

MINUTES
OF THE
MEETING OF THE
BOARD OF PUBLIC WORKS
DECEMBER 5, 2012

BOARD OF PUBLIC WORKS

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DECEMBER 5, 2012

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**MINUTES OF THE MEETING OF
THE BOARD OF PUBLIC WORKS, DECEMBER 5, 2012**

The Board of Public Works met in the Governor's Reception Room, State House, Annapolis, Maryland, on Wednesday, December 5, 2012.

Board Members present:

The Honorable Anthony G. Brown, Lt. Governor
The Honorable Nancy K. Kopp, Treasurer
The Honorable Peter Franchot, Comptroller

Also present:

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

CONSTRUCTION:

General Construction Project Contingency Fund 1988
Maryland Consolidated Capital Bond Loan of 2005
Maryland Consolidated Capital Bond Loan of 2006
Maryland Consolidated Capital Bond Loan of 2007
Maryland Consolidated Capital Bond Loan of 2008
Maryland Consolidated Capital Bond Loan of 2009
Maryland Consolidated Capital Bond Loan of 2010
Maryland Consolidated Capital Bond Loan of 2011
Maryland Consolidated Capital Bond Loan of 2012

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

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

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



MARTIN O'MALLEY
GOVERNOR

STATE HOUSE
100 STATE CIRCLE
ANNAPOLIS, MARYLAND 21401-1925
(410) 974-3901
(TOLL FREE) 1-800-811-8336

TTY USERS CALL VIA MD RELAY

November 30, 2012

The Honorable Anthony G. Brown
Lieutenant Governor of Maryland
State House
Annapolis, Maryland 21401

Dear Lt. Governor Brown:

I will not be in attendance for the December 5, 2012 meeting of the Board of Public Works (BPW), and hereby delegate to you, pursuant to Article II, Section 1A, of the Constitution of Maryland, the duty of attending that meeting in my stead. I specifically authorize you to preside over the December 5, 2012 meeting in my absence and to vote on all matters then presented to the BPW for its consideration.

Sincerely,

Governor

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

SECRETARY'S AGENDA

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

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

Recommendation: That the Board of Public Works approve funding a total of 22 individual grants under the Maryland Agricultural Cost-Share Program.

Total submission amount: \$288,900

Agreement #	Recipient	County	Amount
AT-2013-2107	BLAIR MITCHELL	Wicomico	35,000
AT-2013-2108	BLAIR MITCHELL	Wicomico	18,300
AT-2013-2120	DONALD F. HEWES	Kent	3,700
AT-2013-2126	DALE A. GREEN	Washington	10,400
CR-2013-2073	RALPH W. JACKSON, III	Talbot	4,900
LS-2013-2127	RALPH B. BALL	Harford	2,500
LS-2013-2128	RALPH B. BALL	Harford	8,400
LS-2013-2129	RALPH B. BALL	Harford	35,000
LS-2013-2130	RALPH B. BALL	Harford	6,000
LS-2013-2131	RALPH B. BALL	Harford	45,500
LS-2013-2132	RALPH B. BALL	Harford	22,200
MP-2013-2109	ALBEE FARMS INC	Carroll	9,600
MP-2013-2110	ALBEE FARMS INC	Carroll	6,600
MP-2013-2111	HARRIETT M. CROSBY	Frederick	17,500
MP-2013-2112	HARRIETT M. CROSBY	Frederick	8,600
MP-2013-2113	HARRIETT M. CROSBY	Frederick	6,600
MP-2013-2117	WOJCEICH L. FIZYTA	Frederick	8,100
PA-2013-2016	J. RICHARD KNOTT, SR	St. Mary's	6,600
PB-2013-2119	JOSEPH A. KUHN	Carroll	5,500
PR-2013-2125	SIDNEY T. RICHARDSON	Wicomico	16,100
UP-2013-2041	JAMES R. WADE	Washington	3,800
UP-2013-2042	JAMES R. WADE	Washington	8,000

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

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

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

Board of Public Works Action: The Above Referenced Item Was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS**DECEMBER 5, 2012****SECRETARY'S AGENDA**

Contact: Mary Jo Childs 410-260-7335
Maryjo.childs@maryland.gov

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

Submission of the Procurement Agency Activity Reports by:

Department of Public Safety and Correctional Services, October 2012

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

SECRETARY'S AGENDA

Doldon Moore 410-260-7791

Doldon.moore@maryland.gov

3. BOARD OF PUBLIC WORKS *Wetlands Licenses*

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

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

ANNE ARUNDEL COUNTY

12-0463 *JANINE GARDNER – To install pier with finger piers, mooring piles, and a boatlift; to replace a revetment, construct a bulkhead and containment sill; and to fill, grade, and plant marsh vegetation along eroding shoreline – South River and Gingerville Creek, Annapolis

CALVERT COUNTY

To emplace stone revetment along shoreline:
 12-1325 VIRGINIA HASKEL
 12-1326 DAVID & STACEY SALTZMAN
 12-1327 RAY & JOYCE RUPERTUS
 12-1328 KEN & INA RAE KRAMER
 12-1329 GWEN MUSE EVANS
 12-1330 TONY VAJDA
 12-1331 VALENTINA SAVEL
 12-1332 DONALD & BRENDA DOW
 12-1334 GUY & MEIN ROBERTS
 Chesapeake Bay at Chesapeake Ranch Estates, Lusby

CECIL COUNTY

12-0951 RICHARD SOMMERS – To construct a timber groin – Elk River, Chesapeake City

BOARD OF PUBLIC WORKS**DECEMBER 5, 2012****SECRETARY'S AGENDA****3. BOARD OF PUBLIC WORKS (cont'd)**
Wetlands Licenses**CHARLES COUNTY**

12-0939

*THOMAS P. DeVITO, JR. – To replace a timber bulkhead, stone revetment, and containment sill; and to fill, grade, and plant marsh vegetation along an eroding shoreline – Neal Sound, Newburg

TALBOT COUNTY

12-0714

*WILLIAM SMITH – To remove/repair/replace, piles, revetment, pier, and boatlifts; to construct ramp and sill; and to fill, grade and plant marsh vegetation along an eroding shoreline – Black Walnut Cove and Choptank River, Tilghman

*NOTE: In FY2013, BPW has approved 5.72 acres of living shoreline.

Board of Public Works Action: The Above Referenced Item Was:

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

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155
twilson@mde.state.md.us / creilly@mde.state.md.us

4. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve **further grant funding** up to \$5,437,456 to the Town of Emmitsburg for the **Emmitsburg Wastewater Treatment Plant (WWTP) Enhanced Nutrient Removal (ENR) Upgrade** project in Frederick County. The project involves multiple sources of funding which are being provided over several years based on the project schedule. (Legislative District 4A)

A. Grant Increase up to - \$5,096,000 Bay Restoration Fund (BR-NR 03.11) The source of these grant funds is the Bay Restoration Fund. These funds may be expended using multi-year appropriations based on the project schedule and will be used only for eligible costs. The ENR projects may be funded using special funds, revenue bonds or State GO bonds.

B. Grant Increase up to - \$341,456 - Chesapeake Bay Water Quality Project Funds – Supplemental Assistance Program (SWQH 18.11) MDE certifies that the proposed actions comply with the tax-exempt bond provisions of the Internal Revenue Code and do not constitute a change in use or private activity.

Project Description: The project entails the planning, design and construction of Biological Nutrient Removal and Enhanced Nutrient Removal (ENR) facilities at the existing 0.75 million gallons per day (mgd) Emmitsburg Wastewater Treatment Plant. The planning study recommended a Biolac Reactor System followed by Denitrification Filters including Secondary Clarifiers, RAS Pumping System, Aerobic Digesters, Sludge Dewatering Influent Screening and Grit Removal facility. This project will achieve an effluent with Total Nitrogen of 3.0 mg/l and a Total Phosphorous of 0.3 mg/l. The purpose of the project is to reduce nutrients to the Upper Monocacy River, the Potomac River and ultimately the Chesapeake Bay.

Project Funding Sources:

Bay Restoration Fund Grant BR-NR 03.11 (this action)	\$ 5,096,000
Bay Restoration Fund Grant BR-NR 03.11 (most recent action 8/10/11)	\$ 485,000
Biological Nutrient Removal NR 06.11 (most recent action 6/20/12)	\$ 3,500,000
Biological Nutrient Removal NR 06.11 (future)	\$ 70,092
Supplemental Assistance SWQH 18.11 MCCBL 2010 10067 (this action)	\$ 118,826
Supplemental Assistance SWQH 18.11 MCCBL 2011 11064 (this action)	\$ 222,630
Supplemental Assistance SWQH 18.11 (most recent action 6/20/12)	\$ 1,443,590
USDA Funding	<u>\$ 6,810,481</u>
TOTAL ESTIMATED PROJECT COST:	\$17,746,619

BOARD OF PUBLIC WORKS**DECEMBER 5, 2012****SECRETARY'S AGENDA****4. MARYLAND DEPARTMENT OF THE ENVIRONMENT (cont'd)**

Authority: Sections 9-1601 through 9-1622 of the Environment Article, Maryland Code, known as the Maryland Water Quality Financing Administration Act and Sections 9-348, Construction Grants or Loans; Water Quality Improvement.

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

Board of Public Works Action: The Above Referenced Item Was:

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

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155
twilson@mde.state.md.us / creilly@mde.state.md.us

5. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve **further grant funding** up to \$1,200,000 to the City of Frederick for the **Gas House Pike Wastewater Treatment Plant Enhanced Nutrient Removal Upgrade** project in Frederick County. The project involves multiple sources of funding which are being provided over several years based on the project schedule. (Legislative District 3A)

A. Grant Increase up to - \$700,000 Bay Restoration Fund (BR-NR 04.11) The source of these grant funds is the Bay Restoration Fund. These funds may be expended using multi-year appropriations based on the project schedule and will be used only for eligible costs. The ENR projects may be funded using special funds, revenue bonds or State GO bonds.

B. New Grant - \$500,000 - Chesapeake Bay Water Quality Projects - Biological Nutrient Removal (NR 07.11) MDE certifies that the proposed actions comply with the tax-exempt bond provisions of the Internal Revenue Code and do not constitute a change in use or private activity.

Project Description: The proposed project entails the design and construction of Biological Nutrient Removal (BNR) refinements and Enhanced Nutrient Removal (ENR) upgrade at the existing 8 million gallons per day City of Frederick Gas House Pike Wastewater Treatment Plant. Upon completion of the BNR and ENR improvements, along with the solids processing rehabilitation design-build project, the plant will be capable of achieving an effluent with a Total Nitrogen goal of 3.0 mg/l and a Total Phosphorus of 0.3 mg/l. This will allow 67% reduction in nitrogen and 85% reduction in phosphorus; significantly reducing nutrients to the Monocacy River and ultimately to the Chesapeake Bay. This request is for ENR and BNR design costs.

Project Funding Sources:

Bay Restoration Fund Grant BR-NR 04.11 (this action)	\$ 700,000
Bay Restoration Fund Grant BR-NR 04.11 (previously approved 1/4/12)	\$ 758,000
Bay Restoration Fund Grant BR-NR 04.11 (future)	\$18,240,000
Biological Nutrient Removal NR 07.11 MCCBL 2012-12073 (this action)	\$ 500,000
Biological Nutrient Removal NR 07.11 (future)	\$ 2,510,000
Water Quality State Revolving Loan Fund (previously approved 8/22/12)	\$ 3,030,000
Water Quality State Revolving Loan Fund Green (previously approved 8/22/12)	\$ 1,116,000
Water Quality State Revolving Loan Fund w/Green Principal Forgiveness (previously approved 8/22/12)	\$ 1,116,000
Water Quality State Revolving Loan Fund (future action)	\$26,280,000
Local Share	<u>\$ 176,762</u>
TOTAL ESTIMATED PROJECT COST:	\$54,426,762

BOARD OF PUBLIC WORKS**DECEMBER 5, 2012****SECRETARY'S AGENDA****5. MARYLAND DEPARTMENT OF THE ENVIRONMENT (cont'd)**

Authority: Sections 9-1601 through 9-1622 of the Environment Article, Maryland Code, known as the Maryland Water Quality Financing Administration Act and Sections 9-348, Construction Grants or Loans; Water Quality Improvement.

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

Board of Public Works Action: The Above Referenced Item Was:

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

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155
 twilson@mde.state.md.us / creilly@mde.state.md.us

6. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve further grant funding up to \$350,000 to Washington County for the **Winebrenner Wastewater Treatment Plant Biological Nutrient Removal and Enhanced Nutrient Removal (ENR) Upgrade** project. The project involves multiple sources of funding which are being provided over several years based on project schedule (Legislative District 2A).

A. Grant Increase up to - \$250,000 Bay Restoration Fund (BR-NR 04.22). The source of these grant funds is the Bay Restoration Fund. These funds may be expended using multi-year appropriations based on the project schedule and will be used only for eligible costs. The ENR projects may be funded using special funds, revenue bonds or State GO bonds.

B. Grant Increase - \$100,000 - Chesapeake Bay Water Quality Projects - Biological Nutrient Removal (NR 06.22). MDE certifies that the proposed actions comply with the tax-exempt bond provisions of the Internal Revenue Code and do not constitute a change in use or private activity.

Project Description: The proposed project entails the planning, design and construction of Biological Nutrient Removal (BNR) and Enhanced Nutrient Removal (ENR) upgrades at the existing 0.60 million gallons per day (mgd) Winebrenner Wastewater Treatment Plant. Upon completion of the BNR and ENR improvements, the Winebrenner Wastewater Treatment Plant will be capable of achieving an effluent concentration goal of 3.0 mg/l for Total Nitrogen and 0.3 mg/l for Total Phosphorus. This will allow 83 percent reduction in nitrogen and 90 percent reduction in phosphorus, significantly reducing nutrients to Antietam Creek and ultimately to the Chesapeake Bay. This request is for planning and design costs.

Project Funding Sources:

Bay Restoration Fund Grant BR-NR 04.22 (this action)	\$ 250,000
Bay Restoration Fund Grant BR-NR 04.22 (previously approved 10/31/07)	\$ 100,000
Bay Restoration Fund Grant BR-NR 04.22 (future)	\$ 2,412,600
Biological Nutrient Removal NR 06.22 MCCBL 2012-12073 (this action)	\$ 100,000
Biological Nutrient Removal NR 06.22 (previously approved 10/31/07)	\$ 100,000
Biological Nutrient Removal NR 06.22 (future)	\$ 2,777,400
Water Quality State Revolving Loan Fund (future)	\$ 9,168,300
Local Share	\$ 6,900
TOTAL ESTIMATED PROJECT COST:	\$14,915,200

Authority: Sections 9-1601 through 9-1622 of the Environment Article, Maryland Code, known as the Maryland Water Quality Financing Administration Act and Sections 9-348, Construction Grants or Loans; Water Quality Improvement.

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

Board of Public Works Action: The Above Referenced Item Was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155
twilson@mde.state.md.us / creilly@mde.state.md.us

7. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommend approval of capital construction grants totaling \$1,030,000 for the following projects, which will be funded from proceeds of various general obligation bonds:

A. **Blue Plains Wastewater Treatment Plant ENR Upgrade**

Further Funding: \$1,000,000

Recipient: Washington Suburban Sanitary Commission

Legislative District: MD service area 14-27

Project Number: NR 04.25

MCCBL 20111 (11063) - \$553,242 – CBWQ Project Funds, BNR Program

MCCBL 2012 (12073) - \$446,758 – CBWQ Project Funds, BNR Program

B. **Smith Island Wastewater Treatment Plant Upgrade**

New Grant: \$30,000

Recipient: Somerset County Sanitary District, Inc.

Legislative District: 38A

Project Number: SWQH 16.20

MCCBL 2012 (12074) - \$30,000 – CBWQ Project Funds, Supplemental Assistance Program

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

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

Board of Public Works Action: The Above Referenced Item Was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS**DECEMBER 5, 2012****SECRETARY'S AGENDA**

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

8. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

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

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

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

- A. Loan Recipient:** **Joshua Baum**
 6206 Eastern Parkway, Baltimore, MD 21206
 Baltimore City
 Original Loan: \$5,000
 Current Balance: \$5,000
 Type: Second Mortgage
- B. Loan Recipients:** **Marlowe and Christopher Graff**
 18727 Purple Martin Lane, Gaithersburg, MD 20879
 Montgomery County
 Original Loan: \$5,000
 Current Balance: \$3,500
 Type: Second Mortgage
- C. Loan Recipient:** **Ashley McCabe**
 2627 Hudson Street, Baltimore, MD 21224
 Baltimore City
 Original Loan: \$5,000
 Current Balance: \$5,000
 Type: Second Mortgage

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

SECRETARY'S AGENDA

8. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

- D. Loan Recipients:** **Kristin and Stephen Marengo**
 1727 White Oak Avenue, Baltimore, MD 21234
 Baltimore County
 Original Loan: \$6,000
 Current Balance: \$6,000
 Type: Second Mortgage
- E. Loan Recipients:** **Christopher and Ashle Paolucci**
 404 Bethune Drive, Easton, MD 21601
 Talbot County
 Original Loan: \$3,500
 Current Balance: \$3,500
 Type: Second Mortgage
- F. Loan Recipient:** **Anthony Spears**
 7911 Barclay Place, White Plains, MD 20695
 Charles County
 Original Loan: \$5,000
 Current Balance: \$5,000
 Type: Second Mortgage

BOARD OF PUBLIC WORKS ACTION: THE ABOVE REFERENCED ITEM WAS

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION ✓

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

SECRETARY'S AGENDA

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

9. MORGAN STATE UNIVERSITY

CONTRACT ID: Demolition Montebello Buildings
 Project No. DCM-DEMO-12-2CO

RECOMMENDATION: That the Board of Public Works approve:

- (1) Demolition of Morgan State University's Montebello E-Wing, Morgue, Power Plant and Power Plant Garage through deconstruction; and
- (2) Contract to deconstruct the Montebello E-Wing, Morgue, Power Plant and Power Plant Garage totaling approximately 47,960 gsف.

PROCUREMENT METHOD: Multi-Step Bid
 (Only one acceptable bid received)

PROPOSALS:	Technical Score	Price
Potts and Callahan	82.33	\$1,768,110

AWARD: Potts and Callahan, Inc.
 Baltimore, MD 21211

AMOUNT: \$1,768,110

TERM: 11 Months

MBE PARTICIPATION: 40%

PERFORMANCE BOND: Payment and performance bonds equal to contract amount.

Request for Demolition Approval

The Morgue, E-Wing, Power Plant and Garage were closed in the 1990s due to their condition; since then the buildings have further deteriorated and are an unsafe attractive-nuisance. Severely deteriorated, the buildings create health and safety concerns for the State; the site will be banked for future development.

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

SECRETARY'S AGENDA

9. MORGAN STATE UNIVERSITY (cont'd)

The University applied to the State Clearinghouse, in accordance with COMAR 34.02.02.04-.07, for a coordinated intergovernmental review of the buildings. The Clearinghouse conducted an intergovernmental review of the project under MD 20110301-0092 and has recommended to change the use and demolish the E-Wing, Power Plant, and Kitchen/Morgue buildings on the South Campus (Montebello complex) of Morgan State University.

The Maryland Historical Trust finalized a Memorandum of Agreement with Morgan State University that will delineate the measures required to mitigate the adverse effect of the proposed deconstruction on historic property.

All other items required in the Clearinghouse review will be completed as part of the deconstruction design.

Request for Demolition Services

This project was advertised on *eMarylandMarketPlace*. Of the three technical proposals, only met the minimum qualifying score of 80 points. Potts and Callahan demonstrated its ability to manage this demolition project which must take into account its immediate adjacency to the Weinberg Center which is occupied 24/7.

FUND SOURCE: \$1,768,110 MCCBL 2009/ Item 087 (C)
(Demolition of three buildings at the Montebello Complex)

MD TAX CLEARANCE: 12-2340-1111

RESIDENT BUSINESS: Yes

Board of Public Works Action: The Above Referenced Item Was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

SECRETARY'S AGENDA

Churchill B. Worthierly 443-885-3074
churchill.worthierly@morgan.edu

10. MORGAN STATE UNIVERSITY
Business Management Complex

CONTRACT ID: Construction Manager
 Business Management Complex
 Construction Manager's GMP - Phase II
 Project No. DCM-BCM-10-1CMAR

FIRM: Gilbane Building Company
 Laurel, MD 20707

CONTRACT DESCRIPTION: Construction Management at Risk services for Morgan State University's Business and Management Complex Project. The project is a new building for the Business and Management Complex (School of Business) to be located at the Northwood Shopping Center (the site of the old Hechinger's and Burlington Coat Factory). The project will accommodate the graduate, undergraduate, executive educational and research programs services and activities related to the studies of Accounting and Finance, Business Finance, Business Administration, and Information Science and Systems. The facility will also accommodate an Entrepreneurial Development and Assistance Center as well as a Center for Entrepreneurship and Strategy. The project will bring these related units together in one building and will include but are not limited to: classrooms and laboratory spaces, demonstration spaces supporting the Hospitality Management program, resource center, clinical support facilities, offices, conference rooms, student and faculty lounges, typical building functions such as restrooms, mechanical, electrical and IT spaces, loading dock, and parking. The project is striving to exceed the minimum LEED Silver certification.

MODIFICATION DESCRIPTION: GMP-II: Second construction phase/structural concrete work. The original contract award was for pre-construction services only. Phase I construction was to perform the site work, utilities and caissons was previously approved.

ORIGINAL CONTRACT APPROVAL: Secretary's Agenda Item 10 (12/15/2010)

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposal

TERM: Through project completion

ORIGINAL CONTRACT AMOUNT: \$ 193,150 (Pre-Construction Services)

MODIFICATIONS TO DATE: \$ 3,921,515 (GMP-I)

AMOUNT OF THIS MODIFICATION: \$ 7,882,128 (GMP - II)

REVISED TOTAL CONTRACT AMOUNT: \$11,996,793

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

SECRETARY'S AGENDA

10. MORGAN STATE UNIVERSITY (cont'd)
Business Management Complex

MBE PARTICIPATION: 30% (Full Contract Amount)

MBE COMPLIANCE: .01% (Pre-Construction and GMP I)

PERFORMANCE BOND: Payment and performance bonds at 100% of the contract amount.

REMARKS: The University seeks to proceed with the second phase of construction (structural concrete) for the Business Management Complex. The CM advertised the trade work with McGraw-Hill Dodge and Maryland Washington Minority Contractors Association. The CM received at least two bids for this work and selected the low bidder.

The overall MBE goal for the project is 30% inclusive of the pre-construction services. The trade MBE value for this GMP-II work equals 30%. The trade contractor participating with this work is from Maryland. The CM encourages its trade contractors to hire local residents from the surrounding community.

The Morgan State University Department of Design and Construction Management will manage the Construction Manager's work with procurement support provided by the University's Department of Procurement and Property Control.

FUND SOURCE: \$7,882,128.00
MCCBL 2012: Construction of School of Business Complex
Item 084(C).

MD TAX CLEARANCE: 12-2573-0110

RESIDENT BUSINESS: Yes

Board of Public Works Action: The Above Referenced Item Was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

SECRETARY'S AGENDA

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

11. STATE TREASURER*December 2012 Tax-Exempt Equipment Lease-Purchase Financing*

The State Treasurer recommends that the Board of Public Works approve the award of the December 2012 Tax-Exempt Equipment Lease-Purchase Agreement for financing, on a consolidated basis under a lease-purchase financing arrangement, the acquisition of capital equipment by certain State agencies. This December 2012 Tax-Exempt Equipment Lease-Purchase Financing will provide financing for \$238,050.04 in capital equipment.

TERM: December 5, 2012 -- December 14, 2012

PROCUREMENT METHOD: Competitive Sealed Bids
Award is based on the lowest weighted average rate

AWARD: Banc of America Public Capital Corp.

BIDS: Bidder's Name Weighted Average Rate

Banc of America Public Capital Corp	1.033%
Grant Capital Management, Inc.	1.364%
Capital One Public Funding, LLC	1.592%
PNC Equipment Finance, LLC	1.690%
SunTrust Equipment Finance & Leasing Corp.	1.850%

MBE GOAL: 0%

FUND SOURCES: Agency operating budgets

AMOUNT: \$238,050.04

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

SECRETARY'S AGENDA

11. **STATE TREASURER** (cont'd)*December 2012 Tax-Exempt Equipment Lease-Purchase Financing*

REMARKS: The State Treasurer's Office's Invitation for Bids for financing \$238,050.04 in capital equipment on a consolidated basis, was published on *eMarylandMarketplace*, posted on the websites for the National Association of State Treasurers and the State Treasurer's Office, and emailed to 30 firms known to be active in financing municipal leases. There are no subcontracting opportunities with this financing; MBE's were encouraged to respond as prime contractors.

This Lease-Purchase financing is expected to close by December 14, 2012. Five bids were received on or before November 28, 2012 in response to the IFB. The bids were evaluated and weighted based on the actual amounts to be financed and the rates for the respective lease terms of 3 years and 5 years.

Rather than use a long-term Master Lease, the State Treasurer's Office has determined to periodically consolidate the financing requests for equipment from State agencies and to solicit new equipment lease-purchase financing bids from lessors. This method more appropriately corresponds to current market conditions.

On June 15, 2011, the Legislative Policy Committee, in accordance with Section 8-403 of the State Finance and Procurement Article of the Annotated Code of Maryland, approved the Treasurer's request to periodically lease-finance equipment acquisitions, in an aggregate amount not exceeding \$40 million, over a two-year period ending June 30, 2013. Following the December 2012 Tax-Exempt Equipment Lease-Purchase financing, the remaining balance of the \$40 million approved by the Legislative Policy Committee for equipment lease-purchase financing will be approximately \$34.4 million.

Board of Public Works Action: The Above Referenced Item Was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

SECRETARY'S AGENDA

APPENDIX

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

Individual reports enclosed.

BOARD OF PUBLIC WORKS**DECEMBER 5, 2012****APPENDIX****SECRETARY'S AGENDA**

Contact: Mary Lee Hersl 410-238-5844
Marylee.Hersl@maryland.gov

REPORT OF EMERGENCY PROCUREMENT**ITEM:** Appendix 1

DEPARTMENT OF STATE POLICE
Aviation Division/Glenn Martin Airport

CONTRACT TITLE: Main Gearbox Overhaul
Dauphin MedEvac Helicopter
ADPICS NO. W00P3400583

CONTRACT TYPE: Service

DESCRIPTION: Overhaul medevac helicopter's main gearbox

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: July 12, 2012

BID:
American Eurocopter Corp.
Grand Prairie, TX

\$591,944

AWARD: American Eurocopter Corp.

AMOUNT: \$591,944

TERM: 30 days

CONTRACT AWARD DATE: August 31, 2012

MBE PARTICIPATION: 0%

FUND SOURCE: 80% Special Funds, 20% General Funds
Appropriation Code: W00A0102

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT**ITEM:** Appendix 1 (continued)**REMARKS:**

Nature of Emergency: A replacement gearbox is too costly to keep in inventory. The cost to overhaul a gearbox cannot be determined until it is torn apart. A gearbox that becomes inoperable must be immediately overhauled to avoid grounding the helicopter. The gearbox on this helicopter had to be overhauled on an emergency basis so its helicopter would not be grounded which would have had a deleterious effect on public health, safety, and welfare.

Basis for Selection: American Eurocopter, as the original equipment manufacturer of the Dauphin gearbox, is the only contractor who can completely overhaul the gearbox.

Note: The Maryland State Police Aviation Division has issued a procurement solicitation seeking a consultant to draft specifications to create an on-call contract which should help to prevent future emergency procurements.

TAX COMPLIANCE NO.: 12-2129-1001

RESIDENT BUSINESS: No

BOARD OF PUBLIC WORKS ACTION:**REPORT ACCEPTED****WITH DISCUSSION****WITHOUT DISCUSSION****REPORT REMANDED TO DEPT./AGENCY****REMARKS:**

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

APPENDIX

SECRETARY'S AGENDA

Contact: Mary Lee Hersl 410-238-5844
Marylee.Hersl@maryland.gov

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2

DEPARTMENT OF STATE POLICE

Aviation Division/Glenn Martin Airport

CONTRACT TITLE: Arriel 2C Engines Overhaul on
Two Dauphin MedEvac Helicopters
ADPICS NO. W00P3400395, W00P3400398

CONTRACT TYPE: Service

DESCRIPTION: Overhaul engines on two helicopters; complete
technical updates.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: March 28, 2012

BID: \$905,437.17
SAFRAN – Turbomecca USA
Grand Prairie, TX

AWARD: SAFRAN – Turbomecca USA

AMOUNT: \$905,437

TERM: 60 days

AWARD DATE: July 31, 2012

MBE PARTICIPATION: 0%

FUND SOURCE: 80% Special Funds, 20% General Funds
Appropriation Code: W00A0102

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2 (continued)

REMARKS:

Nature of Emergency: The engines were sent to the vendor for work and after the engines were torn apart to do the requested work it was determined that the engines required complete overhauls. The engines needed an overhaul to prevent grounding which would have had a deleterious effect on public health, safety, and welfare.

Basis for Selection: SAFRAN, as the original equipment manufacturer, is the only contractor who can perform the complete overhaul of the engines.

Late Report: The Department did not discover until September that SAFRAN was not a registered business entity with the State. SAFRAN has been working with the State Department of Assessments and Taxation to complete the registration process.

Note: The Maryland State Police Aviation Division has issued a procurement solicitation seeking a consultant to draft specifications to create an on-call contract which should help to prevent future emergency procurements.

TAX COMPLIANCE NO.: TBD

RESIDENT BUSINESS: No

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

APPENDIX

SECRETARY'S AGENDA

Contact: Cindy Pellegrino 301-745-4139
Cindy.Pellegrino@maryland.gov

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 3

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Western Maryland Hospital Center

CONTRACT TITLE: Emergency Physician Services
ADPICS No.M00B3400376/OPASS 13-13315

CONTRACT TYPE: Services

DESCRIPTION: Physician services for Western Maryland Hospital Center

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: September 1, 2012

BIDS:
Locum Tenens.com \$210 per hour
Bartons Associates \$270 per hour

AWARD: LocumTenens.com
Alpharetta, GA

AMOUNT: \$210,000

CONTRACT AWARD DATE: October 23, 2012

TERM: October 23, 2012- October 22, 2013

MBE PARTICIPATION: None

FUND SOURCE: 100% General

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 3 (continued)

APPROP. CODE: I0301

REMARKS:

Nature of Emergency: Western Maryland Hospital Center is one of two Department of Health and Mental Hygiene regional chronic/long term care hospital centers. Two physicians who worked at Western Maryland Hospital Center are not available: one is gone permanently and the other is on a temporary leave of absence. DHMH has been unsuccessful recruiting permanent physicians and needs temporary physician services until a permanent placement can be made.

Basis for Selection: LocumTenens.com was selected as the low responsive bid from a responsible bidder.

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-2336-0000

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

APPENDIX

SECRETARY'S AGENDA

Contact: Kelli Francis 410-724-3104
Kelli.Francis@maryland.gov

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 4

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Clifton T. Perkins Hospital Center

CONTRACT TITLE: Fuel Tank Product Piping Replacement
M00P3402577

CONTRACT TYPE: Maintenance

DESCRIPTION: Labor, equipment and material to replace underground fuel tank vent

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: September 13, 2012

BIDS OR PROPOSALS:

Total Environmental Concepts, Inc. -	\$23,431
Amerifirst	\$24,885
Ace Environmental	\$27,500
Petroleum Services	\$29,375
Schummer, Inc.	\$39,500

AWARD: Total Environmental Concepts, Inc.

AMOUNT: \$40,913

CONTRACT AWARD DATE: September 13, 2012

TERM: 9/13/12 – 9/30/12

MBE PARTICIPATION: 0%

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 4 (cont'd)

FUND SOURCE: 100% General

APPROP. CODE: M00L1001

PERFORMANCE SECURITY: None

REMARKS:

Nature of Emergency: The hospital's secondary piping associated with the 15,000 gallon heating oil underground storage tank system failed a Maryland Department of the Environment test. MDE sent notice to the hospital regarding the test failure and ordered immediate repairs to prevent an environmental disaster.

Basis for Selection: Total Environmental Concepts, Inc. was chosen because it was the lowest responsive and responsible bidder.

The low bid was \$23,431. During excavation, it was discovered that additional piping did not meet current MDE standards and had to be replaced. The extra work increased the total contract amount to \$40,913.

TAX COMPLIANCE NO: 12-2375-0111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

REPORT ACCEPTED

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

BOARD OF PUBLIC WORKS**DECEMBER 5, 2012****APPENDIX****SECRETARY'S AGENDA**

Contact: Norie Calvert 410-545-0433
ncalvert@sha.state.md.us

REPORT OF EMERGENCY PROCUREMENT**ITEM:** Appendix 5**DEPARTMENT OF TRANSPORTATION**

State Highway Administration

CONTRACT TITLE: Dayton Maintenance Facility- Fire Damage
Restoration Services
ADPICS No: P2214947

CONTRACT TYPE: Service

DESCRIPTION: Fire restoration services at the Dayton Maintenance Facility due to truck fire that occurred inside garage bays.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: May 2, 2012

BIDS:

Servpro of Harford County, Edgewood	\$42,500
ServiceMaster of Baltimore	\$52,001
BMS Cat, Jessup	\$49,813

AWARD: Servpro of Harford County

AMOUNT: \$64,323
\$42,500 Original Award
\$21,823 Contract Modification #1

TERM: 7 days

CONTRACT AWARD DATE: May 3, 2012

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 5 (continued)**MBE PARTICIPATION:** 0 %**FUND SOURCE:** 100% Special Funds Budgeted to SHA**APPROPRIATION CODE:** J02B101**REMARKS:**

Nature of Emergency: A fully equipped pickup truck parked inside the Dayton Maintenance Facility service shop caught fire early on May 2, 2012. Fire investigators determined that the accidental fire stemmed from an electrical failure originating in the engine of a Ford F-350 truck; the fire then spread to the garage. There was extensive damage to the garage, the mechanical room and air handlers, and other ancillary areas. Extensive restoration was necessary due to the combination of the intense heat and high petroleum content of the burning materials.

Bids were obtained on the dry ice blasting fire restoration method. Dry ice blasting is an aggressive process that is thorough and less labor intensive than hand cleaning. After two days of dry ice blasting, it was determined that the results were not as immediate or as thorough as expected. A more aggressive cleaning was needed to remove all soot and oily film and return lighting to the required standards. A contract modification was issued to change the cleaning method to pressure washing, resulting in adding more manpower and equipment expenses to complete the work. Additionally, more soot damage was discovered in the break room, hallway, upstairs offices and the concrete floor pads also need to be treated and cleaned. These areas were added to the modification work to bring the facility to 100% operating capacity.

Basis for Selection: SHA searched DGS website for an existing contract to cover fire remediation services but none was listed. SHA confirmed nothing was available via telephone conversation with DGS. SHA then solicited three vendors for bids; award was made to the lowest responsive and responsible bidder.

Late Report: The delay in preparing an Action Agenda Item for this emergency procurement is due to unanticipated personnel changes.

BOARD OF PUBLIC WORKS

DECEMBER 5, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 5 (continued)

TAX COMPLIANCE NO.: 12-1146-1000

RESIDENT BUSINESS: Yes

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

WITH DISCUSSION

WITHOUT DISCUSSION

REPORT REMANDED TO DEPT./AGENCY

REMARKS:

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

December 5, 2012

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

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

Recommendation: Approval to commit \$110,847.00 for the following **development** projects.

1. ***Allegany County Fairgrounds Restroom and Parking Lot Paving - \$95,847.00***
Allegany County
POS #6017-1-261
MD20121004-0697

Background: Construct a restroom facility at the 146 acre Allegany County Fairgrounds Park. This building will be built near the grandstands and replaces an antiquated facility. In addition, repave an existing parking lot near the multi-purpose building.

Fund Source: Program Open Space Local Share allocated to Allegany County:
FY 2008 Funds
Program 81.20.04 Item 801 \$15,564.49

MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Allegany County:
FY 2011 Funds
Program 89.22.49 Item 055 \$2,967.00

MCCBL of 2011: Program Open Space, Local Capital Development
and Land Acquisition Grants, Allegany County:
FY 2012 Funds
Program 89.22.51 Item 051 \$77,315.51

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

December 5, 2012

ITEM 1A (con't)

PROGRAM OPEN SPACE LOCAL SHARE

2. *Lonaconing Furnace Park Community and Recreational Building Phase 2 - \$15,000.00*
Town of Lonaconing, Allegany County
POS #6022-1-262
MD20121004-0705

Background: Engineer and design a recreation/community building at the 1.38 acre community park. This building will provide year round public recreation opportunities for the Town's residents and a place for youth groups and other organizations to meet.

Fund Source: MCCBL of 2011: Program Open Space, Local Capital Development
and Land Acquisition Grants, Allegany County:

FY 2012 Funds

Program 89.22.51 Item 051 \$17.49

MCCBL of 2011: Program Open Space, Local Capital Development
and Land Acquisition Grants, Allegany County:

Prior Funds Replacement

Program 89.22.51 Item 052 \$14,982.51

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**

December 5, 2012

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

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

Recommendation: Approval to commit \$285,000.00 for the following **development** project.

Crofton Park Field Lighting - \$285,000.00
Anne Arundel County
POS #6030-2-293
MD20121004-0709

Background: Install lighting on a regulation size baseball field. The field will accommodate baseball and softball players of all ages. The outfield area will also be used as a practice area for soccer, lacrosse, and field hockey. The proposed outdoor recreational lighting system is designed to perform its intended function, be energy efficient, and minimize light pollution.

Fund Source: MCCBL of 2011: Program Open Space, Local Capital Development
and Land Acquisition Grants, Anne Arundel County:

FY 2012 Funds

Program 89.22.51 Item 051 \$3,582.47

MCCBL of 2012: Program Open Space, Local Capital Development
and Land Acquisition Grants, Anne Arundel County:

FY 2013 Funds

Program 89.22.54 Item 057 \$281,417.53

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**

December 5, 2012

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

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

Recommendation: Approval to commit \$42,000.00 for the following **development** project.

Raindeck Playground at Marina Park - \$42,000.00
Caroline County
POS #6027-5-171
MD20121004-0708

Background: Construct a raindeck playground in the Town of Federalsburg to allow children to cool off safely during the hot summer months. The raindeck playground allows children to cool off by running through water fountains spraying up out of the ground in a self-contained system that can be used safely by all children even if they do not know how to swim.

Fund Source: MCCBL of 2006: Program Open Space, Local Capital Development
and Land Acquisition Grants, Caroline County:

FY 2007 Funds

Program 89.22.36 Item 058 \$24,468.80

MCCBL of 2007: Program Open Space, Local Capital Development
and Land Acquisition Grants, Caroline County:

FY 2008 Funds

Program 89.22.38 Item 081 \$335.25

MCCBL of 2009: Program Open Space, Local Capital Development
and Land Acquisition Grants, Caroline County:

FY 2010 Funds

Program 89.22.45 Item 064 \$17,160.39

MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Caroline County:

FY 2011 Funds

Program 89.22.49 Item 053 \$35.56

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**

December 5, 2012

**ITEM 4A
PROGRAM OPEN SPACE LOCAL SHARE**

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

Recommendation: Approval to commit \$142,000.00 for the following **development** project.

Cecil County Sports Complex Phase II - \$142,000.00
Cecil County
POS #6028-7-246
MD20121012-0728

Background: Refurbish the original football and baseball fields at the 18.5 acre park. The facility is used by the Cecil County Babe Ruth Baseball League, Rising Sun junior football leagues, and other youth sport organizations. The renovation of these fields will allow for several user groups to utilize this recreation facility at the same time even after heavy rain events. Currently, both fields are unusable after any significant amount of rain.

Fund Source: Program Open Space Local Share allocated to Cecil County:

FY 2010 Funds

Program 81.20.04 Item 107 \$28,859.71

MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Cecil County:

Prior Funds Replacement

Program 89.22.49 Item 056 \$12,394.41

MCCBL of 2011: Program Open Space, Local Capital Development
and Land Acquisition Grants, Cecil County:

Prior Funds Replacement

Program 89.22.51 Item 052 \$10,927.84

MCCBL of 2012: Program Open Space, Local Capital Development
and Land Acquisition Grants, Cecil County:

FY 2013 Funds

Program 89.22.54 Item 057 \$89,818.04

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**

December 5, 2012

**ITEM 5A
PROGRAM OPEN SPACE LOCAL SHARE**

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

Recommendation: Approval to commit \$507,763.00 for the following **acquisition** project.

Patuxent Greenway Acquisition (Salas Property) - \$507,763.00
Howard County
POS #6023-13-90
MD20121004-0700

Background: Acquire 6.05 acres of land to be part of the Patuxent Greenway. The property connects to a 35 acre parcel of County Parkland that buffers the Patuxent River. This acquisition will provide access from Mink Hollow Road to the adjacent County property. Plans for this property will include resource protection of steep slopes, forest, and buffers and could allow for the creation of a pathway/trail connection to adjacent County landholdings.

Appraised Value: John McDonough, Jr. & Associates \$580,000.00
William F. Snider & Associates \$550,000.00

Property Cost: \$500,000.00

Incidental Costs: \$ 7,763.00

Fund Source: MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Howard County:
Prior Funds Replacement
Program 89.22.49 Item 056 \$507,763.00

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**

December 5, 2012

**ITEM 6A
PROGRAM OPEN SPACE LOCAL SHARE**

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

Recommendation: Approval to commit \$2,048,234.00 for the following **acquisition** projects.

- 1. Prince George's Plaza Community Center (Beth Torah Property) - \$1,887,100.00**
MNCPPC, Prince George's County
POS #6024-16-757
MD20121004-0704

Background: Acquire 1.13 acres of property located in the City of Hyattsville. The property is improved with the Beth Torah Temple, an approximately 17,250 square foot structure that was built in 1971. This acquisition will provide the Maryland-National Capital Park and Planning Commission with enough land to rebuild and expand the Prince George's Plaza Community Center, their oldest community center, and associated parking when funding becomes available in the future. During the interim, the newly acquired property can be used as a rental facility for special events in the area.

Appraised Value:	Associated Appraisers	\$1,900,000.00
	Charles W. White	\$1,850,000.00

Property Cost: \$1,875,000.00

Incidental Costs: \$ 12,100.00

Fund Source: MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Prince George's County:

FY 2011 Funds

Program 89.22.49 Item 055 \$4,567.48

MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Prince George's County:

Prior Funds Replacement

Program 89.22.49 Item 056 \$96,391.96

MCCBL of 2011: Program Open Space, Local Capital Development
and Land Acquisition Grants, Prince George's County:

Prior Funds Replacement

Program 89.22.51 Item 052 \$6,612.34

MCCBL of 2012: Program Open Space, Local Capital Development
and Land Acquisition Grants, Prince George's County:

FY 2013 Funds

Program 89.22.54 Item 057 \$1,779,528.22

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

December 5, 2012

**ITEM 6A (con't)
PROGRAM OPEN SPACE LOCAL SHARE**

- 2. *Glenn Dale Community Center Park Acquisition (Beall Property) - \$161,134.00***
MNCPPC, Prince George's County
POS #6025-16-758
MD20121004-0703

Background: Reimburse MNCPPC, Prince George's County for the acquisition of 5 additional acres for the existing 25.63 acre Glenn Dale Community Center Park. This acquisition enhances the existing holdings and provides the possibility for expansion of the existing Community Center site in the future.

Appraised Value:	John R. Fowler, Inc.	\$155,000.00
	Charles W. White	\$150,000.00

Property Cost: \$152,500.00

Incidental Costs: \$ 8,634.00

Fund Source: MCCBL of 2011: Program Open Space, Local Capital Development
and Land Acquisition Grants, Prince George's County:

FY 2012 Funds

Program 89.22.51 Item 051 \$121,238.86

MCCBL of 2012: Program Open Space, Local Capital Development
and Land Acquisition Grants, Prince George's County:

FY 2013 Funds

Program 89.22.54 Item 057 \$39,895.14

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

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

December 5, 2012

**ITEM 7A
PROGRAM OPEN SPACE LOCAL SHARE**

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

Recommendation: Approval to commit \$63,450.00 for the following **development** projects.

1. **Memorial Park Phase II - \$49,500.00**
City of Hagerstown, Washington County
POS #6020-21-283
MD20121004-0701

Background: Construct a memorial wall at Memorial Park to honor both veterans and a "hall of fame" of noteworthy citizens from the City of Hagerstown. In addition, install park benches, picnic tables, and trash receptacles in the Plaza.

Fund Source: MCCBL of 2012: Program Open Space, Local Capital Development
and Land Acquisition Grants, Washington County:
FY 2013 Funds
Program 89.22.54 Item 057 \$49,500.00

2. **Smithsburg Veterans Park Electrical Upgrades - \$13,950.00**
Town of Smithsburg, Washington County
POS #6033-21-285
MD20121012-0729

Background: Upgrade the electrical system at Veteran's Park. The Town of Smithsburg is in the process of documenting current and future needs to extend service to the Phase III area of Veterans Park. These upgrades would help to serve the ever increasing needs of park visitors.

MCCBL of 2012: Program Open Space, Local Capital Development
and Land Acquisition Grants, Washington County:
FY 2013 Funds
Program 89.22.54 Item 057 \$13,950.00

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)
Property and Casualty Unit

CONTRACT ID: D80R2400002;
Actuarial Consulting Services
For Property and Casualty
ADPICS NO: D80B3400003

CONTRACT DESCRIPTION: Contract to assist the MIA in providing Actuarial
Consulting Services to review certain rate and rate related filings.

AWARD: Merlino & Associates, Inc.
Norcross, GA

TERM: 12/6/2012 – 12/5/2015 (w/ 2 one-year renewal
options)

AMOUNT: \$ 600,000 NTE (3 Years; Base Contract)
\$ 200,000 NTE (1 Year; 1st Renewal Option)
\$ 200,000 NTE (1 Year; 2nd Renewal Option)
\$1,000,000 Total NTE (5 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS: See Attachment

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

PERFORMANCE SECURITY: None

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 1-S (Cont.)

INCUMBENTS:

Merlinos & Associates, Inc. (Primary)
Norcross, GA

Pinnacle Actuarial Resources, Inc. (Secondary)
Garden City, NY

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com* (eMM). Copies of the RFP were mailed directly to 13 prospective vendors, four of which are Maryland firms and none are MBEs. Of the five vendors that received the notice via eMM, two are Maryland firms and one is an MBE. A copy was also sent to the Governor's Office of Minority Affairs.

Five proposals were received in response to the RFP; all of which were determined to be reasonably susceptible of being selected for award. Merlinos & Associates, Inc. was ranked #1 overall. Its technical proposal was ranked #1 and the financial proposal was ranked #4. It was determined that this price difference did not outweigh the technical offer. Therefore, award is recommended to Merlinos & Associates, Inc. because it has been determined to be the most advantageous offeror with the highest overall ranked proposal. The Contractor is not guaranteed any minimum or maximum amount of work under the Contract.

The Maryland Insurance Administration (MIA) issued this RFP to obtain one Contract to assist the MIA in providing the review of certain rate and rate related filings to determine compliance with the Insurance Article of the Annotated Code and the Code of Maryland Regulations. Specific examples of work include reductions in medical malpractice insurance premiums for CNA policyholders and lower homeowners insurance premiums for State Farm, Allstate and Nationwide policyholders. The actuarial review of selected rate filings is conducted to ensure that the rates being proposed are: 1) actuarially supported, 2) justified, 3) in full compliance with applicable rating laws (rates may not be excessive, inadequate or unfairly discriminatory), and 5) to provide alternative rate indications.

The MIA anticipates that as a result of increased usage and the desire of the Commissioner to more aggressively question the rate changes being passed onto Maryland consumers, a large number of rate filings will be filed. The MIA does not have sufficient staff to perform reviews of these filings and is therefore seeking the services of an independent actuarial consulting firm to provide professional actuarial services.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 1-S (Cont.)

As per the terms of the RFP, one primary contract is being awarded with discretion to award a back-up contract. The MIA's decision to not award a back-up contract is based on the duration of the existing contract and that historically no work has been referred to the back-up contractor. In addition, the MIA has recently hired a credentialed actuary who is qualified to offer opinions on rate adequacy.

Because of the specialized nature of the services to be performed a 0% MBE Participation Goal was established for this Contract.

FUND SOURCE: 100% Special (Funding is derived from Special Assessments to the Insurance Industry, filing fees imposed on the Insurance Industry and reimbursement from the insurer under review in accordance with Section 2-208 of the Insurance Article and COMAR 31.04.21.03.)

APPROP. CODE: D80Z01

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-2406-0001

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

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

BIDS OR PROPOSALS (Cont.):

OFFERORS	TECHNICAL RANKING	FINANCIAL PRICE (Base Term 3 Yrs.)	FINANCIAL PRICE (Renewal Option Year 1)	FINANCIAL PRICE (Renewal Option Year 2)	FINANCIAL PRICE* / RANKING (5 Years)	OVERALL RANKING **
Merlinos & Associates Inc. Norcross, GA	1	\$556,500	\$121,000	\$123,750	\$801,250 (4)	1
Oliver Wyman Philadelphia, PA	2	\$601,000	\$127,000	\$127,000	\$855,000 (5)	2
RRC Risk & Regulatory Baltimore, MD	3	\$475,000	\$102,500	\$105,000	\$682,500 (3)	3
American Actuarial Consulting Group Miami, FL	4	\$463,750	\$99,000	\$101,750	\$664,500 (2)	4
AMI Risk Consultants, Inc. Miami, FL	5	\$437,250	\$90,750	\$90,750	\$618,750 (1)	5

Note: * The financial prices were based upon a model for the fully loaded fixed hourly rates for an estimated number of hours 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: Courtney Lewis
410-767-0824
Courtney.lewis@maryland.gov

DEPARTMENT/PROGRAM:

Health and Mental Hygiene (DHMH)
Prevention and Public Health Administration
Cancer Prevention and Control

CONTRACT ID:

OPASS 12-10843;
ADPICS # M00B3400381

CONTRACT DESCRIPTION:

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

AWARD:

Medstar Health, Inc.
Baltimore, MD

TERM:

1/1/2013 - 6/30/2017

AMOUNT:

\$5,576,303 (4 Years, 6 Months)

PROCUREMENT METHOD:

Competitive Sealed Proposals

BIDS OR PROPOSALS:

Only One Proposal Received

MBE PARTICIPATION:

None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY:

N/A

INCUMBENT:

Same

**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 the DHMH website. Copies of the solicitation notice were sent directly to 34 prospective vendors, all of which are Maryland firms. A copy was also sent to the Governor's Office of Minority Affairs.

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

The Maryland Breast and Cervical Cancer Program (BCCP) is a major program within the Prevention and Health Promotion Administration's Center for Cancer Prevention and Control, supporting the Center's mission to reduce the burden of cancer in Maryland. The BCCP has been in existence since 1992 and has screened more than 53,000 women during that time. MedStar provides breast and cervical cancer screening and diagnostic services to BCCP-eligible women in Baltimore City. In FY2012, MedStar 1,398 mammograms and 619 Pap tests to eligible women and diagnosed 33 breast cancers and one invasive cervical cancer.

Clinical services, consisting of a Pap test, pelvic exam, clinical breast exam, mammogram, and diagnostic services will be delivered at two MedStar locations, Harbor Hospital and Union Memorial Hospital, to an estimated 1,600 Baltimore City BCCP-eligible women each year of the contract.

No MBE participation goal was established for this contract due to the limited subcontracting opportunities, and the budget for the remaining opportunities for subcontracting was less than 1% of the total contract amount.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 2-S (Cont.)

FUND SOURCE: 38.33% General; 37.3% Federal;
24.4% Special (Cigarette Restitution Fund)

APPROP. CODE: M00F0304

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-2180-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT

ITEM: 3-S **Agency Contact:** Sandy Johnson
410-767-7408
SJohnso5@dhr.state.md.us

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

CONTRACT ID: SSA/RCCSS-13-001;
Residential Child Care Services
ADPICS NO. N00B3400232

CONTRACT DESCRIPTION: Request for retroactive approval of a Sole Source
contract to provide Residential Child Care (RCC) for three severely developmentally disabled
youth currently placed at Dove Pointe Residential Services, Inc. on the Eastern Shore.

AWARD: Dove Pointe Residential Services, Inc.
Salisbury, MD

TERM: 8/16/2010 – 8/15/2013 (w/2 one-year renewal
options)

AMOUNT: \$1,351,494 (3 Years; Base Contract)
\$ 570,745 (1 Year; 1st Renewal Option)
\$ 570,745 (1 Year; 2nd Renewal Option)
\$2,492,984 Total (5 Years)

PROCUREMENT METHOD: Sole Source

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

HIRING AGREEMENT ELIGIBLE: Yes

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 3-S (Cont.)

INCUMBENT: None

REQUESTING AGENCY REMARKS: Request for retroactive approval of a Sole Source contract to provide Residential Child Care (RCC) services for three severely developmentally disabled youth (two of which are medically fragile) currently placed at Dove Pointe Residential Services, Inc. (Dove Pointe). Dove Pointe is a placement facility for severely developmentally disabled youth.

DHR has been conducting clean-up efforts to ensure that all placement facilities (not funded by Maryland Medicaid) where DHR youth are placed, are providing services under an approved contract. Initial clean-up efforts resulted in 13 contracts being established with out-of-state providers serving DHR youth that were approved by the Board of Public Works (BPW) on 2/28/2012 (Item 4-S). DHR performed a comprehensive review of in-state placement providers that revealed that three youth had been placed without a contract at Dove Pointe located on Maryland's lower Eastern Shore. The Local Department of Social Services had placed these developmentally disabled youth at this facility due to a shortage of these types of programs in that area.

In March 2012, negotiations began with the provider to establish a Sole Source contract. It took several months to complete negotiations with the provider because Dove Pointe does not have an approved Interagency Rates Committee (IRC) rate, as it believes the IRC rate does not sufficiently pay for the services it provides. DHR and Dove Pointe agreed to secure a contract for the three youth placed there for continuity of services; however, the placement of additional youth with this provider is prohibited. Historically, once these types of vulnerable youth are placed in a residential facility, the youth usually do not change placement going into adulthood. Future youth with these same types of conditions will be placed at RCC facilities under contract with DHR that are located elsewhere in the State. Approval of this contract will assure the continuity of care required for the three youth currently in this facility.

No MBE participation goal was established for this contract based upon the determination that the placement of only three youth at this facility does not provide sufficient subcontracting opportunities.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 3-S (Cont.)

FUND SOURCE: 66% General; 34% Federal

APPROP. CODE: N00G0001

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-2615-0110

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT RENEWAL OPTION

ITEM:	4-S-OPTION	Agency Contact: Paul Althoff 410-970-7058 paul.althoff@maryland.gov
DEPARTMENT/PROGRAM:		Health and Mental Hygiene (DHMH) Springfield Hospital Center (SHC)
CONTRACT ID:		DHMH/OPASS 10-10292; Medical Services ADPICS NO. M00B3400324
CONTRACT APPROVED:		1/6/2010 DBM BPW Agenda Item 2-S
CONTRACTOR:		Manage Health Care Ltd. Columbia, MD
CONTRACT DESCRIPTION:		Contract to provide to provide quality on-duty medical/somatic health care services for the residents of Springfield Hospital Center.
OPTION DESCRIPTION:		Approval request to exercise the first of two one-year renewal options as contained in the original contract.
TERM OF ORIGINAL CONTRACT:		2/1/2010 – 1/31/2013 (w/2 one-year renewal options)
TERM OF OPTION:		2/1/2013 – 1/31/2014
AMOUNT OF ORIGINAL CONTRACT:		\$2,192,364 (3 Years)
AMOUNT OF OPTION:		\$751,860 (1 Year)
PRIOR MODIFICATIONS/OPTIONS:		None
REVISED TOTAL CONTRACT AMOUNT:		\$2,944,224
ORIGINAL PROCUREMENT METHOD:		Competitive Sealed Bidding

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 4-S-OPTION (Cont.)

MBE PARTICIPATION: 16%

MBE COMPLIANCE: 14.3%

REQUESTING AGENCY REMARKS: Request for approval to exercise the first of two one-year renewal options as contained in the original contract. The rates have been the same during all three years of the base contract term. As per the contract, with this renewal option, the prices will increase for the first time. It is in the best interest of the State to exercise this renewal option instead of procuring a new contract, because the Contractor has performed well providing these needed services to the patients at Springfield Hospital Center (SHC) and is now very familiar with the scope of work.

The Contractor provides a comprehensive array of medical health care services to all patients admitted to and residing at SHC, including but not limited to the following: physician assistant, neurology, gynecology, podiatry, orthopedics, dermatology, internal medicine, ophthalmology, urology, general surgery, cardiology, ENT, gastroenterology, infectious disease, radiology, physical therapy, and speech therapy.

FUND SOURCE: 100% General

APPROP. CODE: M00L0801

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT RENEWAL OPTION

ITEM: 5-S-OPTION **Agency Contact:** Marcus Filson
410-230-3325
filsonm@djs.state.md.us

DEPARTMENT/PROGRAM: Juvenile Services (DJS)
Somatic Health Services

CONTRACT ID: 09-JS-012;
Pharmaceutical Services for Youth at
Selected DJS Facilities
ADPICS NO. V00B3400026

CONTRACT APPROVED: 12/16/2009 DBM BPW Agenda Item 4-S

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

CONTRACT DESCRIPTION: Contract to provide pharmaceutical services to approximately 500 male and female youth between the ages of 6 and 21, who have been placed in the care of 10 DJS facilities; Alfred D. Noyes Children's Center, Baltimore City Juvenile Justice Center, Charles H. Hickey, Jr. School, Cheltenham Youth Facility, J. DeWeese Carter Youth Center, Lower Eastern Shore Children's Center, Thomas J.S. Waxter Children's Center, Western Maryland Children's Center, William Donald Schaefer House and the Victor Cullen Center.

OPTION DESCRIPTION: Approval request to exercise the first of two one-year renewal options as contained in the original contract to continue the existing pharmaceutical services.

TERM OF ORIGINAL CONTRACT: 1/1/2010 – 12/31/2012 (w/2 one-year renewal options)

TERM OF OPTION: 1/1/2013 – 12/31/2013

AMOUNT OF ORIGINAL CONTRACT: \$2,570,706 (3 Years)

AMOUNT OF OPTION: \$974,227 (1 Year)

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 5-S-OPTION (Cont.)

PRIOR MODIFICATION/OPTIONS: \$0 (See Attachment)

REVISED TOTAL CONTRACT AMOUNTS: \$3,544,933

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 100% (Contractor is a MD Certified MBE)
(20% MBE Subcontracting Goal on the
Fixed Fees only)

MBE COMPLIANCE: 80.1% on the Fixed Fees

REQUESTING AGENCY REMARKS: Request for approval to exercise the first of two one-year renewal options as contained in the original contract to continue the existing pharmaceutical services. The amount of the renewal option includes a 2.8% Consumer Price Index increase in the monthly fixed prices as specified in the contract.

The Contractor, Correct Rx Pharmacy Services, Inc., serves an average daily youth population of 500 male and female youth, ages 6 to 21. Prescriptions, Over-the-Counter (OTC) medications and medical supplies are provided under physician orders for the youth residing at these DJS operated facilities. All orders are filled and provided as requested within the prescribed delivery time. The Contractor shall bill Medical Assistance or the private insurance provider, if applicable for the total cost, excluding co-payments. For medication prescribed for youth without health insurance, the Contractor shall bill DJS no more than the Maryland Medicaid Pharmacy Program rate. DJS is billed no more than the maximum allowable cost (MAC) for prescriptions and medications. Payments for OTC medications and supplies, which Medicaid does not cover, will be based on no more than the wholesale acquisition cost, plus a fixed fee.

It is in the best interest of the State to exercise this renewal option in order to continue these essential services for the health and well being of the youth in the custody of DJS. DJS is satisfied with the contractor's performance and dependable delivery of pharmaceuticals and medicines to the facilities. Many youth have serious health issues when they are admitted to the facilities. Without these pharmaceutical services, the youth would not receive proper health treatment while residing at the facilities under DJS' care.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 5-S-OPTION (Cont.)

FUND SOURCE: 100% General

APPROP. CODE: Various

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 5-S-OPTION (Cont.) ATTACHMENT

PRIOR MODIFICATIONS (Cont):

Mod #1	\$0	Mod to change the mailing address for invoices, medicaid billing and invoice preparation instructions. Approved by DJS.
Mod #2	\$0	Mod to delete liquidated damages language, required quarterly reporting for neuro-psychotropic medication prescribed and replaced performance measure language with quality assurance language. Approved by DJS.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM:	6-S-MOD	Agency Contact: Dolline M. Serra 410-767-8009 dserra@psc.state.md.us
DEPARTMENT/PROGRAM:		Public Service Commission
CONTRACT ID:		PSC #05-01-12; C90B2400001; Consulting Services for the Development, Evaluation and Contract Completion of a Request for Proposal for Renewable Generating Resources Under Long-Term Contract ADPICS NO. COE65041
CONTRACT APPROVED:		Emergency Procurement, reported on the 2/8/2012 BPW Agenda - Appendix 1
CONTRACTOR:		Boston Pacific Washington, DC
CONTRACT DESCRIPTION:		Consulting services for the development, evaluation and contract completion of a Request for Proposals (RFP) for renewable generating resources (RGR).
MODIFICATION DESCRIPTION:		Approval request to modify the contract to extend the term by two years.
TERM OF ORIGINAL CONTRACT:		12/13/2011 - 12/31/2012
TERM OF MODIFICATION:		1/1/2013 - 12/31/2014
AMOUNT OF ORIGINAL CONTRACT:		\$269,940
AMOUNT OF MODIFICATION:		\$0 (See Requesting Agency Remarks below)
PRIOR MODIFICATIONS/OPTIONS:		None

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 6-S-MOD (Cont.)

REVISED TOTAL CONTRACT AMOUNT: \$269,940

OVERALL PERCENT +/- (THIS MOD): 0%

ORIGINAL PROCUREMENT METHOD: Emergency Procurement

MBE PARTICIPATION: None

REQUESTING AGENCY REMARKS: In an attempt to obtain renewable generation resources that would be available and reliable to Maryland consumers in the 2015-2016 delivery year, the Public Service Commission of Maryland (PSC) had to identify a private entity, that would be willing to build new renewable generating facilities in Maryland in time for it to bid in the PJM 2012 Base Residual Auction (BRA) in May, 2012. That entity would provide another source from which Maryland electric distribution utilities could buy their renewable resources.

Due to legal proceedings regarding Case No. 9214 {for (the building of gas fired) electrical generating facilities under long term contract}, the work on the renewable generating facilities (Case No. 9214) has not been able to move forward. The PJM 2012 Base Residual Auction was not met.

Boston Pacific has proven itself to be an exemplary consulting firm, especially in regards to Case No. 9214. It has completed approximately 20% of the work required to create the RFP, but it cannot move forward at this time. The PSC anticipates work to resume within the next six months with the anticipation that Boston Pacific will be able to complete the work within the two year extension period.

It is in the best interest of the State to approve this modification to prevent the loss in the progress made by Boston Pacific so far on this contract and not have to start over from scratch with a new contract, which would require additional time and money.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 6-S-MOD (Cont.)

FUND SOURCE: 100% Special (Public Utility Regulation Fund)

APPROP. CODE: C90G0001

RESIDENT BUSINESS: No

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM: 7-S-MOD **Agency Contact:** Donald Shell
410-764-3513
Donald.shell@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Prevention & Health Promotion
Administration (PHPA)
Office of Chronic Disease Prevention
(OCDP)

CONTRACT ID: DHMH OPASS NO. 10-10089;
Behavioral Risk Factor Surveillance System
(BRFSS)
ADPICS No. COE65955

CONTRACT APPROVED: 11/18/2009 DBM BPW Agenda Item 1-S

CONTRACTOR: ABT SRBI, Inc.
Silver Spring, MD

CONTRACT DESCRIPTION: Perform Computer-Assisted Telephone
Interviews (CATI) data collection, interviewer monitoring, quality control, and data processing
activities for the Behavioral Risk Factor Surveillance System (BRFSS) survey.

MODIFICATION DESCRIPTION: Approval request to modify the contract for 2013 to
(1) add nine Affordable Care Act (ACA) Questions Maryland BRFSS; (2) increase cell phone
interviews by 1,018 for a total of 1,678 interviews; and (3) add 882 Asthma Call-back
interviews.

TERM OF ORIGINAL CONTRACT: 12/1/2009 – 12/31/2014

TERM OF MODIFICATION: 1/1/2013 – 12/31/2013

AMOUNT ORIGINAL CONTRACT: \$2,174,532 (5 Years)

AMOUNT OF MODIFICATION: \$180,248 (1 Year)

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 7-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS: \$286,113 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$2,640,893

PERCENT +/- (THIS MODIFICATION): +8.3%

OVERALL PERCENT +/-: +10.7%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 20%

MBE COMPLIANCE: 26%

REQUESTING AGENCY REMARKS: Request for approval to modify the contract to include the following:

- Add nine Affordable Care Act (ACA) Questions to the 2013 Maryland BRFSS. The additions of the ACA questions will increase the length of the 2013 questionnaire by two minutes and the additional two minutes to the 11,000 landline interviews in the current contract will be \$19,471.
- Increase cell phone interviews by 1,018 interviews for a total of 1,678 interviews for 2013. The pricing for every cell phone interview will be \$116.45, and the total amount will be \$121,648, which includes the two additional ACA minutes for the new 1,018 interviews and the existing 660 cell phone interviews.
- Add 300 Asthma Call-back interviews at a price of \$43.50 per interview for a total of \$13,050.
- Add 582 Asthma Call-back interviews at a price of \$44.81 per interview for a total of \$26,079.

This modification is needed in order to assess the health needs of Maryland residents and help improve health care access for all, including those who have asthma. The Centers for Disease Control and Prevention (CDC) needs more information that will be obtained through the additional ACA Questions. These questions measure the type and magnitude of health care access utilized by Maryland residents. In addition, about 25% of the USA and 23% of the Maryland population only have cell phones at home and not landlines. Therefore, the extra cell phone interviews are needed in order to improve the sampling and make it more representative of the entire population.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 7-S-MOD (Cont.)

FUND SOURCE: 52.8% General; 37.9% Federal;
9.3% Special (Cigarette Restitution Fund)

APPROP. CODE: M00F0101

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

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

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod #1	\$17,670	Modified the contract to add: (1) a H1N1 Influenza-Like Illness Module (additional 12 questions) for the period of 1/5/2010 – 3/31/2010 and (2) a Vaccine Uptake Module (additional 12 questions) for the period of 1/5/2010 – 6/30/2010.to the regular BRFSS survey. Approved by DHMH on 1/5/2010
Mod #2	(\$40,841)	Modified the contract to: (1) add a H1N1 Influenza-Like Illness Module (additional 12 questions) for the period of 10/1/2010 – 3/31/2010 (an increase of \$14,017); (2) remove Mail Survey for Calendar Year (CY) 2010 (a decrease of \$29,520); (3) remove Asthma Call Back Survey for CY2011 (a decrease of \$25,338); and (4) established that the mail survey for CY2011 – CY2014 should be conducted during the period of July through December each year. Approved by DHMH on 8/9/2010.
Mod #3	\$60,598	Mod to conduct a total of 410 cell phone interviews, which are being funded by the Centers for Disease Control and Prevention (CDC). Approved on the 11/17/2010 DBM BPW Agenda, Item 8-S-MOD.
Mod #4	\$25,338	Mod to add 600 Asthma Call Back interviews for the period of 2/1/2011 – 12/31/2011. Approved by DBM and reported on the February 2011 DBM PAAR.
Mod #5	\$223,348	Mod to increase the number of land-line interviews from 8,800 to11,000 for calendar years 2012 - 2014; increase the number of cell phone interviews from 250 to 660 for calendar years 2012 - 2014; and remove the mail surveys for calendar years 2011 – 2014 for the period of 1/1/2012 – 12/31/2014. Approved on 12/21/2011 DBM BPW Agenda, Item 7-S-MOD.
Total	<u>\$286,113</u>	

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM: 8-S-MOD **Agency Contact:** Bruce Kozlowski
410-764-3482
Bruce.Kozlowski @maryland.gov

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

CONTRACT ID: MHCC 08-009; M00B8200483;
Actuarial Consulting Services
ADPICS CO No. COE61971

CONTRACT APPROVED: 4/2/2008 DBM BPW Agenda Item 3-S

CONTRACTOR: Mercer
Washington, D.C

CONTRACT DESCRIPTION: Perform the health care actuarial consulting review of the Comprehensive Standard Health Benefit Plan (CSHBP); review state mandated health insurance services as required by §15-1501 and §15-1502 of the Insurance Article; audit CSHBP financial reports by carriers, and provide health care actuarial consulting analysis, as directed.

MODIFICATION DESCRIPTION: Approval request to modify the contract to extend the term by one year and three months to continue to utilize the fixed unit prices established in 2008 and available funding based upon the limited usage on the contract to date.

TERM OF ORIGINAL CONTRACT: 4/3/2008 – 2/28/2013

TERM OF MODIFICATION: 3/1/2013 - 6/30/2014

AMOUNT OF ORIGINAL CONTRACT: \$1,399,150 (4 Years 11 Months)

AMOUNT OF MODIFICATION: \$0 (See Requesting Agency Remarks below)

PRIOR MODIFICATIONS/OPTIONS: None

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 8-S-MOD (Cont.)

REVISED TOTAL CONTRACT AMOUNT: \$1,399,150

OVERALL PERCENT +/- (THIS MOD): 0%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 10%

MBE COMPLIANCE: 2.5%

REQUESTING AGENCY REMARKS: The purpose of this contract modification request is to extend the current five year contract by 15 months for no additional funding authority at the negotiated fixed unit prices established in 2008. The services required under the contract are to:

- Perform the actuarial review of the small group health insurance market benefit plan and actuarial analysis of other health reform initiatives;
- Review State mandated health insurance services, as required by the Maryland Legislature under § 15-1501 and § 15-1502 of the Insurance Article;
- Audit the financial reports of insurance carriers as they relate to small group market policies;
- Provide actuarial analysis for contingency projects; and
- Attend meetings, as requested.

Many of these services have been assigned and completed by the Contractor (Mercer). However, due to the changing health care climate both in Maryland and nationally, mainly due to federal health reform under the Affordable Care Act (ACA), several of these duties were no longer necessary. Analysis of five proposed mandates occurred in Contract Years #1 and #3; however, only two proposed mandates were evaluated in Contract Year #2 and one proposed mandate was reviewed in Contract Year #4. In addition, an actuarial review of the small group market was not required annually, and audits of each small group insurance carrier were only assigned in Contract Years #1 and #2. As a result, the current contract has a remaining value of approximately \$885,827, which will not be expended by the current contract expiration date.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 8-S-MOD (Cont.)

Section 3, Subsection 5 of the original RFP entitled Contingency Projects states, "Frequently, the Commission is required to respond to requests related to the potential health or adverse effects of health reform proposals or CSHBP modifications. These requests are episodic in nature and may require a high degree of urgency in responding to the request." Since the implementation of the ACA in March 2010, several contingency projects were assigned to Mercer and the MHCC anticipates that other analyses could be assigned which would require the unique services of Mercer, mainly due to the highly technical nature of the work. For instance, one major component of the ACA is the establishment of a State-based health insurance exchange as an online marketplace for individuals and small businesses to shop for a qualified health plan (QHP). Each state also must select a benchmark plan that covers ten broad categories of covered services, and all QHPs must include certain "essential health benefits" (EHBs). Federal reform also requires that each state pay, for every health benefit plan purchased through the exchange, the additional premium associated with any state-mandated benefit beyond the essential health benefits. Given that requirement, it is anticipated that the MHCC will be assigned an extensive review of each of the existing Maryland mandates to identify any benefits in excess of those in the benchmark plan. The additional premium cost for benefits in excess of the benchmark plan become the liability of the State under the ACA.

Another major component of the ACA is the establishment of a transitional reinsurance program to minimize the effects of possible adverse selection on the operation of an exchange. Should this task be assigned to the MHCC, Mercer would be given responsibility under this existing contract for modeling the funding sources and to project funds available under various assessment rates for a reinsurance program in Maryland. Based on those findings, Mercer would then model the attachment points, coinsurance amounts, and benefit cap options. Next, Mercer would determine if the State's parameters should be increased beyond the federal parameters via the establishment of a State-based wrap-around reinsurance program. Mercer also would support the non-profit reinsurance entity with the development of reinsurance policies and procedures.

These additional deliverables within the scope of work would extend well beyond the end of the current contract expiration date. Conducting a new procurement for these services would not be practical at this time as the small group (SHOP) exchange is due to become operational in 2014, at which time the ACA opportunities will have been addressed and the small group market will fall under the purview of the Maryland Health Benefit Exchange (the Exchange).

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 8-S-MOD (Cont.)

Additionally, due to the technical nature of Mercer's work over the last 18 years and the high liability tangential to actuarial work, there have not been qualified interested parties who have competed for this contract. As the potential compensation becomes de minimis in 2014, even Mercer has indicated that they may no longer be interested in providing support to the MHCC.

Given the need for actuarial services through transition of services to the Exchange and Mercer's willingness to complete these additional deliverables within the scope of work of the contract at the fixed unit price negotiated in 2008, it is in the best interest of the State to modify this contract for a "no cost" extension.

FUND SOURCE: 100% Special (User Fees)

APPROP. CODE: M00R0101

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM: 9-S-MOD **Agency Contact:** Sandy Johnson
410-767-7408
SJohnso5@dhr.state.md.us

DEPARTMENT/PROGRAM: Human Resources (DHR)
Office of the Secretary (OS)
Maryland Legal Services Program (MLSP)

CONTRACT IDS: Legal Representation for Indigent Adults
Involved in Adult Protective Services (APS)
Guardianship Hearings and Adult Public
Guardianship Review Board (APGRB)
Hearings
ADPICS CO NO. – See Attachment 1

CONTRACTS APPROVED: 1/2/2008 DBM BPW Agenda Item 2-S;
2/27/2008 DBM BPW Agenda Item 2-S

CONTRACTORS: See Attachment 1

CONTRACT DESCRIPTION: Multiple awards of 15 contracts to five
contractors to provide legal services for Indigent Adults involved in Adult Protective Services
(APS) Guardianship Hearings and Adult Public Guardianship Review Board (APGRB) Hearings
statewide.

MODIFICATION DESCRIPTION: Approval request to modify five of the
contracts to (1) extend the terms by five months with three one-month renewal options to
complete the procurement and award new contracts and (2) add funding for the anticipated
increase in caseloads during the extension period.

TERM OF ORIGINAL CONTRACTS: 1/3/2008 - 6/30/2011 (w/1 one-year
renewal option)

TERM OF MODIFICATIONS: 1/1/2013 - 5/31/2013 (w/3 one-month
renewal options)

AMOUNT OF ORIGINAL CONTRACTS: \$1,953,221 (3 Years, 6 Months)

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 9-S-MOD (Cont.)

AMOUNT OF MODIFICATIONS: \$125,622 (5-Month Mod Extension)
\$ 25,122 (1st One-Month Option)
\$ 25,122 (2nd One-Month Option)
\$ 25,122 (3rd One-Month Option)
\$200,988 Grand Total (See Attachment 1)

PRIOR OPTIONS/MODIFICATIONS: \$1,166,783 (See Attachments 1 & 2)

REVISED TOTAL CONTRACT AMOUNTS: \$3,320,992

PERCENT +/- (THIS MODIFICATION): +6.4%

OVERALL PERCENT +/-: +34.3%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 3%

MBE COMPLIANCE: Various (See Attachment 1)

REQUESTING AGENCY REMARKS: Request for approval to modify the contracts for the legal representation of Indigent Adults involved in Adult Protective Services (APS) Guardianship Hearings and Adult Public Guardianship Review Board Hearings (APGRB) statewide to extend the term of the contracts by five months with three one-month renewal options and to add funding for increased caseloads during the extension period.

On 6/20/2012 (Item 8-S-MOD), DHR received Board of Public Works (BPW) approval to extend the 15 contracts through the end of CY2012 in anticipation of completing the procurement for services with new contracts being awarded to begin effective 1/1/2013. As legal services contracts for DHR's adult and child populations were about to expire within the same time period, DHR decided to solicit for both service areas via one Request for Proposals (RFP). The combined RFP was issued on 8/7/2012, with proposals due on 9/10/2012. Two separate protests from one vendor were received in September and October 2012 regarding alleged ambiguities in the RFP. DHR denied and accepted in part both Protests resulting in the amendment of certain portions of the RFP, including the due date for receipt of proposals. On 10/9/2012, an Appeal to the Protest denial was filed, and then on 10/22/2012 a second Appeal was filed.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 9-S-MOD (Cont.)

To allow time for the Appeals and evaluation process, DHR believes that it is in the State's best interest to extend all 15 Maryland Legal Services Program (MLSP) contracts for a five month period with one-month renewal options for up to a total of eight months. Ten of the contract extensions can be approved under DHR's delegated authority, of which six require no additional funding and are extensions for time only. The remaining five contracts require BPW approval as additional funding is being added in anticipation of on-going legal representation services for the extension period and/or the amount of funds to be expended during the extension period exceeds DHR's delegated authority. The increased funding directly coincides with an upward trend in Adult Public Guardianship cases statewide, as documented by MLSP via Contractor invoice trend data. The breakdown by Contractor is as follows:

<u>MLSP Contractors</u>	<u>Total Payments for Extended Period</u>	<u>Mod Amount</u>
Law Offices of Terri D. Mason (Baltimore City)	\$ 54,236	\$ 9,802
Law Offices of Terri D. Mason (Baltimore County)	\$ 81,400	\$ 50,091
Maryland Volunteer Lawyers Service (Baltimore City)	\$ 99,990	\$ 70,845
Ria P. Rochvarg, P.A. (Montgomery)	\$ 79,750	\$ 70,250
Skolnick & Leishman, P.C. (Prince George's County)	<u>\$ 57,000</u>	<u>\$ 0</u>
TOTAL	\$372,376	\$200,988

DHR is statutorily mandated to ensure the provision of quality legal representation to indigent adults involved in APS/APGRB proceedings statewide, and must compensate Contractor Attorneys for the representation of the alleged disabled individuals when the services are the responsibility of the Local Department of Social Services or Department of Aging. (See §13-705, and §13-709 Estates and Trusts Article, and §14-404, Family Law Article, Annotated Code of Maryland).

MLSP is satisfied that the APS/APGRB Contractors continue to provide quality legal representation to Maryland's indigent adult population. Moreover, Contractors continue to remain in compliance with the terms of the APS/APGRB contract, and are satisfactorily taking steps to remain compliant with the 3% MBE participation goal established for these contracts.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 9-S-MOD (Cont.)

For these reasons, it is believed to be in the State's best interest to approve these contract modifications.

FUND SOURCE: 100% General

APPROP. CODE: N00A0104

RESIDENT BUSINESSES: Yes for all

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ATTACHMENT 1

ITEM: 9-S-MOD (Cont.)

VENDORS/JURISDICTION/ ADPICS/MBE COMPLIANCE	AMOUNT OF ORIGINAL CONTRACT	OPTION (A-1)	MOD (A-1)	MOD (A-2)	AMOUNT OF THIS MOD (A-3)					REVISD TOTAL CONTRACT AMOUNT	% +/- THIS MOD	% +/- OVER ALL
					5 MONTH MOD	1 ST ONE MONTH OPTION	2 ND ONE MONTH OPTION	3 RD ONE MONTH OPTION	TOTAL THIS MOD			
CSA/MLSP-08-105 Law Offices of Terri D. Mason, P.C. Baltimore, MD Baltimore City ADPICS #: COE65771 MBE Compliance 0%	\$431,811	\$135,408	\$0	\$1,500	\$6,127	\$1,225	\$1,225	\$1,225	\$9,802	\$578,521	1.4%	1.8%
CSA/MLSP-08-107 Maryland Volunteer Lawyers Service Baltimore, MD Baltimore City ADPICS #: COE62204 MBE Compliance 9%	\$473,715	\$144,540	\$131,990	\$160,000	\$44,280	\$8,855	\$8,855	\$8,855	\$70,845	\$981,090	9.3%	71%
CSA/MLSP-08-109 Law Offices of Terri D. Mason, P.C. Baltimore, MD Baltimore County ADPICS #: COE65635 MBE Compliance 0.10%	\$451,820	\$146,680	\$101,740	\$66,000	\$31,308	\$6,261	\$6,261	\$6,261	\$50,091	\$816,331	6.9%	44%

DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 9-S-MOD (Cont.) ATTACHMENT 1 (CONT.)

CSA/MLSP-08-127 Ria P. Rochvarg, P.A. West Friendship, MD Montgomery County ADPICS #: COE65657 MBE Compliance 5.23%	\$230,775	\$79,025	\$14,700	\$70,000	\$43,907	\$8,781	\$8,781	\$8,781	\$70,250	\$464,750	19%	56%
CSA/MLSP-08-131 Skolnick & Leishman, P.C. Bowie, MD Prince George's County ADPICS #: COE62213 MBE Compliance 1.11%	\$365,100	\$115,200	\$0	\$0	\$0 *	\$0 *	\$0 *	\$0 *	\$0 *	\$480,300	0%	0%
Total for 5 MLSP Contracts requiring BPW approval	\$1,953,221	\$620,853	\$248,430	\$297,500	\$125,622	\$25,122	\$25,122	\$25,122	\$200,988	\$3,320,992	6.4%	34.3%
Grand Total for all 15 MLSP Contracts	\$2,787,571	\$886,573	\$376,030	\$347,500	\$146,073	\$29,210	\$29,210	\$29,210	\$233,703	\$4,631,377	8.3%	31.1%

*Note: DHR is requesting approval to modify contract # CSA/MLSP-08-131 for time only; however, as shown in the Requesting Agency Remarks the amount of payments anticipated during the extension period exceed \$50,000. Therefore, this item is included for BPW approval.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 9-S-MOD (Cont.) **ATTACHMENT 2**

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod #1	\$248,430 *	Modified six contracts to add additional funding to allow payment for services rendered in jurisdictions that exceeded the original contract award amount during the base contract period from 4/15/2010-6/30/2011. Approved on the 6/15/2011 DBM BPW Agenda, Item 14-S-MOD.
Option #1	\$620,853 *	Exercised the single one-year renewal option as contained in the original 15 contracts to provide legal representation at the same performance terms and conditions to indigent adults with additional funding in anticipation that caseloads will continue to increase for the period of 7/1/2011-6/30/2012. Approved on the 6/15/2011 DBM BPW Agenda, Item 14-S-MOD.
Mod #2	\$297,500 *	Modified 15 contracts to add additional time for six months from 7/1/2012-12/31/2012, to allow time to complete the procurement process to make new APS/APGRB contract awards. Of the 15 contracts, four contracts required BPW approval. Approved on the 6/20/2012 DBM BPW Agenda, Item 8-S-MOD.
Total:	<u>\$1,166,783</u>	

Note: * Amounts listed are for the five contracts being modified with this agenda item.

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM: 10-S-MOD **Agency Contact:** Sandy Johnson
410-767-7408
SJohnso5@dhr.state.md.us

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

CONTRACT ID: SSA/RCC-11-034-A2;
Residential Child Care Services
APDICS CO COE66005

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

CONTRACTOR: JS Social Services, Inc.
Odenton, MD

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

MODIFICATION DESCRIPTION: Approval request to modify the contract to
reduce the number of child care beds on the original contract from nine to five through a
voluntary closure of one location for this Provider.

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

TERM OF MODIFICATION: 12/20/2012 - 3/31/2013

AMOUNT OF ORIGINAL CONTRACT: \$1,226,088 (2 Years)

AMOUNT OF MODIFICATION: (\$129,591) (5 Months; 22 Days)

PRIOR MODIFICATIONS/OPTIONS: \$4,014 (See Attachment)

REVISED TOTAL CONTRACT AMOUNT: \$1,100,511

PERCENT +/- (THIS MODIFICATION): -10.6%

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 10-S-MOD (Cont.)

OVERALL PERCENT +/-: -10.2%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: None

MBE COMPLIANCE: None

REQUESTING AGENCY REMARKS: Request for approval to modify the contract to reduce the number of child care beds by four taking the total bed count down to five due to a voluntary closure of one location by this Provider, JS Social Services, Inc. The Provider voluntarily closed its 517 Church Street location in Brooklyn, MD due to a lack of placements as a result of a reduction in the number of children in care and/or in need of group home services.

The total modified amount is an overall decrease of \$129,591 due to voluntary closure by the Provider. The total revised contract amount assumes that each slot purchased will be occupied by a child for every day of the term of the contract through 3/31/2013. Based on history, this is unlikely to occur. This is a reimbursement contract. The Provider is paid solely for the actual children placed with him/her during the year, and then only for the actual number of days each child is with the Provider.

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

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

FUND SOURCE: 66% General; 34% Federal

APPROP. CODE: N00G0001

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

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

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod #1	\$4,014	Modified the contract to align the contract rate to reflect Fiscal Year 2013 rate established by the Interagency Rate Committee (IRC) for the period of 7/1/2012 to 3/31/2013. Approved by DHR, and reported on the September 2012 DBM PAAR.
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**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

SERVICES CONTRACT MODIFICATION

ITEM: 11-S-MOD **Agency Contact:** Dirk Griffin
410-799-2900 x338
dirk.griffin@maryland.gov

DEPARTMENT/PROGRAM: Maryland Department of State Police
(MDSP)

CONTRACT ID: W00SO240361;
Forensic Biology Casework Sample
Analysis
ADPICS NO: C0E65925

ORIGINAL CONTRACT APPROVED: 9/10/2008 DBM BPW Agenda Item 8-S

CONTRACTOR: The Bode Technologies Group
Springfield, Virginia

DESCRIPTION OF ORIGINAL CONTRACT: Provide serological screening, autosomal STR analysis, Y-STR analysis and mitochondrial DNA testing of forensic casework evidence.

DESCRIPTION OF MODIFICATION: Approval request to increase the available funding to conduct additional DNA testing for cold cases, by utilizing available grant funds.

TERM OF ORIGINAL CONTRACT: 10/2/2008 – 10/1/2013

TERMS OF MODIFICATION: 12/6/2012 - 10/1/2013

AMOUNT OF ORIGINAL CONTRACT: \$2,500,000

AMOUNT OF THIS MODIFICATION: \$1,000,000

PRIOR MODIFICATIONS/OPTIONS: None

REVISED TOTAL CONTRACT AMOUNT: \$3,500,000

OVERALL PERCENT +/- (THIS MOD): +40%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

**DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA**

ITEM: 11-S-MOD (Cont).

MBE PARTICIPATION: 5%

MBE COMPLIANCE: 5.9%

REQUESTING AGENCY REMARKS: Cold cases are investigations that are unsolved but have become inactive because no further leads exist. Many of the cold cases in Maryland went cold prior to the advent of DNA testing or at least prior to the most recent advances in DNA testing. MDSP has received an additional grant that funded the research of cold cases throughout the State in order to locate evidence that could now benefit from DNA testing that was previously not available. The cold cases that are identified will be outsourced to a contract lab and hopefully result in DNA profiles that can be put into the DNA database and match the DNA profile of a known offender either in Maryland or in another state. The DNA database has recently received much attention as a new law has been passed expanding the number of individuals required to provide a DNA sample. However, it is crucial to point out that the success of the DNA database is also dependent on processing the evidentiary samples from the cold cases and hence the importance of this outsourcing contract. In addition to getting hits using the DNA database, sometimes unsolved cases can become solved cases if additional DNA testing methods are used. Y-STR testing, which is male specific, allows for the male perpetrator's DNA to be identified when traditional DNA testing may not detect it. Mitochondrial DNA testing can obtain results from certain samples such as hair shafts and skeletal remains that traditional DNA testing cannot. Mini-STR's is a more sensitive technique than traditional DNA testing and can improve results when dealing with old and degraded samples. Currently, MDSP does not provide Y-STR, Mitochondrial, or Mini-STR testing and the only way to provide that service to the people of Maryland is to use a vendor lab via an outsourcing contract.

FUND SOURCE: 100% Special (2012 Forensic Backlog Grant)

APPROP. CODE: W00A01

RESIDENT BUSINESS: No

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

CONSTRUCTION CONTRACT MODIFICATION

ITEM: 1-C MOD

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

INSTITUTION: University of Maryland, Baltimore

CONTRACT ID: On-Call Construction Management at Risk Services
for the UM Medical School Teaching Facilities
Seventh Floor Lab and Office Renovations, Task
Order Request #12-239 AF against On Call CM
Contract RFP 85592RA

CONTRACT APPROVED: USM Item 1-C (11/28/2007)
USM Item 2-C OPT (12/3/2008)
USM Item 1-C OPT (12/2/2009)
USM Item 3-C OPT (11/17/2010)
USM Item 1-C OPT (12/7/2011)
USM Item 2-C (3/21/2012)

CONTRACTOR: Plano Coudon, LLC
Baltimore, MD 21230

CONTRACT DESCRIPTION: Professional management and construction services during pre-construction and construction for renovations to the University of Maryland's Medical School Teaching Facilities (MSTF) seventh floor labs and offices. The project consists of modifying the lab layout to provide more flexible research lab, lab support, office, conference room, and administrative support facilities, as well as modernizing the mechanical, electrical, fire protection and telecommunications systems required by code and University standards.

MODIFICATION DESCRIPTION: Award GMP#1 for construction which includes demolition and abatement, structural steel, doors/frames/hardware, card access system, drywall and ceilings, painting, flooring, epoxy walls, epoxy floors, signage, laboratory equipment, casework, fire protection, mechanical, electrical, and telecommunications.

ORIGINAL CONTRACT TERM: 23 weeks from the issuance of pre-construction notice to proceed; 20 weeks from the issuance of construction notice to proceed.

ORIGINAL CONTRACT AMOUNT: \$17,500 (pre-construction fees only: see remarks)

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

ITEM: 1-C MOD (continued)

MODIFICATION AMOUNT: \$2,023,915.17

REVISED TOTAL CONTRACT AMOUNT: \$2,041,415.17

MBE PARTICIPATION: 25%

MBE COMPLIANCE: 29.1%

PERFORMANCE BOND: A 100% performance bond is required.

PROCUREMENT METHOD: On-Call Task Order Proposals

REQUESTING INSTITUTION REMARKS: This GMP#1 package includes the complete scope of work for the seventh floor renovation. No additional GMP packages are anticipated.

FUND SOURCE: Plant Fund (\$1,798,260.17)
USM Academic/Auxiliary Facility Revenue Bonds (\$225,655)

APPROP. CODE: R30B21

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0281-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

GENERAL MISCELLANEOUS

ITEM: 2-GM

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

Recommendation: That the Board of Public Works approve the use of general obligation bond funding proceeds for the following contract totaling \$2,991,289.89.

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

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

- | | |
|----------------------------|--|
| 1. Description: | 1 ea., SolariX-120 Hybrid FTMS Mass Spectrometer |
| Procurement Method: | Sole Source |
| Award: | Bruker Daltonics, Inc.
Billerica, MA 01821 |
| Amount: | \$1,715,895.60 |
| Fund Source: | MCCBL 2010: <i>Provide funds to equip an addition and renovation to the School of Pharmacy.</i> Item 041 |
| MD Tax Clearance: | 12-2498-0111 |
| Resident Business: | No |

- | | |
|----------------------------|--|
| 2. Description: | 1 ea. Orbitrap Elite Mass Spectrometry System |
| Procurement Method: | Sole Source |
| Award: | Thermo Electron North America
West Palm Beach, FL 33407 |
| Amount: | \$750,000.00 |
| Fund Source: | MCCBL 2010: <i>Provide funds to equip an addition and renovation to the School of Pharmacy.</i> Item 041 |
| MD Tax Clearance: | 12-2477-1111 |
| Resident Business: | No |

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

ITEM: 2-GM (continued)

3. **Description:** 1 ea., Heat Exchanger
 Procurement Method: Simplified Acquisition
 Award: Bruker Biospin Corporation EPR Division
 Billerica, MA 01821
 Amount: \$2,590.00
 Fund Source: MCCBL 2010: *Provide funds to equip an addition
 and renovation to the School of Pharmacy. Item*
 041
 MD Tax Clearance: 12-2481-1111
 Resident Business: No
4. **Description:** 1 ea., Isotemp Explosion Proof Refrigerator/Freezer
 Procurement Method: Indefinite Delivery Contract
 Award: Fisher Scientific
 Hanover Park, IL 60133
 Amount: \$1,904.29
 Fund Source: MCCBL 2010: *Provide funds to equip an addition
 and renovation to the School of Pharmacy. Item*
 041
 MD Tax Clearance: 12-2482-1110
 Resident Business: No
5. **Description:** 1 ea. IFT Injector – Ion Funnel trap Interface
 Procurement Method: Sole Source
 Award: Spectroglyph, LLC
 Richland, WA 99352
 Amount: \$51,900.00
 Fund Source: MCCBL 2009: *Provide funds to equip an addition
 and renovation to the School of Pharmacy. Item*
 052
 MD Tax Clearance: 12-2508-0000
 Resident Business: No

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

ITEM: 2-GM (continued)

A. University of Maryland, Baltimore (cont'd)
UMB School of Pharmacy

6. Description: 1 ea. Ion Mobility Interface for LTQ-FTMS Instrument
Procurement Method: Sole Source
Award: Spectroglyph, LLC
Richland, WA 99352
Amount: \$200,000.00
Fund Source: MCCBL 2009: *Provide funds to equip an addition and renovation to the School of Pharmacy.* Item 052
MD Tax Clearance: 12-2507-0000
Resident Business: No

B. University of Maryland, College Park
Motor Control Center (MCC-2) Replacement at the Biology-Psychology Building

Description: Provide all labor, materials and equipment to remove the Motor Control Center (MCC-2), install new switchboard and complete electrical system located at the Biology-Psychology Building.
Procurement Method: Master Contract No. 0004554
Award: Electrical Maintenance Solutions.
Bowie, MD 20716
Amount: \$129,000.00
Fund Source: MCCBL of 2012: *Campus Wide Building System and Infrastructure Improvements.* Item 049
Tax Compliance No. 12-2528-0110
Resident Business: Yes

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

ITEM: 2-GM (continued)

- C. University of Maryland, College Park**
Facilities Management Operations & Maintenance
Woods Hall Building #047

Description:	Woods Hall Electrical Service Upgrades
Procurement Method:	Master Contract O004554
Award:	Electrical Maintenance Solutions Bowie, MD 20716
Amount:	\$140,000.00
Fund Source:	MCCBL of 2012: <i>Campus Wide Building System and Infrastructure Improvements.</i> Item 049
Tax Compliance No.	12-2225-0110
Resident Business:	Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

CONSTRUCTION CONTRACT MODIFICATION

ITEM: 3-C MOD

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

INSTITUTION: University of Maryland, College Park

CONTRACT ID: Contract No. B-000978; Task Order No. Y-400127
On-Call Construction Management (CM) at Risk Services
Elkton Hall Air Conditioning
University of Maryland, College Park

CONTRACT APPROVED: On Call CM Services (USM Item 2-C, 01/02/08)
CM Pre-Construction Services (USM Item 19-C, 1/26/11)
CM GMP#1 (USM Item 7-C MOD 6/01/11)
CM GMP#2 (USM Item 26-C MOD 02/08/12)

CONTRACTOR: Plano-Coudon, LLC
Baltimore, MD 21230

ORIGINAL CONTRACT DESCRIPTION: Task Order issued under the On-Call Construction Management program to provide both pre-construction and construction phase services for the Elkton Hall Air Conditioning project. The project consists of the replacement of all exterior windows with energy efficient windows, removal of hazmat materials, and replacement of the existing mechanical system to provide air conditioning to the entire building. All interior mechanical units will be replaced with fan coil units, new piping for these units will be installed, and all mechanical room equipment replaced. Additionally, a wall will be built parallel to the perimeter wall in each room to accommodate additional electrical outlets and to provide a thermal barrier to the outside elements. New electrical panels will be installed on each floor to support power to fan coil units and power additional electrical outlets in each bedroom. The estimated construction cost for this project is \$8.1 million.

CONTRACT MODIFICATION DESCRIPTION: To incorporate Guaranteed Maximum Price (GMP) #3, the third and final phase of construction. This modification includes the placement of fan coil units, drywall, insulation, ceilings, new electrical work, cleaning, as well as some demolition and abatement associated with the center and south sections of the building, to achieve air conditioning in the building at the end of summer 2013.

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

ITEM: 3-C (continued)

ORIGINAL CONTRACT TERM:	Pre-construction phase: 8 months (1/26/11 – 9/26/11) Construction phase from NTP: 26 months (6/02/11 – 8/17/12)
MODIFICATION TERM:	Construction Phase-HVAC Installation GMP#3 (5/28/13 – 8/16/13)
ORIGINAL CONTRACT TERM:	\$47,000 (Preconstruction Phase Only)
THIS MODIFICATION AMOUNT:	\$3,224,749.65 (GMP#3)
PRIOR MODIFICATIONS:	\$7,519,753.49
REVISED TOTAL CONTRACT AMOUNT:	\$10,744,503.14
ORIGINAL PROCUREMENT METHOD:	Competitive Sealed Proposals (Task Order under On-Call CM Contract)
MBE PARTICIPATION:	25% Goal
MBE COMPLIANCE:	31% Actual
PERFORMANCE SECURITY:	Payment and Performance Bonds at 100% of contract amount

REQUESTING INSTITUTION REMARKS: Plano-Coudon, LLC performed pre-construction services and has completed GMP#1 and GMP#2 work. The University now seeks Board approval to incorporate GMP#3 into the contract and proceed with construction.

GMP#3 includes all work necessary to complete this multi-year, multi-phase renovation project. Contractor will acquire materials upon approval of this contract modification and will begin work at the site when the building is vacated by students in May 2013. Project will be completed before students return for Fall Semester. Facilities Management/Department of Capital Projects at the University of Maryland, College Park will manage the Contractor's work with procurement support from the University's Department of Procurement and Supply.

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

ITEM: 3-C (continued)

FUND SOURCE: USM Auxiliary Revenue Bonds

APPROPRIATION CODE: R30B31

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-1252-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

CONSTRUCTION CONTRACT

ITEM: 4-C

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

INSTITUTION: University of Maryland, Baltimore County

CONTRACT ID: On-Call Construction Manager at Risk Contract
RFP BC-20841-C

CONTRACT DESCRIPTION: Construction Management at Risk services during preconstruction and construction phases on an on-call basis for the Office of Facilities Management at the University of Maryland, Baltimore County.

AWARD:

J. Vinton Schafer
1309 A Continental Drive
Abington, MD 21009

Barton Malow Company
300 W. Pratt Street
Baltimore, MD 21201

Whiting-Turner Contracting Company
300 E. Joppa Road
Baltimore, MD 21286

TERM: The initial base term is for three years with 4 one-year renewal options to be exercised at the sole discretion of the University.

AMOUNT: A maximum of \$7 million annually. A maximum of \$21 million over the initial base 3-year term.

PROCUREMENT METHOD: Competitive Sealed Proposals

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

ITEM: 4-C (continued)

	<u>Technical Score</u>	<u>Price Score</u>	<u>Total</u>
PROPOSALS:			
J. Vinton Schaefer Abington, MD	56.6	40.0	96.6
Barton Malow Baltimore, MD	57.5	38.4	95.9
Whiting-Turner Baltimore, MD	60.0	35.0	95.0
Plano-Coudon Baltimore, MD	54.7	37.3	92.0
Skanska USA Rockville, MD	54.5	30.0	84.5

MBE PARTICIPATION: 25%

PERFORMANCE SECURITY: Equal to the value of the task order

REQUESTING INSTITUTION REMARKS: This procurement was advertised on *eMarylandMarketPlace* and UMBC's ebid Board. Eleven technical proposals were received and evaluated by the Evaluation Committee followed by interviews with the seven short listed firms. After the interviews, the Evaluation Committee conducted its second phase evaluation and five firms remained short listed and were requested to submit price proposals. The price proposal included quoted hourly CM rates. The recommended firms bring strong experience and demonstrated a full understanding of the requirements for on-call type contracts.

The On Call CM contract will be used for facilities renewal/renovation projects (e.g., interior renovations such as office space, residential facilities and laboratories, exterior building renovations). Project task orders will be competitively bid among the awarded construction managers under. Any task order exceeding \$1 million will be brought to the Board of Public Works for approval.

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

ITEM: 4-C (continued)

FUND SOURCE: Vary depending on project or task order placed against the on-call contract.

RESIDENT BUSINESS:	J. Vinton Schaefer	Yes
	Barton Malow	Yes
	Whiting-Turner	Yes

MD TAX CLEARANCE:	J. Vinton Schaefer	12-2593-1111
	Barton Malow	12-2591-1111
	Whiting-Turner	12-2595-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

REAL PROPERTY: Acquisition by Condemnation

ITEM: 5-RP

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

INSTITUTION: Coppin State University

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

PROPERTY: 1656 Warwick Avenue, Baltimore

GRANTOR: KOB, Inc.

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

APPRAISED VALUE:	Grubb & Ellis Landauer	\$ 20,000.00
	Lipman Frizzell & Mitchell	\$ 18,000.00

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

PRICE:	Acquisition:	\$ 20,000.00 *
	Relocation:	\$ 00.00
	Ground Rent:	\$ 1,500.00
	Total:	\$ 21,500.00

* Acquisition cost determined by the Circuit Court of Maryland for Baltimore City.

REQUESTING INSTITUTION REMARKS: This is property being purchased in support of the growth at Coppin State University and to provide a site for the construction of the new Science and Technology Center. The Board of Public Works approved acquisition of this property by condemnation on 3/21/12, Item 9-RP. This project will be constructed adjacent to the recently completed Health and Human Services Building. This acquisition was approved by the University System of Maryland Board of Regents at its meeting on October 17, 2008.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN ✓

WITH DISCUSSION

WITHOUT DISCUSSION

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

REAL PROPERTY: Acquisition by Condemnation

ITEM: 6-RP

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

INSTITUTION: Coppin State University

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

PROPERTY: 1812 Warwick Avenue, Baltimore

GRANTOR: The Ideal Realty Co.,

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

APPRAISED VALUE:	Grubb & Ellis Landauer	\$ 7,000.00
	Lipman Frizzell & Mitchell	\$ 6,300.00

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

PRICE:	Acquisition:	\$ 7,000.00*
	Relocation:	\$ 00.00
	Ground Rent:	\$ 00.00
	Total:	\$ 7,000.00

* Acquisition cost determined by Agreed Inquisition with the owner.

REQUESTING INSTITUTION REMARKS: This is property being purchased in support of the growth at Coppin State University and to provide a site for the construction of the new Science and Technology Center. The Board of Public Works approved acquisition of this property by condemnation on 3/21/12, Item 9-RP. This project will be constructed adjacent to the recently completed Health and Human Services Building. This acquisition was approved by the University System of Maryland Board of Regents at its meeting on October 17, 2008.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM:	1-IT OPT	Agency Contact: Richard Lore (410) 581-4274 rlore@mpt.org Donna Ziegenhein (410) 260-7627 Donna.Ziegenhein@maryland.gov
DEPARTMENT/PROGRAM:		Maryland Public Television Development
CONTRACT ID:		Fundraising Software ADPICS No.: R15B2400070 COE66862
CONTRACT APPROVED:		DoIT Item 3-IT 09/07/2011
CONTRACTOR:		Blackbaud, Inc.
CONTRACT DESCRIPTION:		Fundraising database software (Team Approach) & data management services
OPTION DESCRIPTION:		Exercise one-year option
ORIGINAL CONTRACT TERM:		09/12/2011 - 12/31/2012
OPTION TERM:		01/01/2013 - 12/31/2013
ORIGINAL CONTRACT AMOUNT:		\$266,194 (base term)
OPTION AMOUNT:		\$204,108
PRIOR MODIFICATIONS:		\$27,928
REVISED TOTAL CONTRACT AMOUNT:		\$498,230
ORIGINAL PROCUREMENT METHOD:		Sole source
MBE PARTICIPATION:		0%

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

ITEM: 1-IT OPT (cont'd)

REMARKS: Maryland Public Television seeks to renew its Blackbaud software and data management contract for the first option year. MPT has invested over \$700,000 in the software and accompanying data management services supplied by Blackbaud, Inc. since 2008. The software, is a unique product created specifically for public broadcasting stations in major markets. The product is the best of its kind for large public television stations; 37 of the top 40 public broadcasting stations use it.

MPT is able, through the use of Team Approach, to participate in PBS development conferences and strategy sessions that address system compatibility, allowing all Team Approach users combined purchasing power for system upgrades and other changes that would improve fundraising efforts. Team Approach assists stations in targeting prospects and acquiring new donors through sophisticated campaign management. An additional benefit of the software is its ability to store an unlimited amount of data for mining and analysis, thus improving the success of fundraising efforts. No other source currently provides this or comparable software and service.

No MBE participation was assigned to this contract because the specialty designed software is proprietary in nature.

FUND SOURCE: 100% Special funds

APPROP. CODE: R15P00

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-2125-1111

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:

Phil Hemler (410) 767-6981
phil.hemler@maryland.gov
Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM:

Health and Mental Hygiene (DHMH)
Office of Information Technology

CONTRACT ID:

Health Information Technology Staff Support for
Electronic Health Records Meaningful Use Public
Health Project
DHMH/OPASS # 12-10926
ADPICS No.: M00B3400356

CONTRACT DESCRIPTION: Project management and Database/HL7 messaging support for
DHMH's Electronic Health Records Meaningful Use Public Health Project.

AWARD:

DatamanUSA, LLC
Centennial, CO

TERM:

1/1/2013 – 12/31/2015

AMOUNT:

\$ 900,000

PROCUREMENT METHOD:

Competitive Sealed Proposals

BIDS OR PROPOSALS:	<u>Vendor</u>	<u>Technical</u>	<u>Financial</u>	<u>Overall</u>
	DatamanUSA	1	\$900,000.00 (2 Positions)	1
	Infojini	2	\$600,000.00 (1 Position)	2
	AustinCSI	3	\$294,000.00 (1 Position)	3
	Stratavia Software	4	\$300,000.00 (1 Position)	4

MBE PARTICIPATION:

0%

INCUMBENT:

None

SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA

ITEM 2-IT (cont'd)

REMARKS: DHMH solicited proposals for four positions to provide project management and database/HL7 messaging support for the Electronic Health Record Meaningful Use project. A notice of availability of the Request for Proposals was advertised on *eMaryland Marketplace*; the RFP was posted on the DHMH website. DHMH received proposals from four offerors proposing a total of nine candidates. Technical proposals were evaluated and ranked and the offerors were contacted to schedule interviews with their proposed candidates. Four candidates withdrew from consideration before interviews. The other five candidates were interviewed and final technical rankings assigned.

Price proposals were opened and the combined technical and financial proposal from DatamanUSA was ranked number one for the Project Manager and the Database/HL7 Messaging Specialist positions. The DatamanUSA candidates were considered superior technically to the other candidates. In particular, the DatamanUSA candidates demonstrated superior knowledge of database/HL7 and project management subject matter. DatamanUSA's price proposals were equal to or only slightly higher than the prices for the corresponding positions from the other offerors. The only candidates for the other two positions withdrew and therefore no award recommendations are made for those positions.

No MBE participation was established on this solicitation, as this was a RFP for four project staffing resources and could have resulted in four separate awards for one position per vendor.

FUND SOURCE:	10% Gen., 90% Fed. (Medicaid)
APPROP. CODE:	M00Q0104
RESIDENT BUSINESS:	No
MD TAX CLEARANCE:	12-2467-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA

ITEM: 3-IT **Agency Contact:**
Latesa Thomas (410) 230-6031
lthomas@dllr.state.md.us
Donna Ziegenhein (410) 260-7627
Donna.Ziegenhein@maryland.gov

DEPARTMENT/PROGRAM: Labor, Licensing and Regulation
Division of Labor and Industry

CONTRACT ID: Jurisdiction On-line Services
P00R3402169
ADPICS No.: P00B3400049

CONTRACT DESCRIPTION: Hosting, maintenance, support and configuration services for existing deployment of a web-enabled proprietary electronic interface for various units in DLLR's Division of Labor and Industry.

AWARD: Praeses, LLC
Shreveport, LA

TERM: 1/1/2013 – 12/31/2018

AMOUNT: \$880,161.08 (5 Years)

PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: None

INCUMBENT: Same

REMARKS:

Jurisdiction Online: DLLR entered into a sole source contract in August 2002 with Praeses, LLC to provide Jurisdiction Online to manage boiler and pressure vessel inspections. Jurisdiction Online enables the regulatory process for boilers and pressure vessels to be managed electronically through one integrated system. The interface is easy for management, inspectors, and third party stakeholders to use; it includes inspection history, equipment information, and other pertinent information. Twenty-three states use this system, as well as almost all major insurance companies that insure boilers and pressure vessels in this State. The database is accessible from any access point, and DLLR controls system security.

DLLR also uses this same Internet-based regulatory management system for elevators and amusement rides regulation: managing workload, inspection history, registration for equipment, and other activities related to elevators and amusement rides.

SUPPLEMENT D
DEPARTMENT OF INFORMATION TECHNOLOGY
ACTION AGENDA

ITEM: 3-IT (cont'd)

Jurisdiction Online also has an accounting component that generates invoices, tracks payments, issues late payment notices and Central Collection Unit referrals.

In addition to managing oversight and inspections, Jurisdiction Online recently incorporated software to address enforcement of safety of boilers, pressure vessels, elevators and amusement rides. Once an overdue object is found to be in violation, the software allows DLLR to develop, process and track citations and penalties.

Need to Continue: The fact that boilers, elevators, and amusement rides all use the same integrated regulatory system, has been essential to efficiently manage all of these programs. Managers who oversee multiple programs can with great ease navigate between the programs to ensure the most economical operations. This system is an integral part of the effective operation of the Division. In addition, many other states use the same system which allows for the sharing of information and industry standards to ensure streamlined business practices.

It is essential to the continued operations of the boiler, elevator, and amusement ride programs that this contract be renewed. These programs would be crippled on January 1, 2013 if this integrated system is not in place. It would not be in the best interest of the State, economically or practically, to attempt to create a new custom system since a critical component of the existing system is its existing interface with third party stakeholders, other states, and insurance companies.

Enhancements: In addition, to facilitate transparency in DLLR operations and assist owners with their responsibilities, the system will be expanded to include portals for owners and interested members of the public to access data relating to boilers, amusement rides, and elevators in the system. For example, a building owner can check whether all boilers or elevators in a building are registered, when the next inspection is due, and violations identified in the inspection.

In addition, DLLR oversees the workplace fraud program which addresses employers properly classifying an individual as an employee or independent contractor. As part of this oversight, the Division works with other State agencies to share information. The Contractor will create a Web-based interface for access by the Division of Labor and Industry and other State agencies. Initially, the Contractor will determine the information and program management needs, the analysis and migration of existing data, and then the collection and conversion of this information to the Web-based interface, followed by the customization of the Web-based interface for full functionality and use by DLLR and other State agencies.

The Contractor will also provide initial training for the new portal and workplace fraud system.

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

ITEM: 3-IT (cont'd)

workload and registration information for boilers, pressure vessels, elevators, amusement rides as well. Finally, the Contractor will provide all services, personnel, material, and equipment necessary to support DLLR's daily use of the programs through a Web-based interface which will provide functionality to manage equipment data, inspection history, as data collected regarding workplace fraud.

MBE: There are no MBE subcontracting opportunities for this procurement as it is a proprietary electronic interface system.

FUND SOURCE: 100% Special
(Worker's Compensation Commission)

APPROP. CODE: P00D01.05

RESIDENT BUSINESS: No

MD. TAX CLEARANCE: 12-2388-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 1-C

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-CO-13-010
Terminal Building Tunnel Head Knockers at BWI
Thurgood Marshall Airport (BWI Marshall)
Anne Arundel County
ADPICS NO.: MAACO13010

CONTRACT DESCRIPTION: This contract provides for terminal building tunnel head knockers (low clearance warning bars) at both ends of Concourse A, B, D and International Terminal at BWI Marshall. The work includes demolition, steel framing, pavement markings, apron pavement, new signage, flashing and warning lights and electrical construction.

AWARD: Allen & Shariff, Corp.
Columbia, MD

AMOUNT: \$702,179

TERM: 90 Calendar Days from NTP

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Allen & Shariff, Corp. \$702,179
Columbia, MD

Mid-Atlantic GC, Inc. \$803,832
Beltsville, MD

Baltimore Contractors, Inc. \$879,533
Baltimore, MD

Facchina Construction Co., Inc. \$938,000
Glen Burnie, MD

Southern Improvement Co., Inc. \$991,066
Hunt Valley, MD

J & J 2000, Inc. \$1,063,894
Littlestown, PA

ITEM: 1-C (Continued)

BPW – 12/05/12

BIDS (Cont.):

M. Stancliff Construction Co. \$1,071,233
Seabrook, MD

P. Flanigan & Sons, Inc. \$1,294,700
Baltimore, MD

MBE PARTICIPATION: 35.66%**PERFORMANCE SECURITY:** Performance and Payment Bonds at 100% of Contract Amount.**REMARKS:** The Engineer's Estimate was \$674,933.

This Solicitation was advertised on eMM and on the MAA Website. The solicitation was sent to the Governor's Office of Minority Affairs and five (5) minority business associations on August 23, 2012. Twenty (20) sets of specifications were sold and eight (8) firms submitted bids.

The MBE goal established for this contract was 24%; however the Contractor will be exceeding the goal by 11.66%.

FUND SOURCE: 100% Special Funds Budgeted to MAA**APPROPRIATION CODE:** J06I0003**MD TAX CLEARANCE:** 12-2542-1111**RESIDENT BUSINESS:** Yes

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

105

Nancy Noonan (410) 767-3796
nnoonan@mta.maryland.gov

BPW – 12/05/12

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM: 2-C

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: T-1048-0640
 Light Rail-Seminary Avenue Grade Crossing
 Replacement
 Baltimore County
 ADPICS NO.: T10480640

CONTRACT DESCRIPTION: This contract is for the removal and replacement of the existing Light Rail grade crossing at the intersection of the Light Rail tracks and Seminary Avenue (MD 131) in Baltimore County.

AWARD: Amtrac Railroad Contractors of
 Maryland, Inc.
 Hagerstown, MD

TERM: 150 Calendar Days

AMOUNT: \$419,925

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Amtrac Railroad Contractors of Maryland, Inc Hagerstown, MD	\$419,925
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Atlas Railroad Construction Bridgeville, PA	\$578,350
--	-----------

Railworks Track Services, Inc. North Jackson, OH	\$751,991
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DBE PARTICIPATION: 100%

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

ITEM: 2-C (Continued)

BPW – 12/05/12

REMARKS: The engineer's estimate for this contract was \$568,000. The DBE goal established for this contract was 23.8%; however the prime contractor is a Certified DBE therefore the DBE participation is 100%.

This solicitation was advertised in eMaryland Marketplace and on MTA's Web Site. Sixty Two (62) firms received bid packages; Twenty nine (29) were Maryland firms. Three (3) bids were received.

This contract is for the removal and replacement of the existing Light Rail grade crossing at the intersection of the Light Rail tracks and Seminary Avenue (MD 131) in Baltimore County. The scope of work includes removal and replacement of the existing rubber grade crossing & underdrains, installation of concrete sidewalk with ADA upgrades, & maintenance of traffic.

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

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-2441-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

BPW – 12/05/12

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

CONTRACT MODIFICATION: (Architectural/Engineering)

ITEM: 3-AE-MOD

STATE HIGHWAY ADMINISTRATION:

CONTRACT ID: BCS 2007-04 G & H
 Survey & Engineering Services
 District 6 (Allegany, Garrett & Washington
 Counties)
 ADPICS NOS.: CO291682 and CO291683

ORIGINAL CONTRACT APPROVED: Item 6-AE, DOT Agenda 3/12/08 (Contract G)
 Item 6-AE, DOT Agenda 3/12/08 (Contract H)

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

MODIFICATION: This modification will increase the contract authority for these two (2) contracts and add an additional six (6) months to the contract term. These contracts are for survey and engineering services for District 6.

CONTRACTORS: Nolan and Associates, Inc. (Contract G)
 Ellicott City, MD

Brudis & Associates, Inc. (Contract H)
 Columbia, MD

AMOUNT: \$250,000 each

ORIGINAL CONTRACT AMOUNT: \$1,000,000 each

REVISED CONTRACT AMOUNT: \$1,250,000 each

PERCENTAGE INCREASE: 25% each

TERM: Contract G
 03/12/08-03/01/12 (Original)
 03/02/12–03/01/13 (Modification 1)
 03/02/13-09/01/13 (Modification 2)

Contract H
 03/12/08-03/01/12 (Original)
 03/02/12–03/01/13 (Modification 1)
 03/02/13-09/01/13 (Modification 2)

ITEM: 3-AE-MOD (Continued)**BPW – 12/05/12****DBE PARTICIPATION:**

23% (DBE Compliance 20.24%)-Contract G
23% (DBE Compliance 25.13%)-Contract H

REMARKS: These contracts provide for survey and engineering services for District 6.

Services that are provided through these contracts include: performing topographical surveys, preparing metes and bounds right-of-way plats, providing hydraulic reviews and perform final design in conjunction with ongoing SHA planning, construction and/or special projects.

The requested increase in value is needed to allow a new contract to be procured. The replacement contract is in the early stages of the procurement process and has a projected Notice to Proceed date of April 2013.

FUND SOURCE:

Federal and Special Transportation Funds Budgeted to SHA

APPROPRIATION CODE:

J02B0101

RESIDENT BUSINESS:

Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ATTACHMENT I

CONTRACT G

	<u>Amount</u>	<u>Term</u>	<u>BPW/DCAR Date</u>	<u>Reason</u>
Original Contract	\$1,000,000	03/12/08-03/01/12	03/12/08	
Modification No. 1		03/02/12-03/01/13	12/21/11 16-AE-MOD	To add additional time until new procurement
Modification No. 2	\$250,000	03/02/13-09/01/13	12/05/12	To add additional contract authority and time until new procurement
Revised Amount	\$1,250,000			

CONTRACT H

	<u>Amount</u>	<u>Term</u>	<u>BPW/DCAR Date</u>	<u>Reason</u>
Original Contract	\$1,000,000	03/12/08-03/01/12	03/12/08	
Modification No. 1		03/02/12-03/01/13	12/21/11 16-AE-MOD	To add additional time until new procurement
Modification No. 2	\$250,000	03/02/13-09/01/13	12/05/12	To add additional contract authority and time until new procurement
Revised Amount	\$1,250,000			

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

BPW – 12/05/12

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

CONTRACT MODIFICATION: (Architectural/Engineering)

ITEM: 4-AE-MOD

STATE HIGHWAY ADMINISTRATION:

CONTRACT ID: BCS 2008-07 A - D
 Travel Forecasting and Traffic
 Engineering Services
 ADPICS NOS.: CO291935; CO291936;
 CO291938 and CO291939

ORIGINAL CONTRACT APPROVED: Item 4-AE, DOT Agenda 1/28/09 (Contract A)
 Item 4-AE, DOT Agenda 1/28/09 (Contract B)
 Item 4-AE DOT Agenda 1/28/09 (Contract C)
 Item 6-AE DOT Agenda 2/18/09 (Contract D)

ORIGINAL PROCURMENT METHOD: Maryland Architectural and Engineering
 Services Act

MODIFICATION: These modifications will extend the expiration date for an additional twelve (12) months without adding any additional contract authority. The contract services are for travel forecasting and traffic engineering services, statewide.

CONTRACTORS: Gannett Fleming, Inc. (Contract A)
 Baltimore, MD

Johnson, Mirmiran & Thompson, Inc. (Contract B)
 Sparks, MD

Rummel, Klepper & Kahl, LLP (Contract C)
 Baltimore, MD

URS Corporation (Contract D)
 Hunt Valley, MD

AMOUNT: \$0

ORIGINAL CONTRACT AMOUNT: \$1,500,000 each

REVISED CONTRACT AMOUNT: \$2,000,000 (Contracts A and C)
 \$1,500,000 (Contracts B and D)

PERCENTAGE INCREASE: 33% (Overall-Contracts A and C)
 0% (Overall-Contracts B and D)

ITEM: 4-AE-MOD (Continued)

BPW – 12/05/12

TERM:

Contract A

01/28/09 - 01/02/13 (Original)

Term unchanged, \$500,000 (Modification 1)

01/02/13 – 01/02/14 (Modification 2)

Contract B

01/28/09 - 01/01/13 (Original)

01/02/13 – 01/02/14 (Modification 1)

Contract C

01/28/09 - 01/02/13 (Original)

Term unchanged, \$500,000 (Modification 1)

01/02/13 – 01/02/14 (Modification 2)

Contract D

02/18/09 – 02/01/13 (Original)

02/02/13 – 02/01/14 (Modification 1)

DBE PARTICIPATION:

23% (DBE Compliance 26.39%)-Contract A

23% (DBE Compliance 13.50%)-Contract B

23% (DBE Compliance 8.93%)-Contract C

23% (DBE Compliance 34.78%)-Contract D

REMARKS: These contracts provide for engineering review and construction management services, statewide.

Services that are provided through these contracts include: constructability engineering support and review of capital projects. These services are used on approximately fifteen (15) active construction projects.

The requested increase in time is needed to allow new contracts to be procured. The replacement contract is in the early stages of the procurement process and has a projected Notice to Proceed date of June 2014.

The DBE compliance on contracts B and C are sub-par due partly to the fact that SHA did not have any assignments to utilize the very specialized expertise of one of the originally contracted DBE firms. Additionally, another of the DBE firms was unable to perform certain tasks within the required time frame because of other ongoing assignments (typical for small firms on multiple contracts). SHA is working with the Prime consultants to rectify the low compliance, which will include reallocation of the funding among DBE firms. In addition, more tasks assignments have been made to the DBE firms to increase compliance on these contracts. The additional time extension will provide SHA the opportunity to correct these contract deficiencies prior to the contract expiration.

ITEM: 4-AE-MOD (Continued)

BPW – 12/05/12

FUND SOURCE:

Federal and Special Transportation Funds Budgeted
to SHA

APPROP CODE:

J02B0101

RESIDENT BUSINESS:

Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ATTACHMENT I

CONTRACT A

	<u>Amount</u>	<u>Term</u>	<u>BPW/DCAR Date</u>	<u>Reason</u>
Original Contract	\$1,500,000	01/28/09 – 01/02/13	1/28/09 4-AE	
Modification No. 1	\$500,000	-	04/04/12 3-AE Mod	To add additional contract authority.
Modification No. 2		01/02/13 – 01/02/14	12/05/12	To add additional time until new procurement
Revised Amount	\$2,000,000			

CONTRACT B

	<u>Amount</u>	<u>Term</u>	<u>BPW/DCAR Date</u>	<u>Reason</u>
Original Contract	\$1,500,000	1/28/09 – 1/1/13	1/28/09 4-AE	
Modification No. 1		01/02/13-01/02/14	12/05/12	To add additional time until new procurement

CONTRACT C

	<u>Amount</u>	<u>Term</u>	<u>BPW/DCAR Date</u>	<u>Reason</u>
Original Contract	\$1,500,000	01/28/09-01/01/13	1/28/09 4-AE	
Modification No. 1	\$500,000	-	04/04/12 3-AE Mod	To add additional contract authority
Modification No. 2		01/02/13 – 01/02/14	12/05/12	To add additional time until new procurement
Revised Amount	\$2,000,000			

CONTRACT D

	<u>Amount</u>	<u>Term</u>	<u>BPW/DCAR Date</u>	<u>Reason</u>
Original Contract	\$1,500,000	02/18/09 – 02/01/13	02/18/09 6-SR	
Modification No. 1		02/01/13 – 02/01/14	12/05/12	To add additional time until new procurement

Nancy Noonan (410) 767-3796
nnoonan@mta.maryland.gov

BPW – 12/05/12

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

EQUIPMENT CONTRACT

ITEM: 5-M

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T-8000-0371
 Light Rail Vehicle Car Body Repair Services
 Baltimore City
 ADPICS NO.: T-8000-0371

CONTRACT DESCRIPTION: This contract provides the Maryland Transit Administration (MTA) Light Rail Railcar Maintenance Department with a qualified and experienced Contractor to provide car body repair services. The contractor shall perform all tasks at the Light Rail Vehicle Maintenance Shop, located at 344 W. North Avenue.

AWARD: Coachworks, LLC
 Towson, MD

TERM: 1/1/13-12/31/16 (Three (3) years)

AMOUNT: \$750,000

PROCUREMENT METHOD: Competitive Sealed Bidding
 (Single Bid Received)

MBE PARTICIPATION: 25%

PERFORMANCE SECURITY: N/A

REMARKS:

The Contractor shall provide all necessary parts, labor, tools, materials and supervision required for repairs to damaged Light Rail Vehicle car shells.

The solicitation was advertised on eMaryland Marketplace, on the MTA's website and distributed to the Governor's Office of Minority Affairs. Six (6) firms were directly solicited of which all are Maryland firms. One (1) bid was received from Coachworks, LLC. Forty (40) firms were later directly emailed requesting the return of no bid notices that would indicate why they did not bid. Seven (7) firms returned no bid notices. Those companies listed the factors such as: (a) "They would like to focus our efforts on tenders with a larger work scope" (b) "The subject of the contract is not something we normally provide" (c) "Other commitments preclude our participation at this time."

MTA has determined the bid price to be fair and reasonable.

ITEM: 5-M (Continued)**BPW – 12/05/12****FUND SOURCE:** 100% Special Funds Budgeted to MTA**APPROPRIATION CODE:** J05 H0104**RESIDENT BUSINESS:** Yes**MD TAX CLEARANCE:** 12-2444-1110

BOARD OF PUBLIC WORKS ACTION - THE ABOVE-REFERENCED ITEM WAS:**APPROVED****DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION****116**

Donna DiCerbo - (410) 537-7814
ddicerbo@mdta.state.md.us

BPW – 12/05/12

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 6-M

MARYLAND TRANSPORTATION AUTHORITY

CONTRACT ID: 911311511
 Bay Bridge Lane Use Signal Field Hardware
 Maintenance
 Queen Anne's and Anne Arundel Counties
 ADPICS NO: J01B3400008

CONTRACT DESCRIPTION: This contract will provide comprehensive corrective and preventative maintenance services for the existing Lane Use Signal (LUS) field hardware and related systems at the William Preston Lane Bay Bridge, for the Maryland Transportation Authority.

AWARD: Day and Sons, Inc.
 Glen Burnie, MD

TERM: 1/02/2013–1/01/2015 (w/2 one-year renewal options)

AMOUNT: \$262,450 (2 Years; Base Contract)
 \$131,225 (1 Year; Renewal Option # 1)
\$131,225 (1 Year; Renewal Option # 2)
 \$524,900

PROCUREMENT METHOD: Competitive Sealed Bidding
 (Single Bid Received)

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY: N/A

REMARKS: A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMaryland Marketplace*. Direct solicitation was conducted via eMM to 627 prospective vendors, 96 of which are MBEs, 123 were small businesses and 22 were dually certified MBE/SBR firms. One (1) bid was received.

MDTA emailed firms whom appeared on the eMaryland Marketplace Bidders list whom did not bid and only one (1) response was received stating that this type of work is not within their business line. In addition, MDTA issued an Amendment to the eMaryland Marketplace solicitation attaching the No Bid Notice for firms directly notified through eMaryland to submit. No additional responses were received.

ITEM: 6-M (Continued)**BPW-12/05/12**

The scope of work includes all labor, supervision, materials, parts, hardware, software, supplies, tools, equipment, transport, expenses and all unspecified incidental items to provide a comprehensive corrective and preventative maintenance service contract for the existing Lane Use Signal (LUS) field hardware and related systems at the Bay Bridge. The work includes but is not limited to the following:

- On-call preventive maintenance, inspection, repair, and adjustment services; and
- On-call emergency repair services.

An allowance of \$20,000 was included in the IFB for miscellaneous work that may be determined necessary by the Project Engineer during the construction period. This item will only be used if necessary and will not be used without prior approval of the Engineer.

The MBE goal established for this contract was 25%; however, the prime contractor is a Certified Minority Business Enterprise therefore the MBE participation is 100%.

FUND SOURCE: 100% Toll Revenue

APPROPRIATION CODE: 29.10.02.01

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-2325-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Anna Lansaw-(410)768-7354
Alansaw2@mdot.state.md.us

BPW-12/05/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 7-M

MARYLAND MOTOR VEHICLE ADMINISTRATION

CONTRACT ID: V-HQ-13015-M
 Janitorial Services for the MVA
 Glen Burnie Complex
 Anne Arundel County
 ADPICS NO.: VHQ13015M

CONTRACT DESCRIPTION: Provide janitorial services at the MVA's Glen Burnie Complex located at 6601 Ritchie Hwy., Glen Burnie, MD 21062; One Orchard Road, Glen Burnie, MD 21060; and 150H&M Blades Lane, Glen Burnie, MD 21061.

AWARD: Vocational Service Program (VSP)
 Baltimore, MD

AMOUNT: \$3,715,034

TERM OF CONTRACT: 1/1/13-12/31/17 (5 years)

PROCUREMENT METHOD: Community Service Provider

MBE PARTICIPATION: 100%

REMARKS: The Pricing and Selection Committee for Rehabilitation and Employment Programs has certified this award as the fair market value for the services required.

FUND SOURCE: 100% Special Funds budgeted to MVA

APPROPRIATION CODE: J04E0001

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-2430-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

119

Norie Calvert 410-545-0433
ncalvert@sha.state.md.us

BPW – 12/05/12

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 8-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4771631414
 Install, Repair or Replace Traffic Barriers at
 Various Locations in Prince George's County
 ADPICS NO.: 4771631414

CONTRACT DESCRIPTION: This contract consists of installation, repair or replacement of traffic barrier at various locations in Prince George's County.

AWARD: Long Fence Co., Inc.
 Capitol Heights, MD

AMOUNT: \$1,792,047 NTE

TERM OF CONTRACT: 12/17/12-12/31/14

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Long Fence Company, Inc. Capitol Heights, MD	\$1,792,047
Chesapeake Guardrails – A Division Of PDI-Sheetz Linthicum, MD	\$1,833,528
L. S. Lee, Inc. York, PA	\$1,847,424
Guardrails Etc., Inc. Baltimore, MD	\$1,964,064

MBE PARTICIPATION: 0% (Single Element of Work)

PERFORMANCE SECURITY: Payment & Performance Bonds at 100% of Award Amount.

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Twenty Five (25) contractors were notified for this project on eMaryland Marketplace; Seven (7) of which were MDOT Certified MBE's.

ITEM: 8-M (Continued)

BPW – 12/05/12

FUND SOURCE: 100% Special Funds Budgeted to SHA
APPROPRIATION CODE: J02B0102
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 12-2297-1111

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

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

Norie Calvert 410-545-0433
ncalvert@sha.state.md.us

BPW – 12/05/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 9-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4292A51414SB
 Brush and Tree Cutting & Stump Removal at
 Various Locations in Southern Anne Arundel
 County
 ADPICS NO.: 4292A51414

CONTRACT DESCRIPTION: This contract consists of brush and tree cutting & stump removal at various locations in Southern Anne Arundel County.

AWARD: Excel Tree Expert Co., Inc.
 Jessup, MD

AMOUNT: \$432,000 NTE

TERM OF CONTRACT: 12/17/12-12/31/14

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:
 Excel Tree Expert Co., Inc. \$432,000
 Jessup, MD

Pitman's Tree & Landscaping, Inc \$544,132
 Front Royal, VA

MBE PARTICIPATION: 0% (Single Element of Work)

PERFORMANCE SECURITY: Payment & Performance Bonds for 100% of Award Amount.

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Twenty Five (25) contractors were notified for this project on eMaryland Marketplace; Six (6) of which were MDOT Certified MBE's.

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

ITEM: 9-M (Continued)

BPW – 12/05/12

FUND SOURCE: 100% Special Funds Budgeted to SHA
APPROPRIATION CODE: J02B0102
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 12-2296-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

Norie Calvert 410-545-0433
ncalvert@sha.state.md.us

BPW – 12/05/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 10-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 54915G1414SB
 Highway Maintenance Contract Support at Various
 Locations in the Gaithersburg Shop Area of
 Montgomery County
 ADPICS NO.: 54915G1414

CONTRACT DESCRIPTION: This contract consists of highway maintenance contract support at various locations in the Gaithersburg Shop area of Montgomery County.

AWARD: Unified Professional Services, LLC.
 Gwynn Oak, MD

AMOUNT: \$531,987 NTE

TERM OF CONTRACT: 12/17/12-12/31/14

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Unified Professional Services, LLC Gwynn Oak, MD	\$531,987
Earn Contractors Gaithersburg, MD	\$584,075
JRP Management Resources, Inc Burtonsville, MD	\$596,714
Colossal Contractors, Inc. Burtonsville, MD	\$599,395
Unisource Services, LLC Rockville, MD	\$651,100

MBE PARTICIPATION: 0% (Single Element of Work)

PERFORMANCE SECURITY: N/A

ITEM: 10-M (Continued)

BPW – 12/05/12

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Twenty Five (25) contractors were notified for this project on eMaryland Marketplace; Six (6) of which were MDOT Certified MBE's.

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

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-2362-0110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

125

Nancy Noonan (410) 767-3796
nnoonan@mta.maryland.gov

BPW - 12/05/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

EQUIPMENT CONTRACT

ITEM: 11 -E

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T8000-0398
 Procurement of Ten 60' Hybrid Diesel
 Electric Buses
 ADPICS NO.: T80000398

CONTRACT DESCRIPTION: This contract provides for the manufacture and delivery of ten (10) 60-foot Hybrid Diesel Electric Buses.

AWARDS: New Flyer of America, Inc.
 Winnipeg, Manitoba, Canada

TERM: 12/19/12-12/18/13 (One (1) year from Notice NTP)

AMOUNT: \$9,476,938

PROCUREMENT METHOD: Intergovernmental Cooperative Purchase

DBE PARTICIPATION: 5.2%

REMARKS: MTA will purchase 10 Hybrid Diesel Electric Buses manufactured by New Flyer of America by piggybacking on a contract between the Minnesota Department of Transportation (Mn/DOT) and New Flyer. The 10 buses will replace older buses that require extra maintenance time and cost. Replacing the older buses will enable the MTA to meet the needs of riders by providing reliable transportation.

The contract between the Minnesota Department of Transportation (Mn/DOT) and New Flyer of America became effective in 2012. The MN/DOT contract was awarded in compliance with all Federal Transit Administration (FTA) mandated clauses. The DBE goals established by Mn/DOT for this contract were approved by FTA on December 21, 2011. Although the DBE vendors approved the FTA are not registered in Maryland, the DBE participation is 5.2% of the estimated contract value.

The Contract with New Flyer has been negotiated per COMAR 21.05.09, Intergovernmental Cooperative Purchasing. Utilizing this procurement method will allow the MTA to realize savings in time and money in acquiring the buses. The unit cost of the buses has been reduced to \$947,693.77 from \$994,340.31, a savings of \$46,646.54 per bus or \$466,465.40 for all 10 buses.

ITEM: 11-E (Continued)**BPW – 12/05/12**

Developing a new solicitation could take the MTA up to two years to prepare specifications, advertise, and award. The buses meet all Federal Transit Administration requirements. In addition the contract with Mn/DOT contains all required Federal clauses and meets the requirements of the FTA's Best Practices Manual for piggyback contracts. This contract has a five (5%) percent performance bond requirement based on the contract value.

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

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-2445-0011

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

127

Nancy Noonan (410) 767-3796
nnoonan@mta.maryland.gov

BPW – 12/05/12

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

EQUIPMENT CONTRACT

ITEM: 12-E

MARYLAND TRANSIT ADMINISTRATION

CONTRACT ID: T8000-0349
 Procurement of Forty MV-1 Mobility Vehicles
 Various Locations
 ADPICS NO.: T80000349

CONTRACT DESCRIPTION: This contract provides for the manufacture and delivery of Forty (40) MV-1 Mobility vehicles for the Maryland Transit Administration Department of Mobility Services.

AWARD: Schetky Northwest Sales, Inc.
 Portland, OR

TERM: 12/10/12-12/9/13 (One (1) year from NTP)

AMOUNT: \$1,963,360

PROCUREMENT METHOD: Intergovernmental Cooperative Purchase

DBE PARTICIPATION: 10%

REMARKS: MTA will purchase forty (40) MV-1 Mobility vehicles manufactured by Schetky Northwest Sales, Inc. by piggybacking on a contract between State of Washington Department of General Administration (SWDGA) and Schetky Northwest Sales, Inc. The 40 vehicles will replace older vehicles that require extra maintenance time and cost. Replacing the older vehicles will enable the MTA to meet the needs of riders by providing reliable transportation.

The contract between the SWDGA and Schetky Northwest Sales became effective in 2011. The State of Washington contract was awarded in compliance with all Federal Transit Administration (FTA) regulations. The DBE goals established by SWDGA for this contract was approved by FTA on December 21, 2011. Although the DBE vendors approved by the FTA are not registered in Maryland, the DBE participation is 10% of the estimated contract value.

The Contract with Schetky Northwest Sales, Inc. has been negotiated per COMAR 21.05.09, Intergovernmental Cooperative Purchasing. Utilizing this procurement method will allow the MTA to realize savings in time and money in acquiring the vehicles. The price of each vehicle is approximately \$49,084.

ITEM: 12-E (Continued)**BPW – 12/05/12**

Developing a new solicitation could take the MTA up to two years to prepare specifications, advertise, and award. The vehicles meet all Federal Transit Administration requirements. In addition the contract with SWDGA contains all required Federal clauses and meets the requirements of the FTA's Best Practices Manual for piggyback contracts. This contract has a five (5%) percent performance bond requirement based on the contract value.

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

APPROPRIATION CODE: J05 H0105

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-2411-000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

BPW – 12/05/12

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

REAL PROPERTY DISPOSITION

ITEM: 13-RP

MMC# 12-3022

MARYLAND AVIATION ADMINISTRATION:

Located at 1347 Hanover Road,
 Hanover MD 21076, Anne Arundel County

EXPLANATION: In accordance with Section 10-305, State Finance and Procurement Article, Annotated Code of Maryland, Board of Public Works approval is requested to declare ± 1.0 acres of land as surplus, as described, which is excess to the needs of MAA.

SPECIAL CONDITIONS:

None

LEGISLATIVE NOTICE:

Notice was sent to the Senate Budget and Taxation Committee and the House Appropriations Committee of the General Assembly on September 25, 2012. The forty-five (45) day review period expired on November 9, 2012.

OWNERSHIP:

State of Maryland, Maryland Aviation Administration.

CONSIDERATION:

None

ESTIMATED FAIR MARKET VALUE:

\$150,000, based on MDOT's estimated value of \$150,000 per acre for W-1, industrial zoned land. Two appraisals will be obtained prior to the public auction.

REMARKS: MAA is requesting Board of Public Works approval to surplus the subject property in accordance with Section 10-305 of the State Finance and Procurement Article of the Annotated Code of Maryland. The property will be sold at auction as one parcel.

This property is being disposed of as required by the Federal Aviation Administration (FAA). In 1985 the MAA began acquiring properties that were deemed incompatible due to aircraft noise through BWI-Marshall's 14 Code of Federal Regulations Part 150 Program. MAA purchased this property with contributions from FAA Airport Improvement Program (AIP) grants and from the State of Maryland. MAA also signed and agreed to the FAA AIP grant assurances tied to these funds including Grant Assurance #31, which is "to assure that optimal use is made of the federal share of the proceeds from the disposal of noise land." This requires the MAA to dispose of acquired noise land when the land is no longer needed for noise compatibility reasons.

ITEM: 13-RP (Continued)

BPW -12/05/12

In February 2008, the FAA provided formal Program Guidance Letter (PGL) 08-02 requiring an inventory, associated maps, and a strategic reuse plan for all acquired noise land parcels.

The MAA obtained FAA approval of the Reuse Plan in June 2010 and will dispose of 190 properties in four phases over the next five years. The property will be sold subject to an aviation easement, reserved to the MAA, for right of flight in the airspace above the surface of the premises and in accordance with Title 14 of the Code of Federal Regulations, Part 77, which restricts the maximum height of any improvements.

After the MAA disposes of the land for its appraised fair market value (FMV), the federal share of the FMV of the land is declared as disposal proceeds. The disposal proceeds are placed in an escrow account and are eligible for use for other airport noise compatibility projects, use by another airport for noise compatibility projects, or returned to the AIP Trust Fund. MAA plans to utilize the escrow funds to complete the sound insulation of homes previously approved in the Part 150 Noise Compatibility Program.

The Clearinghouse conducted an intergovernmental review of the project under MD20120918-0673 and has recommended to declare the property located at 1347 Hanover Road, consisting of +/- 1.0 acres, surplus to the State of Maryland, and to offer the property for public sale at the fair market value.

A request to dispose the +/- 1.0 acres will be sent to the Board of Public Works in the near future.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

131

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

BPW – 12/05/12

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

REAL PROPERTY DISPOSITION

ITEM: 14-RP

MMC# 12-3023

MARYLAND AVIATION ADMINISTRATION:

Located at 7202, 7204, 7206 Bentwoods Road, Hanover MD 21076, Anne Arundel County

EXPLANATION: In accordance with Section 10-305, State Finance and Procurement Article, Annotated Code of Maryland, Board of Public Works approval is requested to declare ± 3.0 acres of land as surplus, as described, which is excess to the needs of MAA.

SPECIAL CONDITIONS:

None

LEGISLATIVE NOTICE:

Notice was sent to the Senate Budget and Taxation Committee and the House Appropriations Committee of the General Assembly on September 25, 2012. The forty-five (45) day review period expired on November 9, 2012.

OWNERSHIP:

State of Maryland, Maryland Aviation Administration.

CONSIDERATION:

None

ESTIMATED FAIR MARKET VALUE:

\$450,000, based on MDOT's estimated value of \$150,000 per acre for W-1, industrial zoned land. Two appraisals will be obtained prior to the public auction.

REMARKS: MAA is requesting Board of Public Works approval to surplus the subject properties in accordance with Section 10-305 of the State Finance and Procurement Article of the Annotated Code of Maryland. The properties will be sold at auction as one parcel.

This property is being disposed of as required by the Federal Aviation Administration (FAA). In 1985 the MAA began acquiring properties that were deemed incompatible due to aircraft noise through BWI-Marshall's 14 Code of Federal Regulations Part 150 Program. MAA purchased this property with contributions from FAA Airport Improvement Program (AIP) grants and from the State of Maryland. MAA also signed and agreed to the FAA AIP grant assurances tied to these funds including Grant Assurance #31, which is "to assure that optimal use is made of the federal share of the proceeds from the disposal of noise land." This requires the MAA to dispose of acquired noise land when the land is no longer needed for noise compatibility reasons.

ITEM: 14-RP (Continued)**BPW -12/05/12**

In February 2008, the FAA provided formal Program Guidance Letter (PGL) 08-02 requiring an inventory, associated maps, and a strategic reuse plan for all acquired noise land parcels.

The MAA obtained FAA approval of the Reuse Plan in June 2010 and will dispose of 190 properties in four phases over the next five years. The property will be sold subject to an aviation easement, reserved to the MAA, for right of flight in the airspace above the surface of the premises and in accordance with Title 14 of the Code of Federal Regulations, Part 77, which restricts the maximum height of any improvements.

After the MAA disposes of the land for its appraised fair market value (FMV), the federal share of the FMV of the land is declared as disposal proceeds. The disposal proceeds are placed in an escrow account and are eligible for use for other airport noise compatibility projects, use by another airport for noise compatibility projects, or returned to the AIP Trust Fund. MAA plans to utilize the escrow funds to complete the sound insulation of homes previously approved in the Part 150 Noise Compatibility Program.

The Clearinghouse conducted an intergovernmental review of the project under MD20120918-0674 and has recommended to declare the property located at 7202, 7204, 7206 Bentwoods Road, consisting of ± 3.0 acres, surplus to the State of Maryland, and to offer the property for public sale at the fair market value.

A request to dispose the +/- 3.0 acres will be sent to the Board of Public Works in the near future.

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

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

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

BPW – 12/05/12

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

REAL PROPERTY DISPOSITION

ITEM: 15-RP

MMC# 12-3024

MARYLAND AVIATION ADMINISTRATION:

Located at 7203, 7205, 7207, 7209
 Bentwoods Road, Hanover MD 21076,
 Anne Arundel County

EXPLANATION: In accordance with Section 10-305, State Finance and Procurement Article, Annotated Code of Maryland, Board of Public Works approval is requested to declare ± 4.2 acres of land as surplus, as described, which is excess to the needs of MAA.

SPECIAL CONDITIONS:

None

LEGISLATIVE NOTICE:

Notice was sent to the Senate Budget and Taxation Committee and the House Appropriations Committee of the General Assembly on September 25, 2012. The forty-five (45) day review period expired on November 9, 2012.

OWNERSHIP:

State of Maryland, Maryland Aviation Administration.

CONSIDERATION:

None

ESTIMATED FAIR MARKET VALUE:

\$630,000, based on MDOT's estimated value of \$150,000 per acre for W-1, industrial zoned land. Two appraisals will be obtained prior to the public auction.

REMARKS: MAA is requesting Board of Public Works approval to surplus the subject properties in accordance with Section 10-305 of the State Finance and Procurement Article of the Annotated Code of Maryland. The properties will be sold at auction as one parcel.

This property is being disposed of as required by the Federal Aviation Administration (FAA). In 1985 the MAA began acquiring properties that were deemed incompatible due to aircraft noise through BWI-Marshall's 14 Code of Federal Regulations Part 150 Program. MAA purchased this property with contributions from FAA Airport Improvement Program (AIP) grants and from the State of Maryland. MAA also signed and agreed to the FAA AIP grant assurances tied to these funds including Grant Assurance #31, which is "to assure that optimal use is made of the federal share of the proceeds from the disposal of noise land." This requires the MAA to dispose of acquired noise land when the land is no longer needed for noise compatibility reasons.

ITEM: 15-RP (Continued)

BPW -12/05/12

In February 2008, the FAA provided formal Program Guidance Letter (PGL) 08-02 requiring an inventory, associated maps, and a strategic reuse plan for all acquired noise land parcels.

The MAA obtained FAA approval of the Reuse Plan in June 2010 and will dispose of 190 properties in four phases over the next five years. The property will be sold subject to an avigation easement, reserved to the MAA, for right of flight in the airspace above the surface of the premises and in accordance with Title 14 of the Code of Federal Regulations, Part 77, which restricts the maximum height of any improvements.

After the MAA disposes of the land for its appraised fair market value (FMV), the federal share of the FMV of the land is declared as disposal proceeds. The disposal proceeds are placed in an escrow account and are eligible for use for other airport noise compatibility projects, use by another airport for noise compatibility projects, or returned to the AIP Trust Fund. MAA plans to utilize the escrow funds to complete the sound insulation of homes previously approved in the Part 150 Noise Compatibility Program.

The Clearinghouse conducted an intergovernmental review of the project under MD20120918-0675 and has recommended to declare the property located at 7203, 7205, 7207, 7209 Bentwoods Road, consisting of +/- 4.2 acres, surplus to the State of Maryland, and to offer the property for public sale at the fair market value.

A request to dispose the +/- 4.2 acres will be sent to the Board of Public Works in the near future.

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

APPROVED**DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION****135**

Frank Hamons (410) 385-4419
fhamons@marylandports.com

BPW – 12/05/12
 SUPPLEMENTAL

DEPARTMENT OF TRANSPORTATION ACTION AGENDA

GENERAL/MISCELLANEOUS (Modification)

ITEM: 16-GM-MOD

MARYLAND PORT ADMINISTRATION

CONTRACT ID: 597851
 Cooperation Agreement between the Department of the Army and the State of Maryland for Construction of the Ecosystem Restoration Project at Poplar Island, Maryland
 Talbot County
 ADPICS NO.: P597851

ORIGINAL CONTRACT APPROVED: Item 15-GM, DOT Agenda 03/19/97

MODIFICATION: Modification No. 3 modifies the Project to authorize acceptance of dredged material from the southern approach channels to the Chesapeake and Delaware Canal south of the Sassafras River.

AMOUNT: \$0

ORIGINAL CONTRACT AMOUNT: \$426,907,000
 Federal Share: \$315,374,250
 State's Share: \$111,532,750

REVISED CONTRACT AMOUNT: \$426,907,000

PERCENTAGE INCREASE: 0%

TERM: 03/19/97 – 12/31/24

MBE PARTICIPATION: N/A

REMARKS: The Ecosystem Restoration Project at Poplar Island involves restoration of the island to the 1847 footprint of 1,140 acres for placement of dredged material and the development of upland habitat and inter-tidal wetlands. The Project was authorized by the 1996 Water Resources Development Act. It is carried out under Section 204 of the Water Resources Development Act of 1992 (Beneficial Uses of Dredged Material). Dredged material placement operation began in April 2001. The Ecosystem Restoration Project at Poplar Island, Maryland (without the expansion) is projected to reach full capacity in FY 2024.

Currently, the channels from which the dredged material will be brought to the Ecosystem Restoration Project at Poplar Island are limited to the Craighill Entrance Channel, the Craighill Channel, the

ITEM: 16-GM-MOD (Continued)

BPW - 12/05/12

Craighill Angle, the Craighill Upper Range, the Cutoff Angle, the Brewerton Channel Eastern Extension, the Tolchester Channel, and the Swan Point Channel. Modification #3 will add the southern approach channels to the Chesapeake and Delaware Canal south of the Sassafras River to this list of eligible channels. The reason for this Modification is to allow dredged material from the C&D southern approach channels to be placed at Poplar Island since the Corps' dredged material placement site at Courthouse Point is not available this dredging season due to environmental issues.

Section 3087 of the Water Resources Development Act of 2007, Public Law 110-114, modified the Project to authorize acceptance of dredged material from the southern approach channels to the Chesapeake and Delaware Canal south of the Sassafras River in accordance with the report of the Chief of Engineers dated March 31, 2006.

FUND SOURCE: N/A

APPROPRIATION CODE: N/A

RESIDENT BUSINESS: N/A

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

APPROVED

DISAPPROVED

~~DEFERRED~~

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$426,907,000	03/19/97 -12/31/24	03/19/97	
Modification No. 1	\$0	no change		Note 1

Note 1: Non-Federal Sponsor relieves the Government of any liability for proceeding with the construction prior to the Non-Federal Sponsor having provided all of the lands, easements and rights – of-way necessary for the Project (07/11/97).

Modification No. 2	\$0	no change		Note 2
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Note 2: Non-Federal Sponsor will receive credit toward their share of the project costs for work in-kind services or materials that are provided that are integral to the Project (04/09/02).

Revised Amount \$426,907,000

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 1-C

DEPARTMENT OF NATURAL RESOURCES

Gunpowder Falls State Park
Baltimore County, MD

CONTRACT NO. AND TITLE

**Project No. P-032-085-010;
Replacement of Floating Docks & Bulkheads
At Dundee Creek Marina, Gunpowder Falls
State Park
ADPICS NO. 001b3400271**

DESCRIPTION

existing floating docks, 480 linear feet of bulkhead, and related utility relocations/modifications at Dundee Creek Marina in Baltimore County.

PROCUREMENT METHOD

Competitive Sealed Bids

BIDS OR PROPOSALS

Dissen & Juhn, LLC, Stevensville, MD
Edwin & John Crandell, Inc., West River, MD
Rehak's Contracting, LLC, Baltimore, MD
Cianbro Corporation, Baltimore, MD

AMOUNT

\$ 805,830.00
\$1,059,280.00
\$1,075,300.00
\$1,182,540.00

AWARD

Dissen & Juhn, LLC
Stevensville, MD

AMOUNT

\$805,830.00

TERM

180 Calendar Days

MBE PARTICIPATION

36% (Sub-goal 21% Woman owned, and 9% African American, and 6% Asian owned firms

PERFORMANCE BOND

100% of full contract amount

REMARKS

REMARKS A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com*. A total of four (4) bids were received.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 1-C (Cont.)

The MBE goal for this project was 30% which was exceeded by Dissen & Juhn, LLC and affirmed by the DGS/MBE office.

Dissen & Juhn, LLC has exceeded the MBE set goal of 30% by achieving 36% (\$290,090). The total goal of 36% consists of 21% Woman owned, and 9% African American, and 6% Asian owned firms.

These improvements are necessary to replace 485 feet of deteriorated bulkheads, three floating docks, and one gangway. The new gangway will be ADA compliant. The Government estimate is \$1,150,000.00.

FUND SOURCE

K00 2012 17000 & K00 2012 12751 (DNR Waterway Improvements)

RESIDENT BUSINESS

Yes

TAX COMPLIANCE NO.

12-2075-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 2-C

DEPARTMENT OF JUVENILE SERVICES

Charles H. Hickey, Jr. School
Baltimore, MD

CONTRACT NO. AND TITLE

Project No. DT-000-114-003;
Charles H. Hickey Jr. School Replacement
of Boiler Food Services Bldg.
ADPICS NO. 001B3400267

DESCRIPTION

Project includes replacement of rooftop unit
and associated duct mounted steam heating coil with a new gas fired rooftop unit and all
incidental work.

PROCUREMENT METHOD

Competitive Sealed Bids

BIDS OR PROPOSALS

	<u>AMOUNT</u>
Temp Air Co., Inc., Baltimore, MD	\$200,716.00
James P. Kruger & Assoc., Ellicott City, MD	\$257,567.00
Chilmar Corp., Baltimore, MD	\$260,396.00
Denver-Elek, Inc., Baltimore, MD	\$286,500.00
R.F. Warder, Inc., White Marsh, MD	\$298,960.00
JLN Construction Services, LLC, Baltimore, MD	\$327,000.00

AWARD

Temp Air Co., Inc.
Baltimore, MD

AMOUNT

\$200,716.00

TERM

120 Calendar Days

MBE PARTICIPATION

10%

PERFORMANCE BOND

100% of full contract amount

REMARKS

A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com*. Six bids were received. All bidders are resident businesses. The MBE goal of 10% was met by Temp Air Co., Inc., and affirmed by MBE Office.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT**ITEM** 2-C (Cont.)**FUND SOURCE**

V00 H0103 412B 812 UA Funds

RESIDENT BUSINESS

Yes

TAX COMPLIANCE NO.

12-1346-0111

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 3-M

**DEPARTMENT OF LABOR, LICENSING
AND REGULATION**

DLLR Building
1100 N. Eutaw St.
Baltimore, MD 21201

CONTRACT NO. AND TITLE

Project No. BB-561-110-004
Re-Bid, Refurbish Elevators
ADPICS NO.001B3400269

CONTRACT DESCRIPTION

Approval is requested for a contract to provide all labor, equipment, and supplies necessary to completely refurbish the four elevators located in the DLLR Building in Baltimore City. This work includes elevator cab upgrades, replacement of the control systems, motors, hoistway equipment, all cabling and associated equipment. The electrical, HVAC and fire alarm devices will also be upgraded as part of this contract.

PROCUREMENT METHOD

Competitive Sealed Bids

BIDS OR PROPOSALS

Delaware Elevator, Inc., Salisbury, MD
Elcon Elevator, Inc., Upper Marlboro, MD

AMOUNT

\$1,336,410.00
\$1,737,225.00

AWARD

Delaware Elevator, Inc.,
Salisbury, MD

TERM

425 Calendar days

AMOUNT

\$1,336,410.00

MBE PARTICIPATION

31.9% (Split 14% African-American,
13.8% Woman-owned, 4.1 % Asian-Owned)

PERFORMANCE BOND

100% of full contract amount

HIRING AGREEMENT ELIGIBLE

Yes

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 3-M (Cont.)

REMARKS

A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com*. Two bids were received. Both bidders are resident businesses. The MBE goal was met by Delaware Elevator, Inc., and affirmed by the DGS/MBE Office.

FUND SOURCES

\$1,274,310.00 MCCBL 2012/ Item
017 (Provide funds to replace four elevators
at the 1100 Eutaw Street Building in the
Baltimore State Office Complex)

\$ 62,100.00 (Using Agency Funds)

RESIDENT BUSINESS

Yes

TAX COMPLIANCE NO.

12-2104-1111

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 4-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 \$181,810.00 (2 items).

A. Military Department

Dundalk Readiness Center
Baltimore County, MD

CONTRACT NO. AND TITLE

Project No. M-591-120-004;
ALTA/ACSM Land Title Survey of an
Addition to the Armory Property

DESCRIPTION

Approval for a contract to include conducting an ALTA/ACSM boundary line survey of a tract of land adjacent to the northwest boundary of the Dundalk Readiness Center property at 2101 North Point Road, Dundalk, MD 21222. The tract is identified as "P/O P 28" (i.e. part of parcel 28) on Tax Map 0096. The Dundalk Readiness Center property is Parcel 38.

REMARKS

The survey will provide a known location of the perimeter and confirmation of acreage, marking all property corners with iron pipes and caps, referring all corners to the Maryland Coordinate System, preparing final plat and legal boundary description, recording the plat in the Land Records of Baltimore County, and providing DGS and the Military with a field tour of the boundary line after the line has been established.

PROCUREMENT METHOD

Small Procurement

AWARD

Ruxton Design Corporation
Towson, MD

AMOUNT

\$7,500.00

FUND SOURCE

MCCBL 2012/Item 011 (Provide funds for land acquisition, design and construction of alterations and an addition to the Dundalk Readiness Center.)

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 4-GM (Cont.)

B. Department of Veterans Affairs

Vietnam Veterans Memorial
Baltimore, MD

DESCRIPTION

Approval for a contract to include the resetting of granite paving stones. Stones shall be leveled and equally spaced. Project also includes the removal and disposal of one broken granite paving stone and the installation of one new granite paving stone. Project also includes the replacement of existing storm drain system and installation of sediment and erosion control measures and site restoration.

REMARKS

A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com*. Six bids were received. All of the bidders are residents of the State of Maryland. The MBE goal of 20% was met by Maxmore-Hill Restoration, Inc. They have confirmed their bid and have the experience and resources to complete this project according to the contract documents.

CONTRACT NO. AND TITLE

Project No.VM-000-100-001,
Correct Granite Slab Differential

PROCUREMENT METHOD

Competitive Sealed Bids

AWARD

Maxmore-Hill Restoration, Inc.
Baltimore, MD

AMOUNT

\$174,310.00

MBE PARTICIPATION

20%

FUND SOURCE

MCCBL 2006 Item 010 (Provide funds for the State Capital Facilities Renewal Program-Statewide.)

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 5-GM

REFERENCE

In accordance with provisions of the State Finance and Procurement Article, Section 8-301, Annotated Code of Maryland, the Board of Public Works approval is requested for the use of General Obligation Bond funding for the contract(s) noted below. Any modifications listed below reflect the change in funding from POS funds to General Obligation Bond funds (MCCBL) also noted below. Total amount of funds used is \$107,504.37 (2 items).

The fund sources for this particular item will be designated as:

MCCBL 2010/Item 011 (Provide Funds to Design, Construct, and Equip Capital Development Projects on Natural Resources Property in accordance with 5-903(G) of the Natural Resources Article.)

MCCBL 2012/Item 013 (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. Myrtle Grove Wildlife Management Area

DESCRIPTION

Approval requested to encumber funds in the amount of \$20,244.37, to allow payment of a final payment on a contract dispute between the Department of Natural Resources and the firm of SAKCO General Contracting and Excavating. DNR issued the original contract in the amount of \$24,788.00, under authority delegated by DGS.

REMARKS

The dispute arose from a disagreement over amount payable for work accomplished by the contractor prior to the contract being terminated for the State's convenience.

CONTRACT NO. AND TITLE

Drill New Well and Install Water
Distribution System

AMOUNT

\$20,244.37

FUND SOURCE

MCCBL 2010/Item 011

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 5-GM (Cont.)

B. Rocky Gap State Park (Allegany County, MD)

DESCRIPTION

Approval for a contract to provide all labor, equipment, materials, supplies, supervision, and insurance, necessary to renovate the Chalet at Rocky Gap State Park in Allegany County.

REMARKS

This solicitation was advertised and bid on *eMaryland Marketplace (eMM)*. Notice of Availability was also posted on the DGS Bid Board.

The project estimate was \$85,152.00. This project was included on the FY-13 POS maintenance program, and was in the priority schedule within the budgeted funding. DNR prepared the specifications and five vendors attended the prebid. Seven vendors bid on the project with no vendors under the project estimate. The awarded vendor was evaluated and confirmed his bid. 19% MBE participation was provided in the documentation and was approved. The first low bidder (CCM building Services) requested an MBE waiver that was not accepted.

CONTRACT NO. AND TITLE

Project No: P-059-132-010;
Renovate Chalet

PROCUREMENT METHOD

Competitive Sealed Bids

AWARD

Western Maryland Construction.
Solutions, LLC
Frostburg, MD

AMOUNT

\$87,260.00

TERM

120 Calendar Days

MBE PARTICIPATION

19%

FUND SOURCE

MCCBL 2012/Item 013

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

DEPARTMENT OF GENERAL SERVICES

Old Senate Chamber
 Maryland State House
 Annapolis, MD

CONTRACT NO. AND TITLE

Project No. BA-491-120-001;
 Restoration of the Old Senate Chamber
 ADPICS NO. 001b3400272

CONTRACT DESCRIPTION

Approval is requested for a contract to perform general contracting and construction services to support the historic restoration of the Old Senate Chamber. The contract provides for pre-construction planning, pre-construction support of the investigative team, selective demolition and deconstruction during the investigative phase, as well as, construction services.

PROCUREMENT METHOD

Exempt – Renovation of Historic Structures
 State Finance and Procurement Article
 11-203 (a) (1) (xviii)

AWARD

The Christman Company,
 Reston, Virginia

AMOUNT

\$3,750,000.00

TERM

N/A

MBE PARTICIPATION

1%

REMARKS

The State of Maryland has initiated a capital project to pursue a state-of-the-art restoration of the Old Senate Chamber to its appearance during the late 18th century. At this time, the chamber is partially deconstructed, exposing the original brick walls and revealing evidence of its earliest design.

A panel of distinguished architectural historians has studied the evidence discovered to date and has made recommendations for the restoration of the room. The current capital program calls for continued investigation and construction in this space to take place over the next several years with a targeted completion date of December 2014.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 6-GM (Cont.)

This project is a significant part of a master plan that has been adopted by the State House Trust to improve the visitor's experience in the State House and enhances the public's understanding of the four centuries of history in this National Historic Landmark. The restoration of the Old Senate Chamber, the most historically important room in the State House, represents the 18th century portion of the master plan.

The State is currently pursuing physical and documentary investigation of the Old Senate Chamber through a contract with the architectural firm of Mesick, Cohen, Wilson, and Baker (MCWB) as well as, State resources. The results of this investigation, coordinated through the State House Trust's Advisory Panel, will inform the design to the intended period of significance and will serve as the basis for the restoration.

The Christman Company is uniquely positioned to perform construction services for this project due to the qualifications of its staff, its extensive experience in historic preservation and restoration, as well as, its prior work in the State House. This company was responsible for the recently completed construction and renovation of the Old House of Delegates Chamber. Its familiarity with the State House structure and specialized systems introduced as part of the Old House of Delegates project (floor monitoring system, mist fire protection system) as well as, the requirements of working with the Department of General Services, the Maryland Historical Trust and the Maryland State Archives have given the firm significant insight into the challenges associated with performing work in this historic structure.

The construction contract provides for a lump sum amount against which the general contractor will provide task-based services on an on-call basis. Hourly rates for project management and support staff, as well as, bonding and insurance rates have been defined by the contract.

Pre-construction services will support the State in its effort to qualify and secure highly specialized craftsmen to perform the restoration work, develop budgets for the specialized trades, procurement of long lead items, project scheduling, support the State's architectural consultant with selective demolition services to pursue the on-going physical investigation of the Chamber, and assist with the necessary deconstruction of the Chamber. Construction phase services will be task-based for various design packages which will be issued by the State's consultants to implement the restoration effort.

The contract is subject to a Minority Business Enterprise participation goal of one percent (1%); every effort will be made to maximize MBE participation to the extent possible.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 6-GM (Cont.)

FUND SOURCE

\$1,500,000.00 (MCCBL 2011/Item 003
 (Provide funds to design, construct and
 equip alterations and renovations to the State
 House in order to restore the Old Senate
 Chamber to its 18th century appearance...)

\$2,250,000.00 Senate Bill 151/MCCBL
 2013 Pre-Authorization (Provide funds to
 construct alterations and renovations to the
 State House in order to restore the Old
 Senate Chamber to its original 18th century
 appearance)

RESIDENT BUSINESSES

No

MD TAX CLEARANCE

12-2647-0110

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 7-RP

DEPARTMENT OF AGRICULTURE

Maryland Agricultural Land Preservation
Foundation (MALPF)
File #05-81-01A
Caroline County, MD

REFERENCE

Reference is made to Item 41-RP of the DGS Agenda of 6/9/1982, for the meeting of the Board of Public Works (BPW) wherein approval was given to the Maryland Agricultural Land Preservation Foundation (MALPF) to acquire an agricultural preservation easement (hereinafter "MALPF Easement") over 89.3 +/- acres of land for \$51,794.00 from Victor and Vera Rieck. A subsequent survey revealed 82.59 acres of land, and the purchase price was reduced pro-rata to \$47,902.20. Purchase of the MALPF Easement was completed on April 27, 1983.

BPW approval is requested to grant a partial release wherein the State of Maryland to the use of the Maryland Agricultural Land Preservation Foundation, will release 0.1808 acres from the operation and effect of the MALPF Easement in exchange for an adjoining 0.1808 acres to be added to the MALPF Easement. This request is being made in order to correct a violation of the terms of the MALPF Easement whereby Victor and Vera Rieck ("Rieck") entered into deeds of exchange in October of 1983 with Rodger Willoughby ("Willoughby") an adjacent landowner, which exchanged small parcels of unequal acreage between them without first seeking MALPF or BPW permission. MALPF discovered the violation, and requested the parties to propose a solution to correct the violation. Because Willoughby has already constructed a swimming pool, garage and a shed on the land conveyed to him by Rieck, the parties propose that the 1983 exchange between them be approved by MALPF and the BPW, and further that an additional 350 square feet be conveyed to Rieck from Willoughby in order to equally balance the amount of land to be released from the MALPF Easement with the amount of Land to be added to the MALPF Easement.

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 one (1) the soils are of identical quality and two (2) MALPF will avoid litigating the violation of the easement and its regulations.

RELEASOR

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

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY**ITEM** 7-RP (Cont.)**RELEASEE**

Victor Rieck

PROPERTY

0.1808 acres

GRANTOR

Victor Rieck

GRANTEE

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

PROPERTY

0.1808 acres

REMARKS

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

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 GENERAL SERVICES

Cheltenham Youth Facility
 Prince George's County
 File No. 00-8516

REFERENCE

Approval is requested for the demolition of two buildings currently owned by the Department of Juvenile Services (DJS) known as the "Staff Apartments" and the "School" located on the campus of the Cheltenham Youth Facility in Prince George's County. The 16,800 square foot staff dormitory and the 11,340 square foot staff residence apartment located on the eastern end of the facility, need to be demolished to facilitate the construction of the new 72-bed Juvenile Detention Center.

PROPERTY

Cheltenham Youth Facility
 Cheltenham, MD
 28,140 total sf to be demolished

REMARKS

1. The Clearinghouse conducted an intergovernmental review of the project under MD20120718-0530, has recommended to change the use and demolish the 16,800 square feet staff dormitory, and the 11,340 square feet staff residence apartment that are a portion of the eastern end of the Cheltenham Youth Facility. The proposed demolition will facilitate the construction of the new 72-bed Juvenile Detention Center.
2. The Department of General Services (DGS) and Department of Juvenile Services (DJS) recommend 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

REAL PROPERTY

ITEM 9-RP

DEPARTMENT OF GENERAL SERVICES

Matapeake Project
 14.41 acres +/- unimproved
 Queen Anne's County
 DGS File: 00-3660

REFERENCE

Reference is made to Item 21-RP of the DGS Agenda of the 10/6/10 BPW meeting, wherein approval was given for an Amendment to Revenue Sharing Agreement allowing Queen Anne's County to initiate Phase 1 of the redevelopment of the Matapeake site by subdividing 21.41 acres +/- and selling the property for \$50,000.00 per acre. Settlements on the 21.41 acres were to occur by 12/31/2010. Settlement for the sale of 7 acres (Site 1, aka Lot 4) to MILTEC occurred on or about 12/31/2010; however settlement on (sites 2 and 3, aka Lots 3 and 5) did not occur. Queen Anne's County notified the State of the contract cancellation as required, and has continued to market the property.

Per the Amendment to Revenue Sharing Agreement approved by the BPW on 10/6/10, any substantive changes to the contracts or First Phase require BPW approval. In May 2012, Queen Anne's County reached an agreement with Worley, LP for the sale of a revised portion of the former site 3 (aka Lot 5) totaling 4.5 acres at \$61,601.64 per acre, for a total of \$277,207.38. BPW approval is requested for a Second Amendment to Revenue Sharing Agreement for the sale of 4.5 acres +/- to Worley, LP. Queen Anne's County will continue to market the remaining Phase 1 property (9.91 acres +/-) and BPW approval will be requested for the sale of the remaining property.

All legal documents are subject to the review and approval by the Attorney General's office for form and legal sufficiency.

PROPERTY

14.41 Acres± unimproved

REMARKS.

The Department of General Services recommends approval of the Second Amendment to Revenue Sharing Agreement for the sale of property to Worley, LP.

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 10-LL-OPT

DEPARTMENT OF HEALTH AND MENTAL HYGIENE
 (Office of Capital Planning)

<u>Tenant</u>	The Chimes, Inc. 4815 Seton Dr. Baltimore, MD 21215
<u>Property Location</u>	741 Howard Rd. Baltimore, MD 21208
<u>Space Type</u>	Group Home
<u>Duration</u>	5 years
<u>Annual Rent</u>	\$1.00
<u>Utilities Responsibility</u>	Tenant
<u>Custodial Responsibility</u>	Tenant
<u>Previous Board Action(s)</u>	1/23/2002-Item 1-L; 1/7/1998-Item 17-L; 11/28/2009-Item 13-LL

Special Conditions

1. Since 1998, this space has been used as a group home for four (4) individuals with developmental disabilities.
2. The Tenant shall be responsible for obtaining all permits, licenses, inspections and approvals required for its occupancy of the premises.
3. The Tenant shall maintain at its expense, throughout the term, insurance against loss or liability in connection with bodily injury, death, property damage or destruction, occurring within the Demised Premises. General Comprehensive Liability insurance will have a minimum coverage of \$1,000,000.00 combined single limit per occurrence and shall contain broad form GCL Endorsement or its equivalent.
4. The Tenant shall indemnify and hold harmless the State of Maryland and Maryland Department of Health and Mental Hygiene against any and all liability or claim of liability (including reasonable attorney's fees) arising out of licensee's use and occupancy, conduct operation or management of the premises during the Term.
5. This lease contains a termination for convenience clause.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE**ITEM** 10-LL-OPT (Cont.)**Remarks**

In 1947, The School of the Chimes was founded by a group of parents who wanted a program enabling their children with moderate mental retardation to reach the highest level of function possible. Chimes, Inc. assists thousands of people of all ages and varying levels of ability. Their wide range of programming includes habilitative, residential, educational, vocational, employment, and support services geared to meet individual needs.

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-OPT

DEPARTMENT OF HEALTH AND MENTAL HYGIENE
 (Office of Capital Planning)

<u>Tenant</u>	The Chimes, Inc. 4815 Seton Dr. Baltimore, MD 21215
<u>Property Location</u>	6209 Park Heights Ave. Baltimore, MD 21215
<u>Space Type</u>	Group Home
<u>Duration</u>	5 years
<u>Annual Rent</u>	\$1.00
<u>Utilities Responsibility</u>	Tenant
<u>Custodial Responsibility</u>	Tenant
<u>Previous Board Action(s)</u>	9/4/2002-Item 19-L; 4/26/2000-Item 14-L; 11/28/2007-Item 14-LL

Special Conditions

1. Since 1998, this space has been used as a group home for four (4) individuals with developmental disabilities.
2. The Tenant shall be responsible for obtaining all permits, licenses, inspections and approvals required for its occupancy of the premises.
3. The Tenant shall maintain at its expense, throughout the term, insurance against loss or liability in connection with bodily injury, death, property damage or destruction, occurring within the Demised Premises. General Comprehensive Liability insurance will have a minimum coverage of \$1,000,000.00 combined single limit per occurrence and shall contain broad form GCL Endorsement or its equivalent.
4. The Tenant shall indemnify and hold harmless the State of Maryland and Maryland Department of Health and Mental Hygiene against any and all liability or claim of liability (including reasonable attorney's fees) arising out of licensee's use and occupancy, conduct operation or management of the premises during the Term.
5. This lease contains a termination for convenience clause.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE

ITEM 11-LL-OPT (Cont.)

Remarks

In 1947, The School of the Chimes was founded by a group of parents who wanted a program enabling their children with moderate mental retardation to reach the highest level of function possible. Chimes, Inc. assists thousands of people of all ages and varying levels of ability. Their wide range of programming includes habilitative, residential, educational, vocational, employment, and support services geared to meet individual needs.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

TENANT LEASE

ITEM 12-LT

DEPARTMENT OF JUVENILE SERVICES

Hunt Valley, MD
(Baltimore County)

Landlord

10946 Golden West Dr., LLC
32 West Rd., Suite 200
Towson, MD 21204

Property Location

10946 Golden West Dr., Suite 130
Hunt Valley, MD 21031

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>
<u>Duration</u>	10 Years	<u>Effective</u>	4/1/2013	7,238
<u>Annual Rent</u>	\$141,141.00 (Avg.)	<u>Square Foot Rate</u>	\$19.50 (Avg.)	

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

Fund Source

100% General 301B 1301

Special Conditions

1. This lease contains escalations/de-escalations for real estate taxes, utilities and custodial services.
2. The lease provides for twenty-three (23) use-in common parking spaces free of charge.

Remarks

1. This space is an administrative and client contact office providing counseling and other services to adjudicated and pre-adjudicated youth.
2. The net usable square foot rental rate will be \$18.50 for years one (1) through four (4) \$19.75 for years five (5) through eight (8) and \$21.00 for years nine (9) through ten (10). The 10 year average rate is \$19.50.
3. The lease contains one option to renew for five (5) years.
4. This lease contains a termination for convenience clause.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 12-LT (Cont.)

5. In accordance with the State Finance and Procurement Article, Annotated Code of Maryland the above space request was advertised in *The Daily Record*, *eMaryland Marketplace.com* and the DGS website. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 13-LT

MARYLAND DEPARTMENT OF EDUCATION

Office of Child Care
 Eldersburg, MD
 (Carroll County)

Landlord

Liberty, LLC
 10614 Beechknoll Ln.
 Eldersburg, MD 20854

Property Location

1643 Liberty Rd., Suite 205
 Eldersburg, MD 21784

Space Type Office
Duration 5 Years
Annual Rent \$25,680.00

Lease Type New
Effective 1/15/2013
Square Foot Rate \$15.00
Net Eff Sq. Ft. Rate \$18.50

Square Feet 1,712

Utilities Responsibility
Custodial Responsibility
Previous Board Action(s)

Tenant
 Tenant
 N/A

Fund Source

R00J7521: 30% Federal, J7012: 40% General: J7522:
 30% Federal

Special Conditions

1. The lease contains escalations/de-escalations for real estate taxes.
2. The lease incorporates 10 unreserved parking spaces, at no cost to the State.

Remarks

1. The Office of Child Care is responsible for licensing and monitoring all child care centers and family child care providers in Maryland. The Office of Child Care also administers Maryland's subsidized child care program for working families and administers the state's Child Care Credentialing System.
2. The new location will have better proximity to a larger number of child care providers.
3. The Department of General Services Office of Real Estate achieved a net usable square foot reduction of 481 net usable square feet and a rental rate reduction of \$1.13 per net usable square foot compared to the previous location resulting in a savings of \$2,717.65 over the term of the lease.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 13-LT (Cont.)

4. This lease contains a termination for convenience clause.
5. In accordance with the State Finance and Procurement Article, Section(s) 13-105 and 4-318, this space is exempt from publicly advertising. The Department of General Services, in conjunction with the using Agency, recommends the approval of this Item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 14-LT

MARYLAND STATE DEPARTMENT OF EDUCATION

Division of Rehabilitative Services
 Annapolis, MD
 (Anne Arundel County)

Landlord/Owner 49 Old Solomons Island, LLC
 16 Weems Creek Dr.
 Annapolis, MD 21401

Property Location 49 Old Solomons Island Rd., Suite 202
 Annapolis, MD 21401

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	2,498
<u>Duration</u>	10 Years	<u>Effective</u>	1/1/2013		
<u>Annual Rent</u>	\$64,123.66	<u>Square Foot Rate</u>	\$25.67		

<u>Utilities Responsibility</u>	Landlord
<u>Custodial Responsibility</u>	Landlord
<u>Previous Board Action(s)</u>	N/A
<u>Fund Source</u>	100% Federal Funds 36.01.01.20.200

Special Conditions

1. This lease contains escalations/de-escalations for utilities, real estate taxes, and custodial services.
2. Landlord will provide nine (9) parking spaces free of charge.

Remarks

1. This space will be used as an administrative and client contact office for counseling.
2. This lease contains a termination for convenience clause.
3. In accordance with the State Finance and Procurement Article, Section(s) 13-105 and 4-318, this space is exempt from publicly advertising. 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 15-CGL

MARYLAND HIGHER EDUCATION COMMISSION

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

Anne Arundel Community College

Administration Building Renovation/Addition- Construction Allocation

Construction of the renovation of the existing 15,616 GSF Administration Building and a 3,529 GSF addition. The project will replace HVAC, electrical, plumbing and life safety systems and will address deficiencies in office space, support spaces, meeting rooms, food service and storage capacity. \$1,300,000.00

MCCBL of 2008, Item 020 - \$1,300,000.00 CC-11-MC04/06/08-419.

MATCHING FUND Anne Arundel Community College - Cost sharing is 49.7% State share, 50.3% 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	\$ 5,897,000.00	\$2,933,000.00	\$2,964,000.00
This Action	\$ 2,600,000.00	\$1,300,000.00	\$1,300,000.00
Future Action	\$ 2,815,000.00	\$1,407,000.00	\$1,408,000.00
Previous Action-18-CGL, 11/02/11	\$ 474,624.00	\$ 226,000.00	\$ 248,624.00

REMARKS

- (1) This action is in accordance with MHEC Construction and Space Allocation regulations, COMAR 13B.07.
- (2) The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommend approval. All contracts will be awarded by Anne Arundel Community College and signed by local authorities.
- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 16-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

NAME OF GRANTEE/BORROWER

Institutes for Behavior Resources, Inc.
 2104 Maryland Ave.
 Baltimore, MD 21218

PROJECT NO. AND TITLE

Project No. ADAA-CB-10704-01;
 Renovation: 2104 Maryland Ave.
 Baltimore, MD 21218

DESCRIPTION

Approval is requested for a State grant of \$898,000.00 to assist Institutes for Behavior Resources, Inc., a nonprofit organization, in the cost of the interior renovation of the fourth floor and partial exterior restoration of brick and concrete portions of the building located at 2104 Maryland Ave., Baltimore, MD 21218.

T. Brooks, Inc., Towson, MD, was awarded the construction contract in a competitive bid and has competitively bid the various trades and has submitted a guaranteed maximum price of \$1,292,000.00.

AWARD

T. Brooks, Inc.
 Towson, MD

AMOUNT

\$1,292,000.00
 Guaranteed Maximum Price (GMP)

REMARKS

The build-out will allow IBR to expand services to provide comprehensive treatment, health and mental health, as well as, counseling services on a potentially long-term, outpatient, case planned basis.

In accordance with Subtitle 6 of the Health-General Article of the Annotated Code of Maryland, the Board's approval is further contingent upon the State's right of recovery being included in the Deed(s) or otherwise recorded among the Land Records of Baltimore City.

No State funds will be disbursed until the grantee has presented suitable evidence to the Office of 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 Office of the Comptroller, who will disburse the State portion in amounts equal to the invoices submitted.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 16-CGL (Cont.)

FUND SOURCES

\$394,000.00 (30.5%) Applicant's Share-Self
financed
\$898,000.00 (69.5%) State's Share
MCCBL 2010, Community
Health Facilities Fund

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

There being no further business, the meeting of December 5, 2012 was adjourned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Sheila McDonald". The signature is fluid and cursive, with the first name "Sheila" written in a larger, more prominent script than the last name "McDonald".

Sheila C. McDonald, Esq.
Executive Secretary

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