Welding, Inc. Annapolis, MD	\$1,378,660
Brawner Builders, Inc. Hunt Valley, MD	\$1,436,682

MBE PARTICIPATION: 4%

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

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web
 Page. Twenty Four (24) contractors were notified for this project on eMaryland Marketplace; Five (5) of
 which were MDOT Certified MBE's.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

ITEM: 20-M (Continued)

BPW – 09/19/12

RESIDENT BUSINESS:

Yes

MD TAX CLEARANCE:

12-1396-1011

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 – 09/19/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

RENEWAL OPTION: (Maintenance)

ITEM: 21-M-OPT

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-MC-10-001
 Radio and Communications Equipment Repair and
 Maintenance at Baltimore Washington International
 Thurgood Marshall (BWI Marshall) and Martin
 State Airports (MTN)
 Anne Arundel and Baltimore Counties
 ADPICS NO.: CO290416

ORIGINAL CONTRACT APPROVED: Item 9-M, DOT Agenda 07/22/09

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

CONTRACTOR: Communications Electronics, Inc.
 Timonium, MD

MODIFICATION: Exercise the Renewal Option for a period of two (2) years from December 1, 2012 through November 30, 2014.

AMOUNT: \$358,777

ORIGINAL CONTRACT AMOUNT: \$669,344

REVISED CONTRACT AMOUNT: \$943,842

PERCENTAGE INCREASE: 54% (Renewal)
 41% (Overall)

TERM: 12/01/09 – 11/30/12 (Original)
 10/01/11 – 11/30/12 (Modification No. 1)
 12/01/12 – 11/30/14 (Renewal)

ORIGINAL MBE PARTICIPATION: 0% (No Certified MBE Firms Available)

RENEWAL MBE PARTICIPATION: 0%

REMARKS: This contract provides for repair and maintenance of 379 pieces of communication equipment which are the property of Maryland Aviation Administration (MAA).

ITEM: 21-M-OPT (Continued)

BPW – 09/19/12

The contract also provides aeronautical communication equipment maintenance and repair services at Martin State Airport in accordance with Federal Aviation Administration (FAA) requirements.

Communications Electronics, Inc. (CEI) certifies all equipment meets manufacturer's specifications and is maintained according to Federal Communications Commission (FCC) standards and assignments.

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:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$669,344	12/01/09- 11/30/12	07/22/09, Item 9-M	
Modification No. 1	(\$84,279)	10/01/11- 11/30/12	09/07/11, Item 15-M-MOD	Reduction in equipment to be serviced
Renewal Option	\$358,777	12/01/12- 11/30/14		As provided for in original contract
Revised Amount	\$943,842			

James L. Knighton (410) 767-0820
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BPW – 09/19/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

CONTRACT MODIFICATION: (Maintenance)

ITEM: 22-M-MOD

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: TMTA-1248
 MD DEL Operating Agreement
 Kent and Queen Anne's Counties
 ADPICS NO.: CO289167

ORIGINAL CONTRACT APPROVED: Item 21-GM, DOT Agenda 06/25/08

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposal

CONTRACTOR: Maryland Delaware Railroad
 Federalsburg, MD

MODIFICATION: Modification No. 1 requests additional funds to ensure the installation of replacement ties at select locations along the State-owned rail freight line between Massey and Centreville in Kent and Queen Anne's Counties in Maryland.

AMOUNT: \$ 500,000

ORIGINAL CONTRACT AMOUNT: \$ 2,000,000

REVISED CONTRACT AMOUNT: \$2,500,000

PERCENTAGE INCREASE: 25% (Modification No. 1)

ORIGINAL TERM: 07/01/08 – 06/30/13 (Original)
 09/21/12 – 06/30/13 (Modification No. 1)

MBE PARTICIPATION: 0% (MBE Compliance)

REMARKS: The project for which MTA is seeking this modification entails installation of replacement ties at select locations along the State-owned rail freight line between Massey and Centreville in Kent and Queen Anne's Counties in Maryland. The line is operated by the Maryland & Delaware Railroad Company (MDDE) under contract with the State, and MDDE also provides basic maintenance of way services under the Basic Maintenance of Way (BMOW) agreement between MDDE the Maryland Department of Transportation (MDOT) and Maryland Transit Administration (MTA) of July 29, 2008. The BMOW agreement was approved by the Board on June 25, 2008 as MDOT Item 21-GM.

ITEM: 22-M-MOD (Continued)

BPW – 09/19/12

MDDE operates rail freight service over various State-owned lines on the Eastern Shore serving primarily shippers of agricultural products. MDDE is required to maintain active tracks to minimum standards established by the Federal Railroad Administration (FRA). Accordingly, a maintenance of way budget of \$400,000 was established under the BMOW agreement to support basic maintenance of three State-owned rail lines operated by MDDE.

Current conditions along the Centreville Line (which runs from Centreville in Queen Anne’s County to Massey in Kent County) reflect years of deferred maintenance and require a constant level of attention by MDDE Maintenance of Way crews in order to maintain safe operations along the line. Installation of new ties at select locations along the line will stabilize the track for continued safe year-round operation and allow operation of longer trains hauling export grain traffic from an on-line shipper in Queen Anne’s County.

The scope of the tie replacement project exceeds the BMOW budget established for the State-owned lines in FY13 (July 1, 2012 - June 30, 2013), and MDDE maintenance of way staff levels are inadequate to perform the large scale project in a timely manner.

In order to complete the tie replacement project in FY13, MTA proposes to amend the BMOW agreement of July 29, 2008 to increase the maintenance of way budget. This would establish a new BMOW budget for the period of July 1, 2013 - June 30, 2013 and enable MDDE to procure a contractor to complete the work.

FUND SOURCE:	100% Special Funds Budgeted to MTA
APPROPRIATION CODE:	J05H0105
RESIDENT BUSINESS:	Yes

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$2,000,000	07/01/08- 06/30/13	06/30/2008	
Modification #1	\$ 500,000	09/21/12- 06/30/13	09/19/2012	Increase the contract to ensure replacement ties project in FY13
Revised Amount	\$2,500,000			

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BPW – 09/19/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

REAL PROPERTY ACQUISITION

ITEM: 23-RP

MARYLAND AVIATION ADMINISTRATION: Anne Arundel County, MD

REFERENCE: Approval is requested for an option contract to acquire a perpetual easement of 1,279 square feet to control land use in the Runway Protection Zone (RPZ) off the end of Runway 33L. The purpose of the RPZ is to enhance the protection of people and property on the ground by ensuring only airport-compatible land uses are located within the limits of the RPZ. This can be achieved through MAA's control of the RPZ. When MAA controls the RPZ, through the acquisition of this perpetual easement, it can ensure that it remains clear of incompatible objects and activities (i.e., congregations of people).

SPECIAL CONDITIONS: None

OWNER: Peter A. Castruccio and Sadie M. Castruccio

OWNERSHIP: Since September 5, 1972

PROPERTY ADDRESS: Arundel Manor Subdivision, Lots 64 and 65, Block F
 Henry Avenue
 Baltimore, MD 21225

CONSIDERATION: \$2,600

APPRAISED VALUE: \$1,300, George L. Peabody, fee appraiser
 Reviewed and selected by William T. Caffrey, SHA Review Appraiser.

\$1,600, Melville E. Peters, fee appraiser
 Reviewed by William. T. Caffrey, SHA Review Appraiser.

REMARKS: This property is zoned W-1 (Industrial Park District) and the total area is 6,098 square feet. MAA obtained two fee appraisals for this easement. Mr. George L. Peabody valued the easement at \$1,300. Mr. Melville E. Peters valued the easement at \$1,600. The appraisals were reviewed and approved by William T. Caffrey, SHA Review Appraiser. Mr. Caffrey selected Mr. Peabody's value of \$1,300 as the basis for negotiations. Mr. and Mrs. Castruccio's attorney rejected MAA's offer of \$1,300 and presented a counter offer of \$2,600, which represents 50% of the fee value for the easement, as opposed to 25% of fee value used by MAA's appraisers. This counter offer is \$1,000 above MAA's highest approved appraisal. This amount is far less than the cost of proceeding to condemnation to acquire this easement. Thus, this administrative settlement is in the best interest of the State of Maryland, its citizens and BWI Marshall.

ITEM: 23-RP (Continued)

BPW- 09/19/12

The Federal Aviation Administration approved the sale of this property on January 24, 2012.

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I0003

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Suzette Moore (410) 859-7792
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BPW – 09/19/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

REAL PROPERTY DISPOSITION

ITEM: 24-RP

MMC# 09-3005

MARYLAND AVIATION ADMINISTRATION:

Located at 1746 & 1750 Dorsey Road,
 Hanover, MD 21076, Anne Arundel County

EXPLANATION: In accordance with Section 10-305, State Finance and Procurement Article, Annotated Code of Maryland, Board of Public Works approval is requested to dispose of a parcel of land, as described, which is excess to the needs of the Maryland Aviation Administration (MAA)

The property to be conveyed consists of 1.06± acres of unimproved property and is being conveyed to the Grantee at the current fair market value as established by two independent appraisals and sold at a public auction held on April 12, 2012. The subject properties were acquired in 1996 & 1993 through the Federal Aviation Regulation Part 150 Voluntary Acquisition Program for Baltimore/Washington International Thurgood Marshall Airport (BWI Marshall). This program provided eighty percent (80%) of the funding to purchase residential properties which were impacted by aircraft noise but were the zoned commercial or industrial.

SPECIAL CONDITIONS: The fair market value of the property was subject to approval by the Federal Aviation Administration (FAA). An amount equal to eighty percent (80%) of the appraised value is due to the FAA as reimbursement. The FAA's portion of the disposal proceeds will be placed in escrow and will be eligible for other airport noise compatibility projects, or returned to the Airport Improvement Program Trust Fund. The property is being sold subject to an aviation easement to the benefit of the State for the right of flight for the passage of aircraft in the airspace above the premises hereby conveyed.

STATE CLEARING HOUSE: The Clearinghouse conducted an intergovernmental review of the property under MD20090713-0999 and has recommended to declare ± 1.06 acres of land surplus to the State of Maryland

LEGISLATIVE NOTICE: Notice to Senate Budget and Taxation Committee and the House Appropriations Committee was sent on January 20, 2011 in accordance with Section 10-305 of the State Finance and Procurement Article. The 45 day review period expired on March 7, 2011.

GRANTOR:

State of Maryland, Maryland Aviation
 Administration

GRANTEE:

Michael Stavlas, t/a Timbuktu LLC

CONSIDERATION:

\$233,000

ITEM: 24-RP (Continued)

BPW – 09/19/12

APPRAISED VALUE:

\$290,600 as of July 7, 2011, by Melville Peters, Associated Appraisers, fee appraiser; approved and selected.

\$310,000 as of June 9, 2011, by George Peabody, Peabody & Associates, fee appraiser; approved.

Review Appraiser, William Caffrey, August 9, 2011.

REMARKS: Approval of conveyance is requested in accordance with the Section 10-305 of the Budget & Procurement Article, Annotated Code of Maryland. MAA issued a request to declare the property excess as Item 21-RP on July 6, 2011. The request was approved. The property has an appraised value of \$290,600. The auction was held on April 12, 2012 and had two active bidders. The bidding stopped at \$205,000 at which time it was announced that the minimum acceptable offer was \$233,000. One bidder, Mr. Michael Stavlas, raised his bid to \$233,000 and was the high bidder.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Henry H. Whaley – 410-865-1273
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BPW-09/19/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

REAL PROPERTY CONVEYANCE

ITEM: 25-RP MMC# 05-1000

STATE HIGHWAY ADMINISTRATION: Located at Antrim Boulevard and Crouse Drive in Taneytown, Carroll County, Maryland

EXPLANATION: In accordance with COMAR 14.24.05 of the Code of Maryland Regulations, approval is requested to dispose of a parcel of land, as described, which is excess to the needs of SHA.

The property to be conveyed consists of 2.662± acres unimproved and is being conveyed to a negotiated buyer after two unsuccessful auctions at the current market value.

The subject property was acquired in 1972 for the now completed Antrim Boulevard. SHA has agreed to convey the subject property to the Grantee at a negotiated price equal to 80% of the appraised value.

This was submitted as a contingent Bid Offer. Grantee requested two contingencies; the first allows 60 days to obtain consent by Dollar General Stores for site plan use and building location; the second allows preliminary approval of site plan development by the Town of Taneytown. SHA has issued Grantee a Right of Entry Agreement to allow site investigation and soil evaluations, subject to State insurance requirements. Both requirements have been met and the contingencies have been removed by the Grantee. At the time the Bid Offer was accepted, the selected appraisal was current.

SPECIAL CONDITIONS: None

STATE CLEARINGHOUSE: This property was exempt from Notice of Request For Process to The State Clearing House. Notice to Carroll County was sent on April 6, 2009.

LEGISLATIVE NOTICE: Notice to Senate Budget & Taxation Committee and the House Appropriations Committee was sent on October 1, 2010 in accordance with Section 10-305 of the State Finance and Procurement Article.

GRANTOR: State of Maryland, State Highway Administration

GRANTEE: ACDH Maryland, LLC

CONSIDERATION: \$150,000

ITEM: 25-RP (Continued)

BPW-09/19/12

APPRAISED VALUE:

\$185,000, Dennis D'Argenio, fee appraiser. Approved and selected by William Caffrey, Review Appraiser, August 4, 2011.

\$185,191, Bruce Dumler, fee appraiser. Approved by William Caffrey, Review Appraiser, August 4, 2011.

REMARKS: Approval of conveyance is requested in accordance with the Section 8-309 (c)(9) of the Transportation Article, Annotated Code of Maryland.

SHA is concurrently requesting permission to dispose and execution of the Deed.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Mike Miller (410) 385-4747
mmiller@marylandports.com

BPW – 9/19/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

LANDLORD LEASE

ITEM: 26-L

MARYLAND PORT ADMINISTRATION

TENANT: Living Classrooms Foundation, Inc.
 802 South Caroline Street
 Baltimore, Maryland 21231

PROPERTY LOCATION: Masonville Cove Environmental Education Center
 1000 Frankfurst Avenue and 3100 Childs Street
 Baltimore, Maryland 21226

SPACE TYPE: Office space and land to conduct environmental
 education studies.

DURATION: Ten (10) Years (effective upon Board Approval)

ANNUAL RENT: Ten Dollars (\$10.00)

CUSTODIAL RESPONSIBILITY: Maryland Port Administration

SPECIAL CONDITIONS: The Maryland Port Administration (“MPA”) is seeking approval of a new lease with Living Classrooms Foundation, Inc. (“LCF”) for property that the MPA has developed as part a Dredged Material Containment Facility (“DMCF”) on the Patapsco River at Masonville Cove, on the north side of the Brooklyn area located in Baltimore City. As part of its continued efforts to support the community outreach and environmental enhancement goals of the Masonville DMCF, Living Classrooms will plan, develop, and implement community education and recreation events for residents of Brooklyn, Curtis Bay and Cherry Hill communities and wider areas around Masonville.

On August 10, 2011, the Board approved a lease from MPA to LCF for the building at the Center and limited grounds around it. Now, waterfront grounds at the Center have been remediated, and MPA has created a new lease to expand the leased premises to include both the building and the grounds. LCF will be the exclusive tenant as to the expanded grounds, while it will share tenancy of the building and its immediate grounds with Brooklyn and Curtis Bay Coalition, Inc.

As before, this is a ten-year lease, at an annual rent of \$10.00. The new lease term will run from its 2012 commencement date, until 2022. This lease addresses office space in the Center building, the grounds immediately surrounding the building, and Access Zone 1 of the newly opened waterfront grounds. Section 1.3 of the lease provides for expansion of the leased premises to include Access Zones 2 and 3 (designated on the lease’s Exhibit A) once they have been remediated, without further approval by the Board.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

248

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thickey@mdot.state.md.us

BPW - 09/19/12

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

GENERAL MISCELLANEOUS:

ITEM: 27-GM

THE SECRETARY'S OFFICE

DESCRIPTION: Recommendation that the Board of Public Works approve a Memorandum of Understanding ("MOU") between the State of Maryland acting through the Maryland Department of Transportation (the "Department") and British Airways, plc, to provide a guarantee on operating margin to the airline not to exceed \$5.5 million per annum. The daily service to London by British Airways generates approximately \$117 million per annum in economic impact in the State of Maryland. It provides important transportation benefits of daily non-stop scheduled air service from Maryland to London-Heathrow for the traveling public. The guarantee is based upon the difference between actual operating margin and target margin required to maintain service. The guaranteed target in the current MOU is 8%. For the new MOU, the guaranteed target will remain 8%. The MOU provides for quarterly reviews of performance and disbursements, if required, annually. The duration in the new MOU is three years with an early termination clause.

CONTRACTOR: British Airways, plc

DURATION: Three (3) years April 1, 2013 until March 31, 2016

REMARKS: This MOU continues the MOU approved by the Board as Agenda Item 22-GM, December 15, 2010 and as Agenda Item 25-GM, September 10, 2008 and Agenda Item 14-GM, April 4, 2007. After approval of the MOU by the BPW, MDOT will make any required payments through a grant in aid pursuant to Md. Transp. Art., Code Ann. § 2-103 (i)(2).

FUND SOURCE: J00A.01.03

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION ✓		WITHOUT DISCUSSION	

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BPW – 09/19/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

GENERAL/MISCELLANEOUS

ITEM: 28-GM

MOTOR VEHICLE ADMINISTRATION

CONTRACT ID: V-MUL-10027-S
 Digital Information Advertising System
 MVA Locations Statewide

CONTRACT DESCRIPTION: Contractor to furnish all necessary equipment, expertise, labor, materials, licenses, permits, and insurance to install digital information advertising systems at twenty-two (22) MVA locations statewide.

AWARD: Motor Vehicle Network (MVN)
 Dansbury, CT

REVENUE AMOUNT: Guaranteed Revenue
 \$83,125 - Initial five (5) year term
 \$90,672 - Five (5)-year renewal option

TERM: 10/01/2012 – 9/30/2017
 One (1), five (5)-year renewal option

PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 15%

REMARKS: This solicitation was advertised on September 16, 2009, on eMaryland Marketplace (EMM). The solicitation notice was sent directly to six (6) prospective offerors; one of which is a certified Minority Business Enterprise (MBE) firm. A copy of the solicitation was also sent to the Governor's Office & Minority Affairs (GOMA).

On August 3, 2010, two (2) proposals were received by the deadline set forth in the Request for Proposals (RFP). Upon initial review by the Procurement Officer, both proposals were deemed reasonably susceptible of being recommended for award.

The Motor Vehicle Administration (MVA) serves a population of over two-million people with motor vehicle and identity-related services on an annual basis. In order to be more customer-oriented, the MVA issued a RFP for a Contractor to provide digital information advertising services. The advertising services will be provided at twenty-two (22) MVA locations and will digitally broadcasted media advertisements to the waiting public as they wait to conduct their business. MVN will provide all start-up equipment and services at all 22 locations.

ITEM: 28-GM (Continued)

BPW – 09/19/12

This is a revenue producing contract for which the Contractor shall pay the MVA a percentage of revenue earned through the sales of Ad space. The Contractor has guaranteed a minimum amount of \$83,125 for the initial five (5) year term and \$90,672 for the five (5) year renewal option period, if exercised. Revenue may exceed the guarantee amount based on the volume of Ad sales.

The MBE participation goal for this procurement is fifteen percent (15%). The MBE is a Maryland based firm.

A protest was received from Lasting Image Media. The MVA denied Lasting Images Media’s protest. Lasting Image Media filed an appeal with the Maryland State Board of Contract Appeals (MSBCA).

On August 2, 2012, Lasting Image Media dropped its appeal with the MSBCS.

MD TAX CLEARANCE: 12-1684-0111

RESIDENT BUSINESS: No

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
	WITH DISCUSSION ✓	WITHOUT DISCUSSION	

**ATTACHMENT I - V-MUL-10027-S
Proposals**

Offerors	Technical Ranking	Financial Ranking	Estimated Financial Revenue Base Term (5 Years)	Estimated Financial Revenue Renewal Option 1 (5 Years)	Estimated Financial Revenue Grand Total (10 years)	Overall Ranking**
Motor Vehicle Network (MVN)*	1	2	\$83,125	\$90,672	\$173,797	1
Lasting Image Media	2	1	\$72,500	\$200,000	\$272,500	2

*The revenue proposed by the Recommended Awardee is a guaranteed amount.

** Evaluation of the proposals was based on a weighted value of 70/30 split; technical (70%) and financial (30%).

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BPW – 09/19/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA - APPENDIX**

EXPEDITED PROCUREMENT REPORT: (Construction)

ITEM: 29-EX

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-CO-13-003
 Runway 15R-33L Kitten Branch Diversion Project
 at Baltimore Washington International Thurgood
 Marshall Airport (BWI Marshall)
 Anne Arundel County
 ADPICS NO: MAACO13003

EXPEDITED PROCUREMENT APPROVAL: Item 18-EX, DOT Agenda 05/23/12

CONTRACT DESCRIPTION: This contract provides for the diversion of Kitten Branch into a temporary channel to allow for the construction of a culvert in the existing stream bed. Clearing and grubbing of the area as well as utility relocations are also included in the contract. This contract supports the overall program for Runway Safety Area (RSA) and Standards Compliance for Runway 15R-33L at BWI Marshall.

DATE OF AWARD: August 22, 2012

AWARD: Concrete General, Inc.
 Gaithersburg, MD

AMOUNT: \$4,058,980

TERM: 235 Calendar Days from NTP

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Concrete General, Inc. \$4,058,980
 Gaithersburg, MD

Joseph B. Fay Co. \$4,061,911
 Baltimore, MD

Facchina Construction Co., Inc. \$4,299,999
 LaPlata, MD

ITEM: 29-EX (Continued)

BPW – 09/19/12

BIDS (Cont.)

American Infrastructure–MD, Inc. Fallston, MD	\$4,697,777
AB Construction, Inc. LaPlata, MD	\$5,129,556
K & K Adams, Inc. Baltimore, MD	\$5,352,115
Reliable Contracting Co., Inc. Millersville, MD	\$5,382,852

MBE PARTICIPATION: 18.71%

PERFORMANCE SECURITY: A Performance Bond at 100% of Contract Amount exists.

REMARKS: The Engineer’s Estimate is \$5,483,921. The bid price received from Concrete General, Inc. (CGI) is 14% below the engineer’s estimate. The difference is primarily attributed to the unit cost of Borrow Excavation and Concrete Box Culvert. CGI is familiar with performing work at MAA.

The Solicitation was advertised on eMaryland Marketplace and MAA website. The Solicitation was sent to the Governor’s Office of Minority Affairs and five (5) minority business associations on May 24, 2012. Seventeen (17) plans and specification were sold. Seven (7) firms submitted bids.

The MBE goal established for this contract was 14%, however the Contractor will be exceeding the goal by 4.71%

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I00003

MD TAX CLEARANCE: 12-1485-1111

RESIDENT BUSINESS: Yes

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

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

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 1-C

DEPARTMENT OF NATURAL RESOURCES Martinak State Park
137 Deep Shore Rd.
Denton, MD 21629

CONTRACT NO. AND TITLE Project No. P-058-090-002;
ADA Modifications, Phase II
ADPICS NO. 001B3400131

DESCRIPTION Approval for a contract to modify the
existing facility, in order to comply with 2010 ADA standards. The contract includes all labor,
materials, equipment and services required to perform the modifications.

PROCUREMENT METHOD Competitive Sealed Bids

<u>BIDS OR PROPOSALS</u>	<u>AMOUNT</u>
Gateway Construction, Inc., Dover, DE	\$298,600.00
Harper and Sons, Inc., Easton, MD	\$437,950.00

AWARD Gateway Construction, Inc.
Dover, DE

AMOUNT \$298,600.00

TERM 180 Days from NTP

MBE PARTICIPATION 15%

PERFORMANCE BOND 100% of Full Contract Amount

HIRING AGREEMENT ELIGIBLE Yes

REMARKS This work will be considered as phase 2 of
an ADA compliance project at this facility. The Phase 1 portion, which covered all structural
modifications, was completed in 2010. Phase 2 of this project will cover all outdoor public
access routes.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 1-C (Cont.)

FUND SOURCE

MCCBL 2011/Item 001 (Provide funds to construct handicapped accessibility modifications at State owned facilities)

RESIDENT BUSINESS

No

MD TAX CLEARANCE

12-1549-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT**ITEM** 2-C**MILITARY DEPARTMENT**La Plata Readiness Center
La Plata, MD**CONTRACT NO. AND TITLE**Project No. M 493-120-004
Design and Construction of a New
Readiness Center
ADPICS NO. 001B3400155**PROCUREMENT METHOD**

Multi-Step Competitive Sealed Bids

DESCRIPTION

Approval requested for a Design/Build project to renovate and add to the above existing facility. The total area of the new building will be 28,630 gross-square-feet (GSF). See remarks below.

BIDS OR PROPOSALS**AMOUNT**

Coakley and Williams Construction, Bethesda, MD	\$ 9,280,000.00
Schiebel Construction, Huntington, MD	\$ 9,789,000.00
Whiting Turner, Towson, MD	\$ 9,989,000.00
Harkins Builders, Inc., Marriottsville, MD	\$10,979,734.00

AWARDCoakley and Williams Construction
Bethesda, MD**TERM**

730 Calendar Days

AMOUNT

\$9,280,000.00

MBE PARTICIPATION

30% (15% African American and 5% Asian American owned)

PERFORMANCE BOND

100% of full contract amount

REMARKSA notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com.*, on 7/12/2012 and Technical Proposals were opened on 8/15/2012. Four (4) firms submitted technical proposals of which all four (4) were found to be acceptable. Price Bids from the 4 firms were opened on 8/15/2012.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 2-C (Cont.)

The scope of this contract includes site work; demolition of two small buildings, and the construction of new office and training space along with Military and private vehicle parking, security fencing, storm water management, lighting, and site and building security systems at the new Maryland National Guard Readiness Center, in LaPlata, MD, on Rose Hill Rd.

The government estimate for the project is \$9,000,000.00.

FUND SOURCE 100% Federal CA 2012/Item 001

RESIDENT BUSINESS Yes

MD TAX CLEARANCE 12-1870-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 3-C

MILITARY DEPARTMENT

Dundalk Readiness Center
Dundalk, MD

CONTRACT NO. AND TITLE

Project No. M 591-120-004;
Design and Construction of Alterations and
Addition to the Readiness Center
ADPICS NO. 001B3400152

DESCRIPTION

Contract approval requested for a
Design/Build project to renovate and add to the above existing facility. The total area of the new
building will be 65,930 gross square feet (GSF). See Remarks below.

PROCUREMENT METHOD

Multi-Step Competitive Sealed Bids

BIDS OR PROPOSALS

	<u>AMOUNT</u>
The Whiting Turner Contracting Co., Towson, MD	\$14,292,084.00
Coakley and Williams Construction, Bethesda, MD	\$16,469,000.00
Manekin Construction, Inc., Columbia, MD	\$15,041,436.11
Harkins Builders, Inc., Marriottsville, MD	\$16,781,288.00
Scheibel, Inc., Huntington, MD	\$17,122,000.00

AWARD

The Whiting Turner Contracting Co.
Towson, MD

AMOUNT

\$14,292,084.00

TERM

730 Calendar Days

MBE PARTICIPATION

39.4% (28% African American, 8% Asian
American owned)

PERFORMANCE BOND

100% of full contract amount

REMARKS

A notice of availability of an Invitation for
Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com.*, on
6/20/2012 and were opened on 8/9/2012. Five (5) firms submitted technical proposal of which
five (5) were found to be acceptable. Price Bids from the 5 firms were opened on 8/9/2012.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 3-C (Cont.)

The contract includes site work, and renovation of 17,471 GSF of the existing building, and construction of a new 48,459 GSF addition containing new office and training space, along with Military and private vehicle parking, security fencing, storm water management, lighting, and site and building security systems at the new Maryland National Guard Readiness Center in Dundalk, MD.

This agenda item is related to 19-RP.

The construction estimate was \$18,952,000.00

FUND SOURCES

\$10,719,063.00 75% Federal
Item 002/CA 2013
\$ 3,573,021.00 25% State MCCBL
2012/Item 011

RESIDENT BUSINESS

Yes

MD TAX CLEARANCE

12-1842-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 4-C

MILITARY DEPARTMENT

Westminster Readiness Center
Westminster, MD

CONTRACT NO. AND TITLE

Project No. M 340-120-004;
Design and Construction of
Addition and Alterations to the
Readiness Center
ADPICS NO. 001B3400154

DESCRIPTION

Approval requested for a Design/Build project to renovate and add to the above existing facility. The total area of the new addition will be 16,019 Gross-Square-Foot (GSF) and 12,393 GSF of the existing building will be renovated. See Remarks below.

PROCUREMENT METHOD

Multi-Step Competitive Sealed Bids

BIDS OR PROPOSALS

	<u>AMOUNT</u>
Harkins Builders, Inc., Marriottsville, MD	\$7,095,000.00
The Whiting Turner Contracting, Co., Towson, MD	\$9,183,207.00
Coakley and Williams Construction, Bethesda, MD	\$9,496,080.00
Manekin Construction, Inc., Columbia, MD	\$9,754,230.00

AWARD

Harkins Builders, Inc.
Marriottsville, MD

AMOUNT

\$7,095,000.00

TERM

730 Calendar Days

MBE PARTICIPATION

30.29% (8.15% African American, 5.55% Asian American owned)

PERFORMANCE BOND

100% of full contract amount

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 4-C (Cont.)

REMARKS

A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com.*, The project was advertised on 6/15/2012 and Technical Proposals were opened on 7/24/2012. Five (5) firms submitted technical proposals of which four (4) were found to be acceptable. Price Bids from the four (4) remaining firms were opened on 7/25/2012.

The contract includes site work, demolition of a portion of the facility, alterations and the construction of a new addition, along with Military and private vehicle parking, security fencing, storm water management, lighting, and site and building security systems at the new Maryland National Guard Readiness Center in Westminster, MD.

The construction estimate for this project is \$8,972,050.00.

FUND SOURCES

100% Federal Funds Item/002 CA 2012

RESIDENT BUSINESS

Yes

MD TAX CLEARANCE

12-1655-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT MODIFICATION

ITEM 5-AE-MOD

DEPARTMENT OF PUBLIC SAFETY AND
CORRECTIONAL SERVICES

Maryland House of Correction (MHC)
 Jessup Correctional Institution (JCI)

CONTRACT NO. AND TITLE

Contract No. KJ-000-120-D01;
 Deconstruction of MHC-JCI
 ADPICS NO. COE55384

ORIGINAL CONTRACT APPROVED

2/8/2012; DGS/BPW Agenda Item 1-AE

CONTRACTOR

EBA Engineering, Inc.
 Baltimore, MD

CONTRACT DESCRIPTION

Approval for a contract to provide engineering services for the deconstruction of the MD House of Correction (MHC) in Anne Arundel County, MD. Work includes the deconstruction of 14 out of 16 buildings, totaling approximately 350,000 GSF. The hospital building and the adjacent holding/waiting area building, are the two buildings that will not be deconstructed. These two buildings will receive the necessary modifications needed to continue to operate after the other buildings are deconstructed and removed.

MODIFICATION DESCRIPTION

This modification is for providing additional Architect/Engineer services to include design and construction administration for the deconstruction of 4,700 sq. ft., inmate-patient waiting building (Building #2) adjacent to the Hospital Building (Building #1) at a fee of \$13,695.00 and, adding two capital maintenance projects. One project is to upgrade the perimeter security system at a fee of \$100,776.00 and another to upgrade the fire alarm system at JCI at a fee of \$53,608.00.

TERM OF ORIGINAL CONTRACT

24 months

TERM OF MODIFICATION

Same

AMOUNT OF ORIGINAL CONTRACT

\$530,551.00

AMOUNT OF MODIFICATION

\$168,079.00

PRIOR MODIFICATIONS/OPTIONS

\$0.00

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT MODIFICATION

<u>ITEM</u>	5-AE-MOD (Cont.) (<u>Revised</u>)
<u>REVISED TOTAL CONTRACT AMOUNT</u>	\$698,630.00
<u>PERCENT +/- (THIS MODIFICATION)</u>	31.68%
<u>OVERALL PERCENT +/-</u>	31.68%
<u>ORIGINAL PROCUREMENT METHOD</u>	Maryland Architectural and Engineering Services Act
<u>ORIGINAL MBE PARTICIPATION</u>	41.4%
<u>MBE COMPLIANCE</u>	<u>0.02%</u>

REMARKS

The initial contract award for the Architect/Engineer services included deconstruction of buildings No. 3 through 16. The regional hospital building (Building No. 1) was to remain in operation. The adjacent building, where the inmate patients wait for their treatment, could not be considered initially for deconstruction since there was no other place available for waiting. JCI is now able to accommodate waiting function in the hospital building by rearranging the functions and spaces in the building. It is possible therefore, to deconstruct the 4,700 sq. ft. waiting building now.

In addition, this contract modification is for adding Architect/Engineer services for the two capital maintenance projects funded in FY2013, the Perimeter Security upgrade and the Fire Alarm system upgrade at JCI. Both projects are required to be merged with the MHC Deconstruction project because the deconstruction project also involves perimeter security work as well as, fire alarm system work to the extent of re-routing the systems which were through MHC buildings earlier allowing the deconstruction of the MHC and providing new perimeter security work to separate MHC from JCI since JCI is to remain occupied and operational. Significant coordination is required in design and construction of the two systems in the deconstruction project and in the two capital maintenance projects so that the integrity and uniformity in the systems can be achieved. This can be done only by performing the work under one design contract and one construction contract which will be achieved by this AE modification.

The Department of Public Safety and Correctional Services (DPSCS), the Department of General Services (DGS) and the Department of Budget and Management (DBM) concur with this plan.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT MODFICIATION

ITEM 5-AE-MOD (Cont.)

FUND SOURCE

\$13,695.00 MCCBL 2012/Item 034: (MHC
Deconstruction Project. Provide Design and
Construction funds for the Deconstruction of
the Maryland House of Correction in Jessup)
\$154,384.00 MCCBL 2010/Item 010
(Statewide Capital Facilities Renewal
Program)

RESIDENT BUSINESS

Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 6-M

DEPARTMENT GENERAL SERVICES

Public Defender Office Building
201 St. Paul Place
Baltimore MD 21202

CONTRACT NO. AND TITLE

Project No. BB-591-112-001 SBR;
Replacement of 124 Fan Coil Units
ADPICS NO. 001B3400107

CONTRACT DESCRIPTION

Approval requested for a contract for the replacement of the existing 124 Fan Coil Perimeter Wall Units, located throughout the seven-story Public Defender Office Building. The work consists of removing old units and performing all necessary work to permit installation of new units along with temporary valves and piping to allow the building to function during replacement of the units. Also included is all required chilled and hot water supply and return connections and controls including electrical to provide for complete operating units.

PROCUREMENT METHOD

Competitive Sealed Bids

BIDS OR PROPOSALS

James P. Kruger & Associates, Inc.
Ellicott City, MD
Temp Air Co., Inc., Baltimore, MD
Arica Consulting & Contracting, LLC
Jessup, MD

AMOUNT

\$253,331.00
\$321,844.00
\$328,746.00

AWARD

James P. Kruger & Associates, Inc.
Ellicott City, MD

AMOUNT

\$253,331.00

TERM

120 Days from NTP

MBE PARTICIPATION

15%

PERFORMANCE BOND

100% of Full Contract Amount

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 6-M (Cont.)

REMARKS

A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com*. Three bids were received.

The current units are over twenty-five (25) years-old and are not operating properly, as it becomes more difficult to cool and heat. The major reason for replacement is the units developed leaks, damaging various interior components. The frequency of leaks have drastically increased over the past few years.

The government estimate for this project was \$200,000.00.

FUND SOURCE

MCCBL 2010/Item 010 (Provide funds for the State Capitol Facilities Renewal Program)

RESIDENT BUSINESS

Yes

TAX COMPLIANCE NO.

12-1196-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT**ITEM** 7-M**DEPARTMENT OF JUVINILE SERVICES**Cheltenham Youth Facility
Cheltenham, MD**CONTRACT NO. AND TITLE**Project No. DC-598-121-003;
Roof Replacement of School/Annex
Building
ADPICS NO. 001B3400105**DESCRIPTION**

Approval requested for a contract to provide all labor, materials, and equipment, necessary to replace the existing 26,000 sq. ft. coal tar pitch roof, at the Cheltenham Youth Facility. The existing roof is twenty-five (25) years old and in very poor condition, with many repaired areas and open flashing seams. The poor condition is causing many leaks, damaging the interior of the building.

PROCUREMENT METHOD

Competitive Sealed Bids

BIDS OR PROPOSALS**AMOUNT**

Cole Roofing Co., Inc., Baltimore, MD	\$273,980.00
Simpson of Maryland, Inc., Hanover, MD	\$293,300.00
Roofing and Sustainable Systems, Inc., Odenton, MD	\$296,636.00
A.K.J., Inc., Stevensville, MD	\$317,550.00
Nastos Construction, Inc., Washington, DC	\$341,700.00
SGK Contracting, Inc., Bowie, MD	\$373,000.00
Autumn Contracting, Inc., Alexandria, VA	\$430,500.00
J&K Contracting, Inc., Capitol Heights, MD	\$437,200.00

AWARDCole Roofing Co., Inc.,
Baltimore, MD.**TERM**

120 Days from NTP

AMOUNT

\$273,980.00

MBE PARTICIPATION25% (7% African-American, 4% Asian
owned)

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 7-M (Cont.)

PERFORMANCE BOND

100% Full Contract Amount

HIRING AGREEMENT ELIGIBLE

Yes

REMARKS

A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com*. The recommended awardee, Cole Roofing Company, Inc., has committed to providing 25% Minority Business Enterprise subcontractor participation in this project. The estimate for this project was \$250,000.00.

The existing twenty-five (25) year old roof is rapidly failing. The present leaking condition is causing damage to the sub-structure and interior finishes, which if addressed at this time, can be minimized and easily repaired.

The new roof system will consist of energy efficient flat and tapered insulation (1/4" per foot for positive drainage), a heavy thermoplastic polyolefin (TPO) single-ply roofing membrane, complete with a twenty (20) year full system warranty, that will include all metal work. The TPO membrane is white, extremely energy efficient (Energy Star rated), environmentally friendly, fire and chemical resistant, and fully recyclable. New aluminum counter-flashings and cap flashings are also included.

FUND SOURCE

V00 L0103 412F 0812

RESIDENT BUSINESS

Yes

TAX COMPLIANCE NO.

12-1488-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT**ITEM** 8-M

DEPARTMENT OF HUMAN RESOURCES Howard County Department of Social
Services
Columbia, MD

CONTRACT NO. AND TITLE Unarmed Uniformed Guard Services;
ADPICS NO. 001B2400110

DESCRIPTION Approval requested for a contract to provide
unarmed uniformed guard service for the Howard County Department of Social Services.

PROCUREMENT METHOD Competitive Sealed Bids

<u>BIDS OR PROPOSALS</u>	<u>AMOUNT</u>
BTI Security, Silver Spring, MD	\$245,856.00
Patriot Protective Services, Inc., Norfolk, VA	\$249,600.00
Watkins Security Agency, Inc., Baltimore, MD	\$251,347.20
Graham Security Services, Glen Burnie, MD	\$251,472.00
Triad Security Services, Sliver Spring, MD	\$254,841.60
Twenty-Nine Sixteen Protective Services, Lutherville, MD	\$258,710.40
Phoenix Technologies, LLC, Lorton, VA	\$260,832.00
Dunbar Guard Services, Baltimore, MD	\$262,080.00
Stronghold Security, LLC, Randallstown, MD	\$271,564.80
ABACUS Corporation, Baltimore, MD	\$274,435.20
GCS Security Services, Washington, DC	\$277,804.80
Invicta Protective Services, Pasadena MD	\$280,800.00
Baltimore Security Consultants, LLC (DBA Signal 88 Security, Omaha, NE)	\$287,040.00
Master Security Company, LLC, Hunt Valley, MD	\$319,488.00
MSP Protective Services, Lanham, MD	\$698,880.00

AWARD BTI Security
Silver Spring, MD
(MBE # 03-545, SBR# SB11-3610)

TERM ~~9/1/2012-8/30/2015~~
10/1/12 - 9/30/15

★ See
attached
letter

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 8-M (Cont.)

AMOUNT \$245,856.00 (3 years)

MBE PARTICIPATION 100% (2% sub-goal)

PERFORMANCE BOND N/A

REMARKS A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com*. Fifteen bids were received. Of the bids received, 6 are certified SBR vendors and 3 are certified MBE vendors including the recommended awardee, BTI Security.

The recommended awardee will furnish security and safety measures for agency personnel, customers, and visitors to the facility and complete scheduled surveillance hourly, for the first and second floors, including stairwells and hallways. When not conducting scheduled rounds, one guard will be posted at the first floor reception area. Guards under this contract will be paid \$16.00 per hour the first year with a \$0.50 increase for the first and second years of the contract. Guards will provide 80 hours of coverage between shifts. Both guards will provide coverage from 7:00 A.M. until 5:30 P.M. On the first Wednesday of every month, the guards will provide coverage from 7:00 A.M. until 6:30 P.M.

The recommended bidder, BTI Security, has confirmed their bid.

FUND SOURCE N00 13-16 G0010 0819 71300
N00 13-16 G3010 0819 71300
N00 13-16 G4100 0819 71300
N00 13-16 G5000 0819 71300
N00 13-16 G6010 0819 71300

RESIDENT BUSINESS: Yes

TAX COMPLIANCE NO: 12-1518-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Martin O'Malley
Governor

Anthony G. Brown
Lt. Governor



OK record
Alvin C. Collins
Secretary

MARYLAND DEPARTMENT OF GENERAL SERVICES

FACILITIES OPERATIONS & MAINTENANCE • FACILITIES PLANNING, DESIGN & CONSTRUCTION
PROCUREMENT & LOGISTICS • REAL ESTATE

September 26, 2012

Sheila McDonald, Esq.
Secretary to the Board of Public Works
Louis L. Goldstein Treasury Building, Room 213
Annapolis, Maryland 21401-1991

RECEIVED
2012 SEP 26 PM 3:15
BOARD OF PUBLIC WORKS

Dear Ms. McDonald:

SUBJECT: DGS Action Agenda September 19, 2012, Item 8-M

This is to advise you of the following changes to the Department of General Service's Agenda item reported to the Board on Department's Action Agenda of September 19, 2012.

September 19, 2012
Item 8-M, Page 16
Guard Services
DHR, Howard County Department of Social Services, Columbia, MD

Change:
FROM: CONTRACT NO. AND TITLE Unarmed Uniformed Guard Services;
ADPICS NO. 001B2400110
TO: CONTRACT NO. AND TITLE Unarmed Uniformed Guard Services;
ADPICS NO. 001B3400110

Reason: Blanket Purchase order number incorrect.

Change:
FROM: TERM 9/1/2012-8/30/2015
TO: TERM 10/1/2012-9/30/2015

Reason: Term of Contract changed to allow BPW approval.

Thank you for your attention to this matter. If you need further information, please call me at (410) 767-4960 or have a member of your staff contact Joseph Palechek, Procurement Officer, Office of Procurement and Logistics at (410) 767-3207.

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Sheila McDonald, Esq.
Page 2

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Al Collins".

Alvin C. Collins
Secretary

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

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 9-M

DEPARTMENT OF GENERAL SERVICES

William Donald Schaefer Tower
Baltimore, MD

CONTRACT NO. AND TITLE

Project No. BB-600-115-001;
Replace Fire Alarm System
ADPICS NO. 001B3400148

DESCRIPTION

Approval for a contract for the complete removal of the existing fire alarm system and provision of a new, fully-functioning, digital, addressable fire alarm system, with voice evacuation at the William Donald Schaefer Tower, located at 6 St. Paul Street, Baltimore, MD 21202.

PROCUREMENT METHOD

Competitive Sealed Bids

BIDS OR PROPOSALS

Advanced Fire Protection Systems, LLC,
Glen Burnie, MD
Gill-Simpson, Inc., Reisterstown, MD

AMOUNT

\$1,060,940.00

\$1,356,417.30

AWARD

Advanced Fire Protection Systems, LLC
Glen Burnie, MD

TERM

180 calendar days

AMOUNT

\$1,060,940.00

MBE PARTICIPATION

25% (Sub Goal 7% African American-owned and 4% Asian American-owned)

PERFORMANCE BOND

100% of full contract amount

HIRING AGREEMENT

Yes

REMARKS

A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com*. A copy was also sent to the Governor's Office of Minority Affairs. Two bids were received.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 9-M (Cont.)

All existing devices, equipment, interfaces, and wiring will be completely removed. New devices, equipment, conduit, wiring, and interfaces with other building systems will be provided. All architectural elements disturbed under demolition or new work shall be patched and refinished to match existing construction. Additional emergency power circuits are required to serve the new fire alarm system.

The recommended contractor, Advanced Fire Protection Systems, LLC, has confirmed its bid.

FUND SOURCE

\$1,052,940.00 MCCBL 2012 ITEM 006
\$ 2,064.52 H00 13 33439 0812
\$ 3,096.77 H00 14 33439 0812
\$ 2,838.71 H00 15 33439 0812

RESIDENT BUSINESS

Yes

TAX COMPLIANCE NO.

12-1870-1110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT**ITEM** 10-M**DEPARTMENT OF GENERAL SERVICES**Elkton District Court/Multi-Service Center
Elkton, MD
(Cecil County)**CONTRACT NO. AND TITLE**Janitorial Services;
ADPICS NO. 001B3400136**DESCRIPTION**

Approval requested for a contract for all labor, supplies and materials necessary to provide janitorial services for approximately 70,055 new cleanable sq. ft. at the Elkton District Court/Multi-Service Center, located at 170 E. Main St., Elkton, MD 21921.

PROCUREMENT METHOD

Competitive Sealed Bids

BIDS OR PROPOSALSAmeri-Klean Services, Inc., Baltimore, MD
Integrity Cleaning SVS, LLC, Bear, DE
I Give Quality not Quantity, Baltimore, MD
Shine Brite Finishings, Waldorf, MD
Alpha Facility Management Inc., Laurel, MD**AMOUNT**\$215,100.00
\$240,834.00
\$248,070.00
\$333,000.00
\$345,562.20**AWARD**Ameri-Klean Services, Inc.
Baltimore, MD**TERM**

10/1/2012-9/30/2015.

AMOUNT

\$215,100.00 (3 Years)

MBE PARTICIPATION

5%

PERFORMANCE BOND

N/A

REMARKSA notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com*. Copies of the solicitation were emailed to 146 prospective bidders, 83 of which were Small Business Reserve. Five acceptable bids were received. Maryland Works, Inc., has waived interest in this contract.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 10-M (Cont.)

Housekeeping supplies in support of this contract are to be purchased from Blind Industries and Services of Maryland (BISM) to the extent they are available.

The contractor will provide janitors to perform daily, weekly, monthly, quarterly and annual tasks. The cleaning will be performed daily between the hours of 7:00 a.m. to 7:00 p.m., Monday through Friday, and on State holidays and weekends with prior approval of the Building Manager.

FUND SOURCE

DGS Operating Funds
H00 13-16' 335010813

RESIDENT BUSINESS

Yes

TAX COMPLIANCE NO.:

12-1654-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT**ITEM** 11-M**DEPARTMENT OF HUMAN RESOURCES**Baltimore County Office of Child Support
Enforcement
Lutherville, MD**CONTRACT NO. AND TITLE**Unarmed Guard Service;
ADPICS NO. 001B3400129**DESCRIPTION**

Approval is requested for a contract to provide unarmed uniformed guard services at the Baltimore County Office of Child Support Enforcement, located at 170 W. Ridgely Rd., Suite 200, Lutherville, MD.

PROCUREMENT METHODCompetitive Sealed Bids
(Small Business Reserve only)**BIDS OR PROPOSALS**BTI Security, Silver Spring, MD
Legal Services Associates, Baltimore, MD
All County Investigation & Security Agency
Ellicott City, MD
Debb Technologies, Bowie, MD**AMOUNT**
\$244,671.84
\$250,309.44
\$274,989.60
\$294,408.00**AWARD**BTI Security
Silver Spring, MD
(MBE # 03-545, SBR# SB11-3610)**TERM**

10/1/2012-9/30/2015

AMOUNT

\$244,672.00 (3 Years)

MBE PARTICIPATION

100% (0% sub-goal)

PERFORMANCE BOND

100% of full contract amount

REMARKSA notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com* as a Small Business Reserve (SBR) solicitation. Twenty-six (26) SBR vendors registered on *eMarylandMarketplace.com*, received notification of the solicitation by email.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 11-M (Cont.)

Four (4) responsive price bids were received.

Contractor shall place two (2) guards at the facility to cover security task on a daily, weekly and monthly basis. The recommended contractor BTI Security has confirmed their bid price.

FUND SOURCES

66% Federal 0804 73300, all funds
34% General (DHR Operating Funds)
N00 2008 GF010 0804
N00 2013 GF010
N00 2014 GF010
N00 2015 GF010
N00 2016 GF010

RESIDENT BUSINESS

Yes

MD TAX CLEARANCE

12-1680-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 12-M

**DEPARTMENT OF HOUSING AND
COMMUNITY DEVELOPMENT**

People Resources Center
Crownsville, MD

CONTRACT NO. AND TITLE

Cafeteria/Food Service;
ADPICS NO. 001B3400137

DESCRIPTION

Approval requested for a contract to provide food service operations for the use of approximately 400 employees and conference room visitors, located at People Resource Center in Crownsville, MD

PROCUREMENT METHOD

Competitive Sealed Bids

BIDS OR PROPOSALS

Only one bid received

AWARDS

Simply Good, LLC
Baltimore, MD

TERM

10/1/2012-9/30/2015

AMOUNT

\$190,359.00 (3 Years)

MBE PARTICIPATION

0%

PERFORMANCE BOND

N/A

REMARKS

A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com*. Copies of the solicitation were mailed or emailed to 54 prospective bidders. However, only one bid was received from the incumbent, Simply Good, LLC. This contractor has been providing satisfactory service since June, 2009.

A follow up survey by the Procurement Officer determined other vendors had reasonable opportunity to respond to this solicitation. Because a single bid was received, the Procurement Officer negotiated with the contractor to lower its bid price; however, Simply Good, LLC stated that was his final and best offer

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 12-M (Cont.)

The Contractor will provide the DHCD People Resource Center’s housing approximately 400 employees, their guests and the general public with attractive, nutritious, appetizing meals, which are prepared under clean and sanitary conditions and a complete meal for \$6.00 or less. The Contractor shall maintain and operate the service in a courteous, efficient and orderly manner, between the hours of 7:00 a.m. and 3:00 p.m. Monday through Friday. The operation shall be in conformance with all applicable building, health, sanitary laws and regulations.

In 2009, the Division of Rehabilitative Services (DORS) waived its right to this contract. When the contract was bid out, DORS sold the entire equipment inventory to the current contractor. The pricing for this contract is based upon a sample menu and estimated quantities sold over a three-year period.

Simply Good, LLC, the recommended bidder; although a single bid, is found to be a responsible bidder and has confirmed its bid price.

FUND SOURCES

Using Agency Customers

RESIDENT BUSINESSES

Yes

MD TAX CLEARANCE

12 1912 1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 13-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 \$275,000.00 (3 items).

A. Department of General Services

Ellicott City District Court/MS
 (Howard County, MD)

DESCRIPTION

Approval for a contract that will furnish all labor, materials, equipment and services necessary to build a new access-route in the front area of the Ellicott City District Court and Multi-Services Center.

REMARKS

This new ADA access-route will provide a safe route for any disable person attending the facility.

CONTRACT NO. AND TITLE

Project No. BC-736-100-001;
 ADA Access Route

PROCUREMENT METHOD

Competitive Sealed Bids

AWARD

DSM Properties, LLC
 Randalstown, MD

AMOUNT

\$59,000.00

FUND SOURCE

\$ 1,030.22 MCCBL 07-032
 \$17,500.90 MCCBL 08-006
 \$ 2,973.71 MCCBL 09-004
 \$34,814.65 MCCBL 10-008
 \$ 2,680.52 MCCBL 11-001
 (Provide funds to design and construct
 handicapped accessibility modifications at
 State-owned facilities-Statewide)

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS**ITEM** 13-GM (Cont.)B. Greenbrier State Park
(Washington County)

DESCRIPTION Contract approval for all labor, equipment, materials, supplies, supervision, and insurance necessary to improve the existing boat ramp and dredge at Greenbrier State Park.

REMARKS This project was advertised for construction on 6/27/2012. The MBE goal of 10% was met by Alvarez Contractors Inc., and affirmed by MBE Office on 8/1/2012. The recommended awardee was evaluated and has confirmed its bid.

This project was included on the Waterway Improvement maintenance program and was in the priority schedule within the budgeted funding. The project estimate was \$99,000.00.

CONTRACT NO. AND TITLE Project No: P-052-120-010;
Boat Ramp improvements and Dredging

PROCUREMENT METHOD Competitive Sealed Bids

AWARD Alvarez Contractors, Inc.
Frederick, MD

AMOUNT \$79,000.00

TERM 120 Calendar Days

MBE PARTICIPATION 10% No Split

FUND SOURCE FY 2011 WWI MCCBL PCA 15776
(Waterway Improvement funds)

C. Department of the Military Camp Fretterd Military Reservation
Reisterstown, MD

DESCRIPTION Approval is requested for the recommended contractor to supply all of the labor, materials and equipment to replace the existing slate and shingle roofing on building 205 at the Camp Fretterd Military Reservation, Baltimore County.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 13-GM (Cont.)

REMARKS

This project seeks to replace a deteriorating, leaking roof consisting of slates and shingles, along with the replacement of water damaged rafters, fascia, gutters, and downspouts. The leaks hinder remodeling of areas within the building which are currently non-usable space.

CONTRACT NO. AND TITLE

Project No.: M-205-130-001;
Replace Roof on Building 205

PROCUREMENT METHOD

Indefinite Quantity Contract (IQC)

AWARD

Ruff Roofers, Inc.
Baltimore, MD

AMOUNT

\$137,000.00

MBE PARTICIPATION

15%

FUND SOURCE

MCCBL 2010/Item 010 (Provide funds for the State Capital Facilities Renewal Program-Statewide)

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 14-GM

REFERENCE

In accordance with provisions of the State Finance and Procurement Article, Section 8-301, Annotated Code of Maryland, the Board of Public Works approval is requested for the use of General Obligation Bond funding for the contract(s) noted below. Any modifications listed below reflect the change in funding from POS funds to General Obligation Bond funds (MCCBL) also noted below. Total amount of funds used is \$232,992.00 (2 items).

The fund sources for this particular item will be designated as:

MCCBL 2010/Item 016

MCCBL 2011/Item 008

(Provide funds to construct capital improvements such as planned maintenance and repair projects at public use facilities on State-Owned property)

Department of Natural Resources

A. Calvert Cliffs State Park
(Calvert County)

DESCRIPTION

Approval for a contract to provide all labor, equipment, materials, supplies, supervision, and insurance necessary to replace the pit toilets that were destroyed during Tropical Storm Lee.

REMARKS

This solicitation was advertised and bid on *eMaryland Marketplace.com* (eMM). A Notice of Availability was also posted on the DGS Bid Board. The project estimate was \$117,227.00. The awarded vendor was evaluated and has confirmed its bid. There is no MBE participation.

CONTRACT NO. AND TITLE

Project No: P-064-110-010;
Replace Pit Toilets

PROCUREMENT METHOD

Competitive Sealed Bids

AWARD

S.E. Davis Construction, LLC
LaPlata, MD

AMOUNT

\$136,060.00

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 14-GM (Cont.)

TERM 120 Calendar Days

FUND SOURCES \$91,200.00 MCCBL 2010/Item 016
\$44,860.00 PCA AA057

B. Elk Neck State Park
North East, MD (Cecil County)

DESCRIPTION Provide all materials, equipment, supplies, etc., to remove and replace underground fuel storage tanks in Elk Neck State Park.

REMARKS This project was included on the Critical maintenance program, and was in the priority schedule within the budgeted funding. The recommended awardee was evaluated and has confirmed its bid. The project estimate was \$105,197.00.

CONTRACT NO. AND TITLE Project No. P-000-121-110; Remove and replace underground fuel storage tanks

PROCUREMENT METHOD Competitive Sealed Bids

AWARD Total Environmental Concepts
Gaithersburg, MD

AMOUNT \$96,932.50

TERM 60 Calendar Days

MBE PARTICIPATION 5%

FUND SOURCE MCCBL 2011/Item 008

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 15-GM

DEPARTMENT OF GENERAL SERVICES

Old Senate Chamber
 Maryland State House
 Annapolis, MD

CONTRACT NO. AND TITLE

Project No. BA-491-120-001;
 Restoration of the Old Senate Chamber
 ADPICS NO. 001B3400140

CONTRACT DESCRIPTION

Approval is requested for a contract to perform architectural services to support the historic restoration of the Old Senate Chamber. Included in these services will be preliminary surveys and physical investigations of the Chamber to inform the restoration-design panel as to the intended period of significance.

PROCUREMENT METHOD

Exempt – Renovation of Historic Structures
 State Finance and Procurement Article
 11-203 (a) (1) (xviii)

AWARD

Mesick, Cohen, Wilson, Baker,
 Architects, LLP,
 Albany, NY

AMOUNT

\$302,590.00

TERM

N/A

MBE PARTICIPATION

None

REMARKS

The State of Maryland has initiated a capital project to pursue a state-of-the-art restoration of the Old Senate Chamber to its appearance during the late 18th century. At this time, the chamber is partially deconstructed, exposing the original brick walls and revealing evidence of its earliest design.

A panel of distinguished architectural historians has studied the evidence discovered to date and has made recommendations for the restoration of the room. The current capital program calls for continued investigation and construction in this space to take place over the next several years with a targeted completion date of December 2014.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 15-GM (Cont.)

This restoration will return the space to its appearance in the late 18th century period of significance when the Continental Congress convened in Annapolis. It was here that General George Washington, on December 23, 1783, came before Congress to resign his commission as commander-in-chief of the Continental Army in an emotional ceremony. Less than a month later, on January 14, 1784, the Treaty of Paris was ratified in this same room, officially ending the Revolutionary War. On May 7, 1784, the Chamber was the scene of Thomas Jefferson's appointment as the first United States minister plenipotentiary (A diplomatic representative ranking below an ambassador but having full governmental power and authority) to foreign governments.

This project is a significant part of a master plan that has been adopted by the State House Trust to improve the visitor's experience in the State House and enhances the public's understanding of the four centuries of history in this National Historic Landmark. The restoration of the Old Senate Chamber, the most historically important room in the State House, represents the 18th century portion of the master plan.

FUND SOURCE

MCCBL 2011/Item 003 (Provide funds to design, construct and equip alterations and renovations to the State House in order to restore the Old Senate Chamber to its 18th century appearance...)

RESIDENT BUSINESSES

No

MD TAX CLEARANCE

12-1909-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY**ITEM** 16-RP**DEPARTMENT OF TRANSPORTATION**

MVA – VEIP Facility
Prince Frederick, MD
(Calvert County)
File # 00-8362

REFERENCE

Approval is requested to grant five utility easements totaling 0.7802 acres +/- to Calvert County. Reference is made to Item 10-RP approved on July 22, 2009, where the BPW declared surplus five easements totaling 0.7802 acres. The easements are needed to facilitate the improvement of the road network adjacent to, and in the area of, the Prince Frederick VEIP facility. The easements will not have any affect on the operation of the facility.

This Easement Agreement has been approved by the Office of the Attorney General.

OWNERSHIP

The State of Maryland, to the use of the
Department of Transportation

GRANTEE

Commissioners of Calvert County

PROPERTY

0.7802 acres +/-

PRICE

\$57,700.00

APPRAISED VALUES

\$33,900.00 Isabella Gatewood-Fee Appraiser (10/3/11)
Reviewed by David Kelleher - Staff Appraiser

\$57,700.00 Francis X. Korber-Fee Appraiser (10/14/11)
reviewed by David Kelleher – Staff Appraiser

REMARKS

1. The Department of Transportation agrees with this transaction.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY

ITEM 16-RP (Cont.)

- 2. The Clearinghouse conducted an intergovernmental review of the project under MD20120411-0229 and has recommended to grant to Calvert County: a perpetual Drainage Easement of +/- 7,389.84 sq. ft.; a Public Utility easement of +/- 3,915.4 sq. ft.; a Stormwater Management Easement of +/- 4,889.38 sq. ft.; a Perpetual Flood Plain Easement of +/- 3,514.6 sq. ft.; and a Reversible Supporting Slope Easement of +/- 14,280 sq. ft. across the land of the Vehicle Emissions Inspection Program (VEIP) Facility at 1045 Theater Drive in Prince Frederick. Calvert County plans to acquire the easements to facilitate the improvements of the road network adjacent to, and in the area of the VEIP Facility.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY**ITEM** 17-RP

DEPARTMENT OF NATURAL RESOURCES 1.04 acres +/-, North Beach, MD
(Calvert and Anne Arundel Counties)
File #00-8505

REFERENCE

Approval is requested to declare surplus 1.04 acres +/- of land located in the Town of North Beach and situated in both Calvert and Anne Arundel Counties. The land lies within the town limits of North Beach between the Chesapeake Bay and the wetlands to the north. The town has requested the property to connect and expand recreational opportunities, keep a channel open between wetlands and to facilitate completion of a wetlands restoration project by the Army Corps of Engineers.

PROPERTY

1.04 acres +/-

OWNERSHIPState of Maryland, to the use of the
Department of Natural Resources**REMARKS**

1. The Department of Natural Resources has determined this property is excess to its needs.
2. The Clearinghouse conducted an intergovernmental review of the project under MD20120214-0092 and has recommended to transfer Parcels A & B, located in Anne Arundel and Calvert Counties, to the Town of North Beach. The Town of North Beach expressed an interest in acquiring these parcels to (1) connect and expand recreational opportunities and provide access to the Town's new waterfront park; (2) keep an open channel between the wetlands located to the north end of Parcel A, and facilitate the restoration of wetlands; and (3) aid in the improvement of the existing revetment (wall) located on Parcel B, improve tidal flushing for the wetlands, and protect the area from flooding.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY**ITEM** 18-RP

DEPARTMENT OF NATURAL RESOURCES Severn Run NEA
Anne Arundel County
File # 00-8509

REFERENCE Approval is requested to grant a permanent utility easement of 0.1168 acres +/- and a temporary construction easement of 0.1128 acres +/- to Anne Arundel County, MD, across the land of Severn Run Natural Environmental Area (NEA). The easement will allow Anne Arundel County to place a sewer line across a small area of the Severn Run NEA to connect to the County facilities at the new Odenton Town facility.

The Easement Agreement has been approved by the Office of the Attorney General. Title and transfer agreements are subject to legal review.

OWNERSHIP The State of Maryland, to the use of the Department of Natural Resources

GRANTEE Anne Arundel County, MD

PROPERTY 0.1168 acres +/- permanent easement
0.1128 acres +/- temporary construction easement

PRICE \$600.00

APPRAISED VALUES
\$100.00-8/19/11-David N. Lamb-Fee Appraiser

\$100.00-8/9/11-George L. Peabody-Fee Appraiser

REMARKS

1. The Department of Natural Resources agrees with this transaction.
2. The Clearinghouse conducted an intergovernmental review of the project under MD20111025-0823 and has recommended granting a permanent utility easement of +/- 0.1168 acres and a temporary construction easement of +/- 0.1128 acres to the Anne Arundel County Department of Public Works. The Anne Arundel County Department of Public Works plans to replace an existing sewer line with a larger line across the land of Severn Run NEA.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY

ITEM 18-RP (Cont.)

3. The final Easement Plat lists a sanitary sewer easement of 0.1168 acres +/- and a temporary construction easement of 0.1128 acres.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY**ITEM** 19-RP**MILITARY DEPARTMENT**

5.74 acres, North Point Blvd.,
Baltimore County
File # 00-4066

REFERENCE

Approval is requested for an agreement of sale to purchase 5.74 acres +/- of unimproved land on North Point Boulevard in Baltimore County from The Mayor and Council for Baltimore City. The property is located adjacent to the current Maryland Army National Guard Dundalk Readiness Center, which is located at 2101 North Point Boulevard, Dundalk, MD. The additional land is being purchased to accommodate the federally funded, Dundalk Readiness Center addition and alteration.

Title will be vested in the Military Department. Title and transfer documents are subject to legal review. This item is related to Item 3-C.

OWNERSHIP

The Mayor and Council for Baltimore City

GRANTEE

State of Maryland, to the use of the Military Department

PROPERTY

5.74 acres +/- unimproved

PRICE

\$373,000.00

FUND SOURCE

MCCBL 2012/Item# 011 (Provide funds for land acquisition, design, and construction of alterations and an addition to the Dundalk Readiness Center)

APPRAISED VALUES

\$373,000.00-Stephen H. Mueller, Fee Appraiser 10/25/11. Reviewed by David Kelleher.

\$350,000.00-James R. Turlington, Fee Appraiser 10/08/11. Reviewed by David Kelleher.

REMARKS

1 Baltimore City Board of Estimates approved this transaction at a meeting held on September 12, 2012.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY

ITEM 19-RP (Cont.)

2. The Military Department recommends approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE**ITEM** 20-LL

DEPARTMENT OF NATURAL RESOURCES Land and Property Management
Annapolis, MD
(Anne Arundel County)

Tenant National Sailing Hall of Fame
Annapolis, MD 21401

Sub-Tenant Annapolis Boat Shows
Prince George St.
Annapolis, MD 21401

Property Location 67, 69 and 71 Prince George St.
Annapolis, MD 21401

<u>Space Type</u>	Land	<u>Lease Type</u>	New
<u>Duration</u>	19 Days Land	<u>Effective</u>	9/29/2012
<u>Annual Rent</u>	\$5,000.00		

Reference On 2/24/2010, Item 5-LL, the BPW approved an Agreement-to-Lease, Lease, and temporary Interim Lease, between the Department of Natural Resources and the National Sailing Hall of Fame, Inc., to lease DNR property for the development of a new National Sailing Hall of Fame along the downtown waterfront.

The Agreement and Lease obligated National Sailing Hall of Fame to sublease to the Annapolis Boat Show each year and shall indemnify and hold the State harmless for such use.

Special Conditions

1. The Sub-Tenant shall occupy and use the Premises for placement of boat show materials and equipment in the Gravel Parking Area, lying above ground and submarine utility cables.
2. The Sub-Tenant shall maintain, at its expense, insurance coverage including: Commercial General Liability in the amount of \$1,000,000.00 per occurrence and \$2,000,000.00 annual aggregate, and shall contain broad form CGL Endorsement or its equivalent.
3. This Sublease may be terminated by DNR in whole or time to time in part, whenever DNR determines that such termination shall be in the best interest of the State.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE

ITEM 20-LL (Cont.)

- 4. The property is leased in an "as is" condition.
- 5. The Sub-Tenant shall be responsible for obtaining all permits, licenses, inspections and approvals required for its use and occupancy of the premises.
- 6. The Sub-Tenant shall be responsible for all utilities and janitorial services associated with the Boat Show.
- 7. The revenue derived from this Sub-Lease shall be deposited into the Natural Resources Police general fund.

REMARKS

- 1. The Premises consist of a Gravel Parking Area for storage of boat show materials and equipment, an area over the bulkhead and through the waters for laying the above ground and submarine utility cable to run from the Electric Utility Area and a Sidewalk for the placement of fencing for pedestrian safety.
- 2. Previously, the Sub-Tenant leased the State water area for docking and displaying boats, vessels and associated equipment. Due to the decline in demand, there are fewer vendors, so the Sub-Tenant is only leasing the land area for this year's boat show.
- 3. Marine liability coverage maintained under the 2010 boat show sublease for environmental purposes is not applicable under the present sublease as the Tenant is not leasing the State Water Area for which that insurance was required. State land is being used only for material and equipment storage, access to electrical service, and not for boat exhibiting.

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** 21-LT-OPT

DEPARTMENT OF HEALTH AND MENTAL HYGIENE
DEPARTMENT OF LABOR, LICENSING & REGULATION
DEPARTMENT OF JUVENILE SERVICES
DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES
(Baltimore City)

Landlord Fallsway Properties, LLC
Edison Parking Corporation
100 Washington St.
Newark, NJ 07102

Property Location 560 N. High St.
Baltimore, MD 21202

<u>Space Type</u>	<u>Surface Parking</u>	<u>Lease Type</u>	<u>Renewal</u>	<u>No. of Spaces</u>
<u>Duration</u>	2 Years	<u>Effective</u>	10/1/2012	DHMH 45
<u>Annual Rent</u>	\$326,172.00	<u>Rate/Space/Month</u>	\$77.00	DLLR 123
		<u>Prev/Rate/Space/Month</u>	\$77.00	DJS 169
				<u>DPSCS</u> 16
				TOTAL 353

Utilities Responsibility Landlord
Custodial Responsibility Landlord
Previous Board Action(s) 9/1/2010-15-LT; 7/16/2008-13-LT; 4/19/2006-14-LT;
12/15/2004-8-L; 1/7/2004-8-L; 2/19/2003-69-L.

Fund Sources DHMH 100% General M00 PCA E101G AOBJ 0802
DLLR 11.5% General 19.8% Federal 49% Special 19.7%
Other, AOBJ 0705
DJS 100% General SUB PROG 301A AOBJ 0705
DPSCS 100% General PCA 32110AOBJ 0705

Special Conditions

1. The lease contains escalations/de-escalations for real estate taxes.
2. The lease contains one (1) option renewal term of two (2) years.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 21-LT-OPT (Cont.)

Remarks

1. The Department of Juvenile Services, the Department of Health and Mental Hygiene, the Department of Public Safety and Correctional Services and the Department of Labor, Licensing and Regulation have leased parking spaces at this location for the past 4 years.
2. This is a fenced in surface lot. The lot is well lighted and ingress and egress is controlled by an electronic gate. DHMH increased its number of parking spaces from 27 to 45 parking spaces.
3. The lease contains a termination for convenience clause.
4. The number of spaces complies with the 1:3 ratio established for this area.
5. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 22-LT-OPT**JUDICIARY OF MARYLAND**Commissioner's Office
Frederick, MD
(Frederick County)**Landlord**Board of County Commissioners
12 East Church St.
Frederick, MD 21701**Property Location**7300 Marcies Choice Lane
Frederick, MD 21701**Space Type** Office
Duration 5 Years
Annual Rent \$9,338.76**Lease Type** Renewal
Effective 11/1/2012
Sq. Ft. Rate \$8.50
Prev. Sq. Ft. Rate \$8.25**Square Feet** 1,099**Utilities Responsibility**
Custodial Responsibility
Previous Board ActionsLandlord
Landlord
11/03/04 – 10-L**Fund Source**

100% General COO 13 PCA 00004 01 AOBJ 1301

Special Condition

The lease incorporates 3 use-in-common parking spaces.

Remarks

1. The Commissioner's Office has occupied this space since November, 1999. The Commissioner is a judicial officer who provides administrative services for intake; issuing charging documents, summons and warrants; setting and accepting bonds or determining conditions of pre-trial release for arrested persons. The Commissioner's office is open for service on a 24/7, 365 day schedule.
2. The lease contains a termination for convenience clause.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 23-LT (Revised)**MARYLAND STATE DEPARTMENT OF EDUCATION**

Division of Rehabilitation Services (DORS)

Landlord

Red Leaf-Dairy Corner, LLC
c/o Red Leaf Development and Investment Associates, Inc.
P.O. Box 10655
Towson, MD 21285-0655

Property Location

103 Chesapeake Boulevard, Suite B
Elkton, MD 21921

<u>Space Type</u>	Office	<u>Lease Type</u>	<u>New</u>	<u>Square Feet</u>	1,977
<u>Duration</u>	10 years	<u>Effective</u>	10/1/2012		
<u>Annual Rent</u>	\$37,563.00 (Avg.)	<u>Square Foot Rate</u>			\$19.00 (Avg.)
		<u>Prev. Sq. Ft. Rate</u>			\$16.25
		<u>Eff. Sq. Ft. Rate</u>			\$21.00 (Avg.)
		<u>Prev. Eff. Sq. Ft. Rate</u>			\$18.25

Utilities Responsibility

Lessee

Custodial Responsibility

Lessor

Previous Board Action(s)

5/23/2007 – 15-LT; 6/5/2002 – 12-L; 5/19/1999 – 19-L;
10/9/1996 – 18-L; 5/30/1996 – 19-L

Fund Source

100% Federal ROO A01.21 PCA U4602

Special Conditions

1. This lease contains escalations/de-escalations for real estate taxes and custodial services.
2. The lease contains one option to renew for five (5) years.
3. The lease incorporates 15 use-in-common parking spaces free of charge.

Remarks

1. This space is an administrative and client contact office providing counseling and other rehabilitative services to disabled clientele.
2. The net usable square foot rental rate will be \$18.00 for years one (1) through five (5) and \$20.00 for years six (6) through ten (10). The 10 year average rate is \$19.00.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 23-LT-OPT (Cont.) (REVISED)

3. Through negotiations the Department of General Services was able to extend the term and secure a rental cost avoidance of \$44,482.50 over the term of the lease by reducing the Landlord's proposed rental rate by \$2.25 per nuf.
4. Landlord shall complete energy efficient initiatives to include HVAC replacement, installation of efficient light tubes, digital thermostats and occupancy sensors to reduce energy usage and expense.
5. The lease contains a termination for convenience clause.
6. 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 24-CGL (Revised)

RECOMMENDATION That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

*Board of Directors of the Coordinating Center for Home & Community Care, Inc.
(Anne Arundel County)*

Coordinating Center for Home and Community Care Building Facilities

“For the capital equipping and build-out of the building facilities, located in Millersville.”

\$200,000.00

*Maryland Consolidated Capital Bond Loan of 2012 (LHI-Chapter 444, Acts of 2012)
DGS Item G101; (SL-017-090-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The Board of Directors of the Coordinating Center for Home & Community Care, Inc., has submitted documentation that it has \$804,214.89 in a financial institution to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$4,492,500.00
12-G101 (This Action)	\$ 200,000.00
10-G024 (Prior Action)	\$ 200,000.00
09-G090 (Prior Action)	\$ 30,000.00
Local Cost	\$4,062,500.00

(Prior Actions: 10/20/10 Agenda, Item 13-CGL; 02/24/10 Agenda, Item 10-CGL)

REMARKS

- (1) []
- (2) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (3) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 24-CGL (Cont.) (REVISED)

(4) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 25-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

*Board of Directors of the Baltimore Healthy Start, Inc. (Baltimore City)
Healthy Start Client Service Center*

“For the acquisition, repair, renovation, and capital equipping of the Healthy Start Client Service Center, located in Baltimore City.”

\$100,000.00

*Maryland Consolidated Capital Bond Loan of 2012 (LSI-Chapter 444, Acts of 2012)
DGS Item G043; (SL-014-090-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The Board of Directors of the Baltimore Healthy Start, Inc., has submitted documentation that it has \$164,661.07 in a financial institution to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$1,187,600.00
12-G043 (This Action)	\$ 100,000.00
09-G051 (Prior Action)	\$ 150,000.00
Local Cost	\$ 937,600.00
(Prior Action: 1/20/10 Agenda, Item 17-CGL)	

REMARKS

- (1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 26-CGL (Revised)

RECOMMENDATION That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

Board of Directors of the Linwood Center, Inc. (Howard County)
Linwood Center

“For the planning, design, construction, and capital equipping of a new school building at the Linwood Center, located in Ellicott City.”

\$345,000.00

Maryland Consolidated Capital Bond Loan of 2012 (LSI-Chapter 444, Acts of 2012)
DGS Item G027

\$155,000.00

Maryland Consolidated Capital Bond Loan of 2012 (LHI-Chapter 444, Acts of 2012)
DGS Item G095; (SL-031-090-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The Board of Directors of the Linwood Center, Inc., has submitted documentation that it has \$868,503.98 in a financial institution to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$6,376,834.00
12-G027 (This Action)	\$ 345,000.00
12-G095 (This Action)	\$ 155,000.00
11-G022 (Prior Action)	\$ 250,000.00
11-G095 (Prior Action)	\$ 250,000.00
10-G097 (Prior Action)	\$ 500,000.00
09-G062 (Prior Action)	\$ 150,000.00
Local Cost	\$4,726,834.00

(Prior Actions: 04/04/12 Agenda, Item 13-CGL; 04/20/11 Agenda, Item 24-CGL; 07/07/10 Agenda, Item 16-CGL)

REMARKS

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□

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 26-CGL (Cont.) (REVISED)

- (2) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (3) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (4) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 27-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

*Board of Directors of the Olde Mill Foundation, Inc. (Prince George’s County)
Olde Mill Community and Teaching Center*

*“For the design and renovation of the Olde Mill Community and Teaching Center,
located in Upper Marlboro.”*

\$25,000.00

*Maryland Consolidated Capital Bond Loan of 2009 (LSI-Chapter 485, Acts of 2009 and
as amended by Chapter 396, Acts of 2011)
DGS Item G137; (SL-070-090-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than December 1, 2012 and the Board of Public Works to certify a matching fund. The Board of Directors of the Olde Mill Foundation, Inc., is utilizing the value of property as their matching fund. The Department of General Services, Real Estate Office has reviewed the appraisal for the property located at 11603 West Branch Dr., in Upper Marlboro, MD and has approved a value of \$355,000.00, to meet the matching fund requirement.

BACKGROUND

Total Project	\$355,000.00
09-G137 (This Action)	\$ 25,000.00
Local Cost	\$330,000.00

REMARKS

- (1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 28-CGL

RECOMMENDATION That the Board of Public Works enter into a grant agreement for the following grant:

*Board of Directors of the Maryland School for the Blind, Inc. (Baltimore City)
The Maryland School for the Blind – LIFE Education Building
“For the construction and capital equipping of a new LIFE Education
Building at the Maryland School for the Blind in Baltimore City.”*

\$5,000,000.00

*Maryland Consolidated Capital Bond Loan of 2012 (Chapter 444, Acts of 2012), DGS
Item 026, (SL-006-110-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide grant documents no later than June 1, 2014. No match is required.

BACKGROUND

Total Project	\$16,802,421.00
12-026 (This Action)	\$ 5,000,000.00
11-021 (Prior Action)	\$ 4,000,000.00
Local Cost	\$ 7,802,421.00

REMARKS

- (1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (3) Invoices should be submitted to the Department of General Services for the disbursement of funds.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 29-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

NAME OF GRANTEE/BORROWER

Community Housing Associates, Inc.
2918-B Glenmore Ave.
Baltimore, MD 21214

PROJECT NO. AND TITLE

Project No. MHA-CB-03511-03;
Acquisition: 4227 Frederick Ave.
Baltimore, MD 21201

DESCRIPTION

Approval is requested for a State grant of \$161,587.00 to assist Community Housing Associates, Inc. (CHA), a nonprofit organization, in the cost of acquiring a three-story masonry frame building at 4227 Frederick Ave., Baltimore, MD. CHA has a contract of sale to purchase this property for \$208,000.00. This building, with approximately 6,000 gross square feet of space, will be used to provide 9 one-bedroom residential units for men and women with mental illness. Two appraisals were obtained for the property; both have been reviewed by the Department of General Services. See the "As-is" appraisals below:

APPRAISALS

\$225,000.00 Terry R. Dunkin, Towson Real Estate Services, LLC.
\$210,000.00 Robert J. Muller, Certified Appraisal Service, Inc.

Based on these appraisals, the Department of General Services approved the "As-is" fair market value of the real estate at \$210,000.00.

Eligible project costs are \$215,450.00. This includes \$208,000.00 for acquisition and \$7,450.00 for appraisals. These costs will be funded as follows.

AMOUNT

\$215,450.00

FUND SOURCES

\$53,863.00 (25%) - Applicant's Share
Department of Housing and Community
Development Partnership Rental Loan
\$161,587 (75%) - State's Share
MCCBL 2010, Community Health Facilities
Funds

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 29-CGL (Cont.)

REMARKS

Community Housing Associates, Inc., has provided residential services to individuals with mental illness since 1989 and currently provides housing for 220 individuals. CHA is acquiring this building in order to provide housing for nine non-elderly disabled individuals under the Bailey Consent Decree. As part of the Bailey Consent Decree, CHA is eligible to receive up to 300-350 Section 8 project-based vouchers for the purpose of rental assistance. However, to access the Section 8 vouchers, CHA must first acquire the housing units. This project will allow CHA to acquire 9 one-bedroom housing units. The priority populations for this housing are individuals with serious and persistent mental illness and who are chronically homeless or, those at risk of homelessness upon discharge from a State-hospital.

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 Baltimore City.

No State funds will be disbursed until the grantee has presented suitable evidence to the Comptroller of Maryland's office, 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 of Maryland's office and will subsequently 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 AGENDAGENERAL MISCELLANEOUSITEM 30-GMDEPARTMENT OF GENERAL SERVICESOld Senate Chamber
Maryland State House
Annapolis, MDCONTRACT NO. AND TITLEProject No. BA-491-121-001;
Development of Historic
Plan and Design of Interpretative
Exhibits – Old Senate Chamber
Restoration
ADPICS NO. 001B3400159CONTRACT DESCRIPTION

Approval is requested to execute a contract to perform A/E exhibit design services to interpret historic period rooms of the 18th century. The recommended awardee will be responsible for the development of a Historic Furnishings Plan and Design of Interpretative Exhibits to be installed within the three rooms comprising the 18th century portion of the visitor experience in the Maryland State House. These rooms include, the Old Senate Chamber (the most historically important room in the Maryland State House); and two adjacent rooms which are the Stairwell Room and Old Senate Committee Room.

PROCUREMENT METHODExempt – Renovation of Historic Structures
State Finance and Procurement Article
11-203 (a) (1) (xviii)BIDS OR PROPOSALSC & G Partners LLC
New York, NY
Experience Design
Pawtucket, RITech Scores

92.44%

89.44%

AWARDC & G Partners LLC
New York, NYAMOUNT

\$174,365.00 (2 years, 3 months)

TERM

9/20/2012-12/19/2014

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDAGENERAL MISCELLANEOUSITEM 30-GM (Cont.)MBE PARTICIPATION

0%

REMARKS

A Letter of Interest (LOI) and Request for Proposals (RFP) for both Technical Qualifications and Cost Proposals was posted on *eMarylandMarketplace.com* Notices sent to 524 prospective bidders. In addition, the Procurement Officer sent email notices to twelve (12) suggested sources from the Maryland State Archives. The LOI due date was 8/3/2012; and ten (10) firms submitted expressions of interest. The RFP due date was 8/21/2012; and two (2) acceptable proposals were received.

This solicitation for A/E Services to perform Exhibit Design, was competed using Architectural & Engineering Services Act as a guideline, and modified as allowed per SFP Article 11-203(a)(1)(xviii).

The Qualifications Evaluation Committee (QEC) convened on three days from August 21 thru August 23, 2012 to evaluate the offers. The QEC qualified two (2) offers as technically acceptable. Cost Proposal from the highest ranked offeror was opened, and billing rates/fees satisfactory to the Negotiations Committee and within budget were negotiated. A final fee proposal was submitted on 8/27/2012, and resulted in an 11.6% reduction to the price in the original offer.

The scope of services includes all six design phases (i.e., schematic, design development, construction documents, bidding and negotiations, construction, and post construction). The Old Senate Chamber will be restored as an authentic period space; and the Stairwell Room and Old Senate Committee Room adjacent to Old Senate Chamber will house interpretative exhibits. The design to budget for this project is \$650,000.00 for all six (6) phases..

FUND SOURCES

\$140,000.00 MCCBL 2011/Item 004
(Provide funds to design, construct, and equip the State House with interpretive exhibits.)
\$ 34,365.00 MCCBL 2011/Item 003
(Provide funds to design, construct and equip alterations and renovations to the State House in order to restore the Old senate Chamber to its 18th century appearance...)

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 30-GM (Cont.)

RESIDENT BUSINESS

No

MD TAX CLEARANCE

12-2084-0000

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

APPROVED

DISAPPROVED

DEFERRED

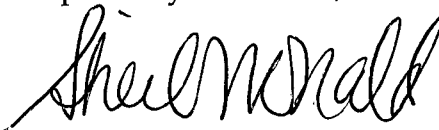
WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

There being no further business, the meeting of September 19, 2012 was adjourned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Sheila McDonald". The signature is written in a cursive style with a large initial "S" and "M".

Sheila C. McDonald, Esq.
Executive Secretary

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