

MINUTES
OF THE
MEETING OF THE
BOARD OF PUBLIC WORKS

September 21, 2011

BOARD OF PUBLIC WORKS

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SEPTEMBER 21, 2011

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**MINUTES OF THE MEETING OF
THE BOARD OF PUBLIC WORKS, SEPTEMBER 21, 2011**

The Board of Public Works met in the Governor's Reception Room, State House, Annapolis, Maryland, on Wednesday, September 21, 2011.

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
David Romans, Deputy Secretary, Department of Budget & Management

CONSTRUCTION:

General Construction Project Contingency Fund 1988
Maryland Consolidated Capital Bond Loan of 2004
Maryland Consolidated Capital Bond Loan of 2005
Maryland Consolidated Capital Bond Loan of 2006
Maryland Consolidated Capital Bond Loan of 2007
Maryland Consolidated Capital Bond Loan of 2008
Maryland Consolidated Capital Bond Loan of 2009
Maryland Consolidated Capital Bond Loan of 2010
Maryland Consolidated Capital Bond Loan of 2011

On items where payments are to be made from proceeds of the above listed bond issues, full regard is given to the provisions of each Act and its prospective amendments.

Except as otherwise provided in these Acts, before the State agency or institution responsible for an individual item may begin work with funds secured under the Act, the agency or institution shall provide satisfactory assurances to the Board of Public Works that the work described in the individual items can be completed with the funds specified for that item.

If federal funds are available to help accomplish any project identified in these Acts, the State agency or institution responsible for the project shall make efforts through proper administrative procedures to obtain these federal funds. Before spending any funds secured under these Acts, the agency or institution shall certify its efforts to the Board of Public Works and state the reason for any failure to obtain federal funds. If federal funds are obtained, they shall be used to defray the costs of the project described in these Acts, not to expand its scope.

BOARD OF PUBLIC WORKS

SEPTEMBER 21, 2011

SECRETARY'S AGENDA

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

1. BOARD OF PUBLIC WORKS *Wetlands Licenses*

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

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

ANNE ARUNDEL COUNTY

	To maintenance dredge a spur channel and slip area and provide for a 6-year dredging period – West River
10-0913	<u>SHIRLEY HERBERT</u>
10-0921	<u>ROBERT & TERESA NILSEN</u>

QUEEN ANNE'S COUNTY

11-0722	<u>MEARS POINT ASSOCIATES</u> – To dredge an existing marina basin – Kent Narrows, Grasonville
11-0570	<u>COMMISSIONERS OF QUEEN ANNE'S COUNTY</u> – To replace a failing sewer pipe by horizontal directional drilling – Cox Creek at Cox Creek Bridge

*NOTE: In FY2012, BPW has approved 1.41 acres of living shoreline.

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

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

BOARD OF PUBLIC WORKS**SEPTEMBER 21, 2011****SECRETARY'S AGENDA**

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

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

Submission of the Procurement Agency Activity Reports by:

Department of General Services, March and April 2011

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 21, 2011

SECRETARY'S AGENDA

Contact: Norman C. Swoboda (410)514-7355
swoboda@mdhousing.org

3. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

RECOMMENDATION: That the Board of Public Works approve releasing the deeds of trust on five properties that received loans from DHCD's Down Payment and Settlement Expense Loan Program. In each case, the deed of trust is a second mortgage; the borrower is selling the property in lieu of foreclosure to pay off the first mortgage owed to DHCD, and the borrower has 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). Each borrower has/will sign a promissory note in the amount of the outstanding principal of the second mortgage.

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

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

- A. Loan Recipient:** **Cesar Bolanos and Jessica Valdez**
6921 Scotch Drive, Laurel, MD 20707
Prince George's County
- Original Loan: \$7,200
Current Balance: \$7,200
Type: Second Mortgage
- B. Loan Recipient:** **Terri Davis**
1311 Karen Blvd, #207, Capitol Heights, MD 20743
Prince George's County
- Original Loan: \$5,000
Current Balance: \$5,000
Type: Second Mortgage
- C. Loan Recipient:** **Michael Drgos**
1670 Mohegan Dr., Unit J, Havre DeGrace, MD 21078
Harford County
- Original Loan: \$5,000
Current Balance: \$5,000
Type: Second Mortgage

BOARD OF PUBLIC WORKS**SEPTEMBER 21, 2011****SECRETARY'S AGENDA****3. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**

- D. Loan Recipient:** **Conrad and Kathy McCroy**
1719 Elkridge Dr., Edgewater, MD 21037
Anne Arundel County
Original Loan: \$3,000
Current Balance: \$3,000
Type: Second Mortgage
- E. Loan Recipient:** **Rachael Ward-Wright**
14049 Vista Dr., #165, Laurel, MD 20707
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 21, 2011

SECRETARY'S AGENDA

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

4. DEPARTMENT OF PLANNING

Maryland Historical Trust: African American Heritage Preservation Program

Recommendation: That the Board of Public Works approve one MHT grant agreement through the African American Heritage Preservation Program in the amount of \$28,000.

Project: **Hosanna School Renovation**
 2424 Castleton Road, Darlington
 Harford County

Grantee: Hosanna Community House, Incorporated

Description: Install chair lift and ramp; site work; associated architectural/engineering services.

Amount: \$28,000
 [Grantee's total project costs estimated \$48,000.]

Fund Source MCCBL 2011: *Maryland Historical Trust, Appropriation #11077*

Remarks: The Hosanna (Berkley) School was built in 1868 by five African American men acting as Trustees. It now stands as a rare, early instance of African American-initiated and run educational efforts in the former slave-owning areas of the nation. The first floor was a one-room school, while the second story was for the just-established Hosanna Church and was also used for meetings by various African American fraternal orders and lodges. Hosanna School was used as a school for African Americans until 1945 when the school ceased operation. This project will improve accessibility to the structure. MHT holds a preservation easement on the interior and exterior of the property, which is currently a schoolhouse museum on the first floor and meeting and event space on the second floor.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS**SEPTEMBER 21, 2011****SECRETARY'S AGENDA**

Contact: Gary McGuigan (410) 333-1560
(GAM@mdstad.com)

5. MARYLAND STADIUM AUTHORITY

CONTRACT ID: Warehouse/Camden Station Façade & Roof
Restoration-Oriole Park at Camden Yards Renovations

CONTRACT APPROVED: Secretary's Agenda Item 12 (11/17/10)

CONTRACTOR: Coakley & Williams Construction, Inc.

CONTRACT DESCRIPTION: The restoration project consists of work to the Warehouse and Camden Station. The Warehouse will have roof replaced, façade restored, basement waterproofed, canopy installed, and eighth floor cornice installed to protect the original masonry. Camden Station will have roof replaced and façade restored.

MODIFICATION DESCRIPTION: Award Guaranteed Maximum Price contract for roof replacement, façade restoration, basement waterproofing, warehouse cornice and canopy installation.

CONTRACT TERM: October 1, 2011 through August 1, 2012

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 29%

ORIGINAL CONTRACT AMOUNT: \$68,000 (pre-construction fees only)

MODIFICATION AMOUNT: \$6,305,841

REVISED TOTAL CONTRACT AMOUNT: \$6,373,841

FUND SOURCE: Maryland Stadium Authority Revenue Bonds

BOARD OF PUBLIC WORKS**SEPTEMBER 21, 2011****SECRETARY'S AGENDA****5. MARYLAND STADIUM AUTHORITY (cont'd)**

REMARKS: This is a modification to Coakley & Williams Construction, Inc.'s existing contract to award a Guaranteed Maximum Price package for roofing, restoration, site paving, scaffolding, waterproofing, electrical, painting, and sprinkler trade contracts. The initial award was for pre-construction only. The trade contractor procurement process was advertised on MSA's website, *eMarylandMarketplace*, The Baltimore Sun, GOMA, and the Governor's Office of Business Advocacy and Small Business Assistance, as well as several direct solicitations. The MBE sub-contractor participation goal is 25%. Coakley & Williams Construction, Inc. has proposed achieving 29% MBE sub-contractor participation.

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-2159-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

SEPTEMBER 21, 2011

SECRETARY'S AGENDA

Contact: Patti Konrad (410-260-7920)
pkonrad@treasurer.state.md.us

6. BONDS

Submission of a recommendation by the State Treasurer for the adoption of the attached resolutions concerning the sale of \$254,915,000 State of Maryland General Obligation Bonds, State and Local Facilities Loan of 2011, Second Series E, Tax-Exempt Refunding Bonds, dated as of their date of delivery, expected to be September 28, 2011 (the "Bonds").

- Ratifying and approving:

(i) The resolutions authorizing the sale of the Bonds adopted on June 15, July 6 and July 27, 2011.

(ii) The Preliminary Official Statement dated September 8, 2011.

(iii) The Bond Purchase Agreement between the State of Maryland and J.P. Morgan Securities LLC, as representative of the Underwriters, for the purchase of the Bonds, dated September 14, 2011, and executed by the Treasurer on behalf of the State.

(iv) The final Official Statement dated as of September 14, 2011.

- Ordering the issuance of the Bonds in the maturities and at the interest rates agreed to in the Bond Purchase Agreement.

NOTE: The Treasurer postponed the sale of the Second Series E Tax-Exempt Refunding Bonds as part of Secretary's Item 1 (7/27/11). Today's recommendation reports a 2011 Second Series E sale as determined by the Treasurer.

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 21, 2011

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

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

Recommendation: Approval to commit \$117,000.00 for the following **development** project located in Somerset County.

***Centralized Facility Phase #4 – \$117,000.00
POS #5904-19-87
MD20110719-0576***

Background: Install new state-of-the-art lighting for field one and extend the existing parking area to allow additional capacity. The proposed outdoor recreational lighting system is designed to perform its intended function, be energy efficient, and minimize light pollution. Overall stormwater runoff from the facility will be managed by vegetated drainage swales.

Fund Source: Program Open Space Local Share allocated to Somerset County:
 Program 81.20.04 Item 819 \$ 6,976.80
 Program 81.20.04 Item 919 \$51,504.00
 Program 81.20.04 Item 119 \$19,902.00

MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Somerset County:
 Program 89.22.49 Item 056 \$ 9,830.14
 Program 89.22.49 Item 051 \$ 1,958.15
 Program 89.22.49 Item 052 \$26,828.91

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 21, 2011

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

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

Recommendation: Approval to commit \$1,500.00 for the following **development** projects located in Worcester County

1. *Homer Gudelsky Park Bike Rack - \$500.00*
POS #5907-23-217
MD20110804-0623

Background: Install a new bike rack at the park to promote alternate forms of transportation to and from the park. Parking at the facility is limited and there is currently no bike rack.

Fund Source: Program Open Space Local Share allocated to Worcester County:
Program 81.20.04 Item 823 \$ 500.00

2. *Newark Park Engineered Wood Fiber - \$1,000.00*
POS #5908-23-218
MD20110804-0619

Background: Replenish the engineered wood fiber safety surface at the existing playground in accordance with playground safety standards. This playground is one of several features at the County park and is frequented by many visitors.

Fund Source: Program Open Space Local Share allocated to Worcester County:
Program 81.20.04 Item 823 \$1,000.00

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 21, 2011

**ITEM 3A
RURAL LEGACY PROGRAM:**

Contact: Meredith Lathbury
mlathbury@dnr.state.md.us
(410) 260-8450

Recommendation: Approval to grant \$454,766.85 to Garrett County for the following project from Rural Legacy Funds.

***Bear Creek Rural Legacy Area - \$454,766.85
The Honorable Delegate Wendell R. Beitzel and Ruth Beitzel Farm***

Background: The Board of Public Works authorized a \$1,600,000 FY 2008 Grant for easement acquisitions in Garrett County for the Bear Creek Rural Legacy Area on the April 2, 2008 Program Open Space Agenda Item 9A.

Project Description: Acquisition of this 86.51-acre conservation easement will protect valuable agricultural and forest lands, as well as provide a permanent forest buffer on 2,990 feet of Bear Creek and its tributaries. Delegate Beitzel filed a Form B disclosure and Form D disclaimer with the Maryland General Assembly Joint Committee on Legislative Ethics relating to this acquisition. In a letter from that Committee, dated July 20, 2011, Delegate Beitzel was informed that his disclosure and disclaimer fully satisfy the requirements set out by the Joint Committee on Legislative Ethics for a legislator who is participating in the Rural Legacy Program. This easement will be held by Garrett County.

Value of Easement: Total easement value \$427,000 - \$4,935.85 per acre

Total Other Costs: \$ 27,766.85

Administrative	\$12,810.00
Incidental:	\$ 2,314.85 (title work)
	\$ 3,537.00 (appraisals)
	\$ 2,700.00 (survey)
Program Compliance:	\$ 6,405.00

Amount Requested: \$454,766.85

Fund Source: MCCBL of 2010: Rural Legacy Program
Program 89.22.49 Item 054 \$448,361.85 (FY 2011)

Program 81.20.04 Item 025 \$6,405.00

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 21, 2011

**ITEM 4A
GENERAL/MISCELLANEOUS**

Contact: Meredith Lathbury
mlathbury@dnr.state.md.us
410-260-8450

Recommendation: That the Board of Public Works approve the Department of Natural Resources acquiring up to an additional 18.48 acres at \$8,073 per acre on a previously-approved transaction to acquire the Martinuk property in Cecil County.

Background: Reference is made to DGS Item 8-RP (June 1, 2011) in which the Board of Public Works approved an agreement of sale for DNR to acquire 124.62/- acres in Cecil County adjacent to Elk Neck State Forest known as the Martinuk property at a purchase price of \$1,006,050. The Item stated that if a post-approval survey exceeded 124.62 acres, then DNR would return to the Board for approval to purchase the overage at \$8,073 per acre. The survey revealed that the total acreage of the property will exceed 124.62 acres. Board approval is requested to allow for acquisition of additional acreage up to 143.095 acres and an adjusted purchase price not to exceed an additional \$149,155.00 for a maximum purchase price of \$1,155,205 subject to the final survey.

Fund Source: Program Open Space Acquisition Opportunity Loan 2009
Program 89.22.45 Item 500 \$149,155.00

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

SERVICES CONTRACT

ITEM: 1-S

Agency Contact: Luci A. Sager
410-468-2374
LSager@mdinsurance.state.md.us

DEPARTMENT:

Maryland Insurance Administration (MIA)
Examination and Auditing

CONTRACT ID:

**D80R1400005;
Examination and Auditing Consulting
Services - Five Functional Areas
ADPICS NO: D80B2400001**

CONTRACT DESCRIPTION:

CONTRACT DESCRIPTION: Multiple Awards for Master Contracts to provide financial examination and auditing consulting services in five functional areas: Staff Assistance; Senior Examiner Assistance; Examiner-In-Charge Assistance; Senior Management Assistance; and Assistant Chief Examiner Assistance.

AWARDS:

See Attachment 1

TERM:

9/22/2011 – 9/30/2014 (w/ 2 one-year renewal options)

AMOUNT:

\$9,475,117 NTE (Approx. 3 Years; Base Contract)
\$3,145,617 NTE (1 Year; 1st Renewal Option)
\$3,153,883 NTE (1 Year; 2nd Renewal Option)
\$15,774,623 Total NTE (Approx. 5 Years)

PROCUREMENT METHOD:

Competitive Sealed Proposals

BIDS OR PROPOSALS:

See Attachment 2

MBE PARTICIPATION:

7% (See Requesting Agency Remarks below)

PERFORMANCE SECURITY:

None

INCUMBENTS:

See Attachment 2

**SUPPLEMENT B
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* (eMM) with 17 prospective vendors receiving the notice, eight of which are Maryland firms and one is a MBE. In addition, copies of the RFP were mailed directly to 44 prospective vendors, 12 of which are Maryland firms and none are MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

Sixteen (16) proposals were received in response to the RFP, 14 of which were determined to be reasonably susceptible of being selected for award. As per the terms of the RFP, six Master Contracts are being awarded to the six Offerors with the highest overall ranked proposals.

Award is recommended to Lewis & Ellis Actuarial Consultants, RSM McGladrey Inc., Invotex Group, INS Regulatory Insurance Services, Inc., Global Insurance Enterprises, Inc, and Noble Consulting Services, Inc. These six Master Contractors will be issued Task Order Requests for Proposals (TORFPs) on an as needed basis. A Task Order Agreement (TOA) will be awarded to the Master Contractor with the highest ranked Task Order Proposal (TOP) in response to a TORFP. The Master Contractors are not guaranteed any minimum or maximum amount of work under the Master Contracts.

The Maryland Insurance Administration (MIA) issued this RFP to obtain six Master Contractors to assist the MIA in providing examination and auditing of insurance companies, health maintenance organizations and managed care organizations at least once every five years and perform analyses of such companies and the transactions entered into or proposed to be entered into by such companies. Previously only three contracts were awarded and the contractors were not always available when MIA needed them. Hopefully, with six Master Contractors MIA will be able to have secondary competition with the services being performed in a timely manner, as needed.

A 7% MBE Participation Goal was established for this solicitation based upon the determination that subcontracting is limited to ancillary services because the services required under the Master Contracts and TOAs are insurance industry specific and specialized knowledge is required. MBEs listed as performing auditing services are not qualified to perform the specific insurance industry work requested. The six Master Contractors affirmed that they will comply with all MBE requirements and processes associated with the Master Contracts and any subsequent TORFPs and TOAs.

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

ITEM: 1-S (Cont.)

The MIA is mandated by § 2-205 of the Insurance Article, Maryland Annotated Code, to conduct financial examinations of insurance companies, health maintenance organizations, and managed care organizations at least once every five years. There are approximately 70 such companies domiciled in the State of Maryland. The purpose of these examinations is to ensure the continued financial solvency of insurers authorized to do business in Maryland by detecting solvency issues in advance and ensuring compliance with National Association of Insurance Commissioners (NAIC) requirements and Maryland law. The responsibility for these examinations rests with the Examination and Auditing Unit. This Unit also performs organizational examinations of new companies, and target examinations as a result of specific concerns about a company's solvency or other information the MIA may become aware of and may require continued monitoring by the MIA.

The Award Amount is based upon the average financial proposal amount between all six Master Contractors for the fully loaded fixed hourly rates to perform the services requested under the Master Contract and subsequent TOA.

FUND SOURCE:	100% Special (The insurance company being examined will pay the Contractor.)
APPROP. CODE:	D80Z01
RESIDENT BUSINESSES:	See Attachment 1
MD TAX CLEARANCES:	See Attachment 1

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 1-S

ATTACHMENT 1

4B
BPW 9/21/2011

AWARDS / MD TAX CLEARANCES / RESIDENT BUSINESSES (Cont.):

<u>AWARDS</u>	<u>MD TAX ID</u>	<u>RESIDENT BUSINESS</u>
Lewis & Ellis Actuarial Consultants Richardson, TX (Local Office in Baltimore, MD)	11-1741-0111	Yes
RSM McGladrey, Inc. Baltimore, MD	11-1742-1111	Yes
Invotex Group Baltimore, MD	11-1743-0111	Yes
INS Regulatory Insurance Services, Inc. Philadelphia, PA	11-1744-0111	No
Global Insurance Enterprises, Inc. Flourtown, PA	11-1745-0000	No
Noble Consulting Services, Inc. Indianapolis, IN	11-1746-0000	No

BIDS OR PROPOSALS (Cont.):

<u>Offerors</u>	<u>Technical Ranking</u>	<u>Financial Price/Ranking **</u>	<u>Overall Ranking ***</u>
Lewis & Ellis Actuarial Consultants Richardson, TX (Local Office in Baltimore, MD)	4	\$15,065,500 (6)	1
RSM McGladrey, Inc. * Baltimore, MD	5	\$15,314,700 (7)	2
Invotex Group Baltimore, MD	1	\$16,997,500 (13)	3
INS Regulatory Insurance Services, Inc. * Philadelphia, PA	2	\$16,753,000 (12)	4
Global Insurance Enterprises, Inc. Flourtown, PA	7	\$13,986,500 (3)	5
Noble Consulting Services, Inc. Indianapolis, IN	3	\$16,530,500 (10)	6
JV Partners Evanston, IL	6	\$15,689,000 (9)	7
Highland Clark Winston Salem, NC	12	\$11,921,500 (2)	8
United Examination Temple Hills, MD	14	\$11,233,000 (1)	9
Examination Resources Atlanta, GA	8	\$14,947,000 (5)	10
Smith/Little LLC Charleston, WV	9	\$14,562,500 (4)	11

BIDS OR PROPOSALS (Cont.):

<u>Offerors (Cont.)</u>	<u>Technical Ranking</u>	<u>Financial Price/Ranking **</u>	<u>Overall Ranking ***</u>
Bostick Crawford Consulting Group * Plano, TX	11	\$15,612,000 (8)	12
Huff Thomas Kansas City, MO	13	\$16,652,000 (11)	13
Eide Bailey Fargo, ND	10	\$18,789,000 (14)	14

Note: * Incumbent.

** The financial prices were based upon a model for the fully loaded fixed hourly rates for an estimated number of hours for each functional area for the services to be performed.

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

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

SERVICES CONTRACT

ITEM: 2-S **Agency Contact:** Ben Steffen
410-764-3566
bsteffen@mhcc.state.md.us

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Maryland Health Care Commission
(MHCC)

CONTRACT ID: MHCC 11-015;
Evaluation of the Maryland Multi-Payer
Patient Centered Medical Home Program
ADPICS BPO # M00B2400233

CONTRACT DESCRIPTION: Conduct an evaluation of Maryland's Patient
Centered Medical Home (PCHM) Program.

AWARD: Impaq International, LLC
Columbia, MD

TERM: 10/1/2011 – 10/31/2015

AMOUNT: \$1,199,899 (4 Years, 1 Month)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 33% (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: N/A

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

ITEM: 2-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandmarketplace.com* and emailed to the "Qualified Small Business Bidders List", reaching over 450 potential vendors, of which approximately 150 are minority businesses. The notice was also advertised on the DHMH and MHCC websites. A copy was also sent to the Governor's Office of Minority Affairs.

Two proposals were received in response to the RFP. Both were determined to be reasonably susceptible of being selected for award. Award is recommended to Impaq International, LLC (Impaq) as having submitted the most advantageous offer for the State with the overall #1 ranking. Impaq was ranked #2 technically with the lower price. The technical differences between the two offerors were not judged to offset the \$539,768 difference in price (31%) of Impaq.

In 2010, the Office of the Governor sponsored legislation that was unanimously approved by the Maryland General Assembly requiring the Maryland Health Care Commission (MHCC) to establish a *Patient Centered Medical Home Program* (Md. Code Ann., Health-General §19-1A.). The legislation includes a mandate that the MHCC retain a consulting firm to conduct an independent evaluation of the program and report the findings of the evaluation to the Assembly.

The Patient Centered Medical Home Program (PCMH), which began in 2011, is a three-year, multi-payer program consisting of 53 primary care practice sites, with over 200 primary care providers serving approximately 300,000 patients. The participating practices receive support from the State in becoming a PCMH, are reimbursed for providing extra services associated with the program, and share savings with the participating carriers that result from avoided emergency department visits and reduced hospitalizations. Participating payers include the five largest health insurance carriers in the State and Medicaid managed care organizations (subject to limitations of the State budget). The results of the mandated evaluation will be used to determine whether the program is expanded beyond the 53 practices or terminated.

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

ITEM: 2-S (Cont.)

This contract will provide consultant services to develop and implement an evaluation that will determine the effectiveness of the PCMH in reducing health care costs and improving health care outcomes. The evaluation will study the PCMH on the following healthcare dimensions: (a) improvement in access to and delivery of healthcare; (b) improvement in quality of care; (c) lower cost of care through reduced utilization; (d) reduction in health disparities; (e) increased patient satisfaction; and (f) increased provider and practice staff satisfaction. The evaluation will also evaluate the cost and process of transforming practices into medical homes, with a focus on the financial feasibility of the program.

There was a 25% MBE Participation Goal established for this contract; however, Impaq has committed to a 33% MBE Participation Goal.

FUND SOURCE: 100% Special (User Fees from hospitals, nursing homes, health care providers, and insurance companies)

APPROP. CODE: M00R0101

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-2059-0110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BIDS OR PROPOSALS (Cont.):

<u>Offerors</u>	<u>Technical Rank</u>	<u>Financial Price/Rank *</u>	<u>Overall Rank **</u>
Impaq International, LLC Columbia, MD	2	\$1,199,898.90 /1	1
Health Management Associates New York, NY	1	\$1,739,666.53/ 2	2

Note: * The Financial Price was based on nine components/deliverables. There are eight deliverables: 1) Evaluation Study Design; 2) Report on Data Collection; 3) Report on Selection of Comparison Practices; 4) Submission of Baseline Data for All Measures; 5) Year 1 Report – Quality, Savings, Satisfaction; 6) Year 2 Report – Quality, Savings, Satisfaction; 7) Year 3 Report – Quality, Savings, Satisfaction, Disparities and Practice Transformation, and 8) Final Evaluation Report. The final ninth component – Unit Work, will be used at the discretion of the MHCC to conduct Special Policy and Data Quality Studies. These studies, if necessary, will examine any policy issue in greater detail or to make presentations to external organizations. Prices for this ninth component were based upon a model of estimated hours of usage for three proposed hourly rates.

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

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

SERVICES CONTRACT

ITEM: 3-S **Agency Contact:** Ronald Brothers
410-585-3100
rcbrothers@dpscs.state.md.us

DEPARTMENT/PROGRAM: Public Safety & Correctional Services (DPSCS)
Information Technology & Communications
Division (IT&CD)

CONTRACT ID: DPSCS IT&CD 2012-01;
Arrest Disposition Recovery
ADPICS NO. Q00B2400044

CONTRACT DESCRIPTION: Provide arrest disposition recovery services to allow
the State to assume full ownership of Maryland criminal files maintained by the Federal Bureau
of Investigations (FBI).

AWARD: Inquiries, Inc.
Easton, MD

TERM: 10/1/2011 – 9/30/2012 (w/4 one-year renewal
options)

AMOUNT: \$190,000 Est. (1 Year; Base Contract)
\$190,000 Est. (1 Year; Renewal Option #1)
\$190,000 Est. (1 Year; Renewal Option #2)
\$190,000 Est. (1 Year; Renewal Option #3)
\$190,000 Est. (1 Year; Renewal Option #4)
\$950,000 Total Est. (5 Years)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 100% (Contractor is a MD Certified MBE)

INCUMBENT: Same

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

ITEM: 3-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMarylandMarketplace.com*, reaching 327 potential vendors, of which 89 are MBEs. A copy of the solicitation notice was not sent to the Governor's Office of Minority Affairs. Therefore, a determination has been made by the Department of Budget and Management (DBM) Agency Head per COMAR 21.03.01.04 that this contract should be treated as voidable.

Two bids were received in response to the IFB, both of which were determined to be responsive. Award is recommended to Inquiries, Inc., the incumbent, as the responsible bidder with the lowest price. No responses were received from other potential bidders as to why they did not respond to the IFB.

The recommended Contractor, Inquiries Inc., will provide arrest disposition recovery services for a maximum of 10,000 to-be-determined files annually. The Contractor will be responsible for conducting and documenting a full, complete and accurate processing and resolution of each and every individual Date of Arrest (DOA) event, enumerating those reports requiring correction and the nature of the correction required so as to allow Maryland to assume full ownership of the criminal file now maintained by the FBI. In performing the research and documentation, the Contractor shall perform the following due diligence:

1. Inquire of the Department's Criminal Justice Information System - Central Repository-maintained Web Archive to ensure all fingerprint card events are included on the Criminal History Record Information data base while concurrently;
2. Inquire of the FBI-maintained National Criminal Information Center data base to ensure:
 - a. All arrests on the FBI record are also on the Maryland record;
 - b. All records expunged or remanded to juvenile status are documented for subsequent removal from the FBI record;
 - c. The documentation for subsequent updating of all missing arrests and dispositions on the Maryland record; and
 - d. Query of Maryland State Achieves and the Maryland District and Circuit Courts for disposition information, documenting same for subsequent updating of the Maryland record.

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

ITEM: 3-S (Cont.)

FUND SOURCE: 100% Federal (National Criminal History
Improvement Program Grant)

APPROP. CODE: Q00A0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1908-1111

DBM REMARKS: 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

ITEM: 3-S (Cont.)

ATTACHMENT

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BPW 9/21/2011

BIDS OR PROPOSALS (Cont.):

BIDDERS	BID PRICE BASE CONTRACT (1 YEAR)	BID PRICE OPTION #1 (1 YEAR)	BID PRICE OPTION #2 (1 YEAR)	BID PRICE OPTION #3 (1 YEAR)	BID PRICE OPTION #4 (1 YEAR)	TOTAL BID PRICE * (5 YEARS)
Inquiries, Inc. ** Easton, MD	\$190,000	\$190,000	\$190,000	\$190,000	\$190,000	\$950,000
Metropolitan Strategies, Inc. Washington, MD	\$390,000	\$397,000	\$405,000	\$412,000	\$420,000	\$2,024,000

Note: * Bid Prices were based upon a model of an estimated number of records times the all-inclusive price per record charge per year for conducting arrest disposition recovery research and documentation services.

** Bidder is a Maryland Certified MBE.

ACTION AGENDA

SERVICES CONTRACT

ITEM: 4-S

ncook@dors.state.md.us

DEPARTMENT:

Education (MSDE)

PROGRAM:

the Blind (MD BEP)

CONTRACT ID:

ADPICS No. R00B1400047

CONTRACT DESCRIPTION:

servicing of vending machines located at all Interstate Highway Rest Stops and Welcome Centers throughout the State of Maryland under the oversight of the Maryland Business Enterprise Program for the Blind (MD BEP). The MD BEP solicits and recommends the award of multi-year contracts in accordance with the highest commission on sales to be paid monthly to the MD BEP.

AWARD:

Baltimore, MD

TERM:

10/1/2011 – 9/30/2016

AMOUNT:

(\$1,935,000 Estimated Payments to MD BEP based upon a 43% commission rate & a guaranteed annual minimum payment of \$350,000)

PROCUREMENT METHOD:

Multi-Step Competitive Sealed Bidding

BIDS OR PROPOSALS:

See Attachment

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

ITEM: 4-S (Cont.)

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

PERFORMANCE SECURITY: None

INCUMBENT: Blind Industries and Services of Maryland (BISM)
Baltimore, MD
(See Requesting Agency Remarks below)

REQUESTING AGENCY REMARKS: A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMarylandMarketplace.com* (eMM), with 89 vendors automatically notified through eMM. Copies of the solicitation notice were also emailed directly to 28 prospective vendors, totaling 117 vendors notified. The potential vendors notified included five out-of-state vendors, 39 certified Maryland small businesses (SBRs) and 17 MDOT certified minority businesses (MBEs).

Five bids were received in response to the IFB. Four Bids were determined to be responsive and the bidders responsible. One Bidder was determined to be not qualified because it did not meet the minimum requirement for prior experience (years of service or volume of sales). Award is recommended to Compass Group USA / Canteen Vending Services (Canteen), who bid the highest combination of the weighted average commission rate to be paid to MD BEP and guaranteed annual payment amount (based on estimated annual gross sales). MD BEP will be paid 1/12th of the annual guarantee (\$29,167 per month) until annual sales reach \$816,000 at which time the Contractor will pay the 43% commission on gross sales.

Among the 112 notified vendors that did not submit bids (117 notified, less five that bid = 112), the following reasons are why they did not submit bids: 68 did not perform vending machine services, 17 did not meet the minimum qualifications or experience required, 15 were not interested in a contract of this size, and 17 could not be reached for comment.

The IFB required that contractors must have a demonstrated ability to operate vending services for a minimum of five years, documented annual gross sales volume of \$3,000,000 or above, be licensed to operate a business in Maryland, and be in good standing with the State Department of Assessments & Taxation (SDAT). In addition contractors had to provide references from other accounts for which similar facility vending service contracts were held.

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

ITEM: 4-S (Cont.)

A protest was filed by Blind Industries and Services of Maryland (BISM) on 3/31/2011 against the proposed award. This protest was denied by DORS on 4/1/2011 since BISM had not submitted a bid and had no standing to file a protest. The denial was appealed to the Maryland State Board of Contract Appeals (MSBCA) on 4/14/2011. On 5/24/2011, the MSBCA dismissed the appeal, with prejudice, pursuant to the Appellant's letter, dated 5/18/2011, indicating that the Appellant withdrew its appeal in the matter.

A 10% MBE participation goal on gross sales was established for this contract. Canteen has committed to the MBE goal by subcontracting the acquisition of vending products and supplies.

Pursuant to State Finance and Procurement Art. §14-109(c), DORS, through its unit the Maryland Business Enterprise Program for the Blind (MD BEP), has priority to operate the vending facilities on property controlled by the Department of General Services (DGS). The State Welcome Centers and Rest Areas along the Interstate Highway System are controlled and operated by the State Highway Administration (SHA). A Master Agreement between SHA and DORS permits the MD BEP to provide vending machines, vending products and services at the locations under this contract. Consistent with State Finance and Procurement Art. §14-109(d), vending machine income that results from DORS' priority either accrues to a blind person managing the vending facility on the property or is distributed to DORS if there is no person managing the vending facility. Vending machine income distributed to DORS is used towards funding the Program.

Pursuant to State Finance and Procurement Art. §14-103, DORS is required to obtain vending services and supplies from Blind Industries and Services of Maryland (BISM) if BISM provides the supplies and services and Maryland Correctional Enterprises does not provide the supplies and services. For many years, DORS has obtained the vending machine services from BISM. BISM provided the service using its own trucks and drivers and employed blind people to fill the vending machines and collect money. During the course of a legislative audit in 2008, DORS became aware that BISM was no longer providing the vending machine services, but had subcontracted the service to third party vendors.

REVISED

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BPW 9/21/2011

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

ITEM: 4-S (Cont.)

DORS conducted this competitive procurement for new vending machine services for the State Welcome Centers and Rest Areas because BISM no longer provided the vending machine services. This decision is consistent with Blind Industries and Services of Maryland v. the Maryland Department of General Services, 371 Md. 221 (2002).

FUND SOURCE: 100% Special (Revenue Generating)

APPROP. CODE: R00A01.24

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1473-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BIDS OR PROPOSALS (Cont.):

BIDDERS	WEIGHTED AVERAGE COMMISSION TO BE PAID TO MD BEP *	ESTIMATED TOTAL COMMISSION AMOUNT **	GUARANTEED ANNUAL PAYMENT TO MD BEP ***
Compass Group USA Canteen Vending Services Suitland, MD	43%	\$1,935,000	\$350,000
Black Tie Services Baltimore, MD	40%	\$1,800,000	\$332,837.12
Mid Maryland Vending Thurmont, MD	36.72%	\$1,652,400	\$225,000
Gilly Vending, Inc. Miami, FL	36.6%	\$1,647,000	\$200,000
Royalle Dining Services Dunkirk, MD	32.46%	\$1,460,700	\$254,848

* The Weighted Average Commission is based upon a model in the IFB to determine one commission rate from the different commission rates bid for each of the different Rest Stops and Welcome Centers throughout the State.

** The Estimated Total Commission Amount to be paid to MD Business Enterprise Program (MD BEP) is based on the Agency's Projected Sales of \$4,500,000 for the five year contract term.

*** The Guaranteed Annual Payment is paid to MD BEP on a monthly basis until the annual gross sales exceed the gross sales required to have the commission rate amount exceed the minimum guaranteed annual payment amount. At that point, the higher commission rate amount would be paid to MD BEP on a monthly basis.

The Award determination was based upon the highest combination of the weighted average commission rate and annual guarantee.

SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

SERVICES CONTRACT

ITEM: 5-S

Agency Contact: Cheryl Hill
410-545-0402
chill@sha.state.md.us

DEPARTMENT/PROGRAM:

Transportation (MDOT)
State Highway Administration (SHA)

CONTRACT ID:

TEMP 2011 A – W;
Temporary Help for MDOT Agencies
ADPICS NO. J02B2400001

CONTRACT DESCRIPTION:

CONTRACT DESCRIPTION: Multiple awards to 23 vendors to assist in meeting MDOT's temporary help needs, on an as-needed, short notice basis, in 21 job classifications in five service areas.

AWARDS:

See Attachment #1

TERM:

10/1/2011 – 9/30/2016

AMOUNT:

\$12,000,000 NTE

PROCUREMENT METHOD:

Competitive Sealed Bidding

BIDS OR PROPOSALS:

See Attachment #2

MBE PARTICIPATION:

14 of the 23 Contractors are MD Certified MBEs
0% subcontracting goal
(See Requesting Agency Remarks below)

INCUMBENTS:

See Attachment #1

REQUESTING AGENCY REMARKS: The State Highway Administration, on behalf of the entire Maryland Department of Transportation advertised the Invitation for Bids (IFB) for this service on *eMaryland Marketplace.com*. 55 vendors were directly solicited that included 51 Maryland firms and 36 MBE firms. Vendors were permitted to bid on any combination of 21 job classifications in five service areas (regions) of the State.

SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 5-S (Cont.)

Thirty-two (32) bidders submitted bids for at least one job classification in at least one service area. Under the terms of the IFB awards were limited to four vendors per job classification per service area. Of the 32 bidders, 23 are recommended for award for at least one job classification in at least one service area. Six bids from one bidder and one bid each from two other bidders were rejected as non-responsive because the bids were below the minimum acceptable bid price stated in the IFB (the Living Wage). And one bidder was unable to resolve tax compliance issues with SDAT and was not awarded a contract.

There was no MBE subcontracting goal established for this procurement due to the single scope of work and the nature of the on-call services to be provided. However, 14 of the 23 firms recommended for award are MDOT certified Maryland MBEs, representing 60% of the total number of contracts.

The contract will be administered on an as-needed basis, from a prioritized list of contractors in each of five service areas to supply temporary employees, typically on short notice, in ascending priority order, beginning with the lowest bid price. The priority was determined by the bid price per hour, by job classification and by service area.

Specifically, for each occasion when temporary help is needed the lowest priced contractor for the specific job classification needed, within the service area where the assistance is needed will be contacted to fulfill the requirement. For any occasion when the lowest priced contractor cannot provide the help required, the remaining contractors for that job classification within that service area will be contacted in the order of their price until the requirement is satisfied.

The five service areas are:

1. Baltimore Metropolitan that includes Baltimore City and Baltimore, Carroll, Frederick, Howard and Harford Counties;
2. Washington Metropolitan that includes Montgomery and Prince George's Counties;
3. Southern Maryland that includes Anne Arundel, Calvert, Charles, and St. Mary's Counties;
4. Eastern Shore / North that includes Cecil, Kent, Queen Anne's, Caroline, Talbot, Dorchester, Wicomico, Somerset and Worcester Counties; and
5. Western Maryland that includes Garrett, Allegany and Washington Counties.

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

ITEM: 5-S (Cont.)

There are 21 job classifications included in the contract, as follows:

1. Internal Auditor I,
2. Internal Auditor II,
3. Internal Auditor Lead,
4. Fiscal Accounts Clerk I,
5. Computer Information Services Specialist I,
6. Computer Information Services Specialist Supervisor,
7. Computer Operator I,
8. Fiscal Services Officer I,
9. Office Services Clerk,
10. Computer Network Specialist II,
11. Computer Network Specialist Lead,
12. Administrative Assistant I,
13. Administrative Assistant II,
14. Administrative Assistant III,
15. Administrative Assistant Executive,
16. MVA Customer Agent I,
17. MVA Customer Agent II,
18. Supply Officer I,
19. Supply Officer II,
20. Supply Officer III, and
21. Supply Officer IV.

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

ITEM: 5-S (Cont.)

FUND SOURCE: 100% Special (Maryland Transportation Fund)

APPROP. CODE: Various MDOT

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

ITEM: 5-S (Cont.)

ATTACHMENT #1

24B
BPW 9/21/2011

AWARDS (Cont.):

<u>Vendors</u>	<u>Service Areas</u>	<u>Md. Tax Clearance</u>
AE Brodhurst Corporation * Glen Burnie, MD (SBR)	Baltimore & Southern	11-1991-0111
A2Z Enterprise Services Waldorf, MD (SBR)	Southern	11-1992-0110
Abacus Corporation * Baltimore, MD	Baltimore, Washington, Eastern Shore & Western MD	11-1993-1111
Act Personnel Svcs., Inc. * Cumberland, MD (MBE)	Western Maryland	11-2052-0110
Athena Consulting, LLC Darnestown, MD (MBE/SBR)	Washington	11-1994-0110
Au & Associates, Inc. Lanham, MD (MBE/SBR)	Washington	11-1995-1110
Barrett Business Svcs., Inc. * Towson, MD	Baltimore	11-1996-0111
Beacon Staffing Alternatives * Aberdeen, MD (MBE/SBR)	Baltimore	11-1998-1110
CMT Services, Inc. Seabrook, MD (MBE/SBR)	Baltimore, Washington	11-1998-0111
Crosby Corporation Laurel, MD (MBE/SBR)	Washington, Southern	11-2069-1111

ITEM: 5-S (Cont.)

ATTACHMENT #1

BPW 9/21/2011

AWARDS (Cont.):

<u>Vendors</u>	<u>Service Areas</u>	<u>Md. Tax Clearance</u>
Excel Staffing Personnel Services Pikesville, MD (MBE/SBR)	Baltimore	11-2013-0111
Goodwill Works of the Chesapeake, Inc. Chesapeake, Inc. Baltimore, MD (MBE)	Baltimore & Eastern Shore	11-1999-0110
Hutch Staffing College Park, MD (SBR)	Washington & Southern MD	11-2000-0111
Jones Networking Associates, LLC * Lutherville, MD (MBE/SBR)	Baltimore & Southern MD	11-2001-0110
Kelly Services, Inc. * Baltimore, MD	Southern MD	11-2002-1111
Kennedy Personnel Services, Inc. * Baltimore, MD (MBE/SBR)	Baltimore, Southern MD Eastern Shore, Western MD	11-2003-1011
LBH Consultants, LLC * Rockville, MD	Washington	11-2004-0110
Level One Personnel Columbia, MD (MBE/SBR)	Baltimore	11-2005-0111
Mary Kraft Staffing & HR Solutions Lutherville, MD (MBE/SBR)	Baltimore	11-2006-1111

ITEM: 5-S (Cont.)

ATTACHMENT #1

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BPW 9/21/2011

AWARDS (Cont.):

<u>Vendors</u>	<u>Service Areas</u>	<u>Md. Tax Clearance</u>
NEC Staffing Services, Inc. * Glen Burnie, MD	Baltimore, Southern MD	11-2007-0111
ONJO Financial Services Corporation Bethesda, MD (MBE/SBR)	Washington	11-2008-0000
Premier Staffing Source Lanham, MD	Washington	11-2009-0110
Proper Staffing, Inc. * Baltimore, MD (MBE/SBR)	Baltimore	11-2010-0111

Note: * INCUMBENTS.

The following are additional INCUMBENTS that were not awarded contracts for this IFB, either because they did not bid or were rejected:

Allines Placement Firm
Baltimore, MD

Careers, USA, Inc.
Baltimore, MD

IMRG Staffing Solutions, Inc.
Lanham, MD

Roth Staffing Companies LLC
Baltimore, MD

Mercer Ventures, Inc. dba Mercer Staffing
Baltimore, MD

PAJ Business Staffing, Inc.
Baltimore, MD

Staffing Personnel & Consultants
Suitland, MD

Trinity Temporaries & Business Services
Hyattsville, MD
(MBE/SBR)

BIDS OR PROPOSALS (Cont.):

Baltimore Metropolitan Area I

Classification/ Firm	Internal Auditor I	RANK	Internal Auditor II	RANK	Internal Auditor III	RANK	Rank
GOODWILL WORKS, INC.	\$0.00	-	\$0.00	-	\$0.00	-	1
MARY KRAFT STAFFING & HR SOLUTIONS	\$15.90	3	\$18.04	4	\$18.50	2	3
JONES NETWORKING	\$16.97		\$18.32		\$19.57		4
NEC STAFFING SERVICES INC.	\$32.00		\$32.49		\$34.00		
ABACUS CORPORATION	\$25.06		\$29.17		\$34.73		
A E BRODHURST CORPORATION	\$15.89	2	\$16.21	1	\$16.54	1	
PROPER STAFFING INC.	\$19.60		\$20.25		\$21.85		
LEVEL ONE PERSONNEL	\$15.72	1	\$17.28	2	\$19.52	4	
BARRETT BUSINESS SERVICES	\$16.77	4	\$17.60	3	\$19.20	3	
EXCEL STAFFING PERSONNEL SERVICES	\$24.78		\$27.07		\$28.41		2
BEACON STAFFING	\$17.92		\$19.18		\$20.48		
CMT SERVICES, INC.	\$19.43		\$20.40		\$21.43		

Classification/ Firm	Computer Information Service Specialist I	RANK	Computer Information Svc. Specialist Supervisor	RANK	Computer Operator I	RANK	Rank
GOODWILL WORKS, INC.	\$13.25	1	\$14.00	1	\$13.50	1	
MARY KRAFT STAFFING & HR SOLUTIONS	\$17.35		\$20.00		*		1
JONES NETWORKING	\$15.68	2	\$16.57	3	\$15.68	4	2
NEC STAFFING SERVICES INC.	\$16.25		\$18.75		\$16.88		
ABACUS CORPORATION	\$20.84		\$24.36		\$15.65	3	
A E BRODHURST CORPORATION	\$15.89		\$16.54	2	\$15.89		3
PROPER STAFFING INC.	\$16.25		\$17.89		\$15.98		4
LEVEL ONE PERSONNEL	\$15.72	3	\$16.96	4	\$15.72		
BARRETT BUSINESS SERVICES	\$17.60		\$19.20		\$16.77		
EXCEL STAFFING PERSONNEL SERVICES	\$20.67		\$28.41		\$14.43	2	
BEACON STAFFING	\$15.72	4	\$17.92		\$15.72		
CMT SERVICES, INC.	\$21.25		\$22.95		\$17.30		

Classification/ Firm	Computer Information Svc. Specialist I	RANK	Computer Information Svc. Specialist Supervisor	RANK	Computer Operator I	RANK	Rank
GOODWILL WORKS, INC.	\$13.50	1	\$0.00	-	\$0.00	-	1
MARY KRAFT STAFFING & HR SOLUTIONS	*		*		\$18.00	3	
JONES NETWORKING	\$15.68	4	\$17.98		\$19.47		
NEC STAFFING SERVICES INC.	\$15.75		\$24.50		\$35.49		2
ABACUS CORPORATION	\$15.35	3	\$28.98		\$35.36		
A E BRODHURST CORPORATION	\$15.89		\$19.06		\$19.77		
PROPER STAFFING INC.	\$15.95		\$17.07	2	\$17.95	2	
LEVEL ONE PERSONNEL	\$15.72		\$16.00	1	\$16.96	1	
BARRETT BUSINESS SERVICES	\$16.00		\$17.60	3	\$19.20	4	
EXCEL STAFFING PERSONNEL SERVICES	\$14.43	2	\$28.41		\$29.40		4
BEACON STAFFING	\$15.72		\$17.92	4	\$20.48		
CMT SERVICES, INC.	\$16.09		\$22.00		\$24.20		3

BIDS OR PROPOSALS (Cont.):

Baltimore Metropolitan Area I

13		14		15		16	
Classification/ Firm	RANK	Administrative Assistant Hourly Rate	RANK	Administrative Assistant Hourly Rate	RANK	MVA Customer Agent II Hourly Rate	RANK
GOODWILL WORKS, INC.	1	\$13.95	2	\$14.15	2	\$13.00	1
MARY KRAFT STAFFING & HR SOLUTIONS	*		1	\$13.50	1	\$15.53	
JONES NETWORKING		\$15.81	4	\$15.94		\$15.68	
NEC STAFFING SERVICES INC.		\$16.70		\$16.90		\$15.10	4
ABACUS CORPORATION	2	\$15.60		\$15.94	4	\$15.35	
A E BRODHURST CORPORATION		\$16.21		\$15.89		\$15.89	
PROPER STAFFING INC.		\$16.25		\$16.58		\$16.05	
LEVEL ONE PERSONNEL		\$16.00		\$16.32		\$15.72	
BARRETT BUSINESS SERVICES		\$16.64		\$16.96		\$16.77	
EXCEL STAFFING PERSONNEL SERVICES		\$16.29		\$17.36		\$14.43	2
BEACON STAFFING	3	\$15.72	3	\$15.72		\$15.72	
CMT SERVICES, INC.		\$16.09		\$17.38		\$14.91	3

17		18		19		20	
Classification/ Firm	RANK	Supply Officer I	RANK	Supply Officer II	RANK	Supply Officer III	RANK
GOODWILL WORKS, INC.	2	\$13.25	1	\$13.25	1	\$13.50	2
MARY KRAFT STAFFING & HR SOLUTIONS		\$12.90	1	*	*	\$13.50	1
JONES NETWORKING		\$15.81		\$15.81		\$15.94	
NEC STAFFING SERVICES INC.	3	\$15.10	4	\$15.45	3	\$15.95	
ABACUS CORPORATION		\$15.49		\$15.64	4	\$15.88	4
A E BRODHURST CORPORATION		\$16.21		\$16.21		\$15.89	
PROPER STAFFING INC.		\$16.55		\$16.58		\$17.15	
LEVEL ONE PERSONNEL		\$17.64		\$15.72		\$17.00	
BARRETT BUSINESS SERVICES		\$17.60		\$16.00		\$17.28	
EXCEL STAFFING PERSONNEL SERVICES	4	\$15.21	2	\$14.67	2	\$15.44	3
BEACON STAFFING		\$15.72		\$15.72		\$16.64	
CMT SERVICES, INC.		\$16.40	3	\$16.40		\$17.50	

21		22	
Classification/ Firm	RANK	Supply Officer IV	RANK
GOODWILL WORKS, INC.	1	\$14.00	1
MARY KRAFT STAFFING & HR SOLUTIONS	2	\$16.00	2
JONES NETWORKING	3	\$16.07	3
NEC STAFFING SERVICES INC.	4	\$16.20	4
ABACUS CORPORATION		\$16.37	
A E BRODHURST CORPORATION		\$16.86	
PROPER STAFFING INC.		\$17.80	
LEVEL ONE PERSONNEL		\$17.85	
BARRETT BUSINESS SERVICES		\$17.92	
EXCEL STAFFING PERSONNEL SERVICES		\$18.36	
BEACON STAFFING		\$19.18	
CMT SERVICES, INC.		\$19.25	

Note: * This Bid was below the current Living Wage Rate and was deemed Non-Responsive.

BIDS OR PROPOSALS (Cont.):

Washington Metropolitan Area 2

1		2		3		4	
Classification/ Firm		Internal Auditor I	RANK	Internal Auditor II	RANK	Internal Auditor Lead	RANK
ABACUS CORPORATION		\$27.25		\$31.70		\$37.50	
ATHENA CONSULTING		\$19.00	3	\$23.00		\$24.50	
AU & ASSOCIATES INC.		\$19.87		\$21.25	4	\$22.63	3
CMT SERVICES, INC.		\$19.43	4	\$20.40	3	\$21.43	2
CROSBY CORPORATION		\$15.84	2	\$19.88	2	\$24.20	4
GMS		\$32.00		\$34.00		\$43.80	
HUTCH STAFFING, INC.		\$15.10	1	\$15.35	1	\$15.60	1
KENNEDY PERSONNEL SERVICES		\$24.73		\$25.93		\$28.93	
LBH		\$32.50		\$34.85		\$44.30	
ONJO FINANCIAL SERVICES CORPORATION		\$21.75		\$23.93		\$26.10	
PREMIER STAFFING SOURCE, INC.		\$24.10		\$30.50		\$33.20	

5		6		7		8	
Classification/ Firm		Computer Information Service Specialist	RANK	Computer Information Svc. Specialist Supervisor	RANK	Computer Operator I	RANK
ABACUS CORPORATION		\$22.65		\$26.47		\$17.01	
ATHENA CONSULTING		\$15.00	1	\$18.00	2	\$13.50	1
AU & ASSOCIATES INC.		\$18.76		\$19.71	4	\$19.13	
CMT SERVICES, INC.		\$21.25		\$22.95		\$17.30	
CROSBY CORPORATION		\$17.68	3	\$21.87		\$15.84	3
GMS		\$26.75		\$34.00		\$19.30	
HUTCH STAFFING, INC.		\$15.97	2	\$16.21	1	\$15.10	2
KENNEDY PERSONNEL SERVICES		\$17.93	4	\$18.93	3	\$17.93	
LBH		\$27.25		\$34.50		\$19.80	
ONJO FINANCIAL SERVICES CORPORATION		\$20.30		\$26.10		\$20.30	
PREMIER STAFFING SOURCE, INC.		\$18.90		\$27.50		\$16.00	4

9		10		11		12	
Classification/ Firm		Computer Network Specialist	RANK	Computer Network Specialist Lead	RANK	Administrative Assistant Level I	RANK
ABACUS CORPORATION		\$15.53		\$31.51		\$38.43	
ATHENA CONSULTING		\$13.50	3	\$21.00	3	\$22.00	3
AU & ASSOCIATES INC.		\$17.92		\$20.15	2	\$20.49	2
CMT SERVICES, INC.		\$16.09		\$22.00		\$24.20	
CROSBY CORPORATION		\$15.84		\$21.10	4	\$24.18	
GMS		\$12.80	1	\$32.00		\$37.90	*
HUTCH STAFFING, INC.		\$15.10		\$16.70	1	\$17.20	1
KENNEDY PERSONNEL SERVICES		\$17.93		\$42.93		\$49.93	
LBH		\$13.30	2	\$32.50		\$38.40	*
ONJO FINANCIAL SERVICES CORPORATION		\$20.30		\$21.75		\$23.20	4
PREMIER STAFFING SOURCE, INC.		\$15.00	4	\$36.60		\$40.30	

BIDS OR PROPOSALS (Cont.):

Washington Metropolitan Area 2

Classification/ Firm	13		14		15		16	
	RANK	Salary	RANK	Salary	RANK	Salary	RANK	Salary
ABACUS CORPORATION		\$15.98		\$17.33		\$17.83		\$15.35
ATHENA CONSULTING	3	\$15.00		\$16.00	4	\$18.00		\$13.75
AU & ASSOCIATES INC.		\$18.47		\$19.02		\$19.46		\$17.92
CMT SERVICES, INC.		\$16.09		\$17.38		\$18.22		\$14.91
CROSBY CORPORATION		\$16.24		\$17.18		\$20.62		\$15.84
GMS	1	\$12.80		\$13.98	1	\$15.16	1	\$18.70
HUTCH STAFFING, INC.	4	\$15.35		\$15.60	3	\$15.97	3	\$15.10
KENNEDY PERSONNEL SERVICES		\$19.93		\$20.93		\$21.93		\$16.93
LBH	2	\$13.30		\$14.48	2	\$15.66	2	\$19.20
ONJO FINANCIAL SERVICES CORPORATION		\$20.30		\$21.75		\$23.20		\$18.85
PREMIER STAFFING SOURCE, INC.		\$15.90		\$18.30		\$22.70		\$15.00

Classification/ Firm	17		18		19		20	
	RANK	MVA Customer Agent II	RANK	Supply Officer I	RANK	Supply Officer II	RANK	Supply Officer III
ABACUS CORPORATION	3	\$15.65		\$15.35	4	\$15.78	3	\$16.12
ATHENA CONSULTING	1	\$14.00		\$13.75	1	\$14.00	1	\$15.00
AU & ASSOCIATES INC.		\$18.47		\$17.92		\$18.47		\$19.02
CMT SERVICES, INC.	4	\$16.40		\$14.91	2	\$16.40	4	\$17.50
CROSBY CORPORATION		\$16.44		\$15.84		\$16.48		\$17.10
GMS		\$21.06		\$16.34		\$17.52		\$18.70
HUTCH STAFFING, INC.	2	\$15.35		\$15.10	3	\$15.35	2	\$15.60
KENNEDY PERSONNEL SERVICES		\$17.93		\$18.93		\$19.93		\$20.93
LBH		\$21.56		\$16.84		\$18.02		\$19.20
ONJO FINANCIAL SERVICES CORPORATION		\$20.30		\$18.85		\$20.30		\$21.75
PREMIER STAFFING SOURCE, INC.		\$16.50		\$17.90		\$20.10		\$22.00

Classification/ Firm	21	
	RANK	Supply Officer IV
ABACUS CORPORATION	2	\$16.57
ATHENA CONSULTING	3	\$17.00
AU & ASSOCIATES INC.		\$19.46
CMT SERVICES, INC.		\$19.25
CROSBY CORPORATION	4	\$19.22
GMS		\$19.88
HUTCH STAFFING, INC.		\$15.97
KENNEDY PERSONNEL SERVICES	1	\$21.93
LBH		\$20.38
ONJO FINANCIAL SERVICES CORPORATION		\$23.20
PREMIER STAFFING SOURCE, INC.		\$31.70

Note: * This Bid was below the current Living Wage Rate and was deemed Non-Responsive.

BIDS OR PROPOSALS (Cont.):

Southern Maryland Area 3

Classification/ Firm	1		2		3		4	
	Internal Auditor I	RANK	Internal Auditor II	RANK	Internal Auditor Lead	RANK	Internal Auditor	RANK
KELLY SERVICES	\$23.29		\$28.77		\$0.00		\$17.81	
JONES NETWORKING	\$16.97	2	\$18.32	2	\$19.57	2	\$15.68	2
NEC STAFFING SERVICES INC.	\$32.00		\$32.49		\$34.00		\$16.88	
A E BRODHURST CORPORATION	\$15.89	1	\$16.21	1	\$16.54	1	\$15.89	4
KENNEDY PERSONNEL SERVICES	\$22.73		\$22.93		\$24.93	4	\$16.93	
CROSBY CORPORATION	\$18.44	4	\$20.22	4	\$28.00		\$15.84	3
AZZ ENTERPRISE SERVICES	\$17.56	3	\$19.03	3	\$23.67	3	\$15.36	1

Classification/ Firm	5		6		7		8	
	Computer Information Service Specialist I	RANK	Computer Information Service Specialist Supervisor	RANK	Computer Operator I	RANK	Computer Operator II	RANK
KELLY SERVICES	\$16.82	4	\$0.00		\$19.18		\$0.00	
JONES NETWORKING	\$15.68	1	\$16.57	2	\$15.68	1	\$15.68	1
NEC STAFFING SERVICES INC.	\$16.25	3	\$18.75	4	\$16.88	3	\$32.00	
A E BRODHURST CORPORATION	\$15.89	2	\$16.54	1	\$15.89	2	\$16.54	2
KENNEDY PERSONNEL SERVICES	\$16.93		\$17.93	3	\$65.93		\$24.93	
CROSBY CORPORATION	\$19.24		\$23.40		\$18.99		\$21.87	4
AZZ ENTERPRISE SERVICES	\$26.56		\$34.29		\$18.36	4	\$18.58	3

Classification/ Firm	9		10		11		12	
	Office Support	RANK	Computer Network Specialist	RANK	Computer Network Specialist Lead	RANK	Administrative Assistant Level I	RANK
KELLY SERVICES	\$16.82		\$24.66	4	\$0.00		\$16.82	
JONES NETWORKING	\$15.68	2	\$17.98	1	\$19.47	1	\$15.68	2
NEC STAFFING SERVICES INC.	\$15.75	3	\$24.50	3	\$35.49	4	\$15.04	1
A E BRODHURST CORPORATION	\$15.89		\$19.06	2	\$19.77	2	\$15.89	4
KENNEDY PERSONNEL SERVICES	\$16.93		\$42.93		\$49.93		\$17.93	
CROSBY CORPORATION	\$15.84	4	\$26.52		\$33.76	3	\$15.84	3
AZZ ENTERPRISE SERVICES	\$15.04	1	\$32.64		\$38.61		\$16.08	

BIDS OR PROPOSALS (Cont.):

		13		14		15		16	
Classification/ Firm		RANK	Administrative Assistant Executive	RANK	Administrative Assistant Executive	RANK	NVA Customer Agent II	RANK	
KELLY SERVICES			\$16.82	3	\$17.81	3	\$16.82		
JONES NETWORKING		1	\$15.81	1	\$16.07	1	\$15.68		2
NEC STAFFING SERVICES INC.		4	\$16.70	4	\$16.90	2	\$15.10		1
A E BRODHURST CORPORATION		2	\$16.21	2	\$16.78	4	\$15.89		4
KENNEDY PERSONNEL SERVICES			\$18.93		\$20.93		\$16.73		
CROSBY CORPORATION		3	\$16.24		\$21.20		\$15.84		3
A2Z ENTERPRISE SERVICES			\$17.26		\$19.57		\$23.64		

Southern Maryland Area 3

		17		18		19		20	
Classification/ Firm		RANK	MVA Customer Agent II	RANK	Supply Officer I	RANK	Supply Officer II	RANK	Supply Officer III
KELLY SERVICES			\$17.17		\$16.82		\$17.47		\$0.00
JONES NETWORKING		2	\$15.81	2	\$15.68	2	\$15.81	2	\$15.94
NEC STAFFING SERVICES INC.		1	\$15.10	1	\$15.10	1	\$15.45	1	\$15.95
A E BRODHURST CORPORATION		3	\$16.21	3	\$15.89	4	\$16.21	3	\$15.89
KENNEDY PERSONNEL SERVICES			\$17.73		\$17.93		\$18.93		\$19.93
CROSBY CORPORATION		4	\$16.74	4	\$15.84	3	\$16.84	4	\$17.98
A2Z ENTERPRISE SERVICES			\$27.29		\$21.26		\$24.96		\$28.79

		21	
Classification/ Firm		Supply Officer IV	RANK
KELLY SERVICES		\$0.00	-
JONES NETWORKING		\$16.07	1
NEC STAFFING SERVICES INC.		\$16.20	2
A E BRODHURST CORPORATION		\$16.86	3
KENNEDY PERSONNEL SERVICES		\$20.93	4
CROSBY CORPORATION		\$21.33	
A2Z ENTERPRISE SERVICES		\$32.28	

BIDS OR PROPOSALS (Cont.):

Eastern Shore / North Area 4

Classification/ Firm	Internal Auditor I	RANK	Internal Auditor II	RANK	Internal Auditor Lead	RANK	Fiscal Account Clerk I	RANK
ABACUS CORPORATION	\$23.05	2	\$26.84	2	\$31.95	2	\$15.72	2
GOODWILL WORKS, INC	\$0.00	-	\$0.00	-	\$0.00	-	\$13.00	1
KENNEDY PERSONNEL SERVICES	\$22.73	1	\$24.93	1	\$26.93	1	\$17.93	3

Classification/ Firm	Computer Information Service Specialist I	RANK	Computer Information Sys. Specialist/Supervisor	RANK	Computer Operator	RANK	Fiscal Services Officer I	RANK
ABACUS CORPORATION	\$19.16	3	\$22.40	3	\$15.47	2	\$23.50	1
GOODWILL WORKS, INC	\$13.25	1	\$14.00	1	\$13.50	1	\$0.00	-
KENNEDY PERSONNEL SERVICES	\$18.93	2	\$19.93	2	\$18.93	3	\$26.93	2

Classification/ Firm	Office Services Clerk	RANK	Computer Network Specialist II	RANK	Computer Network Specialist Lead	RANK	Administrative Assistant Level I	RANK
ABACUS CORPORATION	\$15.35	2	\$26.66	1	\$32.53	1	\$15.35	2
GOODWILL WORKS, INC	\$13.50	1	\$0.00	-	\$0.00	-	\$13.75	1
KENNEDY PERSONNEL SERVICES	\$18.93	3	\$42.93	2	\$49.93	2	\$19.93	3

Classification/ Firm	Administrative Assistant Level II	RANK	Administrative Assistant Executive	RANK	MVA Customer Agent I	RANK
ABACUS CORPORATION	\$15.60	2	\$16.27	2	\$15.35	2
GOODWILL WORKS, INC	\$13.95	1	\$14.75	1	\$13.00	1
KENNEDY PERSONNEL SERVICES	\$20.93	3	\$22.93	3	\$17.73	3

Classification/ Firm	MVA Customer Agent II	RANK	Supply Officer I	RANK	Supply Officer II	RANK	Supply Officer III	RANK
ABACUS CORPORATION	\$15.49	2	\$15.35	2	\$15.64	2	\$15.86	2
GOODWILL WORKS, INC	\$13.25	1	\$13.00	1	\$13.25	1	\$13.50	1
KENNEDY PERSONNEL SERVICES	\$18.73	3	\$17.93	3	\$18.93	3	\$19.93	3

Classification/ Firm	Supply Officer IV	RANK
ABACUS CORPORATION	\$16.27	2
GOODWILL WORKS, INC	\$14.00	1
KENNEDY PERSONNEL SERVICES	\$20.93	3

BIDS OR PROPOSALS (Cont.):

Western Maryland Area 5

Classification/ Firm	Internal Auditor I	RANK	Internal Auditor II	RANK	Internal Auditor Lead	RANK	Financial Accounting Clerk I	RANK
ABACUS CORPORATION	\$21.87	1	\$25.50	1	\$30.37	2	\$15.50	1
ACT PERSONNEL SERVICE, INC	\$23.58	2	\$26.49	2	\$28.20	1	\$16.79	2
KENNEDY PERSONNEL SERVICES	\$29.93	3	\$32.93	3	\$35.93	3	\$22.93	3

Classification/ Firm	Computer Information Service Specialist	RANK	Computer Information Spec. Specialist/Supervisor	RANK	Computer Operator I	RANK	Retail Services Officer I	RANK
ABACUS CORPORATION	\$18.21	1	\$21.29	1	\$15.47	1	\$22.33	1
ACT PERSONNEL SERVICE, INC	\$22.17	3	\$28.20	3	\$18.47	2	\$26.49	2
KENNEDY PERSONNEL SERVICES	\$21.93	2	\$23.93	2	\$19.93	3	\$34.93	3

Classification/ Firm	Office Services Clerk	RANK	Computer Network Specialist II	RANK	Computer Network Specialist Lead	RANK	Administrative Assistant Level I	RANK
ABACUS CORPORATION	\$15.35	1	\$25.33	1	\$30.91	2	\$15.35	1
ACT PERSONNEL SERVICE, INC	\$16.79	2	\$28.20	2	\$30.03	1	\$16.79	2
KENNEDY PERSONNEL SERVICES	\$19.93	3	\$49.93	3	\$54.93	3	\$21.93	3

Classification/ Firm	Administrative Assistant Level II	RANK	Administrative Assistant Executive	RANK	MVA Customer Agent II	RANK
ABACUS CORPORATION	\$15.48	1	\$15.78	1	\$15.35	1
ACT PERSONNEL SERVICE, INC	\$18.53	2	\$20.85	2	\$16.79	2
KENNEDY PERSONNEL SERVICES	\$22.93	3	\$24.93	3	\$22.93	3

Classification/ Firm	MVA Customer Agent II	RANK	Supply Officer II	RANK	Supply Officer III	RANK
ABACUS CORPORATION	\$15.46	1	\$15.35	1	\$15.78	1
ACT PERSONNEL SERVICE, INC	\$18.71	2	\$16.79	2	\$20.07	2
KENNEDY PERSONNEL SERVICES	\$26.93	3	\$21.93	3	\$25.93	3

Classification/ Firm	Supply Officer IV	RANK
ABACUS CORPORATION	\$15.89	1
ACT PERSONNEL SERVICE, INC	\$21.88	2
KENNEDY PERSONNEL SERVICES	\$27.93	3

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

SERVICES CONTRACT RENEWAL OPTION

ITEM: 6-S-OPTION **Agency Contact:** Gene Nadolny
410-767-5239
nadolnyg@dhmh.state.md.us

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

CONTRACT ID: DHMH/OPASS 08-9593-2;
Cost Containment for the Purchase of Infant
Formula
ADPICS No. M00B2400253

CONTRACT APPROVED: 8/1/2007 DBM BPW Agenda Item 1-S

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

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

OPTION DESCRIPTION: Approval request to exercise the second of
three one-year renewal options as contained in the original contract.

TERM OF ORIGINAL CONTRACT: 10/1/2007 - 9/30/2010 (w/3 one-year
renewal options)

TERM OF OPTION: 10/1/2011 - 9/30/2012

AMOUNT OF ORIGINAL CONTRACT: \$96,312,930 (3 Yrs. - Revenue Generating)

AMOUNT OF OPTION: \$31,000,000 (1 Yr. - Revenue Generating)

PRIOR MODIFICATIONS/OPTIONS: \$31,000,000 (See Attachment)

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

ITEM: 6-S-OPTION (Cont.)

REVISED TOTAL CONTRACT AMOUNT: \$158,312,930 Revenue Generating

ORIGINAL PROCUREMENT METHOD: Intergovernmental Cooperative Purchasing Agreement

MBE PARTICIPATION: None

REQUESTING AGENCY REMARKS: Request for approval to exercise the second of three one-year renewal options as contained in the original contract.

The Maryland WIC Program will receive a monetary rebate of an estimated \$31,000,000 during the second one-year renewal option period of this contract for all infant formula purchased with WIC checks in Maryland. The amount of revenue to be generated by this renewal option is based on the estimated monthly average of \$2,583,333.33 in rebates for a twelve-month period for the infant formula provided under the contract. This was calculated based on redeemed checks for 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. Approving this renewal option allows the WIC Program 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.

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 this BPW approved contract with the Abbott Laboratories, Inc. - Ross Products to provide revenue-generating rebates on 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.

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

ITEM: 6-S-OPTION (Cont.)

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.

Exercising the option is in the best interest of the State because the WIC Program has received a total of \$116,772,083.96 as of May 2011, which is the most recent available data, since the start of the contract on 10/1/2007. It is anticipated that the rebates will reach the projected total at an average of \$2.8 million per month. The WIC Program is satisfied with the services provided by the Contractor, Abbott Laboratories, Inc. In addition, the rebate rates for the renewal option are the same as the original contract period. Washington State, on behalf of WSCA, and the Contractor adjusted the rates for this renewal option period.

FUND SOURCE:	N/A (Revenue Producing)
APPROP. CODE:	M00F0302
RESIDENT BUSINESS:	No
MD TAX CLEARANCE:	11-2016-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 6-S-OPTION (Cont.)

ATTACHMENT

38B
BPW 9/21/2011

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Option #1	\$31,000,000	Exercised the first of three one-year Renewal Options as contained in the original contract for the period of 10/1/2010-9/30/2011. Approved on the 9/1/2010 DBM BPW Agenda, Item 7-S-OPTION.
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**SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

GENERAL MISCELLANEOUS

ITEM: 7-GM **Agency Contact:** Beverly Pivec
410-576-6442
bpivec@oag.state.md.us

DEPARTMENT: Office of the Attorney General (OAG)

PROGRAM: OAG Consumer Protection

FUND SOURCE: 100% Reimbursable from the Department of Health
and Mental Hygiene (DHMH) (Centers for
Medicare & Medicaid Services' Center for
Consumer Information & Insurance Oversight)

APPROP. CODES: C81C0001

AMOUNT OF REQUEST: N/A

DESCRIPTION: Request to establish one reimbursable funded
position pursuant to §7-236, State Finance and Procurement Article, and Section 38 of House
Bill 70 (Budget Bill for FY2012). This latter provision enables the Board of Public Works to
authorize the creation of no more than 100 additional State funded positions during Fiscal Year
2012. The requested position will initially be supported entirely with reimbursable funds from
DHMH using federal funds and will at a later date be supported with Exchange fee collections,
as allowed per the Maryland Health Benefit Exchange Act of 2011, House Bill 166. The
Department of Budget and Management (DBM) requests the Board create one position within
the "Rule of 100" for the Office of the Attorney General.

<u>Qty.</u>	<u>Position Description</u>	<u>Grade/Step</u>	<u>Salaries and Wages</u>
1	Principal Counsel	25/15	\$107,006

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

ITEM: 7-GM (Cont.)

REQUESTING AGENCY REMARKS: The position will assume responsibility for all legal matters for the Maryland Health Benefit Exchange.

DBM REMARKS: The Secretaries of DBM and DHMH have certified that funds are available for the new position for which approval is requested within the Rule of 100. If the Board approves this request, four positions will have been approved within the Rule of 100 for FY2012.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

** - Approved 2-1 vote. Comptroller Franchot voted "NO".*

SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM: 1-GM

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

Recommendation: That the Board of Public Works approve the use of general obligation bond funding proceeds for the following contracts totaling \$2,104,670.

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

A. University of Maryland, Baltimore County

Furniture, Fixtures and Equipment for the UMBC performing Arts & Humanities Building

1. **Description:** Furniture
Procurement Method: Preferred Provider
Award: Maryland Correctional Enterprises (MCE)
Jessup MD 20794
Amount: \$699,164.00
Fund Source: MCCBL 2011: *Provide funds to furnish and equip the Performing Arts and Humanities Building at UMBC. Item 045*
MD Tax Clearance: 11-2134-0110
Resident Business: Yes
2. **Description:** Furniture
Procurement Method: Simplified Procurement – with MCE Waiver
Award: Douron Commercial Interiors
Owings Mills, MD 21117
Amount: \$103,249.00
Fund Source: MCCBL 2011: *Provide funds to furnish and equip the Performing Arts and Humanities Building at UMBC. Item 045*
MD Tax Clearance: 11-2135-1111
Resident Business: Yes

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

ITEM: 1-GM (continued)

- | | | |
|-----------|----------------------------|---|
| 3. | Description: | AV Classroom Systems |
| | Procurement Method: | Multi-Step Bid |
| | Award: | Lee Hartman & Sons
Baltimore, MD 21221 |
| | Amount: | \$132,293.00 |
| | Fund Source: | <i>MCCBL 2011: Provide funds to furnish and equip
the Performing Arts and Humanities Building at
UMBC. Item 045</i> |
| | MD Tax Clearance: | 11-2136-1001 |
| | Resident Business: | Yes |
| 4. | | |
| | Description: | Theatre AV Systems & Equipment |
| | Procurement Method: | Request for Proposal |
| | Award: | Lee Hartman & Sons
Baltimore, MD 21221 |
| | Amount: | \$618,448.00 |
| | Fund Source: | <i>MCCBL 2011: Provide funds to furnish and equip
the Performing Arts and Humanities Building at
UMBC. Item 045</i> |
| | MD Tax Clearance: | 11-2136-1001 |
| | Resident Business: | Yes |
| 5. | | |
| | Description: | Costume Shop |
| | Procurement Method: | Simplified Procurement |
| | Award: | Furniture Online.com
Mapleton, UT |
| | Amount: | \$689.00 |
| | Fund Source: | <i>MCCBL 2011: Provide funds to furnish and equip
the Performing Arts and Humanities Building at
UMBC. Item 045</i> |
| | MD Tax Clearance: | N/A |
| | Resident Business: | No |

SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

ITEM: 1-GM (continued)

6. **Description:** Costume Shop
 Procurement Method: Simplified Procurement
 Award: Design & processing Resources, Inc.
 Plainfield IL.
 Amount: \$12,249.00
 Fund Source: *MCCBL 2011: Provide funds to furnish and equip*
 the Performing Arts and Humanities Building at
 UMBC. Item 045

 MD Tax Clearance: N/A
 Resident Business: No
7. **Description:** Costume Shop
 Procurement Method: Simplified Procurement
 Award: Madison Art Shop
 Lakewood, NJ
 Amount: \$366.00
 Fund Source: *MCCBL 2011: Provide funds to furnish and equip*
 the Performing Arts and Humanities Building at
 UMBC. Item 045

 MD Tax Clearance: N/A
 Resident Business: No
8. **Description:** Costume Shop
 Procurement Method: Simplified Procurement
 Award: Wenger Corporation
 Owatonna, MN
 Amount: \$1,082.00
 Fund Source: *MCCBL 2011: Provide funds to furnish and equip*
 the Performing Arts and Humanities Building at
 UMBC. Item 045

 MD Tax Clearance: N/A
 Resident Business: No

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

ITEM: 1-GM (continued)

- | | | |
|-----|---|---|
| 9. | Description:
Procurement Method:
Award:

Amount:
Fund Source:

MD Tax Clearance:
Resident Business | Heavy Tools
Simplified Procurement
Multicam East
Baltimore, MD 21201
\$20,102.00
<i>MCCBL 2011: Provide funds to furnish and equip
the Performing Arts and Humanities Building at
UMBC. Item 045</i>
N/A
Yes |
| 10. | Description:
Procurement Method:
Award:

Amount:
Fund Source:

MD Tax Clearance:
Resident Business | Heavy Tools
Simplified Procurement
Roberts Oxygen Company, Inc.
Westminster, MD 21157
\$4,691.00
<i>MCCBL 2011: Provide funds to furnish and equip
the Performing Arts and Humanities Building at
UMBC. Item 045</i>
N/A
Yes |
| 11. | Description:
Procurement Method:
Award:

Amount:
Fund Source:

MD Tax Clearance:
Resident Business | Heavy Tools
Simplified Procurement
B&W Machine & Welding, Inc.
Abingdon, MD 21009
\$21,310.00
<i>MCCBL 2011: Provide funds to furnish and equip
the Performing Arts and Humanities Building at
UMBC. Item 045</i>
N/A
Yes |

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

ITEM: 1-GM (continued)

- | | | |
|-----|--|--|
| 12. | Description:
Procurement Method:
Award:

Amount:
Fund Source:

MD Tax Clearance:
Resident Business | Heavy Tools
Simplified Procurement
Kalamazoo Machine Tool
Portage, MI 49002
\$33,000.00
<i>MCCBL 2011: Provide funds to furnish and equip
the Performing Arts and Humanities Building at
UMBC. Item 045</i>
N/A
No |
| 13. | Description:
Procurement Method:
Award:

Amount:
Fund Source:

MD Tax Clearance:
Resident Business: | Miscellaneous Equipment
Simplified Procurement
AJ Stationers
Elkridge, MD 21075
\$14,726.00
<i>MCCBL 2011: Provide funds to furnish and equip
the Performing Arts and Humanities Building at
UMBC. Item 045</i>
N/A
Yes |
| 14. | Description:
Procurement Method:
Award:

Amount:
Fund Source:

MD Tax Clearance:
Resident Business | Trollies & Lifts
Simplified Procurement
Grainger
Baltimore, MD 21009
\$940.00
<i>MCCBL 2011: Provide funds to furnish and equip
the Performing Arts and Humanities Building at
UMBC.
Item 045</i>
N/A
Yes |

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

ITEM: 1-GM (continued)

- | | | |
|-----|----------------------------|---|
| 15. | Description: | Theatre Equipment |
| | Procurement Method: | Simplified Procurement |
| | Award: | Barbizon Capitol, Inc.
Alexandria, VA 22312 |
| | Amount: | \$7,126.00 |
| | Fund Source: | <i>MCCBL 2011: Provide funds to furnish and equip
the Performing Arts and Humanities Building at
UMBC. Item 045</i> |
| | MD Tax Clearance: | N/A |
| | Resident Business | No |
| | | |
| 16. | Description: | Pair of Firewalls and Intrusion Detection Device
Systems |
| | Procurement Method: | State Contract |
| | Award: | Sun Management
Arlington, VA 22201 |
| | Amount: | \$309,128.00 |
| | Fund Source: | <i>MCCBL 2011: Provide funds to furnish and equip
the Performing Arts and Humanities Building at
UMBC. Item 045</i> |
| | MD Tax Clearance: | 11-2138-0000 |
| | Resident Business: | No |
| | | |
| 17. | Description: | Three Equipment Rack Systems |
| | Procurement Method: | Simplified Procurement |
| | Award: | Broadway Electric
Lutherville, MD 21094-0363 |
| | Amount: | \$12,787.00 |
| | Fund Source: | <i>MCCBL 2011: Provide funds to furnish and equip
the Performing Arts and Humanities Building at
UMBC. Item 045</i> |
| | MD Tax Clearance: | N/A |
| | Resident Business: | Yes |

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

ITEM: 1-GM (continued)

B. University of Maryland, Baltimore
Equipment for the UMB Addition to Pharmacy Hall

- 1. Description:** Synergy H1MD Microplate Reader
Purchase Order 846363
Procurement Method: Simplified Acquisition
Award: BioTek
Winooski, VT. 05404
Amount: \$32,120.00
Fund Source: MCCBL 2009: *Provide funds to equip an addition and renovation to the School of Pharmacy.*
Item 052
MD Tax Clearance: 11-2093-1110
Resident Business: No
- 2. Description:** M1 Fluid System and accessories to make customized genomic chips
Purchase Order 845820
Procurement Method: Simplified Acquisition
Award: LC Sciences
Houston, TX 77054
Amount: \$18,080.00
Fund Source: MCCBL 2009: *Provide funds to equip an addition and renovation to the School of Pharmacy.* Item 052
MD Tax Clearance: 11-2123-0000
Resident Business: No

SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

ITEM: 1-GM (continued)

C. University of Maryland, College Park:
Fine and Performing Arts Center at Bowie State University, Bowie, MD

1. **Description:** Bulletin Boards and Display CaseS
Purchase Order G155675
Procurement Method: Simplified Procurement
Award: Glover Equipment Sales Group
221 Cockeysville Road
Cockeysville MD 21030
Amount: \$48,062
Fund Source: MCCBL of 2010: *Provide funds to equip the Fine and Performing Arts Center at Bowie State University. Item 903*
MD Tax Clearance: 11-1915-1111
Resident Business: Yes

2. **Description:** Furnish and install office furniture.
Purchase Order D155588
Procurement Method: Preferred Provider
Award: Maryland Correctional Enterprises
7275 Waterloo Road
Jessup, MD 20794
Amount: \$3,426.00
Fund Source: MCCCBL of 2010: *Provide funds to equip the Fine And Performing Arts Center at Bowie State University. Item 903*
MD Tax Clearance: 11-2063-0110
Resident Business: Yes

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

ITEM: 1-GM (continued)

D. University of Maryland, College Park:
Tawes Building at the University of Maryland College Park, MD

1. **Description:** Furniture
 Purchase Order G155703
 Procurement Method: Preferred Provider
 Award: Maryland Correctional Enterprises
 7275 Waterloo Road
 Jessup MD 20794
 Amount: \$10,432
 Fund Source: MCCBL of 2008. *Provide funds to equip the Tawes
 Building at the University of Maryland, College
 Park. Item 038*
 MD Tax Clearance: N/A
 Resident Business: Yes

E. University of Maryland, College Park:
New Engineering and Aviation Science Building at University of Maryland, Eastern Shore.

1. **Description:** LEED Registration Fee
 Procurement Method: Small Procurement (P-card)
 Award: Green Building Certification Institute
 2101 L Street, N.W. Suite 500
 Washington, DC 20037
 Amount: \$1,200
 Fund Source: MCCBL of 2011: *New Engineering and Aviation
 Science Building. Provide funds to complete design
 of a new engineering and aviation science building
 at the University of Maryland, Eastern Shore. Item
 041.*
 MD Tax Clearance: TBD
 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

SERVICE CONTRACT

ITEM: 2-S MOD

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

INSTITUTION: University of Maryland Baltimore County

CONTRACT: Food Services, RFP No. 0000000161-C

AWARD: Compass Group USA , Inc./Chartwells Division
York, PA

ORIGINAL APPROVAL: USM Item 5-S (4/16/08)

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

CONTRACT DESCRIPTION: Provide complete dining services for campus community, including student board meals, retail sales, and concessions. In addition, Contractor will invest in renovating various campus dining venues to improve dining ambiance, increase seating and improve customer service. Contractor to provide one-time capital investment of \$5,440,000 for food services renovations and upgrades on campus (completed in first two years of contract term).

MODIFICATION DESCRIPTION: Add \$10,550,000 to contract amount due to increased usage (see Remarks).

ORIGINAL CONTRACT TERM: July 1, 2008 – June 30, 2013 w/ five 1-year renewal options.

MODIFIED CONTRACT TERM: No change

ORIGINAL CONTRACT AMOUNT: \$35,000,000 (approximately \$7 million per year) for initial term. [5 one-year renewal options at \$8 million per year.]

THIS MODIFICATION AMOUNT: \$10,550,000

PRIOR MODIFICATION AMOUNTS: \$ 375,949

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

ITEM: 2-S MOD (continued)

TOTAL CONTRACT AMOUNT FOR INITIAL TERM: \$45,925,949

MBE PARTICIPATION: 25%

REQUESTING INSTITUTION REMARKS:

Under this contract, the food services provided on campus have been extremely well received by students. The food services contractor offers a wide range of different food venues on campus, including brand name venues such as Starbucks and Chick-fil-A. The contractor also provides a wide variety of food choices including hot entrees, sandwiches, salads, vegan/vegetarian, ethnic foods, and healthy food options. The University worked with the contractor to offer additional meal plans to meet students' needs. As a result, graduate students, on-campus apartment students, and off campus undergraduate students have been purchasing far more meal plans than originally anticipated. This is a testimony to the success of the food services program, which greatly contributes to student life on campus, as well as student recruitment and retention. Based on this growth in meal plan sales, it has become apparent that the original contract approximation of \$35,000,000 for the initial five-year term will be exceeded; the revised contract amount is estimated to be \$45,550,000 through June 30, 2013. This increase in the contract amount is due only to the change in demand.

FUND SOURCE: Current Unrestricted Funds: *University's Auxiliary Services Dining Program's self-support funds generated by student meal plans purchased.*

APPROP CODE: R30B31

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 11-2126-1111

BOARD OF PUBLIC WORKS

THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT C
UNIVERSITY SYSTEM OF MARYLAND
ACTION AGENDA

SERVICE CONTRACT

ITEM: 3-S

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

INSTITUTION: University of Maryland University College

CONTRACT NO. & TITLE: Comprehensive Call Center Services
for the University of Maryland University College
RFP 90940

DESCRIPTION: Provide comprehensive call center/help desk services for UMUC in call center located in Largo. The services will support UMUC's Enrollment Management, Student Accounts, Financial Aid, and Information Technology Departments and will include call center and technical help desk support for both inbound and outbound communications for callers contacting UMUC via phone, e-mail, voicemail, and chat. The call center/help desk will serve approximately 90,000 UMUC students and 3,000 UMUC faculty worldwide. Support services will be provided 24 hours/day, 7 days/week, 365 days/year. Contractor is responsible for daily operations of the call center/help desk, including hiring, training, and management of call center staff. The call center/help desk will be operated on a management fee basis whereby Contractor will be reimbursed by UMUC for payroll and operational costs plus be paid a management fee.

AWARD: Technisource, Inc.
5020 Richard Lane
Mechanicsburg, PA 17055

TERM OF CONTRACT: 9/22/11 – 12/31/16 (University retains right to discontinue contract annually with 30 days notice) with renewal option not to exceed 5 years.

AMOUNT: Initial term: \$48,410,317

PROCUREMENT METHOD: Competitive Sealed Proposals

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

ITEM: 3-S (continued)

BIDS OR PROPOSALS:

	Technical Rank	Price Rank	Final Rank	Evaluated Price
Technisource, Inc Mechanicsburg, PA	2	1	1	\$48,410,317
ACS Tempe, AZ	1	2	2	\$54,789,126

MBE PARTICIPATION: 0%

PERFORMANCE SECURITY: None required

REMARKS: These call center and help desk services are currently being performed under several separate contracts with companies located in Kentucky, Texas, and Pennsylvania. UMUC desires to have a single contractor operate a call center located in a University facility resulting in greater coordination than is possible under the current arrangement with out-of-State contractors. The University anticipates that this contract will bring 150 to 200 new good paying jobs with health care and other benefits to Prince George's County.

The solicitation was advertised in *eMaryland Market Place* and on UMUC's Procurement Office *Electronic Bid Board*. Sixteen proposals were received and evaluated by a University Evaluation Committee. Seven were found to be susceptible of the award and were asked to submit a second phase technical proposal. Each firm was also interviewed by the evaluation committee. A second-phase technical evaluation was then conducted resulting in UMUC further short-listing three firms. Following further discussions with these firms the shortlist was reduced to two firms. Site visits were conducted to representative operational sites of both firms. A final technical evaluation was then conducted resulting in both firms being requested to submit price proposals. Upon completion of the technical and price evaluation processes, Technisource, Inc. has been selected as the most advantageous firm. Technisource, Inc. also submitted the lowest price proposal.

FUND SOURCE: Current Unrestricted Funds

APPROP. CODE: R30B30

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

ITEM: 3-S (continued)

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 11-1970-0111

BOARD OF PUBLIC WORKS

THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

REAL PROPERTY: Acquisition by Purchase

ITEM: 4-RP

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

INSTITUTION: Coppin State University

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

PROPERTY: 1728 Warwick Avenue, Baltimore

GRANTOR: New Deal Development, LLC

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

APPRAISED VALUE: Lipman, Frizzell & Mitchell LLC \$6,600.00
Colliers, Pinkard \$4,000.00

FUND SOURCE: MCCBL of 2010: *Provide funds to acquire a site for the new Science and Technology Center.* Item 050.

PRICE:

Acquisition:	\$ 6,000.00
Ground Rent:	\$ 1,250.00 *
Relocation	<u>\$ 000.00</u>
Total	\$ 7,250.00

* In addition, to obtain fee simple title, the underlying ground rent will be redeemed.

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

REAL PROPERTY: Acquisition by Purchase

ITEM: 5-RP

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

INSTITUTION: Coppin State University

DESCRIPTION: Approve acquisition by condemnation of a property located near Coppin State University in Baltimore City in support of CSU's new Science and Technology Centers Project.

PROPERTY: 1803 Thomas Avenue, Baltimore

GRANTOR: Venus Rita Brown
Washington D.C.

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	\$ 11,000.00
	Gregory Jones	\$ 9,100.00

PRICE: The acquisition price is to be determined by the jury if this case is not settled.

FUND SOURCE: MCCBL of 2010: *Provide funds to acquire a site for the new Science and Technology Center.* Item 050.

REQUESTING INSTITUTION REMARKS: Coppin has attempted in good faith to negotiate with the owner. These attempts have been unsuccessful to date. The acquisition of this property is essential to the construction of the Science and Technology Center. This acquisition was approved by the University System of Maryland Board of Regents at its meeting on October 17, 2008.

BOARD OF PUBLIC WORKS

THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA

ITEM: 1-IT

Agency Contact:
Ronald Brothers (410) 585-3100
rcbrothers@dpscs.state.md.us
Robert Krysiak (410) 260-7179
Robert.Krysiak@doit.state.md.us

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

CONTRACT ID: Compuware, Inc.
DPSCS IT&CD 2011-17
ADPICS No. Q00B2400009

DESCRIPTION: Licenses, Maintenance, Upgrades for Compuware utility tools

AWARD: Compuware, Inc.
Baltimore, Maryland

TERM: December 1, 2011 – November 30, 2016

AMOUNT: \$1,117,715.00

PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: None

FUND SOURCE: 100% General Funds

APPROP. CODE: Q00A0102

INCUMBENT: Same

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

ITEM: 1-IT (Cont.)

REMARKS: DPSCS's Criminal Justice Information System (CJIS) is used to create and maintain an accurate and efficient criminal justice information system state consistent with: (1) federal law and regulations; (2) the need of for accurate and current criminal history record information; and (3) the right of persons to be free from improper and unwarranted intrusions into their privacy.

DPSCS has determined that this sole source procurement is needed because the Compuware software suite is used to improve the availability of the online Customer Information Control System (CICS). This is a transaction server for the CJIS, which is used by all public safety communities within the State. By awarding a five year contract, the State will lock in prices and save \$117,504 over the five year period.

Compuware will provide licenses, maintain, and upgrade as needed for the Compuware utility tools: Abend Aid/XLS, Abend Aid/CICS, FileAid/IMS, FileAid/RDX, FileAid/ DB2, FileAid/ Data Solutions, QA Center 3720 Edition, Xpediter/TSO, Xpediter/CICS, Xpediter/DB2, Xpediter/Xchange, Hiperstation, and Xpediter/Code Coverage on the IBM 2086-A04 mainframe in accordance with its product schedule.

Compuware is the sole owner of the proprietary AbendAid, File-Aid, Xpediter, and Hiperstation software. Therefore, there is no other available source. Due to the proprietary nature of this service, there is no MBE participation for this contract.

Compuware has been performing this service for the DPSCS and provides excellent service.

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1120-1111

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:
James L. Knighton (410) 767-0820
Jknighton@mta.maryland.gov
Robert Krysiak (410) 260-7179
Robert.Krysiak@doit.state.md.us

DEPARTMENT/PROGRAM:

Maryland Department of Transportation
Maryland Transit Administration

CONTRACT ID:

UHF Simulcast Trunked Radio Expansion Sites 4, 5 & 6
T0812-0240
ADPICS No. J05B2400005

DESCRIPTION: Expand and enhance current SmartNet UHF Radio System sites 4, 5 & 6, including maintenance and support.

AWARD:

Motorola Solutions, Inc.
Columbia, MD 21046

TERM:

October 2011 – December 2012

AMOUNT:

\$2,123,006.00 (Network Equipment)
\$2,030,992.00 (Integration & Training)
\$4,153,998.00 (Total)

PROCUREMENT METHOD:

Competitive Sealed Bid

BIDS/PROPOSALS:

Single Bid Received

MBE PARTICIPATION:

6.82%

PERFORMANCE SECURITY:

None

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

ITEM: 2-IT (Cont.)

REMARKS: MTA's current UHF system is at capacity and provides the MTA Police and Light Rail with limited usage. This contract will expand the current UHF communications system to allow the MTA police to support special operation communication along with improved interoperability between the other MTA modes (i.e., Bus, Light Rail and Heavy Rail) and will include Metro which is currently on a conventional VHF system. This project adds coverage to the existing UHF system by adding equipment at three additional tower sites. The towers already exist for the expansion. MTA is adding equipment to provide expanded and enhanced radio coverage in the southern, northeastern and northwestern region. The current three site tower locations in Westview, Mays Chapel, and TV Hill will be expanded to include Jacobsville, Hickey and Owings Mills-MPT sites.

The solicitation was advertised in *eMarylandMarketplace* which could be accessed by approximately 350 vendors; direct solicitation information was forwarded to 14 additional vendors. Six vendors attended the Pre-Bid Conference. At bid opening, a single bid was submitted by Motorola Solutions. The lack of competition is due to the need for the expansion of the system to be compatible with the existing UHF system. The current communications system is copyrighted and proprietary to the Motorola SmartNet trunked communication network system. The solution proposed by Motorola was reviewed by systems engineering and deemed responsive. The cost structure is considered fair and reasonable based on the engineering estimate of \$4.3 million.

MTA has invested approximately \$10 million in the existing system plus mobile enhancements over the fifteen years the system has been in service. The expansion covered by this contract will effectively extend the life of the existing system for approximately seven years. The cost to replace the entire system is estimated in excess of \$25 million including replacement of the mobile and hand held units and would not be cost effective within the current budgetary environment.

A subcontracting goal of 6%, with no sub-goals, was approved for this contract to provide tower work support and wireless equipment installation. Motorola is committing to 6.82% MBE subcontracting participation.

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

ITEM: 2-IT (Cont.)

FUND SOURCE: 100% Special (Transportation Trust Fund)
APPROP. CODE: J05 H0105
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 11-1913-1111

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: 3-IT

Agency Contact:
Linda Lamone 410-269-2840
llamone@elections.state.md.us
Robert Krysiak (410) 260-7179
Robert.Krysiak@doit.state.md.us

DEPARTMENT/PROGRAM:

State Board of Elections

CONTRACT ID:

Voting System Equipment and Support
ADPICS No. D38B2400001

CONTRACT DESCRIPTION: Voting system-related equipment, maintenance support, and supplies needed for the 2012 Presidential Election.

AWARD:

Election Systems and Software, Inc.
Omaha, NE.

TERM:

10/5/2011-12/31/2012

AMOUNT:

\$ 249,620.00

PROCUREMENT METHOD:

Sole Source

MBE PARTICIPATION:

None

PERFORMANCE SECURITY:

None

INCUMBENT:

Same

REMARKS: A sole source contract is being recommended to Election Systems and Software, Inc. (ES&S) for voting system related equipment, maintenance, support, and supplies that will be required for the 2012 Presidential Election. Due to the proprietary nature of the voting system, only ES&S can fulfill the requirements of this contract.

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

ITEM: 3-IT (Cont.)

- Software license for Key Card Tool ver. 4.6.1 – This software is used to apply security keys to the voter access card, security key card, supervisor card and central administrator card. The dynamic security keys on these cards are a critical part of the voting system security. This is proprietary software that only ES&S can license.
- Maintenance of voting units and electronic pollbooks – Repair of this proprietary equipment can only be done by ES&S.
- AccuVote TS voting unit booths – The AccuVote TS voting unit is stored and transported in a custom made voting booth. Accordingly, replacement voting booths can only be obtained from ES&S.
- Rental of Optical Scan Voting Units – Rental of the OS units can only be provided by ES&S. Additional units will be needed to have enough equipment to process the demand of a presidential election.
- Miscellaneous election supplies – Rental or purchase of voting system specific supplies can only be obtained from ES&S. These are normal voting system supplies that are needed for each election.

No MBE goal was established for this procurement due to the proprietary nature of the equipment and services required.

FUND SOURCE:	50% General Funds 50% Special Funds (Paid by local election boards)
APPROP. CODE:	D38I0102
RESIDENT BUSINESS:	No
MD TAX CLEARANCE:	11-2141-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA

INFORMATION TECHNOLOGY CONTRACT

ITEM: 4-IT

Agency Contact:

Elliot Schlanger (410) 260-2994
Elliot.Schlanger@doit.state.md.us
Robert Krysiak (410) 260-7179
Robert.Krysiak@doit.state.md.us

DEPARTMENT/PROGRAM:

Department of Information Technology

CONTRACT ID:

Cloud Messaging and Collaboration Services
ADPICS No. 060B2490001

CONTRACT DESCRIPTION: Cloud messaging and collaboration services.

AWARD:

SADA Systems, Inc.
North Hollywood, CA

TERM:

09/22/2011 – 09/21/2016
(w/2 five-year renewal options)

AMOUNT:

\$18,719,250 (Five Yr. Base)
\$18,719,250 (Option #1)
\$18,719,250 (Option #2)
\$56,157,750 Total

PROCUREMENT METHOD:

Competitive Sealed Proposals

PROPOSALS:

	Price (5-year base)	(Option #1)	(Option #2)	Total	Technical	Overall
SADA Systems, Inc. North Hollywood, CA	\$18,719,250	\$18,719,250	\$18,719,250	\$56,157,750	1	1
SheepDogInc.ca Halifax, Canada	\$18,908,600	\$18,908,600	\$18,908,600	\$56,725,800	2	2

MBE PARTICIPATION:

None

PERFORMANCE SECURITY:

None

INCUMBENT:

None

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

INFORMATION TECHNOLOGY CONTRACT

ITEM: 4-IT (Cont.)

REMARKS: This Request for Proposals notice was advertised on *eMarylandMarketplace* and a copy was also sent to the Governor's Office of Minority Affairs. This solicitation was sent to 1,208 vendors, of whom 236 are registered minority businesses. Six proposals were submitted. One proposal was late and was not considered. Three proposals were rejected as not reasonably susceptible of being selected for award. Two proposals were evaluated and ranked. The recommended vendor was ranked number one both technically and financially.

The intent of this contract is to provide a path to consolidate State users to a single platform for electronic messaging services, collaborative tools and support. This is consistent with Maryland's three Information Technology perpetual objectives consolidation, interoperability and standards.

Cloud computing is a model for enabling available, convenient and on-demand network access to a shared pool of configurable computing resources (*e.g.*, networks, servers, storage, applications, and services). The idea is that these resources can be rapidly provisioned and released with minimal management effort or service provider interaction. This approach has the capability to reduce the cost of IT infrastructure by utilizing commercially available technologies that are based on virtualization of servers, databases, and applications to allow for capital cost savings.

On-premise email, the State's current architecture for electronic messaging, was developed decades ago and has been revised over the years in attempt to satisfy evolving business requirements. With few exceptions, State agencies select and manage their own electronic messaging solutions and end-user applications. This includes separate hardware, software, maintenance fees, and technical staff to provide support at each of the agencies. Besides the economic and operational inefficiencies of the legacy technology environment, the lack of necessary capabilities, such as instant blast communications to all State personnel and real-time, multi-party document editing, are further driving the need to replace the messaging platform. The best example Cloud messaging and collaboration is a modern approach and was designed from the ground up with the latest business requirements in mind. It provides a service-based approach that requires less time, expertise, and budget while providing greater availability, reliability, and security. Furthermore, whereas agencies now manage their collaboration platforms individually, the new consolidated collaboration solution will be centrally managed by DoIT, allowing agencies to focus their limited resources on their individual missions.

SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA

INFORMATION TECHNOLOGY CONTRACT

ITEM: 4-IT (Cont.)

REMARKS: (cont'd)

The proposed cloud messaging and collaboration services implementation will reduce State information technology costs in the areas of software licensing, application maintenance and support, computer hardware and other technology infrastructure. As the State continually experiences the challenge of identifying, recruiting and retaining talented IT professionals, the cloud model helps to fill the IT human resources gap while extending the reach of existing IT staff to take on additional and diverse tasks.

The Department of Information Technology issued this RFP as part of an effort to procure cloud computing services and make them available to State agencies through a two-step process. The first step, reflected in this RFP, is to identify and procure the most advantageous technologies or platform to use in delivering messaging and collaboration services. The second step will be to solicit implementation assistance from one or more vendors to meet each agency's specific needs, as needed. Not all agencies will need outside assistance to migrate from their current email environment to the new cloud solution.

No MBE goal was established for this procurement. Agencies will be purchasing subscriptions to cloud email services. While there are no MBE subcontracting opportunities associated with this procurement, subsequent solicitations for migration and/or conversion assistance will offer MBE and SBR opportunities more in line with information technology services contracts. With the use of a federal grant, DHMH will be the first agency to use this new contract. The Appropriation Code listed in this agenda item is related to the transfer of DHMH's grant funds to DoIT for the initial purchase. All other agencies will purchase their subscriptions to the cloud email services as funding becomes available.

FUND SOURCE: Various by agency

APPROP. CODE: Various by agency

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 11-2147-0000

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

APPROVED **DISAPPROVED**

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

** - Approved 2-1 vote. Comptroller Franchot voted "NO".*

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

BPW—09/21/11

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 1-C

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T-8000-0326
 Control Centers and Security Upgrade
 ADPICS NO. T80000326

CONTRACT DESCRIPTION: This contract provides for the consolidation of service monitoring, communications, and other functions for MTA operational modes into a Central Control Center and increased surveillance at seven (7) Homeland Security Surveillance Project (HSSP) Phase III stations.

AWARD: ARINC, Incorporated
 Annapolis, MD

TERM: 700 Calendar Days from NTP

AMOUNT: \$15,427,160

PROCUREMENT METHOD: Sole Source

BIDS: N/A

DBE PARTICIPATION: 30%

PERFORMANCE SECURITY: 100% of the contract award amount

REMARKS: This contract combines two projects; the Central Control Center (CCC) and HSSP Phase III.

The Central Control Center (CCC) will improve security and efficiency of routine operations and incident response capabilities for all current transit operating modes, including Local Bus, Metro Subway, Light Rail, and Mobility paratransit. It will also accommodate control and communications functions for the future Baltimore Red Line. The existing mode control centers are currently located in separate buildings in different areas of Baltimore City. MTA has reorganized the teams who operate the various modal control centers into a single integrated operating team designated the Service Quality Division. In order to further enhance the integration and effectiveness of the new Service Quality Division, the CCC will be constructed on the second floor of the existing Metro Subway Operations Control Center (OCC) building located at the corner of Eutaw and West Fayette streets in downtown Baltimore.

The CCC will include control consoles for Bus, Metro, Metro Yard Tower, Light Rail, Future Red Line and Mobility. Systems to be integrated into the proprietary ARINC AIM® application include Mode Controls, radio communications, closed circuit television (CCTV), public address and LED systems to communicate with customers, MTA Intranet, and telephone communications. Consolidating these modes will require relocation and reconfiguration of existing systems; creation of backup control centers in existing

ITEM: 1- C (Continued)

BPW – 09/21/11

facilities; extensive networking changes and upgrades as well as modifications and upgrades to some existing field hardware. As part of MTA's Central Light Rail Double Track Project, ARINC provided train control and power monitoring from the Light Rail central control facility at North Avenue using its proprietary Advanced Integration Management (AIM®) System. In addition, ARINC is currently in the process of upgrading the existing Metro Train Control and SCADA system with their AIM® System. To ensure compatibility the CCC will require relocation and reconfiguration of AIM® servers for both Metro and Light Rail as well as installation of AIM® client workstations, tasks which ARINC is uniquely qualified to perform as owners and developers of the AIM® System and systems integrators for the network on which the AIM® system operates.

Twenty (20) MTA rail stations have been equipped with an advanced CCTV surveillance system under Phase I and Phase II of the HSSP. In addition, a central Police Monitoring Facility (PMF) has been constructed that contains all the necessary system control software, storage capabilities, display consoles, and specialized forensic software to receive and view the CCTV images. Phase I and Phase II and the PMF are presently in active use. In order to continue the expansion of the HSSP project to meet the goal of covering the entire MTA system, a Phase III of the HSSP project has been initiated. Phase III calls for an expansion of the HSSP system to an additional four (4) MARC stations and three (3) Light Rail stations.

The Aralia software used in Phases I and II of the HSSP was provided to the MTA by ARINC in their role as an authorized Value Added Reseller (VAR) of Aralia products. The Phase III software must be compatible with the Phase I / II software and, therefore, the sole source for this procurement must be ARINC. A value added reseller differs from an ordinary reseller in that a VAR provides unique services to support and enhance the software. To assure the MTA safety, security, and operational improvements to be achieved with the Central Control Center and HSSP Phase III, utilizing MTA's ARINC provided Aralia monitoring and AIM integration software, can occur with minimum downtime, system errors, and chance of disruption this contract must be awarded sole source to original vendor ARINC.

The proposed contract with ARINC, Inc. has been negotiated per COMAR 21.05.05 Sole Source Procurement. Proceeding with the sole source procurement is in the best interest of the State given the proprietary nature of the system that is being implemented.

FUND SOURCE: 80% Federal/20% Special Funds Budgeted to MTA
(\$3,123,700 – CCTV Improvements, \$3,226,661 – Central Control Center, \$1,650,000 – Metro Station Fire Management Systems)

100% Federal Funds Budgeted to MTA
(\$7,426,800 – Homeland Security)

APPROPRIATION CODE: J05 H0105

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1919-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Cheryl Hill (410) 545-0402
chill@sha.state.md.us

BPW – 09/21/11
REVISED

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA
ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 2-AE

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: BCS 2009-12 A & B
 Survey and Engineering Services in Caroline, Cecil, Kent,
 Queen Anne's and Talbot Counties (District 2)
 ADPICS NOS. SBSCS0912A & SBSCS0912B

CONTRACT DESCRIPTION: These are two (2) open-end task order contracts to provide
 survey and engineering services for District 2.

PROCUREMENT METHOD: **Maryland Architectural and Engineering Services Act;**
 recommendation approved by the Transportation
 Professional Services Selection Board on September 1,
 2011.

AWARD:

Whitney, Bailey, Cox & Magnani, Inc. Contract A
 Baltimore, Maryland

Urban Engineers, Inc./AB Consultants, Inc. Contract B
 Lanham, Maryland

AMOUNT: \$1,000,000 each

TERM: Five (5) Years (ending September 1, 2016)

DBE PARTICIPATION: 25%

PROPOSALS:	Technical Proposal Rating (Max 660)	Technical Ranking	NTE Price
Whitney, Bailey, Cox & Magnani, Inc. Baltimore, MD	525	1	\$1,000,000 (Contract A)
Urban Engineers, Inc./ AB Consultants, Inc. – JV Baltimore, MD	489	2	\$1,000,000 (Contract B)
AECOM USA, Inc. Baltimore, MD	485	3	N/A
Nolan Associates, Inc. Ellicott City, MD	452	4	N/A

ITEM: 2-AE (Continued)

BPW – 09/21/11
REVISED

REMARKS: The Consultant shall perform survey and engineering services, which will include, but not be limited to: field investigations, land surveys, hydrologic and hydraulic services, drafting, engineering reports, metes and bounds right-of-way plats, final design, preparation of contract plans, documents, specifications and estimates.

The Solicitation was advertised in The Daily Record, eMaryland Marketplace and SHA web page. A total of four (4) engineering consultant firms submitted technical proposals for this project, of which all four (4) are Maryland firms.

This contract includes a provision authorizing an extension for a reasonable, limited, and defined time to spend funds remaining on the contract as provided in Board Advisory 1995-1.

FUND SOURCE: Federal and Special Funds Budgeted to SHA

APPROPRIATION CODE: B0101

MD TAX CLEARANCE: Whitney, Bailey, Cox & Magnani, Inc. 11-2085-1111
Urban Engineers, Inc./AB Consultants, Inc. 11-2087-1111

RESIDENT BUSINESSES: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Cheryl Hill 410-545-0402
chill@sha.state.md.us

BPW – 09/21/11

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA
 ARCHITECTURAL/ENGINEERING SERVICES**

ITEM: 3-AE

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: BCS 2010-05 F
 Plat Preparation and Metes and Bounds Survey
 Services, Statewide
 ADPICS NO. SBCS1005F

CONTRACT DESCRIPTION: This is one (1) of six (6) open-end task order contracts to provide highway related metes and bounds surveying and right-of-way plat preparation services, Statewide.

PROCUREMENT METHOD: **Maryland Architectural and Engineering Services Act;** recommendation approved by the Transportation Professional Services Selection Board on September 1, 2011.

AWARD: Century Engineering, Inc.
 Hunt Valley, Maryland

AMOUNT: \$2,000,000

TERM: Six (6) Years (ending July 1, 2017)

DBE PARTICIPATION: 21%

PROPOSALS:	Technical Proposal Rating (Max 670)	Technical Ranking	NTE Price
Johnson, Mirmiran & Thompson Sparks, MD	463	1	Contract A
Wallace, Montgomery & Associates Towson, MD	451	2	Contract B
The Wilson T. Ballard Company Owings Mills, MD	440	3	Contract C
KCI Technologies, Inc. Sparks, MD	433	4	Contract D BPW Approval 8/10/11
STV Incorporated Baltimore, MD	430	5	Contract E
Century Engineering, Inc. Hunt Valley, MD	405	6	\$2,000,000 (Contract F)

ITEM: 3-AE (Continued)

BPW – 09/21/11

PROPOSALS (Cont'd):	Technical Proposal Rating (Max 670)	Technical Ranking	NTE Price
A. Morton Thomas & Associates Rockville, MD	397	7	N/A
URS Corporation Hunt Valley, MD	385	8	N/A
Whitman, Requardt & Associates Baltimore, MD	385	9	N/A
Rummel, Klepper & Kahl, LLP Baltimore, MD	382	10	N/A
AB Consultants, Inc. Lanham, MD	379	11	N/A
Greenman-Pedersen, Inc./ Whitney, Bailey, Cox & Magnani Annapolis Junction, MD	365	12	N/A
EBA Engineering, Inc. Baltimore, MD	339	13	N/A
George W. Stephens, Jr., & Associates, Inc. Belcamp, MD	300	14	N/A

REMARKS: The consultant shall perform right-of-way plat preparation and metes and bounds field surveys. The assignments may include both activities.

The Solicitation was advertised in The Daily Record, eMaryland Marketplace and SHA's Website. A total of fourteen (14) engineering consultant firms submitted technical proposals for this project, all of which are Maryland firms.

This contract includes a provision authorizing an extension for a reasonable, limited and defined time to spend funds remaining on the contract as provided in Board Advisory 1995-1.

FUND SOURCE: Federal and Special Funds Budgeted to SHA

APPROPRIATION CODE: B0101

MD TAX CLEARANCE: 11-2124-1110

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION WITHOUT DISCUSSION

Cheryl Hill (410) 545-0402
chill@sha.state.md.us

BPW – 09/21/11

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 4-AE

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: BCS 2010-13 A, B & D
 Construction Contract Claims Review & Analysis
 Services, Statewide, for the Office of Construction
 ADPICS NOS. SBCS1013A, SBCS1013B & SBCS1013D

CONTRACT DESCRIPTION: These are three (3) of four (4) open-end task order contracts to provide construction contract claims review and analysis services, Statewide.

PROCUREMENT METHOD: **Maryland Architectural and Engineering Services Act;**
 recommendation approved by the Transportation
 Professional Services Selection Board on June 2, 2011 for
 Contracts A & B, and September 1, 2011 for Contract D.

AWARD:

Johnson, Mirmiran & Thompson, Inc. Contract A
 Sparks, Maryland

Alpha Corporation Contract B
 Baltimore, Maryland

O'Connell & Lawrence, Inc. Contract D
 Olney, Maryland

AMOUNT: \$1,000,000 Each

TERM: Six (6) Years (ending September 1, 2017)

DBE PARTICIPATION: 20%

PROPOSALS:

	<u>Technical Proposal Rating (Max 730)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Johnson, Mirmiran & Thompson, Inc. Sparks, MD	586	1	\$1,000,000 (Contract A)
Alpha Corporation Baltimore, MD	543	2	\$1,000,000 (Contract B)
Urban Engineers, Inc. Baltimore, MD	541	3	Contract C

ITEM: 4-AE (Continued)**BPW – 09/21/11****PROPOSALS (Cont'd):**

	<u>Technical Proposal Rating (Max 730)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
O'Connell & Lawrence, Inc. Olney, MD	477	4	\$1,000,000 (Contract D)
ARCADIS Columbia, MD	446	5	N/A
Century Engineering, Inc. / Whitney Bailey Cox & Magnani, LLC Hunt Valley, MD	438	6	N/A
McDonough Bolyard Peck, Inc./ Michael Baker Jr., Inc. Columbia, MD	438	7	N/A
KCI Technologies, Inc. Sparks, MD	431	8	N/A
Wallace, Montgomery & Associates, LLP Towson, MD	410	9	N/A
Trauner Consulting Services, Inc./ Philadelphia, PA	402	10	N/A
EA Engineering, Science & Technology, Inc./ Capital Construction Consultants, Inc. Baltimore, MD	387	11	N/A
Exponent, Inc Alexandria, VA	366	12	N/A
ATCS, P.L.C. Annapolis, MD	322	13	N/A

REMARKS: The Consultant will provide the examination, evaluation, verification and final analysis of construction contract claims, statewide, for the Office of Construction.

The Solicitation was advertised in The Daily Record, eMaryland Marketplace and SHA web page. A total of thirteen (13) engineering consultant firms submitted technical proposals for this project, of which eleven (11) are Maryland firms.

This contract includes a provision authorizing an extension for a reasonable, limited, and defined time to spend funds remaining on the contract as provided in Board Advisory 1995-1.

FUND SOURCE:

Federal and Special Funds Budgeted to SHA

APPROPRIATION CODE:

B0101

ITEM: 4-AE (Continued)**BPW – 09/21/11****MD TAX CLEARANCE:**

Johnson, Mirmiran & Thompson, Inc.
Alpha Corporation
O'Connell & Lawrence, Inc.

11-2114-1111
11-1266-1111
11-2084-1011

RESIDENT BUSINESSES:

Yes

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

Cheryl Hill 410-545-0402
chill@sha.state.md.us

BPW – 09/21/11

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 5-AE

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: BCS 2010-16 B, C & G
 Bridge Inspection, Evaluation and Rating Services,
 Statewide
 ADPICS NOS. SBCS1016B, SBCS1016C & SBCS1016G

CONTRACT DESCRIPTION: These are three (3) of eight (8) open-end task order contracts to provide bridge condition inspection, evaluation and rating services for State, County and local bridges,

PROCUREMENT METHOD: **Maryland Architectural and Engineering Services Act;**
 for Projects C and G recommendation approved by the
 Transportation Professional Services Selection Board on
 September 1, 2011.

AWARD:

Johnson, Mirmiran & Thompson, Inc./ Rummel, Klepper & Kahl, LLP Sparks, Maryland	Contract B
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The Wilson T. Ballard Company Owings Mills, Maryland	Contract C
---	------------

Kennedy, Porter & Associates, Inc./ Greenhorne & O'Mara, Inc. Baltimore, Maryland	Contract G
---	------------

AMOUNT: \$3,000,000 each

TERM: Five (5) Years (ending September 1, 2016)

DBE PARTICIPATION: 23%

PROPOSALS:	<u>Technical Proposal Rating (Max 710)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
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Wallace, Montgomery & Associates, LLP Towson, MD	571	1	Contract A BPW Approval 8/10/11
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ITEM: 5-AE (Continued)**BPW – 09/07/11****PROPOSALS (Cont'd):**

	<u>Technical Proposal Rating (Max 710)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Johnson, Mirmiran & Thompson, Inc./ Rummel, Klepper & Kahl, LLP Sparks, MD	566	2	\$3,000,000 (Contract B)
The Wilson T. Ballard Company Owings Mills, MD	565	3	\$3,000,000 (Contract C)
Whitman, Requardt & Associates, LLP Baltimore, MD	554	4	Contract D BPW Approval 7/27/11
URS Corporation Hunt Valley, MD	553	5	Contract E
Northeast Engineering, Inc./ Gannett Fleming, Inc. Baltimore, MD	552	6	Contract F BPW Approval 7/27/11
Kennedy, Porter & Associates, Inc./ Greenhorne & O'Mara, Inc. Baltimore, MD	546	7	\$3,000,000 (Contract G)
Nolan Associates, Inc./ Whitney, Bailey, Cox & Magnani, LLC Dorsey, MD	545	8	Contract H BPW Approval 8/10/11
Amman & Whitney Consulting Engineering/ Alpha Construction & Engineering Baltimore, MD	539	9	N/A
KCI Technologies, Inc./ Pennoni Associates, Inc. Sparks, MD	536	10	N/A
STV Incorporated Baltimore, MD	520	11	N/A
Century Engineering, Inc. Hunt Valley, MD	515	12	N/A
The LPA Group Owings Mills, MD	514	13	N/A

ITEM: 5-AE (Continued)**BPW – 09/07/11****PROPOSALS (Cont'd):**

	<u>Technical Proposal Rating (Max 710)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Dewberry & Davis, LLC/ Jacobs Engineering Group, Inc. Baltimore, MD	503	14	N/A
PB Americas, Inc./ Hardesty & Hanover, LLP Baltimore, MD	474	15	N/A
AI Engineers, Inc. Middletown, CT	421	16	N/A
McLaren Engineering Group West Nyack, NY	419	17	N/A
Infrastructure Engineers, Inc. Glen Allen, VA	366	18	N/A

REMARKS: The Consultant shall perform detailed inspection and evaluation of assigned State, County and local jurisdiction bridges and prepare ratings for these structures, all in accordance with the National Bridge Inspection Program; provide engineering analysis to determine operating and inventory load ratings for existing bridge structures; and prepare reports for each structure.

The Solicitation was advertised in The Daily Record, eMaryland Marketplace and SHA's Website. A total of eighteen (18) engineering consultant firms submitted technical proposals for this project, of which fifteen are (15) Maryland firms.

This contract includes a provision authorizing an extension for a reasonable, limited and defined time to spend funds remaining on the contract as provided in Board Advisory 1995-1.

Contract B was previously submitted and withdrawn from the 6/15/11 DOT Agenda as Item 6-AE.

FUND SOURCE: Federal and Special Funds Budgeted to SHA

APPROPRIATION CODE: B0101

MD TAX CLEARANCE:

The Wilson T. Ballard Company	11-2121-0111
Kennedy, Porter & Associates, Inc./	
Greenhorne & O'Mara, Inc.	11-2122-1111
Johnson Mirmiran & Thompson/	
Rummel, Klepper & Kahl, JV	11-1082-1111

RESIDENT BUSINESSES: Yes

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

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

Cheryl Hill 410-545-0402
chill@sha.state.md.us

BPW -- 09/21/11

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 6-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: MO1275129
 Replacement of the Administration's Kensington Salt Storage Facility in Montgomery County
 ADPICS NO. MO1275129

CONTRACT DESCRIPTION: This Contract consists of the replacement of SHA's Kensington salt storage facility in Montgomery County.

AWARD: Tech Contracting Co., Inc.
 Baltimore, MD

AMOUNT: \$282,000 NTE

TERM OF CONTRACT: October 3, 2011 through January 3, 2012

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Tech Contracting Co., Inc. Baltimore, MD	\$282,000
Garcete Construction Bladensburg, MD	\$313,840
Orfanos Contractors, Inc. Baltimore, MD	\$433,000

MBE PARTICIPATION: 5%

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

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Website. Eight-hundred forty five (845) contractors were notified for this project on eMaryland Marketplace; One-hundred eighty two (182) of which were MDOT Certified MBE's.

In accordance with the terms and conditions of a Memorandum of Understanding between SHA and the Washington Suburban Sanitary Commission (WSSC), the WSSC will contribute \$180,000 towards the construction of this dome. This funding is in exchange for the use of SHA owned land at I-495 and

ITEM: 6-M (Continued)**BPW – 09/21/11**

Connecticut Avenue that was originally intended for construction of a new SHA salt storage facility. The land will be used as a staging area for construction of the WSSC Bi-County Water Tunnel Project. All bids are a result of Contractor submitted unit prices or labor rates extended by SHA estimated quantities.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0101

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-1932-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Cheryl Hill 410-545-0402
chill@sha.state.md.us

BPW -- 09/21/11

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 7-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4291721413
 Brush & Tree Cutting and Stump Removal at Various
 Locations in Queen Anne's County
 ADPICS NO. 4291721413

CONTRACT DESCRIPTION: This Contract consists of the brush & tree cutting and stump removal at various locations in Queen Anne's County.

AWARD: Pittman's Tree & Landscaping, Inc
 Front Royal, VA

AMOUNT: \$461,140 NTE

TERM OF CONTRACT: October 3, 2011 through December 31, 2013

PROCUREMENT METHOD: Competitive Sealed Bidding
 (One Bid Received)

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 Website. Twenty five (25) contractors were notified for this project on eMaryland Marketplace; Two (2) of which were MDOT Certified MBE's.

SHA contacted two (2) other potential bidders that purchased bid documents and inquired as to why they did not submit a bid. The first firm was from Kensington, MD and stated that due to the distance to the job site they would be unable to bid. The other firm could not acquire required bonding and therefore were not able to bid on the project. SHA determined that other prospective bidders had a reasonable opportunity to bid and that the single bid price submitted was fair and reasonable.

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

100% of the work will be performed by a Certified Small Business Enterprise.

ITEM: 7-M (Continued)**BPW – 09/21/11****FUND SOURCE:** 100% Special Funds Budgeted to SHA**APPROPRIATION CODE:** J02B0102**RESIDENT BUSINESS:** No**MD TAX CLEARANCE:** 11-1888-0111

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

97

George E. Fabula, Jr. (410) 767-3908
GFabula@mta.maryland.gov

BPW -- 09/21/11

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

REAL PROPERTY ACQUISITION

ITEM: 8-RP

MARYLAND TRANSIT ADMINISTRATION: Frederick MARC Extension Project
 City of Frederick, Maryland

REFERENCE: Approval is requested for the purchase in fee simple of two parcels of land, one parcel containing 0.602± of an acre of land and the second parcel containing 0.182± of an acre of land, together with numerous perpetual access, slope and utility easements as well as temporary construction easements.

SPECIAL CONDITIONS: None

OWNER: Lafarge Mid-Atlantic, Inc (f/k/a Genstar Stone Products Company)

OWNERSHIP: Since October 27, 1986

PROPERTY: Tax Map 77, Part of Parcels 25 and 60, and Tax Map 418, in Frederick County, Maryland, and Part of Parcel 108 on Tax Map 418 in the City of Frederick, Maryland

CONSIDERATION: \$132,820

APPRAISED VALUE: \$210,000, William G. Bowen, Inc., Fee Appraiser, Value as of 6/2/99 (See Remarks)

\$302,200, Bruce Dumler, Fee Appraiser, Value as of 3/29/10

\$338,200, Bowers Appraisal Service, LLC, Fee Appraiser, Value as of 3/31/10

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

REMARKS: These various property interests were required for the extension of MARC train service in Frederick County from the Monocacy MARC Station to the City of Frederick MARC Station. Negotiations between the Maryland Transit Administration (MTA) and the property owner had initially begun in 1998 and a Right of Entry Agreement was obtained in 1999 between the parties to allow construction of the MARC extension project and to set the acquisition amount based on the 1999 valuation.

ITEM:

8-RP (Continued)

BPW – 09/21/11

Subsequent to the obtaining of this Right of Entry, MTA engaged in numerous attempts to satisfy the owner as to concerns regarding modifications in the areas needed by MTA, grade crossings, and engineering improvements that the owner wanted MTA to grant to them; various attempts were made to satisfy both parties unsuccessfully. During this time period, there had been numerous changes in MTA personnel that delayed this process.

Note MTA obtained two appraisals in 2010 in anticipation for this acquisition to possibly proceed to condemnation because of the stalemate in negotiations. By virtue of this Standard Option Contract, the parties have come to an amicable understanding that satisfies both MTA and LaFarge Mid-Atlantic, Inc. At no time was MARC train construction or operations delayed during these extended negotiations. Lastly, the most recent appraisal reports are older than one year due to the continued negotiations with the owner.

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

APPROVED

DISSAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Cheryl Hill 410-545-0402
chill@sha.state.md.us

BPW -- 09/21/11

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

REAL PROPERTY CONVEYANCE

ITEM: 9-RP MMC# 11-2319

STATE HIGHWAY ADMINISTRATION: Located 60 feet north of the intersection of US 220 (McMullen Highway) and MD 636 (Warrior Ave), Cresaptown, Allegany County, MD

EXPLANATION: In accordance with COMAR 14.24.05, approval is requested to dispose of a parcel of land, as described, which is excess to the needs of SHA.

The property to be conveyed consists of + 0.038 acres and is being conveyed at the appraised value to the sole adjoining owner as part of a negotiated sale.

SPECIAL CONDITIONS: None

GRANTOR: State Highway Administration

GRANTEE: Calvary Baptist Church of Cresaptown MD, Inc

CONSIDERATION: \$1,250

APPRAISED VALUE: \$1,250 Bob Moore, staff appraiser.
Reviewed and approved by Harry Bowman, Review Appraiser

REMARKS: Approval of conveyance is requested in accordance with the Section 8-309 f(1)ii of the Transportation Article, Annotated Code of Maryland.

The grantee is the only adjoining owner. The property is not capable of an independent use because of its size and shape.

SHA is concurrently requesting permission to dispose the land and execute of the Deed. The Deed has been forwarded to the Executive Secretary, Board of Public Works for execution.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

100

James W. Peiffer (410) 865-1211
jpeiffer@mdot.state.md.us

BPW – 09/21/11

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

MODIFICATION: (Real Property Conveyance)

ITEM: 10-RP-MOD MMC# 04-8007

MARYLAND TRANSIT ADMINISTRATION: Reisterstown Plaza Metro Station in Baltimore City

ORIGINAL ITEM APPROVED: August 26, 2009

EXPLANATION: The Department requests review and approval of a deed and Reciprocal Easement and Operating Agreement (REOA) as exhibits to an approved Assignable Purchase Agreement between the Department and U.S. General Services Administration (GSA). On August 26, 2009, BPW approved the sale of 11.2831 acres +/- at 6100 Wabash Avenue in Baltimore City to the General Services Administration (GSA) for the purpose of locating a division of the Social Security Administration (SSA) at this Metro Station, commencing a transit oriented development (TOD). The Assignable Purchase Agreement had a "form" deed and REOA as exhibits that now are more fully articulated as a result of the design of the project. The revised REOA includes specific easements relating to: temporary construction activities; a gas line easement; access easement on Vertis Park Drive (a service road); a sidewalk easement; storm drain outfall easement; and a security easement.

SPECIAL CONDITIONS: GSA has assigned its interest, as permitted with The Department's approval, to JBG, a development entity located in Bethesda Maryland, and the property will be conveyed with covenants dictating its perpetual development and use as a TOD.

STATE CLEARINGHOUSE: In accordance with COMAR 14.24.05, the property was cleared under the State clearinghouse process on June 18, 2009.

LEGISLATIVE NOTICE: In accordance with the State Finance and Procurement Article, Section 10-305, the Senate Budget and Taxation Committee as well as the House Appropriations Committee were notified on May 13, 2009 and again on June 28, 2009.

GRANTOR: State of Maryland, Maryland Transit Administration

GRANTEE: GSA

CONSIDERATION: N/A

SPECIAL CONDITIONS: The property will be subject to the following easements:

- The property will be developed according to transit-oriented design principles.
- Certain permanent easements are granted to the MDOT for the use, installation and maintenance of common facilities, such as pedestrian areas, common roadways, common utilities and the Metro Station.
- Certain uses are prohibited on the property regardless of whether permitted by zoning or not. These include, but are not limited to: vehicle repair and servicing facilities, gasoline storage facilities, blood banks, pawn shops, massage parlors, and skating rinks.

ITEM: 10-RP-MOD (Continued)

BPW – 09/21/11
REVISED

REMARKS: The deed and revised REOA are required to complete the sale of the property for the ultimate use of the Social Security Administration. The REOA further defines various property rights already approved by the Board in August 2009.

The Board approved an Assignable Purchase Agreement (Agreement) to convey an 11.2831 +/- acre portion of the Maryland Transit Administration's (MTA) 36-acre property at the Reisterstown Plaza Metro Station, located at 6100 Wabash Avenue in Baltimore City, to GSA for use as an SSA office building. GSA's intent was to assign the Agreement to a private developer, who will own the property, build an approximately 538,000 rentable square foot office building and 1,076-space parking garage and lease it back to the federal government for SSA's use. The assignment has occurred and JBG will develop the project as described.

SSA is currently housed in the federally-owned Metro West Facility located at 300 North Greene Street in Baltimore. A new lease is necessary to accommodate over 1,500 SSA personnel who are vacating the underutilized, functionally obsolete Metro West Facility. The new facility on the property proposed for conveyance may accommodate up to 1,900 SSA employees by 2013 depending upon the availability of federal funding. The facility will be built according to TOD design principles as mandated by the Agreement. The Baltimore City Administration has approved legislation to update the area's Urban Renewal Ordinance and accompanying zoning which would make the property for conveyance and adjacent parcels more appropriate for TOD.

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 HEALTH AND
MENTAL HYGIENE

Spring Grove Hospital Center (SGHC)
 Catonsville, MD

CONTRACT NO. AND TITLE

Project No. SG-695-100-001;
 ADA Accessible Elevator System, Dix
 Building
 ADPICS NO. 001B2400127

DESCRIPTION

Contract approval requested to install an ADA approved, three-story elevator in Dix Building at Spring Grove Hospital Center. In addition, restrooms and the access route to the lower level's conference room shall be modified to comply with the ADA requirements.

PROCUREMENT METHOD

Competitive Sealed Bids

BIDS OR PROPOSALS

Nichols Contracting Inc., Sandy Spring, MD
 North Point Builders, Inc., Baltimore, MD

AMOUNT

\$386,770.00
 \$449,000.00

AWARD

Nichols Contracting, Inc.
 Sandy Spring, MD.

AMOUNT

\$386,770.00

TERM

150 Calendar Days

MBE PARTICIPATION

30%

PERFORMANCE BOND

100% of full contract amount

REMARKS:

This project was advertised for bid on *eMarylandMarketplace* on 6/15/2011. Three contractors attended the pre-bid meeting scheduled for 6/30/2011. One of the attendees did not provide a bid.

The Government estimated cost was \$406,240.00 and the lowest bid was 95% of the estimate.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 1-C (Cont.)

The scope of work and funding for this project was approved by the Maryland Department of Disabilities.

FUND SOURCES

\$ 41,642.85 MCCBL 06/Item 007
 \$156,773.32 MCCBL 08/Item 006
\$188,353.83 MCCBL 10/Item 008
 \$386,770.00 Total (Provide funds to design
 and construct handicapped accessibility
 modifications at State-owned facilities)

RESIDENT BUSINESS

Yes

TAX COMPLIANCE NO.

11-1871-1111

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 MODIFICATION

ITEM 2-C-MOD

DEPARTMENT OF GENERAL SERVICES

Rockville District Court Multi-Service
Center (DCMSC)
Rockville, MD
(Montgomery County)

CONTRACT NO. AND TITLE

Project No. BC-725-992-002;
Construct New Montgomery County District
Court/Multi-Service Center at Rockville
ADPICS NO. COD95936

ORIGINAL CONTRACT APPROVED

10/15/2008 DGS BPW Item 1-C

CONTRACTOR

Coakley and Williams Construction
Gaithersburg, MD

CONTRACT DESCRIPTION

Construction contract award includes all labor and materials necessary to construct a 167,072 GSF District Court facility in downtown Rockville, to service a portion of Montgomery. Work to include the demolition of the Old Rockville Library and construction of nine (9) courtrooms, four (4) meeting/multi purpose rooms, courtroom holding areas, offices for judicial administration, court clerks, county commissioners, advocates services, public defenders offices, parole and probation/DDMP, DGS maintenance, and secure parking.

MODIFICATION DESCRIPTION

Change Order to cover the cost to furnish and install solar screens on exterior of Curtain Wall 12.

TERM OF ORIGINAL CONTRACT

730 Calendar Days

TERM OF MODIFICATION

Same as above

AMOUNT OF ORIGINAL CONTRACT

\$59,939,300.00

AMOUNT OF MODIFICATION

\$223,121.00

PRIOR MODIFICATIONS/OPTIONS

\$2,645,228.26

REVISED TOTAL CONTRACT AMOUNT

\$62,807,649.26

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT MODIFICATION

ITEM 2-C-MOD (Cont.)

PERCENT +/- (THIS MODIFICATION) 0.37%

OVERALL PERCENT 4.72%

ORIGINAL PROCUREMENT METHOD Competitive Sealed Proposals

ORIGINAL MBE PARTICIPATION 40.42%

REMARKS

The work is necessary because the reflection from the sun converges, resulting in areas of intense warmth and brightness during certain seasons. It is essential to provide a barrier to the sun's rays that will mitigate the effects of the convergence. The contract time will remain the same.

FUND SOURCE

MCCBL 2009/ Item 801 (Provide funds to design, construct, and equip a new district court facility in Rockville.)

RESIDENT BUSINESS

Yes

MD TAX CLEARANCE

11-0558-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

EQUIPMENT CONTRACT

ITEM 3-E

DEPARTMENT OF MARYLAND
STATE POLICE

Barrack "O" Hagerstown
Hagerstown, MD

CONTRACT NO. & TITLE

Project No. 001P110024;
Furniture for Barrack "O" in Hagerstown
MD. ADPICS No. 001P210022

DESCRIPTION

Approval is requested for the purchase and delivery of furniture (desk, chairs, storage cabinets, file cabinets, tables, bookcase, credenza, lockers, beds, shelving, picnic tables, utility cart, media cart, workstations, rectangular tables, conference tables, square tables) for the newly constructed State Police Barrack "O" in Hagerstown MD.

PROCUREMENT METHOD

Preference Purchase

BIDS OR PROPOSALS

MD Correctional Enterprise, Jessup MD

AMOUNT

\$286,320.00

AWARD

MD Correctional Enterprise (MCE)
Jessup MD

AMOUNT

\$286,320.00

MBE PARTICIPATION

0%

PERFORMANCE BOND

N/A

REMARKS

This contract is for the purchase and delivery of furniture for the newly constructed Maryland State Police Barracks "O" in Hagerstown, MD. MCE existing contract is being utilized as required by COMAR 21.11.05

RESIDENT BUSINESS:

Yes

FUND SOURCE

MCCBL 2010, Item 906 (Provide Funds to Design, Construct and Equip a New Hagerstown Barrack and Garage- Washington County)

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

EQUIPMENT CONTRACT

ITEM 3-E (Cont.)

TAX COMPLIANCE NO.

11-1677-0100

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 4-M

MARYLAND SCHOOL FOR THE DEAF

Columbia Campus

CONTRACT NO. AND TITLE

Project No. AH-894-101-001;
Metal Roof Replacement, Steiner Building
ADPICS NO. 001B2400145

DESCRIPTION

Approval requested for a contract to replace the metal roofing and metal fascia panels complete with insulation, flashing and associated trim as stated in the project requirements.

PROCUREMENT METHOD

Competitive Sealed Bids

BIDS OR PROPOSALS

<u>BIDS OR PROPOSALS</u>	<u>AMOUNT</u>
Autumn Contracting Inc., Alexandria, VA	\$376,809.00
Simpson of Maryland, Inc., Hanover, MD	\$422,220.00
Kalkreuth Roofing & Sheet Metal, Frederick, MD	\$471,560.00
Cole Roofing Co., Baltimore, MD	\$489,587.00
Ruff Roofers, Inc, Baltimore, MD	\$498,625.00
Alliance Roofing & Sheet Metal, Inc. Baltimore, MD	\$504,105.00
Beltsville Industries Group, Inc., Beltsville, MD	\$541,120.00
CitiRoof, Corporation, Corp., Columbia, MD	\$609,000.00

AWARD

Autumn Contracting Inc.
Alexandria, VA

AMOUNT

\$376,809.00

TERM

180 Calendar Days

MBE PARTICIPATION

25%

PERFORMANCE BOND

100% of full contract amount

REMARKS

A notice of availability of a Invitation for Bids (IFB) was posted on DGS's Web Site, Bid Board and *eMaryland Marketplace.com*.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT**ITEM** 4-M (Cont.)

As stated in the description above, the contract includes the replacement of the existing 25 year-old metal roofing system and metal fascia panels with new metal roofing system complete with upgrade to insulation, flashing and associated trim.

The Government estimate was \$541,289.00.

FUND SOURCE

MCCBL 2010/Item 010 (Provide funds for the State Capital facilities renewal program-Statewide)

RESIDENT BUSINESS

No

TAX COMPLIANCE NO.

11-1838-0111

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 5-M

DEPARTMENT OF VETERANS AFFAIRS

Cheltenham Veterans Cemetery
Cheltenham, MD

CONTRACT NO. AND TITLE

Grounds Operations and Maintenance
Services - Cheltenham Veterans Cemetery;
ADPICS NO. 001B2400108

CONTRACT DISCRIPTION

Approval is requested for a contract to provide for raising and realigning headstones and vases; complete renovation of the grounds and turf and restoration work at the Cheltenham Veterans Cemetery in Prince George's County.

PROCUREMENT METHOD

Competitive Sealed Proposals

BIDS OR PROPOSALS

Only one acceptable proposal received
(See Remarks below)

AWARD

H.F. Huber & Son, Inc.
Baltimore, MD (SBR # 11-75)

TERM

10/1/2011-9/30/2014

AMOUNT

\$1,630,898.94 NTE Total 3 Years

MBE PARTICIPATION

30%

PERFORMANCE BOND

Yes

HIRING AGREEMENT ELIGIBLE

Yes

REMARKS

A notice of the Request For Proposals (RFP) was posted on DGS's Web Site, Bid Board and at *eMarylandMarketplace.com* (eMM) on 7/13/2011. A copy of the RFP was also sent to the Governor's Office of Minority Affairs.

The recommended awardee shall furnish all personnel, supervision, professional expertise, vehicles, tools, materials, services, equipment and quality control necessary to ensure the raising and realigning of headstones and vases.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 5-M (Cont.)

Additionally, the contract includes the complete renovation of the grounds and the turf and restoration work of the cemetery performed in a manner that will meet or exceed the requirements of the specifications in the solicitation and the National Cemetery, National Shrine Commitment, Operational Standards and Measures Manual.

Services include, but are not limited to, clearing and grubbing of vegetation, excavation and backfill, headstone identification tagging, headstone removal, headstone re-installation with leveling of topsoil and headstone cleaning.

This procurement is a U.S. Department of Veterans Affairs State Cemetery Grants Program project (Project # MD-10-23) and was previously solicited in June 2011. That procurement did not receive any proposals. The Federal Government extended their due date to allow for a second solicitation. This recommended award is the result of the second attempt for these services.

The second solicitation received only two proposals. The Procurement Officer contacted potential offerors to determine why additional proposals were not received. The potential offerors contacted responded that the submittal time was too short.

On 8/10/2011, the Evaluation Committee finished its evaluation of the 2 proposals received. One of the firms was deemed not susceptible of being selected for award for failure to submit the Certified MBE Utilization and Fair Solicitation Affidavit.

A Technical Best and Final Offer (BAFO) was requested and received which concluded that the proposal submitted by the recommended awardee, H.F. Huber & Son Inc, met the requirements of the RFP. The Financial BAFO resulted in a savings of \$266,500.00. Therefore, the submittal by H.F. Huber & Son, Inc. represents a proposal that is advantageous to the State, considering the price and other evaluation factors identified in the RFP.

Work to be performed is contingent upon federal funding and shall not exceed the award amount for the full term of the contract plus renewal options.

FUND SOURCE

100% Federal Grant (U.S. Department of Veterans Affairs State Cemetery Grants Program project # MD-10-23)

RESIDENT BUSINESS

Yes

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT**ITEM** 5-M (Cont.)**TAX COMPLIANCE NO.**

11-1922-1111

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 6-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 \$117,054.04 (3 items)

A. Maryland School for the Deaf

Frederick Campus
Frederick County, MD

DESCRIPTION

Approval for a contract to provide labor, materials, and equipment to remove and dispose of hazardous materials, including asbestos, polychlorinated biphenyl, mercury containing equipment and small quantities of regulated substances prior to demolishing the Kent-McCanner Building.

REMARKS

The Government estimate was \$68,450.00. This solicitation was advertised and bid on *eMaryland Marketplace.com*. Four (4) bids were received. The recommended Contractor, BARCO Enterprises Inc. qualifications were reviewed and references were checked.

CONTRACT NO. AND TITLE

Project No. A-000-100-101;
Hazardous Building Materials Removal at
Kent-Canner Bldg.

PROCUREMENT METHOD

Competitive Sealed Bidding
(Small Business Reserve)

AWARD

BARCO Enterprises, Inc.
White Marsh, MD (DGS certified SBR)

AMOUNT

\$34,500.00

TERM

45 Calendar Days from NTP

MBE PARTICIPATION

10%

FUND SOURCE

MCCBL 2010/Item 020 (Provide funds to construct a new bus stop and parking lot at Frederick Campus MSD)

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 6-GM (Cont.)

B. Department of General Services

Ellicott City Multi-Service Center
 Ellicott City, MD (Howard County)

DESCRIPTION

The scope of work for this project includes, program verification and civil engineering for a new ADA ramp.

REMARKS

A list of consultants was developed for DGS to provide mechanical and structural services for construction projects through the State's Small Business Reserve program. Under this process individual contract awards may not exceed \$25,000.00. Selected firms may be awarded more than one contract in rotation basis.

CONTRACT NO. & TITLE

Project No. BC-736-100-001;
 ADA Access Ramp Modification

PROCUREMENT METHOD

Maryland Architectural and Engineering Services Act

AWARD

ADP Consultants, Inc.
 Potomac, MD

AMOUNT

\$16,998.87

FUND SOURCE

MCCBL 2010/Item 008 (Provide funds to design and construct handicapped accessibility modifications at State-owned facilities)

C. Maryland State Police

Hagerstown Barracks
 Hagerstown, MD

DESCRIPTION

Approval requested for an award that provides the new telephone equipment service to the Hagerstown State Police Barracks (21,989 GSF) and Maintenance Facility (4,350 GSF) which is currently under construction in Washington County, MD. This work includes a base system with all switch common control equipment, software, analog and digital station cards, UPS equipment, printer, and all labor associated with the installation.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 6-GM (Cont.)

REMARKS

The contract provides for the installation of the telephone switch, and all of the telephone equipment and wiring within the new barracks under the DoIT Statewide Telecommunications Contract with a solicitation number of W00P-1402781.

This Statewide Telecommunications PBXIII Telecommunications Equipment Services Master Contract number is 060B1400048 All firms listed under this contract were solicited. Four responses were received. The recommended awardee was the lowest bidder.

CONTRACT NO. AND TITLE

Project No. PO-183-040-001;
 Telephone Communication System
 Hagerstown State Police Barracks
 Hagerstown, MD

PROCUREMENT METHOD

DoIT Task Order

AWARD

NEC Corporation of America
 Columbia, MD

AMOUNT

\$65,555.17

TERM

45 Calendar Days from NTP

FUND SOURCE

\$52,015.96- MCCBL 2010/Item 906 (Provide funds to design, construct and equip a new Hagerstown Barrack and garage)

#13,539.75 - MD State Police Operating Funds
 * see attachment

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
Governor



Alvin C. Collins
Secretary

MARYLAND DEPARTMENT OF GENERAL SERVICES
OFFICE OF THE SECRETARY

October 3, 2011

Ms. Sheila McDonald
Secretary to the Board of Public Works
Louis L. Goldstein Treasury Building, Room 213
Annapolis, Maryland 21401-1991

SUBJECT: Changes to the December 1, 210, September 21, 2011 Board of Public Works Action
Agenda items previously approved by the Board of Public Works.:

Dear Ms. McDonald:

This is to advise you of the following changes to the Board of Public Works Action'
Agenda Item previously approved by the Board of Public Works.

<u>BPW December 1, 2010</u>	FROM:\$	302,125.00 – MCCBL 2008/ Item 010
Item 8-GM		
Pages 24-25	TO:\$	151,062.50 – MCCBL 2008/Item 010
Roofing Shingles Custom		151,062.50 – Md. School for Deaf Federal Grant
Hessian Barracks		Funds
Frederick Campus		
Frederick Maryland		

Reason: To utilize available Federal Grant funds.

<u>BPW September 21, 2011</u>	FROM:\$	65,555.17
Item 6-GM		
Page 14		65,555.17 – MCCBL 2010/Item 906
Telephone Communication		
System	TO:\$	65,555.71
Hagerstown State Police Barrack		52,015.96 – MCCBL 2010/Item 906
Hagerstown, Maryland		13,539.75 – MD State Police Operating Funds


Reason: Clerical error on contract amount. Also, portion of contract not eligible for capital funding.

RECEIVED
2011 OCT 31 PM 3:49
BOARD OF PUBLIC WORKS

Ms. Sheila McDonald
Page 2

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 Rio Woodard, Administrator, Capital Projects Accounting at (410) 767-4236.

Sincerely yours,


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

GENERAL MISCELLANEOUS

ITEM 7-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 \$16,675.00 (1 item).

The two fund sources for any particular item will be designated as either:
 MCCBL 2009/Item 18 (Provide funds to construct capital improvements such as planned maintenance and repair projects at public facilities on State-Owned property) or
 MCCBL 2010/Item 016 (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. Gambrill State Park
 Frederick, MD (Frederick County)

DESCRIPTION

Approval for a contract to preserve the architectural details of the original stone structures located at the High Knob area of Gambrill State Park.

REMARKS

Masonry restoration will include: reset loose stones and repoint mortar at rear patio, chimney, side stairs & exterior walls of the Tea Room, and all walls of Middletown Overlook. Reset loose stones in sand at the front patio & walkway of Tea Room and the floor/patio and walkway of Middletown Overlook. Lightly clean all re-pointed areas. Replace 2 water diversion logs at the overlook and site restoration and cleanup.

CONTRACT NO. & TITLE

Project No. P-015-110-010;
 Renovate Stone Masonry

PROCUREMENT METHOD

Small Procurement

AWARD

Professional Improvements
 Olney, MD

AMOUNT

\$16,675.00

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 7-GM

FUND SOURCE

MCCBL FY2010 Item 016

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY

ITEM 8-RP

DEPARTMENT OF AGRICULTURE

Maryland Agricultural Land Preservation
 Foundation (MALPF)
 File # 03-98-07C
 Baltimore County, MD

REFERENCE

Reference is made to Item 10-RP of this Department's Agenda of 11/10/1999, for the meeting of the Board of Public Works (BPW) wherein approval was given to the Maryland Agricultural Land Preservation Foundation (hereinafter, "MALPF") to acquire an agricultural preservation easement over 142 acres of land for \$355,000.00, or \$2,500.00 per acre. Purchase of the easement was completed on 4/4/2000.

At the time of the easement acquisition, one 5.00 acre parcel was permitted to be excluded from the Easement. The landowner has determined that the location of the 5.00 acre parcel is insufficient to build a house and permit access because of the location of a stream running through the land. BPW approval is requested to relocate the 5.00 acre excluded parcel by amending the Deed of Easement to place the original excluded 5.00 acre parcel under the Deed of Easement in exchange for a 5.00 acre parcel building envelope which can not be subdivided, located near a farm lane along the edge of a wooded portion of the land.

The MALPF Board of Trustees has approved the transaction by determining that the exchange will have a positive effect on the agricultural operation of the farm since the building envelope will not be permitted to be sold off from the middle of the farm. In addition, the soils in the original 5.00 acre excluded parcel are of better quality than those in the proposed 5.00 acre building envelope, and therefore more productive land will be coming under the MALPF easement. The attached Exhibit shows the location of the original excluded 5.00 acre parcel, and the location of the proposed building envelope.

GRANTOR

Robert L. Smyth, Jr. and Terri H. Smyth
~~Estate of Gerald Stautberg~~ * see attachment

GRANTEE

The State of Maryland, to the use of the
 Maryland Agricultural Land Preservation
 Foundation of the Department of
 Agriculture

PROPERTY

5.00 acres (relocation)

CONSIDERATION

Even exchange

Martin O'Malley
Governor

Anthony G. Brown
Governor



Alvin C. Collins
Secretary

MARYLAND DEPARTMENT OF GENERAL SERVICES
OFFICE OF THE SECRETARY

June 15, 2012

Sheila C. McDonald
Executive Secretary
Board of Public Works, Rm. 213
Louis L. Goldstein Treasury Bldg.
Annapolis, Maryland 21401

Re: File no. 03-98-07C (MALPF)

Dear Ms. McDonald:


On September 21, 2011, by Item 8-RP on its agenda, the Board of Public Works approved an amendment to an agricultural land preservation easement for the Estate of Gerald Stautberg. A copy of the item is enclosed herewith.

After the approval, the amendment was delayed by issues out of the control of the Department and the Estate moved forward with a contract of sale for the land subject to the easement prior to year end of 2011.

The Estate sold the land subject to the easement to Robert L. Smyth, Jr. and Kerri H. Smyth, and Mr. & Mrs. Smyth are prepared to complete the amendment transaction with the State. None of the terms or conditions have changed. Therefore, I am notifying you that Robert L. Smyth, Jr. and Kerri H. Smyth are substituted as the Grantors for the transaction, in place of the Estate of Gerald Stautberg.

If you have any questions, please do not hesitate to contact my office. Thank you for your attention to this matter.

Sincerely,


Alvin C. Collins
Secretary

Cc: Nancy Russell-Forrester, AAG
Enclosure

RECEIVED
2012 JUN 20 PM 3:27
BOARD OF PUBLIC WORKS
OK
SNO
FILE w/
MINUTES



DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY

ITEM 8-RP (Cont.)

REMARKS

1. The Maryland Agricultural Land Preservation Foundation recommends approval of this item.
2. Costs associated with this exchange will be paid by the landowner.

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 9-RP

DEPARTMENT OF AGRICULTURE

Maryland Agricultural Land Preservation
Foundation (MALPF)
Agricultural Land Preservation Easements
(Various Properties)

REFERENCE

Approval is requested for the Maryland
Agricultural Land Preservation Foundation, Department of Agriculture, to accept option
contracts for the purchase of agricultural preservation easements on the following properties:

SPECIAL CONDITIONS

Grantor relinquishes all rights to develop or
subdivide the land for industrial, commercial, or residential use. Land shall be preserved solely
for agricultural use in accordance with provisions of the Agricultural Article. No commercial
signs or bill boards are permitted, and there shall be no dumping on land except as is necessary
to normal farming operations. Grantor shall manage the property in accordance with sound
agricultural practices. Grantee shall have the right to enter land for inspection. No public rights
are granted. The term of these easements shall be in perpetuity pursuant to Agriculture Article
Section 2-514.1.

A) As to items 1 through 4, pursuant and subject to the provisions of Agriculture Article
Section 2-513, Grantor has elected to reserve the right to apply for release of a lot to convey to
himself or his children for the purpose of constructing a dwelling for personal use as follows:
one lot of one acre or less if the subject property is at least 20 acres, but less than 70 acres, two
lots of one acre or less if the subject property is at least 70 acres, but less than 120 acres, or three
lots of one acre or less if the subject property is 120 acres or more.

B) As to items 5 through 8, pursuant and subject to the provisions of Agriculture Article
Section 2-513, Grantor has elected to reserve to himself, and his assigns, the right to apply for
release of one unrestricted lot, that may be conveyed to himself or others.

C) As to item 9, the Grantor is waiving the right to request any additional lots.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY**ITEM** 9-RP (Cont.)

<u>Grantor</u>	<u>Property</u>	<u>Price</u>		
<u>FAMILY LOTS</u>				
<u>Carroll County</u>				
1. Sandra and Roger Hans 06-11-01	143.04 Ac Less 1 acre Per dwelling (2 dwellings) (Appraised Value)	\$809,615.80 \$ 5,740.00/acre		
a. Belinko (fee)	\$1,156,594.00	\$69,635.98	(Agricultural Value)	(Easement Value)
b. Mueller (fee)	\$1,269,000.00	\$69,635.98		\$1,086,958.02 \$1,199,364.02
Review Appraiser: Kelleher				
<u>Garrett County</u>				
2. Kenneth Bachtel 11-82-03Ap	72.98Ac Less 1 acre Per dwelling (Appraised Value)	\$179,069.08 \$ 2,487.76/acre	(Agricultural Value)	(Easement Value)
a. Randall (fee)	\$ 219,500.00	\$40,430.92		\$179,069.08
c. Bowers (fee)	\$ 252,000.00	\$40,430.92		\$211,569.08
Review Appraiser: Kelleher				
3. G. and S. Shawley 11-08-04	95.4 Ac (Appraised Value)	\$277,611.33 \$ 2,909.97/acre	(Agricultural Value)	(Easement Value)
a. Randall (fee)	\$324,400.00	\$46,788.67		\$277,611.32
b. Bowers (fee)	\$372,000.00	\$46,788.67		\$325,211.33
Review Appraiser: Kelleher				
4. Ernest Ganoe, et al. 11-08-08	51.36 Ac Less 1 acre Per dwelling (Appraised Value)	\$142,746.56 \$ 2,834.52/acre	(Agricultural Value)	(Easement Value)
a. Randall (fee)	\$171,200.00	\$28,453.44		\$142,746.56
b. Bowers (fee)	\$176,000.00	\$28,453.44		\$147,546.56
Review Appraiser: Kelleher				

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY**ITEM** 9-RP (Cont.)**UNRESTRICTED LOTS****Montgomery County**

5. Ann and William Willard	168.69 Ac	\$1,273,097.73	
15-11-01	Less 1 acre	\$ 7,591.78/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Peters (fee)	\$1,425,400.00	\$152,302.27	\$1,273,097.73
b. Pugh (fee)	\$1,675,000.00	\$152,302.27	\$1,522,697.73

Review Appraiser: Kelleher

Wicomico County

6. William Martin	123.2 Ac	\$458,777.56	
22-11-03	Less 1 acre	\$ 3,948.16/acre	
	Per dwelling		
	(7 dwellings)		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Andrews (staff)	\$710,000.00	\$121,615.20	\$588,384.80
b. Cadell (fee)	\$710,000.00	\$121,615.20	\$588,384.80
c. Peters (fee)	\$848,300.00	\$121,615.20	\$726,685.00

Review Appraiser: Andrews

Worcester County

7. Laura & Walter Widgeon	81.58 Ac	\$241,743.90	
23-08-09	Less 1 acre	\$ 3,000.00/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Cadell (fee)	\$ 405,000.00	\$67,892.11	\$ 337,107.89
b. McCain (fee)	\$ 405,000.00	\$67,892.11	\$ 337,107.89

Review Appraiser: Andrews

8. Joseph Holland	102 Ac	\$316,200.00	
23-09-01		\$ 3,100.00/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. McCain (fee)	\$ 510,000.00	\$54,109.33	\$ 455,890.67
b. Cadell (fee)	\$ 420,000.00	\$54,109.33	\$ 365,890.67

Review Appraiser: Andrews

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY**ITEM** 9-RP (Cont.)**LOTS WAIVED****Carroll County**

9. Walter Huber	127.68 Ac	\$753,323.80	
06-11-03		\$ 5,900.00/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Belinko (fee)	\$1,085,297.00	\$70,704.57	\$1,014,592.43
c. Muller (fee)	\$1,149,000.00	\$70,704.57	\$1,078,295.43

Review Appraiser: Kelleher

FUND SOURCES

2,098,119.10
~~\$2,103,866.50~~ 615 09501-AY-09-
~~\$1,494,843.27~~ L00 A11.11 State SF12-
~~\$ 853,475.99~~ L00 A11.11 County SF12-
 \$4,452,185.76 Total \$1,272,261.30 - 615 10075
 4,442,606.70 ~~\$1,076,057.96~~ - L00 A11.11
 965.93 1,072,226.36
 * See attachment
 See letter dated 10/10/12

TOTAL ACRES (TA)

965.93

TA LESS DWELLINGS

952.93

AVERAGE PRICE PER ACRE

\$4,672.10

REMARKS

1. The Department of Agriculture recommends acceptance of these contracts.
2. The Department of General Services has reviewed the appraisals and has recommended that each appraisal "a." listed above be the appraised value of the land on which the easement is to be acquired.

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

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

Ms. Sheila McDonald, Esq.
Page 2

<u>BPW September 21, 2011</u>	FROM:\$ 2,103,866.50 – 615 09501
Item 9 RP	1,272,261.30 – 615 10075
Pages 19-22	1,076,057.96 – L00 A11.11
Maryland Agricultural Land	
Preservation Easements	TO:\$ 2,098,119.10 - 615 09501
Maryland Agricultural Land	1,272,261.30 – 615 10075
Preservation Foundation	1,072,226.36 – L00 A11.11**

REMARKS: L00 A11.11 includes \$849,644.39 county funds

Reason: Change in acreage on Holland property resulting from survey done prior to settlement.

<u>BPW October 19, 2011</u>	FROM:\$ 2,337,429.75 – 615 09501
Item 7-RP	2,076,043.55 – 615 10075
Pages 14-20	3,905,713.74 – L00 A11.11
Agricultural Land Preservation	
Easements	REMARKS: L00 A11.11 includes \$2,605,011.57 county funds
Maryland Agricultural Land	
Preservation Foundation	TO:\$ 2,337,429.75 – 615 09501
	2,031,582.19 – 015 10075
	3,729,174.77 – L00 A11.11

REMARKS: L00 A11.11 includes \$2,512,417.65 county funds

Reason: Change in acreage on Wright, Ripley and Donohue properties resulting from survey done prior to settlement,.

<u>BPW February 8, 2012</u>	FROM:\$ 1,052,614.98 – 615 10075
Item 6-RP	1,538,120.64 – 615 11070
Pages 12-16	<u>1,939,817.08</u> - L00 A11.11**
Maryland Agricultural Land	\$4,530,552.70 - Total
Preservation Foundation	
Agricultural Land	**L00 A11.11 includes \$1,939,817.08 county funds
Preservation Easements	
(Various Properties) -	TO\$ 1,052,614.98 – 615 10075
	1,091,126.19 – 615 11070
	<u>1,641,820.78</u> - L00 A11.11**
	\$3,785,561.95 - Total

** L00.A11.11 includes \$1,641,820.78 county funds

Reason: The Foundation's offer on the Rowland property was withdrawn.

Ms. Sheila McDonald, Esq.

Page 3

BPW June 20, 2012

Item 5-RP

Pages 8-12

Maryland Agricultural Land

Foundation (MALPF)

Agricultural Land Preservation

Easements

(Various Properties)

FROM:\$ 35,207.91 – 615 10075
2,434,650.85 – 615 11070
5,747.40 – 615 09501
1,615,542.75 – L00A11.11**
\$4,091,148.91 – Total

TO:\$ 35,207.91 – 615 10075
2,428,153.35 – 615 11070
5,747.40 – 615 09501
1,615,542.75 – L00A11.11**
\$4,084,651.41 - Total

REMARKS: L00 A11.11 includes \$1,327,100.88 county funds

Reason: Change in acreage on Drummond property resulting from survey done prior to settlement.

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 Rio Woodard, Administrator, Capital Projects Accounting, at (410) 767-4236.

Sincerely yours,



Alvin C. Collins

Secretary

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

Martin O'Malley
Governor

Anthony G. Brown
Governor



OK SMC

Alvin C. Collins
Secretary

MARYLAND DEPARTMENT OF GENERAL SERVICES
OFFICE OF THE SECRETARY

October 10, 2012

Sheila McDonald, Esq.
Secretary to the Board of Public Works
Louis L. Goldstein Treasury Building, Room 213
Annapolis, Maryland 21401-1991

BOARD OF PUBLIC WORKS

2012 OCT 11 PM 2:55

RECEIVED

SUBJECT: Changes to the September 16, 2009, September 21, 2011, October 19, 2011, February 8, 2012, June 20, 2012 Board of Public Works Action Agendas

Dear Ms. McDonald:

This is to advise you of the following changes to the Board of Public Works Action Agenda Items previously approved by the Board of Public Works.

BPW September 16, 2009

Item 7-RP

Pages 13-24

Maryland Agricultural Land
Preservation Foundation
Foundation

Agricultural Land Preservation
Foundation

FROM: \$13,547,917.01 - L00 A11.11 State SF09

4,041,114.20 - L00 A11.11 County SF09

2,933,544.14 - L00 A11.11 Fed. SF005

751,626.46 - Possible funds from federal or
county sources

21,274,201.81 - TOTAL

TO: \$ 11,403,051.96 - L00 A11.11 State SF09

3,484,182.04 - L00 A11.11 County SF09

2,737,721.10 - L00 A11.11 Fed. SF005

751,626.46 - Possible funds from federal or
county sources

18,376,581.56 - TOTAL

Reason: Change in acreage on Major, Vitez, Fitzwater and Beavan properties resulting from survey done prior to settlement. Also Foundation's offers to Crossland, Leppo, Miller, Holdridge and Simpson were withdrawn due to non-resolution of critical issues.

Martin O'Malley
Governor

Anthony G. Brown
Governor



Alvin C. Collins
Secretary

MARYLAND DEPARTMENT OF GENERAL SERVICES
OFFICE OF THE SECRETARY

January 10, 2012

Sheila McDonald, Esq.
Secretary to the Board of Public Works
Louis L. Goldstein Treasury Building, Room 213
Annapolis, Maryland 21401-1991

SUBJECT: Changes to the December 1, 2010, September 21, 2011, October 19, 2011, and
December 21, 2011 Board of Public Works Action Agenda

Dear Ms. McDonald:

This is to advise you of the following changes to the Board of Public Works Action Agenda
Items previously approved by the Board of Public Works.

BPW December 1, 2010
Item 2-M
Pages 4-5
Elevator Modernization
300 W. Preston Street

FROM:\$ 890,081.00 – MCCBL 2009 Item 007
TO:\$ 877,289.00 – MCCBL 2009 Item 007
12,792.00 – H00 12 33351 0812

Reason: Maintenance costs not covered utilizing capital funds.

BPW September 21, 2011
Item 9 RP
Pages 19-22
Maryland Agricultural Land
Preservation Easements
Maryland Agricultural Land
Preservation Foundation

FROM:\$ 2,103,866.50 - 615 09501 AY 09
1,494,843.27 – L00 A11.11 State SF12
853,475.99 – L00 A11.11 County SF12
TO:\$ 2,103,866.50 – 615 09501
1,272,261.30 – 615 10075
1,076,057.96 – L00 A11.11

REMARKS: L00 A11.11 includes \$853,475.99 county funds

Reason: Incorrect coding assignment for State and County Funds

Ms. Sheila McDonald, Esq.
Page 2

BPW October 19, 2011

Item 7-RP

Pages 14-20

Agricultural Land Preservation
Easements

Maryland Agricultural Land
Preservation Foundation

FROM:\$ 2,337,778.23 – 615 09501 AY09

3,376,745.72 – L00 A11.11 State SF12

2,605,243.89 – L00 A11.11 County SF12

TO:\$ 2,337,429.75 – 615 09501

2,076,043.55 – 615 10075

3,905,713.74 – L00 A11.11

REMARKS: L00 A11.11 includes \$2,605,011.57 county funds

Reason: Incorrect coding assignment for State and County Funds. Also, decrease in total due to reduction of value of the Anders property (Queen Anne's County).

BPW December 21, 2011

Item 7-RP

Pages 13-16

Agricultural Land Preservation
Easements

Maryland Agricultural Land
Preservation Foundation

FROM:\$ 348.48 – 615 09501 AY 09

1,974,891.28 - 615 10075 AY10

1,302,699.39 – L00 10460 AY12

1,276,971.09 – L00 A11.11 County SF 12

TO:\$ 348.48 – 615 09501

1,974,891.28 – 615 10075

2,579,670.48 – L00 A11.11

REMARKS: L00 A11.11 includes \$1,276,971.09 county funds

Reason: Incorrect coding assignment for State and County Funds.

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 Rio Woodard, Administrator, Capital Projects Accounting, at (410) 767-4236.

Sincerely yours,



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

LANDLORD LEASE

ITEM 10-LL

DEPARTMENT OF NATURAL RESOURCES Annapolis, MD
 (Land and Property Management) (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>	23 Days Land	<u>Effective</u>	9/29/2011
<u>Annual Rent</u>	\$5,000.00		

Reference On 2/24/2010, Item 5-LL, the BPW approved an Agreement-to-Lease and 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 10-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

LANDLORD LEASE

ITEM 11-LL

DEPARTMENT OF NATURAL RESOURCES Harford County
 (Land and Property Management)

Tenant Federal Bureau of Investigations (FBI)
 2600 Lord Baltimore Drive
 Baltimore, MD 21244

Property Location Rocks State Park
 Harford County, MD

<u>Space Type</u>	Tower	<u>Lease Type</u>	New
<u>Duration</u>	20 Years	<u>Effective</u>	10/9/2011
<u>Annual Rent</u>	\$1.00		

Previous Board Action(s) Item 20-L 10/09/1991

Special Conditions

1. The Tenant shall occupy and use the Premises for and only for the continued operation, maintenance, repair, and use as a communications facility consisting of a one hundred (100) foot self supported communications tower together with ingress and egress to the tower over the Landlord's property.
2. The Tenant assumes all cost for operation, maintenance, repair, utilities, and improvements.
3. This Lease 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.
4. The Tenant shall be responsible for obtaining any required permits, licenses, inspections and approvals required for its use of the tower.
5. The parties desired a longer term than provided in the original lease of two 5 years options. Therefore, a new lease for the 20 year term was prepared.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE

ITEM 11-LL (Cont.)

REMARKS This is not a Shared Resource project and therefore does not process through DoIT. There is no revenue generated from this lease as it is cooperative government agency use as the FBI provides and maintains the tower structure and DNR places antenna/equipment on the tower.

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 12-LL

BALTIMORE CITY COMMUNITY COLLEGE Baltimore, MD

<u>Tenant</u>	One Heart, LLC. 2600 Liberty Heights Ave, Suites 202, 203,204, 205, 206, & 207 Baltimore, MD 21215
<u>Property Location</u>	2600 Liberty Heights Ave, Suites 202, 203,204, 205, 206, & 207 Baltimore, MD 21215

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	1,547
<u>Duration</u>	1 Year	<u>Effective</u>	10/1/2011		
<u>Annual Rent</u>	\$27,165.32	<u>Square Foot Rate</u>	\$17.56		

<u>Utilities Responsibility</u>	Landlord
<u>Custodial Responsibility</u>	Landlord
<u>Previous Board Action(s)</u>	N/A

Special Conditions

1. The Tenant shall maintain the Demised Premises, including all improvements constructed and situated on the Demised Premises, in a neat, orderly, safe, and habitable condition.
2. The Tenant shall defend and hold Landlord harmless against any and all claims of liability.
3. The Tenant shall pay as additional rent the sum of \$4,641.00 per annum for common area maintenance.
4. Tenant shall maintain at its expense insurance for not less than a minimum coverage of \$2,000,000.00 against loss or liability in connection with bodily injury, death, property damage or destruction to the Demised Premises.
5. Landlord has the right to termination this lease for convenience.
6. Tenant has the right to terminate this lease after 6 months with sixty (60) day prior notice.
7. The lease incorporates four (4) use-in-common parking spaces.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE

ITEM 12-LL (Cont.)

Remarks

1. This space will be used by One Heart, LLC as its medical office. One Heart, LLC mission is to promote and foster cardiac health in the communities in which it serves.
2. The approval of this lease will enable One Heart, LLC to continue to offer health services to the communities of Northwest Baltimore City.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

LANDLORD LEASE

BALTIMORE CITY COMMUNITY COLLEGE Baltimore, MD

Dr. Kofi Shaw-Taylor
2600 Liberty Heights Ave, Suites 103, 104, 105, 106, 107,
108, & 109
Baltimore, MD 21215

2600 Liberty Heights Ave, Suites 103, 104, 105, 106, 107,
108, & 109
Baltimore, MD 21215

<u>Utilities Responsibility</u>	Landlord
<u>Custodial Responsibility</u>	Landlord
<u>Previous Board Action(s)</u>	N/A

1. The Tenant shall maintain the Demised Premises, including all improvements constructed and situated on the Demised Premises, in a neat, orderly, safe, and habitable condition.
2. The Tenant shall defend and hold Landlord harmless against any and all claims of liability.
3. The Tenant shall pay as additional rent the average sum of \$5,333.34 per annum for common area maintenance.
4. Tenant shall maintain at its expense insurance for not less than a minimum coverage of \$2,000,000.00 against loss or liability in connection with bodily injury, death, property damage or destruction to the Demised Premises.
5. Landlord has the right to termination this lease for convenience.
6. The lease contains two (2) option renewals for a term of one (1) year each.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE**ITEM** 13-LL (Cont.)

7. The square foot (sf) rental rate commences at \$17.56 and increases to \$18.09 for year 2, and concludes with a rental rate of \$18.63 in year 3. The result will be an average sf rental rate of \$18.09 over the initial three (3) year lease term.
8. The lease incorporates four (4) use-in-common parking spaces.

Remarks

1. This space will be used by Dr. Kofi Shaw-Taylor as his medical office. Dr. Shaw-Taylor's mission is to promote and foster general physical health in the communities in which it serves.
2. The approval of this lease will enable Dr. Kofi Shaw-Taylor to continue to offer health services to the communities of Northwest Baltimore City.

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 14-LL

BALTIMORE CITY COMMUNITY COLLEGE Baltimore, MD

<u>Tenant</u>	National Center for Health Behavioral Change 2600 Liberty Heights Ave, Suites 118, 119 & 120 Baltimore, MD 21215		
<u>Property Location</u>	2600 Liberty Heights Ave, Suites 118, 119 & 120 Baltimore, MD 21215		
<u>Space Type</u>	Office	<u>Lease Type</u>	New
<u>Duration</u>	3 Years	<u>Effective</u>	10/1/2011
<u>Annual Rent</u>	\$12,338.79 (Avg.)	<u>Square Foot Rate</u>	\$18.09 (Avg.)
<u>Utilities Responsibility</u>	Landlord		
<u>Custodial Responsibility</u>	Landlord		
<u>Previous Board Action(s)</u>	N/A		

Special Conditions

1. The Tenant shall maintain the Demised Premises, including all improvements constructed and situated on the Demised Premises, in a neat, orderly, safe, and habitable condition.
2. The Tenant shall defend and hold Landlord harmless against any and all claims of liability.
3. The Tenant shall pay as additional rent the average sum of \$2,107.38 per annum for common area maintenance.
4. Tenant shall maintain at its expense insurance for not less than a minimum coverage of \$2,000,000.00 against loss or liability in connection with bodily injury, death, property damage or destruction to the Demised Premises.
5. Landlord has the right to terminate this lease for convenience.
6. The lease contains two (2) option renewals for a term of one (1) year each.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE**ITEM** 14-LL (Cont.)

7. The square foot (sf) rental rate commences at \$17.56 and increases to \$18.09 for year 2, and concludes with a rental rate of \$18.63 in year 3. The result will be an average sf rental rate of \$18.09 over the initial three (3) year lease term.
8. The lease incorporates four (4) use-in-common parking spaces.

Remarks

1. This space will be used by the National Center for Health Behavioral Change (NCHBC). NCHBC mission is to promote and foster physical, mental and economic health in all communities of the United States of America.
2. The approval of this lease will enable National Center for Health Behavioral Change to continue to offer health informational services to promote good health practices in the communities of our country.

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 15-LL

BALTIMORE CITY COMMUNITY COLLEGE Baltimore, MD

Tenant Professional Pharmacy Services, Inc.
 2600 Liberty Heights Avenue, Suite 135
 Baltimore, MD 21215

Property Location 2600 Liberty Heights Avenue, Suite 135
 Baltimore, MD 21215

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	678
<u>Duration</u>	3 Years	<u>Effective</u>	10/1/2011		
<u>Annual Rent</u>	\$12,266.42 (Avg.)	<u>Square Foot Rate</u>	\$18.09 (Avg.)		

<u>Utilities Responsibility</u>	Landlord
<u>Custodial Responsibility</u>	Landlord
<u>Previous Board Action(s)</u>	N/A

Special Conditions

1. The Tenant shall maintain the Demised Premises, including all improvements constructed and situated on the Demised Premises, in a neat, orderly, safe, and habitable condition.
2. The Tenant shall defend and hold Landlord harmless against any and all claims of liability.
3. The Tenant shall pay as additional rent the average sum of \$2,095.02 per annum for common area maintenance.
4. Tenant shall maintain at its expense insurance for not less than a minimum coverage of \$2,000,000.00 against loss or liability in connection with bodily injury, death, property damage or destruction to the Demised Premises.
5. Landlord has the right to termination this lease for convenience.
6. The lease contains two (2) option renewals for a term of one (1) year each.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE**ITEM** 15-LL (Cont.)

7. The square foot (sf) rental rate commences at \$17.56 and increases to \$18.09 for year 2, and concludes with a rental rate of \$18.63 in year 3. The result will be an average sf rental rate of \$18.09 over the initial three (3) year lease term.
8. The lease incorporates four (4) use-in-common parking spaces.

Remarks

1. This space will be used by Professional Pharmacy Services, Inc (Neighbor Care) for a professional retail pharmacy and related purposes, included but not limited to, the sale of legend drugs, over-the-counter drugs, pharmaceuticals, durable medical equipment and disposable supplies.
2. The approval of this lease will enable Professional Pharmacy Services, Inc. to continue to offer retail pharmacy services in the community.

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** 16-LT-OPT**BALTIMORE CITY COMMUNITY COLLEGE** Baltimore City

Landlord/Owner Market Place Commercial Limited Partnership
 4851 Holabird Ave
 Baltimore, MD 21224

Property Location 55 Market Place
 Baltimore, MD 21201

<u>Space Type</u>	Class Rooms & Offices	<u>Lease Type</u>	Renewal	<u>Square Feet</u>	28,000
<u>Duration</u>	7 Years	<u>Effective</u>	10/1/2011		
<u>Annual Rent</u>	\$496,000.00	<u>Square Foot Rate</u>	\$17.71 (avg.)		
<u>Prev. Square Foot Rate</u>	\$20.75 (avg.)	<u>Eff. Square Foot Rate</u>	\$21.71 (avg.)		
		<u>Prev. Eff. Sq. Foot Rate</u>	\$23.75 (avg.)		

Utilities Responsibility Tenant
Custodial Responsibility Tenant
Previous Board Action(s) 8/29/01 - 16-L
Fund Source PCA 08816; AOBJ 13

Special Conditions

1. The Tenant shall have the use of approximately 5,280 square feet of mezzanine level space free of charge. Only 28,000 square feet of space are subject to rental payments.
2. The Tenant is subject to a Common Area Maintenance expense capped at \$1.00 per square foot per annum during the term of the lease.
3. The lease contains escalations for real estate taxes.

Remarks

1. This space has been used since 2001 as classroom and administrative office space for BCCC.
2. Through negotiations the Department of General Services Office of Real Estate secured a rental cost savings of \$595,840 for the term of the lease by reducing the stated rental rate by an average of \$3.04 per net usable square foot (from \$20.75 avg. to \$17.71 avg. per nuf). The \$17.71/nuf avg. rate was determined by averaging the first 4 years of rent @ \$17.50/nuf and the last 3 years of rent @ \$18.00/nuf.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 16-LT-OPT (Cont.)

3. The lease contains a modified termination for convenience clause (termination only after the end of the third (3rd) lease year and with twelve (12) months prior written notice).
4. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

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

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 17-CGL

RECOMMENDATION That the Board of Public Works certify matching funds, enter into a grant agreement and authorize that funds be encumbered for the following grant:

*Board of Directors of the Arc of Howard County, Inc.
(Howard County)*

The Arc of Howard County – Grae Loch Home Renovation

"For the construction, renovation, and capital equipping of a home for residents with disabilities, located in Laurel."

\$145,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LHI - Chapter 396, Acts of 2011)
DGS Item G127, (SL-004-110-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund and the Board of Public Works to certify a matching fund no later than 6/1/2013. The Board of Directors of the Arc of Howard County, Inc. has submitted documentation that it has \$1,748,737.01 in a financial institution to meet the matching fund requirement.

BACKGROUND

Total Project	\$290,000.00
11-G127 (This Action)	\$145,000.00
Local Cost	\$145,000.00

REMARKS

- (1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 18-CGL

RECOMMENDATION That the Board of Public Works certify matching funds, enter into a grant agreement, and authorize that funds be encumbered for the following grant:

Board of Directors of the Easter Seals of Delaware and Maryland's Eastern Shore, Inc. (Kent County)

Camp Fairlee Manor

"For the construction and capital equipping of Camp Fairlee Manor, located in Chestertown."

\$125,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LHI - Chapter 396, Acts of 2011)
DGS Item G094, SL-048-080-038*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund and the Board of Public Works to certify a matching fund no later than 6/1/2013. The Board of Directors of the Easter Seals of Delaware and Maryland's Eastern Shore, Inc. has submitted documentation that it has in excess of \$125,000.00 in a financial institution to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$550,000.00
11-G094 (This Action)	\$125,000.00
08-G073 (Prior Action)	\$ 40,000.00
08-G160 (Prior Action)	\$110,000.00
Local Cost	\$275,000.00
(Prior Action: 4/7/10, Item 10-CGL)	

REMARKS

(1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 18-CGL (Cont.)

- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 19-CGL

RECOMMENDATION That the Board of Public Works certify matching funds, enter into a grant agreement and authorize that funds be encumbered for the following grant:

*Board of Governors of the Chesapeake Bay Maritime Museum, Inc.
 (Talbot County)*

Chesapeake Bay Maritime Museum Bulkhead Replacement

"For the construction, repair, renovation, and reconstruction of the Chesapeake Bay Maritime Museum bulkhead, located in St. Michaels."

\$30,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LSI - Chapter 396, Acts of 2011)
 DGS Item G090, (SL-080-060-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund and the Board of Public Works to certify a matching fund no later than 6/1/2013. The Board of Governors of the Chesapeake Bay Maritime Museum, Inc. submitted documentation that it has \$200,399.84 in a financial institution to meet the matching fund requirement.

BACKGROUND

Total Project	\$2,250,000.00
11-G090 (This Action)	\$ 30,000.00
06-G101 (Prior Action)	\$ 50,000.00
06-G184 (Prior Action)	\$ 150,000.00
Local Cost	\$2,020,000.00

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 20-CGL

RECOMMENDATION That the Board of Public Works certify matching funds, enter into a grant agreement, and authorize that funds be encumbered for the following grant:

Board of Trustees of Joseph Richey House, Inc. (Baltimore City)

Dr. Bob's Place – A Hospice for Children

"For the construction, renovation, and capital equipping, including landscaping, at Dr. Bob's Place, a hospice for children, located in Baltimore City."

\$50,000.00

Maryland Consolidated Capital Bond Loan of 2011 (Chapter 396, Acts of 2011)

DGS Item G033, (SL-040-030-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund and the Board of Public Works to certify a matching fund no later than June 1, 2013. The Board of Trustees of Joseph Richey House, Inc. has submitted evidence in the form of invoices and canceled checks that it has \$420,008.92 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Board of Trustees of Joseph Richey House, Inc. \$50,000.00 for eligible expenditures.

BACKGROUND

Total Project	\$4,761,814.00
11-G033 (This Action)	\$ 50,000.00
04-G022 (Prior Action)	\$ 200,000.00
Local Cost	\$4,511,814.00
(Prior action: 4/5/06 Agenda, item 16-CGL)	

REMARKS

- (1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 20-CGL (Cont.)

- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 21-CGL

RECOMMENDATION That the Board of Public Works enter into a grant agreement and authorize that funds be encumbered for the following grant:

Board of Directors of the Bayside History Museum, Inc. (Calvert County)

Exploration of Captain John Smith Exhibit

"For the planning, design, construction, and capital equipping of the Exploration of Captain John Smith Exhibit, located in North Beach."

\$50,000.00

Maryland Consolidated Capital Bond Loan of 2009 (Chapter 485, Acts of 2009, amended by Chapter 396, Acts of 2011)

DGS Item G057, (SL-068-090-038)

MATCHING FUND No match is required. The MCCBL requires the grant recipient to provide grant documents no later than 12/1/2012.

BACKGROUND

Total Project	\$50,000.00
09-G057 (This Action)	\$50,000.00
Local Cost	-0-

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 Comptroller's Office for the disbursement of State 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 22-CGL

RECOMMENDATION That the Board of Public Works certify matching funds, enter into a grant agreement and authorize that funds be encumbered for the following grant:

Mayor and City Council of the City of Laurel (Prince George's County)

Laurel Police Department Facility – Community Space

"For the planning, design, renovation, and capital equipping, including hazardous material removal, of the Laurel Police Department Facility Community Space, located in Laurel."

\$100,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LHI - Chapter 396, Acts of 2011)
DGS Item G144, (SL-018-100-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund and the Board of Public Works to certify a matching fund no later than June 1, 2013. The Mayor and City Council of the City of Laurel has submitted evidence in the form of invoices and canceled checks that it has \$248,361.73 in eligible expenditures to meet the matching fund requirement.

Board of Public Works approval is also requested to reimburse the Mayor and City Council of the City of Laurel \$100,000.00 for eligible expenditures.

BACKGROUND

Total Project	\$650,000.00
11-G144 (This Action)	\$100,000.00
10-G079 (Prior Action)	\$150,000.00
Local Cost	\$400,000.00
(Prior Action: 10/06/10 Agenda, Item 12-CGL)	

REMARKS

(1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 22-CGL (Cont.)

- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 23-CGL

RECOMMENDATION That the Board of Public Works enter into grant agreements and authorize that funds be encumbered for the following grants:

*Board of Directors of the Maryland Hall for the Creative Arts
 (Anne Arundel County)*

Maryland Hall for the Creative Arts

"For construction of improvements to the Maryland Hall for the Creative Arts."

\$600,000.00

*Maryland Consolidated Capital Bond Loan of 2006 (Chapter 046, Acts of 2006;
 amended by Chapter 396, Acts of 2011)*

DGS Item G015

\$600,000.00

*Maryland Consolidated Capital Bond Loan of 2007 (Chapter 488, Acts of 2007;
 amended by Chapter 396, Acts of 2011)*

DGS Item G013, (SL-021-881-038)

MATCHING FUND The MCCBL requires the grant recipient to provide grant documents no later than 6/1/2013. No match is required.

BACKGROUND

Total Project	\$8,000,000.00
06-G015 (This Action)	\$ 600,000.00 (No Match)
07-G013 (This Action)	\$ 600,000.00 (No Match)
09-G011 (Prior Action)	\$ 500,000.00 (Match)
08-G032 (Prior Action)	\$ 50,000.00 (Match)
08-G130 (Prior Action)	\$ 200,000.00 (Match)
07-G027 (Prior Action)	\$ 225,000.00 (Match)
06-G123 (Prior Action)	\$ 250,000.00 (Match)
06-G020 (Prior Action)	\$ 100,000.00 (Match)
04-G070 (Prior Action)	\$ 150,000.00 (Match)
03-G013 (Prior Action)	\$ 500,000.00 (No Match)
02-142 (Prior Action)	\$ 250,000.00 (No Match)
00-G009 (Prior Action)	\$ 250,000.00 (Match)
99-G000 (Prior Action)	\$ 300,000.00 (Match)
98-G000 (Prior Action)	\$ 250,000.00 (Match)
Local Cost	\$3,775,000.00

(26 Prior Actions: From 4/26/00 Agenda, Item 21-CGL F. through 4/6/11 Agenda, Item 14-CGL.)

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 23-CGL (Cont.)

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 24-CGL

RECOMMENDATION That the Board of Public Works enter into a grant agreement and authorize that funds be encumbered for the following grant:

*Board of Trustees of the Maryland Historical Society, Inc.
 (Baltimore City)*

Maryland Historical Society

"For the acquisition, construction, and capital equipping of a boiler and chiller, located in Baltimore City."

\$250,000.00

Maryland Consolidated Capital Bond Loan of 2011 (LSI-Chapter 396, Acts of 2011) DGS Item 025, (SL-008-030-038)

MATCHING FUND The MCCBL requires the grant recipient to provide grant documents no later than June 1, 2013. No match is required.

BACKGROUND

Total Project	\$9,865,533.00
11-025 (This Action)	\$ 250,000.00
10-030 (Prior Action)	\$ 150,000.00
06-026 (Prior Action)	\$1,000,000.00
06-G114 (Prior Action)	\$ 250,000.00
06-G028 (Prior Action)	\$ 250,000.00
03-054 (Prior Action)	\$1,000,000.00
99-000 (Prior Action)	\$ 750,000.00
98-000 (Prior Action)	\$ 850,000.00
97-000 (Prior Action)	\$ 500,000.00
96-000 (Prior Action)	\$ 700,000.00
Local Cost	\$4,165,533.00

(All grants are non-match)

(Prior Actions: 9/1/10, Item 28-CGL; 1/17/04 Agenda, Item 26-CGL; 11/16/05 Agenda, Item 18-CGL; 01/30/08 Agenda, Item 27-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.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 24-CGL (Cont.)

(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 25-CGL

RECOMMENDATION That the Board of Public Works certify matching funds, enter into grant agreements, and authorize that funds be encumbered for the following grants.

Board of Directors of the Baltimore Children's Museum, Inc. (Baltimore City)
Port Discovery

"For the planning, design, construction, renovation, and capital equipping of Port Discovery, to include replacing windows, construction of permanent exhibits, replacing the roof, and reconfiguring the stairways and doorways to improve the flow of traffic through the museum, located in Baltimore City."

\$25,000.00

Maryland Consolidated Capital Bond Loan of 2010 (LHI - Chapter 483, Acts of 2010)
DGS Item G110

\$75,000.00

Maryland Consolidated Capital Bond Loan of 2010 (LSI - Chapter 483, Acts of 2010)
DGS Item G158, SL-041-050-038

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund and the Board of Public Works to certify a matching fund no later than 6/1/2012. The Board of Directors of the Baltimore Children's Museum, Inc. has submitted documentation that the City of Baltimore has appropriated \$100,000.00 in Baltimore City's Fiscal Year 2012 budget and awarded a \$50,000.00 Energy Saver Grant for a total of \$150,000.00 to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$3,150,000.00
10-G158 (This Action)	\$ 75,000.00
10-G110 (This Action)	\$ 25,000.00
09-G086 (Prior Action)	\$ 225,000.00
09-G039 (Prior Action)	\$ 100,000.00
08-G123 (Prior Action)	\$ 200,000.00
07-G099 (Prior Action)	\$ 125,000.00
06-G115 (Prior Action)	\$ 300,000.00
05-G115 (Prior Action)	\$ 250,000.00
05-G116 (Prior Action)	\$ 100,000.00
Local Cost	\$1,750,000.00

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 25-CGL (Cont.)

(Prior Actions: 2/23/11 Agenda, Item 16-CGL; 5/6/09 Agenda, Item 31-CGL; 8/20/08 Agenda, Item 27-CGL; 2/27/08 Agenda, Item 14-CGL; 11/28/07 Agenda, Item 22-CGL; 6/17/09 Agenda, Item 24-CGL; and 8/11/10 Agenda, Item 33-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

RECOMMENDATION That the Board of Public Works certify matching funds, enter into grant agreements and authorize that funds be encumbered for the following grants:

*Board of Directors of the Choptank River Lighthouse Society, Inc.
 (Dorchester County)*

Replica Choptank River Lighthouse

"For the design and construction of a replica of the Choptank River Lighthouse, located in Cambridge."

\$80,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LSI - Chapter 396, Acts of 2011)
 DGS Item G054*

\$150,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LHI - Chapter 396, Acts of 2011)
 DGS Item G122 (SL-003-110-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund and the Board of Public Works to certify a matching fund no later than 6/1/2013. The Board of Directors of the Choptank River Lighthouse Society, Inc. has submitted documentation that it has received a \$25,000.00 grant from the George B. Todd Fund of the Mid-Shore Community Foundation, and that it has \$228,973.96 in a financial institution for a total of \$253,973.96 to meet the matching fund requirement.

BACKGROUND

Total Project	\$600,000.00
11-G054 (This Action)	\$ 80,000.00
11-G122 (This Action)	\$150,000.00
Local Cost	\$370,000.00

REMARKS

(1) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.

(2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 26-CGL (Cont.)

- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 27-CGL

RECOMMENDATION That the Board of Public Works enter into a grant agreement, and authorize that funds be encumbered for the following grant:

University of Maryland Medical System (Baltimore City)
Trauma, Critical Care, and Emergency Medicine Services Expansion Project
"To assist in the construction of the University of Maryland Medical Center Trauma, Critical Care, and Emergency Medical Services Expansion Project."
\$10,000,000.00
Maryland Consolidated Capital Bond Loan of 2011 (Chapter 396, Acts of 2011)
DGS Item 015, (SL-007-090-038)

MATCHING FUND No match is required. The MCCBL requires the grant recipient to provide grant documents no later than 6/1/2013.

<u>BACKGROUND</u>	Total Project	\$160,000,000.00
	11-015 (This Action)	\$ 10,000,000.00
	10-022 (Prior Action)	\$ 10,000,000.00
	09-032 (Prior Action)	\$ 15,000,000.00
	Local Cost	\$125,000,000.00

(Prior Action: 10/21/09 Agenda, Item 16-CGL; 10/06/10 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) 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 28-CGL

RECOMMENDATION That the Board of Public Works enter into a grant agreement and authorize that funds be encumbered for the following grant:

*Board of Directors of the United Cerebral Palsy of Central Maryland, Inc.
 (Baltimore County)*

United Cerebral Palsy Adult Daycare Facility

"For the design, construction, repair, renovation, and capital equipping of the United Cerebral Palsy adult daycare facility, located in White Marsh."

\$125,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (Chapter 396, Acts of 2011)
 DGS Item 028, (SL-005-110-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide grant documents no later than June 1, 2013. No match is required.

BACKGROUND

Total Project	\$752,507.00
11-028 (This Action)	\$125,000.00
Local Cost	\$627,507.00

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

MARYLAND HIGHER EDUCATION COMMISSION

RECOMMENDATION That the Board of Public Works authorize that funds be encumbered for the following grant:

College of Southern Maryland – Prince Frederick Campus

Phase II - New Academic Building - Construction

Phase II of the Prince Frederick campus will provide a new 25,823 GSF academic building to house computer graphics, computer labs, classrooms, health lab, multipurpose room as well as a 150 space parking lot.

\$8,788,000.00

Maryland Consolidated Capital Bond Loan of 2004, Item 025 - \$ 249,045.33

Maryland Consolidated Capital Bond Loan of 2011, Item 014 - \$8,538,954.67

CC-09-MC04/09/11-409

MATCHING FUND College of Southern Maryland – \$2,929,333 Cost sharing is 75% State share, 25% local share and is in accordance with Section 11-105(j) of the Education Article.

<u>BACKGROUND</u>	<u>Total Amount</u>	<u>State Share</u>	<u>Local Share</u>
Total Project	\$13,103,999.00	\$9,828,000.00	\$3,275,999.00
This Action	\$11,717,333.00	\$8,788,000.00	\$2,929,333.00
Previous Action-37-CGL, 06/09/10	\$ 1,386,666.00	\$1,040,000.00	\$ 346,666.00

REMARKS

- (1) This action is in accordance with Procedures and Guidelines adopted by MHEC 06/02/92 and approved by BPW 06/17/92.
- (2) The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommends approval. All contracts will be awarded by the College of Southern Maryland and signed by local authorities.
- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 30-CGL

MARYLAND HIGHER EDUCATION COMMISSION

RECOMMENDATION That the Board of Public Works authorize that funds be encumbered for the following grant:

Howard Community College

New Allied Health Building – Phase I Construction Allocation

Construct a new 94,830 GSF Allied Health Building to support the health sciences disciplines of nursing and allied health.

\$9,466,000

Maryland Consolidated Capital Bond Loan of 2011, Item 014. CC-14-MC08/10/11-413

MATCHING FUND Howard Community College – \$9,466,000

Cost sharing is 50% State share, 50% local share and is in accordance with Section 11-105(j) of the Education Article.

BACKGROUND

	<u>Total Amount</u>	<u>State Share</u>	<u>Local Share</u>
Total Project	\$41,870,000.00	\$20,935,000.00	\$20,935,000.00
This Action	\$18,932,000.00	\$ 9,466,000.00	\$ 9,466,000.00
Previous Action – 20-CGL, 04/06/11	\$18,930,000.00	\$ 9,465,000.00	\$ 9,465,000.00
Previous Action –14-CGL, 11/04/09	\$ 4,008,000.00	\$ 2,004,000.00	\$ 2,004,000.00

REMARKS

(3) This action is in accordance with Procedures and Guidelines adopted by MHEC 06/02/92 and approved by BPW 06/17/92.

(4) The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommends approval. All contracts will be awarded by Howard Community College and signed by local authorities.

(5) 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 31-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

NAME OF GRANTEE/BORROWER

Joan W. Jenkins Foundation, Inc.
P.O. Box 572, 2701 Coastal Highway
Ocean City, MD 21843

CONTRACT NO. AND TITLE

Project No. CB-28601-01;
Renovation of Worcester Addiction
Cooperative Services Center, 11827 Ocean
Gateway, Ocean City, MD 21842

DESCRIPTION

Approval is requested for a State grant of \$288,000.00 to assist Joan W. Jenkins Foundation, Inc., a nonprofit organization, in the cost of renovating 16,000-gross-square-foot Worcester Addiction Cooperative Services Center, Ocean City, MD. This center provides collaborative addiction treatment and recovery services.

A. Architectural Contract

PROCUREMENT METHOD

Small Procurement

AWARD

MAD Engineering, Inc., Ocean City, MD

AMOUNT

\$3,200.00

B. General Contract Management

PROCUREMENT METHOD

Small Procurement

AWARD

Bay Shore Development Corp.,
Ocean City, MD

AMOUNT

\$33,622.00

C. Roofing

PROCUREMENT METHOD

Competitive Bidding

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 31-CGL (Cont.)

<u>BIDDERS</u>	<u>AMOUNT</u>
Robert Mitrecic Building Contractor, Inc. Ocean City, MD	\$ 84,776.00
Peninsula Roofing, Salisbury, MD	\$126,000.00
Craig Lohnas Builders - Ocean Pines, MD	\$142,000.00

AWARD Robert Mitrecic Building Contractor, Inc.

AMOUNT \$84,776.00

D. Plumbing

PROCUREMENT METHOD Competitive Bidding

<u>BIDDERS</u>	<u>AMOUNT</u>
Vortex Mechanical - Dagsboro, DE	\$12,000.00
Real Property Maintenance, LLC., Salisbury, MD*	\$12,900.00

AWARD Real Property Maintenance, LLC
Salisbury, MD

AMOUNT \$12,900.00

*Real Property Maintenance, LLC was chosen, although they had a higher bid, because they are local in Maryland and Vortex Mechanical is out of state.

E. Sewage Treatment

PROCUREMENT METHOD Small Procurement

AWARD Atlantic Pumping, Inc. - Bishopville, MD

AMOUNT \$7,028.00

F. Bathrooms

PROCUREMENT METHOD Competitive Bidding

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 31-CGL (Cont.)

<u>BIDDERS</u>	<u>AMOUNT</u>
BJA Masonry - Berlin, MD	\$18,050.00
Peter Floor Covering - Berlin, MD	\$27,400.00

<u>AWARD</u>	
	BJA Masonry, Berlin, MD

<u>AMOUNT</u>	
	\$18,050.00

G. Electrical Work

<u>PROCUREMENT METHOD</u>	
	Competitive Bidding

<u>BIDDERS</u>	<u>AMOUNT</u>
Shore Power Electric, Inc. - Berlin, MD	\$10,000.00
Beacon Electric - Ocean City, MD	\$12,000.00

<u>AWARD</u>	
	Shore Power Electric, Inc., Berlin, MD

<u>AMOUNT</u>	
	\$10,000.00

H. Appliances

<u>PROCUREMENT METHOD</u>	
	Competitive Bidding

<u>BIDDERS</u>	<u>AMOUNT</u>
CuliQuip, LLC - Salisbury, MD	\$12,343.00
Chesapeake Appliances - Cambridge, MD	\$12,800.00

<u>AWARD</u>	
	CuliQuip, LLC., Salisbury, MD

<u>AMOUNT</u>	
	\$12,343.00

I. Air Conditioning

<u>PROCUREMENT METHOD</u>	
	Competitive Bidding

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 31-CGL (Cont.)

<u>BIDDERS</u>	<u>AMOUNT</u>
Trademark Air, Inc. - Berlin, MD	\$40,000.00
Real Property Maintenance - Fruitland, MD	\$83,000.00
Royal Plus, Inc. - Snow Hill, MD	\$52,000.00

AWARD Trademark Air, Inc., Berlin, MD

AMOUNT \$40,000.00

J. Carpentry Work

PROCUREMENT METHOD Competitive Bidding

<u>BIDDERS</u>	<u>AMOUNT</u>
Carpentry by Nolan Dove - Berlin, MD	\$29,230.00
Bay Shore Development Corp.- Ocean City, MD	\$29,500.00

AWARD Carpentry by Nolan Dove, Berlin, MD

AMOUNT \$29,230.00

K. Painting

PROCUREMENT METHOD Competitive Bidding

<u>BIDDERS</u>	<u>AMOUNT</u>
Tommy Pruitt Painting - Berlin, MD	\$19,300.00
Thomas Stevenson & Son, Inc. - Salisbury MD	\$20,000.00

AWARD Tommy Pruitt Painting, Berlin, MD

AMOUNT \$19,300.00

L. Carpeting

PROCUREMENT METHOD Competitive Bidding

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 31-CGL (Cont.)

BIDDERS

Donaway, Inc. - Berlin, MD
 Decatur Invest. Carpet - Berlin, MD
 Royal Plus, Inc. - Ocean City, MD
 Value One - Salisbury, MD

AMOUNT

\$28,833.00
 \$31,302.00
 \$31,500.00
 \$37,660.00

AWARD

Donaway, Inc., Berlin, MD

AMOUNT

\$28,833.00

M. Chairs

PROCUREMENT METHOD

Competitive Bidding

BIDDERS

Donaway, Inc. - Berlin, MD
 Decatur Invest. Carpet - Berlin, MD

AMOUNT

\$11,000.00
 \$12,500.00

AWARD

Donaway, Inc., Berlin, MD

AMOUNT

\$11,000.00

N. Parking lot Resurfacing

PROCUREMENT METHOD

Competitive Bidding

BIDDERS

Road Runner - Pocomoke, MD
 Pruitt Resurfacing Solutions - Westover, MD*

AMOUNT

\$49,645.00
 \$50,610.00

AWARD

Pruitt Resurfacing Solutions, Westover, MD

*Pruitt was chosen because of familiarity with their work and follow up if needed.

AMOUNT

\$50,610.00

CAPITAL GRANTS AND LOANS

O. Contingency

<u>AMOUNT</u>	\$23,108.00
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<u>TOTAL FOR ALL CONTRACTS (A-O)</u>	\$384,000.00
---	---------------------

\$ 96,000.00 (25%)	Applicant's Share (Self-Financed)
\$288,000.00 (75%)	State's Share (MCCBL 2009, Community Health Facilities Fund)

The State is participating in 75% of the balance of eligible costs totaling \$384,000.00 including \$327,270.00 for various sub contractors, \$33,622.00 general contractor, and \$23,108.00 contingency.

REMARKS Joan W. Jenkins Foundation, Inc., a nonprofit organization, is renovating this building, which provides collaborative addiction treatment and recovery services. The building located at 11827 Ocean Gateway, Ocean City is convenient to Berlin, Ocean Pines, Bishopville, Whaleyville and Ocean City. The renovation will improve patient/consumer flow, safety, confidentiality, staff efficiency, the therapeutic environment and possibly utility costs. The Worcester County Health Department operates the Addictions Center from this building.

In accordance with Subtitle 6 of the Health-General Article of the *Annotated Code of Maryland*, the Board's approval is further contingent upon the State's right of recovery being included in the Deed(s) or otherwise recorded among the Land Records of Montgomery County.

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

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

DISAPPROVED

WITHDRAWN

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS**ITEM** 32-CGL**DEPARTMENT OF HEALTH AND MENTAL HYGIENE****NAME OF GRANTEE/BORROWER**

Crossroads Community, Inc.
P.O. Box 718 Banjo Lane
Centerville, MD 21617

PROJECT NO. AND TITLE

Project No. CB27901;
Crossroads Community, Inc.
205 Old Bridge Road
Chestertown, MD 21620

DESCRIPTION

(1) Board of Public Works approval is requested for a State grant of \$210,861.00 to assist Crossroads Community, Inc., a nonprofit organization, in the cost of acquiring a property at 205 Old Bridge Road, Chestertown, MD 21620. Road. Crossroads Community, Inc. Crossroads has a contract of sale to purchase this property for \$249,000.00 in fee simple. However, the Owner of the building has credited Crossroads \$50,000 against the purchase price based on monthly rental payments paid by Crossroads. Therefore, Crossroads will pay the balance due of \$199,000.00 for the purchase of the building. This six-bedroom building, with approximately 3,470 gross square feet of space, will provide residences for six men and women with mental illness. Two appraisals were obtained for the property; both have been reviewed by the Department of General Services. The appraisals are as follows:

Larry L. Mills, ASA - \$255,000.00
Appraisal by Hughes - \$325,000.00

Based on these appraisals, the Department of General Services approved the fair market value of the real estate at \$255,000.00 in fee.

(2) Board approval is also requested for the expenditure of capital funds for the renovation of the building that will include exterior and interior renovations. Renovations will include handicapped accessibility modifications, new windows, new roof and gutters, some lead paint abatement, life safety modifications, insulation, painting, renovation of kitchen and bathrooms, upgrade plumbing and electrical systems

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 32-CGL (Cont.)

The total renovation cost will be \$147,813.00. Three construction bids were obtained for the property:

PROCUREMENT METHOD

Competitive Sealed Bids

BIDS OR PROPOSALS

AMOUNT

Trionfo Builders, Inc. Phoenix, MD
 Linden Contracting, Inc. Stevensville, MD
 Harper and Sons, Inc. Easton, MD

\$147,813.00
 \$162,238.00
 \$165,290.00

AWARD

Trionfo Builders, Inc.
 Phoenix, MD

AMOUNT

\$147,813.00

TOTAL AWARD AMOUNT (1. & 2.)

\$347,613.00

FUND SOURCES

\$136,752.000 (39.4%) Applicant's Share
 Maryland Affordable Housing Trust
 \$210,861.00 (60.6%) State's Share MCCBL
 2008, Community Health Facilities Funds

Eligible project costs are \$347,613.00. This includes \$199,000.00 for acquisition, \$800.00 for appraisals, and \$147,813.00 for renovations.

REMARKS

Crossroads Community, Inc. has provided residential services to individuals with mental illness since 1989 and currently provides housing for 233 individuals. CHA is acquiring this building in order to provide housing for non-elderly individuals with serious mental. This project will allow Crossroads to acquire and renovate this six-bedroom housing unit. The priority populations for this housing are individuals with serious and persistent mental illness 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.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 32-CGL (Cont.)

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

There being no further business, the meeting of September 21, 2011 was adjourned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Sheila McDonald". The signature is written in a cursive, flowing style.

Sheila C. McDonald, Esq.
Executive Secretary

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

September 21, 2011

10:18 a.m.

September 21, 2011

P R E S E N T

GOVERNOR MARTIN O'MALLEY, Presiding;

HONORABLE PETER FRANCHOT, Comptroller;

HONORABLE NANCY KOPP, Treasurer;

SHEILA C. MCDONALD, Secretary, Board of
Public Works;

ALVIN C. COLLINS, Secretary, Department
of General Services;

DAVID ROMANS, Deputy Secretary, Department
of Budget and Management;

BEVERLEY SWAIM-STALEY, Secretary,
Department of Transportation;

MEREDITH LATHBURY, Land Acquisition and
Planning, Department of Natural Resources;

LUWANDA JENKINS, Special Secretary,
Governor's Office of Minority Affairs;

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

MARION BOSCHERT, Recording Secretary, Board
of Public Works.

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P R O C E E D I N G S

GOVERNOR O'MALLEY: September 23, 2011 --

21st, excuse me, 2011. Yep, still the 21st. And a great article today in the *Baltimore Sun* about the tremendous progress that has been made in almost eradicating lead paint poisoning of children. Something you never would have thought possible ten years ago when we set the goal of eradicating it. But it's something we've been able to do. Year after year, session after session, they put up the maps. They show where all the kids are being poisoned with lead. Tremendous overlap to the under-performance in schools and also violent crime. There were all the correlations and yet year after year we pretended like it was something we couldn't do anything about. But there's a great article in the *Baltimore Sun* about the tremendous progress of the people of Baltimore, and public health officials, neighbors, nonprofits have done to almost eradicate, not yet, but almost eradicate childhood lead paint poisoning which has had such a devastating effect.

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So some of these aspirational goals are actually binary. It calls upon you to make a choice as to whether you're going to help achieve the goal or whether you're not going to. And in this case a lot of really good work was done at a time of cynicism and doubt about what our common platform known as our government is capable of accomplishing. It's a great example of what can happen if you are persistent, if you measure performance, and if you are relentless.

So with that, Madam Treasurer or Mr. Comptroller, any thoughts on your mind?

COMPTROLLER FRANCHOT: Congratulations again, Governor. As former Mayor of Baltimore I'm sure you had a big role in that, and Treasurer Kopp I remember Delegate Rosenberg --

TREASURER KOPP: Yes.

COMPTROLLER FRANCHOT: -- from the City and others constantly, Pete Rawlings and others, constantly echoing the City's concern on this issue. So that's terrific.

TREASURER KOPP: It's unfortunate that we can't have a clear cut fiscal note, fiscal impact note

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on that program for the naysayers who think that investing in health programs is just expenditure. The return on that investment, not just in terms of saved lives, but actually participation --

GOVERNOR O'MALLEY: Avoiding costs.

TREASURER KOPP: -- avoiding costs and participation in the workforce. And having a much better workforce and less cost in terms of either crime or demand for public services. The costs are very real and they just don't look at that side.

COMPTROLLER FRANCHOT: Governor, on another note, as my colleague Treasurer Kopp knows today the Board of Revenue Estimates is releasing the revised revenue estimates for fiscal year 2012 and the first official estimates for fiscal year 2013. This is not the figure we put out several weeks ago on the close out for fiscal year 2011 where we reported a surplus and delivered it to you, and you put it in the rainy day fund which I think is entirely appropriate. What we're talking about is the fiscal year that we're in. And the first official estimates for fiscal year 2013.

These numbers will be formally ratified by the Board in early October. But as Chairman of the Board I feel it's important to get these numbers out and place them in the proper context. Because I agree with the International Monetary Fund and other folks that are looking at the global economy and are using phrases such as, "very dangerous territory" and "great concern." In our State and in our country we have major problems with jobs and with housing. Anyone who read Jay Hancock's column that was in yesterday's *Sun* about the fact that employment in Maryland is down 70,000 from 2007. And we would have to add not only that 70,000 but another 170,000 to get back to where we were if we hadn't had this downturn.

So for fiscal year 2012 I'm pleased however to report that we're writing up the estimates by \$195 million. This increase is due to an increase in individual income tax collections. I'm pleased because it means that this Board will not have to meet in two weeks, or four weeks, or two months to discuss cuts in the current budget as we have in past years.

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I think it's important that we be honest with the taxpayers about what these numbers actually mean because while there was an increase in the income tax collections those increases came solely in the first half of the fiscal year, back in 2010. Sales tax and corporate income tax revenues are being revised downward by the Board of Revenue Estimates, leaving us with a revised forecast that assumes much slower growth than we had previously expected in 2012 and 2013.

It's not surprising. It reflects the national economy and the global economy, which have both lost momentum in recent months. It reflects the nation's much anticipated economic recovery never actually happened and that a double dip recession is a far greater possibility than it was six months ago. Three legs of the stool in a consumer powered economy are jobs, housing, and consumer confidence. All three of these indicators are going in the wrong direction. The nation's unemployment rate is currently 9.1 percent, which doesn't include those who are underemployed or have dropped out of the job market altogether. Nationally first time unemployment claims

rose in the first full week of September to 428,000, the highest level since last June. And while we in the State of Maryland have an unemployment rate that is considerably below the national average it did tick upwards to 7.3 percent, as we lost 2,500 jobs in the month of August.

According to recent surveys more than 60 percent of Americans are concerned that they or someone else in their household will be losing their job in the next year. Let me state the obvious, these people are not going out and buying new washing machines, new deck furniture, or new hardwood floors, or any major expenditures anytime soon. They, like all of us, are hunkering down.

National home foreclosure activity went up 7 percent in the month of August and default notices went up 33 percent, likely reflecting that after an extended delay in the foreclosure process by courts, governments, and lenders alike, banks are resuming the process in earnest.

Thanks to steps that we took under Governor O'Malley's leadership, Maryland has fared better on the

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foreclosure front than many other states. But the economy continues to take a toll on Maryland families and we are not going to be immune to the foreclosure cycle that I mentioned which is coming back nationally, unfortunately. Mortgage delinquencies in Maryland went up by 37 basis points in the second quarter of 2011. One out of every four Maryland homeowners were underwater on their mortgages this spring, the seventh highest total in the nation. Is it any wonder that the Consumer Confidence Index fell in August to 44.5, down from 60 percent in July? Its lowest level since April of 2009.

It's also worth noting the estimates we're releasing today assume an extension of both unemployment insurance benefits and the payroll tax reduction. Both of these are set to expire at the end of the year. If they are not extended that will have an adverse impact on the economy forecast. In addition we're all keeping our fingers crossed to see what the actions, or lack thereof, from the congressional supercommittee will mean for our nation and our State.

We're a great State with great assets. I'm proud that we continue to make sound strategic investments in our economic future even during tough times. But given this extraordinary degree of economic volatility -- I didn't say the world is in a dangerous situation economically, the head of the International Monetary Fund said it yesterday -- so this economic volatility and given the growing likelihood that conditions will worsen before they begin to turn around I would strongly encourage our State's leaders to proceed with the highest possible degree of caution as they prepare the upcoming budget and gear up for the 2012 legislative session. Thank you, Governor.

GOVERNOR O'MALLEY: Thank you. Madam Treasurer?

TREASURER KOPP: Governor, thank you. First of all in terms of the revenue estimates, as the Comptroller said, the members of the Board of Revenue Estimates, Secretary Foster, the Comptroller, and I, have signed a letter to you and to the General Assembly outlining both the positive \$195 million surplus that we are anticipating for 2012, and for the first

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estimate for fiscal 2013, the year that starts next July, a growth of 2.8 percent altogether. Which, while it is very good to have a growth, this is a slow growth.

I would underline that I believe these are conservative estimates. We try to make conservative, prudent estimates. And so far I think that has helped the State a great deal.

So much depends on what's going on downtown on Capitol Hill. How the Congress will get together? If they will. What will happen with transportation funding? What will happen to the cuts in education and health, all of which come to the states? What will happen if they don't enact some sort of jobs bill? It leaves the states in a very precarious position. Maryland a little better than most, no question. But we are all, all going to be seriously impacted by what they do or don't do. Whether they enact a balanced program that creates jobs or not.

I would point out a little ray of sunshine. As you know on our Agenda today is the ratification of the refunding tax issue, which we undertook last week.

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The present value savings, which we had anticipated to be between \$7 million and \$8 million, turned out to be \$11 million which is good. People still want to invest in Maryland bonds. And we took advantage of that flight to quality.

But the fact is it is all within the context of the national and global crisis. We are clearly part of an integrated worldwide market and economy. What happens in Greece impacts us in Baltimore. This is, these are serious times and they call for serious balanced leadership, and I hope that we will see that coming from our Congress. That's my personal opinion. As the radio station used to say, "That's my opinion. What's yours?" Thank you.

GOVERNOR O'MALLEY: Okay. Let's go to Secretary's Agenda.

SECRETARY MCDONALD: Good morning, Governor, Madam Treasurer, Mr. Comptroller. We have six items on the Secretary's Agenda this morning. There are no emergency reports. Item 6 is the one that the Treasurer was discussing about the bond sale. We can,

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be happy to answer, provide you information on any of these items.

TREASURER KOPP: I just want to reiterate, that was a refunding bond sale. We have not increased our outstanding debt. In fact we've reduced it a bit.

COMPTROLLER FRANCHOT: Move favorable.

GOVERNOR O'MALLEY: Okay. There is a historic school, Item 4?

SECRETARY MCDONALD: Yes, Item 4. Is Ms. Raines here from the Department of Planning? This is the Hosanna School, a grant --

GOVERNOR O'MALLEY: Joni Jones.

SECRETARY MCDONALD: -- through the African American Heritage Preservation Program. Thank you. Ms. Raines, do you want to come up and introduce the program and the grantee? That would be great.

MS. RAINES: Thank you for allowing us to say a couple of words on behalf of the grantee, which is the Hosanna Community House. I'm Anne Raines. I administer this program in the Maryland Historical Trust, which is part of the Maryland Department of Planning. And I'll let Dr. Jones introduce herself.

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DR. JONES: And good morning.

GOVERNOR O'MALLEY: Good morning.

DR. JONES: My name, as Anne said, is Joni Jones. I am the Director of the Maryland Commission on African American History and Culture, which is a unit of the Governor's Office on Community Initiatives.

MS. RAINES: We do this tag team thing all the time.

(Laughter)

GOVERNOR O'MALLEY: So tell me about this one.

DR. JONES: This school is, actually its original name is Berkley School. And it's in the traditionally African American community of Berkley which sits right on the Susquehanna River in Harford County. The land for the school was given by a free black man in the community. And it was a Freedmen's Bureau School, which means that the land and the materials were donated and the school was built by the community, but the Freedmen's Bureau itself provided supplies and provided teachers. It was the first school for African Americans in Harford County.

The building was originally a two-story building. And interestingly it lost its second story in a hurricane in the 20th century, which was then rebuilt with a capital grant from the Trust several years ago. The --

GOVERNOR O'MALLEY: Do we have a picture of this anywhere, Kevin? Can you try to look one up? Is there a picture on the internet anywhere?

DR. JONES: Thank you, we'll bring one next time.

GOVERNOR O'MALLEY: We might be able to find one. Hosanna School Renovation, Item 4. We'll keep looking while you're talking.

DR. JONES: Okay, if I can just add?

GOVERNOR O'MALLEY: Go ahead.

DR. JONES: That it was constructed in 1867 and serves now as a museum, so documenting that rich African American history. But has a dual function of serving as a multiuse community space.

MS. RAINES: If you were to look for the National Register listing you would probably find it. It is listed --

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GOVERNOR O'MALLEY: That's not it?

MS. RAINES: Well that's it when it had one story. It looks a little bigger now. The first floor is actually a schoolroom as it would have been, and it's used as a museum. And on the second floor they have events for the community and for their members. This grant will allow them to add a chairlift on an exterior stair they've built on the back of the building. The chairlift will sort of run up alongside the stairs and allow handicapped access to the second floor.

DR. JONES: And we should add that the Hosanna School did provide a very sizable match to this grant. So it's definitely a win-win for the State.

TREASURER KOPP: Did the Harford County School, public school children visit to see what the school was like 150 years ago?

DR. JONES: We can't answer definitively. But that is one of the aims of why they have a museum, that is open for tours, and speaking as the Museum Director that's one of our primary targeted audiences, are school groups.

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TREASURER KOPP: It would be a good experience.

DR. JONES: Yes.

GOVERNOR O'MALLEY: Okay. Great.

DR. JONES: Yeah, so it's good news.

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

THE BOARD: Aye.

GOVERNOR O'MALLEY: All opposed?

(No response.)

GOVERNOR O'MALLEY: The ayes have it. Thank you, ladies.

MS. RAINES: Thank you.

GOVERNOR O'MALLEY: Thank you. We now go to Program Open Space.

MS. LATHBURY: Good morning, Governor, Madam Treasurer, Mr. Comptroller. Meredith Lathbury for the Department of Natural Resources. We have four items on the Agenda today and I'm happy to answer any questions.

GOVERNOR O'MALLEY: Yes, sir. Mr. Comptroller?

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COMPTROLLER FRANCHOT: Yes, Item 3, 3A.

MS. LATHBURY: Yes, this is a Rural Legacy easement in the Bear Creek Rural Legacy Area. This is the property of Delegate Wendell Beitzel in Garrett County.

COMPTROLLER FRANCHOT: Okay. I love Delegate Beitzel. I go out there all the time. He's a terrific elected official, and I have no problem whatsoever with him participating. My question is we're paying \$454,000 of Rural Legacy money to a site in Western Maryland, apparently to protect it from development.

MS. LATHBURY: Correct. This property, this conservation --

COMPTROLLER FRANCHOT: What development is happening out in Western Maryland that I'm unaware of -
-

MS. LATHBURY: This --

COMPTROLLER FRANCHOT: -- that we need to spend this kind of money?

MS. LATHBURY: This conservation easement extinguishes 28 development rights. The property is part of an important corridor of agricultural

production. It also protects the Bear Creek Watershed in addition. It's located around the Accident Dome as well, which protects the natural gas resources in that region.

COMPTROLLER FRANCHOT: I've gone out, not maybe all the way to, I go out to Garrett County from time to time. It's a long way away. But I always when I'm out there hear that we desperately need a new development. All we have are public lands. And my question is, I guess, isn't this money, I mean we're spending \$5,000 an acre approximately to protect this land. But isn't this just a drop in an ocean out there of ecologically sensitive forest, and stream land? And wouldn't we be better focusing these dollars on areas that are less, that are more developed, I guess? I mean, don't they need development out there?

MS. LATHBURY: One thing that's very important to keep in mind with respect to this Rural Legacy area and others is that these support jobs in the agricultural land and the timber industries. The timber industry is extremely important to the economy in Western Maryland. And this particular property has

significant forested resources as do, this is privately owned and will continue to be privately owned but permanently protected. The public lands in that area also help to contribute to the timber industry and keep those jobs going.

COMPTROLLER FRANCHOT: Okay. But my major complaint that I hear from people in Western Maryland is there's too much public land. And there's too much I guess government control of their area. And all I'm saying is this is a lot of money. And I hope that you've got, you know, confidence in your own mind that it is well spent. And once again, I have no problem with the Delegate. I sincerely believe it. I think he's a terrific advocate for his region. But it's a lot of money.

MS. LATHBURY: This conservation easement is going to be held by Garrett County. They administer this Rural Legacy area. The Western Maryland counties also play a significant role in working with the Department of Natural Resources to decide what properties do get protected.

COMPTROLLER FRANCHOT: Okay. Well I'm going to vote for it because you're the expert. But it sure sticks out like a sore thumb, given the, given my understanding of Garrett County and Western Maryland. Thank you, Governor.

GOVERNOR O'MALLEY: Sure. I know on the Open Space we have an objective criteria. Do we do a similar thing with Rural Legacy?

MS. LATHBURY: We do. Rural Legacy Areas go through a very robust consideration. We look at the ecological significance of the area. We look at the local land use and land use planning policies to make sure that there is protection of the rural areas. We also look at the local partner's ability to actually implement the program as well, and their ability to spend the funds in the places where it's needed most.

GOVERNOR O'MALLEY: And is there a points --

TREASURER KOPP: And --

GOVERNOR O'MALLEY: -- I'm sorry, in this are there points on this? Or this is something done through the Board?

MS. LATHBURY: It doesn't get an ecological score the way the Statestat acquisitions do. However, they do get ranked and considered by the Rural Legacy Advisory Committee in that way.

GOVERNOR O'MALLEY: Got you. And with these things there's also kind of preordained, or oftentimes there's borders to these Rural Legacy Areas?

MS. LATHBURY: Exactly. There is a specific line that designates the Rural Legacy Area. And the property owners in that region are asked whether they are interested in participating in the program. It's a partnership with the local government, in this case it's Garrett County.

GOVERNOR O'MALLEY: And so the map that we had that had sort of the pink shaded area and the red enclosed area, what, we're talking about both of those?

MS. LATHBURY: Just the red one is the one that's under consideration today. But the other one is an existing Rural Legacy easement. But you should have also in your materials a map that shows a blue line that shows the entire Rural Legacy Area for Bear Creek.

GOVERNOR O'MALLEY: That blue line that runs long the Creek there?

MS. LATHBURY: If you turn, it's not the map with the purple square on it.

GOVERNOR O'MALLEY: There's another map?

MS. LATHBURY: There's another map. I can pass this one to you.

GOVERNOR O'MALLEY: I don't have that one. Ah, were you holding out on me?

(Laughter)

GOVERNOR O'MALLEY: I see. All right. So this is the map. And this was designated as a Rural Legacy Area because of the agriculture, because of the forestry, because of the contiguity of those tracks. And that rural economy. And the little red dot here that shows up within the blue area is the Beitzel property.

MS. LATHBURY: Correct.

GOVERNOR O'MALLEY: And was the blue area designed before Delegate Beitzel was elected?

MS. LATHBURY: I'm not sure what year that this --

GOVERNOR O'MALLEY: I withdraw the question.

MS. LATHBURY: Okay.

(Laughter)

GOVERNOR O'MALLEY: That was unfair. It was kind of rhetorical. Madam Treasurer?

TREASURER KOPP: What is the role of the local government, besides holding the easement, in determining --

MS. LATHBURY: The local government is very involved with the creation of the Rural Legacy areas. They actually participate and designate what specific area is designated. They also work with the local landowners to determine their interest. They bid out for the appraisals and do all the legwork in order to create the conservation easements. So there's a very strong partnership with the local government.

TREASURER KOPP: So the local government, having bid out the appraisals, has seen the \$5,000 an acre and believes, obviously they must believe that that is an appropriate --

MS. LATHBURY: Correct.

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COMPTROLLER FRANCHOT: Governor, I don't dispute any of that. I'm just, I'm happy to buy your entire department a steak dinner if you can find any development threat for that area, from you know, in this, you know --

GOVERNOR O'MALLEY: I think there's a steak in there.

(Laughter)

COMPTROLLER FRANCHOT: -- some developer that wants to move in and build something.

GOVERNOR O'MALLEY: I think there's a steak in there. I think you all should take him up on his offer.

(Laughter)

GOVERNOR O'MALLEY: Given the degradation that we've seen --

COMPTROLLER FRANCHOT: Okay, yeah, I just, not the whole department, just you, Meredith.

(Laughter)

MS. LATHBURY: I really like steak a lot.

(Laughter)

GOVERNOR O'MALLEY: And call Rich Hall, right? Okay. The Comptroller moves approval, seconded by the Treasurer. All in favor signal by saying, "Aye."

THE BOARD: Aye.

GOVERNOR O'MALLEY: All opposed?

(No response.)

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

MR. ROMANS: Governor, Madam Treasurer, Mr. Comptroller --

GOVERNOR O'MALLEY: You don't look like Eloise Foster.

(Laughter)

MR. ROMANS: I'm David Romans, from the Department of Budget and Management.

GOVERNOR O'MALLEY: Now David, I think I've heard some good news twice come out now. That we finished the last fiscal year \$300 million up in revenues.

MR. ROMANS: Correct.

GOVERNOR O'MALLEY: Greater than we had anticipated. And that the revenues for the year that we're preparing a budget for are actually \$195 million more than we had projected. Is that true?

MR. ROMANS: Yes. We are up, we have closed fiscal 2011 \$300 million to the good. For fiscal 2012, the year we're in, the revenue estimate is we're going to be about almost \$200 million better. And then for fiscal 2013 the year we are preparing a budget is about the same as our planning number.

GOVERNOR O'MALLEY: Got you. Well that's good news back to back then, isn't it?

MR. ROMANS: Absolutely.

GOVERNOR O'MALLEY: \$300 million up on the close out, and \$195 million more than we had anticipated. Can you remember a time when there was back to back good news like that?

MR. ROMANS: Many, many, many years ago.

GOVERNOR O'MALLEY: Okay.

MR. ROMANS: It's been welcome good news to have, you know, a positive revenue estimate.

GOVERNOR O'MALLEY: All right. So Board of, we're on Department of Budget and Management. Questions? Mr. Comptroller?

COMPTROLLER FRANCHOT: Yes. Item 7-GM, please.

MR. ROMANS: Item 7 is a, creates a position for the Office of the Attorney General. I think the position is related to the healthcare exchange that's being set up, and it's going to be funded with federal dollars that DHMH will transfer over to the Attorney General's Office. And Mr. Howard is here --

GOVERNOR O'MALLEY: 7-B? Is that where we are?

COMPTROLLER FRANCHOT: 7-G.

GOVERNOR O'MALLEY: 7-G?

COMPTROLLER FRANCHOT: I don't know, it's Item 7, I guess. But it's got 7-GM --

SECRETARY MCDONALD: Yeah. It's Item 7, page 39. And the initials GM stand for General Miscellaneous.

COMPTROLLER FRANCHOT: Okay. Welcome, Mr. Howard.

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MR. HOWARD: Good morning, Governor, Mr. Comptroller, and Madam Treasurer. Mr. Romans has accurately described the item. This would create and authorize one Assistant Attorney General position pursuant to the so-called rule of one hundred under the State Finance and Procurement Article through which this Board can create 100 positions during a, I believe a fiscal year. And this particular position would be the first and only, to this point at least, Assistant Attorney General representing this newly created unit of the State government, the Health Benefits Exchange.

As I know this Board has heard from Secretary Sharfstein about what the Exchange is doing, the very sort of fast moving developments both on the procurement front but also in standing up its new board, all sorts of things, finding a space for it, to house the unit. So it was evident very quickly that there was a need for a full-time Assistant AG. I can say that to date the very busy principal counsel for the Department of Health and Mental Hygiene has shouldered a lot of these duties and has sort of pulled

in other DHMH resources as needed. But this is an important legal position that we need.

COMPTROLLER FRANCHOT: Okay. I appreciate the need for legal, you know, advice for the Maryland Health Benefit Exchange. I don't have any problem with that. Here's, and it may be a small point, but here's my concern. How many lawyers do you have at the Attorney General's Office?

MR. HOWARD: It depends on what you're referring to. On our central budget we have 99 lawyers.

COMPTROLLER FRANCHOT: Mm-hmm.

MR. HOWARD: We have throughout the Attorney General's Office as a whole, I believe we have something like 430 representing something like, depending on how one counts, anywhere from 60 to 80 units of State government. So the Attorney General's Office, while it sounds like we have a lot of lawyers, mirrors and provides advice to the entire State government. So we're spread very thin. And --

COMPTROLLER FRANCHOT: I appreciate that. So 430 lawyers. How many lawyers are there who are State

employees who are not working for the AG's Office? I know I have a number over in my office. They have law degrees and they do various things. They don't work directly for you. Mr. Romans, how many lawyers are there on the State payroll?

MR. ROMANS: I don't have a count. We certainly have lawyers doing things --

COMPTROLLER FRANCHOT: Lots of them.

MR. ROMANS: -- that aren't legal as well.

(Laughter)

COMPTROLLER FRANCHOT: Yeah. I have a lot of lawyers --

TREASURER KOPP: Beyond providing legal advice.

COMPTROLLER FRANCHOT: Maybe it's the economy, but I have a lot of lawyers working, it seems, or people with law degrees. Here's the question.

MR. HOWARD: Mm-hmm.

COMPTROLLER FRANCHOT: It's a simple one. Why do we spend \$107,000 plus the benefits, which I take it are X amount, on a new lawyer? Why don't we just shift one of our existing attorneys in State

employment over, or assign them to the Maryland Health Benefit Exchange to do the legal matters that need to be done?

MR. HOWARD: Well the, let me try to answer that in concrete terms. Both yourself, your office and the Treasurer's Office has a very small staff of Assistant Attorneys General funded by your offices. I could not, at least not without quite a bit of negotiation and unhappiness --

TREASURER KOPP: Not to mention --

MR. HOWARD: -- from the Treasurer --

COMPTROLLER FRANCHOT: What's that?

TREASURER KOPP: Not to mention bloodshed.

MR. HOWARD: Bloodshed, bloodshed is -- so for example, Mr. Comptroller, you know to put it in concrete terms, you know, we have an attorney, an Assistant AG in your office. Your office pays for her. She's extremely busy, Renee Nacrelli, Deputy Counsel. You know, I can't take her from your budget and put her on another budget.

The other thing I would say that's important to note in this regard is that --

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COMPTROLLER FRANCHOT: Well let me just interrupt.

MR. HOWARD: Yes?

COMPTROLLER FRANCHOT: Because I'm already out a steak dinner, apparently. I have a number of lawyers working for my agency. I respect them. They do a terrific job. They are professional. And I have I think a number of them who are your Assistant AGs.

MR. HOWARD: Mm-hmm.

COMPTROLLER FRANCHOT: I can, I can, I mean I don't want to offer up my agency, but on a basis like this I can see you reaching out and asking and seeing if there are agencies that have the flexibility to put one of these outstanding individuals over there. I mean it's, and I emphasize it's a small point. I mean, we're talking about one position, and etcetera, and I know it's paid for by the federal government. But, although it's still taxpayers money. Why don't we explore that rather than just go ahead and hire a new attorney here?

MR. HOWARD: Well, let me tell you, I agree with you. This actually, this goes to the heart of a

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dialogue that, you know, we've been having, I think it's starting to bear fruit, with the Department of Budget and Management and others in a position to help us with this.

Here's the situation. We have 430 lawyers. Ninety-nine of them are on our budget that we can move around and deploy as we need. Huge chunks of them are dedicated to consumer protection and to all of the criminal appeals in the State. But we have 99 chess pieces to move around. The other 330 or 340 are paid for by State agencies. Our office has virtually no discretion to find the kinds of efficiencies that you are describing without negotiating with the Secretary.

We have had dialogue, and I would welcome your support in this regard because I do think if the Attorney General's Office, we actually testified about this at our budget hearing and it's something we've, a note we've been sounding for a long time. If these attorneys, if we had complete discretion to look at Assistant AGs at agencies and redeploy them in the way that the Attorney General and the two deputies think would be most efficient, the best allocation of

attorney resources, we can find those efficiencies. We could probably do this. We don't have that authority right now. It's just the way, it's not, you know, it's one of these systems that sort of we inherited that's always, you know, one of these things that's always been this way. And Governor, I've had, you know, very fruitful conversations with your counsel about this. And I think we appreciate the support that DBM and the Governor's Office has given us in trying to move towards this type of thing. But the reality --

GOVERNOR O'MALLEY: So you could operate a lot more efficiently --

MR. HOWARD: Yes.

GOVERNOR O'MALLEY: -- if you had control over how to spread your resources?

MR. HOWARD: Yes.

GOVERNOR O'MALLEY: But typically what happens is that the Legislature approves things, or grants are approved, or the like and --

MR. HOWARD: Or the agency puts it in its budget, or proposes to the Governor to put in its budget, a certain number of attorneys. I, let me just

spell this out. We have, for example, the civil litigation division that has the responsibility for all important litigation in the State of Maryland. They are, people think it's this huge division. There are seven lawyers doing that right now. They are working, you know, twelve to fifteen hour days. There may be Agency X which has fifteen lawyers. And I know that they could probably get by with twelve. So what I could do, if I didn't have to, if they weren't on the agency's budget, I could take two of them, shift them to the civil division, and save one of them. And then we'd even out the work. But we don't have that discretion right now. And I mean, the Treasurer, the Treasurer has been very supportive with helping us get our legal staff, you know, budgeted there, and new positions that we need. But you know, you certainly know firsthand, I would not want to have the conversation with you where I was pulling one of your attorneys off to go work at the Health Exchange, and on your budget.

So this is a problem for us. We've raised it, you know, for several years. So I'd be happy to

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have a conversation with Len and, you know, kind of brief you more fully on how this works. And we'd welcome the kind of flexibility that you are positing. But we don't have --

GOVERNOR O'MALLEY: Have you laid out a plan for Secretary Foster?

MR. HOWARD: We have, we have had some high level meetings and --

GOVERNOR O'MALLEY: Well lay out the plan --

MR. HOWARD: Yeah, we'll lay it out --

GOVERNOR O'MALLEY: I mean, some of these things if they are specifically grant funded you can't, you know, take money for the grant funded position --

MR. HOWARD: Right.

GOVERNOR O'MALLEY: -- or take the position. But if there's other things which from your perspective which is more, say, global --

MR. HOWARD: Yeah.

GOVERNOR O'MALLEY: -- than the department and the secretaries --

MR. HOWARD: Yeah, and --

GOVERNOR O'MALLEY: -- cough them up.

MR. HOWARD: Yeah, and --

GOVERNOR O'MALLEY: Okay.

MR. HOWARD: -- we will do that. We've had that conversation with your staff.

GOVERNOR O'MALLEY: Great.

MR. HOWARD: But we've got to sharpen our pencil and get that done. But, so I appreciate your raising that and giving me an opportunity to explain this. It's something, it's a flexibility we'd like to have. You know, I don't know where else I would get this position right now.

COMPTROLLER FRANCHOT: Well, I mean, you yourself have just said that there are agencies that have too many lawyers for the work that they are assigned. I'm happy to put this off, and you need to, in my opinion, go and reconnoiter out there in the universe of the 430 lawyers you oversee in these different agencies and come back to us and say, you know, you have scoured everything and there's not a single opportunity for reassignment of someone over to this --

MR. HOWARD: Mm-hmm.

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COMPTROLLER FRANCHOT: -- Exchange. So I'd appreciate it if we put this off for a couple of weeks.

MR. HOWARD: Well I would respectfully ask that we not put this off. We need this right away. I can tell you. I, the attorneys at the Department of Health and Mental Hygiene who are providing this support right now are stretched very, very thin, pushing very tight deadlines on implementing. Maryland is, I don't think it's an exaggeration to say it's in the lead nationally in healthcare reform implementation. If we can't get one federally funded lawyer in there right now we're going to have, it's going to materially hurt Maryland's efforts.

Now I am happy to, you know, go through that exercise in other parts of the office after this item. But I would implore this Board not to defer this. To approve it today to provide important relief to attorneys who are stretched too thin.

TREASURER KOPP: J.B., this is to be federally funded and then I guess, I don't know what it's called, specially funded when the exchange gets

in. If something happens with the law, or the federal money does not come through, what happens with the PIN?

MR. HOWARD: My understanding is, and one of the, Thomas Kim, Assistant Secretary? Deputy Secretary at DHMH can confirm this. My understanding is that DHMH presently has the federal grant and that DHMH would use those grant funds to reimburse this. Is that correct?

MR. KIM: That is correct, Madam Treasurer.

TREASURER KOPP: But are they forever?

MR. HOWARD: This is the implementation grant that we would be using?

MR. KIM: That's correct. So --

MR. HOWARD: You can probably speak to that.

MR. KIM: So the funds that are currently available are to the tune of about \$30 million to \$32 million, and of which would fund this particular position. Now the funds, I think your question is are these funded in perpetuity? Well I guess my response to that would be the same as if you were to ask related to other grant funded positions, is that it is subject

to the funds in the statutes at the federal level as far as the continuity of this particular program.

We are tasked to establish the Exchange itself, and for which this grant is covering for. And under that we have, as Mr. Howard had articulated, tremendous pressures on us from an IT standpoint, from an HR standpoint, and from a legal standpoint as rules, regulations are peppered down from the federal government as to how this Exchange truly will work. We have a fundamental core of rules that have been communicated to us to allow us to move forward. However, when we look at our relationship with all of the insurance carriers, all the health plan providers. And then as I said, you know, as the federal government issues out further guidelines it's a tremendous amount of legal interpretation that has to take place. And all these other entities have their own cadres of lawyers with whom we have to interface with. So.

TREASURER KOPP: I don't have any problem with approving it. I, for my, it was my understanding at least at one time, maybe this is not true, that when we create a position to use for a at least quasi

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federal function with federal funds, when the funds go away, it doesn't automatically become a generally funded position.

MR. ROMANS: Right. The Board has the authority to create two different types of positions. It creates some outside of the rule of a hundred, which is where you are talking about, where we get a federal grant, create a position, and as soon as that grant runs out and we don't have the federal funding any longer the position goes away. This position is being created within the rule of a hundred, which allows it to remain, usually we do this with State funded positions. And this allows us to retain the position even when the federal grant runs out. And the logic in this case for doing that is that once the federal money runs out the Healthcare Exchange will be up and running and generating revenue to support the position. So it's an unusual situation.

TREASURER KOPP: And will that count as general fund money?

MR. ROMANS: It will be special funds. It will be paid with special funds.

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TREASURER KOPP: It will be special funds?
So this should not become a generally funded position,
period?

MR. ROMANS: It should not become a generally
funded position.

TREASURER KOPP: And it's our, can be our
understanding that this is not a generally funded
position?

MR. ROMANS: Right. But it will eventually
be funded with State dollars from the Health Exchange.
It's not general funds. It's just unusual in that --

TREASURER KOPP: It's not tax money.

MR. ROMANS: Right. Right. It's just
unusual that the funding source changes over time.

COMPTROLLER FRANCHOT: Great. If I could
just ask one other question? How many lawyers does
DHMH, or your agency, collectively have?

MR. KIM: Mr. Comptroller, I cannot say for
certain --

MR. HOWARD: Do you know how many employees
you have?

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MR. KIM: We have approximately 8,000 employees.

MR. HOWARD: That sounds right. Yeah. There are approximately 30 lawyers serving those 8,000 employees.

COMPTROLLER FRANCHOT: All due, all due respect --

MR. HOWARD: -- dozens of units, dozens of functions.

COMPTROLLER FRANCHOT: All due respect, you know, all I'm saying is I wish that you'd been able to say, "You know, we really scoured those 30 and we don't have an up and coming young gun who's really terrific, and someone that we can put over and assign to these duties." And --

MR. HOWARD: I can say that, Mr. Comptroller, with respect to the 30 lawyers funded by the Department of Health and Mental Hygiene. I can say that with some passion because I talk to them literally every day about the stress that they are under trying to get healthcare reform implemented in Maryland. And I don't want to hold it up, and Mr. Kim knows because he is on

two, three times weekly calls with a long list. I'm on some of those calls and putting in some of my personal time. So I do not want to hinder healthcare reform in Maryland by not having the legal support it needs when federal dollars are available.

COMPTROLLER FRANCHOT: Well --

GOVERNOR O'MALLEY: Do you want to vote on this one separately?

COMPTROLLER FRANCHOT: Yes --

GOVERNOR O'MALLEY: Let's vote on seven.

This is --

COMPTROLLER FRANCHOT: Let me ask Mr. Howard while he is up here, though?

MR. HOWARD: Yes?

COMPTROLLER FRANCHOT: You know, we had this controversy about the State Center project.

MR. HOWARD: Mm-hmm.

COMPTROLLER FRANCHOT: And I understand that you have signed a lawsuit by the State against the small business owners that are, I guess had the temerity to challenge this project?

MR. HOWARD: Mm-hmm. Yes, I have. Counter claim to the existing lawsuit.

COMPTROLLER FRANCHOT: And you are not releasing any documents?

MR. HOWARD: That's not true. If you want to get into the details --

COMPTROLLER FRANCHOT: No I just don't like to see --

MR. HOWARD: -- of presumptive orders and motions to compel --

COMPTROLLER FRANCHOT: -- I don't like to see the State in a position where a public project with public documents, we're being criticized for not releasing documents, number one. And number two, we're launching a counter suit against people that have small businesses and other things out there --

GOVERNOR O'MALLEY: Are you talking about Mr. Angelos?

COMPTROLLER FRANCHOT: No, I'm talking about the people that run the small businesses that are being sued. And well, I just want to know what the plan is and what the posture of the State is here. Because --

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MR. HOWARD: Well let me just say, you know, what you are alluding to are things that the plaintiffs' attorneys have said in the press that are gross distortions and falsehoods about what's actually going on in this litigation.

COMPTROLLER FRANCHOT: Well all I know is what we look like.

MR. HOWARD: I mean, if you want me to get into that, here? Yeah.

COMPTROLLER FRANCHOT: Go ahead.

MR. HOWARD: I mean, that's what the plaintiff's lawyers are saying. That's what the lawyers funded by Mr. Angelos, all of these so called small businesses are, did not initiate this. You know, I'm happy to have a separate conversation if you want about what's going on in the litigation. No one's asked me for that.

COMPTROLLER FRANCHOT: Okay.

MR. HOWARD: I'm happy to have that.

COMPTROLLER FRANCHOT: I'm just going on what I read in the paper.

MR. HOWARD: Yeah. That's what --

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COMPTROLLER FRANCHOT: It doesn't look good.

MR. HOWARD: We don't put out press releases.

They do.

COMPTROLLER FRANCHOT: Okay. Thank you.

MR. HOWARD: Thank you.

GOVERNOR O'MALLEY: Okay. Let's vote on this one separately. This one is Item 7-GM. The Governor moves approval, seconded by the Treasurer. All in favor signal by saying, "Aye." Aye.

TREASURER KOPP: Aye.

GOVERNOR O'MALLEY: All opposed?

COMPTROLLER FRANCHOT: No.

GOVERNOR O'MALLEY: The Comptroller votes no. Now the balance of the Department of Budget and Management Agenda. The Comptroller moves approval, seconded by the Treasurer. All in favor signal by saying, "Aye."

THE BOARD: Aye.

GOVERNOR O'MALLEY: All opposed?

(No response.)

GOVERNOR O'MALLEY: The ayes have it. We move on to the University System of Maryland. And Mr.

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Howard, thank you for your good work and the very professional running of the State's legal business.

MR. EVANS: Good morning. Joe Evans, representing the University System of Maryland. We have four items on the Agenda today. We're here to answer any questions.

GOVERNOR O'MALLEY: Mr. Comptroller? No problems?

COMPTROLLER FRANCHOT: No --

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

(Laughter)

THE BOARD: Aye.

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

MR. SCHLANGER: I should be so lucky.

(Laughter)

MR. SCHLANGER: Good morning, Governor, Madam Treasurer, Mr. Comptroller. Elliot Schlanger, Department of Information Technology. This morning we have four items on our Agenda. I call your attention

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to Item 4-IT, where we're asking the Board to recommend approval of a contract to SADA Systems for Cloud messaging and collaboration services. I am prepared today to give you a brief overview of that contract. I know we have some speakers, and of course I'll be happy to answer questions about that item and any other item on my Agenda. Should we go into the introduction?

GOVERNOR O'MALLEY: Sure.

MR. SCHLANGER: Okay. Two things I'd like to cover briefly. One, what is the problem that we're trying to solve? So let me do that first. Today as many State agencies as we have we have as many email systems. And actually I believe the count is 57. And that means that in 57 agencies we have separate and unique servers, different software, multiple maintenance contracts, support contracts, and there are folks doing repetitive and redundant tasks at times. So I would hardly classify that as optimally interoperable or efficient.

Let me give you some real live examples of the issues that we deal with. The Governor, or anyone, does not have the ability today to send a blast email

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to everyone in the State. If in fact that you need to send an email to someone in the State, you do not have the ability to go to a common email directory. As a matter of fact, if you are like me you will go to maryland.gov. You will look in the phonebook. You will find the person who you need. You will copy their email address and you will paste it. And I don't know how much time it takes you to do that. I'm pretty quick, but I tell you that takes about 30 seconds. How many times do you do it a year? We lose a lot of efficiency there.

I'll also tell you when I try to access my email from work, from home, from Ocean City, it's never the same. It doesn't look the same. It's always a challenge.

And the last thing which I'll say, when I try to work collaboratively with my colleagues on a document, you know, we end up emailing copies, right? So what happens? I'm working on version seven. The Comptroller has version five. The Treasurer has version six. And the Governor is on version ten. And so we need to fix that.

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Most modern enterprises today have landed on one centralized messaging and collaboration system. And that's what we need to do like many current, as opposed to early adopters should be doing. And that's where we're going. And most of all we need to do it in the Cloud. What is the Cloud? The Cloud is nothing more than a collective virtual set of servers, software, other infrastructure that is managed by others that is secure. And the key to all this is because of economies it is cheaper for us to use. There's no magic whatsoever.

And perhaps the little point that I forgot is the communications tool between the State and the Cloud is the internet, which we all happen to use each and every day.

So if I may I could talk about the procurement process that brought us here.

TREASURER KOPP: But let me, what do we give up by making this efficiency? I mean, you said that it's more secure, the new system would be more secure -

-

MR. SCHLANGER: Right.

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TREASURER KOPP: -- more efficient, and make collaboration easier, more doable. What would we not be able to do that we can do now?

MR. SCHLANGER: From a technical perspective I don't think there's anything we give up. As a matter of fact I think we gain a lot.

TREASURER KOPP: I'm not a technical --

MR. SCHLANGER: Right. So is there pride of ownership here? I mean, we need to get way beyond that.

TREASURER KOPP: Ownership of the email system?

MR. SCHLANGER: Right. I mean, every agency could easily say, "Well, this is ours. We've customized it for our needs." I believe that email is a utility. It should work the same for me as for you. It should be easy to use, intuitive. So let me just go back and make this comment emphatically. The question is what do we give up? And I say from my perspective we do not give up anything. I think we gain a lot.

Security? A lot of people ask about security. So what I would tell you today is if we have

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57 different systems, those are 57 portals into the State, and each one represents a security risk. I like to think that the different agencies do a good job, and to tell you the truth based on the instances that we've seen, I think we do a good job. But again, it's 57 independent islands that I have a concern about. When we collapse to the Cloud there is one portal now that is professionally managed by the best security people in the industry. And that security is applied 24/7. And the other thing which I also would like to add is that the recommended offeror actually is certified per the Federal Information Security Management Act of 2002, otherwise known as FISMA to us in the field, and all this means is that this level of security is satisfactory to our federal agencies. And you know, I don't want to be funny but if it's good enough for the feds I think the states should be comfortable that it is good enough for the State.

So based on the fact that we are collapsing the points of risk, and we are looking for specific certification, I think that the security issue is not

an issue for me, and if anything enhanced over where we are today.

TREASURER KOPP: Okay.

MR. SCHLANGER: Should I go on or would you like to ask some questions? I would go to defer to the Board as to how they would like to have me proceed. And again, I know we have some people here --

GOVERNOR O'MALLEY: How much are we going to save?

MR. SCHLANGER: Excuse me?

GOVERNOR O'MALLEY: How much are we going to save?

MR. SCHLANGER: So as part of this analysis we took a look at our current world, and we measured all in costs which includes hardware, software, service contracts, internal people. And as a State our annual spend on this particular area is approximately \$9 million annually. We have calculated based on the price proposed by the offeror and still allowing for those internal costs that we will have, again, you know, we will have to maintain certain systems in house. There's implementation costs. All in costs in

the new environment we will save \$2 million to \$3 million annually. So it's pretty significant.

GOVERNOR O'MALLEY: Hm. Mr. Comptroller?

COMPTROLLER FRANCHOT: Yes, do you have that document with you?

MR. SCHLANGER: Yes, I do.

COMPTROLLER FRANCHOT: The \$9 million?

MR. SCHLANGER: Sure.

TREASURER KOPP: How much of that is jobs?

MR. SCHLANGER: So what I would say to you is that it is not our intent to eliminate jobs. Because as we look at agencies some agencies either do email on a, say, part-time basis so there's no full-time email administrators. The second thing which I would say is in the State currently there is a shortage of IT talent. You have heard me say before.

TREASURER KOPP: I remember --

MR. SCHLANGER: You know, how hard it is to fill positions. So I look at this opportunity to fill that gap.

TREASURER KOPP: So the savings that you are going to show the Comptroller are not savings simply by laying people off, and --

MR. SCHLANGER: That is correct. There's hardware savings, there's software savings, there's maintenance contract -- I guess I should get in front of the mike. So there are a lot of external costs that in fact will be eliminated because in fact we are going to be buying this software service annually per user. We're going to subscribe, essentially, and pay for what we use.

Other things that will happen is in terms of technology it's a refresh. We know that there are agencies today that are operating on hardware that is falling apart. There are secretaries that are sitting in this room who would attest to that. And so here this gives us a chance to be not only technologically current but also every user is on the same revision. So we're consistent, as opposed to the different systems not only in type but age that we have in the State today.

COMPTROLLER FRANCHOT: Can I, first of all, Governor, this is the first time I've seen this and it's largely incomprehensible to me. So I'd like to have a chance to take a look at it in more detail. Because I'm not exactly sure where the Treasurer was moving in her questions but I think that the savings need to be looked at more closely. Because -- well, let me ask you a couple of other questions. Why are we going into a five-year contract with two five-year renewals? It seems every time I turn around someone is coming up with some new twist on the technology that can save money and be more efficient. Why are we doing five years and two five-year renewals?

MR. SCHLANGER: All right. So as a utility such as email I think it would be difficult if you will to consider changing our horse in the middle of the stream. We're going to do a conversion from where we are today. I don't want to say it's a trivial task. But as in fact that we have email systems that we use today that have been in place for many years we would say that after we move to the Cloud we're going to stay there. So it's not something we're going to say after

a couple of years it's time to change. So in order to get the best benefit of price it makes sense to obligate ourselves to a longer term contract.

COMPTROLLER FRANCHOT: Are you aware of what's going on in the Netherlands right now with their egovernment site? There was a big article in the *Wall Street Journal* last week.

MR. SCHLANGER: I am not fully aware but what I --

COMPTROLLER FRANCHOT: Okay. They have --

MR. SCHLANGER: -- sorry.

COMPTROLLER FRANCHOT: Yeah. They have a system that is implemented over there that most of their population participates in, including paying taxes. And it's been hacked into and compromised so that the entire Dutch government is now urging their citizens to go back to faxes and snail mail. Can you imagine this in the judiciary, for example? The lawyers are being ordered not to communicate with the courts electronically. So the security, I agree, is a priority. But to the extent we are consolidating and coordinating our portal, we may in a kind of

counterintuitive way be opening ourselves up to a larger security problem that hasn't been realized. I'm not saying that what is happening to the Dutch is going to happen to us. But can you imagine if we told our lawyers in Maryland they had to use faxes? They wouldn't know what to do.

MR. SCHLANGER: Right. So if I may, respectfully, the State every day is attempted to be hacked into thousands of times. We are a security risk. And what I would tell you is because we are diligent and a little bit of luck we have not had a major incident, at least under my watch. So whether you're the government of the Netherlands, the State, a private enterprise, there is always the risk. As a matter of fact under the leadership of the Governor a few weeks back we had a cyberterrorism exercise because we needed to be ready in case such an incident should occur.

The other thing that I would like to say is the federal government, which I do respect at times, has a Cloud first policy. Their agencies are under a direction that when in fact you look at applications,

consider the Cloud first. And so what I would say is granted there is security risks, granted there are incidents that occur. But I don't want anyone to think that because we're moving an application to the Cloud that our risk profile automatically upgrades because we chose to take that path.

COMPTROLLER FRANCHOT: No. All I'm suggesting is that when we consolidate our technologies and do a single contract, should there be a breach of security instead of a somewhat limited amount of damage that can be done if one of the 57 agency systems is hacked into, as bad as that might be, allowing a successful hacker to get into the entire system is something that concerns me. Obviously my agency has a particular interest in this --

MR. SCHLANGER: Sure.

COMPTROLLER FRANCHOT: -- because we have so many millions of people's tax returns. And we pride ourselves in this confidentiality. But one of our rules over there is that very few people can get into, you know other than the Deputy Comptroller and a couple of others, can get into the system. Everybody else has

to go through all sorts of hoops and jumps, etcetera. And I'm concerned that, particularly we're included in this, that we're opening up a possibility where we instead of, you know, where we create a bigger problem for ourselves by allowing someone to get into the Fort Knox, so to speak, simply by hacking into one. You know, once you get in, you're in.

And so I'm concerned about it and I'd like to look at the costs because I'm not sure the cost savings are particularly great. And I'm also not convinced that we need to, I understand the elegance, I guess, of having a more efficient Cloud-based system. But I'm not sure we have to do it right now. Why don't we just look at this for a while, save ourselves some money, let you, I don't, and I don't have anything in with Google versus Microsoft. I can't tell the difference between the two companies anyway. I know there's a dispute. I'm not, I don't care about that because I think your procurement people are handling that properly. What I'm questioning is, you know, do we really need to move forward now?

And I have great respect for you. You're obviously our technology czar. And I don't want to challenge you on something like this. But I would urge you to at least let us look at the cost stuff and think this through. I particularly would like to have it vetted by my technology people just because of the sensitivity of all of the information that we have in the Comptroller's Office.

MR. SCHLANGER: Mm-hmm.

COMPTROLLER FRANCHOT: And I love the Cloud. It sounds great. If someone can explain to me what Facebook is I'd be glad about that, too.

(Laughter)

COMPTROLLER FRANCHOT: You know this is, I would appreciate it if you would hold off on this.

GOVERNOR O'MALLEY: This is an interesting perspective. See, I'm slightly embarrassed that it's taken us so long to do this. I mean, we've been talking about this forever and so many other states are way ahead of us on this. Madam Treasurer?

TREASURER KOPP: That leads me to another, I understand that DHMH is going to be the first, I don't know if pilot is the right word, but the first user --

MR. SCHLANGER: So may I address that, please?

TREASURER KOPP: Hm?

MR. SCHLANGER: So months ago DHMH came forward and said, you know, our email environment is in bad shape. And so we have the opportunity to leverage a grant in order to upgrade our email. And so the lightbulb went off and said, "Look, why perpetuate a State silo? Why not take this opportunity to set the path for the State to move towards what every other major enterprise in this world has, one centralized, consolidated email system in which we can communicate?" And so we worked very rapidly starting in June to put together State requirements representing many agencies; executed a procurement that ran flawlessly. And you know, I just hate to say that this is time sensitive. But I'll say that in the fact that we planned to be here today, not that we kind of drag our feet and we're here today, trying to take advantage of the DHMH

opportunity to start this process for the State. So the background on the grant and the procurement is as I said, Treasurer. And actually we are trying to execute this contract and tap that grant before it expires end of October. So the time frame is relatively short.

TREASURER KOPP: So in terms of the Comptroller's concern, obviously the Health Department has some very highly privileged records, right? Confidential records?

MR. SCHLANGER: That's correct.

TREASURER KOPP: I assume. And is in fact, are you covered by HIPAA? Yes. So what is the impact of HIPAA requirements on this?

MR. SCHLANGER: Well, let me just say this. Today, even though we're not in the Cloud, I would venture to say when you send email out and you receive mail each and every day, secure information, or I'd say confidential information, you're using the public internet. I mean, that is the reality. So what I would say is that the security requirements that we have imposed satisfy the needs of all agencies as I can see it.

TREASURER KOPP: So you can say whatever HIPAA requires in terms of health records access will be as readily met in this system?

MR. SCHLANGER: That's right. And I would say it the other way.

TREASURER KOPP: Will be fully --

MR. SCHLANGER: I would not jeopardize information being exposed to the Cloud that shouldn't be there. I mean, that would be irresponsible of me.

TREASURER KOPP: And I assume that's the position of the department as well.

MR. SCHLANGER: Right. The other thing, too, is that the Cloud offers you a higher level of security service if you need it called encryption, which kind of codes and decodes on both ends. So in fact that we do have the ability if you will, and I don't mean to be facetious, but if we have top secret sensitive information there is another path we can take within the Cloud. But I don't think that would satisfy, or I don't think that would be required for the majority of the population of the users of Cloud email.

TREASURER KOPP: No, I agree. But it's interesting that you chose the department that has specific federal confidentiality requirements placed on its records. Again, it's not email focused, HIPAA, but health records. So if it meets those requirements I would think it is a significant step above normal security, typical security.

I, as you know, know the Netherlands personally. And I understand the concern. But on the other hand what you're talking about is setting up an enterprise wide --

MR. SCHLANGER: Right.

TREASURER KOPP: -- system, basically.

MR. SCHLANGER: Again, you know, about the Netherlands, and I admit that I'm not intimate with the background there, but we should never think that a cyberattack would just hit one agency. You know, even in the State a cyberattack could, you know, hit many agencies if not all agencies at the same time. So I just, you know, I just hesitate in kind of looking at that one example and saying that if we avoided the Cloud we would have avoided the same risk of an entire

government being affected by a cyberattack. I can't say that would happen or not happen.

TREASURER KOPP: There is something about integration. A lot of people opposed the creation of the Federal Department of Education for very similar reasons. Sometimes lack of efficiency does provide some security.

MR. SCHLANGER: Right.

TREASURER KOPP: And this is always a balance.

MR. SCHLANGER: And I would also say with some of the recent attacks of Sony, whose public face was shut down for weeks on end, and some of the banks, to be honest with you some of these companies have security departments that we can't hold, I mean, a candle to. But these hackers are good. These hackers are good. So my answer is, and the Governor would agree, is we need to be prepared, and we need to drill. We need to practice.

COMPTROLLER FRANCHOT: Yeah. But let me just conclude, because I don't think we're where we should be --

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MR. SCHLANGER: Mm-hmm.

COMPTROLLER FRANCHOT: -- in this. And I appreciate the exercise that you went through recently. But to pull everything into one Fort Knox environment, as I called it, call it, I just don't see the, you know, other than maybe philosophically or something, so say we took 57 email systems and put them into one, I'm not comfortable at all with the Comptroller's Office being included in this. Because I just, I don't want my system to be up on the Cloud with everybody else's. And anyway, I'm not going to support this. If you have these deadlines I guess that's not my problem. I question the, both the need, because I haven't heard a lot of problems. I'm not familiar with DHMH. I haven't heard a lot of concerns from the other agencies.

And I appreciate where you're coming from because you're the technology person and you want to do this because it makes sense from a conceptual standpoint. I'm just saying why do we need to do it now? Why don't we wait and check out what happened in the Netherlands? And think a little bit more about

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this? Because we may be decreasing our security in an odd way by moving into this.

So I'm going to vote no, Governor. But if you could separate this item out and I'm happy to move on.

GOVERNOR O'MALLEY: Okay. Anything else? Is the Comptroller's Office required to be part of this?

MR. SCHLANGER: Excuse me?

GOVERNOR O'MALLEY: Is the Comptroller's Office required to be a part of this?

MR. SCHLANGER: So we plan on rolling this out agency by agency.

GOVERNOR O'MALLEY: Right.

MR. SCHLANGER: The goal, of course --

GOVERNOR O'MALLEY: Yeah, but they don't have to.

MR. SCHLANGER: -- is to get everyone. But we're paying as you use. So if an agency has a compelling case not to be a part of it they don't literally have to be a part, nor will they have to pay into it.

GOVERNOR O'MALLEY: Right. So he can, so the Comptroller's Office can take all the time they like to --

MR. SCHLANGER: Correct.

GOVERNOR O'MALLEY: -- examine the ins and outs of Cloud security versus security the way we're currently doing it, and all of that, right?

MR. SCHLANGER: Right.

GOVERNOR O'MALLEY: Okay.

TREASURER KOPP: As I recall actually the Comptroller's Office and the Treasurer's Office were the last to go onto R*STARS when it was created because they wanted to see how it would work out, wanted to look at security and have some private ownership, as I recall. And then came to a conclusion at their own time and speed to join in.

GOVERNOR O'MALLEY: Okay.

TREASURER KOPP: A while ago.

GOVERNOR O'MALLEY: Okay. Anything else? Okay. Microsoft wants to protest this. Microsoft, do you want to come up and tell us --

SECRETARY MCDONALD: There's a Mr. McKee, is a Mr. Stuart McKee available?

GOVERNOR O'MALLEY: Mr. McKee?

MR. MCKEE: Thank you. Thank you, Comptroller Franchot, Treasurer Kopp, and Governor O'Malley. I appreciate the opportunity to be here before you today. For the record, my name is Stuart McKee and I'm the Chief Technology Officer for Microsoft's U.S. public sector. It's a position I've held since 2004. In my role I work with governments across the country and around the world on strategic and technology policy issues. In addition let me also state that as a former Chief Information Officer for the State of Washington, I served in Governor Locke's executive cabinet, and I personally appreciate the challenging decisions before you and the complexity of security and enterprise and whatnot. And we want to thank the Board for the opportunity to express our concerns today regarding the RFP before you.

As the Comptroller mentioned we are currently facing an incredible economic situation and it is essential that government take advantage of information

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technology best practices and maximize return on taxpayer investment. And I appreciate Elliot's position to talk about consolidation and saving money. That's absolutely appropriate. And we applaud the State's effort to pursue innovation through technology but we have significant concerns regarding the current proposal before you.

While we are disappointed that potential solutions from Microsoft were not given full consideration we have a greater concern that the State may not have given the recommended contract a level of scrutiny and due diligence appropriate for an \$18 million, I mean a \$56 million award affecting critical communications infrastructure. In that regard we respectfully offer the following questions for the Board's consideration.

Is the State confident in the understanding of total cost of ownership? Given the short timeframe in the RFP for response and examination it is unlikely a reliable cost analysis or trustworthy functional evaluation has taken place. The Board should be particularly troubled by the fact that the RFP

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expressly did not include deployment and migration costs, which will be significant.

Were minority business enterprises policy objectives given consideration? We know from past experience that the State applies a strict level of scrutiny on MBE issues and should consider this before effectively outsourcing email.

Is the State procuring a solution that best meets accessibility standards? As you know, Maryland requires the State to procure solutions with superior accessibility features. Microsoft is the leading vendor in accessibility technologies and we are committed to deliver the proven solution Maryland citizens and government employees expect. Excuse me.

Is the State maximizing its current investment? And if not, how will increasing costs help? The current contract contemplates spending at least \$56 million to outsource email when more than 50 percent of the State's mailboxes have already made an investment in Microsoft technologies. Retraining and replacement costs are significant and should be fully

considered before abandoning the investment the State has already made.

While we are certainly interested in obtaining the State's business for Cloud email infrastructure we also believe our message is important today as many governments look to each other for guidance. For sure you have heard media reports of large scale migrations that go wrong and end up way over budget or otherwise fail to deliver. In this regard we would encourage the Board to look past marketing hype and demand proven results. For example, the City of Los Angeles Chief Information Officer has stated they made a similar commitment to outsource email to the same platform you are considering today based largely on unfounded claims about Washington, D.C.'s move to the Cloud. However, after trial, error, and proof Washington, D.C. is in fact committed to the Microsoft platform while the City of Los Angeles is years behind, moving to the Cloud and millions over budget.

So in closing the contract before you is a large, complex project of critical importance to the

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State. Email is not a utility, it's critical communications infrastructure. We trust the Board of Public Works is committed to ensuring the State selects the best solution that provides the best bang for the buck. In this context we respectfully ask the Board to reconsider approval of the contract before you. To summarize, we believe prior to committing millions of dollars and risking critical infrastructure the State should do a thorough cost analysis that includes deployment and migration costs, two, consider a pilot deployment involving agencies to test functionality, and three, assure any procurement includes participation from the MBE community and industry leaders alike. Thank you.

GOVERNOR O'MALLEY: Thank you, Mr. McKee. Questions? Okay. All right. Anyone else on this matter? Okay. We'll treat this one separately. This is item, what item is it?

MR. SCHLANGER: Four, 4-IT.

GOVERNOR O'MALLEY: 4-IT.

TREASURER KOPP: Governor, I do think, I mean, a significant issue was raised. I just want to

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make clear, and you have laid out for us all the steps of the procurement, there was no protest actually --

MR. SCHLANGER: That's correct.

TREASURER KOPP: -- for the procurement?

MR. SCHLANGER: That is absolutely correct.

TREASURER KOPP: We are eventually perhaps going to be removing some people from the Microsoft Exchange platform to another?

MR. SCHLANGER: That is correct.

TREASURER KOPP: That is true? And Microsoft in fact, or its vendor, was not one of the ones that responded fully, responsibly to the procurement? Is that, yes or no?

SECRETARY MCDONALD: She wanted to know about, if the, if Microsoft did not respond fully to the procurement can you talk a little bit about what they sent in that it was not compliant, not responsive? There was some bid from some reseller of Microsoft maybe that --

MR. SCHLANGER: Sure. So --

SECRETARY MCDONALD: Because it says in here there were six bids received and --

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MR. SCHLANGER: Yeah. There were six bids received. One was late. So we had to throw that one out. There were three that were non-susceptible for award. One was submitted by Microsoft. Well Microsoft technically did not meet minimum requirements, and there were only two. One was that the offeror needed to have experience of three different implementations where there were over 10,000 users. And the second one was that they needed to offer how they would meet or exceed FISMA security requirements.

Now I can't speak for Microsoft. But in early discussions we offered, if you will, an informational session for vendors to come in and generally discuss their wares. They had disclosed to us publicly that in fact they could meet those requirements. So instead of taking a shot at proposing in the true sense and trying to address the requirements of the State that we made a very concentrated effort to produce, they offered what I would call general request for information marketing type information. Non-binding, their words. And actually during the open period they did not raise any

questions or any issues with respect to any improper procedures or processes related to the procurement itself. And when the procurement closed, when the proposals were due, as we all know with respect to Maryland procurement process there is a period open for protest. They did not make themselves avail to that as well. And here we are today.

TREASURER KOPP: Well that's unfortunate.

MR. SCHLANGER: Oh, so Google?

SECRETARY MCDONALD: Yeah, I mean, I don't know if you want to bring up the company that you are proposing --

MR. SCHLANGER: Right. Right. So Google is here to speak. I understand that they registered to speak. I guess --

SECRETARY MCDONALD: Well yeah, they did. The names are here. But perhaps you would like to, SADA is here, Mr. Kulinsky from SADA, and also I think we have a few people from Google, Mr. Chakravorty and Mr. McIntyre.

GOVERNOR O'MALLEY: Right. I think we're okay.

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SECRETARY MCDONALD: But I think that the Governor seems like he doesn't necessarily need to hear from them. So that's why --

MR. SCHLANGER: Okay.

GOVERNOR O'MALLEY: I don't --

MR. SCHLANGER: I just wanted to let you know that they were here today.

GOVERNOR O'MALLEY: Okay. All right. We're going to consider this one separately. This is Item 4-IT. The Governor moves approval, seconded by the Treasurer. All in favor signal by saying, "Aye."

TREASURER KOPP: Aye.

GOVERNOR O'MALLEY: All opposed?

COMPTROLLER FRANCHOT: No.

GOVERNOR O'MALLEY: Okay. The Comptroller votes no and the ayes have it. The remaining items on Department of Information Technology. The Comptroller moves approval, seconded by the Treasurer. All in favor signal by saying, "Aye."

THE BOARD: Aye.

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

(No response.)

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GOVERNOR O'MALLEY: And the ayes have it.

MR. SCHLANGER: Thank you.

GOVERNOR O'MALLEY: We now move to the
Department of Transportation.

MS. SWAIM-STALEY: Good morning, Governor.

GOVERNOR O'MALLEY: How are you doing,
Secretary Beverley Swaim-Staley?

MS. SWAIM-STALEY: Fine, thank you. Good
morning, Madam Treasurer and Mr. Comptroller. The
Department of Transportation has ten items today.
Items 2 and 10 have previously been revised. And we're
here for questions.

GOVERNOR O'MALLEY: Any questions, Department
of Transportation?

COMPTROLLER FRANCHOT: Move approval.

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

THE BOARD: Aye.

GOVERNOR O'MALLEY: All opposed?

(No response.)

GOVERNOR O'MALLEY: The ayes have it.

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MS. SWAIM-STALEY: Thank you.

GOVERNOR O'MALLEY: We move on now to the Department of General Services.

MR. COLLINS: Good morning, Governor, Madam Treasurer, Mr. Comptroller. The Department of General Services has 32 items on our Agenda. Item 15 is being withdrawn. And we'll be glad to answer any questions you have on any of the remaining items.

GOVERNOR O'MALLEY: Any questions, Department of General Services?

COMPTROLLER FRANCHOT: Move approval.

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

THE BOARD: Aye.

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

(No response.)

GOVERNOR O'MALLEY: The ayes have it. And that concludes our Board of Public Works Agenda. Thank you all very much.

(Whereupon, at 11:49 a.m., the meeting was concluded.)

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