

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

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BOARD OF PUBLIC WORKS

AUGUST 21, 2013

SECRETARY'S AGENDA

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

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

Recommendation: That the Board of Public Works approve 63 individual grants under the Maryland Agricultural Cost-Share Program.

Total amount: \$744,068.

Agreement #	Recipient	County	Amount
AT-2013-2833	ALICE M. MASON	Kent	7,900
AT-2013-2834	JOYCE D. REDMAN	Kent	4,900
AT-2013-2835	JOYCE D. REDMAN	Kent	900
AT-2013-2836	JOYCE D. REDMAN	Kent	1,500
AT-2013-2837	JOYCE D. REDMAN	Kent	4,400
AT-2013-2838	JOYCE D. REDMAN	Kent	4,400
AT-2013-2839	JOYCE D. REDMAN	Kent	8,400
AT-2014-2206	TIMOTHY A. REDMAN	Kent	1,500
AT-2014-2207	TIMOTHY A. REDMAN	Kent	2,700
AT-2014-2208	TIMOTHY A. REDMAN	Kent	1,200
AT-2014-2209	TIMOTHY A. REDMAN	Kent	1,100
AT-2014-2210	BOONE BROTHERS, INC.	Queen Anne's	63,400
AT-2014-2211	BOONE BROTHERS, INC.	Queen Anne's	15,400
AT-2014-2228	MEREL M. CHANEY SR.	Allegany	9,900
AT-2014-2231	JOSEPH A. BRANHAM	Queen Anne's	5,400
AT-2014-2235	RUSSELL L. SHLAGEL	Charles	35,000
AT-2014-2239	JOHN W. HELMSTETTER	Garrett	1,700
AT-2014-2242	JOHN W. HELMSTETTER	Allegany	2,700
AT-2014-2248	VERNON S. HORST	Cecil	8,400
AT-2014-2249	VERNON S. HORST	Cecil	8,100
AT-2014-2250	ROY W. CARPENTER	Cecil	19,400
CH-2013-2840	RALPH C. WHALEY, JR	Queen Anne's	8,200
CH-2013-2841	RALPH C. WHALEY, JR	Queen Anne's	8,600
CH-2013-2842	RALPH C. WHALEY, JR	Queen Anne's	5,600
CH-2013-2843	RALPH C. WHALEY, JR	Queen Anne's	10,000

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SECRETARY'S AGENDA

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

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

Agreement #	Recipient	County	Amount
CH-2013-2844	RALPH C. WHALEY, JR	Queen Anne's	1,700
CH-2014-2218	C. DALE STORY	Queen Anne's	8,000
CH-2014-2219	C. DALE STORY	Queen Anne's	25,200
CH-2014-2220	PIPPIN & ASHLEY, LLC	Queen Anne's	12,200
CR-2014-2201	DREW M. PARENTEAU	Caroline	1,200
CR-2014-2202-B	DREW M. PARENTEAU	Caroline	15,900
CR-2014-2212	MD DNR, TUCKAHOE STATE PARK	Queen Anne's	14,200
CR-2014-2237-B	PAUL W. TOWERS, SR	Caroline	28,000
CR-2014-2243	HENRY L. LANDIS	Caroline	5,600
LS-2013-2853	MATTHEW G. WIHERLE, III	Harford	18,800
LS-2013-2854	MATTHEW G. WIHERLE, III	Harford	17,200
LS-2013-2855	MATTHEW G. WIHERLE, III	Harford	3,500
LS-2014-2230	GARDEN FENCE FARM, LLC	Harford	2,100
MP-2013-2776	HAROLD W. BURRIER, JR	Frederick	110,968
MP-2013-2790	PHILLIP L. COLE	Carroll	4,200
MP-2013-2846	CLAY C. KINNA	Frederick	1,400
MP-2013-2847	CLAY C. KINNA	Frederick	3,200
MP-2014-2221	FERN R. HAINES	Carroll	9,500
MP-2014-2240	FERN R. HAINES	Carroll	1,200
MP-2014-2244	WARNER BROTHERS, INC.	Frederick	3,700
MP-2014-2247	DAVID G. SWAIN	Carroll	14,200
MP-2014-2251	CHARLES P. BASSLER	Carroll	4,800
MP-2014-2252	CHARLES P. BASSLER	Carroll	5,900
NW-2013-2850	MICHAEL R. BANNING	Dorchester	2,400
NW-2014-2229-B	DAVID R. BRAMBLE	Dorchester	38,500
NW-2014-2234	BENJAMIN .ESKRIDGE	Dorchester	2,600

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SECRETARY'S AGENDA

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

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

Agreement #	Recipient	County	Amount
PB-2013-2848	J. ROBERT CLAS	Carroll	5,100
PB-2013-2849	J. ROBERT CLAS	Carroll	3,300
PR-2014-2245	CEDAR LIVESTOCK FARM LLC	Worcester	68,500
RS-2014-2203	ANN M. LESCH	Carroll	300
RS-2014-2204	ANN M. LESCH	Carroll	4,200
RS-2014-2205	MARVIN L. KALTRIDER	Carroll	13,000
RS-2014-2233	DONALD D. NELSON	Carroll	2,400
RS-2014-2236	ROBERT E. STERNER	Carroll	7,200
RS-2014-2246	MARVIN L. KALTRIDER	Carroll	9,700
RS-2014-2253	MARVIN L. KALTRIDER	Carroll	700
SA-2013-2775	MARILYN Y. PRICE	Kent	16,500
UP-2014-2241	MELMARK INC.	Washington	16,300

Fund Source: MCCBL of 2011/Item 11071: *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

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

SECRETARY'S AGENDA

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

2. DEPARTMENT OF AGRICULTURE

Maryland Agricultural Cost-Share Program Additional Funding Requests

Recommendation: That the Board of Public Works approve **additional funding of 2** individual grants under the Maryland Agricultural Cost-Share Program.

Total amount: \$3,472.80

Agreement #	Recipient	County	Amount
MP-2013-2630	KEITH E. WARNER	Carroll	3,317.60
MP-2013-2631	KEITH E. WARNER	Carroll	155.20

Fund Source: MCCBL of 2011/Item 11071: *Provide funds for assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms.*

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

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

Additional funds are requested for these projects to offset additional costs realized at the completion of the project. These additional costs are a result of design changes required based on site conditions encountered during construction, design changes to improve project effectiveness, or because the level of co-cost share funding originally anticipated was not available when the project was completed.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

SECRETARY'S AGENDA

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

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

Submission of the Procurement Agency Activity Reports by:

Department of Budget and Management	June 2013
Department of General Services	April and May 2013
Department of Public Safety and Correctional Svs	June 2013
Department of Transportation	June 2013

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

BOARD OF PUBLIC WORKS	THIS ITEM WAS:		
APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

BOARD OF PUBLIC WORKS

August 21, 2013

Secretary's Agenda

Contact: Doldon Moore 410-260-7791
doldon.moore@maryland.gov

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

Approval is requested of the following applications for wetlands licenses for projects involving dredging or filling or both in the navigable waters of Maryland. The Board of Public Works' Wetlands Administrator recommends that a license be granted as proposed in the Department of the Environment's Report and Recommendation.

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

ANNE ARUNDEL COUNTY

13-0228 *SURFSIDE RECREATION CLUB* – Remove/replace groins, pilings and
revetments; emplace stone armor and sand.
Pasadena, Rock Creek

12-1502 **TANYARD COVE ASSOCIATES LLC* – Construct new 40-slip community
marina; plant marsh vegetation.
Glen Burnie, Tanyard Cove

BALTIMORE CITY

13-0478 *CONSOL ENERGY INC.* – Emplace stone revetment.
Patapsco River

13-0526 *BALTIMORE CITY DOT, HARBORVIEW MARINA AND YACHT CLUB,*
BALTIMORE HARBORVIEW MARINE CENTER LLC – Construct water taxi
dock.
Northwest Harbor of the Patapsco River

DORCHESTER COUNTY

12-1490 *CHARLES BLAISDELL* – Emplace stone revetment and stone edging; construct
stone groin and boat ramp.
Woolford, Fishing Creek

BOARD OF PUBLIC WORKS

August 21, 2013

Secretary's Agenda

4. BOARD OF PUBLIC WORKS (cont'd)

Wetlands Licenses

QUEEN ANNE'S COUNTY

13-0175 *R. BAYLY BUCK – Construct stone groins; emplace stone revetment; and fill, grade, and plant marsh vegetation.

Grasonville, Prospect Bay

SOMERSET COUNTY

13-0057 SOMERSET COUNTY ROADS DEPT. – Construct timber wave break.

Wenona, Lower Thorofare

13-0301 SOMERSET COUNTY ROADS DEPT. – Hydraulically/ mechanically dredge entrance channel and marina basin; provide for 6-year maintenance dredging.

Wenona, Lower Thorofare

TALBOT COUNTY

12-1480 *CHATEAU BU DE INC. – Emplace stone revetment and sand containment groins; and fill, grade and plant marsh vegetation along eroding shoreline.

Trappe, Choptank River

WORCESTER COUNTY

13-0130 *OC LOLA, LLC – Dredge an entrance channel and emplace dredge material on-site at a beach/marsh area and provide for a six-year dredging period; and fill, grade, and plant marsh vegetation along an eroding shoreline.

Ocean City, Wright Bay

An expedited license was issued on March 13, 2013. See §16-202(c)(2) of the Environment Article, Annotated Code of Maryland; COMAR 23.02.04.05.C. No opposition was expressed during public comment period.

*NOTE: In FY 2014, the Board of Public Works has approved 0.30 acres of living shoreline.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

SECRETARY'S AGENDA

Contact: Doldon Moore 410-260-7791

E-mail: doldon.moore@maryland.gov

6. BOARD OF PUBLIC WORKS - WETLANDS LICENSE:
Wetlands License 12-0611

Approval is requested of the following application for a wetlands license for a project involving dredging or filling or both in the navigable waters of Maryland. This case is classified as an extraordinary case because of the recommendation that mitigation be assessed. 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.

WORCESTER COUNTY

12-0611 *ISLAND POINT HOUSE TRUST – Maintenance dredge an entrance channel and mooring basin; provide for periodic maintenance dredging for a 6-year period; construct a walkway and two stone groins; emplace riprap; place sand as beach nourishment; and fill, grade and plant marsh vegetation along an eroding beach.

Berlin, Chincoteague Bay

- Application received February 7, 2012
- Public comment period ended January 1, 2013
- MDE Report and Recommendation to approve received July 8, 2013

Mitigation: Licensee shall mitigate tidal wetlands impacts by creating 900 square feet of marsh.

*NOTE: In FY 2014, BPW has approved .30 acres of living shoreline.

BOARD OF PUBLIC WORKS
THIS ITEM WAS:
APPROVED
DISAPPROVED
DEFERRED
WITHDRAWN
WITH DISCUSSION
WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

August 21, 2013

Secretary's Agenda

Contact: Doldon Moore 410-260-7791
 doldon.moore@maryland.gov

**7. BOARD OF PUBLIC WORKS - WETLANDS LICENSE:
Wetlands License 11-0208**

Approval is requested of the following application for wetlands license for a project involving dredging or filling or both in the navigable waters of Maryland. This case has been classified as an extraordinary case because a public informational hearing was held. The Board of Public Works' Wetlands Administrator recommends that a license be granted as indicated. The Maryland Department of the Environment fully concurs with this recommendation.

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

Previous Submission: Secretary's Item 4 (July 3, 2013) (Deferred)

Follow-Up: At its July 3 meeting, the Board directed the Wetlands Administrator to distribute MDE's Report and Recommendation to each of the 349 units which the Queens Landing community comprises, as well as to persons named on an early MDE list. On July 15, the Board's Wetlands Office posted 452 packets in the U.S. Mail. Eight comments were submitted in response to the new mailing; commenters split evenly for and against issuing the wetlands license.

QUEEN ANNE'S COUNTY

11-0208 QUEEN'S LANDING COMMUNITY MARINA, LLC
 Reconfigure and improve existing marina structures and improve the safety and access to the community marina. There will be no increase in the current number of slips (62).
Chester, unnamed basin off of the Chester River

- Application Received: Sep 27, 2010
- Public Comment Period Ended: Apr 15, 2011
- Public Hearing Held: Apr 7, 2011
- Hearing Comment Period Closed: May 6, 2011
- MDE Report and Recommendation Received: May 3, 2013
- End Public Review Period of R&R: May 21, 2013
- End Extended Public Review Period: Jun 4, 2013
- Supplemental Mailing of R&R: Jul 15, 2013
- End Supplemental Public Review Period: Jul 30, 2013

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED*

DISAPPROVED

WITH DISCUSSION

*With instruction to add "resident" to Special Condition L: "residential unit owners or tenants or **RESIDENT** family members"

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

SECRETARY'S AGENDADoldon Moore 410-260-7791
doldon.moore@maryland.gov**8. BOARD OF PUBLIC WORKS
*Wetlands License 10-0858 (Compensation Only)***

Recommendation: That the Board of Public Works assess annual compensation of \$8,355 for previously-approved Wetlands License 10-0858 which authorized **Cordish Power Plant Number Two, LLC** to construct a fixed timber platform and two walkways over navigable State waters, specifically, at the Inner Harbor, Patapsco River, Baltimore City. The annual compensation will be put into the Wetlands and Waterways Program Fund. The Department of the Environment fully concurs with this recommendation.

Background: Reference is made to Secretary's Item 17 (April 20, 2011) in which the Board approved a wetlands license authorizing the construction of a 3,342 square foot pier to accommodate a non-water dependent purpose, *i.e.*, an outdoor dining area with temporary coverings, a bar, tables, and chairs. In granting the license, the Board required the applicant to: "(1) pay \$11,508 into the Tidal Wetlands Fund to mitigate impacts to tidal wetlands; and (2) return to the Board at a later date to have compensation assessed." The Board issued the license before compensation was calculated because the applicant requested to proceed with construction during the building season in time to open for the prime tourist season. The Board's action did indeed allow the licensee's tenant to open *Dick's Last Resort* for the 2011 summer season.

OAG Advice: After the work was done, the Wetlands Administrator returned to the Board with his compensation recommendation. Secretary's Item 5 (June 6, 2012) This compensation recommendation was withdrawn as the Board requested advice from the Office of the Attorney General concerning non-water dependent structures in the Inner Harbor and the extent of the Board's discretion to charge compensation. The Deputy Attorney General has provided advice that the Board may license this project and that the Board has discretion to charge compensation.

Compensation: The Board may require compensation for "licensed fill or other type of encroachment" in an "specified by the Board" COMAR 23.02.04.15B(1). The Wetlands Administrator recommends assessing the licensee annual compensation of \$8,355 based on \$2.50 per square foot for the 3,342 square feet of deck. The annual fee will be adjusted every five years based on the Consumer Price Index.

Indemnification: Licensee must indemnify, defend, and save harmless the State, its officers, and employees from and against any and all liability, suits, claims and actions of whatever kind, caused by or arising from the placement of the platforms over the Patapsco River.

BOARD OF PUBLIC WORKS**THIS ITEM WAS:****APPROVED****DISAPPROVED****DEFERRED****WITHDRAWN****WITH DISCUSSION****WITHOUT DISCUSSION**

BOARD OF PUBLIC WORKS

REVISED

AUGUST 21, 2013

SECRETARY'S AGENDA

Doldon Moore 410-260-7791
doldon.moore@maryland.gov

9. **BOARD OF PUBLIC WORKS**
Wetlands License 12-0781 – Baltimore City

Recommendation: That the Board of Public Works approve of the following application for a wetlands license for a project involving dredging or filling or both in the navigable waters of Maryland. This case is classified as an extraordinary case because of the recommendation that compensation be assessed.

The Board of Public Works' Wetlands Administrator recommends that the Board: (1) grant a license as indicated and (2) require the applicant to pay onetime compensation of \$20,000 into the Wetlands and Waterways Program Fund. The Department of the Environment fully concurs with this recommendation.

Authority: Title 16, Environment Article, Maryland Code; COMAR 23.02.04; 26.24; 26.05

12-0781 CORDISH POWER PLANT LP – HARD ROCK CAFÉ
Remodel and add to the existing outdoor dining deck adjacent to the Harbor Promenade by installing a truss roof frame with canvas awning roof.
Inner Harbor, Patapsco River

- Application received: April 9, 2012
- Comment period closed: May 15, 2012
- MDE Report and Recommendation received: May 16, 2012
- Revised MDE Report and Recommendation received: May 24, 2012

Background:

- April-July 1997: Cordish Power Plant LP files wetlands application to moor three barges at Inner Harbor location. Working with the applicant, MDE recommends that Board issue license for three floating platforms at the site.
- July 30, 1997 (Secretary's Agenda Item 2): The Board authorized Cordish Power Plant LP to construct three floating platforms. See 97-WL-1616. One of the platforms is a precursor to the deck at issue here and was authorized to be 100' long by 40' wide (4,000 square feet).
- April 3, 1998: The Wetlands Administrator, at the licensee's request, reduced the floating-platform size to 60' long by 36' wide (2,160 square feet).
- May 15, 2000: The Wetlands Administrator, at the licensee's request, revised the license to allow the floating-platform to be a fixed pier.
- The final pier, which is the precursor to this application, is located in front of the Hard Rock Café.
- Cordish Power Plant LP now proposes to add a roof system over the pier to create structural coverage for bar and meal customers. The Wetlands Administrator and MDE find that this re-design, by converting a deck area to a substantial fixed non-water dependent facility, is creating upland.

BOARD OF PUBLIC WORKS

REVISED

AUGUST 21, 2013

SECRETARY'S AGENDA

9. **BOARD OF PUBLIC WORKS** (cont'd)
Wetlands License 12-0781

OAG Advice: This matter was withdrawn as Secretary's Item 6 (June 6, 2012) as the Board requested advice from the Office of the Attorney General concerning non-water dependent structures in the Inner Harbor and the extent of the Board's discretion to charge compensation. The Deputy Attorney General has provided advice that the Board may license this project and that the Board has discretion to charge compensation.

Compensation: The Board may require compensation for "licensed fill or other type of encroachment" in an "amount specified by the Board" COMAR 23.02.04.15B(1). The Wetlands Administrator recommends:

- Assessing the licensee one-time compensation for the deck in the amount of \$20,000. . . .
- The compensation will be deposited into the State's Wetlands and Waterways Program Fund.

 BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

REVISED

AUGUST 21, 2013

SECRETARY'S AGENDA

Contact: Doldon Moore 410-260-7791
doldon.moore@maryland.gov

10. BOARD OF PUBLIC WORKS – WETLANDS LICENSE:
Wetlands License 12-0780 – Baltimore City

Recommendation: That the Board of Public Works approve of the following application for a wetlands license for a project involving dredging or filling or both in the navigable waters of Maryland. This case is classified as an extraordinary case because of the recommendation that compensation be assessed.

The Board of Public Works' Wetlands Administrator recommends that the Board: (1) grant a license as indicated and (2) require the applicant to pay onetime compensation of \$20,000 and an annual fee of \$2,000 into the Wetlands and Waterways Program Fund. The Department of the Environment fully concurs with this recommendation.

Authority: Title 16, Environment Article, Maryland Code; COMAR 23.02.04; 26.24; 26.05

12-0780 CORDISH POWER PLANT LP – PHILLIPS SEAFOOD
To remodel and add to an existing outdoor dining deck adjacent to the Harbor Promenade.

Inner Harbor, Patapsco River

- Application received: April 19, 2012
- Comment period closed: May 15, 2012
- MDE Report and Recommendation received: May 16, 2012

Background: Reference is made to Secretary's Item 2 (July 30, 1997), in which the Board authorized Cordish Power Plant LP to construct three *floating* platforms. See 97-WL-1616. The platform at issue here was authorized at 100 feet by 40 feet (or 4,000 square feet). In 2000, at the licensee's request, the Wetlands Administrator revised the license to permit two of those platforms to become *fixed* piers. The pier that is the precursor to this application is located in front of the former ESPN Zone and is 75+ feet by 59+ feet (or 4,453 square feet). This pier – never authorized by the Board to be this large – violates the original and revised Tidal Wetland Licenses.

Also after the license issued and at the request of the licensee, the Wetlands Administrator authorized: (1) reducing the floating platform to 60 feet long by 36 feet wide (or 2,160 square feet) (April 1998)' and (2) platform to be fixed pile-supported structure (May 2000).

Cordish Power Plant LP now proposes to add a roof system with gables over the pier to create structural coverage for bar and meal customers. Other additions would be a permanent roof over a crab-steaming hood. The Wetlands Administrator and MDE find that this re-design, by converting a deck area to a substantial fixed non-water dependent facility, is creating upland.

BOARD OF PUBLIC WORKS

REVISED

AUGUST 21, 2013

SECRETARY'S AGENDA

10. BOARD OF PUBLIC WORKS – WETLANDS LICENSE: (cont'd)***Wetlands License 12-0780***

Background (cont'd): In June 2013, MDE authorized the construction of 800 square feet of in-fill decking. based on safety concerns for applicant's customers (MDE 13-PR-0528).

OAG Advice: This matter was withdrawn as Secretary's Item 7 (June 6, 2012) as the Board requested advice from the Office of the Attorney General concerning non-water dependent structures in the Inner Harbor and the extent of the Board's discretion to charge compensation. The Deputy Attorney General has provided advice that the Board may license this project and that the Board has discretion to charge compensation.

Compensation: The Board may require compensation for "licensed fill or other type of encroachment" in an "amount specified by the Board" COMAR 23.02.04.15B(1). The Wetlands Administrator recommends:

- Assessing the licensee one-time compensation for the deck in the amount of \$20,000.
- Assessing the licensee annual compensation of \$2,000 based on \$2.50 per square foot for the 800-square feet of additional deck. **The annual fee will be adjusted every five years based on the Consumer Price Index.**
- The compensation will be deposited into the State's Wetlands and Waterways Program Fund.

Indemnification: Licensee must indemnify, defend, and save harmless the State, its officers, and employees from and against any and all liability, suits, claims and actions of whatever kind, caused by or arising from the placement of the platforms over the Patapsco River.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

SECRETARY'S AGENDA

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

11. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Recommendation: That the Board of Public Works approve releasing the deeds of trust on eight properties that received loans from DHCD's Down Payment and Settlement Expense Loan Program. The deeds of trust are second mortgages; the borrowers are either selling the property as a short sale or giving a deed-in-lieu 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: State Finance and Procurement
Security Interest: Article §§ 10-305, Maryland Code

- A. **Loan Recipient:** John Antonetti
9416 Sea Breeze Court, North Beach, MD 20714
Calvert County
- Original Loan: \$5,000
Current Balance: \$5,000
- B. **Loan Recipient:** Jeffrey Borneman
4014 Hickory Avenue, Baltimore, MD 21211
Baltimore City
- Original Loan: \$5,000
Current Balance: \$5,000
- C. **Loan Recipient:** Jennifer Bury
7110 Park Drive, Baltimore, MD 21234
Baltimore City
- Original Loan: \$6,000
Current Balance: \$6,000
- D. **Loan Recipients:** Gay Fraustro and Amanda Holloway
3406 McShane Way, Dundalk, MD 21222
Baltimore County
- Original Loan: \$3,500
Current Balance: \$3,500

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SECRETARY’S AGENDA

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

- E. **Loan Recipients:** Michael and Danielle Hudak
1010 Mulberry Avenue, Hagerstown, MD 21742
Washington Count
Original Loan: \$5,000
Current Balance: \$5,000

- F. **Loan Recipient:** Claude Miller
2508 Coach House Way, Frederick, MD 21702
Frederick County
Original Loan: \$5,000
Current Balance: \$5,000

- G. **Loan Recipient:** Kelly Sewchock
6609 Rapid Water Way, #304, Glen Burnie, MD 21060
Anne Arundel County
Original Loan: \$5,000
Current Balance: \$5,000

- H. **Loan Recipient:** Kirin Smith
2419 West Lanvale Street, Baltimore, MD 21216
Baltimore City
Original Loan: \$5,000
Current Balance: \$5,000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

SECRETARY'S AGENDA

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 Jean Peterson 410-514-7358 peterson@mdhousing.org

12. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Borrower: EHM at Calvert Street LLC

Project: EHM at Calvert Street
 1623, 1625, 1717, 1802, 1804, 1808 North Calvert Street, Baltimore City, 21201

Authority: §§4-1201 *et. Seq.*, Housing and Community Development Article,
 Annotated Code of Maryland; COMAR 05.05.05

Partnership Rental Housing Program finances rental housing to be occupied by households with incomes of 50% and below of the Statewide median income.

Loan Amount: \$1,705,000 **COLLATERAL:** Deed of Trust

Fund Source: MCCBL 2011: *Partnership Rental Housing Program*

Description: The project consists of acquiring and rehabilitating 18 one-bedroom, scattered-site, rental units for lower-income households that include individuals with disabilities or special needs. The project includes six rowhomes located within three blocks on Calvert Street. Each home has three-levels (one apartment per level) and a partial basement. All are currently vacant. Four of the units will be restricted to households earning 30% or less of the area median income; the other 14 units will be restricted to households earning 50% or less of the State median income.

Sources	Amount
Partnership Rental Housing (this Item)	\$1,705,000
CDA – Lead Paint Abatement Grant	72,000
CDA – EmPower Energy Grant	59,500
Harbor Bank	300,000
Baltimore City - CDBG	700,000
MD Affordable Trust	140,000
FHLBA Affordable Housing Grant	300,000
Deferred Developer’s Fee	65,165
Project Total	\$3,341,665

The Maryland Department of Planning reviewed and approved the project for consistency with the Economic Growth, Resource Protection, and Planning Policy on August 7, 2012 (Project # SP 20120705-5375).

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

SECRETARY'S AGENDA

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 Jean Peterson (410) 514-7358 peterson@mdhousing.org

13. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Recommendation: That the Board of Public Works approve the Department of Housing and Community Development's use of general obligation bond proceeds as described.

Borrower: Towson Turtle, Inc.

Project: Green Turtle Towson, 408 York Road, Towson, 21204

Loan Amount: \$240,000

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

Loan Authority: §§ 6-301 through 6-311 Housing and Community Dev't Article
 Annotated Code of Maryland
 COMAR 05.13.01

The *Neighborhood Business Development Program* operating as Neighborhood BusinessWorks (NBW) provides flexible gap financing for small businesses.

Collateral: First lien on furniture, fixtures and equipment and on business assets.

Project: The Greene Turtle restaurant has been in Towson for ten years; the current owner has operated it since April 2010. To compete with existing and planned Towson Circle III development, the Greene Turtle owner will construct a second dining room, to be located on the roof, which will seat up to 180 customers, with a separate bar and a new kitchen. The rooftop dining will more than double the restaurant's capacity, which currently seats 120. This borrower is eligible for NBW financing as it is a small business whose activities contribute to the broader revitalization and quality of life of the neighborhood.

Financing:

Bay Bank	\$165,000	loan (for improvements)
Landlord	63,000	contribution (for improvements)
Baltimore County	265,000	forgivable loans (for improvements/furniture, fixtures and equipment)
Borrower	160,000	contribution (for improvements)
NBW (this Item)	<u>240,000</u>	loan (for furniture, fixtures and equipment)
Total project cost	<u>\$893,000</u>	

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

SECRETARY'S AGENDA

13. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (con't)

Remarks: The Board of Public Works deferred this matter as Secretary's Item 35 (7/24/13). The Department of Housing and Community Development reaffirms its recommendation to approve financial assistance to the Towson location of the Green Turtle. The project contributes to the revitalization of Towson's main street area which is not keeping up with the revitalization efforts taking place outside of this core area. Without the expansion made possible by the financial assistance of the NBW program and the other contingent financing sources, the Green Turtle restaurant will have difficulty sustaining the health of the business and its 26 jobs in Towson's traditional urban core.

BOARD OF PUBLIC WORKS	THIS ITEM WAS:		
APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

SECRETARY'S AGENDA

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 Cell: 410-446-5390
 catherine.a.kelly26.nfg@mail.mil

14. **MILITARY DEPARTMENT**

***Re-Dedicating the Readiness Center in LaPlata (replacement facility) in
 Memory of General William Smallwood***

As the Military Department prepares to open the replacement facility for the William Smallwood Readiness Center, the Adjutant General of Maryland recommends that the Board of Public Works approve naming the new Readiness Center in LaPlata in his memory. The new center replaces the 1952-era Hawthorne Road facility located about three miles from the new site. The new Readiness Center will offer an outstanding location to support Maryland's sons and daughters as they train for service at home and abroad, and will add lasting value to the local community.

General William Smallwood was a distinguished Charles County resident, hero of the American Revolution, and Maryland's fourth Governor. Naming the new facility the ***General William Smallwood Readiness Center*** is a fitting tribute to his contributions, and will serve to instruct and inspire the soldiers who serve there and the citizens of Charles County.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

SECRETARY'S AGENDA

Contact: Bhaskaran Subramanian
 bsubramanian@dnr.state.md.us
 (410) 260-8786

15. DEPARTMENT OF NATURAL RESOURCES
Shoreline Conservation Service

Recommendation: That the Board of Public Works approve releasing shore erosion control liens for the following projects. The contractual requirements between the Department of Natural Resources and the property owners have been satisfied.

<i>Project #</i>	<i>Owner</i>	<i>Project Description</i>	<i>County/District</i>	<i>Amount</i>
SEC 1-87	MJM Hall, Inc.	Lot 12 & 13: Construct 190 feet of steel bulkhead with backfill and seeding to provide permanent protection.	Worcester 38A	Lot 12: \$83,056 Lot 13: \$67,194
SEC 8-91	McGuire, EM	Construct 80 feet of low profile stone revetment and wetlands vegetation	Queen Anne's 37B	\$42,138

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

SECRETARY'S AGENDA

Contact: Bhaskaran Subramanian
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(410)260-8786

16. DEPARTMENT OF NATURAL RESOURCES
Shoreline Conservation Service

Recommendation: That the Board of Public Works approve a loan for the following shore erosion control project:

Borrower:	Talbot County
Project I.D.:	Claiborne Wharf & Pier / SEC 02-13
Location:	Bayside Dr, Claiborne, Talbot County
Length/Type	300-linear feet living shoreline project with low-profile sill with sand fill and marsh grass planting
Loan Amount:	\$75,119
Administrative Fee:	\$3,766
Loan Term:	15 Years
Fund Source:	Revolving Loan Fund (03.30.01.14.002)

Authority: Section 8-1005, Natural Resources Article, Annotated Code of Maryland; DNR Policy and Procedure for Shore Erosion Control Capital and Loan Projects

Remarks: DNR will provide technical and financial assistance to Talbot County for project design and construction. The County will pay an administrative fee for DNR services. This loan is interest-free for 15 years. The County will pledge its full faith and credit to repay the loan. The loan agreement will be recorded in the County Land Records for the Talbot County. DNR will collect the yearly installments and deposit them in the Shore Erosion Control Revolving Loan Fund.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

SECRETARY'S AGENDA

Contact: Anne Raines 410.514.7634
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17. DEPARTMENT OF PLANNING
Maryland Historical Trust
African American Heritage Preservation Program

Recommendation: That the Board of Public Works approve the use of general obligation bond proceeds for the following African American Heritage Preservation Program grant.

Project: Wilson Farmstead Improvements
862 Galesville Rd, Galesville, Anne Arundel County

Grantee: West River Improvement Association, Inc.

Description: Project work includes: A/E services; stabilization; structural and foundation repairs; masonry, carpentry, and roof repairs/replacement; installation of rain leaders; project management. [Total project costs \$127,000 estimated.]

Amount: \$100,000

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

Remarks: The Wilson Farmstead was constructed in the 1870's by manumitted slave Henry Wilson. The house and associated lands provide a tangible link to slavery, manumission, tenant farming, and to the semi-professional Negro League ballfield adjacent to the house. The building will ultimately support the County Parks and Recreation Department's use of the site.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

SECRETARY'S AGENDA

Contact: David Lever, 410-767-0610
dlever@msde.state.md.us

18. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM
Final Action on Public School Construction Regulations
COMAR 23.03.06.01-.04
Indoor Environmental Quality Standard

Recommendation That the Board of Public Works take final action to adopt – as proposed – a new chapter of COMAR Title 23.03 *Board of Public Works – Public School Construction* to implement indoor environmental quality standards.

Authority: § 5-301(b)(2), (b-1) of the Education Article, Annotated Code of Maryland.

Background: Reference is made to Secretary's Agenda Item 10 [April 17, 2013] in which the Board of Public Works approved the regulatory proposal that was then published in 40 *Maryland Register*, Page 1000 [May 31, 2013]. One comment was received from a representative of the modular building industry, objecting to the indoor air quality standards and the cost to bring existing relocatable classrooms up to the adopted standards.

The 2007 General Assembly charged the Board of Public Works, in consultation with the Department of General Services and the Department of Housing and Community Development, with establishing criteria to enhance the indoor air quality of relocatable classrooms. Chapter 223 (Laws of 2007). The legislation specified six requirements for relocatable classrooms at public schools:

- (1) air barriers to limit infiltration
- (2) protection against water damage
- (3) continuous forced ventilation when the unit is occupied
- (4) a programmable thermostat
- (5) energy efficient lighting and heating and air-conditioning systems
- (6) volatile organic compounds (VOC)

COMAR New Regulation: 23.03.06 Indoor Environmental Quality Standard requires relocatable classrooms at public schools to conform to:

- The International Green Construction Code, Chapter 8, Sections 801 – 806 AND
- EITHER:
 - the Model Performance Code for pre-manufactured units OR
 - local building codes for locally constructed relocatable classrooms.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

REVISED

AUGUST 21, 2013

SECRETARY'S AGENDA

Contact: David Lever 410-767-0610
 dlever@msde.state.md.us

19. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works approve the sale by the Frederick County Government to the City of Frederick for approximately \$430,000 of the:

Central Administrative/Support Service Building

1.55 acre site and building thereon
 7516 Hayward Road, Frederick, MD 21702

Background: Reference is made to Secretary's Agenda 13 (Feb. 20, 2013) in which the Board of Public Works approved the transfer of 7516 Hayward Road (1.55 acres) from the Frederick County Board of Education to Frederick County Government. As standard, the Board of Public Works conditioned its approval on the County Government obtaining further Board of Public Works approval before transferring any right, title or interest to any portion of the property. **Because there was no State investment in the facility,** there is no outstanding debt to be assumed and there are no sale proceeds to be shared by the State as a result of this sale.

The sale of 1.55 acres is intended to reduce the Board of Education's lease obligations for a new central office building in downtown Frederick.

The IAC approved this recommendation on July 30, 2013.

Authority: COMAR 23.03.02.24. The Interagency Committee on School Construction must review a request for approval to dispose of a school property and make a recommendation to the Board of Public Works. The Board of Public Works may approve, disapprove, or conditionally approve the request to dispose of former school property.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

SECRETARY'S AGENDA

Contact: David Lever 410-767-0610
dlever@msde.state.md.us

**20. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM:
*Amendment to the Public School Construction Capital Improvement Program –
Fiscal Year 2014***

Recommendation: The Interagency Committee on School Construction recommends that the Board of Public Works approve an amendment to the Fiscal Year 2014 Capital Improvement Program allocating \$18.123 million for air-conditioning initiative projects.

Reference: When the Board approved the FY 2014 Capital Improvement Program, it included one air conditioning initiative project (\$400,000) and reserved \$24.6 million for other projects to install central air-conditioning systems in schools that lack them. Secretary's Item 9, (May 15, 2013).

Fund Source: MCCBL of 2013

Authority: Section 5-301 of the Education Article, Maryland Code; COMAR 23.03.02.

Baltimore City

Moravia Park Building #105B	2,800,000
Total: \$2,800,000	

Baltimore County

Parkville Middle	3,017,000
Featherbed Lane	2,126,000
Scotts Branch Elementary	2,058,000
Wellwood International Elementary	1,930,000
Hawthorne Elementary	2,584,000
Total: \$11,715,000	

Calvert

Southern Middle (gym)	230,000
Total: \$230,000	

Charles

Matthew Henson Middle (gym)	223,000
Total: \$223,000	

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

SECRETARY'S AGENDA

20. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM (cont'd):
Amendment to the Public School Construction Capital Improvement Program – Fiscal Year 2014

Prince George's

Melwood Elementary	588,000
Allenwood Elementary	535,000
Duval High	129,000
High Point High	291,000
William Schmidt K-12	258,000
Largo High	194,000
Potomac High - Gym	387,000
Thurgood Marshall Middle (gym)	129,000
Total: \$2,511,000	

Wicomico

Pittsville Elementary/Middle (gym)	250,000
Total: \$250,000	

Maryland School for the Blind

Knefely Gymnasium (gym)	196,000
Sippel Pool	198,000
Total: \$394,000	

Item Total: \$18.123 million

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

SECRETARY'S AGENDA

APPENDIX

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

Individual reports enclosed.

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

APPENDIX**SECRETARY'S AGENDA**

Contact: Jane Bailey 410-767-4307
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REPORT OF EMERGENCY PROCUREMENT**ITEM: Appendix 1****BALTIMORE CITY COMMUNITY COLLEGE**

UMI Building, Liberty West Campus

CONTRACT ID: Emergency Rooftop Cooling System Replacement
UMI Building, Liberty West Campus
ADPICS No.: 001B4400077
Project: CC-620-130-003

CONTRACT TYPE: Maintenance

DESCRIPTION: Remove and replace rooftop system that provides cooling to UMI building.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: June 17, 2013

AWARD: Maryland Trane, Hunt Valley

AMOUNT: \$289,743

AWARD DATE: June 21, 2013

TERM: 45 Calendar Days

MBE PARTICIPATION: 0%

FUND SOURCE: Baltimore City Community College Funding

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 1 (cont'd)

REMARKS:

Nature of Emergency: In April 2013, Baltimore City Community College was notified by the preventive maintenance contractor that the rooftop system on the UMI Building could no longer be repaired and was in total failure. The system is over 25 years old, and replacement parts are no longer available. This facility houses health-related services, and HVAC failure creates an unsafe environment. Temporary spot coolers are currently being used until the system is replaced.

No MBE was available for this project due to the limited scope of work.

Basis for Selection: Several HVAC firms were contacted to determine the best way to immediately replace the system. Trane, the manufacturer of the existing equipment, could provide a replacement system within 3-4 weeks that would fit into the existing footprint. All other firms would require a complete new design, and manufacturing of their systems would take up to 90 days.

TAX COMPLIANCE NO.: 13-2093-0001

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS**Secretary's Agenda****APPENDIX**

Contact: Jane Bailey 410-767-4307
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REPORT OF EMERGENCY PROCUREMENT**ITEM: Appendix 2****MARYLAND DEPARTMENT OF THE ENVIRONMENT**

Land Management Administration
Abandoned Mine Land Division

CONTRACT ID: Emergency Gordon Landslide Project
Gordon Property, Lonaconing
ADPICS No.: 001B3400631

CONTRACT TYPE: Maintenance

DESCRIPTION: Stabilize active landslide; create temporary access road; excavate upper portion of slide area.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: May 8, 2013

BIDS:

Excavating Associates, Ellerslie, MD	\$ 665,795
Carl Belt, Inc. Cumberland, MD	\$ 723,311
A.L.L. Construction, Mr. Storm, WV	\$ 797,215
CJ Merlo, Inc. Mineral Point, PA	\$ 884,730
Braddock Construction, Frostburg, MD	\$1,085,465

AWARD: Excavating Associates,

AMOUNT: \$665,795

AWARD DATE: June 11, 2013

TERM: 120 Calendar Days

MBE PARTICIPATION: 0%

BOARD OF PUBLIC WORKS

Secretary's Agenda

APPENDIX

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 2 (cont'd)

FUND SOURCE: MDE Agency Funding
Transferred into DGS Clearinghouse Account

REMARKS:

Scope of Work: Contractor will stabilize the active landslide, create a temporary access road, and excavate the upper portion of the slide area. Contractor will install toe-ins, grade the diversion ditch, install underdrains, excavate approximately 66,600 cubic yards of material, and re-engineer the slide area to eliminate the hillside failure possibility. No MBE was available for this project due to the limited scope of work. This is a single scope of work that involves using heavy equipment to remove and relocate hillside soils and reestablish the topography.

Nature of Emergency: During an inspection and exploratory drilling, MDE's Abandoned Mine Land Division and the federal Office of Surface Mining discovered that the hillside located above the home of Elmer and Patricia Gordon was moving and a catastrophic failure of the slope could occur creating a landslide that would encompass the residence. The situation was exacerbated by the heavy winter and spring precipitation creating deep mine drainage and surface water runoff.

Basis for Selection: Five bidders were invited to attend the prebid and bid on the project. The low bidder was selected.

TAX COMPLIANCE NO.: 13-1947-0111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:	THIS REPORT WAS:
ACCEPTED	REMANDED
WITH DISCUSSION	WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

APPENDIX**SECRETARY'S AGENDA**

Contact: Jane Bailey 410-767-4307
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REPORT OF EMERGENCY PROCUREMENT**ITEM: Appendix 3****MARYLAND DEPARTMENT OF HEALTH & MENTAL HYGIENE**

Henryton Hospital Center

CONTRACT ID: Emergency Razing of Buildings & Restore Site
Henryton Hospital Center, Marriottsville
ADPICS No.: 001B3400604
Project: RH-000-130-001

CONTRACT TYPE: Maintenance

DESCRIPTION: Labor, materials, and equipment to remove hazardous materials; raze all buildings and facilities at Henryton Hospital Center; restore site to woodlands for future use as part of the Patapsco State Park.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: March 21, 2013

BIDS:	Retro Environmental, Inc., Sykesville	\$3,722,000
	NCM Demolition & Remediation, Inc., Baltimore	\$4,609,960
	ARC Construction Services, Baltimore	\$4,853,000

AWARDS: Retro Environmental, Inc.

TOTAL AMOUNT: \$3,722,000

AWARD DATE: May 15, 2013

TERM: 120 Calendar Days

MBE PARTICIPATION: 10%

FUND SOURCE: MCCBL 2012 Item 015 *Design, Abate Asbestos & Demo Henryton* \$2,854,000
MCCBL 2007 Item 036 *Construction Contingency Funds* \$868,000

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 3 (cont'd)

REMARKS: The Henryton Center has been abandoned for approximately 30 years. Utility services were disconnected, and the buildings severely deteriorated to hazardous conditions. The buildings have been vandalized, contain friable asbestos materials, and have been set on fire rendering most buildings unsafe to enter. Over the past several years, 70 calls for either police or fire emergency services related to the Center. The fire and police departments have requested the complex be demolished because the buildings are too dangerous for responders to enter. Costly security measures have been in effect for over ten years. Because the State cannot tightly control access to the Center due to its location around Maryland parks, the vandalism continues.

Nature of Emergency: Recently a major fire occurred at the Center. The burned building contained asbestos material. A mound of asbestos-contaminated building debris remained. Immediate demolition had to be undertaken to eliminate any possible injury or loss of life. The Board of Public Works approved the demolition of the buildings as DGS Item 6-RP (May 1, 2013).

Basis for Selection: Four firms that had asbestos licenses and demolition experience were invited to bid. Three firms submitted bids. The low bidder was evaluated and selected. The DGS estimate was \$4,000,000

Reason for Late Report: To prepare a bid on the demolition, the State had to first provide to prospective bidders a survey and building evaluation, and a set of plans. The facility was built in 1920, and there are no building plans available. A hazardous materials evaluation and design was needed to allow for asbestos abatement, soil contamination cleanup, and for removal of other hazards. Time was needed to coordinate these materials into one bid package, conduct a pre-bid conference, and provide sufficient time to bid the demolition contract.

TAX COMPLIANCE NO.: 13-1720-0111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS**SEPTEMBER 4, 2013****APPENDIX****SECRETARY'S AGENDA**

Contact: Jane Bailey 410-767-4307
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REPORT OF EMERGENCY PROCUREMENT**ITEM: Appendix 4****MARYLAND DEPARTMENT OF THE ENVIRONMENT**

Land Management Administration
Abandoned Mine Land Division

CONTRACT ID: Emergency Kiddy Landslide Project
Kiddy Property, Barton
ADPICS No.: 001B3400630
Project: F-001-131-004

CONTRACT TYPE: Maintenance

DESCRIPTION: Stabilize active landslide

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: May 8, 2013

BIDS:

Carl Belt, Inc., Cumberland, MD	\$ 716,219
ALL Construction, Mt. Storm, WV	\$ 767,559
CJ Merlo, Inc., Mineral Point, PA	\$ 974,000
Braddock Construction, Frostburg, MD	\$1,513,455

AWARD: Carl Belt, Inc.

AMOUNT: \$716,219

CONTRACT AWARD DATE: June 11, 2013

TERM: 120 Calendar Days

BOARD OF PUBLIC WORKS

SEPTEMBER 4, 2013

APPENDIX

SECRETARY'S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 4 (cont'd)

MBE PARTICIPATION: 0% (see remarks)

FUND SOURCE: MDE Agency Funding
Transferred into DGS Clearinghouse Account

REMARKS:

Background: Work includes access road repair, excavation of the lower portion of the slide area, and installation of a toe-in. Contractor will grade the area, install a diversion ditch and two underdrains, and remove approximately 44,000 cubic yards of material. Contractor will also restore approximately 258 feet of the Georges Creek to remove the siltation caused by the landslide. No MBE was available for this project due to the limited scope of work.

Nature of Emergency: Mine drainage saturated the steep hillside immediately above the Kiddy residence in Barton. Temporary measures were implemented in June 2012 to allow time for a permanent stabilization plan to be developed. The heavy rains from the past winter and spring created a creep of the mountainside. The hillside was in imminent danger of failing and creating a landslide that would encompass the residence and property below. Immediate stabilization of the hillside was necessary.

Basis for Selection: The low bidder was selected from a competitive process.

TAX COMPLIANCE NO.: 13-1946-1111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS**August 21, 2013****Secretary's Agenda****APPENDIX****Contact:** Jane Bailey 410-767-4307
Jane.Bailey@dgs.state.md.us**REPORT OF EMERGENCY PROCUREMENT****ITEM: Appendix 5****DEPARTMENT OF HEALTH AND MENTAL HYGIENE**Springfield Hospital Center
Spring Grove Hospital Center**CONTRACT ID:** Blood Glucose Meter and Data Management Systems
Springfield Hospital Center and Spring Grove Hospital Center
ADPICS NO: 001B3400602
Project: MDDGS31007805**DESCRIPTION:** Blood glucometers and data management for Springfield Hospital Center and Spring Grove Hospital Center, as well as training for State personnel**PROCUREMENT METHOD:** Emergency**DATE EMERGENCY DECLARED:** May 20, 2013**BIDS:** Nova Biomedical, Inc. \$93,200
Waltham, MA**AWARD:** Nova Biomedical, Inc.**AMOUNT:** \$93,200**CONTRACT AWARD DATE:** June 1, 2013**TERM:** 90 Calendar Days**MBE PARTICIPATION** 0%**FUND SOURCE:**
M00 13 MH83G 0957 \$46,750.00 (Spring Grove)
M00 13 MG75G 1072 \$30,510.00 (Springfield)
M00 13 MG75G 0957 \$15,940.00 (Springfield)

BOARD OF PUBLIC WORKS**August 21, 2013****Secretary's Agenda****APPENDIX****REPORT OF EMERGENCY PROCUREMENT****ITEM: Appendix 5 (cont'd)****TERM:** 90 Calendar Days**MBE PARTICIPATION** 0%

FUND SOURCE:

M00 13 MH83G 0957	\$46,750	(Spring Grove)
M00 13 MG75G 1072	\$30,510	(Springfield)
M00 13 MG75G 0957	\$15,940	(Springfield)

REMARKS:

Nature of Emergency: The test strips used with the current glucometers (blood glucose analyzers) will not be available as of December 2013. Springfield Hospital Center and Spring Grove Hospital Center attempted to procure new glucometers, but turned to the Department of General Services after bids exceeded DHMH's \$25,000 delegated authority. DGS solicited bids on three occasions from September 2012 to March 2013. All three bids were unsuccessful. DGS advised the hospitals to procure the glucometers on an emergency basis because the current stock could not be replenished starting in December, and staff had to be trained in using the new glucometers. Both hospitals have an urgent, ongoing need for glucometers.

Basis for Selection: The contractor was the lone bidder on the earlier unsuccessful solicitations. The contractor has confirmed its offer. Due to the specialized nature of the commodity, the contractor could not obtain any MBE participation.

TAX COMPLIANCE NO.: 13-1583-1111**RESIDENT BUSINESS:** No**BOARD OF PUBLIC WORKS ACTION:****THIS REPORT WAS:****ACCEPTED****REMANDED****WITH DISCUSSION****WITHOUT DISCUSSION**

**BOARD OF PUBLIC WORKS
AUGUST 21, 2013
APPENDIX
SECRETARY'S AGENDA**

Agency Contact: Sandy Johnson
410-767-7408
sandy.johnson@maryland.gov

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 6

MARYLAND DEPARTMENT OF HUMAN RESOURCES

CONTRACT ID: Emergency Out-of-State Residential Child Care
SSA/OOS-13-016
ADPICS No. N00B4400091

CONTRACT TYPE: Services

DESCRIPTION: Court-ordered, out-of state residential child care placement.

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: June 7, 2013

AWARD: Eagleton School
Great Barrington, MA

AMOUNT: \$695,662 **AWARD DATE:** June 7, 2013

TERM: 6/7/2013– 4/20/2018 **MBE PARTICIPATION:** 0%

FUND SOURCE: 66% General; 34% Federal (IV-E)
Appropriation Code N00G0001

REMARKS: *Nature of Emergency:* The youth is currently in detention, and cannot be released into the community because of risk. The youth has behavioral and psychological challenges with a history of being AWOL.

Basis for Selection: The Eagleton School has unique services that will benefit this youth. The court ordered the youth into this placement because in-state resources have been exhausted.

RESIDENT BUSINESS: No **TAX COMPLIANCE NO:** 13-1981-0110

BOARD OF PUBLIC WORKS ACTION:	THIS REPORT WAS:
 ACCEPTED	REMANDED
WITH DISCUSSION	 WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS**August 21, 2013****Appendix****Secretary's Agenda**

Contact: Joselyn M. Hopkins (410) 339-5013
 jmhopkins@dpscs.state.md.us

REPORT OF EMERGENCY PROCUREMENT**ITEM: Appendix 7****DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES**

Maryland Correctional Institution for Women

CONTRACT ID: Substance Abuse Treatment Services
 ADPICS No. Q00P3407133

CONTRACT TYPE: Services

DESCRIPTION: Provide substance abuse treatment services at the
 Maryland Correctional Institution for Women

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: May 7, 2013

BIDS:

Interdynamics, Inc.	Lanham, MD	\$394,145
Gaudenzia, Inc.	Norristown, PA	\$313,470

AWARD: Interdynamics, Inc.

AMOUNT: \$394,145.45

AWARD DATE: 06/19/2013

TERM: 9 months

MBE PARTICIPATION: 100% (Contractor is a certified MBE)

FUND SOURCE: 100% General Funds
 Appropriation Code: S3910 8185

BOARD OF PUBLIC WORKS

August 21, 2013

Appendix

Secretary's Agenda

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 7 (cont'd)

REMARKS:

Nature of Emergency: DPSCS terminated a substance abuse treatment contract with Second Genesis, Inc. due to performance issues and determined that an emergency procurement was necessary to procure these critical services. Substance abuse treatment services are provided to 75 female inmates. The services include a comprehensive, patient centered/case management therapeutic community delivery system for DPSCS.

Basis for Selection: DPSCS determined it was in the best interest of the State to award the contract to Interdynamics, Inc. based on the level of experience and certification of their proposed staffing and the contractor's past performance.

TAX COMPLIANCE NO.: 13-1799-1111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS**August 21, 2013****APPENDIX****SECRETARY'S AGENDA**

Contact: S.K. Kulkarni, P.E. (410) 585-3027
 Skkulkarni@dpscs.state.md.us

REPORT OF EMERGENCY PROCUREMENT**ITEM: Appendix 8****DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES**

Division of Capital Construction and Facilities Maintenance
 Baltimore Central Booking and Intake Center

CONTRACT ID: Emergency Video Recording Systems Upgrade
 Contract No. KU-000-030-C01/ADPICS No. Q00P3407611

DESCRIPTION Upgrade video recording systems at Baltimore Central Booking and Intake Center

DATE EMERGENCY DECLARED June 3, 2013

AWARD Norment Security Group, Inc.

AMOUNT \$ 554,564

AWARD DATE June 3, 2013

TERM June 3, 2013 – October 31, 2013

MBE PARTICIPATION 0%

FUND SOURCE DPSCS AY14, PCA V 4410, Fund 01, aobj 1413

REMARKS: *Nature of Emergency:* The existing video recording systems were not functioning, creating a security and life safety issue. An upgrade to the video recording systems was essential to avoid serious damage to public safety.

Basis For Selection: Norment Security Group was the only contractor who could upgrade the video recording systems in the time required.

TAX COMPLIANCE NO. 13-1893-1111

RESIDENT BUSINESS Yes

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS

August 21, 2013

Appendix

Secretary's Agenda

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 9 (cont'd)

REMARKS:

Nature of Emergency: A cell phone managed access system is critical to prohibit the use of contraband cellphones by inmates at the Baltimore City Detention Center. The cell phone managed access system will be used as one of many tools to stop gang activity inside the facility.

Basis for Selection: DPSCS selected Tecore Networks because its cell phone managed access system was installed, tested and deemed successful in prohibiting illegal cell phone use by inmates at DPSCS's Metropolitan Transition Center.

TAX COMPLIANCE NO.: 13-1677-1111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

BOARD OF PUBLIC WORKS**AUGUST 21, 2013****APPENDIX****SECRETARY'S AGENDA**

Contact: Gary R. Lockett 410-385-4833
glockett2@marylandports.com

REPORT OF EMERGENCY PROCUREMENT**ITEM: Appendix 10****DEPARTMENT OF TRANSPORTATION**

Maryland Port Administration

CONTRACT ID: Emergency Repairs to Shed #10
South Locust Point Marine Terminal
513230/ADPICS NO.: P513230

CONTRACT TYPE: Construction

DESCRIPTION: Remove and replace remaining damaged roof panels; install bar joist and related bridging, gutters, downspouts; install new roof

PROCUREMENT METHOD: Emergency

DATE EMERGENCY DECLARED: June 10, 2013

AWARD: Plano-Coudon Construction, Inc.
Baltimore, Maryland

AMOUNT \$592,359

CONTRACT AWARD DATE: June 11, 2013

TERM: 90 Calendar Days

MBE PARTICIPATION: 0%

FUND SOURCE: 100% Special Funds budgeted to MPA
Appropriation Code: CTP 16280040

BOARD OF PUBLIC WORKS

AUGUST 21, 2013

APPENDIX

SECRETARY’S AGENDA

REPORT OF EMERGENCY PROCUREMENT

ITEM: Appendix 10 (cont’d)

REMARKS:

Scope of Work: Contractor will remove and replace damaged roof panels, install bar joist and related bridging, gutters, and downspouts; install flexible flashing expansion joint for new roof to existing tie-in; install new roof according to specifications; ensure all trims are custom-made to MPA standards. The roof replacement method will carry a full 20-year manufacturer’s warranty.

Nature of Emergency: An EF0 tornado ripped the metal roofing off the loading dock canopy and building of Shed #10 at the South Locust Point Marine Terminal. The storm also upended an employee break trailer. There were no injuries reported, and the fire department mitigated any safety concerns. MPA electricians shut off electrical units that had become disengaged. Further severe weather conditions threatened and the damage already sustained required immediate attention.

Basis for Selection: The MPA determined that the contractor has the necessary resources, expertise, and experience to make the repairs in a timely manner. The contractor was currently working in the building and has performed satisfactorily in the past on similar repair work. The contractor could immediately mobilize resources on-site, mitigating safety concerns involving MPA employees and reducing extra cost. This contractor’s suitability to immediately address the emergency precluded a reasonable and timely search for an MBE prime contractor to compete for the work.

TAX COMPLIANCE NO.: 13-19891111

RESIDENT BUSINESS: Yes

BOARD OF PUBLIC WORKS ACTION:

THIS REPORT WAS:

ACCEPTED

REMANDED

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA

August 21, 2013

ITEM 1A
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM

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

Recommendation: Approval to commit \$62,000 for the following **development** project.

Canal Place Community Playground Development I - \$62,000
City of Cumberland, Allegany County CPP #6089-1-267 MD20130528-0345

Background: Install a transportation-themed modular playground apparatus, picnic tables, trash receptacles, benches, and signage at Canal Place. The playground equipment will be for ages 5-12. The picnic tables and play equipment will be handicapped-accessible. Native trees will be planted for additional shade and to inhibit run off.

Fund Source: Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Community Parks and Playgrounds
Source Code: 13078 Item 078 \$62,000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

August 21, 2013

**ITEM 2A
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM**

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

Recommendation: Approval to commit \$75,000 for the following **development** projects.

1. ***Church Playground Update and Replacement - \$25,000***
Town of Federalsburg, Caroline County CPP #6109-5-175 MD20130612-0410

Background: Replace outdated playground equipment with new handicapped-accessible equipment at Church Park located along the northern part of the Marshyhope Creek Greenway Trail.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Community Parks and Playgrounds
Source Code: 13078 Item 078 \$25,000

2. ***Hillsboro Playground/Walking Path - \$50,000***
Town of Hillsboro, Caroline County CPP #6110-5-176 MD20130612-0411

Background: Install new recreation shelters, benches, picnic tables, and trash receptacles along the existing walking trail at Hillsboro Town Park.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Community Parks and Playgrounds
Source Code: 13078 Item 078 \$50,000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

August 21, 2013

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

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

Recommendation: Approval to commit \$78,000 for the following **development** project.

Charlestown Athletic Complex - \$78,000

Town of Charlestown, Cecil County CPP #6105-7-249 MD20130529-0349

Background: Renovate basketball and tennis courts at Charlestown Athletic Complex to include removal, repavement, and repainting court surfaces.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Community Parks and Playgrounds
Source Code: 13078 Item 078 \$78,000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA

August 21, 2013

ITEM 4A
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM

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

Recommendation: Approval to commit \$257,000 for the following **development** projects.

- 1. *Friendship Park Development Phase I - \$55,000*
Town of East New Market, Dorchester County CPP #6111-9-157 MD20130612-0412

Background: Develop the new 12.6 acre Friendship Park. This first phase of development for the park includes a children’s play space and dog park.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Community Parks and Playgrounds
Source Code: 13078 Item 078 \$55,000

- 2. *Great Marsh Park: New Play Trail Project - \$202,000*
City of Cambridge, Dorchester County CPP #6112-9-158 MD20130612-0413

Background: Install eight play stations with safety surfacing along the existing ½ mile jogging/walking path at Great Marsh Park.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Community Parks and Playgrounds
Source Code: 13078 Item 078 \$202,000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA

August 21, 2013

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

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

Recommendation: Approval to commit \$84,250 for the following **development** projects.

- 1. *Emmitsburg Community Park Pool: ADA Chair Lift - \$13,000*
Town of Emmitsburg, Frederick County CPP #6107-10-333 MD20130613-0417

Background: Install two handicapped-accessible chair lifts into the Emmitsburg Community Park pool.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Community Parks and Playgrounds
Source Code: 13078 Item 078 \$13,000

- 2. *Doub’s Meadow Park: Soccer Field Parking - \$60,000*
Town of Myersville, Frederick County CPP #6108-10-334 MD20130613-0418

Background: Construct parking lot to access soccer fields on west side of Doub’s Meadow Park.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Community Parks and Playgrounds
Source Code: 13078 Item 078 \$60,000

- 3. *Wiles Branch Park: Basketball Court Resurfacing - \$11,250*
Town of Middletown, Frederick County POS #6106-10-332 MD20130612-0416

Background: Resurface and re-mark basketball court at Wiles Branch Park.

Maryland Consolidated Capital Bond Loan of 2012, Chapter 444, Acts of 2012
Program Open Space – Local, Prior Funds Replacement
Source Code: 12057 Item 057 \$11,250

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA

August 21, 2013

ITEM 6A
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM
PROGRAM OPEN SPACE LOCAL SHARE

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

Recommendation: Approval to commit \$17,000 for the following **development** projects.

- 1. *Friendsville Community Park Improvements: Sand/Volleyball Court - \$9,000*
Town of Friendsville, Garrett County CPP #6090-11-199 MD20130528-0346

Background: Develop regulation-size, sand-lot volleyball court at 18 acre Friendsville Community Park.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Community Parks and Playgrounds
Source Code: 13078 Item 078 \$9,000

- 2. *Avilton Community Association Pavilion and Playground Improvements - \$8,000*
Garrett County POS #6066-11-195 MD20130111-0030

Background: Install additional playground equipment and construct pavilion at Avilton Community Association Public Playground. Site improvements will provide additional recreational opportunities for Garrett County citizens. Funding of \$22,000 previously approved by the Board of Public Works. DNR-RP Item 2A (March 6, 2013)

Fund Source:

Maryland Consolidated Capital Bond Loan of 2012, Chapter 444, Acts of 2012
Program Open Space – Local, Prior Funds Replacement
Source Code: 12057 Item 057 \$1,141.45

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Program Open Space – Local, Prior Funds Replacement
Source Code: 13080 Item 080 \$6,858.55

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

August 21, 2013

**ITEM 7A
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM**

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

Recommendation: Approval to commit \$82,000 for the following **development** project.

Greenspring Park Playground Renovation - \$82,000
City of Greenbelt, Prince George's County CPP #6096-16-762 MD20130612-0409

Background: Renovate playground facilities at Greenspring Park to comply with Americans with Disabilities Act and current National Playground Safety Standards.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Community Parks and Playgrounds
Source Code: 13078 Item 078 \$82,000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA

August 21, 2013

ITEM 8A
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM

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

Recommendation: Approval to commit \$168,000 for the following **development** project.

Manokin River Park Development - \$168,000
Town of Princess Anne, Somerset County CPP #6113-19-90 MD20130612-0414

Background: Install playground equipment, a picnic pavilion, and associated park improvements, including bio-retention area, at Manokin River Park.

Fund Source:
Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Community Parks and Playgrounds
Source Code: 13078 Item 078 \$168,000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA

August 21, 2013

ITEM 9A
COMMUNITY PARKS AND PLAYGROUNDS PROGRAM

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

Recommendation: Approval to commit \$96,000 for the following **development** projects.

- 1. **Henry Park Basketball Courts - \$66,000**
Town of Berlin, Worcester County CPP #6114-23-228 MD20130612-0415

Background: Replace three existing basketball courts at Henry Park and install new park amenities including lighting, spectator stands, and goals. These courts are over 20 years old and in poor condition. Replacing the courts will restore them to safe conditions and the added amenities will increase park use. The proposed outdoor recreational lighting system is designed to perform its intended function, be energy efficient, and minimize light pollution.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Community Parks and Playgrounds
Source Code: 13078 Item 078 \$66,000

- 2. **Ocean City Skate Park: Ocean Bowl - \$30,000**
Town of Ocean City, Worcester County CPP #6115-23-229 MD20130613-0419

Background: Construct a 30’x25’x25’ shade shelter in the northeastern corner of the skate park. The shelter is designed to provide the participants with refuge from the sun, heat and severe weather conditions. The area will also serve as a watering station and platform for judges during competitions.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Community Parks and Playgrounds
Source Code: 13078 Item 078 \$30,000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

August 21, 2013

**ITEM 10A
RURAL LEGACY PROGRAM GRANTS
*Fiscal Year 2014***

Contact: Emily Wilson
ewilson@dnr.state.md.us
(410) 260-8436

Recommendation: The Department of Natural Resources recommends that the Board of Public Works approve:

- Expanding five Rural Legacy Areas; and
- Fifteen Rural Legacy grants totaling \$13.512 million in Fiscal Year 2014 appropriations.

Background: The Rural Legacy Program is designed to preserve large blocks of contiguous open space that are among the State's most valuable because of the existence of a multitude of agricultural, forestry, natural and cultural resources. To protect these resources, the Rural Legacy Program, acting through local government or private land trust sponsors, purchases conservation easements or fee simple interests in real property from willing property owners, based on Rural Legacy Plans that have been reviewed by the Rural Legacy Advisory Committee and approved by the Rural Legacy Board.

DNR will submit individual contracts to purchase conservation easements/fee simple interests to the Board of Public Works as the specific transactions arise.

Authority: Subtitle 9A - Rural Legacy Program, Natural Resources Article, Annotated Code of Maryland.

1. Agricultural Security Corridor Rural Legacy Area: *Caroline, Cecil, Dorchester, Kent and Talbot Counties*

Grant of \$1,120,000 to acquire conservation easements and fee simple interests to protect a range of resources that includes forests, farmland, wetlands, historic sites, and endangered species habitat in the Agricultural Security Corridor in five counties on the Eastern Shore. Conservation of property in this Area will support the local resource-based economy, including agricultural production of grains and hay and dairy, beef and poultry operations. The Board approved the designation of the Agricultural Security Corridor Rural Legacy Area in 1998.

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

August 21, 2013

ITEM 10A (con't)

RURAL LEGACY PROGRAM GRANTS

2. Anne Arundel South Rural Legacy Area: *Anne Arundel County*

Grant of \$1,650,000 to acquire conservation easements and fee simple interests to protect agricultural, woodland, natural and cultural resource values and tributaries to the Chesapeake Bay and Patuxent River. The Board approved the designation of the Anne Arundel South Rural Legacy Area in 2000.

3. Coastal Bays Rural Legacy Area: *Worcester County*

Expansion of Rural Legacy Area to include 2,352 acres of prime farmland that will build on protection of the scenic view from MD Route 12. Protection of these acres will link two significant Wetland Reserve Program projects established to the north (500+ acres) and to the south (100+ acres) of the proposed expansion. The Board approved the designation of Coastal Bays Rural Legacy Area in 1998.

4. Deer Creek Rural Legacy Area (Formerly Lower Deer Creek): *Harford County*

Grant of \$1,456,000 to acquire conservation easements and fee simple interests within the watershed of Deer Creek River, a State-designated Scenic River, and adjacent to Rocks-Susquehanna State Park to protect historic farmland, forests, natural and cultural areas. This Area is located within the Lower Susquehanna Heritage Greenway, a certified Maryland Heritage Area. The Board approved the designation of the Lower Deer Creek Rural Legacy Area in 1999.

5. Dividing Creek Rural Legacy Area: *Somerset and Worcester Counties*

Grant of \$1,000,000 to acquire easements and fee simple interests to protect significant woodland, farmland and wetlands. The Area includes one of the most pristine and ecologically significant watershed basins on the mid-Atlantic. It includes exemplary plant and wildlife habitat, prime farmland and large blocks of working forests and over 10 miles of shoreline of Dividing Creek. It connects the existing 3,663 acres of already protected lands in the watershed. The Board approved the designation of the Dividing Creek Rural Legacy Area in 2008.

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

August 21, 2013

ITEM 10A (con't)

RURAL LEGACY PROGRAM GRANTS

6. Huntersville: *St. Mary's County*

Expansion of Rural Legacy Area to include 553 acres that will provide additional protection to scenic views along MD Route 5 and protect Persimmon Creek first order tributaries and FIDS habitat. The Board approved designation of the Huntersville Rural Legacy Area in 1998.

7. Little Pipe Creek Rural Legacy Area: *Carroll County*

- **Expansion** of Rural Legacy Area to include one 32-acre scenic historic property. Protection of these acres will complete a permanent gateway and rustic transition to Historic Uniontown. Union troops were encamped on this property prior to the march to Gettysburg in 1863. Many Civil War relics have been found on-site.
- **Grant** of \$650,000 to acquire conservation easements and fee simple interests to protect farmland, woodland, natural and cultural land within the Little Pipe Creek and upper Monocacy River Watersheds. Conservation within the Area will provide water quality benefits not only for the two watersheds, but also for the underground aquifers that supply many residents with drinking water. The Board approved the designation of the Little Pipe Creek Rural Legacy Area in 1998.

8. Mattapaney Rural Legacy Area: *St. Mary's County*

Grant of \$370,000 to acquire conservation easements and fee simple interests to protect the Area's rich farmland, forests, wetlands, historic sites, and wildlife habitat. Conservation within the Area will provide water quality benefits to the Chesapeake Bay and the St. Mary's River watershed. The Board approved the designation of the Mattapaney Rural Legacy Area in 2006.

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

August 21, 2013

ITEM 10A (con't)

RURAL LEGACY PROGRAM GRANTS

9. Mid-Maryland Frederick Rural Legacy Area: *Frederick County*

- **Expansion** of Rural Legacy Area to include two properties totaling 236 acres. Acquiring these acres provides additional protection to the Catocin Creek Watershed, a high value Recreational Trout Waters stream. It also provides additional viewshed protection from I-340 and the Appalachian Trail
- **Grant** of \$1,731,000 to acquire conservation easements and fee simple interests to protect farmland, forestland, Civil War historic sites and a greenbelt around the historic Town of Burkittsville. Conservation of property in the Area will protect the view surrounding the Appalachian Trail and South Mountain Battlefield State Park, which are nationally significant natural and cultural resources. The Board approved the designation of the Mid-Maryland Frederick Rural Legacy Area in 1998.

10. Mid-Maryland Montgomery Rural Legacy Area: *Montgomery County*

Grant of \$400,000 to acquire conservation easements and fee simple interests to protect farmland, open space, and natural areas. The Area protects farmland, open space and natural resources located within the heart of the County's Agricultural Reserve. The Area contains large contiguous tracts of rural lands, numerous agricultural operations, and forest resources rich in both aquatic and terrestrial wildlife. Conservation within the Area provides water quality benefits to the Potomac River, a Maryland designated Scenic River. The Board approved the designation of Mid-Maryland Montgomery Rural Legacy Area in 1998.

11. Mid-Maryland Washington Rural Legacy Area: *Washington County*

Grant of \$1,245,000 to acquire conservation easements and fee simple interests to protect farmland, forests and Civil War sites within view of Washington Monument State Park, South Mountain Battlefield State Park, Antietam National Battlefield and its approaches. Conservation within the Area will provide water quality benefits to the Potomac River, a Maryland designated Scenic River. The Board approved the designation of the Mid-Maryland Washington Rural Legacy Area in 1998.

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

August 21, 2013

**ITEM 10A (con't)
RURAL LEGACY PROGRAM GRANTS**

12. Mountain Ridge Rural Legacy Area: *Allegheny County*

Grant of \$50,000 to acquire easements and fee simple interests of significant woodland, farmland and wetlands. Situated within the Ridge & Valley Physiographic Province where it meets the Allegheny Front, the first rural legacy area in Allegheny County includes large blocks of unbroken forest, pristine ecologically significant areas and historic sites. It includes exemplary plant and wildlife habitat, and is an important migration corridor and perhaps the most significant golden eagle flyway in the state. The Area is delineated around 10,163 acres of existing protected lands which may be further connected and consolidated, forming a greenway potentially linking ridgetops in West Virginia with Pennsylvania, as well as westward into the Allegheny Plateau. The Board approved the designation of Mountain Ridge Rural Legacy Area in 2010.

13. Nanticoke Rural Legacy Area: *Dorchester County*

- **Expansion** of Rural Legacy Area to include 4,100 acres to establish final growth boundaries around the town of Vienna as part of the public vision for the Town through its comprehensive planning process. The expansion area is a mixture of valuable farmland, forest and also contains three State Designated Ecologically Sensitive Areas.
- **Grant** of \$1,000,000 to acquire conservation easements and fee simple interests to protect forest, agricultural, natural areas and shoreline in Dorchester County. The Area includes one of the most pristine and ecologically significant watershed basins on the mid-Atlantic. It includes exemplary plant and wildlife habitat and over 16 miles of shoreline along the Nanticoke River and Marshyhope Creek. The Area will provide a greenbelt around the rural historic village of Vienna. The Board approved designation of the Nanticoke Rural Legacy Area in 2001.

14. Patuxent-Prince George's Rural Legacy Area: *Prince George's County*

Grant of \$1,000,000 to acquire conservation easements and fee simple interests to protect farmland, forests natural areas and historic properties. The Patuxent River Rural Legacy Area of Prince George's County encompasses farmland, forests and natural resources along the Patuxent River watershed between Route 50 and Hughesville. It contains rural scenic roads, historic villages, farmland, forests, the Patuxent River Park, Patuxent River Natural Resource Management Area, and the Merkle Wildlife Management Area at Jug Bay. The Area is also rich in historic structures, many of which have been acquired for public use in the Patuxent Park system. The Board approved the designation of the Patuxent-Prince George's Rural Legacy Area in 1998.

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

August 21, 2013

**ITEM 10A (con't)
RURAL LEGACY PROGRAM GRANTS**

15. Piney Run Rural Legacy Area: *Baltimore County*

Grant of \$960,000 to acquire conservation easements and fee simple interests to protect farmland, forests, natural areas and historic properties within and near National Register Historic Districts. Conservation within the Area will provide water quality benefits to the Prettyboy and Loch Raven Reservoirs, two of the drinking supply reservoirs for the Baltimore Metropolitan Area. The Board approved the designation of the Piney Run Rural Legacy Area in 1998.

16. Quantico Rural Legacy Area: *Wicomico County*

Grant of \$560,000 to acquire conservation easements and fee simple interests to protect forests, farmland, pristine creek and wintering waterfowl habitat and historic villages. Conservation within the Area will provide water quality benefits to Quantico Creek, part of the Nanticoke Watershed Greenway. The Board approved the designation of the Quantico Creek Rural Legacy Area in 2000.

17. Zekiah Rural Legacy Area: *Charles County*

Grant of \$320,000 to acquire conservation easements and fee simple interests to protect farmland, forests and natural and historic properties contiguous to Zekiah Run. This Area contains the largest natural hardwood swamp in the State and is considered by the Smithsonian Institute to be one of the most important ecological areas on the East Coast. The Board approved the designation of the Zekiah Watershed Rural Legacy Area in 1998.

Fund Source:

Maryland Consolidated Capital Bond Loan of 2013, Chapter 424, Acts of 2013
Rural Legacy Program – 2014
\$8,148,000

Outdoor Recreation Land Loan - 2013, Chapter 423, Acts of 2013
Rural Legacy Program – 2014
\$5,364,000

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA

August 21, 2013

ITEM 11A
RURAL LEGACY PROGRAM FUNDS

Contact: Emily Wilson
ewilson@dnr.state.md.us
(410) 260-8436

Recommendation: Approval to grant \$1,062,788 to the Charles County Board of County Commissioners for the following project from Rural Legacy Funds.

*Zekiah Rural Legacy Area
Posey Property*

Background: The Board of Public Works previously authorized a \$1 million FY 2010 grant and a \$857,284 FY 2011 grant for easement acquisitions for the Zekiah Rural Legacy Area.

POS Item 10A (Dec. 16, 2009)
POS Item 11A (Sept. 1, 2010)

Project Description: Acquisition of this 224.51-acre conservation easement in Charles County will protect productive forest lands and 1,400 feet of stream buffer along Zekiah Swamp Run, a Potomac River tributary. The County Commissioners of Charles County will hold this easement.

Easement Value: \$1,028,481
(\$4,581 per acre)

Total Other Costs: \$ 34,307

Administrative: \$ 30,854
Incidental: \$ 3,453 (Title Work/Insurance)

Amount Requested: \$1,062,788

Fund Source:
Maryland Consolidated Capital Bond Loan of 2012, Chapter 444, Acts of 2012
Rural Legacy Program - 2013
Source Code: 12060 Item 060 \$1,062,788

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

SUPPLEMENT A
DEPARTMENT OF NATURAL RESOURCES REAL PROPERTY
ACTION AGENDA

August 21, 2013

Contact: Emily Wilson
ewilson@dnr.state.md.us
(410) 260-8436

ITEM 12A
RURAL LEGACY PROGRAM FUNDS

Recommendation: Approval to grant \$152,129 to Worcester County for the following project from Rural Legacy Funds.

Coastal Bays Rural Legacy Area
Greenwood Property

Background: The Board of Public Works previously authorized a \$1,000,000 FY 2010 grant for easement acquisitions for the Coastal Bays Rural Legacy Area. POS Item 10A (Dec. 16, 2009)

Project Description: Acquisition of this 121.64-acre conservation easement will protect productive agricultural and forest lands. The County Commissioners of Worcester County and the United States of America will hold this easement.

Easement Value: \$267,500
(\$2,199 per acre)

Federal Contribution: \$133,750 (U.S.D.A./Farm and Ranchlands Protection Program)

Total Other Costs: \$18,379

Administrative: \$ 8,025
Incidental: \$ 6,342 (\$ 700 Title Work/Insurance
\$4,400 Appraisals
\$1,242 Settlement fees)

Program Compliance: \$ 4,013

Amount Requested: \$152,129

Fund Source:
Outdoor Recreation Land Loan - 2009, Chapter 335, Acts of 2008
Rural Legacy Program - 2009
Source Code: 09025 Item 025 \$ \$152,129

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

August 21, 2013

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

Contact: Emily Wilson
ewilson@dnr.state.md.us
(410) 260-8436

*Robert Wayne & Darleen Clara Rounds - \$405,000
Stabilization Costs - \$40,500; Garrett County, POS #4206*

Reference: That the Board of Public Works approve the acquisition in fee simple of 106 +/- acres located in Garrett County. The property is mostly agricultural lands, but will be allowed to reforest, linking two large tracts of the Savage River State Forest. Acquisition will protect Bear Pen Run, a Brook Trout Stream. The property scored 148 under the Program Open Space Targeting System and is located in a Target Ecological Area. This project meets the criteria of Chapter 419, Laws of Maryland 2009 because of its extraordinary environmental value and its location.

Stabilization: Approval is requested also to use up to \$40,500 in POS stabilization funds to raze all structures (house and barn). See Section 5-903(f) of the Natural Resources Article.

County Approval: The Commissioners of Garrett County approved this acquisition. See Section 5-207(a)(1) of the Natural Resources Article.

Grantor: Robert Wayne Rounds and Darleen Clara Rounds

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

Property: 106 +/- acres, unimproved

Price: \$405,000

Appraisals: \$331,000 (2/2/13) – Giuliana M. Van Tyne - Reviewed by David Wallenberg
\$405,000 (1/30/13) – Michael P. Goodfellow - Reviewed by David Wallenberg

Fund Source:

POS Acquisition Opportunity Loan – 2009, Chapter 419, Acts of 2009

Source Code: 50009 Item 500 \$405,000

Outdoor Recreation Land Loan – 2010, Open Space – State-Side, Chapter 484, Acts of 2009

Source Code: 44510 Item 445 \$40,500

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

August 21, 2013

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

Contact: Emily Wilson
ewilson@dnr.state.md.us
(410) 260-8436

*Millie Lake, et al. - \$525,000
Dorchester County, POS #4392*

Reference: That the Board of Public Works approve the acquisition of a conservation easement to protect 221 +/- acres in Dorchester County. This is DNR's first Coastal Resilience Easement and the first to preserve property along the Harriet Tubman Underground Railroad National Historical Park and Scenic Bi-way. The easement will protect areas for wetlands to migrate as sea level rises. The property is partly forested and partly used for agriculture. The forested portions provide habitat for the Delmarva fox squirrel, a federal endangered species. The property has historical significance as it was part of the Brodess Plantation, where Harriet Tubman was once enslaved.

The property is located within a Wetland Adaptation Area and part of the property is located within a Target Ecological Area and has received an ecological ranking of 76 under the Program Open Space Targeting System. This project will mitigate the affects of sea level rise in the area and preserve a property of historic significance.

Grantor: Millie Lake; the Estates of: Fred Douglas Lake, Victoria L. Waters; and the Florence Lake Butler Trust

Grantee: The State of Maryland to the use of the Department of Natural Resources and the Eastern Shore Land Conservancy.

Property: 221 +/- acres, unimproved

Price: \$525,000

Appraisals: \$475,000 (7/25/12) – William J. Lefort - Reviewed by David Wallenberg
\$663,000 (7/2/12) – Bruce D. DiCintio - Reviewed by David Wallenberg

Fund Source:

POS Acquisition Opportunity Loan – 2009, Chapter 419, Acts of 2009
Source Code: 50009 Item 500 \$525,000

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

August 21, 2013

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

Special Conditions:

Program Open Space will reimburse The Eastern Shore Land Conservancy for due diligence costs as follows:

Administrative Fee 3%	\$15,750
Appraisals	\$ 8,550
<u>Survey</u>	<u>\$15,000 (not to exceed)</u>
 Total	 \$39,300

Reimbursements:

POS Acquisition Opportunity Loan – 2009, Chapter 419, Acts of 2009
Source Code: 50009 Item 500 \$39,300

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

August 21, 2013

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

Contact: Emily Wilson
ewilson@dnr.state.md.us
(410) 260-8436

*Robert T. & Wanda J. Ginn - \$90,500
Worcester County, POS #4196*

Reference: That the Board of Public Works approve the acquisition in fee simple of 37 +/- acres located in Worcester County. This entirely forested property is outstanding Forest Interior Dwelling Species habitat and will be added to Pocomoke State Forest. Acquisition will resolve management issues as the property is entirely surrounded by DNR lands.

The property scored 92 under the Program Open Space Targeting System and is located in a Target Ecological Area. This project meets the criteria of Chapter 419, Laws of Maryland 2009 because of its extraordinary environmental value and its location.

Grantor: Robert T. Ginn and Wanda J. Ginn

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

Property: 37 +/- acres, unimproved

Price: \$90,500

Appraisals: \$75,000 (2/13/13) – LouAnne Cline - Reviewed by David Wallenberg
\$95,000 (1/29/13) – William J. Lefort - Reviewed by David Wallenberg

Fund Source:

POS Acquisition Opportunity Loan – 2009, Chapter 419, Acts of 2009
Source Code: 50009 Item 500 \$90,500

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

August 21, 2013

**ITEM 16A
PROGRAM OPEN SPACE STATE SHARE**

Contact: Emily Wilson
ewilson@dnr.state.md.us
(410) 260-8436

*Ronald R. & Shirley A. Hartsoe - \$323,400
Harford County, POS #4081*

Reference: That the Board of Public Works approve the acquisition in fee simple of 35 +/- acres in Harford County. The forested property is located on Deer Creek and is contiguous to Palmer State Park. Acquisition will protect the watershed, historical resources, and increase recreational opportunities, including water access for fishing, kayaking and canoeing.

The property scored 119 under the Program Open Space Targeting System and is located in a Target Ecological Area. This project meets the criteria of Chapter 419, Laws of Maryland 2009 because of its extraordinary environmental value and its location.

Grantor: Ronald R. Hartsoe & Shirley A. Hartsoe

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

Property: 35 +/- acres, unimproved

Price: \$323,400

Appraisals: \$318,000 (11/29/12) – Stephen H. Muller - Reviewed by David Wallenberg
\$356,000 (11/27/12) – Bernard A. Page, Jr. - Reviewed by David Wallenberg

Fund Source:

POS Acquisition Opportunity Loan – 2009, Chapter 419, Acts of 2009
Source Code: 50009 Item 500 \$323,400

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

August 21, 2013

**ITEM 17A
PROGRAM OPEN SPACE STATE SHARE**

Contact: Emily Wilson
ewilson@dnr.state.md.us
(410) 260-8436

*James F. Dinkel - \$35,500
Allegany County, POS #3757*

Reference: That the Board of Public Works approve the acquisition in fee simple of 10 +/- acres located in Allegany County. The forested property is outstanding Forest Interior Dwelling Species habitat and will be added to Green Ridge State Forest. Acquisition also provides a buffer for the headwaters of Flat Run, a tributary of Fifteen Mile Creek. The property is an in-holding within Green Ridge State Forest; acquisition will improve the management of DNR boundaries.

The property scored 102 under the Program Open Space Targeting System and is located in a Target Ecological Area. This project meets the criteria of Chapter 419, Laws of Maryland 2009 because of its extraordinary environmental value and its location.

Grantor: James F. Dinkel

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

Property: 10 +/- acres, unimproved

Price: \$35,500

Appraisals: \$18,000 (3/29/13) – Leslie U. Hutzell - Reviewed by David Wallenberg
\$45,000 (3/22/13) – Karen H. Belinko - Reviewed by David Wallenberg

Fund Source:

POS Acquisition Opportunity Loan – 2009, Chapter 419, Acts of 2009
Source Code: 50009 Item 500 \$35,500

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

SERVICES CONTRACT

ITEM: 1-S **Agency Contact:** Brian Robinson
410-767-1112
bmr@ooa.state.md.us

DEPARTMENT/PROGRAM: Maryland Department of Aging (MDoA)

CONTRACT ID: Community Foundation of the National Capital
Region (CFNCR)
ADPICS # D26B3400010

CONTRACT DESCRIPTION: Request that the contract to provide conference
funding clearinghouse functions be declared void in accordance with § 11-204(b)(2) of the State
Finance and Procurement Article and COMAR 21.03.01.02(A).

AWARD: Community Foundation of the National Capital
Region
Washington, DC

TERM: 12/20/2011 – 12/31/2012

AMOUNT: \$134,050

PROCUREMENT METHOD: Sole Source

BIDS OR PROPOSALS: N/A

MBE PARTICIPATION: None

PERFORMANCE SECURITY: None

INCUMBENT: None

REQUESTING AGENCY REMARKS: The MDoA requests the Board of Public Works
declare this agreement void for the following reasons:

- In December 2011, MDoA engaged the Community Foundation of the National Capital
Region (CFNCR) to provide support services for the Innovations in Aging Exposition
(the Expo).¹ No formal contract was ever signed by both parties.

¹ MDoA was the main sponsor of the Innovations in Aging Exposition held at the Gaylord National Resort and
Convention Center on May 3 – 5, 2012.

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

ITEM: 1-S (Cont.)

- CFNCR provided MDoA with the following services:
 - Negotiations and contract arrangements with the Expo hotel venue;
 - Recruitment of Expo sponsors, patrons, and vendors;
 - Collection of Expo registration and exhibitor fees and sponsor funds; and
 - Administration of Expo expenses.
- In April 2012 when it was determined that the revenue for the Expo would not be sufficient to meet expenses, MDoA and CFNCR entered into a memorandum of understanding (MOU).
- State law mandates that the services performed by CFNCR for MDoA be procured pursuant to Division II, State Fin. & Proc. See State Fin. & Proc. § 11-202. Division II mandates the inclusion of a number of written provisions in any procurement contract, and, in general, oral contracts are not enforceable against the State. See, e.g., State Fin. & Proc. § 13-218; State Gov't § 12-201(a). The MOU was not performed pursuant to State procurement law and did not contain the mandatory written procurement contract provisions. As such, both the oral procurement contract and the MOU between MDoA and CFNCR should be declared void. See State Fin. & Proc. § 11-204(a).
- The law provides, however, that “[w]henver a procurement contract is void . . . , the contractor shall be awarded compensation for actual expenses reasonably incurred under the procurement contract, plus a reasonable profit, if the contractor: (i) acted in good faith; (ii) did not directly contribute to a violation of [State procurement law]; and (iii) had no knowledge of the violation before the procurement contract was awarded.” See State Fin. & Proc. § 11-204(b)(2); see also COMAR 21.03.01.02(A).
- MDoA is unaware of any facts upon which it could be found that CFNCR failed to act in good faith, contributed to the lack of a written procurement agreement, or proceeded under the oral contract or MOU despite knowing that they violated State law.
- The oral agreement with CFNCR provided that CFNCR’s administrative fee would be 2% of the funds administered. The total revenue for the Expo, including the \$149,998 from the Department, was \$263,057.91, 2% of which is \$5,261.16.
- In April and June 2012, MDoA paid CFNCR a total of \$149,998 for Expo services and expenses.

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

ITEM: 1-S (Cont.)

- The total of the Expo expenses paid by CFNCR was \$247,110.29, including the \$5,261.16 administrative fee paid to CFNCR. The revenue minus the expenses and fee left a remainder of \$15,947.62, which CFNCR paid back to MDoA. MDoA posted the \$15,947.62 remainder against MDoA's Senior Center Operating Fund as an expense reduction.

In accordance with § 11-204(b)(2) of the State Finance and Procurement Article and COMAR 21.03.01.02(B), MDoA requests approval to award CFNCR \$134,050.38 (\$149,998 less the \$15,947.62 paid back to MDoA) for services for the Expo and administering the Expo funds. This amount reflects the total compensation for actual expenses reasonably incurred under the oral contract and MOU, plus a reasonable profit of \$5,261.16.

FUND SOURCE: 60% General; 40% Federal
APPROP. CODE: A0701D26
RESIDENT BUSINESS: No
MD TAX CLEARANCE: 13-1827-0110

Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

SERVICES CONTRACT

ITEM: 2-S **Agency Contact:** Walt Auburn
410-260-7204
wauburn@energy.state.md.us

DEPARTMENT/PROGRAM: Maryland Energy Administration

CONTRACT ID: Energy Technical Services Provider
ADPICS # DEXB4400001

CONTRACT DESCRIPTION: Provide MEA and participants in its energy efficiency and clean energy programs technical support for the development and implementation of both existing and new energy efficiency, renewable energy and transportation programs.

AWARD: SRA International, Inc.
Fairfax VA

TERM: 8/22/2013 – 8/21/2016 (w/1 one-year renewal option)

AMOUNT: \$6,280,000 Est. (3 Years; Base Term)
\$2,000,000 Est. (1 Year; Renewal Option)
\$8,280,000 Est. Total (4 Years)

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS:

Offerors	Technical Ranking	Financial Price / Ranking	Overall Ranking
SRA International, Inc. Fairfax, VA	1	\$88.55 / 1	1
Newport Partners, Inc. Davidsonville, MD	2	\$105.64 / 2	2

MBE PARTICIPATION: 25%

PERFORMANCE SECURITY: None

INCUMBENT: SENTECH, Inc.
Bethesda, MD
(Now part of SRA International, Inc.)

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

ITEM: 2-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace* and MEA's website. MEA also sent the RFP notice to the Association of Energy Services Professionals, a national organization that provides a network of energy practitioners (vendors, manufacturers and consulting firms) in the energy services industry, and the Energy Coordinating Agency, a non-profit energy organization in Philadelphia that provides energy efficiency services in the city and its surrounding counties.

Five proposals were received in response to the RFP. However, only two proposals were deemed to be susceptible of being selected for award. Two offerors did not properly complete the mandatory MBE documents and were rejected. The third offeror failed to provide adequate documentation to demonstrate its technical capability in the discussions and orals and was thus found to be not reasonably susceptible of being selected for award.

The RFP stated that technical factors and financial factors had equal weight in the overall award determination. The proposal from SRA International, Inc. (SRA) was ranked #1 overall with the higher technical ranking and the lower price. Therefore, award is recommended to SRA as the more advantageous offeror for the State.

This Contract will provide technical and programmatic support in the areas of:

- Building energy efficiency and net zero energy design and improvement best practices and cost-effectiveness;
- Energy-related grant and loan program management;
- Program outreach, promotion, and participant recruitment;
- Program design and implementation;
- Building energy code assistance; and
- Project, policy, and technology energy analysis, assessment, and evaluation.

The Contractor will assist MEA with the design and implementation of grants, loans, and rebate programs and will provide technical assistance to program recipients, both during the application and with project implementation. The SRA Team recently developed energy savings tools, to assist program participants to more easily and accurately determine their estimated project energy savings.

The Contractor will also work with MEA to identify and implement program and energy efficiency measure best practices for the energy reduction in operating the State's low- and moderate-income and market-rate multi-family buildings. SRA staff helped design the Environmental Protection Agency *ENERGY STAR for Multi-family Housing* program and will tailor elements and resources materials from this program for MEA and its multi-family sector.

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

ITEM: 2-S (Cont.)

In support of MEA's Smart Energies Communities Program, in which local governments adopt efficiency and renewable energy policies, the SRA Team may be asked to develop and implement tailored approaches to each community's unique project needs and goals in the most efficient, cost effective manner. The Contractor will conduct walk-through energy audits and evaluations of community buildings, vehicle fleets and land to identify projects that may be cost effectively performed to meet the requirements of the Smart Energy Communities program.

The SRA Team has knowledge and experience in the areas of K-12 architecture, energy efficiency and clean power generation relating to energy conservation best practices, which will a be valuable asset in support of MEA's involvement in Net Zero energy school design and construction.

Lastly, as the current administrator of MEA's Home Performance with ENERGY STAR program, SRA is familiar with all the operations and components of the program and will continue to assist MEA in seeking opportunities for Maryland utilities to adopt proven successful practices under this program.

There is a 0.5% VSBE participation goal. The Veteran subcontractor is projected to provide technical and programmatic support services in the areas of building energy efficiency, renewable energy, and clean transportation programs and initiatives.

This is an indefinite quantity, fixed hourly labor rate contract with a Consumer Price Index adjustment, if applicable, for the renewal option, if exercised. It is also a cost contract for certain marketing materials, supplies, and equipment supplied as specified by task order.

Maryland's reciprocal preference law does not apply because Virginia, the state in which the recommended awardee resides, does not have an in-state preference for this service.

FUND SOURCE: 100% (Strategic Energy Investment Fund)

APPROP. CODE: D13A1308

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 13-1953-1111

Board of Public Works Action - This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

SERVICES CONTRACT

ITEM: 3-S **Agency Contact:** Robert Howells
410-230-8789
Robert.Howells@maryland.gov

DEPARTMENT/PROGRAM: Maryland State Lottery and Gaming Control
Agency (MLGCA)
Product Development Division

CONTRACT IDs: Instant Ticket Games and Related Services
ADPICS #: (See Page 10B)

CONTRACT DESCRIPTION: Three Contracts (one primary and two secondary) to provide Instant Ticket Games (ITGs) and related services to include: ticket design, production, security and delivery to the Lottery's warehouse; delivery of tickets to the Lottery's retailers; and marketing and sales support for ITGs.

AWARDS: *Primary Contractor:*
Pollard Banknote Limited
Winnipeg, Manitoba, Canada
(US Headquarters; Ypsilanti, MI)

Secondary Contractors:
Scientific Games International, Inc.
Alpharetta, GA

GTECH Corporation
Providence, RI

TERM: 9/1/2013 – 8/31/2017 (w/1 three-year renewal option)

AMOUNT: \$23,200,000 Est. (4 Years; Base Contract)
\$19,400,000 Est. (3 Years; Renewal Option)
\$42,600,000 Est. Grand Total (7 Years)
(See Page 10B for details)

PROCUREMENT METHOD: Competitive Sealed Proposals

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

ITEM: 3-S (Cont.)

PROPOSALS:

<u>Offerors</u>	<u>Tech. Rank</u>	<u>Financial Offer (Rank)</u>	<u>Overall Rank</u>
Pollard Banknote Limited Winnipeg, Manitoba, Canada (US Headquarters; Ypsilanti, MI)	1	\$3,884,707 (2)	1
Scientific Games International, Inc. Alpharetta, GA	3	\$3,818,637 (1)	2
GTECH Corporation Providence, RI	2	\$5,181,032 (3)	3

MBE PARTICIPATION: 10% (Primary Contractor only – See Requesting Agency Remarks below)

PERFORMANCE SECURITY: \$1,500,000

INCUMBENTS:

Primary Contractor:
Pollard Banknote Limited Partnership
Winnipeg, Manitoba, Canada

Secondary Contractor:
Scientific Games International, Inc.
Alpharetta, GA

REQUESTING AGENCY REMARKS: A notice of the Request for Proposals (RFP) was advertised on *eMarylandMarketplace.com*. The RFP was sent to ten potential offerors, of which two are Maryland firms and two are MBEs. A copy of the RFP was also sent to the Governor's Office of Minority Affairs.

The RFP allowed for multiple awards: a primary contract and secondary contracts. The primary contractor, Pollard Banknote Limited (Pollard), will be the principal supplier of Instant Ticket Games (ITGs) and related services for the Lottery.

There are two secondary contractors, as indicted in the *Awards* above, to provide ITGs and related services for selected games as determined by the Lottery, on an as-needed basis. The secondary contractors will strictly produce ITGs for the Lottery and will be paid based on a firm-fixed dollar amount per square inch of instant tickets produced.

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

ITEM: 3-S (Cont.)

Three proposals were received for this contract as indicated in the *Proposals* above. Pollard was ranked overall #1 with the highest ranked technical proposal and the second lowest price. The technical differences between Pollard and the lowest priced offeror (ranked third technically) outweighed the slight difference in price (\$66,070 or less than 2%). Technical factors and financial factors had equal weight in the overall award determination. Therefore, it was determined that Pollard Banknote Limited proposed the most advantageous offer to the State and is recommended for the primary contract award.

A financial model was included in the RFP as a basis for comparison of financial offers. The financial offer is an annual amount based upon a model in the RFP that had a component that was a fixed unit price per square inch of instant ticket area produced and a component that was a fixed unit price per delivery to retailer locations, both at estimated quantities. The primary contract establishes a firm-fixed unit price per square inch of instant ticket area produced that will be paid to the contractor for production of ITGs and a firm fixed unit price per delivery that will be paid to the contractor for distribution of instant tickets to retailer locations.

The *Award Amounts* shown on page 10B for the primary contract are based on the Lottery's product plan for estimated quantities and types of ITGs to be produced over the contract's term. *Payments will be made only for the actual quantity of tickets produced and deliveries to retailer locations.*

In addition to the production of ITGs, Pollard will assist the Lottery with the overall operation of its Instant Ticket program. The goal is to increase net Instant Income by providing an on-site account representative, delivery services to the Lottery's retailers and services such as marketing, research and training support.

A 10 % MBE participation goal was established based upon the limited subcontracting opportunities for printing point-of-sale materials, printing and paper supplies and transportation.

FUND SOURCE: 100% Special (Lottery Proceeds)

APPROP. CODE: E75D0001

RESIDENT BUSINESSES: No for all

MD TAX CLEARANCES: See Page 10B

Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 3-S (Cont.)

AMOUNTS/MD TAX CLEARANCES/ADPICS# (Cont.):

<u>Contractor/(Contract #)</u>	<u>Award/Contract Amount *</u>	<u>Maryland Tax Clearance #</u>	<u>ADPICS#</u>
<i>Primary Contractor:</i>			
Pollard Banknote Limited Winnipeg, Manitoba, Canada (US Headquarters; Ypsilanti, MI) (#2013-01P)	\$17,400,000 Est. (4 Years; Base Contract) <u>\$14,550,000</u> Est. (3 Years; Renewal Option) \$30,450,000 Est. Total (7 Years)	13-1913-0000	E75B4400007
<i>Secondary Contractors:</i>			
Scientific Games International, Inc. Alpharetta, GA (#2013-01S1)	\$2,900,000 Est. (4 Years; Base Contract) <u>\$2,425,000</u> Est. (3 Years; Renewal Option) \$5,075,000 Est. Total (7 Years)	13-1914-1111	E75B4400008
GTECH Corporation Providence, RI (#2013-01S2)	\$2,900,000 Est. (4 Years; Base Contract) <u>\$2,425,000</u> Est. (3 Years; Renewal Option) \$5,075,000 Est. Total (7 Years)	13-1915-1111	E75B4400009
<i>Grand Total:</i>			
	\$23,200,000 Est. (4 Years; Base Contract) <u>\$19,400,000</u> Est. (3 Years; Renewal Option) \$42,600,000 Est. Total (7 Years)		

Note: * The *Award Amounts* are based on the Lottery's product plan for estimated quantities and types of Instant Ticket Games to be produced over the contract's term.

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

SERVICES CONTRACT

ITEM: 4-S **Agency Contact:** Gene Nadolny
410-767-5239
nadolnyg@dhmh.state.md.us

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

CONTRACT ID: WIC Program Local Agency in Targeted Areas of
Prince George's County; DHMH-OPASS 14-13398
ADPICS # M00B4400187

CONTRACT DESCRIPTION: Provide WIC program services to 5,200 eligible
residents in Prince George's County targeted areas.

AWARD: Greater Baden Medical Services, Inc.
Brandywine, MD

TERM: 9/23/2013 - 9/22/2018

AMOUNT: \$5,761,000

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS: Only One Proposal Received

MBE PARTICIPATION: None

PERFORMANCE SECURITY: None

INCUMBENT: Same

REQUESTING AGENCY REMARKS: A notice of the availability of the Request For
Proposals (RFP) was advertised in the *eMaryland Marketplace*. Copies of the solicitation
notices were mailed directly to 21 prospective agencies, all of which are Maryland organizations
and included community-health or hospital based organizations. Federal requirements restrict
competition to non-profit organizations.

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

ITEM: 4-S (Cont.)

The Special Supplemental Nutrition Program for Women, Infants and Children (WIC) provides required health and nutrition services, including supplemental foods such as infant formula, to eligible individuals. Under this federally funded program, the contractor will be required to determine program eligibility for pregnant, post-partum and breastfeeding women, infants, and children through the fifth birthday, provide nutrition education, make appropriate referrals to health and social service programs for the applicants, and issue “checks” for nutritious supplemental foods using the WIC Management Information System.

One proposal was received in response to the RFP, and it was determined to be reasonably susceptible of being selected for award. In addition, the Offeror was determined to be responsible, and it was determined that other potential offerors had a reasonable opportunity to respond to the solicitation. No financial proposal was requested because WIC Program providers are reimbursed according to State WIC Regulations. Therefore, award is recommended to Greater Baden Medical Services, Inc. (GBMS), the sole Offeror and incumbent.

Over the past 15 years, GBMS has been the only vendor to respond to the solicitations. Federal requirements restrict this service to only non-profit vendors, and GBMS is the only non-profit vendor in the area qualified to provide these WIC services.

GBMS’s experienced clinical staff provides quality services and excellent customer service to its clients at its three WIC clinics. WIC participants are able to schedule appointments within one day at any of the three clinics, if a participant is experiencing a problem and needs to see WIC staff. GBMS has a successful breastfeeding peer counselor program that uses current and former breastfeeding participants to talk to pregnant women about the rewards of breastfeeding and assist new mothers on how to breastfeed. GBMS’s pediatric and family practice staff also has experience in collaborating with the WIC Program and integrating primary health care and WIC services. The collective experience of the staff is beneficial to the State WIC Office and to the WIC participants it serves.

No MBE participation goal was established for this contract because the majority of funding goes to salaries, and there are very limited subcontracting opportunities available.

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

ITEM: 4-S (Cont.)

FUND SOURCE: 100% Federal

APPROP. CODE: M00F0304

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-1812-1111

Board of Public Works Action - This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

SERVICES CONTRACT

ITEM: 5-S **Agency Contact:** Brendan Clifford
410-767-3550
Brendan.clifford@maryland.gov

DEPARTMENT/PROGRAM: Health and Mental Hygiene (DHMH)
Office of Information Technology

CONTRACT ID.: Data Entry Services
DHMH-OPASS 13-13439
ADPICS # M00B4400196

CONTRACT DESCRIPTION: Provide data entry and 100% document key
verification for Medical Assistance, Breast and Cervical Cancer, Vital Records, and Financial
Services programs.

AWARD: The Data Entry Company (TDEC)
Bethesda, MD

TERM: 9/1/2013 – 8/31/2015 (w/3 one-year renewal
options)

AMOUNT: \$1,242,316 (2 Years: Base Contract)
\$ 631,027 (1 Year; Renewal Option #1)
\$ 79,638 (1 Year; Renewal Option #2)
\$ 80,828 (1 Year; Renewal Option #3)
\$2,033,809 Total (5 Years)

PROCUREMENT METHOD: Multi-Step Competitive Sealed Bidding
(Small Business Reserve)

BIDS: Only One Responsive Bid Received

MBE PARTICIPATION: 21.62% (See Requesting Agency Remarks)

PERFORMANCE SECURITY: N/A

INCUMBENTS: Same

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

ITEM: 5-S (Cont.)

REQUESTING AGENCY REMARKS: A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMaryland Marketplace* (eMM) and posted on 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, only one bid was deemed to be responsive. One bidder proposed a MBE subcontractor that was not a certified MBE with the Maryland Department of Transportation; therefore, its bid was deemed nonresponsive. The three remaining bids were subject to a technical test of data entry capabilities. Two bidders did not pass the technical test and were determined to be not responsible.

This contract requires the services to be provided on a continuous basis with pick-up of paper documents and delivery of electronic files three times per week. In CY2012, the average number of records processed per month was 90,027. The majority of the work processed is payment claims submitted to the Medical Assistance Program by health care providers. Interruption in services would cause delays in payments and potentially cause financial hardship to DHMH customers.

A 20% MBE participation goal has been established for this contract based upon the ability to subcontract some of the data entry services and the courier services. However, the recommended awardee has committed to a 21.62% MBE participation goal.

FUND SOURCE: 52.5% Federal; 47.5% General

APPROP. CODE: M00A0102; M00Q0103

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-2128-0111

Board of Public Works Action – This 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: Theresa Lee
410-764-3328
Theresa.lee@maryland.gov

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

CONTRACT ID: Establish and Manage a Quality Measures Data Center to Support the Maryland Hospital Performance Evaluation System; MHCC 14-001 ADPICS # M00B4400191

CONTRACT DESCRIPTION: Establish and maintain a Quality Measures Data Center to function as Maryland’s repository for hospital performance measures. The Data Center will collect, assemble, edit, and validate performance measure data sets from Maryland acute general hospitals and organize uniform, statewide data for public reporting.

AWARD: Advanta Government Services, LLC
Annapolis Junction, MD

TERM: 9/3/2013 – 8/31/2018 (Approx. 5 Years)

AMOUNT: \$4,448,319

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS:

OFFERORS	TECHNICAL RANKING	FINANCIAL OFFER / RANKING	OVERALL RANKING
Advanta Government Services, LLC Annapolis Junction, MD	1	\$4,448,319 / 1	1
Telligen (formerly known as Iowa Foundation for Medical Care) West Des Moines, IA	2	\$4,649,169 / 2	2
Delmarva Foundation Easton, MD	3	\$5,578,671 / 3	3

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

ITEM: 6-S (Cont.)

MBE PARTICIPATION: 30%

PERFORMANCE SECURITY: None

INCUMBENT: Iowa Foundation for Medical Care
West Des Moines, IA
(Local Office in Elkridge, MD)

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace*, notifying 2,188 vendors, (which included certified MBEs) and on MHCC's website. Email notifications were sent to 480 Veteran-Owned Small Businesses. A copy was also sent to the Governor's Office of Minority Affairs.

Four proposals were received in response to the RFP; however, one proposal was determined to be not reasonably susceptible of being selected for award, and the financial proposal was returned unopened.

Advanta Government Services, LLC (AGS) was ranked overall #1 with the highest ranked technical offer and the lowest price. Therefore, award is recommended to AGS as the most advantageous offeror for the State.

The Maryland General Assembly has charged the MHCC with a major initiative designed to promote quality health care for all Maryland residents through collecting and publicly reporting hospital data that permits comparisons based on a range of performance measures. The purpose of this contract is to establish and maintain a web-based Quality Measures Data Center to function as Maryland's repository for hospital performance measures data. These data are used to support the Maryland Health Care Commission's Hospital Performance Guide and the Health Services Cost Review Commission's Quality Based Reimbursement System.

A VSBE participation goal of 0.5% was established for this contract; however, the recommended awardee has committed to a 5.4% VSBE participation goal.

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

ITEM: 6-S (Cont.)

FUND SOURCE: 100% Special (User Fees)

APPROP. CODE: M00R0101

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-2100-0110

Board of Public Works Action - This 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:** Sandy Johnson
410-767-7408
sandy.johnson@maryland.gov

DEPARTMENT/PROGRAM: Human Resources (DHR)
Maryland Legal Services Program (MSLP)

CONTRACT ID: Legal Representation Services for Children
Involved in Children in Need of Assistance (CINA),
Termination of Parental Rights (TPR) & Related
Proceedings *AND*
Indigent Adults Involved in Adult Protective
Services (APS) Guardianship Hearings & Adult
Public Guardianship Review Board (APGRB)
Hearings
ADPICS # See pages 22B - 24B

CONTRACT DESCRIPTION: Multiple award contracts to nine providers of legal
services for Children In Need of Assistance and Termination of Parental Rights proceedings and
Indigent Adults Involved in Adult Protective Services Guardianship Hearings and Adult Public
Guardianship Review Board Hearings Statewide.

AWARDS: See pages 22B - 24B

TERM: 9/1/2013 – 8/31/2016 (w/2 one-year renewal
options)

AMOUNT:

CINA/TPR Contracts:	APS/APGRB Contracts:
\$4,615,277 (3 Years; Base Contract)	\$3,224,922 (3 Years; Base Contract)
\$1,420,662 (1 Year; Renewal Option #1)	\$1,522,907 (1 Year; Renewal Option #1)
\$1,362,624 (1 Year; Renewal Option #2)	\$1,571,673 (1 Year; Renewal Option #2)
\$7,398,563 Total CINA/TPR (5 Years)	\$6,319,502 Total APS/ APGRB (5 Years)

(See breakdown on pages 22B - 24B)

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS: See pages 25B - 31B

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

PERFORMANCE SECURITY: None

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

ITEM: 7-S (Cont.)

HIRING AGREEMENT ELIGIBLE: Yes

INCUMBENTS: See pages 22B - 24B

REQUESTING AGENCY REMARKS: The State of Maryland is statutorily mandated to provide legal representation in Children In Need of Assistance and Termination of Parental Rights (CINA/TPR) cases and Indigent Adults Involved in Adult Protective Services Guardianship Hearings and Adult Public Guardianship Review Board (APS/APGRB) hearings. The Maryland Legal Services Program (MLSP) was created for the purpose of ensuring quality and effective legal representation in the State's Circuit Courts to children who have been victims of abuse and/or neglect and where the local Department of Social Services is a party to the case, and to alleged disabled adults where the services are the responsibility of the local Department of Social Services or the Department of Aging. Contracted legal service providers for the MLSP are required to provide consistent representation to this extremely vulnerable population, and must serve as a voice for child and adult clients in various settings.

A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace*, *The Maryland Register*, *The Daily Record*, *The Baltimore Sun*, *Chesapeake Publishing* and the DHR website. Notice of the RFP was also directly mailed to 589 prospective vendors, 265 of which are Maryland firms and 13 are MBEs. A copy of the solicitation was also sent to the Governor's Office of Minority Affairs.

The RFP covered legal representation services in two Functional Areas. Functional Area I covered legal representation services for CINA/TPR cases. Functional Area II covered legal representation services for indigent and disabled adults involved in APS/APGRB hearings.

A total of 28 proposals were received in response to the RFP; 15 for Functional Area I and 13 for Functional Area II. All proposals met the requirements of the RFP and were determined to be reasonably susceptible of being selected for award.

Two Offerors protested DHR's contract award recommendations for Functional Area I that impact ten jurisdictions. (One Offeror filed two Protests.) All three protests were denied by DHR. The Offeror that filed two protests has submitted an appeal to the Maryland State Board of Contract Appeals (MSBCA) on the denial of its first protest. DHR decided that no awards would be made in the ten jurisdictions that are being contested, and the current contracts for these jurisdictions (in Functional Area I) are being modified to ensure legal representation services for CINA/TPR cases continue throughout the appeal process. (The approval request for these modifications is also on this agenda; see Item 17-S-MOD.)

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

ITEM: 7-S (Cont.)

Therefore, two awards are being recommended in Functional Area I, and seven awards are being recommended in Functional Area II. Recommended awards were made to the Offerors deemed most advantageous to the State, considering both technical and financial factors, until each jurisdiction's maximum projected caseload was met. Technical and financial factors carried equal weight in the overall award determination. In addition, three Offerors recommended for award are certified MBEs.

DHR determined there were no subcontracting opportunities available for legal representation services; therefore, no MBE participation goal was established for these contracts. However, minority businesses were encouraged to respond to the solicitation as Primes.

FUND SOURCE: 100% General
APPROP. CODE: N00A0104
RESIDENT BUSINESSES: Yes, for all
MD TAX CLEARANCES: See pages 22B - 24B

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

APPROVED * DISAPPROVED DEFERRED WITHDRAWN
WITH DISCUSSION WITHOUT DISCUSSION

*The Board voted 2-1 to approve the award of contracts to the seven vendors listed on pages 23B and 24B (to provide legal representation in Indigent Adults Involved in Adult Protective Services Guardianship Hearing and in Adult Public Guardianship Review Board Hearings). The Comptroller dissented.

The Board took no action on the recommendation to award contracts to the two vendors listed on page 22B (to provide legal representation for Children Involved in Children in Need of Assistance and Termination of Parental Rights proceedings).

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

ITEM: 7-S (Cont.)

AWARDS (Cont.)

Awardees	Jurisdictions	Base Contract Amount (3 Yrs.)	Renewal Option #1 Amount (1 Yr.)	Renewal Option #2 Amount (1 Yr.)	Total (5 Yrs.)	Incumbent (Yes/No)
OS/MLSP 14-001 Child Advocacy Project of the Eastern Shore Chestertown, MD MD Tax Clearance #: 13-2169-0001 ADPICS: N00B4400118	Caroline, Dorchester, Kent, Queen Anne's, Somerset, Talbot, Wicomico, Worcester	\$823,800	\$257,350	\$246,000	\$1,327,150	Yes
CSA/MLSP 14-005 Legal Aid Bureau, Inc. Baltimore, MD MD Tax Clearance #: 13-2115-0110 ADPICS: N00B4400117	Allegany, Calvert, Charles, Frederick, Garrett, St. Mary's	\$3,791,477	\$1,163,312	\$1,116,624	\$6,071,413	Yes
Totals		\$4,615,277	\$1,420,662	\$1,362,624	\$7,398,563	

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

ITEM: 7-S (Cont.)

Awardees	Jurisdictions	Base Contract Amount (3 Yrs.)	Renewal Option #1 Amount (1 Yr.)	Renewal Option #2 Amount (1 Yr.)	Total (5 Yrs.)	Incumbent (Yes/No)
CSA/MLSP 14-100 Grimes Legal Group, LLC Baltimore, MD MD Tax Clearance #: 13-2108-0000 ADPICS: N00B4400112	Baltimore County	\$481,500	\$235,980	\$243,000	\$960,480	No
CSA/MLSP 14-101 Maryland Volunteer Lawyers Service, Inc. Baltimore, MD MD Tax Clearance #: 13-2111-0110 ADPICS: N00B4400110	Baltimore City, Baltimore County	\$1,137,682	\$400,867	\$412,873	\$1,951,422	Yes
CSA/MLSP 14-102 Patricia Patton Legal and Mediation Services, P.A. Hagerstown, MD MD Tax Clearance #: 13-2116-0111 ADPICS: N00B4400116	Washington	\$75,950	\$24,010	\$24,500	\$124,460	Yes
CSA/MLSP 14-103 Ria P. Rochvarg, P.A. Attorneys At Law West Friendship, MD MD Tax Clearance #: 13-2106-0111 ADPICS: N00B4400111	Carroll, Howard, Montgomery	\$468,650	\$178,600	\$184,700	\$831,950	Yes

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

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

Offerors	Jurisdiction	Technical Rank	Financial Rank	5-Yr. Average FLFUP per Client per Contract Year	Overall
Legal Aid Bureau, Inc.	Allegany	1	1	\$1,611	1
Darlene A. Wakefield, P.A.	Anne Arundel	2	4	\$1,261	1
Children's Legal Services of Baltimore, LLC	Anne Arundel	3	2	\$1,200	2
Legal Aid Bureau, Inc.	Anne Arundel	1	6	\$1,897	3
Child Advocacy Project of the Eastern Shore	Anne Arundel	4	1	\$800	4
The Law Office of Augusta Siribuo, LLC	Anne Arundel	5	3	\$1,238	5
The Law Office of Paul Weisenfeld	Anne Arundel	6	5	\$1,289	6
The Franklin Law Group, Inc.	Baltimore City	4	1	\$815	1
Darlene A. Wakefield, P.A.	Baltimore City	2	5	\$1,180	2
Children's Legal Services of Baltimore, LLC	Baltimore City	3	6	\$1,200	3
Legal Aid Bureau, Inc.	Baltimore City	1	9	\$1,649	4
Lazarus & Burt, P.A.	Baltimore City	6	3	\$1,015	5
Randall & Sonnier, LLC	Baltimore City	5	8	\$1,513	6
Child Advocacy Project of the Eastern Shore	Baltimore City	7	4	\$1,095	7
Law Offices of Harriet McCullough	Baltimore City	8	2	\$821	8
The Law Office of Paul Weisenfeld	Baltimore City	9	7	\$1,289	9

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

ITEM: 7-S (Cont.)

Offerors	Jurisdiction	Technical Rank	Financial Rank	5-Yr. Average FLFUP per Client per Contract Year	Overall
The Franklin Law Group, P.C.	Baltimore County	3	1	\$815	1
Darlene A. Wakefield, P.A.	Baltimore County	2	4	\$1,180	2
Legal Aid Bureau, Inc.	Baltimore County	1	7	\$1,691	3
Lazarus & Burt, P.A.	Baltimore County	5	3	\$1,105	4
Randall & Sonnier, LLC	Baltimore County	4	6	\$1,556	5
Child Advocacy Project of the Eastern Shore	Baltimore County	6	2	\$895	6
The Law Office of Paul Weisenfeld	Baltimore County	7	5	\$1,289	7
Legal Aid Bureau, Inc.	Calvert	1	2	\$1,451	1
The Law Office of Augusta Siribuo, LLC	Calvert	2	1	\$1,289	2
Child Advocacy Project of the Eastern Shore	Caroline	1	2	\$1,050	1
Darlene A. Wakefield, P.A.	Caroline	2	3	\$1,261	2
The Law Firm of Sharon Donahue, P.A.	Caroline	3	1	\$585	3

SUPPLEMENT B
DEPARTMENT OF BUDGET AND MANAGEMENT
ACTION AGENDA

ITEM: 7-S (Cont.)

Offerors	Jurisdiction	Technical Rank	Financial Rank	5-Yr. Average FLFUP per Client per Contract Year	Overall
Darlene A. Wakefield, P.A.	Carroll	1	2	\$1,180	1
Child Advocacy Project of the Eastern Shore	Carroll	3	1	\$850	2
Legal Aid Bureau, Inc.	Carroll	2	4	\$1,325	3
The Law Office of Paul Weisenfeld	Carroll	4	3	\$1,289	4
Child Advocacy Project of the Eastern Shore	Cecil	1	1	\$750	1
Darlene A. Wakefield, P.A.	Cecil	3	3	\$1,180	2
Legal Aid Bureau, Inc.	Cecil	2	4	\$1,803	3
The Law Office Stephen Meehan	Cecil	4	2	\$750	4
Legal Aid Bureau, Inc.	Charles	1	2	\$1,451	1
The Law Office of Augusta Siribuo, LLC	Charles	2	1	\$1,238	2
Child Advocacy Project of the Eastern Shore	Dorchester	2	2	\$900	1
The Law Office of Sharon Donahue, P.A.	Dorchester	3	1	\$485	2
Darlene A. Wakefield, P.A.	Dorchester	1	3	\$1,261	3

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

ITEM: 7-S (Cont.)

Offerors	Jurisdiction	Technical Rank	Financial Rank	5-Yr. Average FLFUP per Client per Contract Year	Overall
Legal Aid Bureau, Inc.	Frederick	1	4	\$1,325	1
Darlene A. Wakefield, P.A.	Frederick	2	2	\$1,261	2
Child Advocacy Project of the Eastern Shore	Frederick	3	1	\$850	3
The Law Office of Paul Weisenfeld	Frederick	4	3	\$1,289	4
Legal Aid Bureau, Inc.	Garrett	1	1	\$1,676	1
Darlene A. Wakefield, P.A.	Harford	2	2	\$1,180	1
Legal Aid Bureau, Inc.	Harford	1	3	\$1,803	2
Child Advocacy Project of the Eastern Shore	Harford	3	1	\$750	3
Darlene A. Wakefield, P.A.	Howard	2	1	\$1,180	1
Legal Aid Bureau, Inc.	Howard	1	4	\$1,828	2
Lazarus & Burt, P.A.	Howard	3	2	\$1,238	3
The Law Office of Paul Weisenfeld	Howard	4	3	\$1,289	4

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

ITEM: 7-S (Cont.)

Offerors	Jurisdiction	Technical Rank	Financial Rank	5-Yr. Average FLFUP per Client per Contract Year	Overall
Child Advocacy Project of the Eastern Shore	Kent	2	2	\$600	1
The Law Office Stephen Meehan	Kent	3	3	\$750	2
The Law Office of Sharon Donahue, P.A.	Kent	4	1	\$585	3
Darlene A. Wakefield, P.A.	Kent	1	4	\$1,261	4
Darlene A. Wakefield, P.A.	Montgomery	2	4	\$1,261	1
Lazarus & Burt, P.A.	Montgomery	3	2	\$1,216	2
Legal Aid Bureau, Inc.	Montgomery	1	6	\$1,911	3
Child Advocacy Project of the Eastern Shore	Montgomery	4	1	\$995	4
The Law Office of Augusta Siribuo, LLC	Montgomery	5	3	\$1,250	5
The Law Office of Paul Weisenfeld	Montgomery	6	5	\$1,289	6
Darlene A. Wakefield, P.A.	Prince George's	2	3	\$1,180	1
Lazarus & Burt, P.A.	Prince George's	3	2	\$1,015	2
Legal Aid Bureau, Inc.	Prince George's	1	7	\$1,828	3
Randall & Sonnier, LLC	Prince George's	4	6	\$1,775	4

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

ITEM: 7-S (Cont.)

Offerors	Jurisdiction	Technical Rank	Financial Rank	5-Yr. Average FLFUP per Client per Contract Year	Overall
Child Advocacy Project of the Eastern Shore	Prince George's	5	1	\$995	5
The Law Office of Augusta Siribuo, LLC	Prince George's	6	4	\$1,246	6
The Law Office of Paul Weisenfeld	Prince George's	7	5	\$1,289	7
Child Advocacy Project of the Eastern Shore	Queen Anne's	2	3	\$900	1
Darlene A. Wakefield, P.A.	Queen Anne's	1	4	\$1,261	2
The Law Office Stephen Meehan	Queen Anne's	3	2	\$750	3
The Law Office of Sharon Donahue, P.A.	Queen Anne's	4	1	\$585	4
Legal Aid Bureau, Inc.	St. Mary's	1	1	\$1,451	1
Child Advocacy Project of the Eastern Shore	Somerset	1	3	\$800	1
The Law Firm of Sharon Donahue, P.A.	Somerset	2	2	\$485	2
The Law Offices of Deborah Ullmann	Somerset	3	1	\$399	3

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

ITEM: 7-S (Cont.)

Offerors	Jurisdiction	Technical Rank	Financial Rank	5-Yr. Average FLFUP per Client per Contract Year	Overall
Child Advocacy Project of the Eastern Shore	Talbot	2	2	\$1,050	1
Darlene A. Wakefield, P.A.	Talbot	1	3	\$1,261	2
The Law Office of Sharon Donahue, P.A.	Talbot	3	1	\$585	3
Patricia Patton legal & Mediation Service, P.A.	Washington	1	2	\$665	1
Legal Aid Bureau, Inc.	Washington	2	3	\$1,325	2
Darlene A. Wakefield, P.A.	Washington	3	4	\$1,500	3
The Law Offices of Bernard Semler II, P.C.	Washington	4	1	\$499	4
Child Advocacy Project of the Eastern Shore	Wicomico	1	2	\$800	1
The Law Office of Sharon Donahue, P.A.	Wicomico	2	1	\$485	2
Child Advocacy Project of the Eastern Shore	Worcester	1	3	\$900	1
The Law Office of Sharon Donahue, P.A.	Worcester	2	2	\$485	2
The Law Offices of Deborah Ullmann	Worcester	3	1	\$399	3

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

SERVICES CONTRACT

ITEM: 8-S **Agency Contact:** Clarence Snuggs
410-514-7006
Snuggs@mdhousing.org

DEPARTMENT/PROGRAM: Department of Housing and Community
Development (DHCD)
Division of Credit Assurance

CONTRACT ID: Auctioneering Services; S00R3400007
ADPICS # S00B4400003 (A. J. Billig & Co.);
S00B4400004 (Alex Cooper Auctioneers, Inc.)

CONTRACT DESCRIPTION: Provide auctioneering services for properties in the
DHCD Real Estate Owned (REO) Portfolio.

AWARDS: Alex Cooper Auctioneers, Inc.
Towson, MD

A. J. Billig & Co., LLC
Baltimore, MD

TERM: 8/22/2013 – 6/30/2018

AMOUNT: \$1,000,000 NTE (Alex Cooper Auctioneers, Inc.)
\$1,000,000 NTE (A. J. Billig & Co., LLC)
\$2,000,000 NTE Total (4 Yrs., 10 Mos., 10 Days)

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS: See page 34B

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

PERFORMANCE SECURITY: None

INCUMBENT: None

REQUESTING AGENCY REMARKS: A notice of the availability of the Request for
Proposals (RFP) was advertised on *eMaryland Marketplace* and posted on DHCD's website. Copies
of the solicitation notice were mailed directly to nine prospective vendors, all of which are Maryland
firms, and none are MBEs. A copy was also sent to the Governor's Office of Minority Affairs.

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

ITEM: 8-S (Cont.)

Five proposals were received in response to the RFP. All were deemed to be reasonably susceptible of being selected for award. As stated in the RFP, awards would be made for up to two contracts. Therefore, award is recommended to Alex Cooper Auctioneers, Inc. (Alex Cooper), whose proposal was ranked overall #1 with the highest ranked technical offer and the lowest price, and Billig & Co. LLC (Billig), whose proposal was ranked #2 overall with the second highest technical offer and the second lowest price.

In its role as a housing finance agency, DHCD takes possession of certain properties located throughout the State whose owners can no longer fulfill the obligation of their mortgages held by DHCD. The contractors, Alex Cooper and Billig, will provide asset disposition services for real property assets acquired by DHCD through the Division of Credit Assurance, known as the Real Estate Owned (REO) portfolio. As stated in the RFP, DHCD will assign work to the contractors as needed based upon the assignment that is most advantageous to the State, with preference given to the contractor with the most advantageous offer.

The technical proposals of both Alex Cooper and Billig displayed superior comprehension of the needs of DHCD and possessed the quality level required to achieve DHCD's objectives at a price consistent with the market. The proposals contained detailed staff plans, marketing budgets, and sample advertising plans that demonstrated each company's ability to provide excellent services. Each company indicated it would co-op fees with registered brokers and real estate agents, which will attract a wide audience for the auction sale of REO properties. Both Alex Cooper and Billig have extensive REO auction experience in Maryland.

No MBE participation goal was established for this contract based upon the lack of subcontracting opportunities since the disposition of REOs is a single element of work that cannot be divided into separate components. In addition, DHCD was not able to identify any certified MBE auctioneering services companies.

FUND SOURCE:	100% Special (MD Housing Fund)
APPROP. CODE:	S001226
RESIDENT BUSINESSES:	Yes for both
MD TAX CLEARANCES:	13-2030-1111 (Alex Cooper Auctioneers, Inc.) 13-2031-1111 (A. J. Billig & Co., LLC)

Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 8-S (Cont.)

PROPOSALS (Cont.):

OFFERORS	TECHNICAL RANKING	FINANCIAL PRICE */ RANKING	OVERALL RANKING **
Alex Cooper Auctioneers, Inc. Towson, MD	1	\$2,012,500 (1)	1
A. J. Billig & Co, LLC. Baltimore, MD	2	\$2,018,750 (2)	2
Ameribid, LLC Tulsa, OK	3	\$2,358,000 (4)	3
Ashland Auction Group, LLC. Baltimore, MD	4	\$2,403,750 (5)	4
Jonathan Melnick Auctioneers, Inc. Baltimore, MD	5	\$2,216,250 (3)	5

Note: * The financial price was based up a model in the RFP for evaluation purposes only. The financial price is a combination of a flat fee for property sale values under \$5,000 and a commission rate for property sale values over \$5,000. The majority of property sales are valued over \$5,000. The award amount is based upon the DHCD budget for these services.

** Technical factors had more weight than financial factors in the overall ranking determination.

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

SERVICE CONTRACT RENEWAL OPTION

ITEM: 9-S-OPTION **Agency Contact:** Linda McGovern
410-767-4328
Linda.mcgovern@dgs.state.md.us

DEPARTMENT/PROGRAM: Department of General Services (DGS)
Office of Procurement and Logistics

CONTRACT ID: Real Estate Brokerage, Transaction
Management & Strategic Planning Services;
0011T817625
ADPICS # 001B4400065

CONTRACT APPROVED: DBM Item 8-S (8/26/2009)

CONTRACTOR: C.B. Richard Ellis
Baltimore, MD

CONTRACT DESCRIPTION: Revenue producing contact to provide real estate services, including the identification and acquisition of suitable leased space, assistance with strategic space planning for State agencies, and lease administration services, all of which will be managed by the DGS Office of Real Estate (ORE).

OPTION DESCRIPTION: Exercise the second (final) one-year renewal option.

ORIGINAL TERM: 9/1/2009 - 8/31/2012 (w/2 one-year renewal options)

OPTION TERM: 9/1/2013 - 8/31/2014

ORIGINAL AMOUNT: *Commission Rate:* \$938,127 (3 Years)
Revenue to the State: \$215,769 (3 Years)

OPTION AMOUNT: *Commission Rate:* \$470,958 (1 Year)
Revenue to the State: \$108,320 (1 Year)

PRIOR MODIFICATIONS/OPTIONS: *Commission Rate:* \$470,958
Revenue to the State: \$108,320
[Renewal Option # 1: 9/1/2012 to 8/31/2013: DBM Item 5-S-OPTION (8/22/2012)]

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

ITEM: 9-S-OPTION (Cont.)

REVISED TOTAL CONTRACT AMOUNT: *Commission Rate: \$1,889,043
Revenue to the State: \$432,409*

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 30%

MBE COMPLIANCE: 37%

REQUESTION AGENCY REMARKS: Request for approval to exercise the second and final one-year renewal option as contained in the original contract.

CB Richard Ellis (CBRE) provides real estate brokerage, transaction management and strategic planning services to DGS Real Estate Division. They are responsible for the lease execution and management of approximately 350 State commercial office leases that range in size from 390 to 250,000 net usable square feet (NUSF). CBRE has utilized various analysis methods that have reduced the overall cost of the State's lease portfolio.

During the first option term, CBRE executed 34 commercial office leases. The lease term savings is \$3,004,341 for 350,210 NUSF. It is in the best interest of the State to exercise the second renewal option of this contract.

Since this is the last renewal option for this contract the Department will re-solicit for these services during the renewal period. A new contract is expected to be in place prior to the expiration of this contract.

FUND SOURCE: 100% Revenue Generating

APPROPRIATE CODE: N/A

RESIDENT BUSINESS: Yes

Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

SERVICES CONTRACT RENEWAL OPTION

ITEM: 10-S-OPTION **Agency Contact:** Terri Winston
410-767-1196
twinston@dat.state.md.us

DEPARTMENT/PROGRAM: Assessments & Taxation (SDAT)
Information Technology

CONTRACT ID: Document Imaging Services
ADPICS # E50B1400001; COF24731

CONTRACT APPROVED: DBM Item 2-S (9/1/2010)

CONTRACTOR: iScan, A Division of Humanim, Inc.
Columbia, MD

CONTRACT DESCRIPTION: Preference Provider contract to provide various document preparation and imaging services to meet SDAT Taxpayer Services Division needs.

OPTION DESCRIPTION: Exercise the first one-year renewal option with additional funding due to an increase in document imaging.

ORIGINAL TERM: 10/1/2010 - 9/30/2013 (w/2 one-year renewal options)

OPTION TERM: 10/1/2013 - 9/30/2014

ORIGINAL AMOUNT: \$912,603 Est. (3 Years)

OPTION AMOUNT: \$483,088 Est. (1 Year)

PRIOR MODIFICATIONS/OPTIONS: None

REVISED TOTAL CONTRACT AMOUNT: \$1,395,691

ORIGINAL PROCUREMENT METHOD: Preferred Provider

MBE PARTICIPATION/COMPLIANCE: 100% (Contractor is a MD Certified MBE)
(No subcontracting goal)

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

ITEM: 10-S-OPTION (Cont.)

REQUESTING AGENCY REMARKS: Request for approval to exercise the first of two one-year renewal options as contained in the original contract for the approved price rates from the Pricing and Selection Committee for the Employment Works Program. In accordance with COMAR 21.11.05.04, the Pricing and Selection Committee for the Employment Works Program has certified the unit prices for this renewal option as fair market at a not-to-exceed value of \$483,088 for providing imaging services for the one-year renewal option term.

SDAT has partnered with iScan since 1999 to provide digital scanning document preparation for the following divisions: Corporate Charter, Uniform Commercial Code, Unincorporated Personal Property, Homestead Tax Credit and the Attorney General. This partnership has allowed Uniform Commercial Code and Corporate Charter, Homestead Tax Credit and Ground Rent redemption document filings to be web accessible.

During this renewal option period, iScan will provide document preparation, scanning, indexing and document reassemble of approximately 170,000 "Form 1" documents deemed to be "No Assessment" to eliminate the need to house the paper documents. Once these forms have been scanned, they will be stored at the Jessup Record Center in accordance with SDAT's record retention schedule. This process will begin with the 2011 forms; continue with the 2012 forms and so forth.

In addition, iScan will perform electronic processing of all images derived from the Corporate and Sole Proprietorship filings made via the Central Business Licensing web portal. This process will capture associated files (image and data) from the portal via a secure connection and download the files to the existing Corporate Charter/Uniform Commercial Code file server. Thus SDAT will be able to maintain and provide online images of filings of Corporate Charter documents publicly. The same process will be available with Sole Proprietorship filings for internal SDAT employee use only.

iScan and its employees continue to provide services to SDAT in an efficient and professional manner. This contract has allowed SDAT to provide online services and filings to Maryland citizens and business community, as well as nationwide. SDAT is very pleased with iScan's overall performance on this contract.

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

ITEM: 10-S-OPTION (Cont.)

FUND SOURCE: 100% Special (Expedited Service & Local
Subdivision Participation)

APPROP. CODES: E50C0010.37003 & 38003
E50C0008.82003

RESIDENT BUSINESS: Yes

Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

SERVICES CONTRACT RENEWAL OPTION

ITEM: 11-S-OPTION **Agency Contact:** Heidi Tarleton
410-767-3753
Htarleton@mta.maryland.gov

DEPARTMENT/PROGRAM: Maryland Transit Administration (MTA)

CONTRACT ID: Policy, Business and Transit Management
Services; MTA-1098B (TMTA-1098B)
ADPICS # COF19591

CONTRACT APPROVED: DBM Item 1-S (8/5/2009)

CONTRACTOR: Jacobs Engineering Group, Inc.
(formerly Edwards and Kelcey, Inc.)
Baltimore, MD

CONTRACT DESCRIPTION: Two on-call, task order contracts for policy,
business and transit management services and various policy planning projects for the MTA's
Office of Planning.

OPTION DESCRIPTION: Exercise the second (final) one-year renewal
option with one contractor only.

ORIGINAL TERM: 9/4/2009 – 9/3/2012 (w/2 one-year renewal
options)

OPTION TERM: 9/4/2013 – 9/3/2014

ORIGINAL AMOUNT: \$4,058,100 (3 Years)

OPTION AMOUNT: \$1,489,950 (1 Year)

PRIOR MODIFICATIONS/OPTIONS: \$0
[Renewal Option #1: 9/4/2012 to 9/3/2013:
DBM Item 6-S-OPTION (8/22/2012)]

REVISED TOTAL CONTRACT AMOUNT: \$5,548,050

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 25%

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

ITEM: 11-S-OPTION (Cont.)

MBE COMPLIANCE: 23%

REQUESTING AGENCY REMARKS: Request for approval to exercise the second and final one-year renewal option as contained in the original contract with one contractor. MTA has started the development of the Transit Modernization Program, which includes ongoing and new projects. A significant part of this project is to modernize the bus system and potentially restructure the system to better reflect the needs of the residents of Baltimore City. Potential projects include organizational reviews of the MTA, assistance in payroll, bus stop elimination study and various requirements for updated plans. The contract with the second contractor, Booz Allen Hamilton, Inc., ended with the base contract term because its task orders were completed at that time.

During this renewal option period, it is estimated that \$1.5M will be paid to Jacobs Engineering Group, Inc. for the remaining open task orders and any additional work that may arise during the year. Exercising the final option is in the best interest of the State to preserve the quality of work provided by the contractor, which has been exemplary. All work completed thus far has been delivered on time and within budget, and the established labor rates are favorable as compared to current market rates.

The types of services provided by this contract include: Management/organizational development, StateStat requirements, managing for results and attainment report, integrated planning and management data systems, internal and external peer review, federal and State legislation, and service development.

Since this is the last renewal option for this contract, MTA will re-solicit for these services during the renewal period. MTA expects a new contract to be in place before this contract expires.

FUND SOURCE: 80% Federal;
20% Special (Budgeted to MTA)

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: Yes

Board of Public Works Action - This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

SERVICES CONTRACT RENEWAL OPTION

ITEM: 12-S-OPTION **Agency Contact:** Sandy Johnson
410-767-7408
Sandy.Johnson@maryland.gov

DEPARTMENT/PROGRAM: Human Resources (DHR)
Family Investment Administration (FIA)

CONTRACT ID: Transportation Assistance Program (TAP);
FIA/TAP 12-001-A2
ADPICS # N00B4400105-144

CONTRACT APPROVED: DBM Item 2-S (8/10/2011)

CONTRACTOR: Vehicles for Change, Inc.
Baltimore, MD

CONTRACT DESCRIPTION: Provide a Transportation Assistance Program (TAP) statewide that will provide reliable, low cost, used Maryland State inspected vehicles to enable Temporary Cash Assistance (TCA) or former TCA customers to achieve and maintain full-time employment.

OPTION DESCRIPTION: Exercise the second (final) one-year renewal option.

ORIGINAL TERM: 9/1/2011 – 8/31/2012 (w/2 one-year renewal options)

OPTION TERM: 9/1/2013 – 8/31/2014

ORIGINAL AMOUNT: \$302,575 (1 Year)

OPTION AMOUNT: \$366,275 (1 Year)

PRIOR MODIFICATIONS/OPTIONS: \$332,150
[Renewal Option #1: 9/1/2012 to 8/31/2013: DBM Item 7-S-OPTION (8/22/2012)]

REVISED TOTAL CONTRACT AMOUNT: \$1,001,000

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

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

ITEM: 12-S-OPTION (Cont.)

MBE PARTICIPATION: 5%

MBE COMPLIANCE: 6%

REQUESTING AGENCY REMARKS: Request for approval to exercise the second and final one-year renewal option as contained in the original contract to continue to provide a Transportation Assistance Program (TAP) statewide that provides used vehicles and related services for eligible Temporary Cash Assistance (TCA) customers in order to achieve or maintain full time employment.

This program, administered by the Department of Human Resources Family Investment Administration, provides safe, used, reliable Maryland State inspected motor vehicles at a reasonable price to eligible individuals who are employed or have a bona-fide job offer but do not have transportation or reliable transportation. These jobs are usually during non-traditional hours or are not accessible to public transportation or require customers to travel more than 3-4 hours by bus to get to the job. Usually, these jobs have paid \$10.00 per hour or more. This type of assistance helps customers get off of TCA permanently. Each customer receiving a vehicle is responsible for paying a portion of the “price to put the Vehicle on the Road”, which is not to exceed 50% of the parts and labor repair costs up to a maximum of \$1,000.

Vehicles for Change, Inc. provides an important and tangible service that directly supports the economic independence of TCA customers. As of May 10, 2013, 52 cars were awarded to TAP customers, and there are 28 pending applications.

Since this is the last renewal option for this contract DHR will re-solicit for these services during the renewal period. A new contract is expected to be in place prior to the expiration of this contract.

FUND SOURCE: 100% Federal

APPROP. CODE: N00G0010

RESIDENT BUSINESS: Yes

Board of Public Works Action - This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

SERVICES CONTRACT MODIFICATION/RENEWAL OPTION

ITEM: 13-S-MOD **Agency Contact:** Sharon Mattia
240-577-7002
smattia@charhall.org

DEPARTMENT/PROGRAM: Veterans Affairs (DVA)
Charlotte Hall Veterans Home (CHVH)

CONTRACT ID: Veterans Home Management Contract;
CHVH-08-001
ADPICS # D55B0400002; **COF52227**

CONTRACT APPROVED: DBM Item 10-S (9/22/2010)

CONTRACTOR: HMR of Maryland, LLC
Charlotte Hall, MD

CONTRACT DESCRIPTION: Contract for the operation and management of the Charlotte Hall Veterans Home. Services will be provided in 12 functional areas: (1) administration; (2) nursing; (3) social services; (4) dietary; (5) facilities maintenance and plant operations; (6) housekeeping; (7) laundry; (8) physical therapy/rehabilitation; (9) activities/recreation; (10) admissions and marketing; (11) medical records; and (12) security.

MODIFICATION/OPTION DESCRIPTION: Modify the contract to include an electronic medical records (EMR) system, information technology (IT) support and on-site pharmacy services; and exercise the single two-year renewal option.

ORIGINAL TERM: 10/1/2010 – 6/30/2014 (w/1 two-year renewal option)

MODIFICATION/OPTION TERM: 9/1/2013 – 6/30/2016

ORIGINAL AMOUNT: \$120,000,000 Est. (3 Years, 9 Month)

MODIFICATION/OPTION AMOUNT: \$ 2,000,000 (2 Years; 10 Months – Mod)
\$70,000,000 (2 Years – Renewal Option)
\$72,000,000 Total

REVISED TOTAL CONTRACT AMOUNT: \$192,000,000

OVERALL PERCENTAGE +/- (THIS MOD): +1.67%

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

ITEM: 13-S-MOD (Cont.)

PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 21.1%

MBE COMPLIANCE: 22.0%

REQUESTING AGENCY REMARKS: Request for approval to: (1) modify the contract to include an electronic medical records (EMR) system, information technology (IT) support and on-site pharmacy services; and (2) exercise the single two-year renewal option as contained in the original contract.

Maryland DVA's Charlotte Hall Veterans Home (CHVH) was established in 1984 for the purpose of operating and managing a home for veterans of the State of Maryland. CHVH is located at Charlotte Hall, St. Mary's County, Maryland and is now licensed for 168 assisted living beds (domiciliary) and 286 comprehensive care (nursing home) beds for a total of 454 beds. The Home is open to honorably discharged Maryland veterans who have served in the armed forces of the United States, and are of retirement age or are unable to work due to a disability recognized by the Veterans Administration or the Social Security Administration.

Conversion to EMR is an initiative that DVA is pursuing to keep with the national and State agenda of improving the quality of healthcare. For management services at CHVH, HMR of Maryland, LLC (HMR) has an on-site electronic system that is utilized for admissions, care-planning, assessments, incident reporting and billing. There are components/modules of this on-site electronic system that may be purchased to fully implement EMR. The current CHVH network infrastructure installed for the US Veterans Administration's Computerized Patient Records System will accommodate and integrate with the on-site electronic system and will conform to the national agenda of improving the quality of care delivered.

For the two-year renewal option period, the requested approval amount of \$70 million is based upon an approximate 430 census and a 3% Consumer Price Adjustment (CPI) for each year. If the census is more or less than 430 residents and the CPI is more or less than 3%, the actual amount of funding for the contract will vary. The current census level as of 7/22/2013 is 407 residents. The highest census level achieved at the Home was 422 residents in October 2012. If additional funding is needed, the request for funding will be submitted to the Board of Public Works for approval.

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

ITEM: 13-S-MOD (Cont.)

The contract allowed for a rate increase change to the price adjustment mechanisms for the renewal option period. Instead, HMR has agreed to a reduction in the monthly unrestricted contribution amount. The cost savings to the State is based upon census breakpoint. At the first breakpoint for a census below 400 – 415, there is an \$11,000 per month savings. The second breakpoint for a census of 416 – 425 is a \$10,000 per month savings. The renewal option amount reflects this reduction in price and the additional requirements included in the modification.

It is in the best interest of the State to modify the contract and continue services with HMR to manage CHVH. HMR has proven to be an exceptional partner with DVA and provider of health care to Maryland's veterans. HMR has supported the goals of DVA and demonstrated cooperation and flexibility as needed to adjust or respond to unexpected issues. DVA has been extremely satisfied with all services provided.

Since this is the only renewal option for this contract the DVA will re-solicit for these services during the renewal period. A new contract is expected to be in place prior to the expiration of this contract.

FUND SOURCE: 12% General;
33% Federal (US Veterans Administration);
29% Non-Budgeted (Medicaid, Medicare);
26% Non-Budgeted (Resident Payments)

APPROP. CODE: D55P00

RESIDENT BUSINESS: Yes

Board of Public Works Action - This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

SERVICES CONTRACT RENEWAL OPTION/MODIFICATION

ITEM: 14-S-MOD **Agency Contact:** Heidi J. Tarleton
410-767-3763
htarleton@mta.maryland.gov

DEPARTMENT/PROGRAM: Transportation (MDOT)
Maryland Transit Administration (MTA)
Office of Mobility

CONTRACT ID: Taxi Access Premium Services II;
MTA-1319
ADPICS # J05B3400020

CONTRACT APPROVED: DBM Item 6-S (11/3/2010)

CONTRACTOR: MJ Management Services, LLC
Baltimore, MD

CONTRACT DESCRIPTION: Premium transportation program that supplements MTA's Mobility service allowing eligible Americans with Disabilities Act (ADA) patrons the opportunity to use participating local transportation service providers within the MTA designated service area.

OPTION/MODIFICATION DESCRIPTION: Modify the contract to authorize invoice submission for administrative fees and Global Positioning System (GPS) fees; and exercise the first one-year renewal option.

ORIGINAL TERM: 12/1/2010 – 11/30/2013 (w/2 one-year renewal options)

MODIFICATION TERM: 8/23/2013 – 11/30/2014

OPTION TERM: 12/1/2013 – 11/30/2014

ORIGINAL AMOUNT: \$21,616,300 (3 Years)

OPTION/MODIFICATION AMOUNT: \$14,258,000 (1 Year)

PRIOR MODIFICATIONS/OPTIONS: N/A

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

ITEM: 14-S-MOD (Cont.)

REVISED TOTAL CONTRACT AMOUNT: \$35,874,300

MBE PARTICIPATION: 1.15%
(3.71% of the Transaction & Monthly
Management Fees)

MBE COMPLIANCE: 1.10%
(4.43% of the Transaction & Monthly
Management Fees)

REQUESTING AGENCY REMARKS: Taxi Access II is a transit service sponsored by the Maryland Transit Administration (MTA) for persons eligible to ride on MTA's mobility service. Mobility service is mandated by the Americans with Disabilities Act (ADA). This service allows eligible mobility patrons the opportunity to use participating local transportation service providers within the MTA designated service area. Taxi access is considered a premium service by providing same-day service typically within 40 minutes of the request, and riders are transported directly from their origin to their destination. Whereas traditional paratransit mobility service must be pre-scheduled typically for the next day and riders with similar trip parameters are grouped together for shared-riding.

MJ Management, LLC (MJM) contracts and monitors the taxi companies and has developed technologies to meet the contract requirements and manage the overall services. It is in the best interest of the State to exercise the first of two one-year renewal options as contained in the contract to allow MJM to continue to provide these necessary transportation services and ensure the continued monitoring and coordinating of the Taxi Access II Premium Services.

In addition, this approval request includes a modification to resolve a dispute by MJM for the reimbursement of the administrative fees for taxi services that began in 2004 with the initial pilot contract based on the 2012 Public Service Commission ruling that the administrative fee is applicable for all taxi services. MTA consistently identified in all four solicitations after 2004 that it would not pay the administrative fee, and MJM placed an exception in each of its respective proposals requesting reimbursement of the administrative fees. Ambiguity in the contract interpretation has caused the dispute to be resolved in MJM's favor. MJM filed a claim with MTA for the administrative fees retroactive to 2004 with the pilot contract. However, COMAR 21.10.04.02B requires that a claim be submitted to the Procurement Officer no later than the date of the final payment. Since final payments were made on the three previous contracts, MJM is time barred from submitting a claim for those contracts. Therefore, only the administrative fees for the current contract were considered in the claim. The claim also challenged a GPS fee in dispute for the current contract.

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

ITEM: 14-S-MOD (Cont.)

This modification will amend the contract to allow invoice submittal for the administrative and GPS fees to cover the full contract term back to December 1, 2010. The administrative and GPS fees total \$3,258,000. All fee payments shall be based on invoices reconciled by MTA.

FUND SOURCE: 100% Special (Budgeted to MTA)

APPROPRIATION CODE: J05H0102

RESIDENT BUSINESS: Yes

Board of Public Works Action - This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

SERVICES CONTRACT MODIFICATION

ITEM: 15-S-MOD **Agency Contact:** Robert Howells
410-230-8789
Robert.howells@maryland.gov

DEPARTMENT/PROGRAM: State Lottery and Gaming Control
Agency (MLGCA)
Creative Product Services Division

CONTRACT ID: Instant Ticket Games and Related Services
2006-01
ADPICS # COF22885

CONTRACT APPROVED: DBM Item 2-S (6/7/2006)

CONTRACTOR: Primary Contractor
Pollard Banknote Limited Partnership
Winnipeg, Manitoba, Canada
US headquarters: Ypsilanti, MI

CONTRACT DESCRIPTION: Multiple award contracts to three vendors to provide Instant Ticket Games and related services. Contracts include: ticket design, production, security and delivery to the Lottery's warehouse; delivery of tickets to the Lottery's retailers; and marketing and sales support for instant games.

MODIFICATION DESCRIPTION: Extend the contract by two years and increase the contract amount in order to provide payments for existing instant ticket inventory at the Lottery's warehouse and retailers printed by the Primary Contractor.

ORIGINAL TERM: 7/6/2006 - 6/30/2010 (w/1 three-year renewal option)

MODIFICATION TERM: 9/1/2013 - 8/31/2015

ORIGINAL AMOUNT: \$21,200,000 Est. (3.9 Years)

MODIFICATION AMOUNT: \$13,600,000 Est. (2 Years)

PRIOR MODIFICATIONS/OPTIONS: \$21,775,000 (See page 53B)

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

ITEM: 15-S-MOD (Cont.)

REVISED TOTAL CONTRACT AMOUNT: \$56,575,000 Est. (8.9 Years + 2 Months; 3 contractors)

PERCENT +/- (THIS MODIFICATION): +64.2

OVERALL PERCENT +/-: +166.9

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 10% (for Primary Contractor only)

MBE COMPLIANCE: 7.2%

REQUESTING AGENCY REMARKS: The Contract contains multiple awards – a Primary Contract and two Secondary Contracts. The Primary Contractor, Pollard Banknote Limited Partnership, is the principal supplier of Instant Ticket Games and related services, including delivery to Lottery retailers. The Contract establishes a firm-fixed percent of the net instant income generated for the production of Instant Ticket Games and a firm-fixed unit price per delivery for the distribution of instant tickets to retailer locations. (The Secondary Contractors provide Instant Ticket Games only for selected games on an as-needed basis as determined by the Lottery, and are paid based on a firm-fixed dollar amount per square inch of instant tickets produced.)

In consideration of the facts that:

- There will be existing Instant Ticket inventory in the Lottery's warehouse and at retailer locations at the time of expiration of this contract that has been printed by the Primary Contractor;
- The Primary Contractor is paid based on a percent of the Net Instant Income generated by the sale of Instant Tickets printed by the Primary Contractor; and
- It is projected by the Lottery that it may take as long as two years after the expiration of this contract for this existing instant ticket inventory to be sold and the Primary Contractor's compensation to be calculated;

Therefore, the Lottery has determined it is necessary to extend the expiration date of the Primary Contract for a period of two years – for payment purposes only – to accommodate monthly payments to the Primary Contractor for the existing ticket inventory that will be sold after the current 8/31/2013 contract expiration date.

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

ITEM: 15-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Modification #1	\$0	Added the RefleXions printing process as an available Additional Task under the Contract but did not change the NTE amount of the Contract. 5/7/2009 – 6/30/2013. Approved by MLGCA.
Modification #1A	\$3,100,000 NTE	Increased the NTE amount of the four year base term of the Contract. DBM Item 4-S-MOD (5/5/2010).
Option #1/Mod #2	\$17,700,000 NTE	Exercised the single three (3) year renewal option as contained in the original contract for the period of 7/1/2010 – 6/30/2013. DBM Item 4-S-MOD (5/5/2010).
Modification #3	\$0	Added the Scratch Tab Games printing process as an available Additional Task under the Contract but did not change the NTE amount of the Contract. 6/2/2011 – 6/30/2013. Approved by MLGCA.
Modification #4	\$0	Added the “8 x 4” PlayBook®” product as an available Additional Task under the Contract but did not change the NTE amount of the Contract. 5/16/2012 – 6/30/2013. Approved by MLGCA.
Option #2	\$975,000 NTE	Exercised two of the six available month-to-month optional extensions as contained in the original contract for the Primary Contractor only for the period of 7/1/2013 – 8/31/2013. DBM Item 11-S-OPTION (5/29/2013).
Total	<u>\$21,775,000 NTE</u>	

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

SERVICES CONTRACT MODIFICATION

ITEM: 16-S-MOD **Agency Contact:** Heidi J. Tarleton
410-767-3763
Htarleton@mta.maryland.gov

DEPARTMENT/PROGRAM: Department of Transportation (MDOT)
Maryland Transit Administration (MTA)

CONTRACT ID: Uniform Rental Services; MTA-1261
ADPIC # COF26107

CONTRACT APPROVED: DBM Item 3-S (9/10/2008)

CONTRACTOR: Ace Uniform Services, Inc.
Baltimore, MD

CONTRACT DESCRIPTION: Provide for MTA maintenance personnel
uniform laundry services, including pick-up and delivery at designated agency sites.

MODIFICATION DESCRIPTION: Extend the contract term by one year to
conduct two procurements and award new contracts for uniforms and uniform services.

ORIGINAL TERM: 9/25/2008 - 9/24/2011 (w/1 two-year
renewal option)

MODIFICATION TERM: 9/25/2013 - 9/24/2014

ORIGINAL AMOUNT: \$757,244 (3 years)

MODIFICATION AMOUNT: \$275,000 (1 Year)

PRIOR MODIFICATIONS/OPTIONS: \$543,322
[Renewal Option: 9/25/2011 to 9/24/2013:
DBM Item 5-S-OPTION (7/27/11)]

REVISED TOTAL CONTRACT AMOUNT: \$1,575,566

OVERALL PERCENT +/- (THIS MOD): +36.3%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

MBE PARTICIPATION: None

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

ITEM: 16-S-MOD (Cont.)

REQUESTING AGENCY REMARKS: In accordance with the Collective Bargaining Agreement (CBA) between the MTA, Local 2 and Amalgamated Transit Union Local 1300 non-operating employees, the MTA is obligated to provide work clothing/uniforms and laundry services for MTA's transit union maintenance and service employees.

MTA advertised an Invitation for Bids for the new contract on May 13, 2013. The specifications for the uniforms were subtly different in design from the current uniforms. During the pre-bid conference, the current uniform provider stated that the manufacturer did not produce the specified uniform type and that it would be a custom design. Other prospective bidders also questioned the uniform design specifications. Therefore, MTA determined that the solicitation should be cancelled and have two separate procurements: one for uniform purchases with the Department of General Services, and one for the uniform laundering and maintenance services with the Department of Budget and Management. MTA will solicit and award two new competitive procurements prior to the expiration of this contract modification period.

It is in the best interest of the State to modify the current contract because the contractor, Ace Uniform Services, Inc., is an established local vendor in the Baltimore Metro area that has maintained an excellent working relationship with MTA personnel providing uniforms as required by the Contract. Ace Uniform Services, Inc. has followed all requirements satisfactorily. In addition, the prices for the extension are the same as the current prices, which have been deemed to be fair and reasonable.

FUND SOURCE: 100% Special (Bus Operations Budget Program Funds)

APPROP. CODE: J05H0102

RESIDENT BUSINESS: Yes

Board of Public Works Action - This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

SERVICES CONTRACT MODIFICATION

ITEM: 17-S-MOD **Agency Contact:** Sandy Johnson
410-767-7408
sandy.johnson@maryland.gov

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

CONTRACT IDS: Legal Representation for Children Involved
in Children In Need of Assistance &
Termination of Parental Rights (CINA/TPR)
Proceedings in the State of Maryland
ADPICS # See page 59B

CONTRACTS APPROVED: DBM Item 3-S (1/3/2007)

CONTRACTORS: See page 59B

CONTRACT DESCRIPTION: Multiple award contracts to 35 providers of
legal services for Children In Need of Assistance (CINA) cases and Termination of Parental
Rights (TPR) proceedings statewide.

MODIFICATION DESCRIPTION: Extend 21 contracts by six months to
continue legal representation services in specific jurisdictions while the appeal process is
completed and new contract awards are made.

ORIGINAL TERM: 1/4/2007 – 1/3/2010 (w/2 two-year renewal
options)

MODIFICATION TERM: 9/1/2013 – 2/28/2014

ORIGINAL AMOUNT: \$46,266,991 (3 Years) (See page 59B)

MODIFICATION AMOUNT: \$265,500 (6 Months) (See page 59B)

PRIOR MODIFICATIONS/OPTIONS: \$61,284,828 (See pages 59B & 64B)

REVISED TOTAL CONTRACT AMOUNT: \$107,817,319 (See page 59B)

PERCENT +/- (THIS MODIFICATION): +0.6%

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

ITEM: 17-S-MOD (Cont.)

OVERALL PERCENT +/-: +49.6%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 3%

MBE COMPLIANCE: Various (See page 59B)

REQUESTING AGENCY REMARKS: Request for approval to modify 21 contracts to provide legal representation services for children involved in CINA/TPR proceedings in the State of Maryland.

DHR is statutorily mandated to ensure the provision of legal representation to children involved in CINA/TPR proceedings and must compensate contracted attorneys for the representation of a child when the services are the responsibility of the Local Department of Social Services. (See Maryland Annotated Code, Courts and Judicial Proceedings Article, § 3-813).

In August 2012, DHR issued a combined Request for Proposals (RFP) for legal representation services for both CINA/TPR, designated as Functional Area I, and Indigent Adults Involved in Adult Protective Services, Guardianship Hearings and Adult Public Guardianship Review Board Hearings, designated as Functional Area II, resulting in 28 proposals being received in response to the RFP. However, only two awards are being recommended in Functional Area I (see Item 7-S on this agenda).

Two Offerors protested DHR's contract award recommendations for Functional Area I that impact ten jurisdictions. (One Offeror filed two Protests.) All three protests were denied by DHR. The Offeror that filed two protests has submitted an appeal to the Maryland State Board of Contract Appeals (MSBCA) on the denial of its first protest.

DHR decided that no awards would be made in the ten jurisdictions that are being contested, and are requesting approval to extend the current contracts for these jurisdictions (in Functional Area I) to ensure legal representation services for CINA/TPR cases continue throughout the appeal process. This modification is in the best interest of the State because the current prices, terms and conditions negotiated for the first renewal option will remain in effect during the extension period.

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

ITEM: 17-S-MOD (Cont.) CONTRACTORS / AMOUNTS / MBE COMPLIANCE (Cont.)

CONTRACTORS/ JURISDICTIONS/ ADPICS/ MBE COMPLIANCE	ORIGINAL CONTRACT AMOUNT	MOD #1 AMOUNT A1	MOD #2 AMOUNT A2	OPTION #1 AMOUNT A3	TOTAL MOD #3 A4/ OPTIONS A5	AMOUNT MOD #4 - A6 (This Action)	REVISED TOTAL CONTRACT AMOUNT	% +/- THIS MOD	% +/- OVER- ALL
CSA/MLSP-07-022-A6; Anne Arundel County Legal Aid Bureau, Inc. Baltimore, MD ADPICS #: COF26200 MBE Compliance: 2.94%	\$1,010,375	\$286,168	\$0	\$795,915	\$0	\$0	\$2,092,458	0.0%	28.3%
CSA/MLSP-07-001-A6; Baltimore City Child Advocacy Project Eastern Shore, Inc. Chestertown, MD ADPICS #: COF26264 MBE Compliance: 1.69%	\$1,182,300	\$259,250	\$0	\$927,410	\$0	\$0	\$2,368,960	0.0%	21.9%
CSA/MLSP-07-012-A6; Baltimore City Children's Legal Services of Baltimore Baltimore, MD ADPICS #: COF26189 MBE Compliance: 1.46%	\$2,863,692	\$1,067,078	\$0	\$2,210,809	\$0	\$0	\$6,141,579	0.0%	37.3%
CSA/MLSP-07-013-A6; Baltimore City Darlene A. Wakefield, PA Baltimore, MD ADPICS #: COF26041 MBE Compliance: 2.21%	\$3,977,199	\$1,576,734	\$201,328	\$3,071,284	\$0	\$0	\$8,826,545	0.0%	44.7%

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

ITEM: 17-S-MOD (Cont.)

CONTRACTORS/ JURISDICTIONS/ ADPICS/ MBE COMPLIANCE	ORIGINAL CONTRACT AMOUNT	MOD #1 AMOUNT A1	MOD #2 AMOUNT A2	OPTION #1 AMOUNT A3	TOTAL MOD #3 A4/ OPTIONS A5	AMOUNT MOD #4 - A6 (This Action)	REVISED TOTAL CONTRACT AMOUNT	% +/- THIS MOD	% +/- OVER- ALL
CSA/MSLP-07-019-A6; Baltimore City Lazarus & Burt, PA Baltimore, MD ADPICS #: COF26206 MBE Compliance: 5.25%	\$2,057,503	\$962,284	\$358,363	\$1,600,552	\$0	\$0	\$4,978,702	0.0%	64.2%
CSA/MSLP-07-023-A6; Baltimore City Legal Aid Bureau, Inc. Baltimore, MD ADPICS #: COF26191 MBE Compliance: 3.51%	\$12,783,619	\$4,569,422	\$0	\$10,357,346	\$0	\$0	\$27,710,387	0.0%	35.7%
CSA/MLSP-07-036-A6; Baltimore City MECCA's Place, Inc. Baltimore, MD ADPICS #: COF26174 MBE Compliance: 3.02%	\$1,586,005	\$457,014	\$0	\$1,379,753	\$0	\$0	\$3,422,772	0.0%	28.8%
CSA/MLSP-07-039-A6; Baltimore City Randall & Sonnier, LLC Baltimore, MD ADPICS #: COF26192 MBE Compliance: 2.53%	\$3,282,236	\$1,445,800	\$0	\$2,399,243	\$0	\$0	\$7,127,279	0.0%	44.0%

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

ITEM: 17-S-MOD (Cont.)

CONTRACTORS/ JURISDICTIONS/ ADPICS/ MBE COMPLIANCE	ORIGINAL CONTRACT AMOUNT	MOD #1 AMOUNT A1	MOD #2 AMOUNT A2	OPTION #1 AMOUNT A3	TOTAL MOD #3 A4/ OPTIONS A5	AMOUNT MOD #4 - A6 (This Action)	REVISED TOTAL CONTRACT AMOUNT	% +/- THIS MOD	% +/- OVER- ALL
CSA\MLSP-07-002-A6; Baltimore County Child Advocacy Project Eastern Shore, Inc. Chestertown, MD ADPICS #: COF26721 MBE Compliance: 1.08%	\$788,375	\$277,775	\$62,575	\$613,400	\$0	\$0	\$1,742,125	0.0%	43.2%
CSA\MLSP-07-024-A6; Baltimore County Legal Aid Bureau, Inc. Baltimore, MD ADPICS #: COF26188 MBE Compliance: 3.51%	\$1,356,867	\$349,020	\$0	\$1,099,651	\$0	\$0	\$2,805,538	0.0%	25.7%
CSA\MLSP-07-014-A6; Baltimore County Darlene Wakefield, PA Baltimore, MD ADPICS #: COF26832 MBE Compliance: 2.37%	\$1,627,992	\$481,154	\$0	\$1,257,705	\$0	\$0	\$3,366,851	0.0%	29.6%
CSA\MLSP-07-037-A6; Baltimore County MECCA's Place, Inc. Baltimore, MD ADPICS #: COF26142 MBE Compliance: 3.35%	\$1,364,551	\$375,012	\$0	\$1,079,039	\$0	\$0	\$2,818,602	0.0%	27.5%

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

ITEM: 17-S-MOD (Cont.)

CONTRACTORS/ JURISDICTIONS/ ADPICS/ MBE COMPLIANCE	ORIGINAL CONTRACT AMOUNT	MOD #1 AMOUNT A1	MOD #2 AMOUNT A2	OPTION #1 AMOUNT A3	TOTAL MOD #3 A4/ OPTIONS A5	AMOUNT MOD #4 - A6 (This Action)	REVISED TOTAL CONTRACT AMOUNT	% +/- THIS MOD	% +/- OVER- ALL
CSA\MLSP-07-015-A6; Carroll County Darlene Wakefield, PA Baltimore, MD ADPICS #: COF26249 MBE Compliance: 2.42%	\$208,684	\$164,212	\$0	\$161,880	\$42,425	\$0	\$577,201	0.0%	89.5%
CSA\MLSP-07-004-A6; Cecil County Child Advocacy Project Eastern Shore, Inc. Chestertown, MD ADPICS #: COF26257 MBE Compliance: 0.60%	\$431,900	\$431,150	\$43,640	\$335,600	\$207,145	\$47,500	\$1,496,935	11.0%	157.3%
CSA\MLSP-07-016-A6; Harford County Darlene Wakefield, PA Baltimore, MD ADPICS #: COF26243 MBE Compliance: 1.64%	\$520,013	\$347,722	\$42,267	\$402,315	\$155,980	\$5,922	\$1,474,219	1.1%	98.6%
CSA\MLSP-07-031-A6; Harford County Legal Aid Bureau, Inc. Baltimore, MD ADPICS #: COF26182 MBE Compliance: 1.96%	\$525,224	\$495,392	\$141,906	\$412,519	\$472,546	\$0	\$2,047,587	0.0%	190.0%
CSA\MLSP-07-017-A6; Howard County Darlene Wakefield, PA Baltimore, MD ADPICS #: COF26212 MBE Compliance: 4.59%	\$413,342	\$137,764	\$0	\$318,748	\$0	\$0	\$869,854	0.0%	33.3%

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

ITEM: 17-S-MOD (Cont.)

CONTRACTORS/ JURISDICTIONS/ ADPICS/ MBE COMPLIANCE	ORIGINAL CONTRACT AMOUNT	MOD #1 AMOUNT A1	MOD #2 AMOUNT A2	OPTION #1 AMOUNT A3	TOTAL MOD #3 A4/ OPTIONS A5	AMOUNT MOD #4 - A6 (This Action)	REVISED TOTAL CONTRACT AMOUNT	% +/- THIS MOD	% +/- OVER- ALL
CSA\MLSP-07-020-A6; Montgomery County Lazarus & Burt, PA Baltimore, MD ADPICS #: COF26414 MBE Compliance: 6.04%	\$1,214,141	\$776,854	\$0	\$908,800	\$725,000	\$132,148	\$3,756,943	10.9%	122.5%
CSA\MLSP-07-032-A6; Montgomery County Legal Aid Bureau, Inc. Baltimore, MD ADPICS #: COF26193 MBE Compliance: 2.23%	\$1,120,904	\$958,462	\$0	\$882,921	\$439,867	\$0	\$3,402,154	0.0%	115.5%
CSA\MLSP-07-033-A6; Prince George's County Legal Aid Bureau, Inc. Baltimore, MD ADPICS #: COF26196 MBE Compliance: 3.65%	\$2,838,717	\$1,088,829	\$150,907	\$2,297,886	\$952,975	\$0	\$7,329,314	0.0%	66.1%
CSA\MLSP-07-038-A6; Washington County Patricia Patton Legal & Mediation Services, PA Hagerstown, MD ADPICS #: COF26198 MBE Compliance: 3.14%	\$792,825	\$351,348	\$10,032	\$568,825	\$80,453	\$79,930	\$1,883,413	10.1%	61.1%
Total for 21 Contracts requiring BPW Approval	\$41,946,464	\$16,858,444	\$1,011,018	\$33,081,601	\$3,076,391	\$265,500	\$96,239,418	0.6%	47.4%
Grand Total for all 35 MLSP Contracts	\$46,266,991	\$18,679,828	\$1,346,229	\$36,487,075	\$4,771,696	\$265,500	\$107,817,319	0.6%	49.6%

*Note: DHR is requesting approval to modify 17 contracts for time only; however, as shown in the Requesting Agency Remarks the payment amounts anticipated during the extension period exceeds \$50,000. Therefore, these modifications are included for BPW approval.

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

ITEM: 17-S-MOD (Cont.)

PRIOR MODIFICATIONS/OPTIONS (Cont.):

Mod #1	\$18,679,828	Modified the 35 contracts in three parts: Part A – 11 contracts were retroactively increased by \$965,369 to pay for services rendered and invoiced; Part B - added \$3,850,821 for increased caseloads during the remaining contract term until 1/3/2010; and Part C - extended all contracts for an 8-month period to complete the procurement process for an additional \$13,863,638. DBM Item 15-S-MOD (9/16/2009).
Mod #2	\$1,346,229	Modified all 35 contracts for an additional six month period to complete the procurement process; 16 contracts had funding increases and 19 were extended for time only. DBM Item 5-S-MOD (8/11/2010).
Opt #1	\$36,487,075	Exercised the first of two two-year renewal options as contained in the original contract for all 35 contracts; 3/1/2011 – 2/28/2013. DBM Item 5-S OPTION (2/23/2011).
Mod #3/Opt. #2	\$4,771,696	Modified all 35 contracts to extend the term by three months (3/1/2013 – 5/31/2013) with three one-month renewal options to be exercised by DHR (6/1/2013- 8/31/2013) to allow time to complete the procurement process; 15 contracts had funding increases and 20 were for time only. DBM Item 13-S-MOD (12/19/2012).
Total	<u>\$61,284,828</u>	

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

GENERAL MISCELLANEOUS

ITEM: 18-GM **Agency Contact:** Larry Williams
410-260-7195
Larry.Williams@maryland.gov

DEPARTMENT: Budget and Management (DBM)
Division of Procurement Policy & Administration (DPPA)
Fleet Administration Unit (FAU)

AMOUNT OF REQUEST: N/A

DESCRIPTION: Request for approval of Motor Vehicle Purchase Standards for FY2014.

REQUESTING AGENCY REMARKS: In accordance with Section 3-502 State Finance and Procurement Article, DBM is responsible for approving and submitting to the BPW for approval, the Purchase Standards for motor vehicles for use by the Executive Branch of State Government during FY2014. Vehicle types included are similar to those approved for FY2013 with no additional vehicle types added. Purchase Standards will be submitted throughout the remainder of FY2014 as they are developed for low volume, special purpose motor vehicles.

Board of Public Works Action - This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

GENERAL MISCELLANEOUS

ITEM: 19-GM **Agency Contact:** Marc Nicole
410-260-7049
Marc.Nicole@maryland.gov

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

AMOUNT OF REQUEST: \$109,000 FY2013 Total

DESCRIPTION: Request to approve an additional proposed reimbursable fund budget amendment for the fourth quarter of FY2013. This request complies with Section 7-209 (e) of the State Finance and Procurement Article, which requires that proposed reimbursable fund budget amendments be approved by the Board of Public Works unless specifically authorized by the Budget Bill or other law.

FUND SOURCE: 100% Reimbursement

APPROP. CODE: See page 67B

REQUESTING AGENCY REMARKS: The contributing department has appropriated funds to pay for services to be provided by the receiving department for the fourth quarter of FY2013. The following page shows the reimbursable amendments by department and independent agency and identifies the department and independent agency receiving and contributing funding, the amount of the funding and a brief justification for the amendment.

Board of Public Works Action - This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 19-GM (Cont.)

Budget Amendment Number	Department Receiving Funding	Department Contributing Funding	Funding Amount	***** Justification *****
13R-102	C81-Office of Attorney General	Q00-Dept. of Public Safety and Correctional Services	\$109,000	Increased funding for financial support for one assistant attorney general position in the OAG's Correctional Litigation Unit in FY 2013
FY2013 4th Qtr. Proposed Reimbursable Amendments Total			\$109,000	

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

GENERAL MISCELLANEOUS

ITEM: 20-GM **Agency Contact:** Marc Nicole
410-260-7049
Marc.Nicole@maryland.gov

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

AMOUNT OF REQUEST: \$57,370 FY2014 Total

DESCRIPTION: Request to approve proposed reimbursable fund budget amendment for the month of July FY2014. This request complies with Section 7-209 (e) of the State Finance and Procurement Article, which requires that the proposed reimbursable fund budget amendment be approved by the Board of Public Works unless specifically authorized by the Budget Bill or other law.

FUND SOURCE: 100% Reimbursement

APPROP. CODE: See page 69B

REQUESTING AGENCY REMARKS: The contributing department has appropriated funds to pay for services to be provided by the receiving department for the month July FY2014. The following page shows the reimbursable amendment by department and identifies the departments receiving and contributing funding, the amount of the funding and a brief justification for the amendment.

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: 20-GM (Cont.)

Budget Amendment Number	Department Receiving Funding	Department Contributing Funding	Funding Amount	***** Justification *****
14R-002	L00-Department of Agriculture	M00-Dept. of Health and Mental Hygiene	\$57,370	Provide funding for the formulation of a Rapid Response Team (RRT) to strengthen Maryland's ability to respond to food related emergencies.
FY2014 July Proposed Reimbursable Amendment Total			\$57,370	

SUPPLEMENTAL

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

ITEM: 21-GM (cont'd)

Below are the key functions of the additional PINs:

Trainmaster
Ride trains to monitor schedules, crew and equipment; 20 per month.
Daily interaction with customers on problems with service.
Interact with railroad supervision to resolve operating or customer service problems.
Train and oversee outside contractors performing cleaning, landscaping and snow removal.
Inspection of stations for safety issues, public address systems and station conditions.
Assist operations center
Advise and assist Chief Transportation Officer during operational incidents.
Implement special programs requiring Bombardier, Amtrak or outside parties.

Administrator II/III
Manage and administer the MARC Operations Center (OPS). Includes making email notifications to riders and emergency notifications to MTA personnel.
Work with Washington Commuter Operations center in facilitating alternate plans when Penn Line trains experience mechanical breakdowns or system failures.
Assist in managing and coordinating daily rolling stock (equipment) train assignments and scheduling.
Work with Washington Commuter Operations, Bombardier Transportation Services, and CSX in facilitating alternate plans when Camden and/or Brunswick Line trains experience mechanical breakdowns or system failures.

Admin Officer III
Conduct daily conference call with MARC mechanical staff and contract railroad mechanical staff
Manage all communications to the public during a service disruption via E-mail alerts and updating the web page. Inform commuters of all changes as they occur.
Coordinate alternate transportation, buses or Metro, during a service disruption i.e. blizzard, storms, derailments, equipment failure
Oversee the Operations Clerks that announcements, LED signs and alerts are made to the public in the event of delays and service disruptions
Inform and update MARC Director, Chief Transportation Officer, Chief Mechanical Officer and MARC trainmasters in the event of service disruptions
Inform MTA offices of Safety, Transit Insurance and any other departments required during a service disruption that involves injuries or property damage

Admin Specialist
Develops and oversees all maintenance and repair of MARC-owned locomotives and passenger cars.
Serves as Project Manager and/or Resident Engineer on multiple Federally funded contracts.
Receives and investigates emergency calls for equipment related incidents.

SUPPLEMENTAL

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

ITEM: 21-GM (cont'd)

Commuter Bus Supervisor
Oversees daily maintenance and safety operation of 24 Commuter Bus routes. Regularly communicates with managers at the service provider companies concerning operational issues
Ensures standard maintenance procedures are being met for the Commuter Bus fleet. Manages the collection and accuracy of preventative maintenance forms for the 66 MCI coaches owned by the MTA
Initiate requisitions for material, equipment and vehicles. Coordinates bus purchases and inspects new equipment or equipment being transferred between contractors

Commuter Bus Admin III
Oversees daily operations of MTA's five Commuter Bus contractors. Determines how, if and when bus contractors perform contracted services by coordinating with their operations centers, maintaining a daily liaison with key company personnel and monitoring filed operations. Also resolves customer complaints or disputes with bus company operatives from commuters encountered while in the field.
Monitors daily operation of five bus contractors (bus companies) at locations throughout Maryland and the District of Columbia and maintains liaison with vendors to resolve ongoing service issues or problems. Work assignments include evaluations of contracts' performance according to contractual obligations. Manages the performance of contractors' employees.
Work independently to direct contractors on MTA policies and procedures regarding administrative issues, work orders, performance criteria, potential problems and /or changes in procedures.
Update Chief Transportation Officer for Commuter Bus on the quality, on-time performance and general conditions of particular lines.
Coordinate all Ride Check forms and update schedule changes to forms and distribute to bus contractors.

DBM REMARKS: The Secretaries of the Department of Budget and Management and the Maryland Department of Transportation have certified that funds are available for the new positions for which approval is requested within the Rule of 100. If the Board approves this request, 10 positions will have been approved within the Rule of 100 for FY2014.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

CONSTRUCTION CONTRACT

ITEM: 1-C

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

INSTITUTION: University Maryland, Baltimore

CONTRACT ID: Construction Management at Risk
HVAC Upgrades at the Medical School Teaching Facility
RFP 10-389 MT

CONTRACT DESCRIPTION: Construction Management services during pre-construction and construction phases for HVAC upgrades to the Medical School Teaching Facility. This is the first phase of a three-phase project to replace the four main air-handling units, related ductwork and equipment.

AWARD: Plano-Coudon, LLC
2101 Washington Blvd
Baltimore MD 21230

CONTRACT TERM: 75 months from issuance of first phase pre-construction notice to proceed

AMOUNT: \$79,840 (pre-construction)

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS:

	<i>Technical Score</i>	<i>Price Score</i>	<i>Total Score</i>	<i>Price</i>
Plano-Coudon, LLC	60	40	100	\$2,936,845

MBE PARTICIPATION: 25%

PERFORMANCE BOND: A 100% performance bond is required.

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

ITEM: 1-C (cont'd)

REQUESTING INSTITUTION REMARKS: The solicitation was advertised in *eMaryland Marketplace* and distributed to the Office of Minority Affairs and other MBE associations. Four technical proposals were received of which two achieved the required, minimum technical score and were requested to submit price proposals. Only one offeror submitted a timely price proposal.

Award is recommended to the Plano-Coudon, LLC who was highly technically rated, presented an experienced construction management team, and demonstrated strong experience in similar construction projects.

The estimated construction cost for this project is \$12,000,000. This Item recommends award for pre-construction services only. If the University and the contractor agree to a guaranteed maximum price, the University will return to the Board for approval to modify the contract to include construction costs and construction management fees for construction services.

FUND SOURCE: USM Academic/Auxiliary Facility Revenue Bonds

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-2151-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

CONSTRUCTION CONTRACT MODIFICATION

ITEM: 2-C MOD

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

INSTITUTION: University of Maryland, Baltimore

CONTRACT ID: On-Call Construction Management at Risk Services for the 1st and 3rd
Floor Renovation of the BioMet General Research Building
Task Order Request #12-305 BS

CONTRACTOR APPROVED: USM Item 1-C OPT (12/7/2011)
USM Item 1-C MOD (10/17/2012)
USM Item 1-C MOD (05/15/2013)

CONTRACTOR: Lewis Contractors
Owings Mills, MD

TASK ORDER DESCRIPTION: Construction management services for the pre-construction and construction phases of the interior renovations of 1st and 3rd floors of the BioMet General Research Building. The scope includes building envelope and infrastructure upgrades.

MODIFICATION DESCRIPTION: Award GMP No. 2 that includes selective demolition; installation of drywall, carpentry, doors frames and hardware, resilient flooring, carpet; painting; mechanical, electrical and fire protection upgrades.

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

ORIGINAL AMOUNT: \$73,440 (pre-construction)

MODIFICATION AMOUNT: \$969,987

AMOUNT OF PRIOR MODIFICATIONS: \$3,249,706

REVISED TOTAL CONTRACT AMOUNT: \$4,293,133

MODIFICATION % CHANGE: 29.2%

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

ITEM: 2-C MOD (cont'd)

MBE PARTICIPATION: 25%

MBE COMPLIANCE: 33.86%

PERFORMANCE BOND: 100% performance bond is required

PROCUREMENT METHOD: On-Call Task Order Proposals

REQUESTING INSTITUTION REMARKS: MBE participation for this GMP is 30.1%.

FUND SOURCE: Plant Funds

APPROP. CODE: R30B21

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 12-2176-1011

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ARCHITECTURE/ENGINEERING SERVICES

ITEM: 3-AE

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

INSTITUTION:

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

CONTRACT ID:

Design Services for Fine Arts Building
RFP 13-117 AE-CP

CONTRACT DESCRIPTION: Architect/Engineer services for partial renovation of UMBC's Fine Arts Building. The project scope is in response to critical building system deficiencies including: the roof and building envelope, stairways, HVAC system and air handling units, electrical systems, fire alarm systems, emergency power and lighting. Interior spaces totaling 50,000 NASF will be reconfigured and renovated to accommodate new programmatic space.

AWARD:

Murphy & Dittenhafer, Inc
805 North Charles Street
Baltimore, MD 21201

CONTRACT TERM:

Eleven months from issuance of Notice to Proceed

AMOUNT:

\$1,116,996.08

PROCUREMENT METHOD:

USM Policies and Procedures for
Architect/Engineer Procurements

PROPOSALS:

Ranking

Murphy & Dittenfer, Inc., Baltimore

1

Design Collective, Baltimore

2

Whitman Requardt & Associates, Baltimore

3

Hord Coplan Macht, Baltimore

4

MBE PARTICIPATION:

25%

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

ITEM: 3-AE (cont'd)

REQUESTING INSTITUTION REMARKS: The solicitation was advertised in *eMaryland Market Place* and the UMB Procurement Services *eBid Board*. The qualification committee recommended four responding firms as eligible to provide the required services. Oral presentations were conducted with these firms and the recommended firm was determined to be the most qualified. The price was the result of a negotiation with the University's qualification committee. The selection process was reviewed and approved by the University's executive review group that included a public member. The award amount includes all phases of design.

FUND SOURCE: USM Academic/Auxiliary Facility Revenue Bonds

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-2182-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

CONSTRUCTION CONTRACT MODIFICATION

ITEM: 4-C-MOD

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

INSTITUTION: University of Maryland, College Park

CONTRACT ID: Design-Build with Guaranteed Maximum Price,
Prince Frederick Hall
Contract No. F-400169-K

CONTRACT APPROVED: Pre-Con & Design, USM Item 5-C (10/19/2011)
GMP No. 1, USM Item 9-C MOD (05/23/2012)
GMP No.2, USM Item 3-C MOD REV(10/03/2012)
GMP No. 3, USM Item 4-C MOD(02/20/2013)

CONTRACTOR: Clark Construction Group, LLC
Bethesda, MD 20814

CONTRACT DESCRIPTION: Design-build services for pre-construction, design and construction phases, inclusive of the actual construction for Prince Frederick Hall, a new 154,085 GSF multi-story dormitory which will be located on the campus of The University of Maryland, College Park. The facility shall provide approximately 463 beds. The project includes a satellite central utility building (SCUB) in the basement of the new dorm. The SCUB will provide the production and point of distribution for chilled and heating water to serve the proposed dorm, the existing South Campus Dining Hall, and a future Campus Recreation Building. The total tonnage of the chilled water plant is estimated to be 1,300 tons and total heating water capacity is estimated to be 87,000 MBH. The project also includes related site and utility improvements, pedestrian walks and parking. The total estimated cost for design and construction is \$65.9 million.

MODIFICATION DESCRIPTION: Add to the construction contract resulting from design addenda 1 and 2 for doors and door hardware, rough carpentry, mechanical/plumbing, masonry and drywall, millwork, elevators, electrical, and landscaping.

TERM OF ORIGINAL CONTRACT: Design: 10/19/11 – 05/19/12
Construction: 24.5 months from notice to proceed

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

ITEM: 4-C-MOD (cont'd)

MODIFICATION TERM:	No change
ORIGINAL CONTRACT AMOUNT:	\$ 2,259,610
THIS MODIFICATION AMOUNT:	\$ 683,841
PRIOR MODIFICATIONS/OPTIONS:	\$63,078,859
PERCENTAGE CHANGE+/-:	1.05%
REVISED TOTAL CONTRACT AMOUNT:	\$66,022,310
ORIGINAL PROCUREMENT METHOD:	Competitive Sealed Proposals
MBE PARTICIPATION:	25% Design 35% Construction
MBE COMPLIANCE:	26.6%
PERFORMANCE SECURITY:	100% of Guaranteed Maximum Price
REQUESTING INSTITUTION REMARKS:	Contractor has proceeded with the project at its own risk to maintain the project schedule.
FUND SOURCE:	USM Academic/Auxiliary Facility Revenue Bonds
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	13-2193-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

GENERAL MISCELLANEOUS

ITEM: 5-GM

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

INSTITUTION: University of Maryland, College Park

RECOMMENDATION: Approve demolition of nine buildings located on 11 acres of the University's 38-acre east campus district located southeast of US Route 1 and Paint Branch Parkway intersection.

1. Harrison Lab Building (Bldg. #002)
2. Mail/Post Office Building (Bldg. #343)
3. UM Shuttle Building (Bldg. #013)
4. Motor Transportation Services Building (Bldg. #011)
5. Heavy Equipment Building (Bldg. #216)
6. Solid Waste Building (Bldg. #217)
7. Warehouse Building (Bldg. #012)
8. HVAC Pump & Compressor Shop (Bldg. #101)
9. Building Services Operations Building (Bldg. #215 & #100)

PROPERTY: These vacant buildings were previously used for plant and maintenance operations, storage, shop, public safety, and other non-academic support related purposes. Many of the buildings are beyond useful life and no longer have a useful purpose: electrical and mechanical systems are out of date and the cost to replace or upgrade the systems exceed building value. Further, there are environmental considerations. Also because the buildings are vacant, they present a risk and liability to the University. Moreover, the buildings detract from the positive image the University desires to present at its most prominent gateway.

EXPLANATION: The 11-acre parcel on which the nine buildings are located is part of the property known as East Campus and proposed for future mixed use development. In 2008, the University acquired the old Washington Post facility (and renamed it the Severn Building), renovating it and constructing new facilities to which the plant and maintenance functions are to be fully relocated by the end of 2013.

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

ITEM: 5-GM (cont'd)

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

REQUESTING INSTITUTION REMARKS:

State Clearinghouse Comments (January 8, 2013): *The Clearinghouse conducted an intergovernmental review of the project under MD20121119-0810 and found the project to be Consistent with Qualifying Comments and Contingent Upon Certain Actions. It has recommended to change the use and demolish nine (9) structures on +/- 11 acres located at the corner of U.S. Route 1 and Paint Branch Parkway in College Park. The University System of Maryland plans to construct a mixed-use transit oriented development, known as the East Campus, on the site. The Maryland Historic Trust's recommendation of consistency is contingent upon the Applicant completing a Determination of Eligibility Form for the Harrison Lab Building.*

Maryland Historical Trust Assessment of Effects:

The demolition of Buildings 343, 13, 11, 216, 217, 12, 101, 215 and 100 will have no effect on historic resources. Once the Trust receives the required Determination of Eligibility Form for Building 2, we will take a formal determination about the eligibility of this undertaking.

The University has submitted to MHT the necessary information for Building 002 (Harrison Lab Building). MHT advises that further consultation and a formal determination about eligibility is required before demolition. The University will not undertake any demolition of Building 002 until MHT approval is granted.

Department of the Natural Resources: *To the extent possible, the Applicant should consider reusing or recycling materials from the proposed demolition.*

The University will assure specifications include construction waste management practices that require all demolition waste to be reused and/or recycled to the greatest extent possible.

Maryland Department of the Environment: Comments concerning treatment of hazardous materials in regards to asbestos abatement, petroleum storage tanks, and solid waste disposal will be followed. The University of Maryland's Department of Environmental Safety is participating in the abatement process and preparation of demolition documentation to ensure that all federal and State regulatory requirements are being adhered to.

No Effect On Resources: The demolition of these properties will not have an adverse impact on the University, USM, or State resources.

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ARCHITECTURAL/ENGINEERING SERVICES CONTRACT MODIFICATION

ITEM: 6-AE-MOD

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

INSTITUTION: University of Maryland, College Park

CONTRACT ID: Bioengineering Building
Architectural and Engineering Services
Contract No. B-400280-N

CONTRACT APPROVED: USM Item 3-AE (04/17/2013)

CONTRACTOR: The Ballinger Company, Philadelphia, PA 19107

CONTRACT DESCRIPTION: This 147,000 GSF facility will house the Fischell Institute of Medical Devices and the Fischell Department of Bioengineering. The Fischell Institute was established to bring together students, researchers, scientists, medical practitioners, entrepreneurs, venture capitalists and regulatory agencies in order to innovate by integrating principles and applications in the fields of engineering and biology for the improvement of human health. The scope of this project includes research and instructional labs, classrooms, and offices. The project also includes related site and utility improvements, stormwater management, pedestrian circulation, landscaping and service access and an evaluation as to the feasibility of incorporating a Satellite Central Utility Building into the project.

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

MODIFICATION DESCRIPTION: Incorporate construction drawing and bidding phase design services into the contract.

ORIGINAL TERM: 04/17/13 – 06/17/17: 22 months for design; 4 months to bid the GMP and 24 months for construction

ORIGINAL AMOUNT: \$3,975,719

MODIFICATION AMOUNT: \$3,980,291

REVISED AMOUNT: \$7,956,010

MODIFICATION % CHANGE: 100%

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

ITEM: 6-AE-MOD (continued)

MBE PARTICIPATION: 25%
[Subgoals: 6% African American; 2% Hispanic; 9% Women]

MBE COMPLIANCE: No prime invoices processed to date

FUND SOURCE: MCCBL of 2013: *Provide funds to design a New Bioengineering Building.*
Item 061

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 13-2040-0001

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

GENERAL MISCELLANEOUS

ITEM: 7-GM

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

Recommendation: Approve the use of General Obligation Bond funding for the following contract totaling: \$278,596.

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

A. University of Maryland, College Park

Neutral Buoyancy Facility

Description: ADA restroom upgrades, Room 1100B
Procurement Method: Simplified Procurement
Award: Combined Services, Inc
Fairfax, VA 22030
Amount: \$15,600
Fund Source: MCCBL 2011 – *Access Maryland*. Item 001
Tax Compliance No. 13-2014-0111
Resident Business: No

B. Salisbury University

Delmarva Public Radio Relocation Project

Description: Purchase and install broadcast equipment for relocating Delmarva Public Radio from Caruthers Hall
Procurement Method: Competitive Sealed Bids
Award: SCMS, Inc.
Pineville, NC 28134
Amount: \$262,996.00
Fund Source: MCCBL 2014: *Provide funds to design, construct, renovate, and equip a facility for the relocation of Delmarva Public Radio*. Item 072
Tax Compliance No. 13-2241-1000
Resident Business: No

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

CONSTRUCTION CONTRACT

ITEM: 8-C

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

INSTITUTION: University of Maryland University College

CONTRACT ID: Inn and Conference Center
Moisture Intrusion Project
Task Order No. TORP-91010

CONTRACT APPROVED: On Call CM Services - USM Item 9-C (01/05/2011)
First Renewal Option - USM Item 6-C OPT (01/02/2013)

DESCRIPTION: Construction Manager for pre-construction and construction phases for remediation of moisture intrusion at the UMUC Inn and Conference Center hotel. The scope includes repairs to the exterior masonry walls, waterproofing, sealant installation, repairs to the affected interior spaces, hazardous material abatement, and replacing windows.

AWARD: Henry H. Lewis Contractors, LLC d/b/a Lewis Contractors
Owings Mills

CONTRACT TERM: Pre-Construction Phase: Six weeks from Notice to Proceed
(08/22/2013 to 10/4/2013)

Construction Phase: Six months from Notice to Proceed
(12/2013 to 05/2014)

AMOUNT: \$26,640 (Pre-Construction Services only)

PROCUREMENT METHOD: Task Order under On-Call CM program

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

ITEM: 8-C (cont'd)

PROPOSALS:	<i>Technical Rank</i>	<i>Price Rank</i>	<i>Overall Rank</i>	<i>Evaluated Price</i>
Lewis Contracting	1	1	1	\$ 371,680
Plano-Coudon LLC	2	2	2	\$ 406,750

MBE PARTICIPATION: 20%
[Subgoals: 7% African American; 4% Asian American]

PERFORMANCE SECURITY: Equal to contract amount

REQUESTING INSTITUTION REMARKS: The project was competed among the seven on-call construction management contractors. Two proposals were received. Award is recommended to the higher technical and lower priced proposer. The price includes the pre-construction phase fee, the construction phase fee, remediation scope, general conditions, contingency and allowances.

A task order will initially be awarded for the pre-construction services only. An initial GMP for long lead material purchase is anticipated to be followed by a GMP for the balance of the trade contractors. There is no MBE participation included in the pre-construction phase, which will be performed by contractor with its own forces. The contractor is required to submit the MBE participation plan to meet the 20% goal with the subsequent GMP proposal. The total construction cost is estimated to be \$1,300,000.

FUND SOURCE: Plant Funds

APPROP. CODE: R30B30

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-2136-1010

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

CONSTRUCTION CONTRACT

ITEM: 9-C

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

INSTITUTION: University of Maryland, College Park for
Salisbury University

CONTRACT ID: New Press Box and Bleacher Relocation
RFP 84558-W - Contract No.19803

CONTRACT DESCRIPTION: Labor, material, equipment, supervision and other resources to demolish existing east side bleachers; construct new 500 gross square foot prefabricated press box; and modify and relocate 2,000-seat metal bleachers from the west side to east side.

AWARD: The Whiting-Turner Contracting Company
Cambridge, Maryland 21613

TERM: Phase I – 120 calendar days from Notice to Proceed.
Phase II – 80 calendar days from Notice to Proceed.

AMOUNT: \$1,217,000

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS:	<u>Technical</u>	<u>Price</u>
The Whiting-Turner Contracting Co. Cambridge, MD	Acceptable	\$1,217,000
Harper & Sons Inc. Easton, MD	Acceptable	\$1,345,105

MBE PARTICIPATION: 15% (7% African American)

PERFORMANCE SECURITY: Payment and Performance bonds equal to contract amount.

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

ITEM: 9-C (cont'd)

REQUESTING INSTITUTION REMARKS: This project was advertised with *eMarylandMarketPlace*. Three proposals were received, two of which were susceptible of award. Award is recommended to the lower priced, technically acceptable proposer in the amount of \$1,217,000. The engineer's original cost estimate was \$1,213,000.

To minimize disruption to athletic events, this project will be performed in two phases. Phase I work will install the new press box upon Board approval. The second phase will relocate the existing bleachers beginning May 2014.

FUND SOURCE: Plant Funds

APPROP CODE: R30B29

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-2149-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 1 -IT (cont'd)

MBE PARTICIPATION: 0%

INCUMBENT: None

REMARKS: After April 2014, Microsoft will no longer support Windows XP computers. All MDE Windows XP computers must be replaced with Windows 7 computers before April 2014. This procurement was an equipment purchase of Dell desktops, laptops and monitors and includes a three-year, next business day warranty and help desk support. Each recommended awardee is an authorized partner/reseller of Dell equipment.

A notice of the solicitation was posted on *eMaryland Marketplace*. Seven responsive bids were received. MDE recommends award to the three companies who submitted the low bids for desktops, laptops, and monitors, and have been deemed to be responsive and responsible bidders.

FUND SOURCE: General – 10%
Special – 60%
Federal – 27%
Reimbursable – 3% (estimated)

APPROP. CODE: U00A0101; A0202; A0401; A0501; A0601; A0701; A1001

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: Data Networks of America, Inc. 13-2066-1111
MVS, Inc. 13-2065-1111
IBDigital, Inc. 13-2094-1011

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 2 -IT

Agency Contact:
Joan Marshall (443) 769-1024
jmarshall@collegesavingsmd.org
Carla Thompson (410) 260-6155
Carla.Thompson@maryland.gov

DEPARTMENT: College Savings Plans of Maryland

CONTRACT ID: Disaster Recovery Services
ADPICS BPO No.: R60B4400001

CONTRACT DESCRIPTION: **Retroactive** Disaster Recovery Services

AWARD: SunGard Recovery Services, LP
Wayne, PA

TERM: 02/24/20004 – 05/31/2014

AMOUNT: \$570,000

PROCUREMENT METHOD: None

MBE PARTICIPATION: 0%

INCUMBENT: SunGard Recovery Services, LP

REMARKS: Beginning in 2004, The College Savings Plans of Maryland has had an agreement for disaster recovery services with SunGard Recovery Services, LP. However, upon internal contract-management and legal review, CPSM has determined that the contract did not contain mandatory contract terms nor was the basis for award documented in the contract file. This review led to two decisions: (1) CSPM is engaging in a new procurement for mainframe disaster recovery services for hot site, cold site, and consulting services in accordance with procurement law (RFP to be released August 2013 and award no later than May 31, 2014); and (2) CPSM is requesting the Board to ratify a retroactive contract from February 2004 through May 2014.

CPSM requests that the Board of Public Works treat the contract as voidable, rather than void, under section 11-204, State Finance and Procurement Article, because: (1) all parties have acted in good faith; (2) ratification of the procurement contract would not undermine the purposes of the procurement law; and (3) the violation, or series of violations, was insignificant or otherwise did not prevent substantial compliance with the procurement law.

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

ITEM: 2 -IT (cont'd)

No MBE subcontract goal is set as only a small portion of scope of work (check printing services) could be processed via a subcontractor; it is too small a job to consider establishing an MBE goal above zero.

FUND SOURCE: CSPM 100% (Non- Budgeted)

APPROP. CODE: R60H0041

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 13-2131-1110

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 3-IT MOD

Agency Contact:

John Bohns (410) 767-5420
John.Bohns@maryland.gov
Carla Thompson (410) 260-6155
Carla.Thompson@maryland.gov

DEPARTMENT/PROGRAM:

Department of Health & Mental Hygiene
Ofc of Systems, Operations and Pharmacy

CONTRACT ID:

Medicaid Enterprise Restructuring Project
MERP
DHMH/OPASS# 11-10366 – 3
ADPICS No.: M00B2400230/~~COF24309~~

CONTRACT APPROVED:

DoIT Item 2-IT (02/22/2012) **COF27621**

CONTRACTOR:

Computer Sciences Corporation
Falls Church, Virginia

CONTRACT DESCRIPTION: Fiscal agent contractor to implement new Medicaid Management Information System (MMIS) and provide fiscal agent services for the Maryland Medicaid program

MODIFICATION DESCRIPTION: Five change requests related to change management control procedure.

ORIGINAL CONTRACT TERM:

4/1/2012 – 3/31/2017
(w/ three 2-year renewal options)

MODIFICATION TERM:

8/27/2013 – 3/31/2017

ORIGINAL CONTRACT AMOUNT:

\$171,010,977 (Base Period)
\$ 44,068,141 (Option Period 1)
\$ 40,922,111 (Option Period 2)
\$ 41,107,640 (Option Period 3)
\$ 297,108,869 (Total)

MODIFICATION AMOUNT:

\$ 292,288

PRIOR MODIFICATIONS/OPTIONS:

\$ 1,691,731

REVISED TOTAL CONTRACT AMOUNT:

\$ 299,092,888

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

ITEM: 3-IT MOD (cont'd)

PERCENT +/- (THIS MODIFICATION): 1%

OVERALL PERCENT +/-: 1%

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Proposals

MBE PARTICIPATION: 25%

MBE COMPLIANCE: 25%

REMARKS: DHMH administers the State Medicaid Program which provides medical services to eligible Medicaid recipients. Maryland reimburses providers for the medical services provided to Medicaid recipients through the State's MMIS. The services are provided through a combination of fee-for-service and prepaid arrangements with medical and managed care providers.

DHMH is replacing the legacy MMIS with a new MMIS system that will modernize functions to ensure that eligible individuals receive appropriate health care benefits and that providers are reimbursed promptly and efficiently. As with any large, multi-year information systems project, the MERP project provides for adjusting requirements as business processes are more fully elaborated and the contractual solution is more fully understood. MERP project management includes a change management procedure to ensure that requirements are adjusted only when necessary.

DHMH's MERP change control board recommends five change requests:

- CR 2 adds two data extractions of recipients who are dually eligible for Medicare and Medicaid. No cost.
- CR 6 implements reporting functionality to allow drug rebate functions of pharmacy program to continue to be performed by another vendor. No cost.
- CR 1 enhances the eCAMS notes functionality for the recipient management business area to add an unlimited number of notes that can be sorted.
- CR 3 changes the way that a prior authorization can be edited, even after the prior authorization designation has been used to pay claims.
- CR 7 provides shadow pricing for pharmacy encounters, a requirement that was not specifically outlined in the RFP, but is necessary for the pharmacy program's operation and pricing.

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

ITEM: 3-IT MOD (cont'd)

FUND SOURCE: 10 % General; 90% Federal

APPROP. CODE: M00Q0103

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 13-1927-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 4 -IT – MOD (cont'd)

MBE PARTICIPATION: 30%

MBE COMPLIANCE: 23%

REMARKS: The Department of Human Resources recommends extending the contract by three months to allow time to complete a new procurement process (including transition to new contractor if appropriate). The procurement process is anticipated to result in award by 12/17/2013.

The term extension will continue the operation of the State Directory of New Hires as required by federal law. This federal requirement mandates employers to report certain information (*e.g.*, wages, start and end dates of employment and the availability of health benefits). Contractor's services are critical and required by federal regulations. A break in service would reduce the State's ability to receive child support incentive payments, as well as result in a significant reduction in the amount of child support payments received by Maryland constituents.

Policy Studies, Inc. continues to meet expectations. For 2012, the State Directory of New Hires:
(1) increased the number of records processed by 6.5% over calendar year 2011;
(2) achieved an 89.4% electronic reporting rate (up 3.1% from previous year); and
(3) registered over 8,370 employers as first-time users.

PSI continues to use Maryland workers to staff its Baltimore City operation as well as Maryland MBEs. PSI's MBE goal is 30%; however, they are currently at 23% compliance. A Corrective Action Plan was requested from PSI on how it intends to meet the remainder of the goal. PSI states that its shortfall is due to unanticipated challenges with their MBE staffing vendor. In May, PSI began documenting all incidents and is currently in the process of recruiting for a full-time and possibly another part-time Data Entry Representative. Additionally, August is Child Support Awareness month. PSI will use an MBE vendor to provide advertisements for its public awareness campaign. CSEA is confident that PSI will have met their goal by the end of the contract period.

FUND SOURCE: 100% Special

APPROP. CODE: N00H0008

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-2194-1111

BOARD OF PUBLIC WORKS

THIS ITEM WAS:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

ITEM: 4-IT – MOD (cont'd)

PRIOR MODIFICATIONS/OPTIONS

MOD #1	\$	0	Add three MBE subcontractors to ensure that Contractor maintains compliance for the period 7/28/2007 – 9/10/2010. Approved by DHR
OPTION #1	\$	536,868	Exercised first one-year renewal option: 9/17/2010 – 9/16/2011 DoIT Item 4-IT-OPT (09/01/2010)
OPTION #2	\$	531,324	Exercised second one-year renewal option 9/17-2011 – 9/16/2012 DoIT Item 1-IT-OPT (09/07/2011)
MOD #2	\$	520,524	Extend term 12 months to complete internal procurement process for the period of 9/17/2012 – 9/16/2013 DoIT Item 3-IT MOD (08/22/2012)
TOTAL:		<u>\$ 1,588,716</u>	

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

ITEM: 5 - IT

Agency Contact:

Albert Annan (410) 767-0114
aannan@msde.state.md.us
Carla Thompson (410) 260-6155
Carla.Thompson@maryland.gov

DEPARTMENT:

Department of Education
Division of Instruction

CONTRACT ID:

On-line STEM Curriculum
ADPICS No.: R00B3400097

DESCRIPTION: Develop on-line Science, Technology, Engineering and Mathematics (STEM) high school courses in *Computer Science in the Modern World* and *Computer Science Concepts and Practices* that align with the new common core State standards for use by the Maryland Virtual Learning Opportunities (MVLO) program.

AWARD:

AP Ventures, LLC.
Columbia, MD

TERM:

9/4/2013 – 09/30/2014

AMOUNT:

\$500,000 (1 year)

PROCUREMENT METHOD:

Competitive Sealed Proposals
Single Proposal Received

MBE PARTICIPATION:

100%

REMARKS: MSDE advertised the solicitation on *eMarylandMarketplace.com* and sent a copy of the RFP to the Governor's Office of Minority Affairs. Two proposals were received; only one was deemed reasonably susceptible of being selected for award. Award to A P Ventures, LLC is recommended. AP Ventures' technical proposal met the RFP requirements and demonstrated an extensive, robust web-based interactive STEM resource that can be used for a variety of scenarios. AP Ventures' financial proposal is fair and reasonable, falling within the budget. The budget was formulated by aggregating the estimated software costs of and the labor costs to customize the software.

The purpose of this contract is to develop on-line high school STEM courses that include courses on *Computer Science in the Modern World* and *Computer Science Concepts Practices and Development*. Course contents must align with Maryland Core Learning Goals for Science; International Technology Education Association; Standards for Technical Literacy and the Maryland Common Core State curriculum.

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

ITEM: 5-IT (cont'd)

The MVLO is an MSDE educational service that is designed to expand the access of Maryland public school students to curricula aligned to the Maryland Content Standards as well as to other appropriate standards through online courses. The MVLO offers on-line courses for high school credit in collaboration with the local school systems through the Maryland Virtual School. Credit earned by taking an MVS course is entered into the student's record by the local public high school or school system. Students may take a course through MVS only with the permission of the local school system and the school principal. Credit can be awarded only for MSDE approved on-line courses.

FUND SOURCE: 100% Federal (Race to the Top)
APPROP. CODE: R00A0101
RESIDENT BUSINESS: Yes
MD TAX CLEARANCE: 13-1919-0111

BOARD OF PUBLIC WORKS

THIS 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

James T. Smith
Secretary

BOARD OF PUBLIC WORKS (BPW)

ACTION AGENDA

August 21, 2013

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**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

CONSTRUCTION CONTRACT

ITEM: 1-C

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: T-0705-0140
Kirk Bus Division Modernization Project
(Maintenance Building)
ADPICS NO. T07050140

CONTRACT DESCRIPTION: This contract is for the construction of the new Kirk Bus Division Maintenance Facility. The maintenance facility is to be located on a site across the street from the existing Kirk Operations and Maintenance facility. The work involves demolition of the existing Reese Press Building site and construction of the new building and employee parking lot.

AWARD: James W. Ancel, Inc.
Towson, MD

TERM: 700 Calendar Days from NTP

AMOUNT: \$41,154,270

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:
James W. Ancel, Inc. \$41,154,270
Towson, Maryland

W.M. Schlosser Company, Inc. \$42,622,000
Hyattsville, Maryland

DBE PARTICIPATION: 30.60%

PERFORMANCE SECURITY: Performance Bond at 100% of Contract Amount

REMARKS: The Engineer's Estimate for this contract was \$39,453,282

This Solicitation was advertised in eMaryland Marketplace and on MTA's Web Site. Two hundred three (203) firms received bid packages; One hundred forty-five (145) were Maryland firms. Sixteen (16) firms attended the Pre-Bid Conference and Site Tour. Two (2) bids were received.

ITEM: 1-C (Continued)

BPW – 08/21/13

The new bus maintenance facility will consist of articulated and standard bus maintenance bays, bus storage bays, wash bays, parts/tire/material storage area, shop area, and associated maintenance administration and support spaces. Exterior to the building, the site will include construction of a new employee parking lot, refuse and recycling dumpster enclosure, and an additional material storage area. Existing parking on the Reese Press Site will be relocated by the MTA prior to the issuance of Notice of Proceed.

The DBE goal established for this contract was 30%, however the contractor will be exceeding the goal by .60%.

This contract includes a miscellaneous/unanticipated work allowance of \$2,000,000 (4.9% of the total contract value).

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

APPROPRIATION CODE: J05H0105

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-2162-1111

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 – 08/21/13

DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA

MAINTENANCE CONTRACT & MODIFICATION

ITEM: 2-C-MOD

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: MO2145186
 FAP # AC-STP-3(202)E
 CHART Depot at Kensington Maintenance Shop in
 Montgomery County
 ADPICS NO.: CO302092

CONTRACT DESCRIPTION: Pursuant to § 11-204(c) of the State Finance and Procurement Article of the Annotated Code of Maryland, retroactive approval is requested for the original contract award. When preparing a contract modification, SHA discovered the initial contract award should have been brought to the BPW for approval. SHA has made corrective actions to stop this from happening again. This Contract is for the CHART (Coordinated Highway Action Response Team) Depot at the Kensington Maintenance Shop in Montgomery County.

CONTRACT MODIFICATION: Modification No. 1 is to increase the contract value by \$62,950 for two change orders.

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

ORIGINAL AMOUNT: \$1,055,692 NTE

MODIFICATION AMOUNT: \$62,950

REVISED CONTRACT AMOUNT: \$1,118,642

TERM OF CONTRACT: 11/14/2011 - 10/31/2013

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Tech Contracting Co., Inc. Baltimore, MD	\$1,055,692
City Construction, LLC Washington, DC	\$1,119,120
Nastos Construction, Inc. Washington, DC	\$1,130,000
Benaka, Inc. Ellicott City, MD	\$1,743,777

ITEM: 2-C (Continued)**BPW – 08/21/13****MBE PARTICIPATION:** 25.22% (MBE Compliance 28.08%)**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. Seven (7) contractors were notified for this project on eMaryland Marketplace; Two (2) of which were MDOT Certified MBE's.

This contract entails the conversion of the Kensington maintenance Shop building and the rehabilitation of the paved surfaces around the building within the Maintenance yard to convert the shop area to a CHART Depot to facilitate their operation.

The modification amount reflects two change orders:

- Change Order Number 1 is for one year of use for an Engineer's office during construction in the amount of \$14,445.46.
- Change Order Number 2 is for written schedule narratives and a monthly updated activities chart per SHA's request, additional roof bracing determined to be necessary for the change of roof panel system in order to prevent a failure due to additional loading stresses imposed by the new roof panel style, a new mop sink as required by WSSC in order to tie into their system, a new sprinkler room as required by WSSC and the replacement of a condensing unit that appears to have been stolen from the site. The amount for this Change Order is \$48,504.11.

The MBE Goal established for this contract was 25%, however the Contractor is exceeding the goal by 0.22%

FUND SOURCE: 100% Special Funds Budgeted to SHA**APPROPRIATION CODE:** J02B0102**RESIDENT BUSINESS:** Yes**MD TAX CLEARANCE:** 13-2096-0111

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

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

BPW – 08/21/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONSTRUCTION CONTRACT (Construction)

ITEM: 3-C-MOD

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: BA9015129
 Salt Storage/Brine Manufacturing Facilities
 Baltimore County
 ADPICS NO. CO302090

ORIGINAL CONTRACT APPROVED: Item 2-C, DOT Agenda 05/08/11

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

CONTRACTOR: Tech Contracting Company, Inc.
 Baltimore, Maryland

CONTRACT DESCRIPTION: Modification No. 2 requests an increase to the contract value by \$168,233 for additional necessary work.

AMOUNT: \$168,233

ORIGINAL CONTRACT AMOUNT: \$2,783,900

REVISED CONTRACT AMOUNT: \$2,952,133

PERCENTAGE INCREASE: 6% (Modification No. 2)
 6% (Overall)

TERM: 06/01/11 - 09/30/12 (Original)
 10/01/12 - 12/31/13 (Modification No. 1)

MBE PARTICIPATION: 20% (MBE Compliance 21.73%)

REMARKS: This Contract consists of construction of a new salt structure and brine manufacturing facility at SHA's Rt. 7 maintenance yard.

Modification No. 2 is for an increase to the contract value for extra work to be performed. The additional work is for extra storm drain replacement, additional telephone conduit, test pit and remobilization, undercut/debris dump Fees, repairs to brine building and water line tie-in. This change order is for corrections to existing drainage structures and backfill for the excavated area while the debris is being removed.

ITEM: 3-C-MOD

BPW -- 08/21/13

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0101

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$2,783,900	06/01/11 - 09/30/2012	05/08/2011, Item 2-C & 2-M	
Modification No. 1	0.00	10/01/2013 - 12/31/2013	06/12/13 2-C-MOD	Add additional time
Modification No. 2	\$168,233		08/21/13 3-C-MOD	Additional funds added to the contract.
Revised Amount	\$2,952,133			

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

BPW – 08/21/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

ARCHITECTURAL/ENGINEERING SERVICES

ITEM: 4-AE

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: BCS 2011-03 E, F, G
 Traffic Engineering Services in Montgomery and Prince George's County (District 3)
 ADPICS NOS.: SBCS1103E, SBCS1103F & SBCS1103G

CONTRACT DESCRIPTION: These are three (3) of five (5) open-end task order contracts to provide traffic engineering services for District 3.

PROCUREMENT METHOD: **Maryland Architectural and Engineering Services Act**; Recommendation approved by the Transportation Professional Services Selection Board on July 11, 2013.

AWARD:

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

A. Morton Thomas, Inc. Contract F
 Rockville, Maryland

PB Americas, Inc. Contract G
 Baltimore, Maryland

AMOUNT: \$1,500,000 each (Grand Total \$4,500,000)

TERM: August 21, 2013 - August 20, 2018

DBE PARTICIPATION: 23% each

PROPOSALS:	<u>Technical Proposal Rating (Max 580)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Wallace Montgomery & Associates, LLP Towson, Maryland	411	1	\$1,500,000 Contract C BPW Approval 6/12/2013

ITEM:	4-AE (Continued)	BPW – 08/21/13		
		<u>Technical Proposal Rating (Max 580)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Rummel, Klepper & Kahl, LLP Baltimore, Maryland	389	2	\$1,500,000 Contract D BPW Approval 6/12/2013	
Johnson, Mirmiran & Thompson, Inc. Sparks, Maryland	363	3	\$1,500,000 (Contract E)	
A. Morton Thomas & Associates, Inc. Rockville, Maryland	331	4	\$1,500,000 (Contract F)	
PB Americas, Inc. Baltimore, Maryland	329	5	\$1,500,000 (Contract G)	
URS Corporation Hunt Valley, Maryland	328	6	N/A	
KCI Technologies, Inc. Sparks, Maryland	326	7	N/A	
Whitney, Bailey, Cox & Magnani, LLC/ Jacobs Engineering Group, Inc. Baltimore, Maryland	323	8	N/A	
STV Incorporated Baltimore, Maryland	314	9	N/A	
Vanasse, Hangen, Brustlin, Inc. Silver Spring, Maryland	305	10	N/A	
Wilbur Smith & Associates, Inc./ ATCS, PLC Towson, Maryland	289	11	N/A	
Greenhorne & O'Mara, Inc. Baltimore, Maryland	283	12	N/A	
Street Traffic Studies, Ltd. Glen Burnie, Maryland	262	13	N/A	
Gannett Fleming, Inc. Baltimore, Maryland	256	14	N/A	
Kittelson & Associates, Inc. Baltimore, Maryland	248	15	N/A	

ITEM:

4-AE (Continued)

BPW – 08/21/13

REMARKS: The Solicitation was advertised in The Daily Record, eMaryland Marketplace and SHA web page. A total of fifteen (15) engineering consultant firms submitted technical proposals for this project, all of which were Maryland firms.

The Consultant shall perform various traffic engineering studies, analysis or design services as applicable to the project assignments made by the District. Services furnished by the Consultant may be for the accomplishment of the Highway Administration’s Candidate Safety Improvement, Congested Intersection Improvement, and Quick Action Projects Programs.

This contract includes a provision authorizing an extension for a total period no longer than one-third of the base term on the original contract to spend funds remaining on the contract as provided in Board Advisory 1995-1.

FUND SOURCE: Federal and Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0101

MD TAX CLEARANCE:	Johnson, Mirmiran & Thompson	13-1456-1111
	A. Morton Thomas, Inc.	13-1457-1111
	PB Americas, Inc.	13-1474-1001

RESIDENT BUSINESSES: Yes

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION	WITHOUT DISCUSSION		

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

BPW – 08/21/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 5-M

MARYLAND TRANSPORTATION AUTHORITY

CONTRACT ID: 20120025
 Sweeper Dirt Disposal from Mechanical Road
 Sweeping Operations

CONTRACT DESCRIPTION: This contract is for the disposal of the waste materials generated through the Authority's routine road sweeping operations at and around various facilities.

AWARD: Clean Venture, Inc.
 Baltimore, MD

TERM: September 1, 2013 to August 31, 2016

AMOUNT: \$200,000 NTE

PROCUREMENT METHOD: Competitive Sealed Bidding
 (One Bid Received)

MBE PARTICIPATION: 0% (single element of work)

PERFORMANCE SECURITY: N/A

REMARKS: This solicitation was advertised as an Invitation for Bids (IFB) with no overall Minority Business Enterprise (MBE) or Veteran Small Business Enterprise (VSBE) participation goal and no Small Business Reserve (SBR) designation. Direct solicitation was conducted via eMM to three hundred (300) firms received notification of the solicitation directly from eMaryland Marketplace. Of the total 300 firms receiving notice, fifty-seven (57) firms were certified SBR firms, thirty-one (31) firms were certified MBE firms, and fourteen (14) firms were SBR/MBE certified firms. One (1) bid was received.

MDTA emailed firms whom appeared on the eMaryland Marketplace Bidders list whom did not bid to inquire as to why they chose not to bid and the MDTA received ten (10) responses.

The following reasons were given as to why the firms did not submit a bid: the subject work of the contract was not in their business line; the firm does not offer sweeper services; and the firm does not do sweeping work on roadways and does not have the equipment for that kind of operation. Follow-up contact was done to verify that vendors understood the scope of work did not involve providing equipment or roadway sweeping services.

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

ITEM: 5-M (Continued)

BPW- 08/21/13

FUND SOURCE: 100% Toll Revenue

APPROPRIATION CODE: 29.10.02.01

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-2027-1111

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 – 08/21/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 6-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: AX0557314
 Miscellaneous Roadway Structure Repairs at
 Various Locations in Montgomery & Prince
 George’s Counties (District 3)
 ADPICS NO.: AX0557314

CONTRACT DESCRIPTION: This Contract consists of the miscellaneous roadway structure repairs at various locations in District 3.

AWARD: PDI-Sheetz Construction Corporation
 Linthicum, MD

AMOUNT: \$2,149,632 NTE

TERM OF CONTRACT: 09/03/2013 – 12/31/2015

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

PDI-Sheetz Construction Corporation Linthicum, MD	\$2,149,632
Allied Contractors, Inc. Baltimore, MD	\$2,411,415
Covington Machine & Welding, Inc. Annapolis, MD	\$2,667,092
Brawner Builders, Inc. Hunt Valley, MD	\$2,769,755
Concrete General, Inc. Gaithersburg, MD	\$2,997,625
Marine Technologies, Inc. Baltimore, MD	\$3,989,070

MBE PARTICIPATION: 100%

ITEM: 6-M (Continued)

BPW – 8/21/13

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. Fifty Eight (58) contractors were notified for this project on eMaryland Marketplace; Seventeen (17) of which were MDOT Certified MBE's.

The MBE goal established for this contract was 5% however 100% of the work will be performed by a Certified Minority Business Enterprise.

This contract includes pre-established amounts for a total of \$162,000 (8% of the total contract value) for Payments of Specialized Equipment Allowance, Specialized Sub-Contractor Allowance, Utility Locating, Dump Fees, and Materials for Structure Repair Allowance.

This contract includes a provision authorizing an extension for a total period no longer than one-third of the base term on the original contract to spend funds remaining on the contract as provided in Board Advisory 1995-1.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-1773-1110

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 – 08/21/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 7-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: AX0557714
 Miscellaneous Roadway Structure Repairs at
 Various Locations in Carroll, Frederick & Howard
 Counties (District 7)
 ADPICS NO.: AX0557714

CONTRACT DESCRIPTION: This Contract consists of miscellaneous roadway structure repairs at various locations in District 7.

AWARD: PDI-Sheetz Construction Corporation
 Linthicum, MD

AMOUNT: \$1,187,718 NTE

TERM OF CONTRACT: 09/03/2013 – 12/31/2015

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

PDI-Sheetz Construction Corporation Linthicum, MD	\$1,187,718
Concrete General, Inc. Gaithersburg, MD	\$1,493,915
Covington Machine & Welding, Inc. Annapolis, MD	\$1,516,335
Allied Contractors, Inc. Baltimore, MD	\$1,780,425
Brawner Builders, Inc. Hunt Valley, MD	\$1,967,086

MBE PARTICIPATION: 100%

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

ITEM: 7-M (Continued)

BPW – 08/21/13

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Fifty Eight (58) contractors were notified for this project on eMaryland Marketplace; Seventeen (17) of which were MDOT Certified MBE's.

The MBE goal established for this contract was 3% however 100% of the work will be performed by a Certified Minority Business Enterprise.

This contract includes pre-established amounts for a total of \$84,000 (8% of the total contract value) for Payments of Specialized Equipment Allowance, Specialized Sub-Contractor Allowance, Dump Fees, and Materials for Structure Repair Allowance.

This contract includes a provision authorizing an extension for a total period no longer than one-third of the base term on the original contract to spend funds remaining on the contract as provided in Board Advisory 1995-1.

FUND SOURCE:	100% Special Funds Budgeted to SHA
APPROPRIATION CODE:	J02B0102
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	13-1837-1110

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 – 08/21/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 8-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4102161415
 Mechanical Cleaning & Sweeping Roadways and
 Shoulders at Various Locations in Washington
 County
 ADPICS NO.: 4102161415

CONTRACT DESCRIPTION: This Contract consists of mechanical cleaning & sweeping of roadways and shoulders at various locations in Washington County.

AWARD: Outdoor Contractors, Inc.
 Williamsport, MD

AMOUNT: \$479,961 NTE

TERM OF CONTRACT: 09/03/2013 – 06/30/2015

PROCUREMENT METHOD: Competitive Sealed Bidding
 (One Bid Received)

MBE PARTICIPATION: 100%

PERFORMANCE SECURITY: None

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Fifty Four (54) contractors were notified for this project on eMaryland Marketplace; Twelve (12) of which were MDOT Certified MBE's.

There was one additional plan holder who purchased plans for this contract however their bid was received late and, therefore, not accepted. SHA has determined the bid price to be fair and reasonable.

Although there was no MBE goal established for this contract as it is a single element of work, 100% of the work will be performed by a Certified Minority Business Enterprise; therefore, the MBE participation is 100%. The contractor is also Small Business Enterprise.

ITEM: 8-M (Continued)

BPW – 08/21/13

This contract includes a provision authorizing an extension for a total period no longer than one-third of the base term on the original contract to spend funds remaining on the contract as provided in Board Advisory 1995-1.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: Yes

MD TAX CLEARANCE: 13-2042-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

BPW – 08/21/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 9-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4291721416SB
 Brush & Tree Cutting and Stump Removal at
 Various Locations in Queen Anne's County
 ADPICS NO.: 4291721416

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

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

AMOUNT: \$85,048 NTE

TERM OF CONTRACT: 09/03/2013 – 12/31/2016

PROCUREMENT METHOD: Competitive Sealed Bidding
 (One Bid Received)

MBE PARTICIPATION: 0% (single element of work)

PERFORMANCE SECURITY: None

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. One-Hundred Thirty Five (135) contractors were notified for this project on eMaryland Marketplace; Fifty One (51) of which were MDOT Certified MBE's.

SHA contacted the one additional plan holder who purchased plans for this contract and was informed that they were unable to bid due to their current volume of work.

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

This contract includes a provision authorizing an extension for a total period no longer than one-third of the base term on the original contract to spend funds remaining on the contract as provided in Board Advisory 1995-1.

ITEM: 9-M (Continued)

BPW – 08/21/13

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 13-1771-0111

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

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

BPW – 08/21/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 10-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 492D61415
 Linestriping at Various Locations in Allegany &
 Garrett Counties
 ADPICS NO.: 492D61415

CONTRACT DESCRIPTION: This Contract consists of linestriping at various locations in Allegany & Garrett Counties.

AWARD: Oglesby Construction, Inc.
 Norwalk, OH

AMOUNT: \$772,800 NTE

TERM OF CONTRACT: 09/03/2013 – 06/30/2015

PROCUREMENT METHOD: Competitive Sealed Bidding

- BIDS:**
- Oglesby Construction, Inc. \$772,800
 Norwalk, OH
 - A-Annandale, Inc. \$886,100
 Dumfries, VA
 - Alpha Space Control Co., Inc. \$924,500
 Fayetteville, PA
 - Interstate Road Management Corp. \$940,500
 Hazelton, PA
 - Denville Line Painting, Inc. \$1,030,500
 Rockaway, NJ
 - Midlantic Marking, Inc. \$1,274,000
 Rockaway, NJ
 - Priceless Industries, Inc. \$2,188,000
 Baltimore, MD

ITEM: 10-M (Continued)

BPW – 8/21/13

MBE PARTICIPATION: 0% (single element of work)

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

REMARKS: The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Forty Six (46) contractors were notified for this project on eMaryland Marketplace; Fifteen (15) of which were MDOT Certified MBE's.

This contract includes pre-established amounts for a total of \$9,000 (1% of the total contract value) for Payments for a Mechanical Broom.

This contract includes a provision authorizing an extension for a total period no longer than one-third of the base term on the original contract to spend funds remaining on the contract as provided in Board Advisory 1995-1.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 13-1655-0011

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
	WITH DISCUSSION	WITHOUT DISCUSSION	

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

BPW – 08/21/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT

ITEM: 11-M

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 4922161415
 Linestriping at Various Locations in Washington
 County
 ADPICS NO.: 4922161415

CONTRACT DESCRIPTION: This Contract consists of linestriping at various locations in
 Washington County.

AWARD: Alpha Space Control Co., Inc.
 Fayetteville, PA

AMOUNT: \$754,200 NTE

TERM OF CONTRACT: 09/03/2013 – 06/30/2015

PROCUREMENT METHOD: Competitive Sealed Bidding

BIDS:

Alpha Space Control Co., Inc. \$754,200
 Fayetteville, PA

Oglesby Construction, Inc. \$798,250
 Norwalk, OH

Midlantic Marking, Inc. \$800,500
 Gaithersburg, MD

Interstate Road Management Corp. \$856,600
 Hazleton, PA

A-Annandale, Inc. \$883,300
 Dumfries, VA

Denville Line Painting, Inc. \$980,400
 Rockaway, NJ

MBE PARTICIPATION: 0% (single element of work)

ITEM: 11-M (Continued)

BPW – 08/21/13

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. Forty Six (46) contractors were notified for this project on eMaryland Marketplace; Eleven (11) of which were MDOT Certified MBE's.

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

This contract includes pre-established amounts for a total of \$9,000 (1% of the total contract value) for Payments for Mechanical Broom.

This contract includes a provision authorizing an extension for a total period no longer than one-third of the base term on the original contract to spend funds remaining on the contract as provided in Board Advisory 1995-1.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0102

RESIDENT BUSINESS: No

MD TAX CLEARANCE: 13-1724-1001

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
	WITH DISCUSSION	WITHOUT DISCUSSION	

William Ward (410) 768-7252
wward@mdot.state.md.us

BPW – 08/21/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

CONTRACT MODIFICATION (Maintenance)

ITEM: 12-M-MOD

MOTOR VEHICLE ADMINISTRATION:

CONTRACT ID: V-HQ-08041-M
HVAC Maintenance Service
Headquarters Office, Glen Burnie
ADPICS NO.: CO301868

ORIGINAL CONTRACT APPROVED: Item 23-M, DOT Agenda 04/30/08

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

MODIFICATION: Modification No. 2 is to extend this contract by three (3) months and increase the contract value by \$65,000.

CONTRACTOR: Carrier Corporation
Baltimore, MD

AMOUNT: \$ 65,000

ORIGINAL CONTRACT AMOUNT: \$454,903

REVISED CONTRACT AMOUNT: \$878,630

PERCENTAGE INCREASE: 7.4% (Modification No. 2)
52% (Overall)

TERM: 05/01/08-04/30/11 (Original)
05/01/11-04/30/13 (Renewal Option)
05/01/13-09/30/13 (Modification No. 1)
10/01/13-12/31/13 (Modification No. 2)

MBE PARTICIPATION: 5% (MBE Compliance 7.86%)

REMARKS: The MVA is requesting the Board's approval to extend the above-referenced contract for an additional three (3) months to complete the procurement of a new contract. Due to omission of major components in the specification, that would significantly impact the overall cost of the contract; all bids received on July 10, 2013 were rejected in order to revise the specifications for a new procurement.

ITEM: 12-M-MOD (Continued)

BPW – 08/21/13

APPROPRIATION CODE: J04E0003

FUND SOURCE: 100% Special Funds Budgeted MVA

MD TAX CLEARANCE: 13-2163-1111

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	\$454,903	05/01/08-04/30/11	23-M / MDOT 04/30/08	
Renewal Option	\$311,727	05/01/11-04/30/13	9-M-OPT MDOT 02/28/11	Exercise Renewal Option
Modification No. 1	\$ 47,000	05/01/13-09/30/13	DCAR 04/18/13	Funds added and extension for 5 months
Modification No. 2	\$ 65,000	10/01/13-12/31/13	-M-MOD/ MDOT 08/21/13	Funds added and extension for 3 months

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

BPW – 08/21/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONTRACT MODIFICATION: (Maintenance)

ITEM: 13-M-MOD

STATE HIGHWAY ADMINISTRATION:

CONTRACT ID: 4772161413
 Install, Repair or Replace Traffic Barrier W-Beam
 at Various Locations in Washington County
 ADPICS No.: CO302185

ORIGINAL CONTRACT APPROVED: Item 4-M, DOT Agenda 01/25/12

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

CONTRACTOR: Penn Line Service, Inc.
 Scottsdale, PA

MODIFICATION: Modification No. 1 is for an adjustment of quantities due to repairs used in District 7 in the amount of \$113,266.

AMOUNT: \$113,266

ORIGINAL CONTRACT AMOUNT: \$502,753

REVISED CONTRACT AMOUNT: \$616,019

PERCENTAGE INCREASE: 22.53%

ORIGINAL TERM: 02/06/12 – 12/31/13

MBE PARTICIPATION: 0%

REMARKS: During fall, 2012, the contractor was permitted to perform traffic barrier w-beam repair work in SHA District 7 for ten days. This contract was used since it was the closest contract to the area of work and District 7 did not have a contract available to perform the work. This was done to preserve the safety of the traveling public by repairing these areas. This added work caused several contract items to overrun their estimated quantities, having a negative impact on the contract authority. These quantities are being extended to allow repair work to continue in Washington County until a new contract is in place.

SHA is anticipating bringing the replacement contract before the BPW on September 18, 2013.

ITEM: 13-M-MOD (Continued)

BPW – 08/21/13

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0101

RESIDENT BUSINESS: No

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 – 08/21/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

MAINTENANCE CONTRACT (Maintenance)

ITEM: 14-M-MOD

STATE HIGHWAY ADMINISTRATION

CONTRACT ID: 549D61413
 Highway Maintenance Contract Support Labor for
 Allegany, Garrett and Washington Counties
 (District 6)
 ADPICS NO.: CO302091

ORIGINAL CONTRACT APPROVED: Item 11-M, DOT Agenda 03/09/2011

ORIGINAL PROCUREMENT METHOD: Competitive Sealed Bidding

CONTRACTOR: Earn Contractors, Inc.
 Gaithersburg, Maryland

CONTRACT DESCRIPTION: Modification No. 1 is to add additional quantity to the Unskilled Labor portion of this contract.

AMOUNT: \$79,844

ORIGINAL CONTRACT AMOUNT: \$683,400

REVISED CONTRACT AMOUNT: \$763,244

PERCENTAGE INCREASE: 11.68%

TERM: 03/21/11 – 12/31/13

MBE PARTICIPATION: 0%

REMARKS: This Contract consists of highway maintenance contract support at various locations in Allegany, Garrett & Washington Counties.

Modification No. 1 is to add additional quantity to the Unskilled Labor portion of this contract. Additional unskilled labor was required throughout District 6 to assist with clean up operations after Hurricane Sandy in late October 2012 and winter maintenance operations from November 2012 to April 2013. This added labor caused the estimated quantity for this category of labor to be exhausted prematurely.

ITEM: 14-M-MOD**BPW -- 07/03/13**

SHA is anticipating bringing the replacement contract before the BPW on September 18, 2013.

FUND SOURCE: 100% Special Funds Budgeted to SHA

APPROPRIATION CODE: J02B0101

RESIDENT BUSINESS: Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

ATTACHMENT I

	Amount	Term	BPW/DCAR Date	Reason
Original Contract	\$683,400	03/21/11 - 12/31/2013	03/09/2011, Item 11M	
Modification No. 1	\$79,844.00			Add additional quantity to the Unskilled Labor portion
Revised Amount	\$763,244			

Heidi Tarleton (410) 767-3763
htarleton@mta.maryland.gov

BPW – 08/21/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

RENEWAL OPTION: (General/Miscellaneous)

ITEM: 15-GM-OPT

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: TMTA-1282
 Walkersville Southern Railroad Operating Agreement

ORIGINAL CONTRACT APPROVED: Item 31-GM, DOT Agenda 10/15/08

ORIGINAL PROCUREMENT METHOD: Sole Source

CONTRACTOR: Walkersville Southern Railroad
 Frederick, MD

MODIFICATION: Board of Public Works approval is requested per Finance and Procurement Article 10-305 to exercise Renewal Option No. 1 for the operating agreement between the Maryland Transit Administration and the Walkersville Southern Railroad. The railroad will provide common carrier freight and excursion rail service with no subsidy on the part of the state, and the railroad agrees that it will bear full responsibility for the rehabilitation of the rail line, and normal operating costs without financial assistance from the State.

AMOUNT: \$ 1
 Fee assessed to Walkersville Southern Railroad is \$1 for five years

ORIGINAL REVENUE AMOUNT: \$ 1

REVISED REVENUE AMOUNT: \$2

PERCENTAGE INCREASE: 100% (Renewal Option No. 1)
 100% (Overall)

ORIGINAL TERM: 11/01/08 – 10/31/13 (Original)
 11/01/13 – 10/31/18 (Renewal Option No. 1)

MBE PARTICIPATION: N/A

ITEM: 15-GM-OPT (Continued)

BPW – 08/21/13

REMARKS: The agreement stipulates that Walkersville Southern Railroad shall provide adequate rail service, routine maintenance of track, roadbed, and associated structures. All maintenance and operating costs are borne by the railroad, which is working in 2013 to restore all inactive tracks to operating condition, which will allow for potential restoration of the connection to the Maryland Midland Railway at Woodsboro. The track and infrastructure will be maintained within the Federal Railroad Administration Track Safety Standards (40 CFR 213).

FUND SOURCE: N/A

APPROPRIATION CODE: N/A

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	\$ 1	11/01/08- 10/31/13	10/15/2008	
Renewal Option #1	\$ 1	11/01/13- 10/31//18	08/21/2013	Option Renewal for a five (5) year period for this revenue contract
Revised Amount	\$ 2			

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

BPW -- 08/21/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

REAL PROPERTY DISPOSITION

ITEM: 16-RP

MARYLAND AVIATION ADMINISTRATION: Anne Arundel County, Maryland

REFERENCE: Approval is requested to place certain restrictive covenants on land near Kitten Branch stream within the Baltimore/Washington International Thurgood Marshall Airport (BWI Marshall) property. These restrictive covenants are necessary to satisfy the compensatory mitigation requirements established by the United States Army Corps of Engineers and the Maryland Department of the Environment for the issuance of Army Permit No. 2012-60382-M18 (the Permit) pursuant to section 404 of the Clean Water Act.

SPECIAL CONDITIONS: None

OWNER: Maryland Aviation Administration (MAA)

REMARKS: The Runway Safety Area Standards and Compliance Program (RSA Program) at BWI Marshall is a series of construction projects scheduled at the airport and necessary to meet certain Federal Aviation Administration (FAA) standards by a federally mandated date of December 2015. In April of 2012, MAA received approval from the FAA on a Final Environmental Assessment (EA) and Finding of No Significant Impact/Record of Decision (FONSI/ROD) for Proposed Airport Improvements for the RSA Program. This approval from the FAA allowed MAA to move forward with designs, permitting and performance of the construction projects required by the RSA Program including seeking the approval of a section 404 Clean Water Act permit from the United States Army Corps of Engineers. The section 404 permit was needed in order to allow construction within the Kitten Branch Stream. As a condition of issuing the Permit, and as required by State and Federal Law, MAA must provide compensatory mitigation for the impacts caused by the RSA Program construction within the Kitten Branch stream. Specifically, Special Condition #9 of the Permit, requires MAA to restore 3,834 linear feet of stream in Kitten Branch at BWI Marshall. Additionally, Special Condition #17 of the Permit requires MAA to sign a "Declaration of Restrictive Covenants" for the restored stream in Kitten Branch to ensure long term protection of the stream mitigation site so that the property is not developed or altered and therefore will remain in a substantially natural condition forever.

Pursuant to the Annotated Code of Maryland, State Finance and Procurement §10-305, the placement of these restrictive covenants on the property is a disposition of State real property subject to the approval of the Board.

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

APPROVED **DISSAPROVED** **DEFERRED** **WITHDRAWN**
WITH DISCUSSION **WITHOUT DISCUSSION**

Cathy Beasley Pope – (410) 537-7894
cbeasleypoppe@mdta.state.md.us

BPW – 08/21/13

DEPARTMENT OF TRANSPORTATION
ACTION AGENDA

REAL PROPERTY CONVEYANCE

ITEM: 17-RP MMC# 13-7021

MARYLAND TRANSPORTATION AUTHORITY: Lee St. / I-395 Ramp D - Baltimore City, Maryland

EXPLANATION: In accordance with COMAR 14.24.05, approval is requested to convey 0.0135 +/- acres (590 square feet +/-) in fee simple to the Mayor and City Council of Baltimore (the “City”), which is excess to the needs of MDTA.

SPECIAL CONDITIONS: None

GRANTOR: State of Maryland, Maryland Transportation Authority

GRANTEE: Mayor and City Council of Baltimore

CONSIDERATION: MDTA agrees to transfer to the (City) its title to 590 square feet of right of way and all responsibilities including but not limited to, the costs, operation and maintenance of (15) public streetlights and infrastructure improvements for the purpose of safe and efficient operation, maintenance and patrol, for a nominal sum of One Dollar (\$1). The annual cost savings for the MDTA in relation to operations and maintenance of the street light fixtures and infrastructure amounts to Two Thousand One Hundred and Sixty Dollars, (\$2,160).

APPRAISED VALUE: N/A

REMARKS: Approval of conveyance is requested in accordance with Section 8-309 (c)(1)(i)(3) of the Transportation Article, Annotated Code of Maryland.

On July 3, 1991, Baltimore City (City) transferred all of its rights, title and interest in and to the land and improvements consisting of I-95 and I-395 to the MDTA by virtue of a deed, which is recorded in the Land Records of Baltimore City (L.5597/F.157), for a nominal sum of One Dollar (\$1.00). The right of way transfer consists of West Lee Street in the vicinity of (I-395/Ramp D) to Russell Street. The property is not being used for any transportation purpose and is only raw land. It has been determined to be extra to the needs of MDTA.

The MDTA is requesting permission to dispose and convey 0.0135 acres +/- (590 square feet) acres to the City.

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

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

Cathy Beasley Pope – (410) 537-7894
cbeasley pope@mdta.state.md.us

BPW – 08/21/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

REAL PROPERTY CONVEYANCE

ITEM: 18-RP MMC# 12-7020

MARYLAND TRANSPORTATION AUTHORITY: 2310 Broening Highway in Baltimore City

EXPLANATION: In accordance with COMAR 14.24.05, approval is requested to grant a perpetual non-exclusive easement of +/- 1,143 square feet and a temporary construction easement of +/- 3,217 square feet, on land held by the Maryland Transportation Authority (the “MDTA”) to the Mayor and City Council of Baltimore (the “City”) for upgrades to City-owned traffic-signal equipment and to construct/maintain other municipal utilities and services. The subject property was purchased by the MDTA from “2500 Broening Highway, LLP” and is currently used as the MDTA’s Executive offices.

The easement areas will allow the City to access the property to perform work and maintain the improvements in conjunction with Baltimore City’s Department of Transportation Project No. TR 08046, “Rehabilitation of Broening Highway from Holabird Avenue to Colgate Creek”. It was determined that the MDTA would allow the City to enter upon its property to construct and maintain the City’s existing lighting system at no cost to the MDTA. The City currently maintains and operates the traffic signal and lighting system without the MDTA’s involvement. The traffic signal serves traffic coming in and out of the MDTA property.

The perpetual easement requires the City to be the responsible party for the maintenance and upkeep of its lighting system and allows that the MDTA be notified when the City plans to perform maintenance of the traffic signal and/or lighting system.

SPECIAL CONDITIONS: None

GRANTOR: State of Maryland, Maryland Transportation Authority

GRANTEE: Mayor and City Council of Baltimore

CONSIDERATION: MDTA agreed to grant a non-exclusive perpetual easement and a temporary construction easement to the City for upgrades to the City owned traffic signal and lighting system in exchange for the City being responsible for maintenance and upkeep of the area. The traffic signal serves the traffic coming in and out of the MDTA property, and such improvements will be a betterment to MDTA’s business operations.

APPRAISED VALUE: N/A

REMARKS: Approval of conveyance is requested in accordance with Section 10-305 of the Transportation Article, Annotated Code of Maryland. The subject property was purchased by the MDTA from “2500 Broening Highway, LLP” by deed dated December 12, 2001 and recorded among the Land Records of Baltimore City at Liber FMC 6104, folio 435.

ITEM: 18-RP (Continued)

BPW – 07/24/13

The MDTA is requesting permission to grant a Temporary and Perpetual Easement Agreement to Baltimore City for upgrades to the City owned traffic signal and lighting system in consideration for the City being responsible for maintenance and upkeep of the area.

The Temporary and Perpetual Easement Agreement was approved by the Baltimore City Board of Estimates at its meeting on December 21, 2011.

STATE CLEARINGHOUSE: The Clearinghouse conducted an intergovernmental review of the project under MD20120418-0252 and has recommended granting a perpetual easement of +/- 1,143 square feet, and a temporary construction easement of +/- 3,217 square feet, on land held by the Maryland Transportation Authority, to Baltimore City. Baltimore City plans to upgrade City-owned traffic-signal equipment, and to construct and maintain other municipal utilities and services.

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

Norie Calvert 410.545.8846
ncalvert@sha.state.md.us

BPW – 08/21/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

REAL PROPERTY CONVEYANCE

ITEM: 19–RP MMC# 12-2350

STATE HIGHWAY ADMINISTRATION: An abandoned railroad bed running from Millersville Road @ east side of MD Rte. 3; running easterly to point where Waterbury Road crosses Interstate Rte. 97 in the north central area of Anne Arundel County. Property varies in width between 33 and 101 feet wide ± ; approximate distance 6,800 feet or 1.288 miles; and contains the total of 11.61 acres ±.

EXPLANATION: In accordance with COMAR 14.24.05, approval is requested to dispose of this parcel of land, as described, to Anne Arundel County, at acquisition cost, plus interest and administrative cost.

SPECIAL CONDITIONS: Subject to a reverter clause maintaining public use. To be used to extend an existing hiker/biker trail as part of an overall South Shore Trail Project

GRANTOR: State of Maryland, State Highway Administration

GRANTEE: Anne Arundel County, Maryland

CONSIDERATION: \$10,962

APPRAISED VALUE: \$1,012,940, Thomas Herbert, fee appraiser
Reviewed and approved by William Caffrey,
Chief of Appraisal Review Division.

REMARKS: Approval of conveyance is requested in accordance with the section 8-309(G)(1)(2)(ii) of the transportation article of the Annotated Code of Maryland. This article allows another public agency to purchase surplus land for a public purpose at the lesser of present day fair market value or acquisition cost combined with interest and administrative cost.

The State Highway Administration (SHA) proposes to convey the subject property to Anne Arundel County for \$10,962.00 which is the acquisition cost combined with interest and an administrative cost.

Also, the State Clearinghouse conducted an intergovernmental review of the project under MD20130415-0230 and found the project to be consistent with known state and local plans, programs and policies.

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

Norie Calvert 410.545.8846
ncalvert@sha.state.md.us

BPW – 08/21/13

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

REAL PROPERTY CONVEYANCE

ITEM: 20–RP MMC# 13-2383

STATE HIGHWAY ADMINISTRATION: Road Conveyances to Howard County, MD:

- 1) Dorsey Run Road - from station point (“SP” herein) 28+26.03 northerly to SP 14+00 intersecting with or into Henkels Lane; and
- 2) Henkels Lane - from SP POT 28+04.58 @ Dorsey Run Road easterly to SP POT 21+07.66 (WB) (=SP 31+07.66 (EB) continuing easterly to SP 26+00 (=5+99.24 within inset); continuing from SP 5+99.24 to SP 11+49.50, Henkel Lane being contiguous from SP POT 28+04.58 to SP 11+49.50

EXPLANATION: Legal Authority for Road Transfers is found in the Transportation Articles, Section 8-304 of the Annotated Code of Maryland.

SPECIAL CONDITIONS: None

GRANTOR: State of Maryland, State Highway Administration

GRANTEE: Howard County, Maryland

CONSIDERATION: \$1

APPRAISED VALUE: N/A

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

Conveyance is being made to comply with conditions of a National Business Park Agreement (“Dorsey Run Road Interchange at MD Route 32”) dated 8/15/ 2001.

The National Business Park Agreement is a six party agreement between the SHA, Howard County, Anne Arundel County, and private developers to add 1.8 million square feet of development to an existing Business Park pending roadway improvements which will be paid for by the developer.

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

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

WITH DISCUSSION **WITHOUT DISCUSSION**

Heidi J. Tarleton (410) 767-3763
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BPW – 8/21/13
REVISED

**DEPARTMENT OF TRANSPORTATION
ACTION AGENDA**

GENERAL MISCELLANEOUS

ITEM: 21-GM

MARYLAND TRANSIT ADMINISTRATION:

CONTRACT ID: T8000-0387
Light Rail Vehicle Fleet Mid-Life Overhaul
ADPICS NOS.: T80000387

CONTRACT DESCRIPTION: This Contract provides for the overhaul of fifty-three (53) Light Rail Vehicles, (LRVs), which includes the first fleet of thirty-five (35) LRVs and the second fleet of eighteen (18) LRVs.

AWARD: Alstom Transportation, Inc.
New York, NY

AMOUNT: **\$156,500,000 NTE**

TERM: 09/1/2013-08/31/2018

PROCUREMENT METHOD: Competitive Sealed Proposals

PROPOSALS:

	<u>Technical Ranking</u>	<u>Evaluated Financial Price</u>	<u>Overall Ranking</u>
Alstom Transportation, Inc. New York, NY	1	\$150,484,000 (1)	1
Bombardier Mass Transit, Corporation Horsham, PA	2	\$153,304,346 (2)	2

DBE PARTICIPATION: 13.05%

PERFORMANCE SECURITY: Performance Bond 25% percent of the contract value.

REMARKS: **The Engineer's Estimate for this contract is \$156,500,000.**

The Light Rail Vehicle Fleet Mid-Life Overhaul. Contract, T-8000-0387, provides for the mid life overhaul of fifty-three (53) LRVs, which includes the first fleet of thirty-five (35) LRVs and the second fleet of eighteen (18) LRVs. The Scope of Work detailed in the RFP is applicable to all 53 LRVs. The design and performance requirements are identical for all 53 LRVs.

ITEM: 21-GM (Continued)

**BPW – 8/21/13
REVISED**

The Contractor shall perform all work including furnishing all materials, tools, equipment, transportation, supervision and performing all labor, necessary services and incidentals to pick-up, deliver, overhaul, and test the LRVs in accordance with Contract requirements. The Contractor’s work includes, but is not limited to, performing a complete overhaul of specified systems, subsystems, and components, including engineering interfaces with new equipment and replacement of obsolete components. This includes the provision of all renewal or replacement components, necessary consumables, disposables, and standard hardware by the Contractor, as necessary to complete the overhaul. The contractor shall include detailed designs for new and upgraded equipment. The Contractor shall transport the vehicles to the Contractor’s facility for overhaul and return them to the Administration’s property upon completion of testing.

The RFP for this contract was advertised on August 17, 2012 with proposals due on October 31, 2012. Three proposals were received in response to the RFP. Oral presentations were held in January 2013 with the three firms. The financial and technical review groups then engaged in multiple rounds of written questions with the proposers. A request for BAFOs was issued on April 17, 2013 and BAFOs were submitted by two of the proposers on May 1, 2013. One proposer withdrew their proposal, due to financial difficulties. The MTA was satisfied with their explanation and allowed them to withdraw their proposal. A request for a third BAFO and exceptions was issued on June 6, 2013 and BAFO’s were submitted on June 12, 2013.

The Technical Review Group evaluated the proposals based on the proposed LRV overhaul plan, system features, and integration as well as the managerial approach and qualifications of the team. The Financial Review Group ranked the proposals based on cost, cost comparison, cost over life of the contract and reasonableness of costs. Technical factors were given greater weight than financial factors in the overall award determination. Alston Transportation is recommended for award as they had the highest ranked technical proposal and the lowest financial proposal.

The DBE goal established for this contract was 13%, however the contractor is exceeding the goal by .05%.

FUND SOURCE:	20% Special Funds Budgeted to MTA 80% Federal Funds Budgeted to MTA
APPROPRIATION CODE:	J05H0105
RESIDENT BUSINESS:	Yes
MD TAX CLEARANCE:	13-1572-1111

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

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

BPW – 08/21/13

**DEPARTMENT OF TRANSPORTATION
 ACTION AGENDA**

CONTRACT MODIFICATION: (Architectural/Engineering)

ITEM: 22-AE-MOD

STATE HIGHWAY ADMINISTRATION

CONTRACT NO. & TITLE: See Attachment I
 ADPICS NOS.: See Attachment

ORIGINAL CONTRACT APPROVED: See Attachment I

ORIGINAL PROCUREMENT METHOD: Maryland Architectural and Engineering Services Act

MODIFICATION: Time extension modifications are being requested for 45 contracts detailed in the attached listing. Twelve (12) to Twenty-Four (24) month extensions are needed to complete new procurements on contracts with expiration dates of 10/1/2013 through 09/01/2015. Additional funds are being requested to complete any new or existing task orders issued under these contracts.

CONTRACTOR: See Attachment I

TERM: See Attachment I

AMOUNT: \$69,025,000

ORIGINAL CONTRACT AMOUNT: \$187,000,000

REVISED CONTRACT AMOUNT: \$282,375,000

PERCENTAGE INCREASE: See Attachment I

DBE PARTICIPATION: See Attachment I

REMARKS: State Highway Administration (SHA) is responsible for all Maryland numbered highways, with the exception of those within Baltimore city. This includes designing and building roadways, managing traffic safety programs, responding to emergencies including severe weather events, crashes and other incidents, and managing the federal-aid highway program. To facilitate this effort, contracts are procured with firms in the community who can provide expertise unavailable SHA.

ITEM: 22-AE-MOD (Continued)

BPW – 08/21/13

The additional time and funds will allow SHA to continue to provide these critical services, which will be significantly increased due to the revenue generated by the Transportation Infrastructure Investment Act of 2013.

This agenda item request approval to extend 45 contracts in order to complete new procurements. These contracts, originally awarded with terms of four (4) to six (6) years, have expiration dates ranging from 10/01/2013 through 09/01/2015. There are over 27 different consultants performing the work on these 45 contracts. The consultants are providing functions that include but are not limited to: Preliminary and Final Design Services (12); Storm Water Management and Erosion Sediment Control Services (5); Survey and Engineering (3); Truck Weigh and Inspection Station Design Services (2); Traffic Count Services (4); GIS Support Services (3); Landscape Inspection Services (2); Construction Inspection Services (3); Supplemental Engineering Support Services (1); and Bridge Engineering and Design Services (10).

FUND SOURCE:	Federal and Special Budgeted to SHA
APPROP CODE:	J02B0101
RESIDENT BUSINESSES:	Yes

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION	WITHOUT DISCUSSION		

ADPICS # / Change Order #	Contractor	Current Expiration Date	Requested Time Extension	Original Amount	Requested Funding Increase	Revised Contract Amount	Mod % / Overall %	MBE Goal / MBE Compliance	BPW / DOT Agenda	Replacement Contract / Current Stage / Anticipated Award	Description
SBCS0513A CO302009	Wallace, Montgomery and Associates, LLP	10/01/2013	10/01/2014 12 months	\$5,000,000	\$1,250,000	\$8,050,000	25% / 61%	22% / 18.34%	03/21/07 8AE	BCS 2011-09 Technical Stage Summer 2014	Preliminary and Final Design Services which provides design, TMDL project managem ent services to deliver the current and anticipated constructio n programs for CY 14 and 15.
SBCS0513B CO302010	Johnson, Mirmiran and Thompson, Inc.	10/01/2013	10/01/2014 12 months	\$5,000,000	\$1,250,000	\$7,950,000	25% / 59%	22% / 21.49%	02/28/07 6AE		
SBCS0513C CO302011	Rummel, Klepper and Kahl, LLP	10/01/2013	10/01/2014 12 months	\$5,000,000	\$1,250,000	\$8,050,000	25% / 61%	22% / 23.32%	04/18/07 4AE		
SBCS0513D CO302012	Whitman, Requardt and Associates, LLP	10/01/2013	10/01/2014 12 months	\$5,000,000	\$1,250,000	\$7,950,000	25% / 59%	22% / 18.68%	02/28/07 6AE		
SBCS0513E CO302013	McCormick Taylor, Inc.	10/01/2013	10/01/2014 12 months	\$5,000,000	\$1,250,000	\$7,950,000	25% / 59%	22% / 22.36%	03/21/07 8AE		
SBCS0513F CO302170	Century Engineering	02/28/14	10/01/2014 7 months	\$5,000,000	\$1,250,000	\$7,950,000	25% / 59%	22% / 30.76%	05/23/07 3AE		
SBCS0513GG CO302014	Jacobs Engineering, Inc.	10/01/2013	10/01/2014 12 months	\$5,000,000	\$1,250,000	\$7,950,000	25% / 59%	22% / 13.49%	03/21/07 8AE		
SBCS0513H CO302171	URS Corp.	02/28/14	10/01/2014 7 months	\$5,000,000	\$1,250,000	\$7,950,000	25% / 59%	22% / 19.93%	05/23/07 3AE		
SBCS0513I CO302015	Whitney, Bailey, Cox and Magnani, LLC / STV Inc. (JV)	10/01/2013	10/01/2014 12 months	\$5,000,000	\$1,250,000	\$8,050,000	25% / 61%	22% / 19.51%	04/18/07 4AE		

ADPICS # / Change Order #	Contractor	Current Expiration Date	Requested Time Extension	Original Amount	Requested Funding Increase	Revised Contract Amount	Mod % / Overall %	MBE Goal / MBE Compliance	BPW / DOT Agenda	Replacement Contract / Current Stage / Anticipated Award	Description
SBCS0513J CO302016	The Wilson T. Ballard Company	10/01/2013	10/01/2014 12 months	\$5,000,000	\$1,250,000	\$8,050,000	25% / 61%	22% / 24.63%	04/18/07 4AE	Continued from previous page: BCS 2011-09 Technical Stage	Continued from previous page: Preliminary and Final Design Services which provides design, TMDL project managem ent services to deliver the current and anticipated constructio n programs for CY 14 and 15.
SBCS0513K CO302018	A Morton Thomas and Associates, Inc. / HNTB Corp. (JV)	10/01/2013	10/01/2014 12 months	\$5,000,000	\$1,250,000	\$8,050,000	25% / 61%	22% / 17.84%	04/18/07 4AE	Summer 2014	
SBCS0513LL CO302172	Gannett Fleming / PB Americas (JV)	02/28/14	10/01/2014 7 months	\$5,000,000	\$1,250,000	\$7,950,000	25% / 59%	22% / 30.55%	05/23/07 3AE		

ADPICS # / Change Order #	Contractor	Current Expiration Date	Requested Time Extension	Original Amount	Requested Funding Increase	Revised Contract Amount	Mod % / Overall %	MBE Goal / MBE Compliance	BPW / DOT Agenda	Replacement Contract / Current Stage / Anticipated Award	Description
SBCS0617A CO302019	Wallace, Montgomery and Associates, LLP / A. Morton Thomas and Associates, Inc. (JV)	10/01/2013	01/01/2015 15 months	\$1,000,000	\$250,000	\$1,250,000	25% / 25%	18% / 25.87%	01/30/08 4AE	BCS 2011-09 Completion of Technical Stage Summer 2014	Storm Water Management and Erosion Sediment Control Review Services which provides storm water management and erosion and sediment control review services to ensure permits are received for construction and TMDL projects and which are critical elements to ensure delivery of the current and anticipated construction programs for FY 14 & 15 across the State.
SBCS0617C CO302053	Rummel, Klepper and Kahl, LLP	10/01/2013	01/01/2015 15 months	\$1,000,000	\$250,000	\$1,250,000	25% / 25%	18% / 10.93%	12/12/07 5AE		
SBCS0617D1 CO302020	Whitney, Bailey, Cox and Magnani, LLC	10/01/2013	01/01/2015 15 months	\$1,000,000	\$250,000	\$1,250,000	25% / 25%	18% / 14.77%	12/12/07 5AE		
SBCS0617E CO302021	McCormick Taylor, Inc. / AECOM USA (JV)	10/01/2013	01/01/2015 15 months	\$1,000,000	\$250,000	\$1,250,000	25% / 25%	18% / 19.64%	12/12/07 5AE		
SBCS0617F CO302022	Whitman, Requardt and Associates, LLP	10/01/2013	01/01/2015 15 months	\$1,000,000	\$250,000	\$1,250,000	25% / 25%	18% / 46.05%	12/12/07 5AE		

ADPICS # / Change Order #	Contractor	Current Expiration Date	Requested Time Extension	Original Amount	Requested Funding Increase	Revised Contract Amount	Mod % / Overall %	MBE Goal / MBE Compliance	BPW / DOT Agenda	Replacement Contract / Current Stage / Anticipated Award	Description
SBCS0707M CO302023	Brudis and Associates, Inc.	10/01/2013	10/01/2014 12 months	\$1,000,000	\$475,000	\$1,825,000	47.50% / 82.50%	23% / 17.89%	04/30/08 11AE	BCS 2011-02 Technical Stage Fall 2014	Survey and Engineerin g for District 7 which provides survey and engineering services to deliver system preservatio n projects for several SHA statewide programs such as Crash Prevention, Spot Safety Improvement s, Safety and Resurfacin g, and Congestion Managemen t.
SBCS0707N CO302024	Jacobs Engineering Group, Inc.	10/01/2013	10/01/2014 12 months	\$1,000,000	\$475,000	\$1,825,000	47.50% / 82.50%	23% / 17.36%	04/30/08 11AE		
SBCS0707O CO302025	Whitney, Bailey, Cox and Magnani, LLC	10/01/2013	10/01/2014 12 months	\$1,000,000	\$475,000	\$1,825,000	47.50% / 82.50%	23% / 15.14%	04/30/08 11AE		

ADPICS # / Change Order #	Contractor	Current Expiration Date	Requested Time Extension	Original Amount	Requested Funding Increase	Revised Contract Amount	Mod % / Overall %	MBE Goal / MBE Compliance	BPW / DOT Agenda	Replacement Contract / Current Stage / Anticipated Award	Description
SBCS0715A CO302026	Whitman, Requardt and Associates, LLP	10/01/2013	04/01/2015 18 months	\$1,000,000	\$500,000	\$1,500,000	50% / 50%	26% / 27.17%	04/30/08 13AE	BCS 2011-05 Expression of Interest Stage March 2015	Truck Weigh and Inspection Station Design Services which provides supporting services of the TWIS, CVISN, WIM, E- Screening, CCTV Security Systems, Thermal Imaging Systems, LPR, new installation and/or upgrade of CVI Pits, Inspection of State Office Buildings and other services related to the scale houses throughout the State.
SBCS0715B CO302027	Brudis and Associates, Inc.	10/01/2013	04/01/2015 18 months	\$1,000,000	\$500,000	\$1,500,000	50% / 50%	26% / 20.45%	04/30/08 13AE		

ADPICS # / Change Order #	Contractor	Current Expiration Date	Requested Time Extension	Original Amount	Requested Funding Increase	Revised Contract Amount	Mod % / Overall %	MBE Goal / MBE Compliance	BPW / DOT Agenda	Replacement Contract / Current Stage / Anticipated Award	Description
SBCS0722A CO302028	Johnson, Mirmiran and Thompson, Inc.	10/01/2013	10/01/2015 24 months	\$5,000,000	\$2,000,000	\$7,000,000	40% / 40%	25% / 28.35%	10/15/08 11AE	BCS 2012-06 Expression of Interest Stage Fall 2015	Traffic Count Services which provides traffic count services to support FHWA reporting requirements and various OPPE, SHA and MDOT projects throughout the state.
SBCS0722B CO302029	The RBA Group/Sabra, Wang, and Associates (JV)	10/01/2013	10/01/2015 24 months	\$5,000,000	\$2,000,000	\$7,000,000	40% / 40%	25% / 51.09% (Non-JV Lead is a Certified MBE)	10/15/08 11AE		
SBCS0722C CO302030	WBCM /Traffic Group (JV)	10/01/2013	10/01/2015 24 months	\$5,000,000	\$2,000,000	\$7,000,000	40% / 40%	25% / 20.87%	08/20/08 5AE		
SBCS0722D CO302031	A Morton Thomas and Associates, Inc.	10/01/2013	10/01/2015 24 months	\$5,000,000	\$2,000,000	\$7,000,000	40% / 40%	25% / 23.17%	10/15/08 11AE		
SBCS0801A CO302032	Whitney, Bailey, Cox and Magnani, LLC	11/01/2013	11/01/2015 24 months	\$5,000,000	\$2,400,000	\$7,400,000	48% / 48%	25% / 33.04%	03/18/09 5AE	CATS + Contracts (DoIT)	GIS Support Services which provides various GIS support services to SHA, Enterprise GIS (eGIS) framework as well as cartographic and map distribution services.
SBCS0801B CO302033	KCI Technologies, Inc.	11/01/2013	11/01/2015 24 months	\$5,000,000	\$2,400,000	\$7,400,000	48% / 48%	25% / 22.46%	03/18/09 5AE	Pre-Advertisement	
SBCS0801C CO302034	Johnson, Mirmiran and Thompson, Inc.	11/01/2013	11/01/2015 24 months	\$5,000,000	\$2,400,000	\$7,400,000	48% / 48%	25% / 19.52%	03/18/09 5AE	December 2015	

ADPICS # / Change Order #	Contractor	Current Expiration Date	Requested Time Extension	Original Amount	Requested Funding Increase	Revised Contract Amount	Mod % / Overall %	MBE Goal / MBE Compliance	BPW / DOT Agenda	Replacement Contract / Current Stage / Anticipated Award	Description
SBCS0812A CO302041	Development Facilitators, Inc.	08/1/2014	08/1/2015 12 months	\$3,000,000	\$2,000,000	\$5,000,000	66.67% / 66.67%	12% / 5.75%	08/26/09 6AE	Multi-Step IFB Pre-Advertisement Stage	Landscape Inspection Services which provides landscape inspection services for landscape construction, environmental enhancement, mitigation and maintenance, TMDL and Watershed Implementation Plan (WIP).
SBCS0812B CO302042	WBCM / Century Engineering, Inc. (JV)	07/01/2014	07/01/2015 12 months	\$3,000,000	\$2,000,000	\$5,000,000	66.67% / 66.67%	12% / 11.65%	07/22/09 6AE	Summer 2015	

ADPICS # / Change Order #	Contractor	Current Expiration Date	Requested Time Extension	Original Amount	Requested Funding Increase	Revised Contract Amount	Mod % / Overall %	MBE Goal / MBE Compliance	BPW / DOT Agenda	Replacement Contract / Current Stage / Anticipated Award	Description
SBCS0901B CO302043	Whitman, Requardt and Associates, LLC / Johnson, Mirmiran and Thompson (JV)	06/01/2014	12/01/2015 18 months	\$6,000,000	\$1,600,000	\$7,600,000	26.67% / 26.67%	27% / 14.83%	06/17/09 10AE	BCS 2013-14 Pre- Advertisemen t Stage November 2015	Supplemental Engineering Support Services which provides various surveys, CPM/Claim s, Traffic, Technical and Design Engineering , Analysis and Constructab ility Reviews, Utility Technical Staff and Coordinatio n, Work Zone MOT Safety Review Services, Contract Finals support services to deliver system preservation projects for several SHA statewide programs.

ADPICS # / Change Order #	Contractor	Current Expiration Date	Requested Time Extension	Original Amount	Requested Funding Increase	Revised Contract Amount	Mod % / Overall %	MBE Goal / MBE Compliance	BPW / DOT Agenda	Replacement Contract / Current Stage / Anticipated Award	Description
SBCS0902A CO302044	Rummel, Klepper and Kahl, LLP	10/01/2014	01/01/2016 15 months	\$10,000,000	\$4,750,000	\$19,150,000	47.50% / 91.50%	25% / 22.43%	10/07/09 6AE	BCS 2013-11 For Districts 3 and 4 Pre- Advertisemen t Stage	Constructio n Inspection Services for Districts 3, 4 and 6 which provides various constructio n managemen t and inspection services in Districts 3, 4 and 6 to deliver current and anticipated constructio n programs for CY 14 and 15.
SBCS0902B CO302045	INDAM Engineering, Inc.	11/01/2014	01/01/2016 14 months	\$10,000,000	\$5,000,000	\$15,000,000	50% / 50%	25% / 95% (Prime Certified MBE)	11/18/09 4AE December 2015		
SBCS0902C CO302046	KCI Technologies, Inc.	10/01/2014	01/01/2016 15 months	\$10,000,000	\$4,800,000	\$14,800,000	48% / 48%	25% / 21.32%	10/21/09 4AE December 2015	BCS 2013-12 For District 6 Pre- Advertisemen t Stage	

ADPICS # / Change Order #	Contractor	Current Expiration Date	Requested Time Extension	Original Amount	Requested Funding Increase	Revised Contract Amount	Mod % / Overall %	MBE Goal / MBE Compliance	BPW / DOT Agenda	Replacement Contract / Current Stage / Anticipated Award	Description
SBCS0903A CO301999	Wallace, Montgomery and Associates, LLP	04/01/2015	04/01/2017 24 months	\$4,000,000	\$1,500,000	\$5,500,000	37.50% / 37.50	25% / 27.54%	04/21/10 6AE	BCS 2012-05 Expression of Interest Stage Fall 2016	Bridge Engineerin g and Design Services provides design engineers preparing contract documents to address bridge system preservatio n project aimed at reducing the number of structurally deficient bridges on the system and the design of structures associated with capital improvement s in highway related capacity improvement and safety projects.
SBCS0903B CO302000	Johnson, Mirmiran and Thompson, Inc.	09/01/2015	09/01/2017 24 months	\$4,000,000	\$1,500,000	\$5,500,000	37.50% / 37.50	25% / 11.63%	09/22/10 7AE		
SBCS0903C CO302001	Rummel, Klepper and Kahl, LLP	07/01/2015	07/01/2017 24 months	\$4,000,000	\$1,500,000	\$5,500,000	37.50% / 37.50	25% / 22.12%	07/07/10 7AE		
SBCS0903D CO302002	Whitman, Requardt and Associates, LLP	07/01/2015	07/01/2017 24 months	\$4,000,000	\$1,500,000	\$5,500,000	37.50% / 37.50	25% / 16.32%	07/28/10 4AE		
SBCS0903E CO302003	The Wilson T. Ballard Company	07/01/2015	07/01/2017 24 months	\$4,000,000	\$1,500,000	\$5,500,000	37.50% / 37.50	25% / 29.48%	07/07/10 7AE		
SBCS0903F CO302004	KCI / GF (JV)	04/01/2015	04/01/2017 24 months	\$4,000,000	\$1,500,000	\$5,500,000	37.50% / 37.50	25% / 14%	04/21/10 6AE		
SBCS0903G CO302005	WBCM / AECOM (JV)	05/01/2015	05/01/2017 24 months	\$4,000,000	\$1,500,000	\$5,500,000	37.50% / 37.50	25% / 16.47%	05/19/10 3AE		
SBCS0903H CO302006	Brudis and Associates, Inc.	05/01/2015	05/01/2017 24 months	\$4,000,000	\$1,500,000	\$5,500,000	37.50% / 37.50	25% / 17.04%	05/19/10 3AE		
SBCS0903I CO302007	URS Corporation	08/01/2015	08/01/2017 24 months	\$4,000,000	\$1,500,000	\$5,500,000	37.50% / 37.50	25% / 17.45%	08/11/10 4AE		
SBCS0903J CO302008	Nolan Associates, Inc.	04/01/2015	04/01/2017 24 months	\$4,000,000	\$1,500,000	\$5,500,000	37.50% / 37.50	25% / 25.18%	04/21/10 6AE		

Attachment I Summary:

Total Contract Modification Requests	45
Total Time Only Contract Modification Requests	0
Total Funds Only Contract Modification Requests	0
Total Time and Funds Contract Modification Requests	45
Original Contract Fund Totals	\$187,000,000
Total Fund Increase Request for all Contract Modification Requests	\$69,025,000
Revised Contract Amount Totals	\$282,375,000

DEPARTMENT OF GENERAL SERVICES

Items to be presented to the Board of Public Works

August 21, 2013

	Pages
Construction	1 thru 4
A/E Contracts	5 thru 6
Maintenance	7 thru 12
General Miscellaneous	13 thru 21
Real Property	22 thru 28
Leases	29 thru 55
Capital Grants and Loans	56 thru 81

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 1-C

DEPARTMENT OF VETERANS AFFAIRS

War Memorial Building
101 North Gay Street
Baltimore, MD 21202

CONTRACT NO. AND TITLE

Project No. WM-101-100-001 (Re-Bid);

Security Fencing and Gates
ADPICS NO. 001B4400079

DESCRIPTION

Approval is requested for a contract that provides services for the removal and salvage of existing railing, removal and disposal of pillars, and the construction of a new security fence and gates at the War Memorial Building in Baltimore.

PROCUREMENT METHOD

Competitive Sealed Bids

BIDS OR PROPOSALS

Hurricane Fence Company, Richmond, VA
Abel Fence, LLC, Wrightsville, PA
Letke Security Contractors, Inc., Joppa, MD

AMOUNT

\$357,300.00
\$430,100.00
\$656,500.00

AWARD

Hurricane Fence Company
Richmond, VA

AMOUNT

\$357,300.00

TERM

120 Days from Notice to Proceed

MBE PARTICIPATION

10%

PERFORMANCE BOND

100% of Full Contract Amount

HIRING AGREEMENT ELIGIBLE

No

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 1-C (Cont.)

REMARKS

A notice of availability of an Invitation to Bid (ITB) was posted on the DGS Web Site, Bid Board, and *eMaryland Marketplace.com*. A total of three bids were received. The low bidder, Hurricane Fence Company, confirmed its bid. The MBE goal of 10% for this project was achieved. The Government estimate is \$326,260.00.

FUND SOURCES

MCCBL 2012, Item 007
“Provide funds for the State Capital
Renewal Program”

RESIDENT BUSINESS

No

MD TAX CLEARANCE

13-1763-1001

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT MODIFICATION

ITEM 2-C-MOD

**DEPARTMENT OF NATURAL
RESOURCES**

Gunpowder Falls State Park
Baltimore, Maryland

CONTRACT NO. AND TITLE

Project No: P-032-085-010
Replace Floating Docks, Bulkhead,
Dredging at Dundee Creek
ADPICS NO. COF26981

ORIGINAL CONTRACT APPROVED

Item 1-C; BPW December 5, 2012

CONTRACTOR

Dissen and Juhn LLC
Stevensville, Maryland

CONTRACT DESCRIPTION

Replace three (3) existing floating
docks, 480 linear feet of bulkhead, and related utility relocations/modifications at Dundee Creek
Marina in Baltimore County.

MODIFICATION DESCRIPTION

Covers the cost to extend proposed
replacement of existing timber bulkhead with steel sheet piling by 51 feet beneath existing fixed
dock and piers. Work includes: demolition of existing timber bulkhead and replacement of
existing decking and stringers. Disconnect and reconnect existing water lines on piers and deck.
Remove and upgrade electrical service.

TERM OF ORIGINAL CONTRACT

180 Calendar Days

TERM OF MODIFICATION

30 Days

AMOUNT OF ORIGINAL CONTRACT

\$805,830.00

AMOUNT OF MODIFICATION

\$156,151.00

PRIOR MODIFICATIONS/OPTIONS

\$193,141.31

REVISED TOTAL CONTRACT AMOUNT

\$1,155,122.31

PERCENT +/- (THIS MODIFICATION)

19.37%

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

A/E SERVICE CONTRACT MODIFICATION

ITEM 3-AE-MOD

DEPARTMENT OF NATURAL RESOURCES Dorchester County

ORIGINAL CONTRACT NO. & TITLE Project No. P-075-080-010
Harriet Tubman Underground Railroad
State Park
ADPICS NO. COF26543

ORIGINAL CONTRACT APPROVED 1/28/2009 DGS/BPW Agenda Item 4-AE

CONTRACTOR GWWO, Inc.
Baltimore, MD

CONTRACT DESCRIPTION This project provides for site development and new buildings to establish the Harriet Tubman Underground Railroad State park. The scope of work includes the construction of a 15,000 GSF/10,178 GSF NSF visitor's interpretive center, access roads, parking, a memorial garden, two (2) picnic pavilions, informational kiosk, walking paths, on site waste treatment system, and a domestic well.

MODIFICATION DESCRIPTION Provide for additional architectural and engineering design and administration services to meet requirements of Federal Highway Administration and SHA guidelines associated with Transportation Enhancement Program (TEP) grant which will contribute up to \$8,500,000 to project funding.

TERM OF ORIGINAL CONTRACT 36 months

TERM OF MODIFICATION 12 months

AMOUNT OF ORIGINAL CONTRACT \$2,206,520.00

AMOUNT OF MODIFICATION \$62,209.15

PRIOR MODIFICATIONS/OPTIONS \$197,005.97

REVISED TOTAL CONTRACT AMOUNT \$2,465,735.12

PERCENT +/- (THIS MODIFICATION) 2.82%

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 4-M

MILITARY DEPARTMENT

Parkville Armory
Parkville, Maryland

CONTRACT NO. AND TITLE

Project No. M-611-130-001 (SBR)
ADPICS No. 001B4400082
Roof Replacement

DESCRIPTION

Remove existing roofing and associated materials to include coal-tar pitch vapor barrier, perlite insulation, built-up roofing, gravel surfacing and deteriorated decking. Install new roofing system and associated materials to include tapered and flat insulation systems and built-up roofing on low slope areas, roof access ladders, sheet metal assemblies, chimney cap, composite wall panels and drainage assemblies.

Remove existing roofing and

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDS OR PROPOSALS

J&K Contracting, Inc., Capital Heights, MD
Island Contracting, Inc., Beltsville, MD
Boulevard Contractors Corp., Owings Mills, MD
Dimensions Const. Rem. Inc., Hyattsville, MD
J.E. Wood & Sons Co., Inc., Upper Marlboro, MD

AMOUNT

\$ 739,010.00
\$ 751,000.00
\$ 885,070.00
\$ 886,131.00
\$1,033,070.00

AWARD

J&K Contracting, Inc.
Capital Heights, MD

AMOUNT

\$739,010.00

TERM

120 Calendar Days

MBE PARTICIPATION

30% (7% African American,
4% Asian American)

PERFORMANCE BOND

100% of Full Contract Amount

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CONSTRUCTION CONTRACT

ITEM 4-M (Cont.)

REMARKS

This project was advertised for construction on May 29, 2013. Bids were received on June 19, 2013 with five bidders responding. All of the bidders are resident to the State of Maryland. The MBE goal of 30% was met by J&K Contracting, Inc., and affirmed by MBE Office memo dated July 9, 2013.

FUND SOURCE

Item 007 MCCBL 2012
“Provide funds for the State Capital
Renewal Program”

RESIDENT BUSINESS

Yes

TAX COMPLIANCE NO.

13-1979-0001

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 5-M

DEPARTMENT OF SAFETY AND CORRECTIONS

CONTRACT NO. AND TITLE

Project No. KW-000-111-003
ADPICS No. 001B4400078
Fire Alarm Replacement
MD Correctional Institute for
Women

DESCRIPTION

Work involves installation of new fire alarm system at the Maryland Correctional Institution for Women in Jessup, MD. This includes furnishing and installing full operational fire alarm system for eight (8) buildings.

PROCUREMENT METHOD

Competitive Sealed Bidding

BIDS OR PROPOSALS

QSS International, Inc., Fairfax, VA
Alarm Tech Solutions, LLC, Severn, MD
Advanced Fire Protection Systems, LLC, Balt, MD
Orion Management, Springfield, VA

AMOUNT

\$ 297,120.00
\$ 348,360.00
\$ 492,309.00
\$ 536,613.23

AWARD

QSS International, Inc.
Fairfax, VA

AMOUNT

\$297,120.00

TERM

120 Calendar Days

MBE PARTICIPATION

25% - 7% African American,

PERFORMANCE BOND

100% of Full Contract Amount

REMARKS

This project was advertised for construction on April 29, 2013. Bids were received on May 30, 2013 with four (4) bidders responding. The apparent low bidder QSS International, Inc. was found to be responsive and responsible. QSS International, Inc. has submitted all required MBE documents, which were approved on June 7, 2013.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM 5-M (Cont.)

FUND SOURCE

MCCBL 2012 Item 007
“Provide funds for the State Capital
Renewal Program”

RESIDENT BUSINESS

No

TAX COMPLIANCE NO.

13-1845-0110

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE MODIFICATION

ITEM 6-M-MOD

DEPARTMENT OF VETERANS
AFFAIRS

Charlotte Hall Veterans Home
Charlotte Hall, Maryland

CONTRACT NO. AND TITLE

Project No: VH-000-090-004
Expand Emergency Generator Circuits at
Charlotte Hall Veteran’s Home
ADPICS NO. COF26985

ORIGINAL CONTRACT APPROVED

BPW 04/18/2012; Item 2-M

CONTRACTOR

Dvorak, LLC
Rosedale, Maryland

CONTRACT DESCRIPTION

Contractor shall provide all labor, materials, and supplies required to furnish and install a new paralleling switchgear and three (3) 1000 kW Emergency Generators to provide emergency power to the “Core” Building and “Academic” Building. New annunciator panels for alarms and running signals will be provided in the “D” Wing of the “Core” Building. The installation shall meet the requirements of the current electrical and building codes. The new electrical work shall include the removal of three (3) existing generators, a 2000 gallon above ground fuel tank, a 2150 gallon underground fuel tank, a 2500 gallon underground fuel tank and the replacement of two (2) existing Automatic Transfer Switches (ATS).

MODIFICATION DESCRIPTION

Covers the cost to replace 14 existing panel boards and existing one automatic transfer switch, all of which have found to be non-compliant with current code.

TERM OF ORIGINAL CONTRACT

300 Calendar Days

TERM OF MODIFICATION

152 Days

AMOUNT OF ORIGINAL CONTRACT

\$5,151,038.00

AMOUNT OF MODIFICATION

\$ 97,028.84

PRIOR MODIFICATIONS/OPTIONS

\$ 0.00

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

MAINTENANCE MODIFICATION

ITEM 6-M-MOD (Cont.)

REVISED TOTAL CONTRACT AMOUNT \$5,248,066.84

PERCENT +/- (THIS MODIFICATION) 1.88%

OVERALL PERCENT +/- 1.88%

ORIGINAL PROCUREMENT METHOD Competitive Sealed Bids

ORIGINAL MBE PARTICIPATION 30%

MBE COMPLIANCE 33.6%

REMARKS Contract time will be extended by one hundred fifty-two (152) non-compensable calendar days. The previous completion date of March 17, 2014 will be revised to August 16, 2014. The existing electrical panels being replaced under this modification were not included in the original scope of the project, but are currently non-compliant and must be replaced in order for the emergency power system to properly function.

FUND SOURCE \$63,068.75 - 65% Federal Grant Funds (035/CA2012)
\$33,960.09 – 35% State Funds (003/CA 2010)

RESIDENT BUSINESS Yes

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA**GENERAL MISCELLANEOUS****ITEM** 7-GM (Cont.)**FUND SOURCE**

MCCBL 2008 Item 010 \$2,435.32
MCCBL 2009 Item 007 \$44,436.97
MCCBL 2010 Item 010 \$34,529.00
MCCBL 2012 Item 007 \$88,598.71
“Provide funds for State Capital Renewal Program (statewide)”

B. DEPARTMENT OF HEALTH AND MENTAL HYGIENE**CONTRACT NO. AND TITLE**

Project No. SG-004-130-001 (SBR)
Replace HVAC System
Red Brick Cottage #4
@ Spring Grove Hospital Center

DESCRIPTION

Remove the existing HVAC system and replace it with exterior evaporators and a new air handler system. The location of the existing Air Handling units and coils in the attic space makes for a non-maintainable system and the HVAC unit has become deteriorated.

PROCUREMENT METHOD

Competitive Sealed Bidding
(Small Business Reserve)

AWARD

RLS Heating, A/C &
Refrigeration
Orchard Beach, MD

AMOUNT

\$149,851.00

TERM

180 Calendar Days

MBE PARTICITPATION

25% MBE - 7% African American, 4%
Asian and 1 % VSBE

REMARKS

This project was advertised on April 19, bids were received on May 16, 2013 with eight (8) bidders responding. RLS Heating, A/C & Refrigeration has submitted all required MBE documents, which were approved on June 21, 2013.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA**GENERAL MISCELLANEOUS****ITEM** 7-GM (Cont.)**FUND SOURCE**MCCBL 2012 Item 007
“Provide funds for the state Capital
Facilities Renewal Program”**RESIDENT BUSINESS**

Yes

**C. DEPARTMENT OF HEALTH AND
MENTAL HYGIENE**Deer’s Head Center
Salisbury, MD.**CONTRACT NO. AND TITLE**H-453-100-101
Asbestos Abatement
Deer’s Head Center**DESCRIPTION**Contractor shall provide labor, materials,
and equipment to remove and dispose of asbestos containing thermal system insulation, floor tile
and mastic, cove base and fire doors. Contractor will not replace the abated materials.**PROCUREMENT METHOD**

Small Procurement

AWARDMD Cleaning and Abatement, Corp
Baltimore, MD**TERM**

30 Days

AMOUNT

\$36,000.00

FUND SOURCEMCCBL 2011 Item 011
“Provide funds to complete design and
construct a new kidney dialysis unit and
renovate the existing kidney dialysis unit for
administrative purposes at the deer’s head
center”

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 7-GM (Cont.)

D. MARYLAND STATE POLICE

Barracks N

CONTRACT NO. AND TITLE

Project No: TK-002-140-001
Replace Three Underground Storage Tanks
with Above Ground Tanks

DESCRIPTION

This project provides for engineering services for the site investigation, preparation of construction contract documents and all necessary reviews of the contract documents, bidding and construction administration service, including shop drawing review and approval, meetings and technical consultation for the removal and replacement of underground storage tanks with above ground storage tanks.

PROCUREMENT METHOD

Maryland Architectural and
Engineering Services Act

AWARD

Sidhu Associates, Inc.
Timonium, MD

AMOUNT

\$94,996.61

FUND SOURCE

MCCBL 2013 Item 011
“Provide funds to remove, replace or
upgrade state-owned fuel storage
tank systems”

REMARKS

Indefinite Quantity Contract (IQC) DGS-08-004-IQC was developed for DGS to provide architectural and engineering services for multiple construction projects with fees \$200,000 or less. Under this agreement, individual contract awards may not exceed \$200,000. Selected firms may be awarded more than one contract; however, the total amount for the contracts awarded to any one firm may not exceed \$500,000.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 8-GM

REFERENCE

In accordance with provisions of the *State Finance and Procurement Article, Section 8-301, Annotated Code of Maryland*, the Board of Public Works approval is requested for the use of General Obligation Bond funding for the contract(s) noted below. Any modifications listed below reflect the change in funding from POS funds to General Obligation Bond funds (MCCBL) also noted below. Total amount of funds used is \$47,000.00 (2 items).

A. Department of Natural Resources

Fort Frederick State Park
Big Pool, Washington County

DESCRIPTION

This project is to clean entire exterior of building with biocide type cleaner and a power washer. Remove all daubing material from front and back log walls, apply Borate insect treatment to all exterior log walls. Replace missing and/or deteriorated blocking filler.

CONTRACT NO. & TITLE

Project No. P-012-120-010
Park Office Building

PROCUREMENT METHOD

Small Procurement

AWARD

Professional Improvements
Olney, MD

AMOUNT

\$28,000.00

FUND SOURCE

MCCBL 2011 Item 008
“Provide funds to construct capital improvements such as planned maintenance and repair projects at public use facilities on state-owned property”

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA**GENERAL MISCELLANEOUS****ITEM** 9-GM**REFERENCE** Stormwater Management DNR/SHA**DESCRIPTION** Approval is requested to transfer \$540,000 to the Maryland State Highway Administration, (SHA) in support of its executed Memorandum of Understanding (MOU) with the Maryland Department of Natural Resources, (DNR) for designing and installing stormwater management projects on land owned by DNR.**AMOUNT** \$540,000**FUND SOURCE** MCCBL 2012 Item 013
“Provide Funds to Construct Capital Improvements such as Planned Maintenance and Repair Projects at Public Use Facilities on State-Owned land”**REMARKS** On December 20, 2010 the Environmental Protection Agency, (EPA) established the requirement for State’s to reduce the nutrients and sediment to the Chesapeake Bay as part of the Reduction of the Chesapeake Bay Total Maximum Daily Load, (TDML). The Maryland Department of the Environment (MDE) will be issuing to SHA a Municipal Separate Storm Sewer System permit (MS4) as a large property owner and will require SHA to provide additional stormwater runoff management on 20% of the impervious acres, not currently managed. SHA does not have sufficient property in its right of way to accomplish this goal.

DNR under the Natural Resources Article, 1.101 et seq., is responsible for coordinating and promulgating policies, plans, programs, and practices which promote the protection, conservation, and enhancement of State of Maryland’s aquatic resources for the benefit of the State’s citizens; and as DNR is one of the largest land owners in the State, it is in the State’s best interest to coordinate the stormwater management between the agencies.

An establishment of Best Management Practices, (BMP) will be developed by DNR, which will identify the lands and locations, where these BMP’s will be installed. SHA and its contractors are uniquely qualified for the installation of the Stormwater Management projects. Once installed DNR will be responsible for the maintenance and inspection of the projects.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

GENERAL MISCELLANEOUS

ITEM 9-GM (Cont.)

DNR will be responsible for maintaining the database for the impervious area treated, nutrient and sediment credits generated by each BMP, This database will be linked to the SHA permit requirement.

DNR will be responsible for maintaining the database for the impervious area treated, nutrient and sediment credits generated by each BMP, This database will be linked to the SHA permit requirement.

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 12-RP

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

**DEPARTMENT OF PUBLIC SAFETY &
CORRECTIONAL SERVICES**

Springfield Hospital Center
+/- 2.57 miles across State Land
Carroll County, Maryland
File #00-8412

REFERENCE

Approval is requested to grant an Easement to Carroll County, Maryland to allow for the construction of conduit and fiber optic cabling through parts of the Springfield Hospital Campus. The project will be funded by the Maryland Department of Information Technology from the federal Broadband Technology Opportunities Program (BTOP) for the statewide planned fiber optic broadband network known as One Maryland Broadband Network (OMBN). The cabling and conduit will run +/- 2.57 miles across state-owned land at the Springfield Hospital Center. Several buildings on the Springfield Campus will be connected to the broadband network.

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

OWNERSHIP

Department of Health and
Mental Hygiene
Department of Public Safety
& Correctional Services

GRANTEE

Carroll County, Maryland

PROPERTY

+/- 2.57 miles across
State Land

PRICE

No Consideration

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY

ITEM 12-RP (Cont.)

REMARKS

1. The Department of Health and Mental Hygiene and the Department of Public Safety Correctional Services both agree with this transaction.
2. The Clearinghouse conducted an intergovernmental review of the project under MD20130415-0238 and has recommended to grant an easement of +/-2.57 miles across state owned land at the Springfield Hospital Center Campus to allow Carroll County to construct conduit and fiber optic cabling.
3. The final Easement Plat lists the total easement area of 2.57 miles.

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 13-RP

MARYLAND SCHOOL FOR THE DEAF

MD School for the Deaf, Frederick Campus
 0.777 acres fee simple
 0.135 acres drainage easement
 0.189 acres revertible slope easement
 Frederick Country, MD
 File #00-8483

REFERENCE

Approval is requested to grant a fee simple transfer and easements from the Maryland School for the Deaf to the State Highway Administration. The State Highway Administration plans to use the land and the easements for the construction of the I-70 / MD 85 Interchange.

The Deed and Easement Agreement has been approved by the Office of the Attorney General. Title and transfer agreements are subject to legal review.

OWNERSHIP

Maryland School for the Deaf

GRANTEE

State Highway Administration

PROPERTY

0.777 acres +/- in fee simple
 0.324 acres +/- in easements

PRICE

\$240,813.75

REMARKS

1. The Maryland School for the Deaf agrees with this transaction.
2. The Clearinghouse conducted an intergovernmental review of the project under MD201210124-0047 and has recommended transferring 0.777 acres from the Maryland School for the Deaf to the State Highway Administration. It is also recommended to grant these easements to the State Highway Administration: a perpetual drainage easement of +/- 0.135 acres and a revertible slope easement of +/- 0.189 acres. The State Highway Administration plans to use the land and the easements for the construction of the I-70/MD 85 Interchange.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY

ITEM 13-RP (Cont.)

- 3. Consideration for this transfer was determined by Just Compensation assigned by SHA in the amount of \$316,650.00; less the cost of additional improvements made to MSD land by SHA in the amount of \$75,836.25, for a total of \$240,813.75 mutually agreed upon by MSD and SHA for the purchase of land and easements.

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 14-RP

DEPARTMENT OF HEALTH AND
MENTAL HYGIENE

Rosewood Hospital Center
Easement Agreement
Gas Pipeline Replacement
3,329 sq ft permanent easement
4,685 sq ft temporary easement
Baltimore County, MD
File # 00-8517

REFERENCE

Approval is requested to grant a utility easement to Baltimore Gas and Electric Co. (BGE) to install a 6” gas pipeline at the Rosewood Hospital Center. A permanent easement totaling 3,379 square feet, and a temporary construction easement totaling 4,685 square feet have been requested to replace pipeline along Owings Mills Boulevard.

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

OWNERSHIP

Department of Health and
Mental Hygiene

GRANTEE

Baltimore Gas and Electric Co.

PROPERTY

+/- 3,379 sq.ft. Permanent Easement
+/- 4,685 sq.ft. Temporary Construction
Easement

PRICE

\$4,350.00

APPRAISED VALUES

\$4,350.00 - 4/4/13 - Stephen H. Muller
\$2,876.00 – 4/18/13 - Calvin V. Thomas

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

REAL PROPERTY

ITEM 14-RP (Cont.)

REMARKS

1. The Department of Health and Mental Hygiene agrees with this transaction.
2. The Clearinghouse conducted an intergovernmental review of the project under MD20130619-0444 and has recommended granting an easement to BG&E to install a gas pipeline across State owned property at the Rosewood Hospital campus.
3. The final plat lists the easement areas totaling 8,064 sq. ft.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE**ITEM** 15-LL**MARYLAND HIGHER EDUCATION COMMISSION**Chesapeake College
Wye Mills, MD
(Queen Anne County)**Tenant**Wye River Upper School, Inc.
P.O. Box 36
Wye Mills, MD 21679**Property Location**Chesapeake College - Wye Mills Campus
Wye Mills, MD 21679**Space Type** Class Rooms**Lease Type** New**Duration** 1 Year**Effective** 08/27/2013**Annual Rent** \$67,700.00**Previous Board Action**

09/07/11 – Item 7-LL; 08/30/06 – Item 22-L

Special Conditions

1. Pursuant to COMAR 13B.07.04.01D, a college may not enter into an agreement to sell, lease, transfer, or otherwise dispose of real property in which the State has participated without the prior approval of the Maryland Higher Education Commission and the subsequent approval of the Board of Public Works.
2. The Maryland Higher Education Commission has approved the lease and forwarded its recommendation to DGS for Board of Public Works approval.
3. On 6/28/2013, the Chesapeake College Board of Trustees approved the lease with Wye River Upper School, Inc. for a one (1) year term beginning 8/27/2013. The lease also provides for a renewal option for another (1) year term by mutual agreement of both parties.
4. The Maryland Higher Education Commission approved the lease believing that this lease agreement does not impede the College's ability to implement its mission, nor does this agreement diminish the intended purpose of the College.
5. Landlord shall be responsible for all maintenance of the property.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE

ITEM 15-LL (Cont.)

6. The lease is for the use of classrooms in two (2) buildings (Caroline Center and Higher Ed Center) as a private high school to provide specialized education for students with disabilities.
7. Landlord shall be responsible for obtaining all permits, licenses, inspections and approvals required for occupancy of the premises.
8. 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 minimum coverage as determined adequate by the Landlord.
9. Tenant shall indemnify and hold harmless the State of Maryland, the Higher Education Commission and Chesapeake College against any and all liability or claim of liability, including reasonable attorney's fees, arising out of tenant's use and occupancy, conduct, operation or management of the premises during the term.
10. Landlord may terminate this lease at anytime during the lease or any renewal term, whenever the Landlord determines that termination is in the best interest of the Landlord.

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 16-LL

DEPARTMENT OF PUBLIC SAFETY
& CORRECTIONAL SERVICES

Jessup
Howard County

(Division of Corrections)

Tenant CSX Transportation, Inc.
301 West Bay Street, Suite 800
Jacksonville, Florida 32202-5184

Sub-Tenant Cassens Transport Company
145 N. Kansas Street
Edwardsville, IL 62025

Property Location 109.884 Acres of Land
Dorsey Run Road
Jessup, Howard County Maryland 20794

Reference

Reference is made to Board of Public Works Action Agenda Item 11-LL-MOD of March 6, 2013 wherein the Board approved a lease and sub-lease for a five (5) year term for 109.884 acres of land fronting along Dorsey Run Road, Jessup, Howard County Maryland, 20794 for the Department of Public Safety and Correctional Services.

During an administrative review, an error in the agenda item has been identified. The Action Agenda Item in Remark 4 of the Sub-lease section stated:

“The Sub-Tenant shall pay the Tenant \$152,634.24 per annum in rent for the sublease Premises. The above mentioned rent is equal to the amount of rent the Tenant is mandated to pay the Landlord under the lease for 7.3 acres”.

The Remark 4 should state:

“The Sub-Tenant shall pay the Tenant \$163,680.76 per annum in rent for the sublease Premises. The above mentioned rent exceeds the amount of rent the Tenant is mandated to pay the Landlord under the lease for 7.3 acres”.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

LANDLORD LEASE

ITEM 16-LL (Cont.)

Resulting in an increase of \$11,046.52.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 17-LT

DEPARTMENT OF EDUCATION
(Division of Rehabilitation Services)

Easton
Talbot County

Landlord/Owner Hansen Builders, LLC
8708 Brooks Drive
Easton, Maryland 21601

Property Location 8737 Brooks Drive, Units 105 and 106
Easton, Maryland 21601

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	2,191
<u>Duration</u>	10 Years	<u>Effective</u>	January 1, 2014		
<u>Annual Rent</u>	\$47,654.25 (avg.)	<u>Square Foot Rate</u>		\$21.75 (avg.)	
		<u>Eff. Square Foot Rate</u>		\$23.75 (avg.)	

Utilities Responsibility Tenant
Custodial Responsibility Landlord
Previous Board Action(s) N/A

Fund Source 100% Federal Funds – R00A01.21 - 21.4 – 1301 - U4602

Special Conditions

1. The lease incorporates use in common parking spaces at no additional expense to the state.
2. The lease provides for the pass thru of janitorial costs and real estate taxes over a base year.
3. the lease contains one (1) option renewal for five (5) years.

Remarks

1. This office accommodates approximately 10 consumers daily for group sessions, evaluations, testing, training and counseling.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 17-LT (Cont)

2. The rental rate commences at \$21.00 per net usable square foot for the first five (5) years of the lease, then increase to \$22.50 per net usable square foot for years 6-10.
3. The lease contains a termination for convenience clause.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 18-LT**DEPARTMENT OF ASSESSMENT AND TAXATION**Cambridge, MD
(Dorchester County)**Landlord** County Council of Dorchester County
501 Court Lane, Room 108
Cambridge, Maryland 21613**Property Location** 501 Court Lane, Room 204
Cambridge, Maryland 21613

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	2,478
<u>Duration</u>	2 Years	<u>Effective</u>	August 27, 2013		
<u>Annual Rent</u>	\$19,824.00	<u>Square Foot Rate</u>	\$8.00		
		<u>Previous Sq. Ft. Rate</u>	\$8.00		

Utilities Responsibility Landlord**Custodial Responsibility** Landlord**Previous Board Action(s)** 08/10/11 Item 21-LT-OPT; 02/18/09 Item 14-LT; 02/15/06 Item 12-L; 05/2/03 Item 17-L; 06/19/1996 Item 41-L; 08/08/1990 Item 53-L**Fund Source** E5C00.02 1301 PCA 25911 Special 50% General 50%**Special Conditions**

1. The Department and Taxation has been in its current location for 23 years. The space is used to assist homeowners in Dorchester County with real property tax assessments and the assessment appeal process, as well as to assess all real property accounts within Dorchester County.
2. The lease contains two (2) renewal options for two (2) years each under the same terms and conditions except the square foot rate shall be negotiated.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 18-LT (Cont.)

3. The Lease contains a termination for convenience clause.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 19-LT**MARYLAND VETERANS ADMINISTRATION (MDVA)**Easton
Talbot County**Landlord** Town of Easton
14 South Harrison Street
Easton, Maryland 21601**Property Location** 11 S. Harrison Street
Easton, Maryland 21601

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	362
<u>Duration</u>	10 Years	<u>Effective</u>	September 1, 2013		
<u>Annual Rent</u>	\$1				

<u>Utilities Responsibility</u>	Landlord
<u>Custodial Responsibility</u>	Landlord
<u>Previous Board Actions</u>	N/A

Fund Source 100% General - D55P00.1**Special Conditions**

1. Lease incorporates 1 reserved parking space.
2. The lease provides 1 renewal option for a term of 5 years.

Remarks

1. The Maryland Department of Veterans Affairs (MDVA), Service Program, Easton Service Center, will provide assistance to the men and women who have served in the Armed Forces of America, their dependents and survivors, and the general public, in obtaining benefits from the U.S. Department of Veterans Affairs (VA), Department of Defense (DOD), State of Maryland and other programs for veterans and their families.
2. Staff will provide respectful advocacy and representation to the veterans community regarding earned entitlement rights to federal, state and local benefits and services for veterans and their families.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 19-LT (Cont.)

The center will offer the following services:

- Comprehensive benefit counseling
- Claim development, preparation and submission
- Case management
- Initiate appeals when appropriate
- Networking with federal, state and local agencies
- Information & referral for the following;
- Crisis Intervention
- Public assistance & homelessness
- And numerous miscellaneous services

It is anticipated the Easton Service Center will make contact with over 700 veterans on a monthly basis either through walk-in or telephone contact. Yearly it is anticipated Easton will service over 8,500 veterans.

It is also anticipated that the Easton Service Center will generate \$50,000 in new and increased monthly cash benefits from the VA. On an annualized basis this amounts to more than \$500,000 in new benefit payments. Additionally, it also anticipated that the Easton Service Center will generate \$1,000,000 in one-time benefits, which consists of single and retro-active payments received by veterans or their dependents.

3. The lease contains a termination for convenience clause.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 20-LT

Maryland State Department of Education
(Division of Rehabilitation Services)

Owings Mills
Baltimore County

Landlord/Owner Brit-Owings Mills Two LLC
5410 Edson Lane, Suite 200
Rockville, Maryland 20852

Property Location 10461 Mill Run Circle LL-1
Owings Mills, Maryland 21117

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	3,772
<u>Duration</u>	10 Year	<u>Effective</u>	September 1, 2013		
<u>Annual Rent</u>	\$98,932.02 (average)	<u>Square Foot Rate</u>	\$26.23 (average)		

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

Fund Source 100% Federal Funds – PCA U5251 – 5681

Special Conditions

1. The lease incorporates 11 use in common parking spaces at no additional cost to the State.
2. This lease establishes that the tenant pays a pass through over a new base year for taxes, utilities and janitorial services.

Remarks

1. MSDE DORS will relocate its Catonsville office to this new location in Owings Mills, allowing the agency to be more closely located to its customers. Additionally, MSDE DORS will move the Regional Director and two (2) staff from its Towson office to Owings Mills, allowing them to reconfigure the Towson office and add three (3) additional staff to address workload issues. This property will become a high volume office containing 14 staff and an average of 15-20 clients daily for group sessions, evaluations, testing, training and counseling, assisting individuals with both physical and intellectual disabilities.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 20-LT (Cont.)

2. The base rental rate commencing September 1, 2013 is \$22.88 which is escalated annually at 3% for ten years, producing an average rental rate over the term of the lease of \$26.23.
3. The lease contains a termination for convenience clause.
4. In accordance with the *State Finance and Procurement Article, Annotated Code of Maryland* the above space request was advertised in the Daily Record, *eMaryland Marketplace* and the DGS website. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 21-LT**MARYLAND EMERGENCY MANAGEMENT AGENCY**

Baltimore County

Landlord Painters Mill Executive Office Park, LLP
100 Painters Mill Road, Suite 900
Owings Mills, Maryland 21117

Property Location 90 Painters Mill, Suite 110
Owings Mills, Maryland 21117

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	6,451
<u>Duration</u>	5 Years	<u>Effective</u>	October 1, 2013		
<u>Annual Rent</u>	\$117,730.75	<u>Square Foot Rate</u>		\$18.25	
		<u>Effective Square Foot Rate</u>		\$20.25	

Utilities Responsibility Tenant
Custodial Responsibility Landlord
Previous Board Action(s) N/A

Fund Source D50 1301 E0131/E0135 Federal 61% General 39%

Special Conditions

1. The lease provides for twenty-six (26) use-in common parking spaces free of charge.
2. Tenant has the right to renew this lease one (1) time for a two (2) year term subject to Board of Public Works approval.

Remarks

1. This agency will use this space to perform its daily required functions until a capital construction building expansion project is completed in 2018. Currently the staff is being housed in three (3) trailer deemed to be insufficient.
2. The net usable square foot rental rate is \$18.25 throughout the five (5) year term.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 21-LT (Cont.)

3. This lease contains a termination for convenience clause.
4. In accordance with the *State Finance and Procurement Article, Annotated Code of Maryland* the above space request was advertised in the Daily Record, *eMaryland Marketplace* and the DGS website. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 22-LT

DEPARTMENT OF VETERAN’S AFFAIRS

Cambridge
Dorchester County

Landlord County Council of Dorchester County
501 Court Lane, Room 108
Cambridge, Maryland 21613

Property Location 501 Court Lane, Room 101
Cambridge, Maryland 21613

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	240
<u>Duration</u>	2 Years	<u>Effective</u>	August 27, 2013		
<u>Annual Rent</u>	\$1.00				

Utilities Responsibility Landlord
Custodial Responsibility Landlord

Special Conditions

1. The space is used to provide assistance to veterans regarding their eligibility for benefits and answering other veteran related inquiries one day per week.
2. The lease contains two (2) renewal options for two (2) years each under the same terms and conditions except the square foot rate shall be negotiated.
3. The lease contains a termination for convenience clause.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 23-LT**JUDICIARY OF MARYLAND**
(Commissioner's Office)Frederick
Frederick County**Landlord/Owner** HILT Development, LLC, a District of Columbia limited liability company
1332 McCay Lane
McLean, Virginia 22101**Property Location** 14 W. Patrick Street, Suite 110
Frederick, Maryland 21701

<u>Space Type</u>	Office	<u>Lease Type</u>	New	<u>Square Feet</u>	800
<u>Duration</u>	2 Years	<u>Effective</u>	September 1, 2013		
<u>Annual Rent</u>	\$13,600.00	<u>Square Foot Rate</u>	\$17.00		
<u>Annual Parking Costs</u>	\$1,200.00				

Utilities Responsibility Landlord
Custodial Responsibility Landlord**Previous Board Action(s)** 10/20/2004 -11-L; 1/5/2011 -5-LT**Fund Source** C00 13 0004 01 AOBJ 1301 100% General Funds**History/Administrative Review**

The contractual six month lease holdover period expired on August 2, 2012. Now, therefore, the Board is requested to retroactively approve the leasing of this space for the twelve (12) month twenty-nine (29) day period from August 3, 2012 to August 31, 2013 pursuant to the State Finance and Procurement Article 11-204(c)(1). The total funds for the retroactive period are \$16,813.33.

Special Conditions

1. The lease contains escalations/de-escalations for real estate taxes, utilities and custodial service.
2. The lease incorporates two (2) reserve parking spaces at a cost of Fifty Dollars and Zero Cents (\$50.00) per month per space.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 23-LT (Cont.)

- 3. The lease contains one (1) option renewal term for one (1) year.

Remarks

- 1. This space has been used since December 3, 2004 as administrative and client contact offices for the Frederick County District Court Citizens Station. This location houses a District Court commissioner, a judicial officer whose responsibility is to review applications of charges from complainants to determine if there is sufficient evidence to charge the accused person with a crime.
- 2. Due to foreclosure proceeding against the Landlord during the renewal process and the Department of General Services/Office of Real Estate (DGS/ORE) exploration to relocate the Commissioner’s office into State owned or Frederick County space this lease went past the contractual six month lease holdover period. This property has been foreclosed upon and is currently under receivership per Consent Order of Substitution of Receiver dated February 26, 2013 in the Circuit Court for Frederick County, Maryland.
- 3. The lease contains a termination for convenience clause.
- 4. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 24-LT**DEPARTMENT OF JUVENILE SERVICES**Rockville
Montgomery County

Landlord Montgomery County, Maryland
Office of Real Estate
101 Monroe St., 9th Floor
Rockville, Maryland 20850

Property Location 7300 Calhoun Place
Rockville, Maryland 20855

<u>Space Type</u>	Office	<u>Lease Type</u>	Renewal	<u>Square Feet</u>	10,618
<u>Duration</u>	8 Years 7 month	<u>Effective</u>	September 1, 2013		
<u>Annual Rent</u>	\$299,637.19 (avg.)	<u>Square Foot Rate</u>		\$28.22 (avg.)	
		<u>Prev. Square Foot Rate</u>		\$33.48	
		<u>Eff. Square Foot Rate</u>		\$31.72 (avg.)	
		<u>Prev. Eff. Sq. Foot Rate</u>		\$36.98	

Utilities Responsibility Tenant
Custodial Responsibility Tenant
Previous Board Action(s) 2/23/2011 – 12-LT-OPT; 8/29/2001 – 26-L
Fund Source 100% General 301F 1301

Special Conditions

1. The lease provides for the payment of the agency's pro-rata share of utilities, cleaning and operating expenses.

Remarks

1. The Juvenile Assessment Center (JAC), a collaborative function between the State of Maryland and Montgomery County, has occupied this space since 2001. The JAC provides a central location for juveniles and their families, access to a set of State and County services, which are in adjoining offices in the same building.
2. The base rental rate is \$25 per net usable square foot, escalated annually by 3%. The first four (4) months of the new term are provided free of rent.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 24-LT (Cont.)

3. Through negotiations the Department of General Services Office of Real Estate secured a rental cost savings of \$266,962.30 for the first year derived from the abatement of rent of the first four (4) months and a rate reduction of \$8.48 per net usable square foot from \$33.48 to \$25 per net usable square foot.

4. The lease contains a termination for convenience clause.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 25-LT-MOD**MARYLAND LOTTERY AND GAMING AGENCY**

Baltimore City

Landlord/Owner Montgomery Park, LLC
1340 Smith Avenue, Suite 200
Baltimore, Maryland 21209

Property Location 1800 Washington Boulevard
Baltimore, Maryland 21230

<u>Space Type</u>	Office	<u>Lease Type</u>	Additional	<u>Square Feet</u>	15,911
<u>Duration</u>	9 Years 1 Month	<u>Effective</u>	October 1, 2013		
<u>Annual Rent</u>	\$300,494.56 (avg.)	<u>Square Foot Rate</u>		\$18.89 (avg.)	
		<u>Eff. Square Foot Rate</u>		\$20.00	

Utilities Responsibility Tenant

Custodial Responsibility Landlord

Previous Board Action(s) 9/1/2010 – 19-LT-MOD; 12/19/2001 – 36-L

Fund Source E75 301 100% Special Funds

Special Conditions

1. The lease incorporates 5 reserved parking spaces.
2. The Tenant is responsible for its prorated share of real estate taxes.
3. The lease contains one (1) option renewal for five (5) years.

Remarks

1. The Maryland Lottery has been located in this building since December 1, 2002. This additional space is needed to accommodate the expanded needs of the agency following the passage of Senate Bill One to allow the increase in the scope of casinos in the State. The new space will be used primarily for licensing casino employees and testing electronic gaming machines.
2. The rental rate for the additional space commences at \$16.41 and increases annually by an average of 3.3% resulting in an average annual rental rate of \$18.89 over the term of the lease.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 25-LT-MOD (Cont.)

- 3. This amendment for the additional space requires that the Landlord make improvements to a currently unconstructed section of the building at an estimated cost of \$600,000. The Landlord shall pay for all construction expenses, except for the supplemental HVAC system for the Tenant’s computer systems. The cost of the supplemental HVAC is estimated at \$15,000.

- 4. The lease is written as a supplement to the existing lease so that all other terms and conditions remain the same, including the modified termination for convenience clause which is subject to 12 month prior notice and may not be exercised prior to November 30, 2013.

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 26-LT-OPT**MARYLAND INSTITUTE FOR
EMERGENCY MEDICAL SERVICES SYSTEMS**College Park
Prince George's
County**Landlord/Owner** Goldstar Berwyn Investors, L.P.
4630 Montgomery Avenue
Bethesda, Maryland 20814**Property Location** 5111 Berwyn Avenue
College Park, Maryland 21711

<u>Space Type</u>	Office	<u>Lease Type</u>	Renewal	<u>Square Feet</u>	1,366
<u>Duration</u>	5 Years	<u>Effective</u>	September 1, 2013		
<u>Annual Rent</u>	\$16,050.50	<u>Square Foot Rate</u>			\$11.75
		<u>Prev. Square Foot Rate</u>			\$11.00
		<u>Eff. Square Foot Rate</u>			\$12.50
		<u>Prev. Eff. Sq. Foot Rate</u>			\$13.25

<u>Utilities Responsibility</u>	Landlord
<u>Custodial Responsibility</u>	Tenant
<u>Previous Board Action(s)</u>	7/16/08 – 15-LT; 07/03/03 –14-L; 06/24/98 – 22-L

Fund Source 100% Special D53T00.01**Special Conditions**

1. The lease incorporates 4 reserved parking spaces at no additional cost to the State.
2. This lease provides for the pass thru of utility and real estate tax costs over a base year.

Remarks

1. This space has been used as the Region V field office for the training, testing, and certification of volunteer medical personnel for fire and police departments and civil organizations since 1998.
2. The lease contains a termination for convenience clause.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 26-LT-OPT (Cont.)

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 27-LT-OPT**OFFICE OF THE MARYLAND STATE PROSECUTOR**
(State Prosecutor)

Baltimore County

Landlord Hampton Plaza, LLLP
300 E. Joppa Road
Towson, Maryland 21286**Property Location** 300 E. Joppa Road
Suite 410
Towson, Maryland 21286

<u>Space Type</u>	Office	<u>Lease Type</u>	Renewal	<u>Square Feet</u>	4,600
<u>Duration</u>	10 years	<u>Effective</u>	September 1, 2013		
<u>Annual Rent</u>	\$75,900.00 (Avg.)	<u>Square Foot Rate</u>	\$16.50 (Avg.)		
		<u>Prev. Sq. Ft. Rate</u>	\$16.50 (Avg.)		

<u>Utilities Responsibility</u>	Landlord
<u>Custodial Responsibility</u>	Landlord
<u>Previous Board Action(s)</u>	12/18/02 – 18L

Fund Source 100% General Funds C82D0001.13.2001.1301**Special Conditions**

1. The lease contains escalations/de-escalations for utilities, real estate taxes and cleaning.
2. The lease incorporates four (4) reserved parking spaces free of charge.

Remarks

1. This space has been used since 2002 as the administrative offices for the Office of the Maryland State Prosecutor.
2. The rental rate commences at \$16.04 per net usable square foot for years 1-3; \$16.50 per net usable square foot for years 4-7; and \$16.97 per net usable square foot for years 8-10 averaging \$16.50 per net usable square foot over the term of the lease.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 27-LT-OPT (Cont.)

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 28-LT-OPT**PROPERTY TAX ASSESSMENT APPEALS BOARD**

Baltimore County

Landlord Hampton Plaza, LLLP
300 E. Joppa Road
Towson, Maryland 21286

Property Location 300 E. Joppa Road
Suite 404
Towson, Maryland 21286

<u>Space Type</u>	Office	<u>Lease Type</u>	Renewal	<u>Square Feet</u>	851
<u>Duration</u>	10 years	<u>Effective</u>	September 1, 2013		
<u>Annual Rent</u>	\$14,041.50 (Avg.)	<u>Square Foot Rate</u>	\$16.50 (Avg.)		
		<u>Prev. Sq. Ft. Rate</u>	\$16.50 (Avg.)		

Utilities Responsibility Landlord
Custodial Responsibility Landlord
Previous Board Action(s) 12/18/02 – 18L

Fund Source 100% General Funds 24.05.00 sub-program 13 sub-object 1301

Special Conditions

1. The lease contains escalations/de-escalations for utilities, real estate taxes and cleaning.
2. The lease incorporates two (2) reserved parking spaces free of charge.

Remarks

1. This space has been used since 2002 as the administrative offices for the Property Tax Assessment Appeals Board.
2. The rental rate commences at \$16.04 per net usable square foot for years 1-3; \$16.50 per net usable square foot for years 4-7; and \$16.97 per net usable square foot for years 8-10 averaging \$16.50 per net usable square foot over the term of the lease.
3. The lease contains a termination for convenience clause.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 28-LT-OPT (Cont.)

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 29-CGL

RECOMMENDATION That the Board of Public Works enter into a grant agreement for the following grant:

Board of County Commissioners of Garrett County

Adventure Sports Center International

“For the planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Adventure Sports Center International Site, including upgrading telecommunications and building new and upgrading existing infrastructure and facilities.”

\$1,000,000.00

*Maryland Consolidated Capital Bond Loan of 2013 (MISC-Chapter 424, Acts of 2013)
DGS Item 038; (SL-001-130-038)*

MATCHING FUND No match required.

<u>BACKGROUND</u>	Total Project	\$2,000,000.00
	13-038 (This Action)	\$1,000,000.00
	Local Cost	\$1,000,000.00

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) Invoices should be submitted to the Department of General Services for the disbursement of funds.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 30-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 Bel Alton High School Alumni Association Community Development Corporation (Charles County)

Bel Alton High School Community Development Center

“For the construction, repair, renovation, reconstruction, and capital equipping of a community development center, including window repair, located in LaPlata.”

\$100,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LSI - Chapter 396, Acts of 2011)
DGS Item G051, (SL-047-951-038)*

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 Bel Alton High School Alumni Association Community Development Corporation has submitted documentation that it has received a \$247,500.00 grant from the United States Department of Health and Human Services to meet the matching fund requirement for this project. *Documents for certification of match were received by the Department of General Services prior to May 31, 2013.*

<u>BACKGROUND</u>	Total Project	\$ 1,247,000.00
	11-G051 (This Action)	\$ 100,000.00
	06-G064 (Prior Action)	\$ 450,000.00
	Local Cost	\$ 697,000.00

(Prior Action: 04/14/07 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.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 30-CGL (Cont.)

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 31-CGL

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 Grace Outreach Development Corporation (Baltimore City)
Grace Outreach Center*

“For the renovation and capital equipping of the Grace Outreach Center, located in Baltimore City.”

\$90,000.00

*Maryland Consolidated Capital Bond Loan of 2012 (LSI - Chapter 444, Acts of 2012)
DGS Item G042, (SL-035-120-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a \$10,000 matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The Board of Directors of the Grace Outreach Center has submitted documentation that it has \$12,680 in a financial institution to meet the matching fund requirement for this project.

<u>BACKGROUND</u>	Total Project	\$100,000.00
	12-G042 (This Action)	\$ 90,000.00
	Local Cost	\$ 10,000.00

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 Office of Comptroller may not disburse State funds until after the Office of 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 32-CGL

RECOMMENDATION That the Board of Public Works enter into a grant agreement for the following grant:

Board of Directors of the Linwood Center, Inc. (Howard County)

Linwood Center

“For the planning, design, construction, and capital equipping of a new school building at the Linwood Center, located in Howard County.”

\$300,000.00

*Maryland Consolidated Capital Bond Loan of 2013 (MISC-Chapter 424, Acts of 2013)
DGS Item 039; (SL-031-090-038)*

MATCHING FUND No match required.

<u>BACKGROUND</u>	Total Project	\$6,376,834.00
	13-039 (This Action)	\$ 300,000.00 (non-match)
	12-G027 (Prior Action)	\$ 345,000.00
	12-G095 (Prior Action)	\$ 155,000.00
	11-G022 (Prior Action)	\$ 250,000.00
	11-G095 (Prior Action)	\$ 250,000.00
	10-G097 (Prior Action)	\$ 500,000.00
	09-G062 (Prior Action)	\$ 150,000.00
	Local Cost	\$4,426,834.00

(Prior Actions: 09/09/12 Agenda, Item 26-CGL; 04/04/12 Agenda, Item 13-CGL; 04/20/11 Agenda, Item 24-CGL; 07/07/10 Agenda, Item 16-CGL)

REMARKS

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

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 32-CGL

(3) Claims for non-match funds should be submitted to the Department of General Services.

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 33-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 Mary Harvin Transformation Center Development Corporation, Inc. (Baltimore City)

Mary Harvin Transformation Center

“For the acquisition, planning, design, and construction, of the Mary Harvin Transformation Center, located in Baltimore City.”

\$73,292.00 (original authorization \$125,000.00)

*Maryland Consolidated Capital Bond Loan of 2011 (LSI - Chapter 396, Acts of 2011)
DGS Item G037, SL-050-080-038*

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 Directors of The Mary Harvin Transformation Center Development Corporation, Inc. has submitted documentation that it has \$19,292 in a financial institution and is also utilizing the value of property to meet the matching fund requirement. The Department of General Services, Real Estate Office has accepted a property value of \$54,000 for a total of \$73,292 to meet the matching fund requirement for this project. *Documents for certification of match were received by the Department of General Services prior to May 31, 2013.*

<u>BACKGROUND</u>	Total Project	\$1,281,063.00
	11-G037 (This Action)	\$ 73,292.00
	08-G038 (Prior Action)	\$ 150,000.00
	Local Cost	\$1,057,771.00

(Prior Action: 4/7/10 Agenda, Item 17-CGL)

REMARKS

- (1) The grant agreement has been modified to include Southern Baptist Church, Inc. as "Beneficiary" throughout the document.
- (2) The grant amount is limited to the amount of the matching fund presented by the grantee.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 33-CGL (Cont.)

- (3) This action is in accordance with the enabling legislation and complies with the tax-exempt bond provisions of the Internal Revenue Code.
- (4) 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.
- (5) The Office of the Comptroller may not disburse State funds until after the Office of 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 34-CGL

RECOMMENDATION That the Board of Public Works enter into a grant agreement for the following grant:

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

“For the acquisition, planning, design, construction, renovation, and capital equipping of energy efficiency systems improvement projects to the Barr-Link complex.”

\$250,000.00

Maryland Consolidated Capital Bond Loan of 2013 (MISC-Chapter 424, Acts of 2013)
DGS Item 040; (SL-002-130-038)

MATCHING FUND No match required.

BACKGROUND

Total Project	\$ 250,000.00
13-040 (This Action)	\$ 250,000.00
Local Cost	\$ 0.00

REMARKS

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 35-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 Mount Vernon Place Conservancy, Inc. (Baltimore City)

Mount Vernon Square Redevelopment

“To repair the George Washington Monument, located in Baltimore City.”

\$1,000,000.00

*Maryland Consolidated Capital Bond Loan of 2012 (MISC - Chapter 444, Acts of 2012)
DGS Item G011, (SL-034-120-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The Board of Directors of the Mount Vernon Place Conservancy, Inc. has documented that it has \$1,260,621 in a financial institution to meet the matching fund requirement for this project.

<u>BACKGROUND</u>	Total Project	\$3,100,000.00
	12-G011 (This Action)	\$1,000,000.00
	Local Cost	\$2,100,000.00

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 Office of Comptroller may not disburse State funds until after the Office of 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 36-CGL

RECOMMENDATION That the Board of Public Works enter into a grant agreement for the following grant:

Board of Directors of the Babe Ruth Birthplace Foundation, Inc. (Baltimore City)
Sports Legends Museum

“To begin the design of the renovation of the Sports Legends Museum Exhibit.”

\$480,000.00

Maryland Consolidated Capital Bond Loan of 2013 (MISC-Chapter 424, Acts of 2013)
DGS Item 037 (SL-003-130-038)

MATCHING FUND No match required.

<u>BACKGROUND</u>	Total Project	\$480,000.00
	13-037 (This Action)	\$480,000.00
	Local Cost	\$ 0.00

REMARKS

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

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 37-CGL

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

County Council of Wicomico County

Wicomico County Detention Center

“To upgrade the fire alarm system at Wicomico County Detention Center.”

\$50,000.00

Maryland Consolidated Capital Bond Loan of 2012 (LJDC - Chapter 444, Acts of 2012)

DGS Item G144 (SL-036-120-038)

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2014 and the Board of Public Works to certify a matching fund. The County Council of Wicomico County has submitted evidence in the form of invoices and canceled checks that it has \$100,000 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the County Council of Wicomico County \$50,000 for eligible expenditures.

BACKGROUND

Total Project	\$ 100,000.00
12-G144 (This Action)	\$ 50,000.00
Local Cost	\$ 50,000.00

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 Office of the Comptroller may not disburse State funds until after the Office of 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 38-CGL

MARYLAND HIGHER EDUCATION COMMISSION

RECOMMENDATION

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

Anne Arundel Community College

Administration Building Renovation/Addition– Construction and Furniture & Equipment Construction of the renovation of the existing 15,616 GSF Administration Building and a 3,529 GSF addition. The project will replace HVAC, electrical, plumbing and life safety systems and will address deficiencies in office space, support spaces, meeting rooms, food service and storage capacity.

\$1,443,000.00

Maryland Consolidated Capital Bond Loan of 2013, Item 018 - \$1,443,000.00

CC-11-MC04/06/08/13-419

MATCHING FUND Anne Arundel Community College – \$1,443,000

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

<u>BACKGROUND</u>	<u>Total Amount</u>	<u>State Share</u>	<u>Local Share</u>
Total Project	\$ 5,960,624	\$2,969,000	\$2,991,624
This Action	\$ 2,886,000	\$1,443,000	\$1,443,000
Previous Action-15-CGL, 12/05/12	\$ 2,600,000	\$1,300,000	\$1,300,000
Previous Action-18-CGL, 11/02/11	\$ 474,624	\$ 226,000	\$ 248,624

REMARKS

- (1) This action is in accordance with MHEC Construction and Space Allocation regulations, COMAR 13B.07.
- (2) The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommend approval. All contracts will be awarded by Anne Arundel Community College and signed by local authorities.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 38-CGL

- (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 39-CGL

MARYLAND HIGHER EDUCATION COMMISSION

RECOMMENDATION

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

Chesapeake College

Center for Allied Health and Athletics – Construction

Renovate the entire existing Physical Education Building and construct a 32,049NASF/53,493 GSF addition to become the Center for Allied Health and Athletics, supporting Physical Education, Athletics, and Allied Health programs.

\$5,416,000.00

Maryland Consolidated Capital Bond Loan of 2012, Item 019.

CC-12-MC08/12-420

MATCHING FUND Chesapeake College – \$1,805,000

Cost sharing is 75% State share, 25% local share and is in accordance with Section 11-105(j) of the Education Article.

<u>BACKGROUND</u>	<u>Total Amount</u>	<u>State Share</u>	<u>Local Share</u>
Total Project	\$10,085,000	\$ 7,564,000	\$ 2,521,000
This Action	\$ 7,221,000	\$ 5,416,000	\$ 1,805,000
Previous Action-10-CGL, 10/05/12	\$ 2,864,000	\$ 2,148,000	\$ 716,000

REMARKS

- (1) This action is in accordance with MHEC Construction and Space Allocation regulations, COMAR 13B.07.
- (2) The Maryland Higher Education Commission, the Department of Budget and Management and the Department of General Services recommend approval. All contracts will be awarded by Chesapeake College and signed by local authorities.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 39-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 40-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Submission of a request by *The League for People with Disabilities, Inc.* that the Board of Public Works approve a Waiver of Priority of Declaration and Subordination Agreement.

PAST BPW ACTIONS

DGS - December 21, 1994, Agenda Item 11-CGL

DGS - July 12, 1995 Agenda, Item 28-CGL

DGS - November 5, 1997 Agenda, Item 22-CGL

DGS - October 9, 2005 Agenda, Item 22-CGL

BACKGROUND

The State granted The League for People with Disabilities, Inc. \$1,041,004 in general-obligation bond proceeds for renovating its facility at 1111 East Cold Spring Lane in Baltimore City, as follows:

\$74,074.00

Maryland Consolidated Capital Bond Loan 1994
Community Mental Health Project Funds

\$65,418.00

Maryland Consolidated Capital Bond Loan 1994
Community Mental Health Project Funds

\$230,512.00

Maryland Consolidated Capital Bond Loan 1996
Adult Day Care Funds

\$671,000.00

Maryland Consolidated Capital Bond Loan 2003
Adult Day Care Funds

In connection with the grants, three (3) Notices of the State's Right of Recovery, as required under *Health General Article 24-606*, were recorded among the Land Records of Baltimore City, Maryland, on January 18, 1995, on December 3, 1997 and on December 14, 2005.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 40-CGL (Cont.)

The League for People with Disabilities, Inc. is refinancing its existing debt held by PNC Bank-National Association with a term loan up to \$2,000,000 and a \$250,000 revolving line of credit to be used for working capital. The refinancing will be provided by Susquehanna Bank and secured by a deed of trust in favor of Susquehanna Bank. The loans are conditioned upon the State agreeing to subordinate its right of recovery to the Susquehanna Bank first Deed of Trust in the amount of \$2,250,000.

The Board is now requested to approve a Waiver of Priority Declaration and Subordination Agreement that will permit The League for People with Disabilities, Inc., to close on the loans. A DHMH Assistant Attorney General has reviewed and approved the Waiver of Priority Declaration and Subordination Agreement for legal sufficiency. The Department of Health and Mental Hygiene recommends Board approval.

REMARKS

Health General Article 24-606(f)(2) provides that a lien based on the State’s right of recovery is superior to a lien or other interest of a mortgage “except as the State may by written subordination agreement provide otherwise”. The Waiver of Priority Declaration and Subordination Agreement reflects the financial arrangement as so stated above.

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 41-CGL

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

GRANTEE Main Street Housing, Inc.
1521 South Edgewood Street
Baltimore, MD 21227

PROJECT MHA-CB-20908-02: Acquisition
32 Kelley Gibson Street
Easton, Maryland 21601

DESCRIPTION Approval is requested for a grant of \$80,000 for the acquisition of a three-bedroom home at 32 Kelley Gibson Street, Easton. The contract purchase amount is \$141,000.

<u>ELIGIBLE AMOUNT</u>	Contract	\$141,000.00
	Appraisal	\$ 700.00
	Total	\$141,700.00

The grantee submitted 2 appraisals. Grant participation is limited to the lesser of the DGS approved value based on a review of the appraisals or the contract price.

REMARKS

- 1) Grantee is a nonprofit organization.
- 2) This acquisition will provide housing for two mentally ill individuals.
- 3) 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 Talbot County.
- 4) No State funds will be disbursed until the grantee has presented suitable evidence to the Office of the Comptroller that it has expended the required matching funds.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 42-CGL

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

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

Laurel Armory-Anderson & Murphy Community Center Improvements

“For the planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Laurel Armory-Anderson & Murphy Community Center.”

\$100,000.00

*Maryland Consolidated Capital Bond Loan of 2013 (LHI - Chapter 424, Acts of 2013)
DGS Item G158, (SL-064-060-038)*

MATCHING FUND The MCCBL requires the grant recipient to provide a matching fund no later than June 1, 2015 and the Board of Public Works to certify a matching fund. The Mayor and City Council of the City of Laurel have submitted documentation that they have appropriated \$1.9 million through their Fiscal Year 2012 budget to meet the matching fund requirement for this project.

BACKGROUND

Total Project	\$1,530,000.00
13-G158 (This Action)	\$ 100,000.00
11-G083 (Prior Action)	\$ 200,000.00
08-G183 (Prior Action)	\$ 100,000.00
08-G097 (Prior Action)	\$ 75,000.00
08-G095 (Prior Action)	\$ 75,000.00
07-284 (Prior Action)	\$ 30,000.00 - Non-Match
07-G068 (Prior Action)	\$ 100,000.00
06-G176 (Prior Action)	\$ 100,000.00
Local Cost	\$ 750,000.00

(Prior Actions: 04/17/13 Agenda, Item 20-CGL; 03/23/11 Agenda, Item 9-CGL;
10/07/09 Agenda, Item 24-CGL; 03/18/09 Agenda, Item 19-CGL)

REMARKS

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

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

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 42-CGL (Cont.)

(3) The Office of Comptroller may not disburse State funds until after the Office of 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 43-CGL

RECOMMENDATION That the Board of Public Works unanimously grant a temporary exception for one year from the automatic termination of funds for the following bond bill authorizations:

Board of Directors of Loving Arms, Inc. (Baltimore City)

In Our House Homeless Youth Center

“For the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of multiple homeless youth facilities, located in Baltimore City.”

\$175,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LSI - Chapter 396, Acts of 2011)
DGS Item G035*

\$125,000.00

*Maryland Consolidated Capital Bond Loan of 2011 (LHI - Chapter 396, Acts of 2011)
DGS Item G110 (SL-079-110-038)*

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 Loving Arms, Inc. did not meet the June 1, 2013 deadline for presenting a matching fund, and is requesting an emergency extension of one year to June 1, 2014 to obtain Board of Public Works certification of a matching fund.

AUTHORITY The State Finance Law provides:

“If, within 2 years after the date of an authorization of State debt, evidence that a required matching fund will be provided has not been presented to the Board or no part of the project or program for which the enabling act authorized the State debt is under contract and the Board has not encumbered money for any part of the project or program, the authorization terminates unless:

- (1) The enabling act provides otherwise; or
- (2) *In an emergency, the Board unanimously grants a temporary exception for a period of 1 year.*

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 43-CGL (Cont.)

Section 8-128(a), State Finance and Procurement Article, Annotated Code of Maryland

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 44-CGL

Submission of a request by the *Board of County Commissioners of Frederick County, Maryland* (“Frederick County”) that the Board of Public Works approve Frederick County:

- (1) Selling real property located at 1910-20 Rosemont Avenue, Frederick, known as Citizens Care & Rehabilitation Center (skilled nursing home) and Montevue (assisted living facility) to Aurora Holdings VII, LLC, an affiliate of Aurora Health Management, LLC, a Maryland company; and
- (2) Retaining the sale proceeds to pay down the outstanding construction debt or to subsidize purchaser’s services on behalf of taxpayers.

PAST BPW ACTIONS

DGS Agenda Item 20-CGL[1/26/11]

BACKGROUND

The State granted Board of Trustees of the Community Foundation of Frederick County, Inc. (“Community Foundation”) \$200,000 in general-obligation bond proceeds as follows:

\$200,000.00

***Maryland Consolidated Capital Bond Loan of 2008 (LHI – Chapter 336, Acts of 2008),
DGS Item G135***

“For the repair, reconstruction, and capital equipping of the Montevue Home, located in Frederick.”

Although the Community Foundation operated the property, Frederick County owns the property. When a general-obligation bond grantee does not own the property to be improved with the grant funds, the BPW requires the property owner to enter into the grant agreement as a beneficiary. The BPW, Community Foundation, and Frederick County entered into a grant agreement containing the standard language that prohibits the Community Foundation or Frederick County (as beneficiary) from selling, exchanging, giving away, transferring or disposing of the real property without BPW approval.

Frederick County has since realized the financial burden on its taxpayers to subsidize the nursing home and assisted living facility is not sustainable and determined it to be in the best interest of the taxpayers to sell the property. The County solicited proposals and negotiated a \$30 million

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

CAPITAL GRANTS AND LOANS

ITEM 44-CGL (Cont.)

sales contract with Aurora Holdings VII, LLC. The contract also provides that the County will pay Aurora \$10.7 million over four years for continued care for residents. The County intends to use the balance of sale proceeds (\$19.3 million) to pay down debt incurred in constructing the facilities and to subsidize services over the next four years.

The Department of General Services recommends approval of the sale of the grant-funded property and of Frederick County retaining the sale proceeds. This recommendation takes into account that the County's purchaser, Aurora, will continue to operate the facilities as skilled nursing and assisted living homes. Retaining the sales proceeds is conditioned on the County using those proceeds to pay down the outstanding construction debt or to subsidize purchaser's services on behalf of taxpayers.

Note: This items appeared on 7/24/13 BPW Agenda as Item 35-CGL and was deferred.

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

APPROVED	DISAPPROVED	DEFERRED	WITHDRAWN
WITH DISCUSSION		WITHOUT DISCUSSION	

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE**ITEM** 45-LT**DEPARTMENT OF PUBLIC SAFETY & CORRECTIONAL SERVICES**

(Division of Community Supervision)

Landlord East Baltimore Enterprise, Inc.
301 N. Gay Street, Suite 300
Baltimore, Maryland 21202

Property Location 301 N. Gay Street
Baltimore, Maryland 21202

<u>Space Type</u>	Office	<u>Lease Type</u>	Extension	<u>Square Feet</u>	10,894
<u>Duration</u>	2 Years	<u>Effective</u>	September 1, 2013		
<u>Annual Rent</u>	\$190,645.00	<u>Square Foot Rate</u>		\$17.50	
<u>Annual Parking Rent</u>	\$8,100	<u>Effective Sq. Ft. Rate</u>		\$19.50	
		<u>Previous Sq. Ft. Rate</u>		\$17.50	
		<u>Prev. Eff. Sq. Ft. Rate</u>		\$19.50	

Utilities Responsibility Lessee
Custodial Responsibility Lessor
Previous Board Action(s) 12/19/01 – 16-L; 02/27/08 – 5-LT
Fund Source PCA 324B0 100% General

Special Conditions

1. The lease provides 10 use in common parking spaces free of charge and an additional 9 spaces at a monthly cost of \$75 per space per month.
2. Tenant has the right to renew this lease one (1) time for a five (5) year term subject to Board of Public Works approval.
3. The lease provides for pass thru expenses for real estate taxes and custodial services over a base year.

Remarks

1. The agency has used this space since 2002 as an administrative and client contact office for the Division of Parole and Probation's Criminal Supervision and the Drinking Driver Monitoring Program.

DEPARTMENT OF GENERAL SERVICES
ACTION AGENDA

TENANT LEASE

ITEM 45-LT (Cont)

Remarks (Cont.)

- 2. This lease contains a termination for convenience clause.
- 3. This space was acquired by sole source in accordance with the DGS Space Management Manual, Paragraph 6-605 E., as authorized by COMAR 21.02.05.05. The Department of General Services, in conjunction with the using Agency, recommends the approval of this item.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION