

ASSEMBLY ROOM, GOLDSTEIN TREASURY BUILDING
80 CALVERT STREET, ANNAPOLIS

BOARD OF PUBLIC WORKS

MARCH 7, 2012

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BOARD OF PUBLIC WORKS

MARCH 7, 2012

SECRETARY'S AGENDA

Contact: Patti Konrad 410-260-7920

pkonrad@treasurer.state.md.us

1. BONDS

Submission of a recommendation by the State Treasurer for the adoption of the attached resolutions concerning the sale of \$736,340,000* State of Maryland General Obligation Bonds, to be known as the State and Local Facilities Loan of 2012, First Series, consisting of:

- First Series A - \$56,085,000 Tax-Exempt Bonds (Negotiated)
 - First Series B - \$543,915,000* Tax-Exempt Bonds (Competitive)
 - First Series C - \$136,340,000* Tax-Exempt Refunding Bonds (Competitive)
- dated as of their date of delivery, expected to be March 20, 2012 (collectively, the "Bonds").
- Ratifying and approving:
 - (i) The Preliminary Official Statement dated February 23, 2012;
 - (ii) The Summary Notice of Sale for the First Series B Bonds and the First Series C Bonds published in The Bond Buyer on February 23, 2012; and
 - (iii) The resolutions authorizing the Bond Sale adopted on February 8, 2012.
 - Approving the Bond Purchase Agreement with Merrill Lynch, Pierce, Fenner & Smith Incorporated as the Representative of the Underwriters for the purchase of the First Series A Bonds.
 - Ordering the sale of the First Series A Bonds at the rates agreed to in the Bond Purchase Agreement.
 - Accepting electronically transmitted bids for the purchase of the First Series B Bonds and the First Series C Bonds.
 - Determining the successful bidders and awarding sale of the First Series B Bonds and the First Series C Bonds to the winning bidders.
 - Ordering the sale and issuance of the First Series B Bonds and the First Series C Bonds at the rates set forth in the successful bids.
 - Authorizing and approving the issuance of the final Official Statement.
 - Approving Kutak Rock LLP as Bond Counsel for the sale and issuance of the Bonds.

* Preliminary, subject to change

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MARCH 7, 2012

SECRETARY'S AGENDA

Norman Astle (410) 841-5864
Astlene@mda.state.md.us

2. 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: \$207,200.

Agreement #	Recipient	County	Amount
AT-2012-2191	FW PROPERTIES, LLC	Allegany	800
AT-2012-2192	FW PROPERTIES, LLC	Allegany	5,200
AT-2012-2193	FW PROPERTIES, LLC	Allegany	2,300
AT-2012-2225	TOTTINGHAM FARMS, LLC	Queen Anne's	12,800
AT-2012-2226	TOTTINGHAM FARMS, LLC	Queen Anne's	9,100
AT-2012-2227	TOTTINGHAM FARMS, LLC	Queen Anne's	11,500
AT-2012-2228	TOTTINGHAM FARMS, LLC	Queen Anne's	6,300
AT-2012-2243	KAREN L. JOHNSON	Washington	1,500
AT-2012-2244	KAREN L. JOHNSON	Washington	800
AT-2012-2245	KAREN L. JOHNSON	Washington	900
CH-2012-1959	ALBERT A. BENNETTA	Kent	2,200
CR-2012-2247-B	MARY LOU BROWN	Dorchester	18,700
CR-2012-2248	WILLIAM L SPICER	Dorchester	2,700
LS-2012-2240	GLENVIEW FAMILY FARMS, LLC.	Harford	13,800
MP-2012-2182	WAYNE WACHTER	Frederick	3,200
MP-2012-2230	CHARLES H. SCHAEFER, II	Carroll	2,500
MP-2012-2246	RONALD L. WOOD	Frederick	11,300
PR-2012-2166	ERIC DANNENFELSER	Somerset	73,500
RS-2012-2224	LORING T. SPARKS	Baltimore	19,400
RS-2012-2238	WAYNE H. HORNER	Carroll	4,700
RS-2012-2239	WAYNE H. HORNER	Carroll	500
UP-2012-2229	PEDER A. ANDERSON	Washington	3,500

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**MARCH 7, 2012****SECRETARY'S AGENDA**Doldon Moore 410-260-7791
dmoore@comp.state.md.us**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

11-0336 EVAN K. THALENBERG – To mechanically dredge an area and construct a replacement bulkhead – Spa Creek, Annapolis

CALVERT COUNTY

11-0592 JOHN HEBERLE – To emplace non-commercial oyster floats in a designated area for restoration purposes only – St. Leonard Creek, St. Leonard

KENT & QUEEN ANNE'S COUNTIES

12-0369 (11-0003EM) TOWN OF MILLINGTON – To directionally drill an 8-inch water main beneath the Chester River.
NOTE: The Wetlands Administrator issued an emergency license on July 28, 2011 to replace the leaking water main under authority of §9-202(c)(2), Title 16 Environmental Article. No opposition was expressed during the public comment period.

WORCESTER COUNTY

12-0406 HOMERS HIDEAWAY MARINA – To maintenance dredge two areas at the marina – Sinepuxent Bay, West Ocean City

*NOTE: In FY2012, BPW has approved 14.41 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

MARCH 7, 2012

SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155
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AMERICAN RECOVERY REINVESTMENT ACT

4. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve a **new grant** up to \$2,500,000 to Baltimore City for the **Montebello Finished Reservoir Cover** project. (Legislative District 43)

Project Description: The project involves the design and construction of a covered finished water reservoir with associated piping, valves, controls and appurtenances to replace the existing uncovered reservoir. The project also includes improvements to the maintenance shop building and other minor improvements at the Montebello Water Filtration Plant.

Project Funding Sources:

ARRA Grant – DWSSG08-379-03L (this action)	\$ 2,500,000
Drinking Water State Revolving Loan Fund (previously approved 11/18/09)	\$11,000,000
ARRA Loan – DWSL08-379-03L (previously approved 9/16/09)	\$ 6,000,000
Local Share	<u>\$25,288,246</u>
TOTAL ESTIMATED PROJECT COST:	\$44,788,246

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

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MARCH 7, 2012

SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155
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5. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve **new loans** up to \$300,000 to Allegany County for the **Meders Lane Water** project. To secure this debt, Allegany County will deliver its bond, along with its full faith and credit endorsement, to the Maryland Water Quality Financing Administration. These loans may involve multiple sources of funding including GO bonds as the required 20% State match to Federal funds. (Legislative District 1B)

A. New Loan Estimated \$50,000 – Drinking Water State Revolving Loan Fund. This loan will be repaid over a period not to exceed 30 years following project completion, at an interest rate of 25% of the Average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, recent loan recipients have received a 0.90% interest rate.

B. New Loan Forgiveness Estimated \$250,000 – Drinking Water State Revolving Loan Fund. This loan will be forgiven as a Disadvantaged Community under the Federal Safe Drinking Water Act. The Principal Forgiveness loan terms are enforceable should there be a programmatic default on the Loan Agreement.

Project Description: The proposed project is to replace the existing water supply lines in the Meders Lane area of Allegany County, which has a history of water loss due to the age of the water distribution system.

Project Funding Sources:

Drinking Water State Revolving Loan Fund (this action)	\$ 50,000
Drinking Water State Revolving Loan Fund w/Principal Forgiveness (this action)	<u>\$250,000</u>
TOTAL ESTIMATED PROJECT COST:	\$300,000

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

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MARCH 7, 2012

SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155
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6. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve **new loan** funding up to \$656,000 to the Town of Queenstown for the **Queenstown Water Meter System** project in Queen Anne's County. To secure this debt, the Town of Queenstown will deliver its bond, along with its full faith and credit endorsement, to the Maryland Water Quality Financing Administration. These loans may involve multiple sources of funding including GO bonds as the required 20% State Match to Federal funds. (Legislative District 36)

A. New Loan Estimated to be \$328,000 - Drinking Water State Revolving Loan Fund. This loan will be repaid over a period not to exceed 20 years following project completion, at an interest rate of 25% of the Average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, recent loan recipients have received a 0.90% interest rate.

B. New Loan Forgiveness Estimated to be \$328,000 - Drinking Water State Revolving Loan Fund. This loan will be a Principal Forgiveness loan for the "Green" components of the project under the Drinking Water State Revolving Loan Fund program funding eligibility. The Principal Forgiveness loan terms are enforceable should there be a programmatic default on the Loan Agreement.

Project Description: The project entails the installation of radio-read capable water meters and appurtenances throughout the Town of Queenstown. The Town plans to acquire and install new water meters in order to accurately track water consumption, increase efficiency, minimize leakage and promote water conservation.

Project Funding Sources:

Drinking Water State Revolving Loan Fund (this action)	\$328,000
Drinking Water State Revolving Loan Fund w/Principal Forgiveness (this action)	\$328,000
Local Funding	<u>\$ 39,550</u>
TOTAL ESTIMATED PROJECT COST:	\$695,550

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

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MARCH 7, 2012

SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155
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7. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve **further funding** up to \$7,656,000 to Anne Arundel County for the **Broadwater Water Reclamation Facility Enhanced Nutrient Removal Upgrade and Expansion** project in Anne Arundel County. The project involves multiple sources of funding which are being provided over several years based on project schedule.
 (Legislative District 30)

A. New Loan up to \$2,256,000 - Water Quality State Revolving Loan Fund. The loan will be repaid over a period not to exceed 20 years following project completion, at an interest rate of 50% of the Average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, recent loan recipients have received a 1.80% interest rate. To secure this debt, Anne Arundel will deliver its bond, along with its full faith and credit endorsement, to the Maryland Water Quality Financing Administration. This loan may involve multiple sources of funding including GO bonds as the required 20% State match of Federal funds.

B. Grant Increase up to \$5,400,000 - Bay Restoration Fund (BR-NR 03.02) The source of these grant funds is the Bay Restoration Fund. These funds may be expended using multi-year appropriations based on project schedule and will be used only for eligible Enhanced Nutrient Removal (ENR) costs, as determined by the Department. The ENR projects may be funded using special funds, revenue bonds or State GO bonds.

Project Description: The proposed project entails the planning, design and construction of ENR facilities at the existing two-million gallons per day Broadwater Water Reclamation Facility. Upon completion of the ENR upgrade, the plant will achieve an effluent goal of 3 mg/l Total Nitrogen and Total Phosphorous of 0.3 mg/l. The improvements will reduce nutrients to Deep Creek and ultimately the Chesapeake Bay.

Project Funding Sources:

Water Quality State Revolving Loan Fund (this action)	\$ 2,256,000
Bay Restoration Fund Grant BR-NR 03.02 (this action)	\$ 5,400,000
Bay Restoration Fund Grant BR-NR 03.02 (previous action 06/09/10)	\$ 650,000
Local	<u>\$ 3,655,461</u>
TOTAL ESTIMATED PROJECT COST:	\$11,961,461

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

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MARCH 7, 2012

SECRETARY'S AGENDA

Contact Person: Terri Wilson (410) 537-4155
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8. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve **new loans** up to \$5,048,000 to the Town of Berlin for the **Berlin Effluent Storage and Irrigation System** project in Worcester County. To secure this debt, the Town will deliver its bond, along with its full faith and credit endorsement, to the Maryland Water Quality Financing Administration. These loans may involve multiple sources of funding including GO bonds as the required 20% State match of Federal funds. (Legislative District 38B)

A. New Loan up to \$3,548,000 – Water Quality State Revolving Loan Fund. This loan will be repaid over a period not to exceed 20 years following project completion, at an interest rate of 25% of the Average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, recent loan recipients have received a .90% interest rate.

B. New Loan Forgiveness up to \$1,500,000 – Water Quality State Revolving Loan Fund. This loan will be forgiven as a Disadvantaged Community under the Federal Clean Water Act. The principal forgiveness loan terms are enforceable should there be a programmatic default on the Loan Agreement.

Project Description: The project will consist of a 34,000,000 gallon storage lagoon, pump station, operations building, spray irrigation equipment, and related appurtenances in order to meet the requirements of the Ground Water Discharge Permit and eliminate the existing seasonal surface water discharge to Hudson Branch by December 18, 2012. The effluent storage and spray irrigation system will allow for the full land application of the wastewater treatment plant's treated effluent at the plant's expanded design capacity.

Project Funding Sources:

Water Quality Revolving Loan Fund (this action)	\$3,548,000
Water Quality Revolving Loan Fund w/Principal Forgiveness (this action)	\$1,500,000
Community Development Block Grant Fund (future)	\$ 600,000
Local Share	<u>\$ 172,489</u>
TOTAL ESTIMATED PROJECT COST:	\$5,820,489

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

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MARCH 7, 2012

SECRETARY'S AGENDA

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

9. MARYLAND DEPARTMENT OF THE ENVIRONMENT

Recommendation: That the Board of Public Works approve **further funding** up to **\$3,213,000** to the City of Salisbury for the **Milford Street Two-Million Gallon Elevated Water Storage Tank** project in Wicomico County. To secure this debt, the City of Salisbury will deliver its bond, along with its full faith and credit endorsement, to the Maryland Water Quality Financing Administration. These loans may involve multiple sources of funding including GO bonds as the required 20% State match of Federal funds. (Legislative District 38B)

A. New Loan up to \$1,713,000 – Drinking Water State Revolving Loan Fund. This loan will be repaid over a period not to exceed 30 years following project completion, at an interest rate of 25% of the Average of the Bond Buyer 11-Bond Index for the month preceding loan closing. Based on this formula, recent loan recipients have received a 0.90% interest rate.

B. New Loan Forgiveness up to \$1,500,000 – Drinking Water State Revolving Loan Fund. This loan will be a Principal Forgiveness loan to be forgiven as is a Disadvantaged Community under the Federal Safe Drinking Water Act. The principal forgiveness loan terms are enforceable should there be a programmatic default on the Loan Agreement.

Project Description: This project entails the design and construction of a two-million gallon elevated water storage tank, along with associated appurtenances to be located near Milford Street in the City of Salisbury. The proposed elevated water storage tank will address inadequate pressure identified in the southern portion of the City's water distribution system and will provide for fire flow and emergencies.

Project Funding Sources:

Drinking Water State Revolving Loan Fund (this action)	\$1,713,000
Drinking Water State Revolving Loan Fund w/Principal Forgiveness (this action)	\$1,500,000
Water Supply Financial Assistance Program (most recent action 6/1/2011)	\$ 630,000
Local Funding	<u>\$ 100,516</u>
TOTAL ESTIMATED PROJECT COST:	\$3,943,516

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

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MARCH 7, 2012

SECRETARY'S AGENDA

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

10. MARYLAND DEPARTMENT OF THE ENVIRONMENT

A. Submission of a request by the Maryland Department of the Environment for approval of capital construction grants totaling \$90,455 for the following project, which will be funded from proceeds of various general obligation bonds:

Peach Orchard Stormwater Management Retrofit – New Grant - \$90,455
 Recipient: Anne Arundel County
 Legislative District 32
 Project Number SW 24.02

MCCBL 2005 (05105) - \$15,838 - Chesapeake Bay Water Quality Project Funds, Stormwater Pollution Control Program

MCCBL 2009 (09075) - \$74,617 - Chesapeake Bay Water Quality Project Funds, Stormwater Pollution Control Program

B. Request to REVERT unneeded funds in the amount of \$15,838 within the Maryland Department of the Environment. This project was closed out. The reverted funds will be used for the Peach Orchard Stormwater Management Retrofit. (See Part A of this agenda item)

<i>Project #</i>	<i>Program</i>	<i>Project Name</i>	<i>Recipient/County</i>	<i>MCCBL</i>	<i>Appropriation</i>	<i>Amount</i>
SW 05.14	SW	Waverly Woods SWM Retrofit	Howard County / Howard County	2005	05105	\$ 15,838

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

MARCH 7, 2012

SECRETARY'S AGENDA

Contacts: Jean Peterson (410) 5147358
peterson@mdhousing.org
Norman Swoboda (410) 514-7355
swoboda@mdhousing.org

11. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

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

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

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

A. Loan Recipients: **Kevin and Shinekwa Johnson**
6915 Fieldcrest Road, Baltimore, MD 21215
Baltimore City
Original Loan: \$2,500
Current Balance: \$2,500
Type: Second Mortgage

B. Loan Recipient: **Kevin Pfister**
314 South Regester Street, Baltimore, MD 21231
Baltimore City
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

MARCH 7, 2012

SECRETARY'S AGENDA

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

12. DEPARTMENT OF PLANNING
Maryland Historical Trust

AUTHORITY: African American Heritage Preservation Program

RECOMMENDATION: That the Board of Public Works approve the following African American Heritage Preservation Program grant:

Loving & Charity Hall Renovation
 22625 White's Ferry Road, Martinsburg (Dickerson)
 Montgomery County

GRANTEE: Warren Historic Site Committee, Inc.

DESCRIPTION: Interior rehabilitation; installation of systems; accessibility improvements; and architectural, engineering, and consulting services.
 (Total project costs are estimated at \$50,000.)

AMOUNT: \$50,000 **See attached letter reassigning funds to \$100,000.**

FUND SOURCE: MCCBL 2011 -Maryland Historical Trust, Appropriation #11077

REMARKS: Martinsburg is one of several black landowning communities established in Montgomery County by free and freed blacks; it is the only such community in the State with the three principal institutions for a rural black community – the church, the school, and the community lodge – still in existence. The lodge is a two-story, three-bay frame gable-roofed structure, which will be rehabilitated for community and educational uses.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



Maryland Department of Planning
Maryland Historical Trust

Sustainable Attainable

April 23, 2014

OK minutes
SNO
4/24/14

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

RE: BPW Meeting, Secretary's Agenda Item 12, 3/7/2012
BPW Meeting, Secretary's Agenda Item 15, 8/22/2012
BPW Meeting, Secretary's Agenda Item 22, 11/14/2012

Dear Ms. McDonald,

This is to advise you of the following changes to the Secretary's Agenda item previously approved by the Board of Public Works. One of the proposed FY2012 African American Heritage Preservation Program (AAHPP) grant recipients declined an award of \$100,000, and we are reassigning some of those funds to two other projects from the same fiscal year that were only partially funded. The remaining \$16,000 of those funds are to be reassigned to a new grant project which will be submitted for the Secretary's Agenda for a future meeting.

March 7, 2012 AS ORIGINALLY APPROVED: \$50,000 (MCCBL 2011)
Secretary's Agenda Item 12
Page 12

August 22, 2012 INCREASED TO: \$63,000 (MCCBL 2011)
Secretary's Agenda Item 15
Page 24

Loving & Charity Hall Renovation NOW INCREASED TO: \$100,000 (MCCBL 2011)
22625 White's Ferry Road, Martinsburg
(Dickerson)
Montgomery County

Reason: Reallocation of funds

November 14, 2012 FROM: \$53,000 (MCCBL 2011)
Secretary's Agenda Item 22 TO: \$100,000 (MCCBL 2011)
Page 43

Bauernschmidt Mansion Rehabilitation
1649 E. North Avenue
Baltimore City

Reason: Reallocation of funds

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

Richard Eberhart Hall, AICP Secretary
Amanda Stakem Conn, Esq., Deputy Secretary

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

Thank you,



**Michele Kemmerzell
Chief of Operations**

**Cc: Anne Raines, MHT
Evie Cohen, MHT**

BOARD OF PUBLIC WORKS

MARCH 7, 2012

SECRETARY'S AGENDA

Contact: Susan Langley 410-514-7662
slangley@mdp.state.md.us

13. DEPARTMENT OF PLANNING
Maryland Historical Trust
Maryland Maritime Archeology Program

Recommendation: The Maryland Historical Trust recommends that the Board of Public Works approve the activities of the Maryland Maritime Archeology Program as proposed for the 2012 field season. This Item also summarizes the Program's 2011 activities.

Authority: §§ 5A-333 – 5A-346, State Finance and Procurement Article, Annotated Code of Maryland.

Background: The Submerged Archeological Historic Property Act established the Maryland Maritime Archeology Program (MMAAP) within the Maryland Historical Trust (Trust). This Act charges the Trust with identifying and managing the State's submerged archeological sites. Under the Act, anyone seeking to excavate or disturb submerged archeological sites on State lands must obtain a permit from the Trust. The law specifically exempts the Trust from the permit requirement. Instead, the Trust must obtain Board of Public Works approval before undertaking any activity that would otherwise require a permit. In 2012, the Trust proposes to carry out a number of activities that require Board approval.

PROPOSED 2012 ACTIVITIES REQUIRING BOARD APPROVAL

The 2012 MMAAP field season will include visits to known sites as well as initiation of work in new survey areas around the State. Investigations will use remote sensing technology and visual inspection. When warranted, limited testing and excavation will be undertaken. This may entail the recovery of diagnostic artifacts in order to determine site age and significance. Trust staff will conserve and analyze these objects and produce a written report. Although MMAAP activities are open to volunteer participation, proposed activities are heavily dependent on receipt of appropriate funding.

I. *March-May, August* General survey: portions the Potomac River and Chesapeake Bay (St. Mary's and Charles Counties)

MMAAP will work with the Institute for Maritime History to help refine the latter's survey techniques and training. Previously reported anomalies will be investigated to determine whether these may be significant cultural remains.

II. *June-July* Documentation: two wrecks off Bodkin Creek (Anne Arundel County)

MMAAP will work with the Maritime Archaeological and Historical Society to help document vessels remains identified during a Maryland Historical trust grant-funded survey.

BOARD OF PUBLIC WORKS

MARCH 7, 2012

SECRETARY'S AGENDA

13. **DEPARTMENT OF PLANNING** (cont'd)
Maryland Historical Trust
Maryland Maritime Archeology Program

III. *July-August* **Preliminary survey: Falling Waters/Williamsport Potomac Crossings (Washington County)**

The Potomac River was crossed three times in this area during the Civil War's Gettysburg Campaign: two crossings used boats as pontoon bridges and one was at a ford in the river. None of these areas has been examined from an archaeological perspective.

IV. *September-October* **Preliminary examination: vessels remains off Historic St. Mary's City (St. Mary's County)**

MMAP will oversee a student's doctoral research on vessel remains off Historic St. Mary's City that may date to the 17th-century. St. Mary's City will assist with this investigation.

V. *Varied* **Diverse field investigations**

- The Institute for Maritime History continues to deploy, retrieve and maintain the mooring buoy for the German submarine, U-1105 under MMAP auspices. The U-1105 Historic Shipwreck Preserve in the Potomac River is managed cooperatively by the State, the United States Navy, and St. Mary's County.
- Oversight and supervision provided to students undertaking research in Maryland.
- Assistance will continue to be provided to the Department of Natural Resources, the National Park Service, and the U.S. Fish and Wildlife Service
- Fieldwork relating to compliance with the National Historic Preservation Act (1966), Section 106 is ongoing.
- MMAP continues to work with the U.S. Coast Guard to develop a long-term region-by-region review and evaluation of shoreline and submerged archeological historic property that prioritizes protection and response strategies for the U.S. Coast Guard and EPA Emergency Response Area Contingency Plan.
- MMAP staff also participate in several emergency response exercises and continue to serve on the Department of Homeland Security's Maritime Security Committee as well as continuing to serve on the Upper Chesapeake Estuary Area Contingency Planning Committee. In addition, MMAP staff have been asked to participate more fully with MEMA and FEMA, are being encouraged to work with these agencies to seek funding, and have made presentations at meetings, trainings and conferences.

BOARD OF PUBLIC WORKS

MARCH 7, 2012

SECRETARY'S AGENDA

13. DEPARTMENT OF PLANNING (cont'd)
Maryland Historical Trust
Maryland Maritime Archeology Program

SYNOPSIS OF THE 2011 FIELD SEASON

I. *February-March* Survey of Potomac River, MD adjacent to Aquia Creek, VA and portions of Aquia Creek. (Charles County & Stafford County [VA])

- Electronic remote sensing survey of portions of the Potomac River and of Aquia Creek for submerged cultural remains
- Mapped Civil War-era wharf
- Partnership with Institute of Maritime History
- Training opportunity for volunteers
- Funded by Stafford County, VA through an American Battlefield Protection Program, National Park Service grant, as part of its Sesquicentennial Commemoration of the Civil War

II. *March-May* Completed Maryland Maritime Inventory: Naval Engagements of Revolutionary and 1812 Wars (St. Mary's, Cecil, and Somerset Counties)

- Electronic remote sensing survey and diving investigation of selected Revolutionary War and War of 1812 maritime battlefields.
- Data analyses still being completed; report will be submitted in March 2012.
- Funded through an American Battlefield Protection Program, National Park Service grant and other partners that include Patuxent Naval Air Station and the Institute of Maritime History.

III. *June-August* Intensive Field Survey of Upper Patuxent River at site of alleged vessel *Scorpion* from the War of 1812 (Anne Arundel and Prince George's Counties)

- The federal and State partners relocated and undertook test excavations on the vessel believed to be *Scorpion*, the flagship of Commodore Joshua Barney's Chesapeake Flotilla scuttled in the river in August 1814. Some diagnostic artifacts support the contention that the site is the *Scorpion*. It was determined that the vessel is pointing upstream, not down as previously recorded. There is substantially more decking on the vessel than expected and it is in an even more exceptional state of preservation than anticipated. This information will aid in planning the next steps, which includes the need for the Navy, as property owner, to develop a comprehensive research design to address funding, scheduling concerns, and complex permitting and construction needs.
- Funding is provided by the Naval History and Heritage Command and through Transportation Enhancement Program. Partners include the State Highway Administration and NHHC.

BOARD OF PUBLIC WORKS

MARCH 7, 2012

SECRETARY’S AGENDA

13. DEPARTMENT OF PLANNING (cont’d)
Maryland Historical Trust
Maryland Maritime Archeology Program

IV. Varied Diverse field sessions for volunteer training

- Assisted the Maritime Archaeological and Historical Society with its annual field session and provided general oversight and assistance to the Institute for Maritime History.
- The Institute for Maritime History continues to deploy, retrieve and maintain the mooring buoy for the German submarine, U-1105 under MMAP auspices. The U-1105 Historic Shipwreck Preserve in the Potomac River is managed cooperatively by the State, the United States Navy, and St. Mary’s County.
- Oversight and supervision was provided to students undertaking research in Maryland.
- Assistance was provided to the Department of Natural Resources, the National Park Service, and the U.S. Fish and Wildlife Service
- Fieldwork relating to compliance with the National Historic Preservation Act (1966), Section 106 continued.
- MMAP continues to work with the U.S. Coast Guard to develop a long-term region-by-region review and evaluation of shoreline and submerged archeological historic property that prioritizes protection and response strategies for the U.S. Coast Guard and EPA Emergency Response Area Contingency Plan.
- MMAP staff also participate in several emergency response exercises and continue to serve on the Department of Homeland Security’s Maritime Security Committee as well as continuing to serve on the Upper Chesapeake Estuary Area Contingency Planning Committee. In addition, MMAP staff have been asked to participate more fully with MEMA and FEMA, are being encouraged to work with these agencies to seek funding, and have made presentations at meetings, trainings and conferences.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MARCH 7, 2012

SECRETARY'S AGENDA

Contact: S. K. Kulkarna 410-585-3027
skulkarni@dpscs.state.md.us

14. PUBLIC SAFETY & CORRECTIONAL SERVICES
Western Correctional Institution, Cumberland

Recommendation: In accordance with provisions of the State Finance and Procurement Article Section 8-301, Annotated Code of Maryland, the Board of Public Works is requested to approve the use of general obligation bond funding for the following contract:

Description:	Q0012049-2010 Furniture to equip the Vocational Education Building
Procurement Method:	Preference Purchase
Award:	Maryland Correctional Enterprise Jessup, Md
Amount:	\$51,662.00
Fund Source:	MCCBL 100% Item 039 MCCBL 2010

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS**MARCH 7, 2012****SECRETARY'S AGENDA**

Contact: S. K. Kulkarna 410-585-3027
skulkarni@dpscs.state.md.us

15. PUBLIC SAFETY & CORRECTIONAL SERVICES
Patuxent Institution - Jessup

CONTRACT NO. AND TITLE

Power Monitoring System
 Patuxent Institution, Jessup
 KD-000-071-C03
 Adpics No.: 603B2400007

DESCRIPTION

This project provides a monitoring system and microprocessor-based power meters to measure the electrical system at twelve separate locations (including voltage, current, power, energy, power factor, harmonics and frequency) to monitor the status of main breakers of switchgear, switchboard, panel board, critical alarms, fuel monitoring system and the fuel level system for the emergency generators. This project also provides a communications link between each of the monitored locations to the Maintenance Building; a server there will connect to the monitoring system equipment installed at the twelve locations.

PROCUREMENT METHOD

Competitive Sealed Bidding
 Small Business Preference Solicitation

BIDS OR PROPOSALS**AMOUNT**

John W. Tieder, Inc.
 Cambridge, Maryland

\$ 339,900

Star Electric Co., Inc.
 Odenton, Maryland

\$ 472, 550

Arica Consulting & Contracting, LLC
 Jessup, Maryland

\$ 491,642

Dvorak, LLC
 Baltimore, Maryland

\$ 636,700

I.M.I., Inc
 Gaithersburg, Maryland

\$ 826, 330

AWARD

John W. Tieder Inc.

AMOUNT

\$ 339,900

BOARD OF PUBLIC WORKS

MARCH 7, 2012

SECRETARY'S AGENDA

15. PUBLIC SAFETY & CORRECTIONAL SERVICES (cont'd)
Patuxent Institution - Jessup

GOVERNMENT ESTIMATE \$ 500,000

PERFORMANCE BOND 100% of Full Contract Amount

PERFORMANCE PERIOD 240 Calendar Days

TERM 3/19/12-11/14/12

FUND SOURCE MCCBL of 2006: *Patuxent Institution, Electrical Services Upgrade. Item 303*

MBE PARTICIPATION 10%

REMARKS This Institution houses approximately 850 maximum security inmates. The installation of the power monitoring system will improve the reliability of the electrical power; provide a safer environment for occupants; and reduce maintenance costs.

The solicitation was advertised in *eMarylandMarketplace* as a small business preference procurement. Sealed bids were received from five bidders, three of which were certified Small Businesses. John W. Tieder, Inc., the low bidder, is not a certified Small Business.

TAX COMPLIANCE NO. 12-0221-1111

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

MARCH 7, 2012

SECRETARY'S AGENDA

Contact: Sheila McDonald 410.260.7335
smcdonald@comp.state.md.us

16. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM

Public School Construction Projects

*Sales and Use Tax – Alcoholic Beverages – Supplementary Appropriation FY 2012
Southern Maryland Region*

Description: Calvert County, Charles County and St. Mary's County individually recommend that the Board of Public Works approve grants to each county that would, when totaled, exceed the amount allocated (\$1,250,000) to the Southern Maryland Region in the State's Fiscal Year 2012 budget supplementary appropriation of \$47.5 million to school construction projects. As the total request exceeds the Southern Maryland Region's allocation by \$110,000, the Board of Public Works must adjust the requested grants by that amount.

A. Calvert County:

Calvert Elementary School

Gymnasium Roof Top Unit	\$195,000
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Huntingtown Elementary School

Roof Top Unit Replacement	\$ 30,000
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Beach Elementary School

Gymnasium Roof Top Unit Replacement	\$180,000
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Calvert County SubTotal	<u>\$405,000</u>
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B. Charles County:

F. B. Gwynn Educational Center

Air-Conditioning in Gymnasium	\$260,000
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Gymnasium Lighting	\$ 25,000
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Windows, Exterior Doors & Blinds	\$250,000
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Exterior Lights	\$ 15,000
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Charles County SubTotal	<u>\$550,000</u>
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C. St. Mary's County

Ridge Elementary School

Window Replacement	\$405,000
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St. Mary's County SubTotal	<u>\$405,000</u>
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BOARD OF PUBLIC WORKS

MARCH 7, 2012

SECRETARY'S AGENDA

16. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM (cont'd)

Public School Construction Projects

***Sales and Use Tax – Alcoholic Beverages – Supplementary Appropriation FY 2012
Southern Region***

Authority: *Sales and Use Tax – Alcoholic Beverages – Supplementary Appropriation:* Chapter 572 (2011 Laws of Maryland) [House Bill 1213 (2011)].

Fund Source: D06E0202

Background: In enacting the State's Fiscal Year 2012 budget, the Governor and the General Assembly dedicated a supplementary appropriation of \$47.5 million to school construction projects. This is in addition to the \$264.6 million that funds the State's Public School Construction Capital Improvement Program for Fiscal Year 2012. See Secretary's Agenda Item 18 (May 4, 2011) (approving the FY 2012 State Capital Improvement Program).

The General Assembly authorized the Board of Public Works to approve individual public school improvement projects that meet a school or community need. The General Assembly allocated each county or region a specific sum for which local matching funds are not required. The FY 2012 supplementary appropriation allocated to the Southern Region is \$1,250,000. The Southern Region comprises Calvert, Charles and St. Mary's Counties.

The Board may approve individual projects that meet a school or community need. The General Assembly instructed the Board – in evaluating the recommendations submitted by local jurisdictions – to consider projects that:

- Benefit older school buildings
- Benefit schools with high proportions of children eligible for free and reduced meals
- Can be completed within one year
- Eliminate or reduce the use of relocatable classrooms
- Are designated A or B by the Interagency Committee on School Construction but were not fully funded in the FY 2012 Capital Improvement Program
- Reduce energy consumption or incorporate high performance/green building principles

BOARD OF PUBLIC WORKS

MARCH 7, 2012

SECRETARY'S AGENDA

- 16. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM (cont'd)**
Public School Construction Projects
Sales and Use Tax – Alcoholic Beverages – Supplementary Appropriation FY 2012
Southern Region

Public School Construction Program: The Public School Construction Program has evaluated the Southern Maryland Region requests and states:

Calvert: The three requested projects would be eligible in the Aging Schools Program.

Charles: The requested project would be eligible in the Capital Improvement Program, the Aging Schools Program, or the Qualified Zone Academy Bond program.

St. Mary's: The requested project would be eligible in the Capital Improvement Program, the Aging Schools Program, or the Qualified Zone Academy Bond program.

Grant Administration: Upon Board of Public Works approval, the Public School Construction Program will administer the grant. COMAR 23.03.03 – Construction Procurement Method (including procurement methods, the Minority Business Enterprise program, prevailing wage requirements) applies to this grant. Technical review, payment, financial reporting, and audit procedures will be as set forth in the Administrative Procedures Guide of the Public School Construction Program or the Administrative Procedures Guide of the Aging School Program, as applicable.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

MARCH 7, 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

MARCH 7, 2012

APPENDIX

SECRETARY’S AGENDA

Contact: Robert H. Erwin 410.767.8076
rerwin@psc.state.md.us

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1

PUBLIC SERVICE COMMISSION

CONTRACT: Consulting Services
Constellation Energy Group, Inc./Exelon Corporation Transaction
PSC #11-01-11
ADPICS No. C90P2400010 – RFP Section 3.2.2
ADPICS No. C90P2400050 – Section 3.2.2 (MOD #1)

EMERGENCY REPORT ACCEPTED: Appendix Item 1 (Contract #2) [10/5/11]

AWARD: Bates White Economic Consulting
Washington, DC 20005

CONTRACT DESCRIPTION: Assist Public Service Commission staff: Analyze Market Power aspect of proposed BGE and Constellation merger with Exelon (Commission Case No. 9271), including potential to produce sufficient wholesale generation concentration such that wholesale price levels in Maryland might increase, and review and respond to any Market Power testimony provided by Exelon. (RFP Section 3.2.2.)

MODIFICATION DESCRIPTION: Commission staff needed additional consulting services from Bates White pertaining to Market Power due to additional evidentiary hearings. Under this emergency modification, Bates White will continue to assist Commission staff to prepare for added testimony and will serve as an expert witness.

MODIFICATION EMERGENCY DECLARED: December 16, 2011

MODIFICATION AWARD DATE: December 21, 2011

ORIGINAL CONTRACT TERM: 07/18/2011 – 07/18/2013

MBE PARTICIPATION: 0%

BOARD OF PUBLIC WORKS**MARCH 7, 2012****APPENDIX****SECRETARY'S AGENDA****REPORT OF EMERGENCY PROCUREMENT****ITEM: Appendix 1 (cont'd)****ORIGINAL AMOUNT AMOUNT: \$280,700.00****MODIFICATION AMOUNT: \$ 65,030.00****REVISED TOTAL CONTRACT AMOUNT: \$345,730.00****FUND SOURCE: 100% Special – Fund Public Utility Regulation [C90G0001]****REMARKS:**

Reference is made to Secretary's Agenda Appendix Item 1 (10/5/201) in which the Board of Public Works accepted from the Public Service Commission a report of an emergency procurement for consulting services concerning BGE and Constellation's application to merge with Exelon. Specifically, the Commission reported that it had entered into an emergency contract with Bates White Economics Consulting to provide consulting services for in preparation for Commission proceedings.

The proceedings took place throughout October 31, 2011 through November 22, 2011. Bates White performed its contractual duties up to the fixed firm price. On December 15, 2011, Exelon, Constellation, BGE, and Exelon Energy Delivery Company, the State of Maryland and the Maryland Energy Administration, the Mayor and City Council of Baltimore, and the Baltimore Building and Construction Trades Council, AFL-CIO filed a joint petition for approval of settlement in this matter. The parties requested that the Commission suspend the procedural schedule and stipulated that Commission would not need to decide whether to approve the merger until February 17, 2012. The Commission scheduled additional evidentiary hearings to consider the proposed settlement from January 25, 2012 through January 27, 2012.

Due to the additional hearings, the Commission requires additional work from Bates White. Under this emergency modification, Bates Whites will continue to assist the Commission Staff in preparing for the added testimony and will be called as an expert witness in this case.

RESIDENT BUSINESS: No

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

BOARD OF PUBLIC WORKS

MARCH 7, 2012

APPENDIX

SECRETARY'S AGENDA

Contact: Whitney Faust, 410-269-2863
wfaust@elections.state.md.us

REPORT OF EMERGENCY PROCUREMENT

ITEM: **Appendix 2**

STATE BOARD OF ELECTIONS

CONTRACT: Provisional Ballot Applications for the Presidential Primary Election
 ADPICS NO. D38P2400094

DESCRIPTION: Printing of 509,600 English language provisional ballot applications and
 17,000 Spanish language provisional ballot applications for the Presidential primary election.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: January 13, 2012

BIDS:

Fast Forms	\$52,238.72
Staples	\$57,926
Digital Ink	\$57,989.19
RR Donnelley	\$61,965.02

AWARD: Fast Forms
 San Clemente, CA

AMOUNT: \$52,238.72

AWARD DATE: January 20, 2012

TERM: Delivery deadline is March 1, 2012

MBE PARTICIPATION: 0%

FUND SOURCE: D38 I0102

BOARD OF PUBLIC WORKS

MARCH 7, 2012

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2 (continued)

REMARKS:

Nature of Emergency: SBE is required under federal and State law to offer provisional ballot applications to certain voters. SBE issued a request for bids for the printing and delivery of provisional ballot applications to the 24 local boards of elections. SBE requested a total quantity of 526,600 applications. Delivery to the local boards is required by early March so that they can pack supplies for the start of early voting on March 24, 2012.

At the conclusion of the procurement, SBE learned that it will take the printing contractors experienced with printing provisional ballot applications a minimum of 4-5 weeks to complete this printing job and the cost of the printing and delivery was over SBE's procurement officer's delegation. Staples would have been printing the provisional ballot applications for the first time for SBE and had a lower estimate in terms of time for performance (15-20 days).

Because of the estimated time to print the provisional ballot applications and the critical delivery deadline, there was not sufficient time for DGS to advertise the procurement for a minimum of 21 days, make an award, and enable SBE to meet the deadlines imposed on SBE by federal and State laws. SBE could not risk failing to meet legal requirements to provide provisional ballot applications. The Secretary of General Services approved the emergency procurement request.

Basis for Selection: Fast Forms had the lowest responsive and responsible bid. Fast Forms also has experience with printing provisional ballot applications and based on SBE's experience is realistic about time of performance and reliable in terms of quality. Three of the companies solicited have a long history of performing at a high level on projects of a similar scope, however this would have been SBE's first experience with the Staples print shop.

TAX COMPLIANCE NO.: 12-0196-1100

RESIDENT BUSINESS: No

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**

March 7, 2012

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

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

Recommendation: Approval to commit \$60,000.00 for the following **planning** project.

2012 Land Preservation, Parks, and Recreation Plan Update - \$60,000.00
Howard County
POS #5945-13-89
MD20120118-0033

Background: Update the County's Land Preservation, Parks, and Recreation Plan as mandated by State law. The plan will present the goals and objectives associated with parkland acquisition and development, agricultural preservation, and natural resource protection.

Fund Source: MCCBL of 2010: Program Open Space, Local Capital Development
and Land Acquisition Grants, Howard County:
Program 89.22.49 Item 056 \$60,000.00

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

Approved

Disapproved

Deferred

Withdrawn

With Discussion

Without Discussion

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

March 7, 2012

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

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

Recommendation: Approval to commit \$3,739.45 for the following **development** project.

*Warfield Commerce and Cultural Center Park Development Phase II - \$3,739.45
Town of Sykesville, Carroll County
POS #5751-6-306
MD20090828-1241*

Background: Develop a 6 foot wide, 1,200 linear foot asphalt pedestrian pathway to be constructed on the east side of the Piney Run to connect to the already existing pathway on the west side of the Piney Run. Adjacent grass swales and an unimproved park area will address any associated stormwater infiltration needs. Funds totaling \$26,247.75 were previously approved by the Board of Public Works on the Secretary's Agenda: October 21, 2009, Item 1A.

Fund Source: MCCBL of 2010: Program Open Space, Local Capital Development and Land Acquisition Grants, Carroll County:
Program 89.22.49 Item 055 \$3,739.45

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**

(revised)

ITEM: 1-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com*. Copies of the solicitation notice were sent directly to 164 prospective vendors that were certified MBEs matching the services in the scope of work. A copy was also sent to the Governor's Office of Minority Affairs.

Eight proposals were received in response to the RFP; however, only seven proposals were determined to be reasonably susceptible of being selected for award (as shown in Attachment 2). One proposal submitted for Category 14 was deemed to be not reasonably susceptible of being selected for award and was eliminated. As stated in the RFP, up to three awards would be made for Categories 1 - 13 and one award each for Categories 14 and 15 (categories are listed below).

Awards are recommended to the three highest overall ranked proposals in Categories 1 - 13. Rummel, Klepper & Kahl, LLP (RK&K) was ranked overall #1 with the #2 technical proposal and the second lowest price. Cambridge Systematics, Inc. (Cambridge) was ranked overall #2 with the #1 technical proposal and the highest price; however, the difference in price (19.5%) did not outweigh the technical differences between Cambridge and the lowest priced Offeror that was ranked technically #4. STV/Jacobs in Joint Venture (STV/Jacobs) was ranked #3 overall with both the third ranked technical proposal and the third lowest price. Therefore, RK&K, Cambridge and STV/Jacobs are recommended for awards for Contracts A, B and C.

For Category 14, the highest overall ranked Offeror, ICF Incorporated, LLC, had the #1 technical proposal and the higher price; however, the technical differences between the two Offerors significantly off-set the 22% lower price of the #2 ranked technical Offeror. Therefore, ICF Incorporated, LLC is recommended for award for Contract D.

For Category 15, only one proposal was received. The Offeror, Transportation Resource Associates, Inc., (TRA) 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. Upon inquiry of firms that did not submit proposals, it was learned that these firms have existing commitments that precluded their participation in this procurement. Therefore, award is recommended to TRA, the sole Offeror, for Contract E.

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

(revised)

ITEM: 1-S (Cont.)

The purpose of this multiple-award contract is to engage Consultants who will provide analytical support and resources to support MDOT's ongoing transportation planning, environment and rail responsibilities. These contracts will provide MDOT with Contractor support and resources that will provide innovative transportation analysis, program evaluation, statewide, regional and local multi-modal planning for the movement of people and goods, strategic planning and analysis for environmental quality, rail safety, communication outreach and other transportation challenges faced by the **Offices** of Planning **and Capital Programming**, Environment and Rail Safety.

- Category 1: Maryland Transportation Plan and Transportation Vision Planning;
- Category 2: Performance Measurement, Evaluation and Reporting, including the Annual Attainment Report and Managing for Results Report;
- Category 3: Trends and Issues Analysis;
- Category 4: Long Range Planning Technical Assistance;
- Category 5: Alternative Capital Funding Analysis;
- Category 6: Policy Evaluation and Transportation and Land Use Development;
- Category 7: Statewide Multi-Modal Systems Planning;
- Category 8: Market Assessment and Evaluation;
- Category 9: Corridor Studies;
- Category 10: Environmental Policy and Planning;
- Category 11: Air Quality - Transportation Conformity and Climate Change Assessment;
- Category 12: Communication;
- Category 13: Procurement and Minority Business Enterprise Related Technical Support;
- Category 14: Comprehensive Environmental Planning; and,
- Category 15: Rail Safety Oversight.

For Categories 1 through 13, it is anticipated that Task Order(s) will be issued to the Contractor with the highest technical ranking within the specific task category regardless of the overall ranking, unless the Contract Manager determines that there are performance issues or concerns with the Contractor's capability and capacity to perform the task. If the highest technically ranked Contractor within the specific task category cannot perform the work within the timeframe requested or the Contract Manager has made such a determination, the second highest technically ranked Contractor within the specific task category will be given an opportunity to accept the request. If the second highest technically ranked Contractor within the specific task category cannot perform the work within the timeframe requested, the third highest technically ranked Contractor within the specific task category will be given an opportunity to accept the request. The successful Contractors will not be required to compete for Task Order(s) as the technical proposals determined the category rankings.

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

(revised)

ITEM: 1-S (Cont.)

ATTACHMENT 1

AWARDS & AMOUNTS (Cont.):

<u>AWARDS</u>	<u>AMOUNTS</u>	<u>ADPICS #s</u>	<u>MD TAX CLEARANCES</u>
<i>Contract A:</i>			
Cambridge Systematics, Inc. Bethesda, MD	\$3,215,000 (3 Years; Base Term) <u>\$2,143,334</u> (2 Years; Renewal Option) \$5,358,334 Total (5 Years)	J01B2400018	12-0077-1111
<i>Contract B:</i>			
Rummel, Klepper & Kahl, LLP Baltimore, MD	\$3,215,000 (3 Years; Base Term) <u>\$2,143,334</u> (2 Years; Renewal Option) \$5,358,334 Total (5 Years)	J01B2400019	12-078-0011
<i>Contract C:</i>			
STV/Jacobs, Joint Venture Baltimore, MD	\$3,215,000 (3 Years; Base Term) <u>\$2,143,334</u> (2 Years; Renewal Option) \$5,358,334 Total (5 Years)	J01B2400020	12-079-1110
<i>Contract D:</i>			
ICF Incorporated, LLC Calverton, MD	\$2,500,000 (3 Years; Base Term) <u>\$1,666,667</u> (2 Years; Renewal Option) \$4,166,667 Total (5 Years)	J01B2400021	12-0124-1110
<i>Contract E:</i>			
Transposition Resource Associates, Inc. Philadelphia, PA	\$360,000 (3 Years; Base Term) <u>\$240,000</u> (2 Years; Renewal Option) \$600,000 Total (5 Years)	J01B2400022	12-0319-0000

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

(revised)

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

BIDS OR PROPOSALS (Cont.):

Offerors	Technical Rank	Financial Price * Base Term (3 Years)	Financial Rank	Overall Rank **
CATEGORIES 1 - 13				
Rummel, Klepper & Kahl, LLP Baltimore, MD	2	\$3,965,700	2	1
Cambridge Systematics, Inc. Bethesda, MD	1	\$4,439,907	4	2
STV/Jacobs in Joint Venture Baltimore, MD	3	\$4,329,236	3	3
ICF Incorporated, LLC Calverton, MD	4	\$3,574,008	1	4
CATEGORY 14				
ICF Incorporated, LLC Calverton, MD	1	\$2,541,029	2	1
EA Engineering Science and Technology Inc. Sparks, MD	2	\$1,975,085	1	2
CATEGORY 15				
Transportation Resource Associates, Inc. Philadelphia, PA	1	\$566,594	1	1

Note: * The financial price was based upon a model of an estimated number of hours for different labor classifications of work to obtain firm fixed unit prices for hourly rates.

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

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

SERVICES CONTRACT

ITEM: 2-S **Agency Contact:** Ronald S. Wade
410-706-3313
rwade@som.umaryland.edu

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
State Anatomy Board

CONTRACT ID: DHMH/OPASS 12-10809;
Transportation of Bodies – Area I,
Baltimore Metropolitan and Northern Maryland
ADPICS NO. M00B2400425

CONTRACT DESCRIPTION: Provide for the removal and transportation of donated and unclaimed bodies from hospitals, nursing homes and residences, 24 hours a day, 7 days a week in Baltimore City, and Anne Arundel, Baltimore, Carroll, Cecil, Harford, and Howard Counties (Area I) to the State Anatomy Board’s (Board) facility in Baltimore. Also included with this service are the pick up and transportation of deceased babies from Area I hospitals and the transportation of bodies and anatomical tissues from the Board’s facility to the crematory.

AWARD: Gerrod March Licensed Mortician
Baltimore, MD

TERM: 4/1/2012 – 3/31/2017

AMOUNT: \$786,156 (5 Years)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: Harman Funeral Service, P.A.
Glen Burnie, MD

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

ITEM: 2-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of availability of the Invitation for Bids (IFB) was advertised on *eMarylandMarketplace.com* and the DHMH website. Copies of the solicitation notices were mailed directly to 458 prospective vendors, all of which are Maryland firms and none are MBEs. A copy of the solicitation was sent to the Governor's Office of Minority Affairs.

Five bids were received in response to the IFB, all of which were deemed responsive. Award is recommended to Gerrod March Licensed Mortician, the responsible bidder with the lowest priced responsive bid.

The Board does not have the human resources to perform the services needed. As stated above, this contract will provide the Board with transportation for the removal of donated and unclaimed deceased bodies from hospitals, nursing homes and residences in Area I to the Board's facility in Baltimore. The services will be provided 24 hours a day, 7 days a week. Area I includes the Baltimore Metropolitan and Northern Maryland, consisting of Baltimore City and the counties of Anne Arundel, Baltimore, Carroll, Cecil, Harford and Howard.

There is no MBE participation goal for this contract because it was determined that there are no Maryland Department of Transportation (MDOT) certified MBEs available to perform these services.

FUND SOURCE: 100% General

APPROP. CODE: M00F0101

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0031-0000

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

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

BIDS OR PROPOSALS (Cont.):

Bidders

Bids

Gerrod March Licensed Mortician
Baltimore, MD

\$786,156.00

Franker Removal Services
Baltimore, MD

\$942,205.00

State Wide Removal, Inc.
Baltimore, MD

\$1,004,272.65

Charisse N. Woods Funeral Services
Baltimore, MD

\$1,199,729.50

Harman Funeral Services, PA
Glen Burnie, MD

\$1,318,512.30

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

SERVICES CONTRACT

ITEM: 3-S **Agency Contact:** Denise Shackelford
410-767-6116
shackelfordd@dhmh.state.md.us

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

CONTRACT ID: DHMH/OPASS-12-10765;
Courier Services for Regions B, C, E & F
ADPICS No. M00B2400364

CONTRACT DESCRIPTION: Provide daily scheduled pickup, transport and delivery of laboratory coolers, specimens, supplies, samples and mail between 201 W. Preston Street in Baltimore and the local health departments and clinics throughout the State by regions. This contract is for Regions B, C, E & F. (See Requesting Agency Remarks below.)

AWARD: Rapid Response Delivery
Baltimore, MD

TERM: 6/1/2012 – 1/31/2017

AMOUNT: \$1,117,715 (4 Years, 8 Months)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 20% (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: Same

REQUESTING AGENCY REMARKS: A notice of the Invitation for Bids (IFB) was advertised on *eMarylandMarketplace.com* and on the DHMH Procurement website. The notification was sent directly to 43 potential vendors, of which 33 are Maryland firms, 12 are minority businesses and 11 are small businesses. A copy was also sent to the Governor's Office of Minority Affairs.

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

ITEM: 3-S (Cont.)

There were six separate regions of the State designated for these services. Bidders could submit bids for any one or more up to all of the six service regions. There were 65 bids from 12 bidders received in response to the IFB. The lowest responsive bids in each region were verified, and the bidders were deemed responsible. On 1/4/2012, the Board of Public Works (BPW) approved the award of two Contracts to serve the six regions of the State (see Item 2-S on the 1/4/2012 DBM BPW Agenda). Rapid Response Delivery was awarded a contract to serve Regions A and D; and Trans Logistix was awarded a contract to serve Regions B, C, E and F.

The Contracts provide courier services to pickup and deliver specimen coolers, mail, laboratory supplies and laboratory results at Health Departments, Clinics and the post office in Region A (Baltimore City Post Office & Clinics); Region B (Northeast Maryland); Region C (Southern Maryland Counties); and Region D (Howard County and Carroll County):Region E (Eastern Shore) and Region F (Western Maryland).

On 1/11/2012 at the kick-off meeting with DHMH, Trans Logistix defaulted on its Contract prior to the start date of 2/1/2012. Trans Logistix stated that it could not provide the contracted services at the prices it bid and would need to increase its prices. DHMH terminated the Contract with Trans Logistix and began reviewing the bids for Regions B, C, E and F again to award new contracts. The bid prices were guaranteed for 120 days, so DHMH was able to go to the next lowest priced bidder for each of these four regions. However, upon further review, it was determined that the next lowest bids in each of these regions were non-responsive. The review process continued until a responsive bid by a responsible bidder was determined for each of the four regions. Five additional bidders (16 bids) were eliminated and so notified on 2/3/2012. Rapid Response Delivery is now recommended for award for Regions B, C, E and F. If the BPW approves this contract, Rapid Response Delivery will provide these courier services throughout the State in all six regions.

The IFB stated specific dates for each year of the contract; therefore, the prices are valid during the specific dates of 2/1/2012 through 1/31/2017. The current contract for these regions was extended until 5/31/2012 to ensure DHMH had enough time to make a new award recommendation and submit it to the BPW for approval. Therefore, the term of this new contract is only four years and eight months beginning on 6/1/2012 and ending on 1/31/2017. The Award Amount has been adjusted from the Bid Price for the four-month reduction.

The Contractor will begin each day's run, as specified by Region, by picking up from the Central Laboratory supplies, specimen collection containers, supporting data and mail which will be delivered to the clinics in the Region. The Contractor will stop at each site in the order shown on the schedule in the contract to drop off anything designated for that clinic and to collect items to be returned to the Central Laboratory.

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

ITEM: 3-S (Cont.)

This is an indefinite quantity contract with firm fixed unit prices. The total contract amount is based upon historic usage and formulated as part of the model in the bid price. The actual amount paid to the Contractor shall be calculated using the firm fixed unit prices specified on the bid sheet for the price per day for pickups and the actual number of days pickups were performed by the Contractor.

A 20% MBE participation goal was established for this contract based upon the ability to subcontract courier services. A search of the MBE database was conducted, and the results suggested that there are numerous minority businesses that may be able to provide services required in the courier contract specifications. However, none of them indicated their services covered medical/laboratory specimen pick or delivery.

FUND SOURCE: 100% General

APPROP. CODE: M00J02.01

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0153-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

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

BIDS OR PROPOSALS (Cont.):

<u>BIDS</u>	<u>BIDDERS</u>	<u>REGIONS</u>
\$118,800.00 \$128,026.80 \$133,848.00 \$155,349.12	Rapid Response Delivery, Inc. Falcon Express Stat Courier Services BWA Courier	B
\$328,680.00 \$329,020.56 \$336,864.00 \$381,712.80	Rapid Response Delivery, Inc. Falcon Express Stat Courier Services BWA Courier	C
\$495,000.00 \$495,588.72 \$600,072.00 \$818,875.20	Rapid Response Delivery, Inc. Falcon Express Stat Courier Services BWA Courier	E
\$254,100.00 \$260,187.84 \$261,360.00	Rapid Response Delivery, Inc. Falcon Express Stat Courier Services	F

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

SERVICES CONTRACT

ITEM: 4-S **Agency Contact:** Michael Weinfield
410-767-5616
mweinfield@dhhm.state.md.us

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

CONTRACT ID: OPASS# 12-10716;
Quality of Life Survey
ADPICS # M00B2400433

CONTRACT DESCRIPTION: Provide an assessment of personal outcome achievement and satisfaction of services for people with developmental disabilities receiving funding from the DHMH Developmental Disabilities Administration (DDA).

AWARD: Inclusion Research Institute
Washington, DC

TERM: 4/1/2012 - 6/30/2013 (w/1 one-year renewal option)

AMOUNT: \$463,962 (1 Year, 3 Months; Base Contract)
\$281,733 (1 Year; Renewal Option)
\$745,695 Total (2 Years; 3 Months)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: 39% (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: The Arc of Maryland
Annapolis, MD
(Contract ended 6/30/2011)

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

ITEM: 4-S (Cont.)

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

Four bids were received in response to the IFB; however, two of the bids were deemed non-responsive and were rejected. The lower responsive bid was submitted by Inclusion Research Institute and is, therefore, recommended for award. The recommended contractor is responsible, and its bid meets the technical requirements set forth in the IFB. Moreover, the price has been deemed fair and reasonable, and it was determined that other prospective bidders had a reasonable opportunity to respond to the solicitation.

This Contract will require Inclusion Research Institute to perform 1,000 face-to-face adult consumer surveys and 6,000 mail-in surveys of families who have a family member with a disability. Survey results will be entered into a web-based data entry system (ODESA) and then the data obtained from the survey questions will be compared to historical data obtained through an identical survey administered during previous fiscal years (FY).

During the 15-month contract period, Inclusion Research Institute will do two (2) rounds of surveying and data entry of survey results. One round ("Part I") is during FY2012 where the work of the contract associated with FY2012 will be conducted from 4/1/2012 until 6/30/2012. The second round of surveys and data entry pertaining to FY2013 ("Part II") shall be conducted between 7/1/2012 and 6/30/2013. Inclusion Research Institute will also create an advisory group to evaluate the process and make recommendations, as needed.

A 10% MBE participation goal was established for this contract; however, the recommended awardee has proposed a 39% MBE participation goal by subcontracting data entry, training, mail surveys and telephone follow-up.

Maryland's reciprocal preference law was applied because Washington, DC, the locale in which the recommended awardee resides, has a preference for District-based businesses. However, the in-State vendor would not be recommended for award because after applying the 12% reduction in price for bids, the Maryland bidder was still higher in price.

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

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

BIDS OR PROPOSALS (Cont.):

Bidders

Bids

Inclusion Research Institute
Washington, DC

\$745,695

Kennedy Krieger Institute
Baltimore, MD

\$1,213,880

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

SERVICES CONTRACT

ITEM: 5-S **Agency Contact:** Sandy Johnson
410-767-7408
Sjohnso5@dhr.state.md.us

DEPARTMENT/PROGRAM: Department of Human Resources (DHR)
Family Investment Administration (FIA)
Baltimore City Department of Social Services
(BCDSS)

CONTRACT ID: BCDSS/FIA-12-009
Emergency Food Distribution Program
ADPICS BPO NO. N00B2400322

CONTRACT DESCRIPTION: Provide three-day allotments of non-perishable food items to eligible customers via designated local food pantries.

AWARD: The Maryland Food Bank, Inc.
Baltimore, MD

TERM: 3/15/2012 – 3/14/2015 (w/2 one-year renewal options)

AMOUNT: \$ 940,024 (3 Years; Base Contract)
\$ 313,349 (1 Year; 1st Renewal Option)
\$ 313,342 (1 Year; 2nd Renewal Option)
\$1,566,715 Total (5 Years)

PROCUREMENT METHOD: Sole Source

BIDS OR PROPOSALS: N/A

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

PERFORMANCE SECURITY: None

HIRING AGREEMENT ELIGIBLE: Yes

INCUMBENT: Same

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

ITEM: 5-S (Cont.)

REQUESTING AGENCY REMARKS: The Emergency Food Distribution Program, administered by the Baltimore City Department of Social Services (BCDSS) Family Investment Bureau provides a three-day supply of non-perishable food to residents in Baltimore City who are in need of food and lack financial resources to purchase food.

The Maryland Food Bank, Inc. (MFB) distributes food, through a network of 14 neighborhood, non-profit local Food Pantries located throughout Baltimore City. The pantries, in turn, are in close proximity to eight BCDSS Family Investment Centers (FIC). BCDSS clients in need of food receive emergency food vouchers at the FICs and present the vouchers to the Food Pantries to receive emergency food parcels.

The MFB is the sole distributor of food for Baltimore City through Feed America National Association of Food Banks (FANAFB). The two other Food Banks in Maryland are the Salisbury Food Bank (SFB), which is an affiliate of the MFB, and the Capital Food Bank (CFB), which distributes food to Prince George's County, Maryland, Montgomery County, Maryland, Washington D.C. and Virginia. The Maryland Food Bank serves all Maryland counties except the two serviced by CFB and the eight counties on the Eastern Shore (Kent, Queen Anne's, Talbot, Caroline, Dorchester, Wicomico, Somerset and Worcester) serviced by SFB.

The Maryland Food Bank (MFB) is professionally managed allowing the program to be run in a cost effective manner. The Contractor's continued satisfactory performance helps DHR and BCDSS achieve their mission to assist people in economic need. As of the end of FY2011 approximately 132,434 women, men and children were served, which exceeds the preceding contract's total number of people served (72,186) by over 62,000 people. It is anticipated that the number of people being served by this program will continue at the same high level of need during this new contract term.

A 10% MBE participation goal was established based upon the MFB utilizing a MBE subcontractor to deliver supplies to the designated pantries.

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

ITEM: 5-S (Cont.)

FUND SOURCE: 100% General

APPROP. CODE: N00G0002

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0206-0110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

SERVICES CONTRACT

ITEM: 6-S **Agency Contact:** Robert Ward
410-767-2211
rward@choosemaryland.org

DEPARTMENT/PROGRAM: Business and Economic Development (DBED)
Division of Business Development

CONTRACT ID: Pavilion Space for BIO 2012 International
Convention
ADPICS No. T00B2400010

DESCRIPTION: Contract to provide a large official pavilion, containing 3,600 square feet of booth space, for the use of the State of Maryland and agencies and subdivisions of the State of Maryland and private sector business entities selected by DBED (the “State’s participating exhibitors”) at the BIO 2012 International Convention to be held June 18-21, 2012 in Boston, Massachusetts.

AWARD: Biotechnology Industry Organization
Washington, DC

TERM: 3/19/2012 - 7/1/2012

AMOUNT: \$134,400 (Approx. 3 ½ Months)

PROCUREMENT METHOD: Sole Source

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: Same

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

ITEM: 6-S (Cont.)

REQUESTING AGENCY REMARKS: DBED contributes to the economic development of Maryland by promoting the State as a valuable place to do business. This contract is to purchase 3,600 square feet of booth space for the Maryland Pavilion at the BIO 2012 International Convention in Boston, Massachusetts in June 2012. The Biotechnology Industry Organization is the only source from which to procure booth space. This show is the primary promotional event for Maryland's biotechnology industry sector, the State's second largest industry.

DBED has been participating in this show for more than 12 years. All states organizing pavilions are required by the show organizers to pre-purchase all of the booth spaces and then coordinate the leasing of the spaces to bioscience companies or organizations, etc. within their state. Each participating Maryland company/organization will be billed its portion for the booth space it requests. DBED will pay \$14,400 for booth space. DBED will collect the remaining \$120,000 from participating companies/organizations.

The BIO International Convention affords DBED the opportunity to meet with bioscience companies and leaders from all over the world. Maryland ranks in the top five states in the nation in the number of bioscience companies. While at this show, DBED coordinates a Maryland Pavilion featuring up to 30 booths filled with leading bioscience companies, universities and federal agencies, including the Dynport Vaccine, Human Genome Sciences, the University of Maryland, Baltimore BioPark, and Johns Hopkins University. This pavilion showcases Maryland's strength in the industry and helps brand Maryland as a bioscience leader to the world. During the show, Maryland representatives meet with decision makers to discuss the advantages of doing business in Maryland. The show also offers the opportunity to see what kinds of new innovations other companies and countries are embarking on. It serves as a great opportunity to promote bioscience growth in the State of Maryland.

There are no subcontracting opportunities since this a contract for pavilion space only; therefore no MBE participation goal was established.

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

ITEM: 6-S (Cont.)

FUND SOURCE: 100% General

APPROP. CODE T00A0005

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 12-0076-0010

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: 7-S **Agency Contact:** Dirk Griffin
410-799-2900 x338
dgriffin@mdsp.org

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

CONTRACT ID: W00R1400431;
Uniform & Shop Towel Rental & Laundry Services
ADPICS # W00B2400026

CONTRACT DESCRIPTION: Provide rental and laundry services for uniforms and shop towels for civilian personnel at various Maryland Department of State Police (MDSP) locations throughout the State.

AWARD: Aramark Uniform Services
Baltimore, MD

TERM: 4/1/2012 – 3/31/2017

AMOUNT: \$221,055 (5 Years)

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS OR PROPOSALS: See Attachment

MBE PARTICIPATION: None (See Requesting Agency Remarks below)

PERFORMANCE SECURITY: None

INCUMBENT: UniFirst Corporation
Baltimore, MD

REQUESTING AGENCY REMARKS: A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMarylandMarketplace.com* (eMM). Through eMM, the IFB notice was sent to 63 potential bidders, which included 21 minority businesses and eight small businesses. A copy of the solicitation notice was not sent to the Governor's Office of Minority Affairs. Therefore, a determination has been made by the Department of Budget and Management (DBM) Agency Head per COMAR 21.03.01.04 that this contract should be treated as voidable.

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

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

BIDS/PROPOSALS (Cont.):

<u>Bidders</u>	<u>Bids *</u>
Aramark Uniform Services Baltimore, MD	\$221,055.49
Unifirst Corporation Baltimore, MD	\$260,651.60
CoyneTextile Services York, PA	\$558,790.00

Note: * The Bid Amount is based upon a fully loaded fixed unit price per week for uniform and towel rental and laundry and uniform replacement for an estimated number of employees/units per week times 52 weeks per year for each of the five years of the contract.

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

ITEM: 8-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS: \$0.00 (See Attachment.)

REVISED TOTAL CONTRACT AMOUNT: \$0.00 (See Requesting Agency Remarks)

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 2%

MBE COMPLIANCE: 20.4%

REQUESTING AGENCY REMARKS: There is no direct cost to the College Savings Plans of Maryland (Board) for this contract. According to the Contract, T. Rowe Price Associates, Inc. (T. Rowe Price) will collect certain fees from account holders in the Maryland College Investment Plan (Plan) and use the revenues received from those fees to pay for all administrative, operating, investment, and marketing expenses associated with managing the Plan. T. Rowe Price has also agreed to pay a portion of the revenues received from account holders to the Board to cover certain administrative expenses incurred by the Board in its role of overseeing the management of the College Investment Plan.

The effective date of this modification (Fifth Amendment) will be 3/7/2012, after BPW approval, in order to inform account holders of the upcoming contract modifications and renewal in the first quarter 2012 account statements that will be mailed in early April 2012. The actual start dates of the modifications are 7/1/2012 (FY2013) for committed marketing expenses or 7/1/2013 in conjunction with the renewal option period. This agenda item is a request for approval to:

- (1) Add committed minimum marketing expenditures by the Contractor for FY2013 through FY2015 during the last year of the base contract and the renewal option period;
- (2) Exercise the first of two two-year renewal options as contained in the original Contract;
- (3) Reduce the Annual Account Fee to account holders from \$20.00 to \$10.00, effective 7/1/2013, with the same waiver conditions as are in the current Contract; and,
- (4) Reduce the Program Fee by 0.01%, if the Board decides to reduce the Program Manager Contribution by 0.01% during the renewal option period. The Program Fee, which is charged to each Investment Option in the Plan, is currently 0.20%.

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

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

PRIOR MODIFICATIONS/OPTIONS (Cont.):

MOD #1	\$0.00	Modified the contract to allow State employees to save for college by making contributions to the Maryland College Investment Plan through payroll deductions for the period of 12/3/2008 – 6/30/2013. Approved on the 12/3/2008 DBM BPW Agenda, Item 5-S-MOD.
MOD #2	\$0.00	Modified the contract to add a new section titled “Warranties” in order for CSPM to comply with annual document filing requirements for the Municipal Securities Rulemaking Board for the period of 6/25/2009 – 6/30/2013. Approved by CSPM.
MOD #3	\$0.00	Modified the contract to change the fee structure for one of the investment options in the plan for the period of 9/16/2009 – 6/30/2013. Approved on the 9/16/2009 DBM BPW Agenda, Item 18-S-MOD.
MOD #4	\$0.00	Modified the contract to reduce certain fees in the Maryland College Investment Plan for the period of 6/23/2010 – 6/30/2013. Approved on the 6/23/2010 DBM BPW Agenda, Item 19-S-MOD.
Total	<u>\$0.00</u>	

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

SERVICES CONTRACT MODIFICATION

ITEM: 9-S-MOD **Agency Contact:** Ken Smith
410-260-7807
ksmith@comp.state.md.us

DEPARTMENT/PROGRAM: Comptroller of Maryland (COMP)
General Accounting Division

CONTRACT ID: OC-2009-02/E00B0400030;
Statewide Audit Contract
ADPICS No. COE16348

CONTRACT APPROVED: 12/2/2009 DBM BPW Agenda Item 1-S

CONTRACTOR: SB & Company, LLC
Hunt Valley, MD
MDOT Certified MBE

CONTRACT DESCRIPTION: Contract to audit the financial statements of the State of Maryland, Department of Transportation, programs of the Maryland Department of Business and Economic Development, Unemployment Insurance Trust Fund, Maryland Correctional Enterprises, Maryland Stadium Authority, and the College Savings Plans of Maryland, and render an opinion thereon; and audit federal grants for the purpose of complying with the regulations of the U.S. Office of Management and Budget, for the fiscal years ending June 30, 2010, 2011, 2012, 2013, and 2014.

MODIFICATION DESCRIPTION: Approval request to modify the contract to remove Maryland Food Center Authority (MFCA) Financial Statements for fiscal years 2011 through 2014 from the State's Engagements 1 through 5. MFCA has entered into a separate agreement with Clifton Gunderson.

TERM OF ORIGINAL CONTRACT: 3/1/2010 – 2/28/2015

TERM OF MODIFICATION: 4/1/2012 – 2/28/2015

AMOUNT OF ORIGINAL CONTRACT: \$6,618,560

AMOUNT OF MODIFICATION: (\$59,840)

PRIOR MODIFICATIONS/OPTIONS: (\$159,500) (See Attachment)

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

ITEM: 9-S-MOD (Cont.)

REVISED TOTAL CONTRACT AMOUNT: \$6,399,220

PERCENT +/- THIS MODIFICATION: -0.90%

OVERALL PERCENT +/-: -3.31%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 100% (Contractor is a MD Certified MBE);
25% MBE Subcontracting Goal

MBE COMPLIANCE: 18.28%

REQUESTING AGENCY REMARKS: The Comptroller, in its RFP for Statewide Audit Services, included under Engagements 1 through 5, the Maryland Food Center Authority (MFCA) Financial Statements for fiscal years 2011 through 2014. The Contractor committed in its technical proposal to provide the services required for MFCA for the total amount of \$59,840 for these fiscal years. MFCA has recently informed the Comptroller that they do not wish to be part of the State's Engagements 1 through 5 and have entered into their own agreement with Clifton Gunderson. The Comptroller and MFCA mutually agree to the removal of MFCA's Financial Statements from Engagements 1 through 5. The Contractor has not performed any work for MFCA under this contract, has no open invoices or amounts due for any audit work performed under the contract for MFCA, nor has the Contractor incurred any overhead or other indirect costs related to audit work it anticipated performing for MFCA.

FUND SOURCE: 100% General

APPROP. CODE.: E00A0201

RESIDENT BUSINESS: Yes

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

APPROVED DISAPPROVED DEFERRED WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

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

PRIOR MODIFICATIONS/OPTIONS (Cont.):

MOD #1	(\$168,000)	Modified the contract to remove Maryland Environmental Services' (MES) Statements and Reports on Schedules of Indirect Costs and Calculations of Indirect O/H Costs from the State's Engagements 1 through 5 for the period of 4/1/2010 – 2/28/2015. Approved on the 3/24/2010 DBM BPW Agenda, Item 5-S-MOD.
MOD #2	\$8,500	Modified the contract to add the following engagement on behalf of Maryland Energy Administration (MEA): a review of the procedures and transactions, and related contract and grant agreements, between MEA and Strategic Services International and Green Trail Energy for the period of 10/12/2011 – 2/28/2015. Approved by COMP.
Total	<u>(\$159,500)</u>	

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

GENERAL MISCELLANEOUS

ITEM: 10-GM **Agency Contact:** Phillip M. Pickus
410-653-4293
ppickus@mdsp.org

DEPARTMENT: Maryland Department of State Police (MDSP)

AMOUNT OF REQUEST: \$385,000

FUND SOURCE: State Insurance Trust Fund

APPROPRIATION CODE: E20B0202

DESCRIPTION: Pursuant to Md. Code Ann., State Gov't. §§12-404-405, the Maryland Department of State Police (MDSP) and the Office of the Attorney General (OAG) request approval for payment in full settlement of judgment and fees, which will resolve all issues and claims in *Swagler v. Neighoff*, Case No. 08-RDB-2289, pending in the U.S. District Court for the District of Maryland.

REQUESTING AGENCY REMARKS: The above referenced case arises from the arrest of 17 anti-abortion protesters on August 1, 2008 in Bel Air, Maryland by MDSP Troopers. The protestors were arrested, processed and spent a night in the Harford County Detention Center.

The Office of the Attorney General has determined that the Troopers were neither grossly negligent nor malicious in the performance of their duties and this request otherwise accords with §12-405 of the State Government Article, Maryland Code.

If this settlement is approved, a check should be made payable to "The Alliance Defense Fund." The check should be mailed to Phillip M. Pickus, Office of the Attorney General, Maryland State Police, 1201 Reisterstown Road, Baltimore, Maryland 21208.

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**

SERVICE CONTRACT

ITEM: 1-S

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

INSTITUTION: University of Maryland, College Park

CONTRACT ID: Executive MBA Program: Catering Services
RFP No. 83973-V

DESCRIPTION: Indefinite Delivery/Indefinite Quantity Catering Services in support of the Robert H. Smith School of Business, Executive MBA Program.

AWARD: RSVP
2390 Prosperity Avenue
Fairfax, VA 22031

CONTRACT TERM: 22 months (3/7/12 – 1/14/14) with three one-year renewal options

AMOUNT: \$550,000 (estimated) for base term of 22 months
\$310,000 (estimated) for each renewal option

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS:	<u>Ranking</u>			Evaluated <u>Price</u>
	<u>Technical</u>	<u>Financial</u>	<u>Overall</u>	
RSVP Co. Inc. Fairfax, Virginia	2	1	1	\$1,485,374
Main Ingredient Annapolis, Maryland	1	2	2	\$2,193,890

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

ITEM: 1-S (continued)

MBE PARTICIPATION: 0%

PERFORMANCE BOND: N/A

REQUESTING INSTITUTION REMARKS: The University of Maryland, College Park, Robert H. Smith School of Business requires the services of an on-call caterer to support the Executive Masters of Business Administration program by catering meals at the Executive Dining Room in Van Munching Hall. Services will be ordered on an as-needed basis and there is no minimum guaranteed ordering amount specified. Each EMBA cohort covers a span of 18-months, with schedules overlapping such that five cohorts are served by this contract, assuming that all renewal options are exercised. Catering expenses are recovered via collection of student fees from EMBA participants.

The University advertised on *eMarylandMarketplace* and directly solicited proposals from full service catering companies, including 13 certified MBEs and 36 certified small businesses. Seven proposals were received, of which two were determined to be technically acceptable and susceptible for award. The evaluated price reflects estimated quantities for purposes of evaluation of proposals only.

This contract will be managed by the Robert H. Smith School of Business, Department of Business at the University of Maryland, College Park with procurement assistance from the University's Department of Procurement and Supply.

FUND SOURCE: Current Unrestricted

APPROP. CODE: R30B22

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 11-3164-1001

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: 2-C

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

INSTITUTION: University of Maryland, Baltimore for Towson University

CONTRACT ID: Construction Management at Risk Services for the Campus Site & Safety Improvements Phase II, RFP 2011-16 AF

DESCRIPTION: Professional management and construction services during pre-construction and construction for the Towson University Campus Site and Safety Improvements Project, Phase II. The project consists of providing a pedestrian connection between the West and East campuses; developing the necessary site, utility and infrastructure improvements to support the proposed pedestrian improvements, designing the new pedestrian bridge across Osler Drive; renewing and replacing utility and pedestrian infrastructure; and eliminating pedestrian-vehicle conflicts.

AWARD: The Whiting-Turner Contracting Company
Baltimore, Maryland 21286-3048

COTRACT TERM: Twelve months from issuance of pre-construction notice to proceed;
Eighteen months from construction notice to proceed.

AMOUNT: \$85,000 (pre-construction fees only: see remarks)

PROCUREMENT METHOD: Competitive Sealed Proposals

BIDS OR PROPOSALS:

	<u>Technical Score</u>	<u>Price Score</u>	<u>Total Score</u>	<u>Price</u>
Whiting Turner, Baltimore, MD	60	40	100	\$1,511,927
Lewis Contractors, Owings Mills, MD	57.25	36.61	93.86	\$1,652,068
Barton Malow, Baltimore, MD	50.07	39.53	89.60	\$1,529,799

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

ITEM: 2-C (continued)

MBE PARTICIPATION: 25%

PERFORMANCE BOND: A 100% performance bond is required.

REQUESTING INSTITUTION REMARKS: The solicitation was advertised in *eMaryland Marketplace* and distributed to the Office of Minority Affairs and other MBE Associations. Three technical proposals were received. The proposals were evaluated by a University evaluation committee. All three proposers achieved the required minimum technical score and were invited to oral presentations. Following oral presentations the three proposers were invited to submit pricing. Award is recommended to Whiting Turner based on the highest technical and financial score. Whiting Turner presented an experienced construction management team. The team demonstrated strong experience constructing bridges, and performing utility and storm water infrastructure upgrades. The estimated construction cost for this project is \$12,200,000. This Item recommends award for pre-construction services only. If the University and the Contractor agree to a Guaranteed Maximum Price for construction, the University will return to the Board with a recommendation to modify the contract to include the actual construction costs, which includes the construction services fee.

FUND SOURCE: MCCBL 2011, *Provide funds to design campuswide infrastructure and site improvements*, Item 040

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0156-1111

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 Purchase

ITEM: 3-RP

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

INSTITUTION: Coppin State University

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

PROPERTY: 1714 Thomas Avenue, Baltimore

GRANTOR: James L. Wing
Rosa Day

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

APPRAISED VALUE: Woodley Appraisal Group \$ 34,000.00
Michael A. Wilson \$ 33,000.00

FUND SOURCE: MCCBL of 2010: *Provide funds for site acquisition and detailed design for the site for New Science and Technology Center.* Item 050.

COST: Acquisition: \$ 33,000.00
Ground Rent: \$ 1,600.00*
Relocation \$ 147,500.00**
Total \$ 182,100.00

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

*** The University will assist the tenant to move to a new home.

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

BOARD OF PUBLIC WORKS

THE ABOVE REFERENCED ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



Maryland Department of Transportation
The Secretary's Office

Martin O'Malley
Governor

Anthony G. Brown
Lt. Governor

Beverley K. Swaim-Staley
Secretary

Darrell B. Mobley
Deputy Secretary

BOARD OF PUBLIC WORKS (BPW)

ACTION AGENDA

March 7, 2012

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Landlord Lease	31
General/Miscellaneous	32 - 35
Lease	36-40

Sandra E Clifford (410) 385-4833
sclifford@marylandports.com

BPW – 03/07/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 1-C

MARYLAND PORT ADMINISTRATION

CONTRACT ID: 512009
 Upgrade Bollards at Dundalk Marine Terminal
 ADPICS NO. : P512009

CONTRACT DESCRIPTION: Replace the existing 50-ton mooring bollards with 100-ton bollards on Dundalk Marine Terminal.

AWARD: MTI Management Services, Inc.
 Baltimore, Maryland

AMOUNT: \$285,560

TERM: 120 Work Days

PROCUREMENT METHOD: Competitive Sealed Bidding
 (Small Business Reserve)

BIDS:

MTI Management Services, Inc. Baltimore, MD	\$285,560
Andrews Construction White Marsh, MD	\$287,750
JLN Construction Services, LLC Baltimore, MD	\$329,400
Bensky Construction Co., LLC Baltimore, MD	\$564,700

MBE PARTICIPATION: 0% (single element of work)

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

ITEM: 1-C (Continued)

BPW – 03/07/12

REMARKS: The Engineer's Estimate for this contract was \$250,200.

This Solicitation was advertised in eMaryland Marketplace. Eleven (11) firms received bid packages; ten (10) were Maryland firms. Four (4) responsive and responsible bids were received.

The scope of work consists of: demolition and removal of existing mooring bollards at various locations on the Dundalk Marine Terminal, and furnishing and installation of new cast steel mooring bollards. Also included is maintenance of traffic, repair of concrete surfaces, temporary sanitary facilities, and associated activities.

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

FUND SOURCE: 100% Special Funds Budgeted to MPA

APPROPRIATION CODE: J03D0002

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-0093-0111

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 – 03/07/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 2-C

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-CO-12-002
 Central Utility Plant Generator Site Improvements
 at BWI Thurgood Marshall Airport (BWI Marshall)
 ADPICS NO: MAACO12002

CONTRACT DESCRIPTION: This contract provides for the site preparation for the Central Utility Plant Generator at BWI Marshall. The work includes electrical improvements to integrate and provide power from an emergency generator to three different substations, miscellaneous site improvements, concrete pavement and landscaping.

AWARD: Mid-Atlantic General Contractors, Inc.
 Beltsville, MD

AMOUNT: \$689,697

TERM: 150 Calendar Days

PROCUREMENT METHOD: Competitive Seal Bidding
 (Small Business Reserve)

BIDS:

Mid-Atlantic General Contractors, Inc. Beltsville, MD	\$689,697
Certified Maintenance Co., Inc. Huntingtown, MD	\$738,742
Baltimore Contractors, Inc. Glen Burnie, MD	\$819,878

MBE PARTICIPATION: 25%

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

REMARKS: The Engineer's Estimate is 696,027.65.

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 October 18, 2011. MAA directly solicited ten (10) small businesses on October 18, 2011. Fourteen (14) sets of specifications were sold and three (3) firms submitted bids.

ITEM: 2-C (Continued)

BPW – 03/07/12

The MAA procured the emergency generator and received Board of Public Works Approval on December 21, 2011 (DOT Agenda Item 13-E).

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I0003

MD TAX CLEARANCE: 12-0105-0011

RESIDENT BUSINESS: Yes

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

APPROVED DISAPPROVED DEFERRED WITHDRAWN
WITH DISCUSSION WITHOUT DISCUSSION

James L. Knighton (410) 767-0820

BPW – 03/07/12

jknighton@mta.maryland.gov

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

CONSTRUCTION CONTRACT**ITEM: 3-C****MARYLAND TRANSIT ADMINISTRATION:**

CONTRACT ID: T-1302R
 Ancillary for Repairs/Maintenance of Rail
 Signals, Power, Vehicle and Associated
 Equipment
 ADPICS NO. T1302R

CONTRACT DESCRIPTION: The work to be performed under this contract includes the furnishing of services necessary for the accomplishment of miscellaneous minor construction, repairs, and maintenance work for the Administration's Facilities located throughout the State. Work may include repairs, additions and modifications to transit rail systems including, but not necessarily limited to train control, gate crossings, traction power, catenary power, and rail vehicles. The work may include only electrical installation work in accordance with supplied drawings and specifications.

AWARD: Gill-Simpson, Inc.
 Reisterstown, MD

Intelect Corporation
 Baltimore, Maryland

Southern Improvement Company
 Fairfax, Virginia

TERM: 3/12/2012 – 3/11/2015
 (1,095 Calendar Days from NTP)

AMOUNT: \$6,000,000 NTE

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

	<u>Representative Bids</u>
Gill-Simpson, Inc. Reisterstown, Maryland	\$161,888
Intelect Corporation Baltimore, Maryland	\$191,663
Southern Improvement Company Fairfax, Virginia	\$202,000

ITEM: 3-C (Continued) BPW – 03/07/12

Hawkeye Construction, LLC \$236,503
Baltimore, Maryland

Denver-Elek, Inc. \$315,503
Baltimore, Maryland

Truland Walker Seal Transportation Inc. \$335,000
Transportation, Inc.
Fairfax, Virginia

DBE PARTICIPATION: 25%

PERFORMANCE SECURITY: Performance Bond at 100% of Contract Amount

HIRING AGREEMENT ELIGIBLE: Yes

REMARKS: The Engineer's Estimate for the sample task was \$206,043.

This Solicitation was advertised in eMaryland Marketplace and on the MTA's website. Thirty-five (35) firms received bid packages and were placed on a "planholders list" for future notifications regarding the solicitation. Of the thirty-five firms on the list nineteen (19) were Maryland firms. On October 19, 2011 a total of six (6) sealed bids were received from interested firms and opened publically. This is an IFB solicitation initiated using the "new ancillary procedures" developed by the MTA to foster more competition for this type of ancillary contract award. The contract duration is for a three (3) year time period.

As referenced in the solicitation documents, the MTA intends to award multiple contracts (up to four (4) contracts) from this solicitation, to the responsible Bidders with the lowest responsive bid based on the cost of the sample task provided in this solicitation. The contractor submitting the lowest bid will be awarded that task. Therefore, Gill-Simpson, Intellect Corporation, and Southern Improvement will all remain eligible to compete for future "task-order" work issued by the MTA. However, the first contract award would go to the responsible Bidder with the lowest responsive bid based on the bid submitted for "sample task", as defined in the solicitation.

The lowest bid amount for the sample task does not represent the total amount for which the contract could be awarded because each bidder will have an opportunity to compete for subsequent tasks issued by the MTA. In addition, each Contractor will only be compensated for the actual work, satisfactorily completed and accepted, on a Task-by-Task and Item by Item basis, as required by the MTA and in accordance with the General Provisions and Special Provisions of this contract. Furthermore, the MTA does not imply or guarantee with this contract award that only one Contractor will receive either the "Grand Total", price bid, or the "Amount Budgeted" during the life of this Contract.

The work shall consist of furnishing of all labor and material, assembly, delivery, installation to replace and test 120 switch crib heaters at 60 switch layouts on the Baltimore Light Rail.

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

ITEM: 3-C (Continued)

BPW – 03/07/12

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESSES: No

MD TAX CLEARANCE:

Gill-Simpson	12-0192-1111
Intellect Corp.	12-0198-1011
Southern Improvement	12-0193-0111

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 - 03/07/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONTRACT MODIFICATION: (Construction)

ITEM: 4-C-MOD

AMERICAN REINVESTMENT RECOVERY ACT

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID:

MAA-CO-09-009
 CD Apron Reconstruction at BWI Thurgood Marshall
 Airport (BWI Marshall)
 ADPICS NO.: CO281634

ORIGINAL CONTRACT APPROVED:

Item 1-C, DOT Agenda 05/20/09

MODIFICATION: Modification No. 2 is to extend the duration of the contract by 122 non-compensable days.

CONTRACTOR:

P. Flanigan & Sons, Inc.
 Baltimore, MD

AMOUNT:

\$0

ORIGINAL AMOUNT:

\$36,778,945

REVISED AMOUNT:

\$36,778,945

PERCENTAGE INCREASE:

0%

TERM:

615 Calendar Days (Original)
 180 Calendar Days (Modification No. 1)
 122 Calendar Days (Modification No. 2)

DBE PARTICIPATION:

25% (MBE Compliance 30%)

REMARKS: The original contract included the reconstruction of the apron hardstand for Gates C1, C3, C5, C7, D2, D4, D8 and D10, and the taxi lane alley between the C and D Concourses with drainage, glycol collection and associated structures at BWI Thurgood Marshall Airport.

The original contract called for the temporary relocation of Southwest Airlines during reconstruction. The Gate assignments envisioned at the beginning of the project, required modifications due to the merger of Southwest Airlines and AirTran Airways. This modification allows for competition of airline relocation and contract close out.

RESIDENT BUSINESS:

Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ITEM: 4-C-MOD (CONT'D)**ATTACHMENT I**

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$36,778,945	615 calendar days	BPW 05/20/09, Item 1-C	
Modification No. 1	\$0.00	6 months	DCAR, 8/24/11	Extend due to extreme weather conditions
Modification No. 2	\$0.00	122 days	03/07/12	Extend contract duration by 122 days
Revised Amount	\$0.00			

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

BPW – 03/07/12

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 5-M

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-MC-12-007
Automatic Defibrillators (AED) Technical Support at
Baltimore Washington International Thurgood Marshall (BWI
Marshall)
ADPICS NO. MAAMC12007

CONTRACT DESCRIPTION: The Contract provides annual inspections and maintenance for approximately 75 Life-Pak Cardio-Care Defibrillators units and various accessories throughout the terminal building at BWI Marshall.

AWARD: Medtronic Physio-Control
Redmond, WA

TERM OF CONTRACT: 04/01/12 – 03/31/17
Five (5) Years from NTP

AMOUNT: \$164,845

PROCUREMENT METHOD: Sole Source

MBE PARTICIPATION: 0% (proprietary components)

REMARKS: The MAA currently has Life-Pak 10, Life-Pak 12, and Life-Pak 500 Defibrillators in use at BWI. These units are manufactured by Medtronic Physio-Control and must be inspected and serviced on an annual basis. Because these units contain proprietary components Medtronic Physio-Control is the only vendor authorized to inspect and maintain these units. In accordance with COMAR 21.05.05.02A(2) a sole source procurement is appropriate due to the proprietary components in the units. The award amount includes an extra work and parts allowance of \$75,000 for unanticipated work.

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I00002

MD TAX CLEARANCE: 11-3054-1101

RESIDENT BUSINESS: No

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
	WITH DISCUSSION	WITHOUT DISCUSSION	

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

BPW – 03/07/12

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 6-M

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-MC-12-011
 Parking Access and Revenue Control System Inspection,
 Repair and Maintenance at BW I Thurgood Marshall
 Airport (BWI Marshall)
 ADPICS NO. MAAMC12011

CONTRACT DESCRIPTION: The Contractor shall provide the necessary labor, supervision, equipment, materials, insurance, and expertise perform inspections, preventive maintenance, and repair services to all components of the Parking Access and Revenue Control System (P.A.R.C.) at BWI Marshall.

AWARD: Control Systems, Inc.
 Beltsville, MD

TERM OF CONTRACT: 04/01/12 – 03/31/15
 Three (3) Years from NTP with one (1) two (2) year
 renewal option

AMOUNT: \$ 1,055,168 NTE (3 Years)
 \$ 717,515 NTE (cost of two-year option incl. 2% CPI)
 \$ 1,772,683 NTE (aggregate value including two-year
 renewal option)

PROCUREMENT METHOD: Competitive Sealed Bidding
 (One Bid Received)

MBE PARTICIPATION: 0% (specialized work)

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

REMARKS: The Solicitation was advertised on eMaryland Marketplace and MAA website. The Solicitation was sent to the Governor's Office of Minority Affairs and five (5) minority business associations on January 11, 2012. MAA directly solicited eight (8) firms on January 11, 2012. A total of ten (10) firms received the contract documents, prospective bidders had a reasonable opportunity to respond. However, only one (1) bid was received.

Control Systems Inc. is the only Federal APD certified firm in the Maryland region. Federal APD, the original equipment manufacturer, requires only certified firms provide maintenance on the equipment.

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

BPW – 03/07/12

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 7-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 440D41413
Maintenance & Repairs of Drainage Structures at Various Locations in Baltimore & Harford Counties (District 4)
ADPICS NO. 440D41413

CONTRACT DESCRIPTION: This Contract consists of the maintenance and repairing of drainage structures at various locations in District 4.

AWARD: Allied Contractors, Inc
Baltimore, MD

AMOUNT: \$1,700,094 NTE

TERM OF CONTRACT: March 19, 2012 through December 31, 2013

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Allied Contractors, Inc. Baltimore, MD	\$1,700,094
PDI-Sheetz Construction Corp. Linthicum, MD	\$1,713,587
Southern Improvement Co., Inc. Hunt Valley, MD	\$1,730,470
Marine Technologies, Inc. Baltimore, MD	\$1,973,901
Concrete General, Inc. Gaithersburg, MD	\$2,058,650
Nations Contracting Co., Inc. Baltimore, MD	\$2,073,901
Covington Machine & Welding, Inc. Annapolis, MD	\$2,287,250
Romano Concrete, Inc. Laurel, MD	\$2,699,600

ITEM: 7-M (Continued)**BPW – 03/07/12****MBE PARTICIPATION:** 5%**PERFORMANCE SECURITY:** Payment & Performance Bonds for 100% of the award amount exist on this contract**REMARKS:** The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Fifteen (15) contractors were notified for this project; Four (4) of which were MDOT Certified MBE's.

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

Of the contract award amount, \$500,000 is estimated for the payment of materials (29.4% of the contract value) and \$200,000 is estimated for the payment of miscellaneous and unanticipated work (11.8% of the contract value).

FUND SOURCE: 100% Special Funds Budgeted to SHA**APPROPRIATION CODE:** J02B0102**RESIDENT BUSINESS:** Yes**MD TAX CLEARANCE:** 12-0163-1111

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 – 03/07/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 8-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 477D41413
 Install, Repair or Replace Traffic Barriers at Various
 Locations in Baltimore & Harford Counties (District 4)
 ADPICS NO. 477D41413

CONTRACT DESCRIPTION: This Contract consists of installing, repairing or replacing
 traffic barriers at various locations in District 4.

AWARD: Guardrails Etc., Inc.
 Baltimore, MD

AMOUNT: \$2,087,215 NTE

TERM OF CONTRACT: March 19, 2012 through December 31, 2013

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Guardrails Etc., Inc Baltimore, MD	\$2,087,215
Chesapeake Guardrails (Division of PDI-Sheetz) Linthicum, MD	\$2,412,105
Collinson, Inc. Uwchland, PA	\$2,987,925
L. S. Lee, Inc. York, PA	\$3,097,465

MBE PARTICIPATION: 100%

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

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web
 Page. Nine (9) contractors were notified for this project; Three (3) of which were MDOT Certified
 MBE's.

ITEM: 8-M (Continued)**BPW – 03/07/12**

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

The MBE Goal established for this contract was 0% however 100% of the work will be performed by a Certified MBE.

Of the contract award amount, \$150,000 is anticipated for materials, equipment and other incidentals (7.2% of the contract value).

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 11-3173-1111

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

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

Suzette Moore – (410) 859-7792

BPW – 03/07/12

smoore2@bwiairport.com

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

RENEWAL OPTION: (Maintenance)

ITEM: 9-M-OPT

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-MC-09-019
Ticket Counter Message Displays Inspection,
Repair and Maintenance at BWI Thurgood
Marshall Airport
ADPICS NO. CO281587

ORIGINAL CONTRACT APPROVED: Item 8-M, DOT Agenda 02/18/09

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

CONTRACTOR: ADT Security Services, Inc.
Alexandria, VA

MODIFICATION: Exercise the Renewal Option for a period of two (2) years from May 1, 2012 through April 30, 2014. This item is also for Modification No. 1 to modify the 24 hour work schedule to a 40 hour work week.

AMOUNT: \$144,040

ORIGINAL CONTRACT AMOUNT: \$250,545

REVISED CONTRACT AMOUNT: \$394,585

PERCENTAGE INCREASE: 57%

TERM: 05/01/09 – 04/30/12 (Original)
05/01/12 – 04/30/14 (Renewal)

ORIGINAL MBE PARTICIPATION: 0%

RENEWAL MBE PARTICIPATION: 0%

REMARKS: This contract provides for the inspection, adjustments and repairs to approximately 115 Ticket Counter Message Displays at the Terminal Building at BWI Marshall.

ADT has performed above standard over the past three (3) years to meet MAA's requirements. Additionally, ADT provides superior customer service and is very knowledgeable in all facets of their contract with MAA. This action represents the exercising of a two-year renewal option with the contractor that was provided for in the original contract.

ITEM: 9-M-OPT (Continued)

BPW – 03/07/12

MAA successfully negotiated a 38% reduction over the next 2 years for the performance of the preventive maintenance. This is approximately a \$60,000 savings. There are no MDOT Certified MBE firms to perform this work.

FUND SOURCE: 100% Special Funds Budgeted to MAA

APPROPRIATION CODE: J06I00002

RESIDENT BUSINESS: No

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$250,544.68	05/01/09 - 04/30/12	02/18/09 Item 8-M	
Renewal Option	\$144,040	05/01/12- 04/30/14		As provided for in original contract
Revised Amount	\$394,585			

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

BPW – 03/07/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONTRACT MODIFICATION: (Maintenance)

ITEM: 10-M-MOD

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: MTA-1115A
 Paratransit Services
 ADPICS NO. CO281448

ORIGINAL CONTRACT APPROVED: Item 14-GM, DOT Agenda 08/20/08

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposal

CONTRACTOR: Veolia Transportation Services, Inc.
 Baltimore, Maryland

MODIFICATION: This Modification No. 2 is being issued to provide additional staffing to the 24 hours a day, seven days a week Mobility Control Center to ensure on-going continued services for the MTA's Mobility Division. The modification is in part retroactive. The retroactive component consists of the change to the scope of work to add staffing in the Control Center and the addition of \$150,000 in contract authority to pay the contractor for services that have already been performed. The non-retroactive component consists of the addition of \$350,000 to pay the contractor for services that will be performed through the end of the current contract on 8/31/12. MTA is therefore seeking retroactive approval of the change in contract scope and the addition of \$150,000 in contract authority pursuant to Section 11-204(c), State Finance & Procurement Article, Maryland Annotated Code, on grounds that ratification is in the best interest of the State.

AMOUNT: \$500,000

ORIGINAL CONTRACT AMOUNT: \$65,512,557

REVISED CONTRACT AMOUNT: \$90,012,557

PERCENTAGE INCREASE: .76 % (Modification No. 2)
 37.40 % (Overall)

ORIGINAL TERM: 09/01/08 – 08/31/11 (Original)
 09/01/11 – 08/31/12 (Modification No. 1)
 02/22/12 – 08/31/12 (Modification No. 2)

MBE PARTICIPATION: 25% (MBE Compliance 12.28%)

ITEM: 10-M-MOD (Continued)

BPW – 03/07/12

REMARKS: MTA’s Mobility Paratransit services operates seven days per week, 24 hours per day, serving the same geographic area, which is served by the MTA fixed-route system as required by the Americans with Disabilities Act (ADA). This includes all areas of the City of Baltimore, and portions of Baltimore and Anne Arundel counties which are located inside of the Baltimore Beltway (I-695), and within a three quarter mile radius of MTA’s Metro Subway System, Central Light Rail Line and Local Fixed-Route Bus Services. The Contractors are required to provide door to door service, when picking up and dropping off passengers, and they use MTA’s vehicles anywhere within these service area.

Demand for MTA’s Mobility service has increased approximately 37%, since 2008 with more than 100,000 trips currently being provided per month. Over that same period of time, however, Mobility has lost State employee personnel due to turnover and other factors; because of budgetary constraints and consequent PIN reductions, MTA has not been able to replace departing State employees to meet the annual increase in rider demand. By July 2011, the loss in manpower in MTA’s Mobility Control Center (MCC) had reached a critical point. Specifically, the lack of service dispatchers and schedule analysts was leading to a decrease in on-time performance and an increase in customer complaints. Dispatchers and schedule analysts fulfill essential functions in building and successfully carrying out each day’s schedule of trips, as well as dealing with issues such as customer no-shows or travel delays that affect service performance.

To address these critical service issues, MTA requested the two contractors who provide service under Contracts MTA-1115A and B (Veolia Transportation and MV Transportation, respectively) to commit additional resources to the MCC. Each provider supplied a total of seven personnel, deployed as follows: two dispatchers and one analyst daily from 6:00 a.m.-2:00 p.m.; two dispatchers and one analyst daily from 2:00 p.m.-10:00 p.m.; and one dispatcher daily from 10:00 p.m-6:00 a.m. This new staff began work in the MCC on July 11, 2011, and will continue until expiration of Contracts MTA-1115A and B on August 31, 2012 or award of MTA’s new Paratransit contract. The procurement process for the new contract (MTA-1359) has been underway since summer 2011 and is continuing, with award anticipated sometime in late spring 2012.

FUND SOURCE: 100% Special Funds Budgeted to MTA

APPROPRIATION CODE: J05H0102

RESIDENT BUSINESS: Yes

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$65,512,557	09/01/08- 08/31/11	08/20/2008	
Modification #1	\$24,000,000	09/01/11- 08/31/12	07/27/2011	Two six months Option Renewal for One (1) yr period
Modification #2	\$ 500,000	02/22/12 08/31/12	03/07/2012	Provides additional staffing to the Mobility Control Center
Revised Amount	\$90,012,557			

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

BPW – 03/07/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONTRACT MODIFICATION: (Maintenance)

ITEM: 11-M-MOD

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: MTA-1115B
 Paratransit Services
 ADPICS NO. CO281449

ORIGINAL CONTRACT APPROVED: Item 14-GM, DOT Agenda 08/20/08

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposal

CONTRACTOR: MV Transportation, Incorporated
 Fairfield, CA

MODIFICATION: This Modification No. 2 is being issued to provide additional staffing to the 24 hours a day, seven days a week Mobility Control Center to ensure on-going continued services for the MTA's Mobility Division. The modification is in part retroactive. The retroactive component consists of the change to the scope of work to add staffing in the Control Center and the addition of \$50,000 in contract authority to pay the contractor for services that have already been performed. The non-retroactive component consists for the addition of \$450,000 to pay the contractor for services that will be performed through the end of the current contract on 8/31/12. MTA is therefore seeking retroactive approval of the change in contract scope and the addition of \$50,000 in contract authority pursuant to Section 11-204(c), State Finance & Procurement Article, Maryland Annotated Code, on grounds that ratification is in the best interest of the State.

AMOUNT: \$500,000

ORIGINAL CONTRACT AMOUNT: \$58,267,747

REVISED CONTRACT AMOUNT: \$82,767,747

PERCENTAGE INCREASE: .86 % (Modification No. 2)
 42.05 % (Overall)

ORIGINAL TERM: 09/01/08 – 08/31/11 (Original)
 09/01/11 – 08/31/12 (Modification No. 1)
 02/22/12 – 08/31/12 (Modification No. 2)

MBE PARTICIPATION: 25% (MBE Compliance 8.87%)

ITEM: 11-M-MOD (Continued)

BPW – 03/07/12

REMARKS: MTA’s Mobility Paratransit service operates seven days per week, 24 hours per day, serving the same geographic area, which is served by the MTA fixed-route system as required by the Americans with Disabilities Act (ADA). This includes all areas of the City of Baltimore, portions of Baltimore and Anne Arundel counties which are located inside of the Baltimore Beltway (I-695), and within a three quarter mile radius of MTA’s Metro Subway System, Central Light Rail Line and Local Fixed-Route Bus Services. The Contractors are required to provide door to door service, when picking up and dropping off passengers, and they use MTA’s vehicles anywhere within the service area.

Demand for MTA’s Mobility service has increased approximately 37%, since 2008 with more than 100,000 trips currently being provided per month. Over that same period of time, however, Mobility has lost State employee personnel due to turnover and other factors; because of budgetary constraints and consequent PIN reductions, MTA has not been able to replace departing State employees to meet the annual increase in rider demand. By July 2011, the loss in manpower in MTA’s Mobility Control Center (MCC) had reached a critical point. Specifically, the lack of service dispatchers and schedule analysts was leading to a decrease in on-time performance and an increase in customer complaints. Dispatchers and schedule analysts fulfill essential functions in building and successfully carrying out each day’s schedule of trips, as well as dealing with issues such as customer no-shows or travel delays that affect service performance.

To address these critical service issues, MTA requested the two contractors who provide service under Contracts MTA-1115A and B (Veolia Transportation and MV Transportation, respectively) to commit additional resources to the MCC. Each provider supplied a total of seven personnel, deployed as follows: two dispatchers and one analyst daily from 6:00 a.m.-2:00 p.m.; two dispatchers and one analyst daily from 2:00 p.m.-10:00 p.m.; and one dispatcher daily from 10:00 p.m-6:00 a.m. This new staff began work in the MCC on July 11, 2011, and will continue until expiration of Contracts.MTA-115A and B on August 31, 2012 or award of MTA’s new Paratransit contract. The procurement process for the new contract (MTA-1359) has been underway since summer 2011 and is continuing, with award anticipated sometime in late spring 2012.

FUND SOURCE: 100% Special Funds Budgeted to MTA
APPROPRIATION CODE: J05H0102
RESIDENT BUSINESS: No

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

APPROVED DISAPPROVED DEFERRED WITHDRAWN
WITH DISCUSSION WITHOUT DISCUSSION

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$58,267,747.00	09/01/08- 08/31/11	08/20/2008	
Modification #1	\$24,000,000	09/01/11- 08/31/12	07/27/2011	Two six months Option Renewal for One (1) yr period
Modification #2	\$ 500,000	02/22/12 08/31/12	03/07/2012	Provides additional staffing to the Mobility Control Center
Revised Amount	\$82,767,747			

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

BPW - 03/07/12

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

REAL PROPERTY ACQUISITION

ITEM 12-RP

MARYLAND AVIATION ADMINISTRATION: Anne Arundel County, Maryland

REFERENCE: Approval is requested for the land exchange between the Maryland Aviation Administration (MAA) and the Estate of Nicholas B. Mangione (Mangione). MAA is conveying 2.2927 acres of excess land in exchange for 28.4177 acres of land in fee simple owned by Mangione. The 28.4177 acres are within the Wetland of Special State Concern and have environmental mitigation value to MAA. In addition, MAA will pay Mangione \$75,000, which is the negotiated difference in value of the parcels being exchanged.

SPECIAL CONDITIONS: None

OWNER: Estate of Nicholas B. Mangione

OWNERSHIP: Since June 24, 1988

PROPERTY: Land owned by Mangione to be deeded to MAA - Tax Map 8, Parcel 503, parts 1and 2 in Anne Arundel County, Maryland – 28.4177 acres

Land owned by MAA to be deeded to Mangione – 1181 Stoney Run Road and 1191 Stoney Run Road in Anne Arundel County, Maryland

CONSIDERATION: \$75,000 (negotiated difference in value of the parcels being exchanged)

APPRAISED VALUE: Land owned by Mangione:
\$689,500, Melville E. Peters, fee appraiser
\$708,550, Karen H. Belinko, fee appraiser
Reviewed and approved by William T. Caffrey, Jr., SHA Review Appraiser

Land owned by MAA:
\$558,000, Melville E. Peters, fee appraiser
\$625,000, Harold C. Powell & George L. Peabody, fee appraisers
Reviewed and approved by William T. Caffrey, SHA Review Appraiser

The Federal Aviation Administration approved the sale of this property on March 16, 2011.

ITEM: 12-RP (Continued)

BPW - 03/07/12

FUND SOURCE: 100% Special Funds Budgeted

APPROPRIATION CODE: J06I0003

REMARKS: The purpose of this exchange is to obtain property within the Wetlands of Special State Concern which has environmental mitigation value to MAA. Wetlands of Special State Concern are areas of wetlands containing federal and state listed rare, threatened and endangered species (plants). The area is valuable to MAA because MAA gains mitigation credits for future airport development.

The 2.2927 acres of State property being disposed of in this transaction were previously declared surplus by the Board of Public Works on May 4, 2011, Item10-RP. The date of Fair Market Value for the MAA property being disposed of in this exchange is June 2, 2010. The date of Fair Market Value for the 28.4177 acres being acquired by MAA in this exchange is July 29, 2010.

The difference in value of the land being exchanged (\$75,000.00) was agreed upon through negotiations with the owner on March 8, 2011, which is within one year of the date of the Fair Market Value appraisals. Since that time there were a number of issues to resolve including differences in the match lines on the SHA Road Plats for this and the owners adjacent property and addressing the specific language of the exchange agreement. Additionally, the MAA parcels are located within the BWI Aerotropolis South subdivision. The purchaser requested confirmation that the parcel were not subject to the “Declaration of Uses and Restrictions” for the subdivision.

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

APPROVED DISSAPROVED DEFERRED WITHDRAWN
WITH DISCUSSION WITHOUT DISCUSSION

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

BPW -- 03/07/12

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

REAL PROPERTY CONVEYANCE

ITEM: 13-RP MMC# 04-2130

STATE HIGHWAY ADMINISTRATION: Located at the northwest corner of the intersection of MD 440 and MD136, Dublin, Harford County MD

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

The property to be conveyed consists of \pm 0.56 acres and is being conveyed to the sole adjoining owner as part of a negotiated sale.

SPECIAL CONDITIONS: None

GRANTOR: State Highway Administration

GRANTEE: The Harford Christian Educational Foundation

CONSIDERATION: \$80,000

APPRAISED VALUE: \$91,000, Stephen Muller, Fee Appraiser
Reviewed and approved by Dennis D'Argenio,
Review Appraiser

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

The property was acquired in 1993 for the MD136-MD440 project and is improved by an abandoned Country Store that needs to be demolished.

The estimated cost of demolishing the improvement and cleaning up the property is \$15,000-\$18,000.

After rejecting a previous offer of \$75,000, SHA negotiated a sales price of \$80,000.

SHA is concurrently requesting permission to dispose and execution of the Deed.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

BPW – 3/07/12

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

REAL PROPERTY CONVEYANCE

ITEM: 14-RP MMC# 11-2321

STATE HIGHWAY ADMINISTRATION: Parcel is located on the Southside of MD. Rte. 200 (ICC) approx. 1000 feet east of Briggs Chaney Rd. The location is part of the 14th hole of the Cross Creek Golf Course

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

The property to be conveyed consists 2.2305 acres (1.5302 acres in Montgomery, 0.7003 acres in Prince George’s County).

SPECIAL CONDITIONS: None

GRANTOR: State of Maryland, State Highway Administration

GRANTEE: CVC USA Corporation

CONSIDERATION: \$55,750

APPRAISED VALUE: \$55,750, Thomas Weigand fee appraiser, reviewed and approved by William Caffery, Chief of Appraisal Review Division

REMARKS: Approval of conveyance is requested in accordance with the Section 8-309 (F)(1)(ii) of the Transportation Article, Annotated Code of Maryland. This parcel is not capable of an independent use because of its size and configuration.

SHA is concurrently requesting permission to dispose and execution of the Deed.

The property was acquired in for the construction of the ICC – From West of US 29 to East of I-95.

It was discovered that a portion of the 14th hole of the Cross Creek Golf Course was within SHA right of way. SHA reviewed the land and determined the ICC did not need the area for support and therefore agreed to convey the area for market value.

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 – 03/07/12

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

REAL PROPERTY CONVEYANCE

ITEM: 15-RP MMC# 11-2322

STATE HIGHWAY ADMINISTRATION: Parcel located in Howard County. 24 foot break in access on the west side of St. Johns Lane just north of I-70, south of MD. Rte. 99

EXPLANATION: In accordance with COMAR 14.24.05, approval is requested to provide a break in access along St. Johns Lane for safety measures along MD 99.

The break in access is 24 feet along the west side of St. Johns Lane.

SPECIAL CONDITIONS: None

GRANTOR: State of Maryland
State Highway Administration

GRANTEE: Hebron Manor, LLC

CONSIDERATION: \$2,500 (administrative cost)

APPRAISED VALUE: \$0, Stephen Muller fee appraiser, reviewed and approved by William Caffery, Chief of Appraisal Review Division

REMARKS: Approval of a break in access is requested in accordance with the Section 8-309 of the Transportation Article, Annotated Code of Maryland. This parcel is not capable of an independent use because of its size and configuration.

SHA is concurrently requesting permission to dispose and execution of the Deed.

The property was acquired in 1965 for interstate 70. The access for the development originally was located on MD. Rte. 99, but will be relocated to Saint John’s Lane. This does not add nor reduce any value to the development plan.

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 – 03/07/12

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

LANDLORD LEASE MODIFICATION

ITEM: 16-LL-MOD

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: SAA-LC-79-030

ORIGINAL CONTRACT APPROVED: Item 25-T, DOT Agenda 3/27/1979

NATURE OF REQUEST: Request approval of lease extension for additional period of one (1) year, two (2) months and twenty-one (21) days commencing April 10, 2012 and ending June 30, 2013. This is a Lease Agreement for lease of land and facilities for right to construct, operate, manage and maintain on the premises a rail passenger service and related services. The land and facility is located on an access road, Amtrak Way, approximately eight-tenths of a mile north of Northrup Grumman’s office complex on MD Route 170. The address is 7 Amtrak Way, Linthicum MD 21240.

LESSOR: Maryland Aviation Administration

LESSEE: National Railroad Passenger Corporation (Amtrak)
Hanover, MD

TERM: April 10, 2012 – June 30, 2013 (Extension)

REVENUE: One Dollar (\$1.00) per annum

REMARKS: Through this Lease Agreement, MAA leases property to the Lessee and the Lessee uses State property for the right and privilege to construct, operate, manage and maintain on the leased premises a rail passenger service facility, the services of which are to be sold and provided to the public and other commercial, industrial and/or institutional customers. This type of revenue-producing contract at a transportation facility is exempt from the State Procurement Law. See State Finance and Procurement Article, Section 11-202(3); COMAR 21.01.03.03.B(1)(d). However, the agreement must be approved by the Board of Public Works because the agreement constitutes the use of State property under State Finance and Procurement Article, Section 10-305.

During the current one (1) year extension of the Contract, MAA entered into negotiations with AMTRAK to develop a long term agreement of Thirty (30) Years. In the interim, Maryland Transit Administration (MTA) and AMTRAK began negotiations on a new MARC operating agreement. At that time, MTA expressed an interest in obtaining ownership of the land and improvements which comprise the rail passenger service facility, from MAA. The property transfer from MAA to MTA will be completed later this year. The new MARC operating agreement is scheduled to become effective July 1, 2013. The lease of land and facilities will be assigned to MTA by MAA at the time of transfer of the property. Consequently, MAA now requests that the Board approve MAA’s proposed extension of one year, two months and twenty-one days; that is, through June 30, 2013 to provide the time needed to finalize the transfer of property from MAA to MTA.

MD TAX CLEARANCE: 12-0110-0010

RESIDENT BUSINESS: Yes

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 – 03/07/12

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

GENERAL/MISCELLANEOUS

ITEM: 17-GM

MARYLAND AVIATION ADMINISTRATION:

CONTRACT ID: MAA-LC-12-032

NATURE OF REQUEST: Approval of a lease and concession contract granting the exclusive right to establish and operate a duty free merchandise concession at BWI Marshall Airport.

CONCESSIONAIRE: Duty Free Americas (Baltimore/Washington), Inc.

REVENUE: Concessionaire shall pay either Fifteen Percent (15%) of gross revenues derived from Concessionaire's duty free sales activities at the Airport on a monthly basis, or a Minimum Monthly Guarantee (MMG) of \$16,177, whichever is greater

DURATION: April 1, 2012 - March 31, 2017 with an optional five (5) year term from April 1, 2017 to March 31, 2022.

SELECTION METHOD: Competitive Sealed Bidding (one-bid received)

ACDBE PARTICIPATION: 0%

REMARKS: This contract provides for the establishment and operation of BWI Marshall's duty free merchandise concession. This type of revenue-producing contract at a transportation facility is exempt from the State Procurement Law. See State Finance and Procurement Article, Section 11-202(3); COMAR 21.01.03.03.B(1)(d). However, the agreement must be approved by the Board of Public Works because the agreement constitutes a use and lease of State property under State Finance and Procurement Article, Section 10-305. Subject to the approval of the Federal Aviation Administration, MAA may exercise the optional five (5) year term.

The Invitation for Bids (IFB) was advertised in the Afro-American Newspaper, The Baltimore Sun and the Washington Post and MAA issued 14 direct mail notices to firms expressing interest in the duty free concession at BWI Marshall. Two (2) IFB specifications were sold. Only one (1) bid was received on December 14, 2011. The one bid was reviewed and it was determined that Duty Free Americas (Baltimore/Washington), Inc. met all of the requirements of the IFB.

ITEM: 17-GM (continued)

BPW – 03/07/12

MAA recommends award of the Contract to Duty Free Americas (Baltimore/Washington), Inc. The percentage of gross receipts concession fee of Fifteen Percent (15%) for duty free sales at the Airport was the minimum acceptable bid, and Fifteen Percent (15%) is what was bid by the prospective concessionaire. Duty Free Americas (Baltimore – Washington), Inc. will pay to MAA either Fifteen Percent (15%) of gross revenues or the Minimum Monthly Guarantee of \$16,177, whichever is greater. MAA projects concession revenue for the first new contract year of \$194,117, an increase of 35% over the \$125,725 per annum the MAA would receive under the current contract terms.

MD TAX CLEARANCE: 11-3001-0011

RESIDENT BUSINESS: Yes

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 – 03/07/12
(2nd Revision)

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM: 18-GM-MOD

MARYLAND AVIATION ADMINISTRATION

CONTRACT ID: MAA-LC-04-001

NATURE OF REQUEST: Approval of Supplement No. 3 to Contract No. MAA-LC-04-001, Lease and Concession Contract (Contract), with Airmall Maryland, Inc. (AMM), formerly known as BAA Maryland, Inc., for Maryland Aviation Administration (MAA) to reimburse AMM, as provided for in the Contract , for the cost of moving equipment and other items, the un-depreciated book value of Capital Improvements not relocated, and the cost of moving and reinstalling utilities to relocate Silver Diner BWI, LLC, an AMM sublessee, within Concourse B at Baltimore/Washington International Thurgood Marshall Airport (BWI Marshall) as a result of MAA’s construction of a new nine (9) lane passenger security checkpoint and secure passenger corridor connecting Concourses B and C (B/C Connector). MAA is contractually obligated under Article V(D)(2) of the Contract to pay these costs. Supplement No. 3 also modifies the Contract to allow MAA to give additional relocation payments to AMM to disburse to Silver Diner that will be used to reconstruct the Silver Diner leasehold space.

CONTRACTOR: Airmall Maryland, Inc.
Baltimore, Maryland

AMOUNT: Up to \$3,534,848

DURATION: Work is to be completed during the course of the construction of the B/C Connector.

REMARKS: The MAA will reimburse AMM on an actual cost basis, based on certified receipts and lien releases, up to but not exceeding \$2,334,848. This not to exceed amount includes the following:

- A. Up to, but not exceeding, \$100,000 to move Silver Diner’s equipment and other items to the new location;
- B. Up to, but not exceeding, \$750,000 for the relocation, replacement and redistribution of utilities within the new Silver Diner location that are necessary for Silver Diner’s operation; and
- C. \$1,484,848.00, based upon an MAA audit, to compensate Silver Diner for the un-depreciated book value of the Capital Improvements that are not relocated to the new location (“CI Payment”).

The CI Payment will be made to AMM within 30 days of this Board approving this Supplement No. 3 to the Contract.

ITEM: 18-GM-MOD (Continued)

**BPW – 03/07/12
(2nd Revision)**

In addition, MAA is seeking to modify the Contract to allow MAA to give AMM up to \$1,200,000 as follows:

MAA will give to AMM, within 30 days of this Board’s approval, an initial relocation payment of \$699,152 which Silver Diner shall use to pay for the cost of constructing leasehold improvements at the new Silver Diner location at BWI Marshall.

At the conclusion of construction by Silver Diner, which Silver Diner will certify prior to the completion of the B/C Connector project, Silver Diner shall provide a final report to AMM and MAA that certifies the final total construction costs for Silver Diner to relocate and construct its BWI Marshall location. Subject to verification by MAA auditors, if Silver Diner’s total construction costs for its BWI Marshall location, exceed \$4,500,000, then an additional relocation payment of \$500,848 shall be made by MAA to AMM to disburse to Silver Diner so that a total of \$1.2 million in relocation payments (initial relocation payment plus the additional relocation payment) are made by MAA. If Silver Diner’s total construction costs for its BWI Marshall location do not exceed \$3,000,000, then no additional relocation assistance will be provided. If Silver Diner’s total construction costs for its BWI Marshall location fall between \$3,000,000 and \$4,500,000, then a prorated additional relocation payment shall be made by MAA to AMM to disburse to Silver Diner. Upon submission to MAA of the final report and proper supporting documentation [e.g., contracts (including change orders), progress payments, receipts, invoices, cancelled checks (front and back), bank statements, and lien releases], as determined by MAA’s auditors, MAA will disburse any additional relocation payment due to AMM within forty (40) days.

MAA seeks authority to pay these expenses because of the unique circumstances of the Silver Diner relocation created by the B/C Connector project. This type of revenue-producing contract at a transportation facility is exempt from State Procurement Law. See State Finance and Procurement Article, Section 11-202(3); COMAR 21.01.03.03.B(1)(d). However, this agreement must be approved by the Board of Public Works because the payments are associated with a contract for the use and lease of State property under State Finance and Procurement Article, Section 10-305.

This Item was previously submitted and withdrawn as Item 8-GM-MOD on the 1/25/12 DOT Agenda.

RESIDENT BUSINESS: Yes

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
	WITH DISCUSSION	WITHOUT DISCUSSION	

Harold Bartlett - (410) 537-1001
hbartlett@mdta.state.md.us

BPW – 03/07/12
SUPPLEMENTAL

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

PUBLIC PRIVATE PARTNERSHIP (P3) LEASE AND CONCESSION AGREEMENT

ITEM: 19-L

MARYLAND TRANSPORTATION AUTHORITY:

CONTRACT ID: Contract 60833436R
 I-95 Travel Plazas Public Private Partnership
 (P3)

PROPERTY LOCATION: Maryland House - John F. Kennedy Memorial Highway I-95 Mile Marker 82 (+/- 44.580 acres) and Chesapeake House - John F. Kennedy Memorial Highway I-95 Mile Marker 97 (+/- 48.858 acres)

NATURE OF REQUEST: Approval is requested for a Lease and Concession Agreement between the Maryland Transportation Authority (“MDTA”) and Areas USA MDTP, LLC (“Areas USA”) which provides a public private partnership (“P3”) for the I -95 Travel Plazas: the Maryland House in Harford County and the Chesapeake House in Cecil County. The Agreement does not allow for any extension to the term.

BACKGROUND: The original John F. Kennedy Memorial Highway included the Maryland House service area in Aberdeen, which at its opening in 1963 provided a restaurant and two automotive service stations for highway travelers. The second service area, the Chesapeake House, opened in 1975, north of the Susquehanna River. Engineering studies conducted in 2004-05 identified issues that warrant full redevelopment of both locations. The facilities are nearing the end of their design life and the changing nature of highway-oriented food and beverage business requires an updated interior and site layout. Since the opening of the Travel Plazas in 1963 and 1975, these facilities have been operated by third-party vendors under revenue-generating contracts. The current contracts expire in September 2012.

BENEFITS TO THE STATE: The MDTA will derive several financial benefits from the P3. The P3 allows the MDTA to reduce future operating and capital expenses, reserve its debt capacity for core business activities and generate additional revenue.

The P3 will allow the MDTA to reduce certain operating expenses and future staffing needs. Under the existing contract, the MDTA is responsible for maintaining all exterior elements of the Travel Plazas and paying for major interior repairs. For example, from 2009 – 2011, the MDTA incurred costs totaling approximately \$360,000 to repair mechanical systems (HVAC, Heating, Boiler), storm and sewer lines, water main breaks, and other exterior costs such as roofing. Furthermore, the P3 would allow the MDTA to reallocate staff and avoid hiring an additional 4 to 6 full-time positions for new highway facilities that will open by late 2014, resulting in potential savings of \$200,000 to \$300,000 annually.

ITEM: 19 - L (Continued)**BPW – 03/07/2012**
SUPPLEMENTAL

The Maryland and Chesapeake Houses are 48 and 37 years old, respectively. In many aspects, they have exceeded their life expectancy.

The P3 would allow the MDTA to reallocate the funds that would be required to reconstruct and/or rehabilitate the facilities to critical bridge, tunnel, and highway system preservation projects. As part of the P3, Areas USA will invest \$56 million to construct new LEED silver facilities. Furthermore, Areas USA will invest an estimated \$44 million to \$48 million in future capital improvements.

The MDTA's aggregate outstanding and unpaid principal balance of revenue bonds secured by toll revenues cannot exceed \$3.0 billion on June 30th of any year. The P3 would allow the MDTA to avoid the aforementioned capital expenses and thereby also reserve its available debt capacity for its core business responsibilities, preserving and maintaining transportation facilities. MDTA's outstanding debt climbs to \$2.5 billion in fiscal year 2014 and then levels off for several years. The P3 allows the MDTA to reserve \$500 million in bond capacity for emergency and/or unforeseen capital expenses.

Although short-term revenues will be lower due to the fact that existing facilities must be closed while new facilities are being constructed, the overall financial impact is positive because MDTA avoids the significant investment of building new facilities. The project construction will start with the closing of the Maryland House in September 2012 with reopening scheduled for December 2013. The new Chesapeake House will be constructed adjacent to the existing facility allowing for an accelerated construction schedule which will limit the displacement of the existing workers and maintain amenities for travelers. Construction on the Chesapeake House primary building is scheduled to begin in April 2013 and the facility will be completed by the summer of 2014.

The current financial plan for the MDTA was built with an assumption that there would be a modest reduction in short-term revenues during the construction phase of the project. Concession revenues were expected to be approximately \$2.5 million annually. The agreement provides for revenues that start at approximately \$5.0 million per year and are projected to increase steadily thereafter, thus exceeding the revenue levels assumed in MDTA's financial plan. MDTA is expecting to achieve pre-project revenue levels in year seven of the Agreement.

PROCESS: The Maryland Transportation Authority ("MDTA") issued a Request for Proposals ("RFP") on June 27, 2011 to seek a public-private partnership ("P3") through the execution of a Lease and Concession Agreement with a single entity to undertake the redevelopment (including financing) and long-term operations and maintenance of the I-95 Travel Plazas, Chesapeake House and Maryland House. The RFP was for the redevelopment of the two Travel Plazas using only private funds with a 35-year revenue return (percent of gross operating proceeds) to the MDTA under a revenue-generating contract.

A P3 is approached and structured differently from traditional contractual arrangements, such as the current contract that governs the management of the existing Travel Plazas. Specifically, a well-structured P3 requires a private entity to perform a variety of functions normally undertaken by the public sector and should allow for cost-effective allocation of risks and benefits between the private and public sectors. The relationship is defined by a long term, performance-based contract with government retention of ownership and accountability for the asset and the ultimate service to the public. For these reasons, it was crucial to identify a private partner that genuinely understood the need for and commitment to a long-term, highly interactive working partnership with the public sector.

ITEM: 19 - L (Continued)**BPW – 03/07/2012****SUPPLEMENTAL**

P3s have the potential to provide a wide array of benefits, including faster project delivery, application of advanced construction techniques, operational efficiencies, access to an expanded set of financing resources, and risk sharing.

The P3 approach was selected as the preferable delivery method for the Travel Plazas redevelopment for a variety of reasons. MDTA is committed to assuring that the redevelopment of the Travel Plazas results in the highest level of architectural quality and customer satisfaction, and believes that entering into a concession under which a private entity designs, builds, finances, operates and maintains the Travel Plazas is the optimal approach to do so.

By assigning both the design and build responsibilities to one private partner, efficient delivery of the assets by the required September 2014 deadline can be guaranteed. Since the private partner will also be responsible for long-term operations and maintenance of the facilities, the Travel Plazas will be designed and constructed to optimize operational efficiency, customer service, financial performance, and sustainability. Furthermore, a P3 structure enables the Travel Plazas to be redeveloped using only private funds, which frees up financial resources for MDTA to invest in its core program. Finally, a risk transfer assessment shows there are a number of ways in which a P3 structure will effectively allocate risks between MDTA and the private partner. All of these benefits of a P3 approach support the MDTA's core set of goals for the Travel Plaza redevelopment:

- Obtain new or like-new facilities to replace the current Chesapeake and Maryland Houses ;
- Ensure that the facility design and operation will provide a positive customer experience; and
- Provide a fair return to the State, and provide for transfer of the facilities in satisfactory condition at the end of the term.

CONSIDERATION: The MDTA will receive an estimated \$442 - \$488 million in revenue payments over a 35-year period (i.e. lease term). Areas USA improved its initial financial terms following negotiations which translated to more than \$65 million in additional revenue payments to the MDTA.

Areas USA's final offer improved the MDTA's deal by allowing the MDTA to realize a higher percentage of gross revenues for the Travel Plazas than what was initially offered. The final offer allows the MDTA to realize up to 15% on gross revenues when revenues exceed \$75 million. In addition, Areas USA lowered the thresholds for gallons of fuel sold and gross sales for the convenience store for the various tiers. This allows the MDTA to begin to realize higher payments from the Concessionaire at lower thresholds. The table below shows how the MDTA's economic value improved between Areas USA's initial offer and its final offer:

Areas USA's Proposal	Initial Offer – Value	Final Offer – Value
Total Net Present Value (NPV) to the State	\$161 - \$174 MM	\$180 - \$198 MM
Total Value to the State	\$383 - \$419 MM	\$442 - \$488 MM
Total Net Present Value (NPV) to the Concessionaire	\$118 - \$198 MM	\$108 - \$185 MM
Total Value to the Concessionaire	\$362 - \$603 MM	\$314 - \$547 MM

Furthermore, Areas USA guarantees \$2.5 million in transition upgrades which will assist in its transition of redeveloping and operating the Travel Plazas, \$34 - \$38 million for capital repairs throughout the

ITEM: 19- L (Continued)

BPW – 03/07/2012
SUPPLEMENTAL

term of the lease to be placed in an annual maintenance escrow account and \$7.4 million for refurbishment (i.e. to include scheduled capital upgrades to the restrooms, C-Store, dispensers, HVAC).

Any remaining balance in the annual maintenance escrow account at the end of 35 years will revert back to the MDTA. If Areas USA does not spend all of the funds for the refurbishment, those funds too will revert back to the MDTA. The annual maintenance escrow account and refurbishment funds will assist in Areas USA maintaining the Travel Plazas in good working order throughout the life of the lease.

Areas USA Financial Offer – Primary Facilities	
<p>% of gross sales from Primary Facilities</p> <p>In addition a \$3.0 million cash payment will be received within a year of the Effective Date</p>	<p>10% - up to \$45 M 11% - \$45+ - \$52 M 12% - \$52+ - \$59 M 13% - \$59+ - \$66 M 14% - \$66+ - \$75 M 15% - \$75+ M (the State realizes the higher % for the full amount when revenues exceed the corresponding tier)</p>
Areas USA Financial Offer – Fuel Sales	
<p>\$ amount for fuel sales for each gallon sold</p>	<p>Chesapeake House Gas up to 8.5 M gallons - \$.05 8.5 - 10.5 M gallons - \$.06 10.5-12.5 M gallons - \$.07 12.5-14.5 M gallons - \$.08 14.5+ M gallons - \$.09 Maryland House Gas up to 15 M gallons - \$.07 15 - 17 M gallons - \$.08 17 - 19 M gallons - \$.09 19 - 21 M gallons - \$.10 21+ M gallons - \$.11 Chesapeake House Diesel up to 6 M gallons - \$.05 6 - 7 M gallons - \$.06 7 - 8 M gallons - \$.07 8 - 9 M gallons - \$.08 9+ M gallons - \$.09 Maryland House Diesel up to 7 M gallons - \$.07 7 - 8 M gallons - \$.08 8 - 9 M gallons - \$.09 9 - 10 M gallons - \$.10 10+ M gallons - \$.11</p>

ITEM: 19 - L (Continued)

**BPW – 03/07/2012
SUPPLEMENTAL**

Areas USA Financial Offer – Convenience Store sales	
% of gross sales from Convenience Store	<p>Chesapeake House up to \$5 M - 9% \$5 - \$6 M - 9.5% \$6 - \$7 M - 10% \$7 - \$8 M - 10.5% \$8+ M - 11% Tobacco Sales - 2%</p> <p>Maryland House up to \$6 M - 9% \$6 - \$7 M - 9.5% \$7 - \$8 M - 10% \$8 - \$9 M - 10.5% \$9+ M - 11% Tobacco Sales - 2%</p>

SPECIAL CONDITIONS: The Lease and Concession Agreement was approved by the Maryland Transportation Authority Board on January 23, 2012.

LEGISLATIVE NOTICE: Notice was sent to the House Appropriations Committee and the Senate Budget and Taxation Committee of the Maryland General Assembly on January 23, 2012 in accordance with language established in the Transportation Article § 4-406 public private partnerships agreements.

STATE CLEARINGHOUSE: N/A: due to continued same use of subject property.

The Board of Public Works deferred this item from the 2/22/12 Agenda (Item 3-L).

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES

Items to be presented to the Board of Public Works

March 7, 2012

	Pages
Construction	1 and 2
Maintenance	3 thru 9
General Miscellaneous	10
Real Property	11 thru 13
Leases	14 thru 19
Capital Grants and Loans	20 thru 35

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 1-C

DEPARTMENT OF GENERAL SERVICES

Pocomoke River State Park
Pocomoke, MD

CONTRACT NO. AND TITLE

Project No. P-018-080-010;
Pocomoke River State Park
New Bathhouse and Utility Building
ADPICS NO. 001B2400436

DESCRIPTION

Approval for a contract for a new, one-story bathhouse, with a 1,050 gross square feet (GSF) structure and a new 192 GSF pre-engineered concrete utility building.

PROCUREMENT METHOD

Competitive Sealed Bids

BIDS OR PROPOSALS

Gillis Gilkerson, Salisbury, MD
BBCS, Inc./Beauchamp Construction,
Pocomoke City, MD
Grubb Contractors, Inc., Rising Sun, MD
Harkins Contracting, Inc., Salisbury, MD
R.D. Meredith G.C., LLC, Salisbury, MD
Joseph M. Zimmer, Inc., Salisbury, MD
Mervin L. Blades & Son, Inc.,
Pocomoke City, MD

AMOUNT

\$768,967.00
\$791,332.00
\$799,425.00
\$815,000.00
\$850,000.00
\$873,000.00
\$878,300.00

AWARD

BBCS, Inc./Beauchamp Construction
Pocomoke City, MD

AMOUNT

\$791,332.00`

TERM

180 Calendar Days

MBE PARTICIPATION

25%

PERFORMANCE BOND

100% of Full Contract Amount

CONSTRUCTION CONTRACT

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 2-M

DEPARTMENT OF HUMAN RESOURCES Baltimore City Department of Social Services (BCDSS)

CONTRACT NO. AND TITLE Armed and Unarmed Uniformed Guard Services at Sixteen (16) BCDSS locations
ADPICS NO. 001B2400400

CONTRACT DISCRIPTION Approval is requested for a contract to provide armed and unarmed uniform guard services at sixteen (16) Baltimore City Department of Social Services facilities located throughout Baltimore City for a period of five (5) years.

PROCUREMENT METHOD Competitive Sealed Bidding

<u>BIDS OR PROPOSALS</u>	<u>AMOUNT</u>
Red Coats Inc, dba Admiral Security, Baltimore, MD	\$14,404,289.45
Watkins Security Agency, Inc, Baltimore, MD	\$14,919,504.93
Elite People Protective Services Inc, Baltimore, MD	\$15,093,317.18
Allied Barton Security Services, Baltimore, MD	\$15,155,477.68
All County Security Agency, Inc, Ellicott City, MD	\$15,371,051.50
Legal Services Associates, Inc, Baltimore, MD	\$15,870,817.00
Securitas Security Services USA, Inc., Baltimore, MD	\$16,567,587.10

AWARD Red Coats Inc., dba Admiral Security
Baltimore, MD

TERM 3/9/2012-2/8/2017

AMOUNT \$14,404,289.45 (4 Years)

MBE PARTICIPATION 15%

PERFORMANCE BOND 100% of annual contract amount

HIRING AGREEMENT ELIGIBLE Yes
MAINTENANCE CONTRACT

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

ITEM 2-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*. Approximately two hundred thirty-two (232) vendors received notification of this solicitation, directly from *eMaryland Marketplace.com*.

Seven (7) bids were received. One (1) bidder was Small Business Reserve (SBR) certified and two (2) bidders were SBR and MBE certified.

The contractor shall provide the necessary uniformed armed and unarmed security guards along with training, equipment, insurance, and expertise to cover the security guard assignments as required by the Baltimore City Department of Social Services (“BCDSS”).

Guard service from this contract will be performed at the following BCDSS locations:

- Harbor View Center – 18 Reedbird Ave.
- Adult Services – 300 Metro Plaza – Mondawmin Mall
- Extended Hours – 313 North Gay St.
- Hilton Heights, 500 North Hilton St.
- Mt. Clare Junction, 1223 West Pratt St.
- BCDSS Office Building – 1510 Guilford Ave.
- Child Protective Services – 1900 North Howard St.
- Branch Building – 1910 North Broadway
- Garden Center – 1920 North Broadway
- Northeast District Building – 2000 North Broadway
- Penn North, 2500 Pennsylvania Ave.
- Biddle Street Complex, 2919 East Biddle St.
- Biddle Street Complex, 2923 East Biddle St.
- Biddle Street Complex, 3007 East Biddle St.
- Biddle Street Complex, 3031 East Biddle St.
- Northwest District – 5818 Reisterstown Rd.

FUND SOURCE

Using Agency Funds

RESIDENT BUSINESS

Yes

MAINTENANCE CONTRACT

ITEM 2-M (Cont.)

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TAX COMPLIANCE NO.

11-3091-1111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 3-M

**DEPARTMENT OF PUBLIC SAFETY AND
CORRECTIONAL SERVICES**

Eastern Correctional Institution (ECI)
Westover, MD
(Somerset County)

CONTRACT NO. AND TITLE

Project No. KO-000-110-001;
Replacement of High Mast Lighting
ADPICS NO. 001B2400434

DESCRIPTION

Approval for a contract to replace the existing high mast lighting poles, light fixtures and fixture lowering devices at Eastern Correctional Institution located at 30420 Revells Neck Rd., Westover, MD 21890.

PROCUREMENT METHOD

Competitive Seal Bids

BIDS OR PROPOSALS

John W. Tieder, Inc. Cambridge, MD
Rommel Electric Company Eden, MD
Dvorak, LLC Electrical Contractor
Baltimore, MD

AMOUNT

\$249,800.00
\$276,450.00
\$287,000.00

AWARD

John W. Tieder, Inc.
Cambridge, MD

AMOUNT

\$249,800.00

TERM

180 Days from Notice to Proceed

MBE PARTICIPATION

25%

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*. Three (3) bids were received for this project with all three (3) bids under the project estimate.

MAINTENANCE CONTRACT

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

ITEM 3-M (Cont.)

The cables and poles are deteriorating and the manufacturer stopped producing spare parts for these poles over 15 years ago. Repairs to light fixtures cannot be performed if the cabling system does not function, lowering the fixture rings to make necessary access. The existing wiring and circuit will be utilized.

The government estimate for this project is \$498,013.00.

FUND SOURCE

MCCBL 2010/Item 010 (Provide funds for the State Capital Facilities Renwal Program-Statewide)

RESIDENT BUSINESS

Yes

TAX COMPLIANCE NO.

11-3132-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

<u>ITEM</u>	4-M (Cont.)
<u>TERM</u>	4/1/2012-3/31/2015
<u>AMOUNT</u>	\$371,124.00 (3 years)
<u>MBE PARTICIPATION</u>	5%
<u>PERFORMANCE BOND</u>	None

REMARKS A notice of availability of an Invitation for Bids (IFB) was posted on the DGS Web Site, Bid Board and *eMaryland Marketplace.com* as a Small Business Reserve (SBR) procurement with a 5% Minority Business Enterprise goal. Fourteen bids were received, all of which were certified SBR vendors and five were certified MBE vendors.

The contract will furnish all labor, equipment, supplies, training and uniforms to perform security guard services for the Ellicott City District Court/Multi-Service Center in Ellicott City, MD. This contract will provide unarmed uniformed guard services 24 hours a day, 7 days a week and 365 a year. This encompasses three, eight-hour shifts with a guard supervisor manning the first daily shift from 7:00 a.m. to 3:00 p.m.

The recommended bidder, All County Security Agency, Inc., has confirmed their bid price and is a certified SBR vendor.

<u>FUND SOURCE</u>	H00 FY'12-15 33511 0823
<u>RESIDENT BUSINESS:</u>	Yes
<u>TAX COMPLIANCE NO:</u>	11-3087-1111

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY

ITEM 6-RP

DEPARTMENT OF MARYLAND
STATE POLICE

State Police “Barracks O”
Hagerstown, MD
File #00-8455 – A

REFERENCE

Approval is requested to grant a permanent non-exclusive utility easement to Verizon Maryland, Inc., consisting of 10 feet wide by 180 linear feet long for the construction, reconstruction, installation, operation, maintenance and repair of an overhead fiber optic line and appurtenant equipment solely for the purpose of providing service to the Maryland State Police “Barracks O.”

The Easement Agreement has been approved by the Office of the Attorney General.

OWNERSHIP

The State of Maryland, to the use of the Department of Public Safety and Correctional Services and State of Maryland, to the use of the Department of Maryland State Police.

PROPERTY

10 feet wide by 180 Linear Feet long

GRANTEE

Verizon Maryland, Inc.

REMARKS

1. The Department of State Police recommends this transaction.
2. The Clearinghouse conducted an intergovernmental review of the project under MD20120123-0041 project and has determined the utility easement is consistent with the State’s plans, programs and objectives.
3. The final Easement Plat lists the easement area of 10 feet wide by 180 linear feet long.

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

MARYLAND DEPARTMENT OF STATE POLICE

State Police “Barracks O”
Hagerstown, MD
File #00-8455-B

REFERENCE

Approval is requested to grant a permanent non-exclusive utility easement to Columbia Gas of Maryland, Inc., consisting of +/- 20 feet wide by 116 linear feet, across the land for the installation of a natural gas pipeline solely for the purpose of providing service to the Maryland Department of State Police “Barracks O.”

OWNERSHIP

The State of Maryland, to the use of the Department of Public Safety and Correctional Services and State of Maryland, to the use of the Maryland Department of State Police.

PROPERTY

+/- 20 feet wide by 116 linear feet

GRANTEE

Columbia Gas of Maryland, Inc.

REMARKS

1. The Department of State Police recommends this transaction.

2. The Clearinghouse conducted an intergovernmental review of the project under MD20110622-0453 and has recommended to grant an utility easement of +/- 20 feet wide by 116 linear feet, across the land of the Maryland Department of State Police to Columbia Gas of Maryland, Inc. Columbia Gas of Maryland, Inc. plans to install a gas pipeline to furnish the Hagerstown State Police Barracks with natural gas.

3. The final Easement Plat lists the easement area of +/-20 feet wide by 116 linear feet.

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 HEALTH AND
MENTAL HYGIENE

Former Group Home
131 Westminster Pike
Reisterstown, RD
File # 8488 (Baltimore County)

REFERENCE

Approval is requested to declare surplus property located at 131 Westminster Pike, Reisterstown, MD. The dwelling was formerly used by The Department of Health and Mental Hygiene (DHMH) as a group home leased to United Cerebral Palsy from January 2000 to November 2010. The subject parcel is approximately 0.5681 acres +/- and is improved with a cape cod style home built in 1951. The house has 1,521 square feet of living area with a basement, attic space and a detached garage.

GRANTOR

State of Maryland to the use of the Department of Health and Mental Hygiene

PROPERTY

131 Westminster Pike

REMARKS

1. The clearinghouse conducted an intergovernmental review of the project under MD20111219-0893 and has recommended to declare the group home, located at 131 Westminster Pike in Reisterstown surplus to the State, and to offer the property for public sale.
2. The Department of Health and Mental Hygiene recommends approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE

ITEM 10-LL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Office of Capital Planning (Cecil County)

Tenant

Bayside Community Network, Inc.
1290 West Pulaski Highway
Elkton, MD 21921

Property Location

233 Howard Street
Elkton, MD 21921

Space Type Group Home

Type New

Duration 3 years

Effective 3/14/2012

Annual Rent \$1.00

Utilities Responsibility

Tenant

Custodial Responsibility

Tenant

Previous Board Action(s)

9/28/2009 Item 17-LL, 1/1/2006 Item 9-L,
2/5/2003 Item 6-L, 12/1/1999 Item 22-L

Special Conditions

1. The Tenant has occupied this facility since December 1999 as a group home for clients with developmental disabilities.
2. The Tenant shall be responsible for obtaining all permits, licenses, inspections and approvals required for its and occupancy of the premises.
3. The Tenant shall maintain at its expense, throughout the term, insurance against loss or liability in connection with bodily injury, death, property damage or destruction, occurring within the Demised Premises. General Comprehensive Liability insurance will have a minimum coverage of \$1,000,000 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. The Tenant is responsible for all maintenance of the property.

LANDLORD LEASE

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

ITEM 10-LL (Cont.)

- 6. This lease contains a termination for convenience clause.
- 7. This lease contains two (2) additional renewal terms of three (3) years each.

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 13-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

Board of Directors of the Arundel Lodge, Inc.

(Anne Arundel County)

Arundel Lodge Expansion

“For the planning, design, construction, and capital equipping of the Arundel Lodge, located in Edgewater.”

\$100,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LSI - Chapter 396, Acts of 2011)
DGS Item G029*

\$100,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LHI - Chapter 396, Acts of 2011)
DGS Item G102, (SL-023-110-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2013 and the Board of Public Works to certify a matching fund. The Board of Directors of the Arundel Lodge, Inc. has submitted documentation that it has \$154,522.80 in a financial institution, a \$25,000.00 grant from Anne Arundel County, and a \$40,000.00 grant from the France-Merrick Foundation for a total of \$219,522.80 to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$400,000.00
11-G029 (This Action)	\$100,000.00
11-G102 (This Action)	\$100,000.00
Local Cost	\$200,000.00

REMARKS

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

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

CAPITAL GRANTS AND LOANS

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

ITEM 13-CGL (Cont.)

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 14-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

Board of Directors of the Augsburg Lutheran Home of Maryland, Inc.
(Baltimore County)

Augsburg Lutheran Home of Maryland

“For the construction, renovation, and capital equipping of the Augsburg Lutheran Home of Maryland, located in Baltimore County.”

\$150,000.00

Maryland Consolidated Capital Bond Loan of 2011 (LSI - Chapter 396, Acts of 2011)
DGS Item G046

\$150,000.00

Maryland Consolidated Capital Bond Loan of 2011 (LHI - Chapter 396, Acts of 2011)
DGS Item G116, (SL-014-100-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2013 and the Board of Public Works to certify a matching fund. The Board of Directors of the Augsburg Lutheran Home of Maryland, Inc. has submitted evidence in the form of canceled checks and invoices that it has \$343,759.35 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Board of Directors of the Augsburg Lutheran Home of Maryland, Inc. \$43,759.35 for eligible expenditures.

BACKGROUND

Total Project	\$12,219,292.00
11-G046 (This Action)	\$ 150,000.00
11-G116 (This Action)	\$ 150,000.00
10-G037 (Prior Action)	\$ 150,000.00
10-G115 (Prior Action)	\$ 150,000.00
Local Cost	\$11,619,292.00

(Prior Action: 11/17/10, Item 23-CGL)

REMARKS

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

CAPITAL GRANTS AND LOANS

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

ITEM 14-CGL (Cont.)

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

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 15-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

Board of Commissioners of Cecil County (Cecil County)
Cecil County Detention Center
“To assist in the construction and renovation of the Cecil County Detention Center.”
\$4,955,000.00
Maryland Consolidated Capital Bond Loan of 2011 (Chapter 396, Acts of 2011)
DGS Item G151
(SL-004-080-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2013 and the Board of Public Works to certify a matching fund. The Board of Commissioners of Cecil County have submitted documentation that they have \$16,829,000 through their Fiscal Year 2012 budget to meet the matching fund requirement for this project.

<u>BACKGROUND</u>	Total Project	\$34,749,086.00
	11-G151 (This Action)	\$ 4,955,000.00
	09-G147 (Prior Action)	\$ 9,857,000.00
	08-G206 (Prior Action)	\$ 788,000.00
	Local Cost	\$19,149,086.00

REMARKS

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

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 16-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into grant agreements for the following grants:

*Board of Directors of the Junior League of Baltimore, Inc.
(Baltimore City)*

Junior League of Baltimore Thrift Store

“For the design, construction, and renovation of the Junior League of Baltimore Thrift Store’s Community Space, located in Baltimore City.”

\$50,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LSI - Chapter 396, Acts of 2011),
DGS Item G036*

\$215,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LHI - Chapter 396, Acts of 2011),
DGS Item G111, (SL-019-070-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2013 and the Board of Public Works to certify a matching fund. The Board of Directors of the Junior League of Baltimore, Inc. is utilizing the value of property as their matching fund. The Department of General Services, Real Estate Office, has reviewed the appraisal for the property located at 5902 ½ York Road in Baltimore and has approved a value of \$1,300,000.00 to meet the matching fund requirement.

BACKGROUND

Total Project	\$2,393,000.00
11-G036 (This Action)	\$ 50,000.00
11-G111 (This Action)	\$ 215,000.00
08-G139 (Previous Action)	\$ 100,000.00
07-G036 (Previous Action)	\$ 100,000.00
07-G113 (Previous Action)	\$ 200,000.00
Local Cost	\$1,728,000.00

(Prior Actions: 10/1/2008 Agenda, Item 29-CGL, and 6/11/2008 Agenda, Item 31-CGL)

REMARKS

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

CAPITAL GRANTS AND LOANS

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

ITEM 16-CGL (Cont.)

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

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 17-CGL

RECOMMENDATION That the Board of Public Works certify matching funds and enter into a grant agreement for the following grant:

*Board of Directors of the Laurel Advocacy & Referral Services, Inc.
(Prince George's County)*

LARS Facility Renovation

*“For the planning, design, construction, repair, and renovation of the LARS facility,
located in Laurel.”*

\$100,000.00

Maryland Consolidated Capital Bond Loan of 2010 (Chapter 483, Acts of 2010)

DGS Item G144 (SL-061-090-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2012 and the Board of Public Works to certify a matching fund. The Board of Directors of the Laurel Advocacy & Referral Services, Inc. has submitted evidence in the form of canceled checks and invoices that it has \$200,000.00 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Board of Directors of the Laurel Advocacy & Referral Services, Inc. \$100,000.00 for eligible expenditures.

BACKGROUND

Total Project	\$421,000.00
10-G144 (This Action)	\$100,000.00
09-G072 (Prior Action)	\$100,000.00
Local Cost	\$221,000.00
(Prior Action: 5/4/2011 Agenda, Item 15-CGL)	

REMARKS

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

CAPITAL GRANTS AND LOANS

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

ITEM 17-CGL (Cont.)

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

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 18-CGL

RECOMMENDATION That the Board of Public Works certify matching funds, enter into grant agreements, for the following grants:

Board of Directors of the Howard County Conservancy, Inc. (Howard County)
Mount Pleasant Farm House
“For the repair, renovation, reconstruction, and capital equipping of the Mount Pleasant Farm House, including updating building systems, located in Mount Pleasant.”
\$50,000.00
Maryland Consolidated Capital Bond Loan of 2011 (LHI - Chapter 396, Acts of 2011)
DGS Item G126
\$75,000.00
Maryland Consolidated Capital Bond Loan of 2011 (LSI - Chapter 396, Acts of 2011)
DGS Item G060, (SL-012-110-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2013 and the Board of Public Works to certify a matching fund. The Board of Directors of the Howard County Conservancy, Inc. has submitted documentation that it has \$182,573.64 in a financial institution to meet the matching fund requirement for this project.

<u>BACKGROUND</u>	Total Project	\$250,000.00
	11-G126 (This Action)	\$ 50,000.00 (Match)
	11-G060 (This Action)	\$ 75,000.00 (Match)
	Local Cost	\$125,000.00

REMARKS

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

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 19-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

NAME OF GRANTEE/BORROWER

Total Health Care, Inc.
1501 Division Street
Baltimore, MD 21217

PROJECT NO. AND TITLE

Project No. FQHC-CB-24302-02;
Renovations at 1501 West Saratoga St.
Baltimore, MD 21223 (Baltimore City)

DESCRIPTION

Approval is requested for a State grant of \$105,751.00 to assist Total Health Care, Inc. (THC) in the cost of renovations for the mental health suite at the Saratoga Health Center, located at 1501 W. Saratoga St., Baltimore, MD 21223. The renovated area will be used to expand primary mental health services.

At its meeting on 6/15/2011 (DGS Agenda Item 12-CGL), the Board approved a State grant of \$22,249.00 to assist the applicant in the cost of designing renovations to this building. Approval of this \$105,751.00 award for renovations, in combination with the \$22,249.00 previously approved by the Board for renovation, makes a total grant award of \$128,000.00 approved for this project.

PROCUREMENT METHOD

Competitive Sealed Bids

BIDS OR PROPOSALS

Commercial Interiors, Hanover, MD
MacKenzie, Baltimore, MD
Plano Coudon, Baltimore, MD
Constantine Commercial, Timonium, MD

AMOUNT

\$626,402.00
\$734,619.00
\$857,136.00
\$916,115.00

AWARD

Commercial Interiors,
Hanover, MD

AMOUNT

\$626,402.00

CAPITAL GRANTS AND LOANS

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 20-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

NAME OF GRANTEE/BORROWER

Tuerk House, Inc.
730 Ashburton St.
Baltimore, MD 21216-4700

PROJECT NO. AND TITLE

Project No. ADAA-CB-28101-02;
Renovation of Weisman-Kaplan House
2525 Maryland Ave. Baltimore, MD 21218

DESCRIPTION

Approval is requested for a State grant of \$1,325,206.00 to assist Tuerk House, Inc., a nonprofit organization, in the cost of renovating the Weisman-Kaplan House at 2525 Maryland Ave., Baltimore, MD 21218. This building will be used to provide long-term residential substance abuse treatment, transitional housing, and a range of wrap-around services that will encourage recovery and independence.

At its meeting on July 15, 2011 (DGS Agenda Item 13-CGL), the Board approved a State grant of \$174,794.00 to assist Tuerk House, Inc. in the cost of acquiring this building. Approval of this \$1,325,206.00 award for renovations, in combination with the \$174,794.00 previously approved by the Board for acquisition of this property, makes a total State grant award of \$1,500,000.00 approved for this project.

Southway Builders, Inc., Baltimore, MD, was awarded the pre-construction contract in a competitive bid and Tuerk House, Inc. elected to use Southway Builders, Inc. for the construction phase of the project. Southway Builders has competitive bid the various trades and has submitted a guaranteed maximum price of \$1,852,480.00.

AWARD

Southway Builders, Inc.,
Baltimore, MD

AMOUNT

\$1,852,480.00 (GMP)

REMARKS

In accordance with Subtitle 6 of the Health-General Article of the *Annotated Code of Maryland*, the Board's approval is further contingent upon the State's right of recovery being included in the Deed(s) or otherwise recorded among the Land Records of Montgomery County.

CAPITAL GRANTS AND LOANS

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

ITEM 20-CGL (Cont.)

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

FUND SOURCES

\$ 527,274.00 (28.46%)	Applicant's Share Self-financed
\$1,325,206.00 (71.54%)	State's Share MCCBL 2009, Community Health Facilities Fund

The State is participating in 71.54% of the total eligible costs of \$1,852,480.00 for the renovation of the Weisman-Kaplan House.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 21-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

NAME OF GRANTEE/BORROWER

Housing Unlimited, Inc.
1398 Lamberton Dr., Suite G1
Silver Spring, MD 20902

PROJECT NO. AND TITLE

Project No. MHA-CB-20805-03;
Acquisition of: 11800 Old Georgetown Rd.
#1404 Rockville, MD 20852

DESCRIPTION

Approval is requested for a State grant of \$151,595.00 to assist Housing Unlimited, Inc. (HUI), a nonprofit organization, in the cost of acquiring a two-bedroom/two bathroom condominium at 11800 Old Georgetown Rd #1404, Rockville, MD. The condominium will house two individuals with psychiatric disabilities. The contract price is \$201,176.00. This home is part of the Moderately Priced Dwelling Unit (MPDU) program in Montgomery County. Housing units that are part of this program contain a 30-year restrictive covenant that prohibits their sale on the open market. During that period, the units can be offered only to a population pre-qualified by Montgomery County for less than market rates.

Two appraisals were obtained for the property; both have been reviewed by DGS. The appraisals are as follows:

\$202,000.00 Melville E. Peters, Beltsville, MD
\$205,000.00 Philip R. Lamb & Co., Laytonsville, MD

Based on these appraisals, the Department of General Services approved the fair market value of the real estate at \$205,000.00.

Eligible project costs are \$202,126.00. This includes \$201,176.00 for acquisition and \$950.00 for appraisals. The costs will be funded as follows:

AMOUNT

\$202,126.00*

REMARKS

*The State is participating in the acquisition cost of \$202,126.00. State participation is limited to the lesser of the value approved by the Department of General Services, based upon the appraisals or actual acquisition cost.

CAPITAL GRANTS AND LOANS

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

ITEM 21-CGL (Cont.)

Established in 1994, Housing Unlimited, Inc. provides permanent, affordable, independent housing in Montgomery County for single adults with psychiatric disabilities. Currently, HUI has a three-year waiting list of 250-300 low-income adults with mental illness who are in need of permanent, affordable housing.

The tenants who will reside in this home will pay 35 percent of their net income for rent and utilities. The income for the majority of HUI tenants is Supplemental Security Income (SSI), and the maximum SSI payment for an individual is currently \$674.00 a month. In addition to these funds, Montgomery County provides \$200.00 a month for each client through the Montgomery County Rental Assistance Program.

In accordance with Subtitle 6 of the Health-General Article of the *Annotated Code of Maryland*, the Board’s approval is further contingent upon the State’s right of recovery being included in the Deed(s) or otherwise recorded among the Land Records of Montgomery County.

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

FUND SOURCES

\$ 50,531.00 (25%)	Applicant’s Share (Montgomery County)
\$151,595.00 (75%)	State’s Share
\$ 3,833.00	MCCBL 2006, Community Health Facilities Funds
\$147,762.00	MCCBL 2009, Community Health Facilities Funds

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	