

# BOARD OF PUBLIC WORKS

OCTOBER 16, 2013

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**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

*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 approves funding a total of 24 individual grants under the Maryland Agricultural Cost-Share Program. Total amount: \$354,220

Agreement #	Recipient	County	Amount
AT-2013-2740	SHADY OAKS TURF FARM, INC	Anne Arundel	5,700
AT-2013-2798	WHISPERING HOLLOW, LLC.	Harford	22,500
AT-2014-2255	KING EDWARD STABLES, INC.	Charles	1,200
AT-2014-2256	KING EDWARD STABLES, INC.	Charles	11,300
AT-2014-2257	KING EDWARD STABLES, INC.	Charles	900
AT-2014-2345	MARLIN R. LONGENECKER	Kent	18,900
AT-2014-2354	TIMOTHY J. CARNEY	Allegany	4,400
AT-2014-2359	TIMOTHY J. CARNEY	Allegany	4,600
AT-2014-2361	DARRELL K. LAMBERT	Allegany	3,100
AT-2014-2362	DARRELL K. LAMBERT	Allegany	8,200
AT-2014-2367	MARK CAPEL	Kent	1,900
AT-2014-2369	DANIEL Z. KRIVITSKY	Charles	39,700
AT-2014-2380	DAVID W. LOVETT	Kent	3,100
CR-2014-2376	LOHMEYER'S FARM, INC.	Caroline	24,800
CR-2014-2377-B	LOHMEYER'S FARM, INC.	Caroline	16,520
CR-2014-2378-B	LOHMEYER'S FARM, INC.	Caroline	14,000
MP-2014-2366	CALICO LAND, LLC	Frederick	28,700
MP-2014-2371	ERIC A. BRAUNING	Carroll	2,300
MP-2014-2372	CHARLES L. NEVIUS	Carroll	700
MP-2014-2373	PERSISTENCE RUN FARM, LLC.	Frederick	13,500
NW-2014-2379-B	ANTHONY E. BALCERZAK, SR.	Wicomico	35,000
PA-2014-2261	MICHAEL J. GEBICKE	Anne Arundel	10,400
PA-2014-2262	MICHAEL J. GEBICKE	Anne Arundel	2,400
UP-2014-2368	PALMYRA FARMS, LLC	Washington	80,400

***Fund Source:*** MCCBL of 2013 Item 13106: *Provide funds for assistance for the implementation of best management practices that reduce soil and nutrient runoff from Maryland farms.*

**Board of Public Works  
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October 16, 2013**

**1. DEPARTMENT OF AGRICULTURE (cont'd)**

**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.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

*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 approves **additional funding** of three individual grants under the Maryland Agricultural Cost-Share Program. Total amount: \$4,374.36

Agreement #	Recipient	County	Amount \$
AT-2013-2120	DONALD F. HEWES	Kent	2,739.36
RS-2013-2425	BRANCHWATER FARMS, INC.	Baltimore	522.56
RS-2013-2426	BRANCHWATER FARMS, INC.	Baltimore	1,112.44

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

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

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

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

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**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

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

**3. DEPARTMENT OF AGRICULTURE**  
***Maryland Agricultural Cost-Share Program Reversion Requests***

***Recommendation:*** That the Board of Public Works approves the **reversion** of the remaining balances of 74 projects cancelled or completed in accordance with the guidelines of the Maryland Agricultural Cost-Share Program. Total amount: (\$ 341,004.71)

<b>Agreement #</b>	<b>Recipient</b>	<b>County</b>	<b>Amount \$</b>	<b>Status</b>
AT-2012-2000	ROBERT P. JAMISON	Montgomery	933.89	Completed
AT-2012-2001	R. NEAL BROWN	Montgomery	1072.56	Completed
AT-2012-2002	R. NEAL BROWN	Montgomery	345.95	Completed
AT-2012-2003	R. NEAL BROWN	Montgomery	828.75	Completed
AT-2012-2038	CARROLL C. HANDLEY	Dorchester	473.79	Completed
AT-2012-2049-B	JIN Y. KIM	Dorchester	4451.12	Completed
AT-2012-2052	HANDLEY FARMS, INC	Dorchester	120.67	Completed
AT-2012-2095	BRAD PETERSON	Washington	11600.00	Cancelled
AT-2012-2096	BRAD PETERSON	Washington	26300.00	Cancelled
AT-2012-2136	JOHN L. MILLER	Allegany	287.44	Completed
AT-2012-2211	WAYNE A. MAST	St. Mary's	177.50	Completed
AT-2012-2389	ALAN BURDETTE JR.	Harford	700.00	Cancelled
AT-2012-2401	DEVIL'S ELBOW FARM, LLC	Cecil	650.00	Completed
AT-2012-2484	GREGORY ADAMS	St. Mary's	275.09	Completed
AT-2012-2492	TOTTINGHAM FARMS, LLC	Queen Anne's	540.36	Completed
AT-2012-2536	MARILYN J. BUCKLEY	Washington	5850.12	Completed
AT-2012-2576	ALEXANDER G. DOLGOS	Kent	469.36	Completed
AT-2013-1752-B	JOHN R. RUE, JR	Dorchester	4100.00	Completed
AT-2013-1943	EDWIN R. FRY	Kent	186.19	Completed
AT-2013-1969	SAXON COMPANY	Queen Anne's	102.49	Completed
AT-2013-2017-R	LEANING PINE FARM, INC	Allegany	77.12	Completed
CH-2012-2177	EUGENIA R. B. TUBMAN	Kent	393.08	Completed
CR-2012-2269	SCOTT COLLIER	Talbot	7000.00	Completed
CR-2012-2270-B	SCOTT COLLIER	Talbot	7700.00	Completed
CH-2012-2499	HARBORVIEW FARMS	Kent	147.62	Completed
CH-2012-2506	THE HEDGEWOOD LP	Kent	71.07	Completed
CH-2012-2597	CLARK FAMILY FARM, LLC	Kent	981.48	Completed
CR-2012-2051	HANDLEY FARMS, INC	Dorchester	1585.27	Completed
CR-2013-1958	EDWIN L. BRAMBLE	Dorchester	5400.00	Cancelled
CR-2013-2062	J. ROBERT BARTON	Queen Anne's	272.57	Completed
CR-2013-2076	MARK A. ECK	Queen Anne's	500.00	Cancelled
LS-2012-2137	KAREN L. BROWN	Harford	2200.00	Cancelled
LS-2012-2347	ELIZABETH B. BENDER	Harford	4200.00	Cancelled
LS-2012-2503	MARY A. PERDUE	Harford	5800.00	Cancelled
LS-2012-2574	ALBERT B. ISENNOCK	Harford	542.94	Completed

**Board of Public Works**  
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**3. DEPARTMENT OF AGRICULTURE (cont'd)**

Agreement #	Recipient	County	Amount \$	Status
LS-2013-2023	INDIAN SPRING FARM, LLC.	Harford	12216.56	Completed
MP-2011-2351	BYRON D. STAMBAUGH	Carroll	2571.62	Completed
MP-2011-2352	JOHN A. KABLE	Carroll	700.00	Cancelled
MP-2012-2043	LEASE BROTHERS, INC.	Carroll	62900.00	Completed
MP-2012-2092	JUAN J. MORALES	Carroll	316.25	Completed
MP-2012-2197	DARRELL GUYTON	Frederick	2992.07	Completed
MP-2012-2234	C. RODMAN MYERS	Frederick	1123.75	Completed
MP-2012-2363	HARRY E. FOWLER, III	Carroll	260.50	Completed
MP-2012-2386	OAKRIDGE FARMS	Frederick	41.65	Completed
MP-2012-2438	EDGAR J. HATTER	Frederick	2287.38	Completed
MP-2012-2452	MATTHEW HOFF	Carroll	11285.36	Completed
MP-2012-2514	JOSEPH KULINA	Frederick	500.00	Cancelled
MP-2012-2515	JOSEPH KULINA	Frederick	300.00	Cancelled
MP-2012-2589	JERRY L. WATT	Carroll	500.00	Cancelled
MP-2013-1757	CHRISTOPHER DERR	Frederick	4285.85	Completed
MP-2013-1765	JOEL T. ANDERSON	Frederick	88796.12	Cancelled
MP-2013-1769	HENRY D. LAKIN, JR	Frederick	5319.00	Completed
MP-2013-2117	WOJCEICH L. FIZYTA	Frederick	693.10	Completed
NW-2011-2428-B	EDWIN B. MEREDITH	Caroline	1360.62	Completed
NW-2012-2140	SUSAN B. ARNOLD	Wicomico	5400.00	Completed
NW-2013-1875	SQUIRREL HOLLOW FAMILY LP	Dorchester	1231.38	Completed
NW-2013-2083	RALPH W. WILSON	Wicomico	587.50	Completed
NW-2013-2089	DAVID W. SHOCKLEY	Wicomico	1652.50	Completed
PB-2013-1917	WILLIAM J. BOETTNER	Howard	655.69	Completed
RS-2012-2294	MARIA K. VERDERAIME	Carroll	3867.99	Completed
RS-2013-1753	GUNPOWDER GAME FARM	Carroll	5429.25	Completed
RS-2013-1782	LOU G. MILLER	Harford	10787.69	Completed
RS-2013-1872	GARY V. RUBY	Carroll	1762.60	Completed
RS-2013-1912	GUNPOWDER GAME FARM	Carroll	7399.00	Completed
RS-2013-1923	RICHARD W. SOPER, JR	Carroll	503.50	Completed
RS-2013-1937	DAVID R. FOGLE, JR	Carroll	292.08	Completed
RS-2013-1993	JOHN R. WENNELL III	Calvert	1087.50	Completed
RS-2013-2054	AUBREY M. WAGNER, JR	Carroll	2196.54	Completed
RS-2013-2056	THERESA BANDELL WHALEN	Carroll	195.00	Completed
SA-2012-2566	JOHN H. RADEBAUGH, INC.	Kent	1874.76	Completed
SA-2013-1964	DORIS C. YOWELL	Kent	253.12	Completed
SA-2013-1965	DORIS C. YOWELL	Kent	65.16	Completed
SA-2013-1972	SARAH LOUISE WESTCOTT	Kent	384.85	Completed
UP-2012-2520	ROBERT E. MARTZ	Washington	592.34	Completed

**Board of Public Works  
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**3. DEPARTMENT OF AGRICULTURE (cont'd)**

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

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

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**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

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

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

Submission of the Procurement Agency Activity Reports by:

Department of Budget and Management

July & August 2013

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

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**BOARD OF PUBLIC WORKS**

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**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

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

**5. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**

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

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

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

<b>A. Loan Recipient:</b>	Roger Funk, Jr. 49 Calvert Road, Rising Sun, MD 21911 Cecil County
Original Loan:	\$5,000
Current Balance:	\$2,750
<b>B. Loan Recipient:</b>	Daisy Pagala 3609 Stonesboro Raod, Fort Washington, MD 20744 Prince George's County
Original Loan:	\$13,500
Current Balance:	\$11,250
<b>C. Loan Recipient:</b>	Jennifer Schindel 502 Bradley Court, #5, Frederick, MD 21703 Frederick County
Original Loan:	\$10,000
Current Balance:	\$10,000
<b>D. Loan Recipients:</b>	Gregory Scurto and Christina Willet 8207 Blue Heron Drive #2A, Frederick, MD 21701 Frederick County
Original Loan:	\$5,000
Current Balance:	\$5,000

**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

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

<b>E.</b>	<b>Loan Recipient:</b>	Gwendolyn Washington 14540 London Lane, Bowie, MD 20715 Prince George's County
	Original Loan:	\$5,000
	Current Balance:	\$5,000

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**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

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

**6. DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**

**BORROWER:** Manor West LP  
3615 Fords Lane  
Baltimore City MD 21215

**LOAN AUTHORITY:** Maryland Bond Program: §§ 4-244 – 4-255  
Maryland Housing Rehabilitation Program: §§ 4-901 *et seq.*  
Housing and Community Dev't Article,  
Annotated Code of Maryland

**AUTHORITY TO GRANT  
EASEMENT:** State Finance and Procurement Article, § 10-305,  
Annotated Code of Maryland

**AMOUNT:** Original Loans: \$6,058,934  
Current Balance: \$5,965,355

**RECOMMENDATION:** That the Board of Public Works approve Manor West LP granting three non-exclusive access easements over one-quarter of an acre of property comprising Weinberg Manor West property which secures DHCD financing. In combination with an existing easement on the property, the new easements will provide required access and utility maintenance so a contiguous property can be developed for affordable housing.

**HISTORY:** In 2008, DHCD provided \$5,110,000 in Maryland Bond Program financing and \$948,934 in Maryland Housing Rehabilitation Program Loan funds to Manor West L.P. to construct 109 units of affordable family rental housing on 2.2 acres of land in Baltimore City. Construction of Weinberg Manor West was completed in 2010. The project has been managed effectively. The occupants of the rental units are in compliance with program income and household composition requirements and the loan is being paid as required. The property consistently receives satisfactory or better physical condition ratings, has a debt service coverage ratio of 1.52, and is rated A by DHCD's risk rating process, the highest rating.

Manor South LP is now building an additional phase of the project, Weinberg Manor South, on contiguous property. It was determined that an existing easement on the Manor West site is inadequate to provide access and utilities maintenance for Manor South. Three additional easements (totaling 0.26 of an acre) are proposed. In order for Manor West LP to convey the easements to Manor South LP, the State must consent as the Manor West land secures the DHCD financing.

**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

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

The location, size and nature of the proposed easements are typical of those for urban projects. The land contained in the easements remains in the hands of the borrower, but the use is restricted to ensure access and utility maintenance. Approving the proposed three easements will have no adverse effect on the State's security for Manor West.

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**BOARD OF PUBLIC WORKS**

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**WITHOUT DISCUSSION**

**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

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

**7. DEPARTMENT OF NATURAL RESOURCES  
Shoreline Conservation Service**

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

Borrower:	Queen Anne's County
Project ID:	Conquest Beach (Phase I) / SEC 05-13
Location:	Conquest Beach Road, Centreville
Description:	Approximately 675 linear-foot living shoreline project with segmented offshore stone breakwaters with clean sand fill and marsh grass plantings.
Amount:	\$360,409
Administrative Fee:	\$12,611
Term:	20 Years
Fund Source:	\$360,409 Revolving Loan Fund (03.30.01.14.002)

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

**Remarks:** In exchange for an administrative fee, DNR will provide technical and financial assistance to the County for project design and construction. The loan is interest-free. The County will pledge its full faith and credit to repay the loan. The loan agreement will be recorded in the Queen Anne's County Land Records. DNR will collect the yearly installments and deposit them in the Shore Erosion Control Revolving Loan Fund.

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**BOARD OF PUBLIC WORKS**

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**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

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

**8. 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.

Project Number	Owner's Name	Project Description	County/District	Amount
SEC 26-86	Whiteley, J	The construction of 162.35 LF of stone revetment and 30 LF of stone groin with backfill, topsoil, seeding and debris removal.	Anne Arundel 30A	\$53,050
SEC 10-04	Zeamer, EE	75 feet of shoreline stabilization and habitat restoration	Kent/ 36	\$20,136

**BOARD OF PUBLIC WORKS**

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**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

**REVISED**

*Contact Person: Horacio Tablada 410-537-3304  
horacio.tablada@maryland.gov / cheryl.reilly@maryland.gov*

**9. MARYLAND DEPARTMENT OF THE ENVIRONMENT:  
*Maryland Used Tire Cleanup and Recycling Fund***

**Recommendation:** The Maryland Department of the Environment, in coordination with the Maryland Environmental Service, recommends approval of the following scrap tire project costs:

**A. Scrap Tire Citizen and Agricultural Drop-Off Day Project                      \$ 1,500,000**

This is a continuation of the tenth Citizen Drop-Off Day project, which began in Spring 2013, continuing through Fall 2013. The project provides opportunities in various counties for individuals and farmers to dispose of accumulated scrap tires. Participating counties will accept scrap agricultural tires. Maryland Environmental Service will work with counties and the Maryland Farm Bureau to collect and properly dispose of the scrap tires.

**B. ...**

**Fund Source:** Used Tire Cleanup and Recycling Fund (Appropriation Code: U00A0601)

**Authority:** Section 9-275, Environment Article, Annotated Code of Maryland, known as an Act concerning the State Used Tire Cleanup and Recycling Fund.

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**BOARD OF PUBLIC WORKS**

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**WITHDRAWN**

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**WITHOUT DISCUSSION**



**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

*Contact: Ellen Frketic 410-729-8307  
efrke@menv.com*

**10. MARYLAND ENVIRONMENTAL SERVICE  
*Eastern Correctional Institution***

***A/E Contract Mod:*** Wastewater Treatment Plant Upgrades  
MES Project #11-05-25

***Original Approval:*** Secretary's Agenda Item 8 (May 18, 2011)

***Award:*** Atkins North America, Inc., Beltsville

***Original Contract Description:*** Provide construction phase services for the new Headworks Building at the Eastern Correctional Institution Wastewater Treatment Plant.

***Modification Description:*** Additional design services because of the discovery of poor subsurface soil conditions and a high voltage underground power line.

***Original Contract Term:*** 430 days from notice to proceed

***Modified Contract Term:*** 545 days (expires June 30, 2014)

***Original Contract Amount:*** \$249,877

***This Modification Amount:*** \$63,313

***Revised Total Contract Amount:*** \$313,190

***Percentage Increase :*** 15%

***MBE Goal:*** 15%

***MBE Compliance:*** 13%

***Remarks:*** The project has been delayed because additional A/E services are needed. The foundation design had to be re-evaluated when unsuitable soil conditions were discovered. The sewer layout has to be redesigned to avoid damage to a high voltage underground electrical duct bank adjacent to the structure, which was not shown in the as-built drawings.

**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

**10. MARYLAND ENVIRONMENTAL SERVICE (cont'd)**

*Fund Source:* MCCBL of 2008, *MES Infrastructure Improvement Fund*

*Appropriation Code:* 060 MCCBL 08 (PCA # 10980)

*Resident Business:* Yes

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**BOARD OF PUBLIC WORKS**

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**WITHOUT DISCUSSION**

**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

*Contact: Ellen Frketic 410-729-8307  
efrke@menv.com*

**11. MARYLAND ENVIRONMENTAL SERVICE  
Rocky Gap State Park**

**Contract ID:** Water Treatment Plant Upgrade Membrane System Procurement  
MES Project # 13-05-33

**Description:** Equipment including membranes and housing, valves, piping, pumps, chemical storage, instrumentation/controls for the entire plant and all other equipment necessary to provide a complete membrane filtration system, to be installed at Rocky Gap State Park Water Treatment Plant.

**Procurement Method:** Competitive Sealed Bids

<b>Bids:</b>	Siemens LLC	Lowell, MA	\$ 869,252
	Kruger Inc.	Cary, NC	\$1,224,381
	Pall Corporation	Port Washington, NY	\$1,325,000

**Award:** Siemens LLC

**Amount:** \$869,252

**Term:** 500 consecutive calendar days

**MBE Participation:** 0%

**Remarks:** The existing WTP at Rocky Gap is obsolete. MES will be constructing a new WTP at the Park. The State is pre-purchasing the equipment to avoid long lead times and to take advantage of cost savings. There was no opportunity for MBE participation in this equipment procurement due to the fact that each manufacturer produces an integral proprietary system which requires the use of their parts, equipment and labor. There were no subcontracting opportunities.

**Fund Sources:** MCCBL of 2008, *MES Infrastructure Improvement Fund* \$442,947.16  
MCCBL of 2012, *MES Infrastructure Improvement Fund* \$426,304.84

**Tax Compliance No.:** 13-1449-1110

**Resident Business:** No

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

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

**12. MORGAN STATE UNIVERSITY**  
***Upgrade Hydraulic Elevator at Carnegie Hall***

**Contract ID:** Carnegie Hall Renovation, Project No. MSU13074

**Description:** Upgrade Hydraulic Elevator St1904 to Meet ADA Compliance at Carnegie Hall

**Procurement Method:** Competitive Sealed Bids

**Bids:**

ELCON Enterprises Inc.	\$278,555
Upper Marlboro	
Delaware Elevator	\$308,298
Upper Marlboro	

**Award:** ELCON Enterprises Inc.

**Contract Amount:** \$278,555

**Contract Term:** 60 calendar days from notice to proceed

**MBE Participation:** 10%

**Performance Bond:** Payment and performance bonds equal to contract amount.

**Remarks:** The solicitation was advertised on *eMarylandMarketPlace*. The Morgan State University Physical Plant Department will manage the project with procurement support provided by the University's Department of Procurement and Property Control. This procurement was conducted pursuant to the provisions of Morgan State University Policies and Procedures Manual.

**Fund Source:** MCCBL of 2012: Facilities Renewal Projects/Item No. 085

**MD Tax Clearance:** 13-2050-1111

**Resident Business:** Yes

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

Contact: Michael J. Frenz (410) 333-1560  
mfrenz@mdstad.com

**13. MARYLAND STADIUM AUTHORITY:  
*Baltimore City Convention Center  
Construction, Operation, and Contribution Agreement and Lease***

**Recommendation:** That the Board of Public Works approve modifying the Baltimore City Convention Center Construction, Operation, and Contribution Agreement and Lease (referred to as the Operating Lease) between the Mayor and City Council of Baltimore and the Maryland Stadium Authority as directed by the 2013 General Assembly, specifically:

- (1) Extending the State's responsibility to contribute two-thirds of the Baltimore City Convention Center's annual operating deficit from December 31, 2014 through December 31, 2019;
- (2) Extending the State's responsibility to annually contribute \$200,000 to a capital improvement fund for the Baltimore City Convention Center from December 31, 2014 through December 31, 2019; and
- (3) Extending the State's joint leasehold interest in the Baltimore City Convention Center from December 31, 2014 through December 31, 2019.

**Authority:** Section 10-640, Economic Development Article, Annotated Code of Maryland [as amended by Chapter 283, Laws of 2013].

**Background:** In 1994, the General Assembly charged the Stadium Authority with constructing the Baltimore City Convention Center expansion. The statute required the State, through the Stadium Authority, to: (1) bear responsibility for two-thirds of the annual operating deficits of the Convention Center, and (2) make an annual matching contribution of \$200,000 to a capital improvements reserve fund for the Convention Center.

In 2008, the General Assembly extended the State's funding obligations for the Convention Center until December 31, 2014. Secretary's Agenda Item 14 (April 1, 2009). In 2013, the General Assembly approved a further extension of the obligations until December 31, 2019.

Based on the economic impact reports, the annual tax revenues received by the State from the operations by the Baltimore City Convention Center substantially exceed the State's annual funding responsibilities.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

*Contacts: Michael Frenz (410) 333-1560  
mfrenz@mdstad.com  
David Lever (410) 767-0610  
dlever@msde.state.md.us*

**14. MARYLAND STADIUM AUTHORITY  
*State Public School Construction Program***

**Recommendation:** The Maryland Stadium Authority and the Interagency Committee on School Construction recommend that the Board of Public Works approve a Memorandum of Understanding memorializing the agreement among the Stadium Authority, the IAC, the Baltimore City Board of School Commissioners, and the Mayor and City Council of Baltimore concerning construction and revitalization of Baltimore City Schools.

**Authority:** Baltimore City Public Schools Construction and Revitalization Act of 2013 (2013 Maryland Laws, Chapter 647). [See especially Section 10-646, Economic Development Article, Annotated Code of Maryland.]

**Background:** *The Initiative.* With the Governor's approval, the 2013 General Assembly enacted a multi-year public school construction and renovation initiative in Baltimore City. This initiative authorizes the Stadium Authority to issue up to \$1.1 billion in bonds to fund Baltimore City public school construction and renovation projects in accordance with the 10-Year Plan for School Construction adopted by the City Board on January 8, 2013. The Stadium Authority will have direct oversight of the program, manage the funds, and actively manage the construction of new school projects, with City Schools actively managing the renovation projects. State and local funds dedicated to the initiative are pledged to pay debt service on the bonds, and may also be used to cover administrative costs incurred in implementing the program.

*The Memorandum of Understanding.* The law requires the Stadium Authority, the IAC, the Baltimore City Board of School Commissioners, and Baltimore City to enter into a memorandum of understanding that governs the four-party relationship and sets parameters for the program. This memorandum of understanding must be approved by the Board of Public Works before any bonds are issued to support the program. The recommended memorandum addresses each of the 16 business points that the law specifies be addressed.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

**REVISED**

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

**15. STATE PUBLIC SCHOOL CONSTRUCTION PROGRAM:  
*Disposal of Surplus Relocatable Buildings***

**Recommendation:** The Interagency Committee on School Construction recommends that the Board of Public Works declare surplus and approve the disposal of State-owned relocatable classroom units located in Harford County.

**Background:** Four State-owned relocatable buildings comprising ten units are no longer useful:

<b>Harford County</b>	<b>ID#</b>
Magnolia Elementary	#38401/#38402
North Harford Elementary	#38415/#38416
North Harford Elementary	#38421/#38422
Forest Lakes Elementary	#533-16

Harford County Public Schools has requested that these units be moved as soon as possible. Upon inquiry, the IAC finds that no other school system needs the units. On September 5, 2013, the Interagency Committee approved the disposal of these units.

**Authority:** COMAR 23.03.02.16H. The Board of Public Works must declare the property surplus to allow disposal to proceed.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

Contact: Catherine A. Kelly 410-576-6163  
catherine.a.kelly26.nfg@mail.mil

**16. MILITARY DEPARTMENT**

*Approval of VCAF Loan to Deep Creek Volunteer Fire Company, Incorporated.*

**Recommendation:** The Adjutant General of Maryland recommends that the Board of Public Works authorize a loan up to the amount of \$401,550.00 from the Volunteer Company Assistance Fund. By approving this recommendation, the Board of Public Works authorizes the Treasurer to disburse money from the Volunteer Company Assistance Trust Fund (appropriated to the Department of the Military) to the Association in the name of the volunteer companies.

**Authority:** Sections 8-203 – 8-204, Public Safety Article, Maryland Code.

**Background:** The Maryland State Firemen's Association has approved the request of the volunteer fire company and certifies that its recommendation complies with the requirements of the Volunteer Company Assistance Fund as set forth in the Public Safety Article. The Association and the volunteer companies have entered into agreements that the loans will be used as represented and that give the State appropriate and adequate security in the equipment or facilities purchased. The Military Department supports this recommendation and verifies that the funds are available in the Volunteer Company Assistance Fund for this loan.

Requestor	Purpose	Reason	Loan Amount	Project Cost
Deep Creek VFC, Inc. Garrett Co.	Addition to facility	Current facility can not house equipment	\$401,550.00	\$803,100.00

**Appropriation Code:** D50H0106

**Term:** 20 year/semi-annual payments

**Interest Rate:** 2%  
PCA: MISV3, OBJ: 1433, FUND: 3001

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**Board of Public Works  
SECRETARY'S AGENDA  
October 16, 2013**

**SUPPLEMENTAL**

*Agency Contact: Daniel Branigan  
240-895-4412  
dsbranigan@smcm.edu*

**17. ST. MARY'S COLLEGE OF MARYLAND**

*Anne Arundel Hall Replacement*

**Recommendation:** That the Board of Public Works approve encumbrance of capital funds for inspection services to be provided by the State Highway Administration. SHA will inspect the construction of the new Anne Arundel Hall Millfield parking lot driveway intersection with Maryland Route 5. SHA requires a fee in conjunction with construction approved by the Board of Public Works at Sec. Item 18 (June 12, 2013).

**AMOUNT:** \$14,000

**TERM:** 10/16/13 to 12/31/13

**FUND SOURCE:** MCCBL 2013-112: *Anne Arundel Hall Reconstruction* \$4,580,000  
R14-622

**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**  
**October 16, 2013**

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

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

**Recommendation:** Approval to commit \$31,400 for the following **development** project.

***Union Bridge Little Pipe Creek Trail Extension Phase 3 - \$31,400***  
***Town of Union Bridge, Carroll County***  
***POS #6136-6-332***  
***MD20130815-0628***

**Background:** Develop Phase 3 of the wetland trails project. The existing trail is 5 feet wide by 3,500 feet long. The trail will be lengthened 1,800 feet. The proposed trail will be the final phase of three and will complete approximately one mile of looped trail inside of Little Pipe Creek Wetlands Park. This extension of the trail will allow users to explore more of the park's natural resources.

**Prior Board Actions:**

POS Item 1A (Oct. 6, 2010): \$5,522

DNR-RP Item 2A (March 21, 2012): \$36,000

**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 \$31,400

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**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**  
**October 16, 2013**

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

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

**Recommendation:** Approval to commit \$39,015 for the following **development** project.

*Heritage Farm Park Pavilion and Walking Paths - \$39,015*  
*Town of Walkersville, Frederick County*  
*POS #6132-10-335*  
*MD20130821-0643*

**Background:** Rehabilitate pavilion at Heritage Farm Park and lengthen walking trails by approximately 4,000 feet.

**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 \$39,015

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**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**  
**October 16, 2013**

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

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

**Recommendation:** Approval to commit \$243,977 for the following **development** projects.

**1. Worton Park/Community Center Multi-Purpose Athletic Fields - \$219,677**

*Kent County*

*POS #6142-14-89, MD20130828-0660*

**Background:** Develop three multi-purpose fields including grading, athletic goals, team benches, and bleachers at Worton Park/Community Center Campus.

**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 \$219,677

**2. Worton Park/Community Center ADA Pool Lift - \$8,100**

*Kent County*

*POS #6143-14-90, MD20130828-0661*

**Background:** Install ADA-compliant portable pool lift at Worton Park.

**Fund Source:**

Maryland Consolidated Capital Bond Loan of 2011, Chapter 396, Acts of 2011  
 Program Open Space – Local, FY 2012 Allocation  
 Source Code: 11051 Item 051 \$3,001

Maryland Consolidated Capital Bond Loan of 2012, Chapter 444, Acts of 2012  
 Program Open Space – Local, Prior Funds Replacement  
 Source Code: 12057 Item 057 \$5,099

**Supplement A**  
**Department Of Natural Resources Real Property**  
**ACTION AGENDA**  
**October 16, 2013**

**ITEM 3A (con't)****PROGRAM OPEN SPACE LOCAL SHARE****3. Millington Pool ADA Pool Lift - \$8,100***Kent County**POS #6144-14-91, MD20130828-0662***Background:** Install ADA-compliant portable pool lift at Millington Pool.**Fund Source:**

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

Program Open Space – Local, Prior Funds Replacement

Source Code: 11052 Item 052 \$6,628

Maryland Consolidated Capital Bond Loan of 2012, Chapter 444, Acts of 2012

Program Open Space – Local, Prior Funds Replacement

Source Code: 12057 Item 057 \$1,472

**4. Bayside Pool ADA Pool Lift - \$8,100***Kent County**POS #6145-14-92, MD20130828-0663***Background:** Install ADA-compliant portable pool lift at Bayside Pool.**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 \$8,100

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**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**  
**October 16, 2013**

**ITEM 4A**  
**RURAL LEGACY PROGRAM FUNDS**

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

**Recommendation:** Approval to grant \$460,000 to Carroll County for the following easement acquisition:

*Little Pipe Creek Rural Legacy Area*  
*Sussman Property*

**Background:** The Board of Public Works previously authorized a \$604,000 FY 2013 grant for easement acquisitions for the Little Pipe Creek/Upper Patapsco Rural Legacy Areas. DNR-RP Item 3A (Oct. 3, 2012)

**Project Description:** Acquisition of this 100+/- acre conservation easement will protect productive farmland, retire an estimated seven development rights, and provide permanent stream buffers to 900 feet of unnamed tributaries to Turkeyfoot Run. Carroll County will hold this easement.

**Easement Value:** \$460,000 (\$4,600 per acre)

**Amount Requested:** \$460,000

**Fund Source:**

Maryland Consolidated Capital Bone Loan - 2013, Chapter 424, Acts of 2013  
 Rural Legacy Program  
 Source Code: 13082 Item 082 \$460,000

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**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**  
**October 16, 2013**

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

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

*Clifford S. & Helen F. Hall*  
*St. Mary's County, POS #4504*

**Reference:** That the Board of Public Works approve the acquisition in fee simple of 6 +/- acres in St. Mary's County. The mostly-forested property is contiguous to Point Lookout State Park. Acquisition will improve boundary management and provide additional lands for public access.

The property is located within a Target Ecological Area and has received an ecological ranking of 55 under the Program Open Space Targeting System. This project meets POS Targeting protocol requirements as it is a recreational project for park management purposes.

**Grantor:** Clifford S. Hall and Helen F. Hall

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

**Property:** 6 +/- acres, unimproved

**Price:** \$71,000

**Appraisals:** \$55,000 (7/2/13) – LouAnne Cline - Reviewed by David Wallenberg  
 \$75,000 (6/12/13) – James B. Hooper - Reviewed by David Wallenberg

**Stabilization:** DNR recommends the use of up to \$7,100 in POS stabilization funds to secure an abandoned well and septic. See Section 5-903(f) of the Natural Resources Article.

**Fund Source:**

Maryland Consolidated Capital Bond Loan – 2010 - State Land Acquisition  
 Replacement Funds - Chapter 483 Acts of 2010  
 Source Code: 01210 Item: 012 Amount: \$71,000

Outdoor Recreation Land Loan - 2009 – Additional State Land Acquisition  
 Chapter 484 Acts of 2009  
 Source Code: 44510 Item: 445 Amount: \$7,100

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**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**  
**October 16, 2013**

**ITEM 6A**  
**MARYLAND ENVIRONMENTAL TRUST**

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

**Recommendation:** That the Board of Public Works ratify the acceptance of donations of conservation easements on these properties.

- |   |                  |              |
|---|------------------|--------------|
| <b>1. 24351 Auction Road</b>  | Caroline County  | 48.748 acres |
| Tax Map 48: Parcel 98/Legislative District 37B                                    |                  |              |
| <b>Grantors:</b> Warren A. and Mary A. Frase                                      |                  |              |
| <b>Grantee:</b> Maryland Environmental Trust                                      |                  |              |
| <b>Estimated Value:</b> \$ 223,824  |                  |              |
|   |                  |              |
| <b>2. 2108 Green Mill Road</b>  | Carroll County   | 31.93 acres  |
| Tax Map 0053: Parcel 0464/Legislative District 5                                  |                  |              |
| <b>Grantor:</b> David H. Caple  |                  |              |
| <b>Grantees:</b> Maryland Environmental Trust and Carroll County Land Trust, Inc. |                  |              |
| <b>Estimated Value:</b> \$110,000   |                  |              |
|   |                  |              |
| <b>3. 13734 Baldwin Mill Road</b>   | Baltimore County | 46.46 acres  |
| Tax Map 0045: Parcels 0067, 0151 lot 12A, 0151 lot 12B, 0165, 0166, 0171, 0273    |                  |              |
| Legislative District 7  |                  |              |
| <b>Grantor:</b> Robert G. Hamilton  |                  |              |
| <b>Grantee:</b> Maryland Environmental Trust                                      |                  |              |
| <b>Estimated Value:</b> \$789,000   |                  |              |
|   |                  |              |
| <b>4. Rum Springs Road</b>  | Frederick County | 6.35 acres   |
| Tax Map 0031: Parcel 0034/Legislative District 4                                  |                  |              |
| <b>Grantor:</b> Barry K. Salisbury  |                  |              |
| <b>Grantee:</b> Maryland Environmental Trust                                      |                  |              |
| <b>Estimated Value:</b> \$27,000  |                  |              |

**Notes:**

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

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**Supplement A**  
**Department Of Natural Resources Real Property**  
**ACTION AGENDA**  
**October 16, 2013**

**REVISED**

**ITEM 7A**  
**PROGRAM OPEN SPACE LOCAL SHARE**  
**COMMUNITY PARKS & PLAYGROUNDS**  
**STATE-SIDE PROGRAM OPEN SPACE**

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

**Recommendation:** Approval to commit \$1,200,000 for the following **acquisition** project.

***Rock Glenn Park Acquisition - \$1,200,000***  
***Harford County***  
***POS #6154-12-286***  
***CP&P #6146-12-285***

**Background:** Acquire 21 acres for the new Rock Glenn Park.

<b>Appraised Value:</b>	Page Appraisal Company	\$2,800,000
	Hentschel Real Estate Services	\$3,125,000

**Property Cost:** \$1,200,000

**Incidental Costs:** \$ 0

**Fund Source:**

**Maryland Consolidated Capital Bond**  
**Loan Community Parks & Playgrounds**

**2006 - \$7.44** Chapter 46 Acts of 2006  
 Source Code: 06058 Item: 058  
**2007 - \$585.23** Chapter 488 Acts of 2007  
 Source Code: 07081 Item: 081  
**2008 - \$229,383.33** Chapter 336 Acts of 2008  
 Source Code: 08051 Item: 051  
**2009 - \$5,407.11** Chapter 485 Acts of 2009  
 Source Code: 09064 Item: 064  
**2010 - \$853.20** Chapter 483 Acts of 2010  
 Source Code: 10053 Item: 053  
**2011 - \$125,763.69** Chapter 396 Acts of 2011  
 Source Code: 11049 Item: 049

**Program Open Space Local – Prior Funds**  
**Replacement**

**2012 - \$200,000.00** Chapter 444 Acts of 2012  
 Source Code: 12057 Item: 057

**Outdoor Recreation Land Loan**  
**Program Open Space Stateside –**  
**Additional Land Acquisition**

**2010 - \$638,000.00** Chapter 484 Acts of 2009  
 Source Code: 44510 Item: 445

*To be reimbursed to DNR by federal Land & Water*  
*Conservation Funds. This federal reimbursement is*  
*contingent on federal approval of DNR's application.*

**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

**SERVICES CONTRACT**

**ITEM:** 1-S **Agency Contact:** Linda Lamone  
410-269-2840  
Linda.Lamone@maryland.gov

**DEPARTMENT/PROGRAM:** State Board of Elections (SBE)

**CONTRACT ID:** Transportation Services for Maryland Voting  
Equipment  
ADPICS # D38B4400003

**CONTRACT DESCRIPTION:** Provide logistical and transportation services for Maryland's voting equipment located in 24 county warehouses to be delivered to approximately 1,800 different precincts for each election and returned to the warehouses following the elections, while maintaining the strict chain of custody and security requirements.

**AWARD:** The Kane Company  
Elkridge, MD

**TERM:** 11/1/2013 - 12/31/2015 (w/2 one-year renewal options) 2016

**AMOUNT:** \$3,384,883 (3 Years, ~~1 Mo.~~ 2 Mos.; Base Contract)  
\$ 0 (1 Year; Renewal Option #1) \*  
\$1,742,556 (1 Year; Renewal Option #2)  
\$ 25,810 \*\*  
\$5,153,249 Grand Total (5 Years, 1 Month)

\* No election this year; no services provided.  
\*\* Price for special/municipal election, if needed.

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**PROPOSALS:** Only One Offer Received

**MBE PARTICIPATION:** 34% (See Requesting Agency Remarks below)

**PERFORMANCE SECURITY:** None

**INCUMBENT:** None

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

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

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were sent directly to three prospective vendors, all of which are Maryland firms, and included one MBE. A copy was also sent to the Governor's Office of Minority Affairs.

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

The "No Bid" forms received by the Procurement Officer indicated that the project was too complex for some vendors; they were interested in submitting proposals for other projects; and the type of services requested were not within the vendors' capabilities.

The contract base term will cover the 2014 Gubernatorial Election and 2016 Presidential Election, as well as the delivery of new voting equipment and the return of the old voting equipment. Two one-year renewal options are available which would extend the contract through December 31, 2018. Statewide there are over 1,800 polling places in operation during election day and approximately 65 early voting centers in operation for 10 days prior to the election. It is critical that the proper equipment prepared specifically for each of the polling facilities be in place in a timely manner and that all security protocols be followed exactly. Communication plans and project management teams to liaison with the local boards of election are also included in this contract. Project managers will be assigned to the local boards of elections to establish strategies and account for individual circumstances of each county.

The Kane Company proposed a centralized communication center, as well as escalation procedures for unforeseeable issues that may arise. The Kane Company has experience with the proper delivery procedures for voting equipment through the past ten election cycles as a subcontractor on other SBE contracts.

A 15% MBE participation goal was established for this contract; however, the recommended awardee has committed to a 34% MBE participation goal with 8% for trucking and transportation services and 26% for project management to coordinate the communication center and meetings with local boards.

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

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

**FUND SOURCE:** 50% General;  
50% Special (Local Boards of Elections)

**APPROP. CODE:** D38I01.02

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-2364-1111

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Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION



**DEPARTMENT OF  
BUDGET & MANAGEMENT**

*LARRY HOGAN*

Governor

*BOYD K. RUTHERFORD*

Lieutenant Governor

*DAVID R. BRINKLEY*

Secretary

*MARC L. NICOLE*

Deputy Secretary

May 27, 2015

Ms. Sheila C. McDonald, Esq.  
Executive Secretary  
Board of Public Works  
80 Calvert Street, Room 117  
Annapolis, MD 21401

Dear Ms. McDonald,

The purpose of this letter is to request the correction of errors on Item 1-S in the DBM Secretary's Agenda for the 10/16/2013 Board of Public Works (BPW).

Whenever an agenda item is presented on the DBM Secretary's Agenda, DBM validates the information provided by the submitting agency for accuracy. This item was requesting approval of a new three-year contract to provide transportation services for Maryland voting equipment for the State Board of Elections (SBE). The information that DBM received from SBE was reviewed and was determined to be correct for the agenda submission. However, upon recently preparing a modification to the contract, SBE realized there was a typo in the agenda item referring to the contract expiration date and immediately contacted DBM.

The information pertaining to the approval request clearly stated the contract term was for three-years with two one-year renewal options. The requesting agency remarks state that "[t]he contract base term will cover the 2014 Gubernatorial Election and 2016 Presidential Election, as well as the delivery of new voting equipment and the return of the old voting equipment. Two one-year renewal options are available which would extend the contract through December 31, 2018." However, the term dates listed on the first page of the item are "11/1/2013 - 12/31/2015" instead of 11/1/2013 - 12/31/2016, which is a base term of 3 years and 2 months. The contract and ADPICS both reflect the correct contract term. The attached edited agenda item pages show the "For the Record" corrections to the agenda item in yellow for easy identification.

If you would like any other documentation, I would be pleased to provide it.

I apologize for the additional work these errors have caused for you and your staff.

Sincerely,

David R. Brinkley  
Secretary

~Effective Resource Management~

45 Calvert Street • Annapolis, MD 21401-1907

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**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

**SERVICE CONTRACT**

**ITEM:** 2-S                      **Agency Contact:** Lauren Buckler  
410-767-3174  
Lauren.Buckler@dgs.state.md.us

**DEPARTMENT/PROGRAM:** General Services (DGS)  
Office of Energy Performance and Conservation

**CONTRACT ID:** Comprehensive Utility Bill Management Services  
State of Maryland  
Solicitation #001IT819224  
ADPICS # 001B4400174

**CONTRACT DESCRIPTION:** Provide online energy and utility bill management  
services.

**AWARD:** Bithenergy, Inc.  
Baltimore, MD

**TERM:** 12/1/2013 - 11/30/2016 (w/2 one-year renewal  
options)

**AMOUNT:** \$3,027,790 Est. (3 Years; Base Contract)  
\$1,023,940 Est. (1 Year; Renewal Option #1)  
\$1,054,657 Est. (1 Year; Renewal Option #2)  
\$5,106,387 Est. Total (5 Years)

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**BIDS OR PROPOSALS:** Only One Offer Received

**MBE PARTICIPATION:** 100% (Contractor is a Maryland Certified MBE)  
(25% Subcontracting goal)

**PERFORMANCE SECURITY:** None

**HIRING AGREEMENT ELIGIBLE:** Yes

**INCUMBENT:** Same

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

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

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Request for Proposals (RFP) was advertised on *eMaryland Marketplace* and posted on the DGS website and bid board.

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

A survey of potential offerors that demonstrated an interest in this solicitation found that one firm was not interested in being a prime, but an MBE subcontractor; one firm did not submit a proposal because it believed the MBE requirement would be difficult to meet and commit to with the limited proposal window; one firm was unable to meet the timeline and requirements outlined in the RFP in order to respond to the solicitation; and one firm was included as a subcontractor for Bithenergy, Inc.

This contract is to host and manage an online energy and utility bill management service capable of initially processing a minimum of 12,000 invoices per month that may increase during the contract term. Presently, the comprehensive energy consumption and cost data for the approximately 58 agencies which pay a utility bill is housed in the State Energy Database. Utilities being tracked include electricity, natural gas, fuel oil, propane, water and sewer, district steam, and district chilled water. This Utility Record contract will continue and improve upon the existing State Energy Database which is currently being processed in EnergyCap Enterprise application.

**FUND SOURCE:** 100% Reimbursable (Electric Deregulation)

**APPROPRIATION CODE:** H00G0101

**RESIDENT BUSINESS:** Yes

**MD. TAX CLEARANCE:** 13-2495-1111

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Board of Public Works Action – This Item was:

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

<b>ITEM:</b>	3-S	<b>Agency Contact:</b> Tess Iten 410-543-4012 tess.iten@maryland.gov
<b>DEPARTMENT/PROGRAM:</b>	Health and Mental Hygiene (DHMH) Deer's Head Center	
<b>CONTRACT ID:</b>	Agency Nursing Services for Deer's Head Center; OPASS # 13-13292 ADPICS # M00B4400265	
<b>CONTRACT DESCRIPTION:</b>	Multiple award contracts to provide agency nurses to supplement the current nursing staff at Deer's Head Hospital Center.	
<b>AWARDS:</b>	See pages 8B & 9B	
<b>TERM:</b>	10/21/2013 – 10/20/2018	
<b>AMOUNT:</b>	\$6,428,089	
<b>PROCUREMENT METHOD:</b>	Competitive Sealed Bidding	
<b>BIDS:</b>	See pages 8B & 9B	
<b>MBE PARTICIPATION:</b>	0% (See Requesting Agency Remarks below)	
<b>PERFORMANCE SECURITY:</b>	None	
<b>INCUMBENTS:</b>	See page 10B	

A total of 17 bids were received in response to the IFB. Three bidders were deemed not responsible and were notified of their status. The remaining 14 bidders are recommended for awards as per the terms of the IFB.



**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

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

This Agency Nursing Service will supplement the nursing staff at Deer's Head Hospital Center. The Center is experiencing a shortage of agency nurses due to resignations, retirements, staff on sick leave and staff vacations. Additionally, recruitments to fill nursing positions have been difficult because of an on-going nursing shortage across the State. This contract will alleviate the lack of nursing coverage that is needed for the care of clients at Deer's Head Hospital Center.

Services will be provided by right of first refusal starting with the lowest priced bidder and will continue down the list of bidders until the shifts can be filled for each occurrence.

No MBE or VSBE participation goals were established for these services based upon the determination that services could not be subcontracted. However, MBEs were encouraged to participate as Primes. Five of the bidders/awardees are MBEs.

<b>FUND SOURCE:</b>	100% General
<b>APPROP. CODE:</b>	M00I0401
<b>RESIDENT BUSINESSES:</b>	See pages 8B & 9B
<b>MD TAX CLEARANCES:</b>	See pages 8B & 9B

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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**  
**October 16, 2013**

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

**BIDS (Cont.):**

<u><b>Bidders</b></u>	<u><b>Bid Amount *</b></u>	<u><b>Resident Business</b></u>
<u><b>Awardees/MD Tax Clearances:</b></u>		
Nurse Professionals Home Care, LLC Ocean City, MD 13-1025-0110	\$6,428,088.48	Yes
Absolute Care Nursing & Home Healthcare Services, Inc. Germantown, MD 13-1013-0000	\$6,498,180.00	Yes
Delta-T Group Maryland, Inc Bryn Mawr, PA 13-1015-0111	\$6,805,080.00	Yes
Shore Staffing, Inc. Marion Station, MD 13-1018-0011	\$6,918,128.00	Yes
Nursing & Health Services Training Consultants, Inc. Owings Mills, MD 13-1101-0111	\$7,104,469.00	Yes
RCM Health Care Services a Division of RCM Technologies (USA), Inc. Philadelphia, PA 13-1171-1111	\$7,124,620.00	No
Dependable Services Group, LLC Baltimore, MD 13-1508-0111	\$7,131,820.00	Yes
All American Healthcare Hamilton, NJ 13-1509-0110	\$7,322,458.84	No

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

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

**BIDS (Cont.):**

<b><u>Bidders</u></b>	<b><u>Bid Amount *</u></b>	<b><u>Resident Business</u></b>
<b><u>Awardees/MD Tax Clearances:</u></b>		
General Healthcare Resources, Inc. Plymouth Meeting, PA 13-1016-0111	\$7,382,560.04	No
Local Staff, LLC d/b/a Cross Country Per Diem Boca Raton, FL 13-1023-0000	\$7,536,224.00	No
Maxim Healthcare Services Towson, MD 13-1510-1111	\$7,654,430.08	Yes
Compassionate Health Care, Inc. Takoma Park, MD 13-1022-0111	\$8,158,488.00	Yes
Worldwide Travel Staffing, Limited Tonawanda, NY 13-1032-0111	\$8,387,088.00	No
Motir Services, Inc. Washington, DC 13-1031-0111	\$8,520,200.00	No

Note: \* The Bid Price is based upon a model of estimated labor hours for all labor categories: Registered Nurse, Licensed Practical Nurse, and Geriatric Nursing Assistant.

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

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

**INCUMBENTS (Cont.):**

Nurse Professionals Home Care, LLC  
Ocean City, MD

RCM Technologies, Inc.  
Pennsauken, NJ

JPS Health Services  
Baltimore, MD

ATC Healthcare Services  
Largo, MD

General Healthcare Resources, Inc.  
Plymouth Meeting, PA

Onward Health Care  
Wilton, CT

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

**SERVICES CONTRACT**

**ITEM:** 4-S **Agency Contact:** Michael Doyle  
410-402-7880  
Michael.Doyle@Maryland.gov

**DEPARTMENT/PROGRAM:** Health & Mental Hygiene (DHMH)  
Spring Grove Hospital Center

**CONTRACT ID:** Clinical Laboratory Services;  
DHMH/OPASS #13-13367  
ADPICS # M00B4400262

**CONTRACT DESCRIPTION:** Provide full clinical laboratory services for Spring Grove Hospital Center on a 24-hour, seven days per week basis.

**AWARD:** Quest Diagnostics  
Baltimore, MD

**TERM:** 11/1/2013 – 10/31/2018

**AMOUNT:** \$870,016 (5 Years)

**PROCUREMENT METHOD:** Multi-Step Competitive Sealed Bidding

**BIDS:** Only One Bid Received

**MBE PARTICIPATION:** None (see Requesting Agency Remarks below)

**PERFORMANCE SECURITY:** None

**INCUMBENT:** Same

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were sent directly to six prospective vendors, five of which are Maryland firms, and included one MBE. A copy was also sent to the Governor's Office of Minority Affairs.

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

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

Only one bid was received in response to this solicitation. The recommended contractor is responsible, and its bid meets the technical requirements set forth in the IFB. Moreover, the price has been deemed fair and reasonable, and it was determined that other prospective bidders had a reasonable opportunity to respond to the solicitation. Therefore, award is recommended to Quest Diagnostics, the sole bidder.

Speculation as to why only one bid was received is the extensive volume of services required by the contract, as well as the required experience and demanding response time (24-72 hours turnaround) to requested tests. The required experience, as well as demanding response time is justified and cannot be reduced in the specifications of the contract due to the nature of the services provided. SGHC requires an organization with a proven track record, who can handle the volume and scope of testing that is needed. Two vendors that were contacted for comments stated that solicitations in the future should allow more time to produce an extensive technical offer.

The bid for this contract was based on unit prices for each individual laboratory test provided. The actual bid price per unit to be paid for the specific laboratory test identified in this contract may not be contingent on any other factor or condition in any manner. The bid price entered is a fully loaded price that includes all cost/expenses associated with the provision of services as required. The bid price includes all labor, profit/overhead, general operating, administrative and other expenses and costs necessary to perform the work set forth in the contract.

An extensive search was conducted on the MBE website, as well as the small business reserve and veteran-owned small business websites, for services under the categories of "Laboratory", "Clinical Laboratory" and "Services". The search resulted in finding seven vendors; however, after further investigation, none could provide the appropriate services required for this contract. In addition, there were no vendors identified under these categories for a small business or a veteran-owned small business. The only service contained in this contract that could be subcontracted was courier services. However, it was determined that there are no MBEs that meet the mandatory requirements of a courier service with the ability to transport body fluids considered hazardous materials with full working knowledge of standard precautions, clean-up procedures in case of spill or the ability to respond to "STAT" requests for transportation, as well as being available 24/7 and transporting specimens under refrigeration. Therefore, no MBE participation or VSBE participation goals were established for this contract.

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

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

**FUND SOURCE:** 100% General

**APPROP. CODE:** M00L0901

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-2235-1001

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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**  
**October 16, 2013**

**SERVICE CONTRACT**

**ITEM:** 5-S **Agency Contact:** Theodore King  
410-230-3325  
theodore.king@maryland.gov

**DEPARTMENT/PROGRAM:** Juvenile Services (DJS)  
Behavioral Health Services

**CONTRACT ID:** Community Sex Offender Treatment Program in  
Prince George's County; 13-JS-012  
ADPICS # V00B4400009

**CONTRACT DESCRIPTION:** Provide sex offender assessments and counseling  
for youth who reside in the community of Prince George's County.

**AWARD:** COMPASS Mental Health Consultants, LLC  
Severn, MD

**TERM:** 11/15/2013 - 11/14/2014 (w/1 one-year renewal  
option)

**AMOUNT:** \$ 53,375 (1 Year; Base Contract)  
\$ 55,510 (1 Year; Renewal Option)  
\$108,885 Total (2 Years)

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS OR PROPOSALS:** Only One Bid Received

**MBE PARTICIPATION:** 100% (Contractor is a Maryland Certified MBE)  
5% Subcontracting goal  
(See Requesting Agency Remarks below)

**PERFORMANCE SECURITY:** None

**INCUMBENT:** None

**REQUESTING AGENCY REMARKS:** A notice of the availability of the Invitation for Bids (IFB) was advertised on *eMaryland Marketplace*. Copies of the solicitation notice were sent directly to 20 prospective vendors, 19 of which are Maryland firms, and included seven MBEs. A copy was also sent to the Governor's Office of Minority Affairs.



**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

**ITEM:** 5-S (Cont.)

One bid was received in response to the IFB. The recommended contractor is responsible, and its bid meets the technical requirements set forth in the IFB. Moreover, the price has been deemed fair and reasonable, and it was determined that other prospective bidders had a reasonable opportunity to respond to the solicitation. Therefore, award is recommended to COMPASS Mental Health Consultants, LLC, the sole bidder.

One "No Bid" response form was received from a potential bidder that disagreed with the service specifications in the IFB. After considering the vendor's comments, DJS determined that it was not in the best interest of the State to amend the specifications. It also was determined that few behavioral health services providers have the qualifications or capacity to provide sex offender treatment services.

If the renewal option is exercised, the contract provides for up to a 4% increase, if any, based upon the Consumer Price Index (CPI) for the District of Columbia/ Maryland/ Virginia/ West Virginia Region.

A 5% MBE participation goal was established for this contract based upon the ability to subcontract some administrative services, computer and office supplies and janitorial services. In addition, the Prime Contractor is a Maryland certified MBE.

**FUND SOURCE:** 100% General

**APPROP. CODE:** V00L0102

**RESIDENT BUSINESS:** Yes

**MARYLAND TAX CLEARANCE:** 13-2484-0001

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Board of Public Works Action – This Item was:

APPROVED

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<b>ITEM:</b>	6-S	<b>Agency Contact:</b> Theodore King 410-230-3325 theodore.king@maryland.gov
<b>DEPARTMENT/PROGRAM:</b>		Juvenile Services (DJS) Behavioral Health Services
<b>CONTRACT ID:</b>		Community Sex Offender Treatment Program in Montgomery County; 13-JS-013 ADPICS # V00B4400008
<b>CONTRACT DESCRIPTION:</b>		Provide sex offender assessments and counseling for youth who reside in the community of Montgomery County.
<b>AWARD:</b>		COMPASS Mental Health Consultants, LLC Severn, MD
<b>TERM:</b>		11/15/2013 - 11/14/2014 (w/1 one-year renewal option)
<b>AMOUNT:</b>		\$33,500 (1 Year; Base Contract) <u>\$34,840</u> (1 Year; Renewal Option) \$68,340 Total (2 Years)
<b>PROCUREMENT METHOD:</b>		Competitive Sealed Bidding
<b>BIDS OR PROPOSALS:</b>		Only One Bid Received
<b>MBE PARTICIPATION:</b>		100% (Contractor is a Maryland Certified MBE) 5% Subcontracting goal (See Requesting Agency Remarks below)
<b>PERFORMANCE SECURITY:</b>		None
<b>INCUMBENT:</b>		None

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**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

**ITEM:** 6-S (Cont.)

One bid was received in response to the IFB. The recommended contractor is responsible, and its bid meets the technical requirements set forth in the IFB. Moreover, the price has been deemed fair and reasonable, and it was determined that other prospective bidders had a reasonable opportunity to respond to the solicitation. Therefore, award is recommended to COMPASS Mental Health Consultants, LLC, the sole bidder.

No "No Bid" response forms were received from potential bidders for this solicitation. However, DJS determined that few behavioral health services providers have the qualifications or capacity to provide sex offender treatment services.

If the renewal option is exercised, the contract provides for up to a 4% increase, if any, based upon the Consumer Price Index (CPI) for the District of Columbia/ Maryland/ Virginia/ West Virginia Region.

A 5% MBE participation goal was established for this contract based upon the ability to subcontract some administrative services, computer and office supplies and janitorial services. In addition, the Prime Contractor is a Maryland certified MBE.

**FUND SOURCE:** 100% General

**APPROP. CODE:** V00L0102

**RESIDENT BUSINESS:** Yes

**MARYLAND TAX CLEARANCE:** 13-2484-0001

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Board of Public Works Action – This Item was:

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**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

**SERVICES CONTRACT MODIFICATION**

<b>ITEM:</b>	7-S-MOD	<b>Agency Contact:</b> Katie Parks 410-865-1272 kparks@mdot.state.md.us
<b>DEPATMENT/PROGRAM:</b>	Department of Transportation (MDOT) Office of Real Estate (ORE)	
<b>CONTRACT ID:</b>	Real Estate Peak Load and Technical Advisory Services; MDOT-ORE-13-001 ADPICS # J01B3400018; COF32652	
<b>CONTRACT APPROVED:</b>	DBM Item 6-S (5/15/2013)	
<b>CONTRACTOR:</b>	STV, Incorporated (Category II Services) Baltimore, MD	
<b>CONTRACT DESCRIPTION:</b>	Provide on-call, task order based transportation Real Estate consulting services including assistance to MDOT with peak load assignments, and provide technical support on a case-by-case basis in disciplines outside the areas of experience and expertise of MDOT staff.	
<b>CONTRACT MODIFICATION:</b>	Mod to add four additional labor categories to the Category II Services: (1) Planner/Engineer Analyst; (2) Technical Support Staff; (3) Environmental Technician and (4) Designer Analyst.	
<b>TERM OF ORIGINAL CONTRACT:</b>	6/1/2013 – 5/31/2016	
<b>TERM OF MODIFICATION:</b>	10/17/2013 – 5/31/2016	
<b>AMOUNT OF ORIGINAL CONTRACT:</b>	\$1,800,000 Est.	
<b>AMOUNT OF MODIFICATION:</b>	\$0	
<b>PRIOR MODIFICATIONS/OPTIONS:</b>	None	
<b>REVISED TOTAL CONTRACT AMOUNT:</b>	\$1,800,000 Est.	
<b>OVERALL PERCENT +/- (THIS MOD):</b>	0%	

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

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

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 13%

**MBE COMPLIANCE:** N/A (See Requesting Agency Remarks)

**REQUESTING AGENCY REMARKS:** The Maryland Department of Transportation (MDOT), Office of Real Estate (ORE) has discovered, through recent requests for Task Order Proposals, that the required tasks involve a significant amount of field and research type work that could be completed by personnel with less years of experience/education than required by the original labor categories.

STV, Inc (STV) and several MBE subcontractors have expressed concern in requiring senior level staff to perform mid-level responsibilities. Subcontractors have stated that they do not have enough senior level staff available to perform the lower level work. It would be advantageous to the State to include additional, lower cost mid-level and technical support labor categories. This would allow MDOT to complete the objectives in each task at a lower overall rate. Based on MDOT's estimate of hours for each labor category, the reduction in hourly rate could provide a cost savings of approximately \$100,000 over the three-year base contract term.

There is no MBE compliance data available at this time because no invoices have been received from the contractors. However, there are active tasks being performed by the MBEs under the contract. MDOT currently has two active tasks for the STV contract that have a 90% and an 87% MBE participation goals.

**FUND SOURCE:** 100% Special (Transportation Trust Fund)

**APPROP. CODE:** J0109003

**RESIDENT BUSINESS:** Yes

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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**  
**October 16, 2013**

**SERVICES CONTRACT MODIFICATION**

<b>ITEM:</b>	8-S-MOD	<b>Agency Contact:</b> Sandy Johnson 410-767-7408 sandy.johnson@maryland.gov
<b>DEPARTMENT/PROGRAM:</b>	Human Resources (DHR) Social Services Administration (SSA) Foster Care Maintenance Payments Program	
<b>CONTRACT ID:</b>	Child Placement Agency (CPA); SSA/CPA/14-034-A1 APDICS # COF30726	
<b>CONTRACT APPROVED:</b>	DBM Item 7-S (6/12/2013)	
<b>CONTRACTOR:</b>	Progressive Life Center, Inc. Washington, DC	
<b>CONTRACT DESCRIPTION:</b>	Provide Child Placement Agency (CPA) services for a total of 2,623 clients at various locations throughout Maryland through 45 separate CPA contracts.	
<b>MODIFICATION DESCRIPTION:</b>	Mod to reduce the Treatment Foster Care (TFC) Program beds from 66 to 58 and apply the eight bed difference towards a Mother Baby Program for one CPA Provider.	
<b>ORIGINAL CONTRACT TERM:</b>	7/1/2013 - 6/30/2014 (w/1 one-year renewal option)	
<b>MODIFICATION TERM:</b>	11/1/2013 - 6/30/2014	
<b>ORIGINAL CONTRACT AMOUNT:</b>	\$3,554,516	
<b>MODIFICATION AMOUNT:</b>	\$53,824 (8 Months)	
<b>PRIOR MODIFICATIONS/OPTIONS:</b>	None	
<b>REVISED TOTAL CONTRACT AMOUNT:</b>	\$3,608,340	
<b>OVERALL PERCENT +/- (THIS MOD):</b>	+6%	

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

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

**ORIGINAL PROCUREMENT METHOD:** Non-Competitive Negotiated Procurement of Human, Social or Educational Services

**MBE PARTICIPATION:** 100% (Contractor is a MD Certified MBE)  
 2.6% Subcontracting Goal  
 (5% of Administrative Costs)

**MBE COMPLIANCE:** N/A (See Requesting Agency Remarks)

**REQUESTING AGENCY REMARKS:** Approval request to modify one CPA contract to reduce the number of Treatment Foster Care (TFC) Program beds from 66 to 58 and apply the eight bed difference towards a Mother Baby Program.

CPA Programs are defined in COMAR 07.02.21.03B (17) as a 24-hour substitute care program, operated by a licensed child placement agency or local department of social services, for children with serious emotional, behavioral, medical, or psychological condition.

The \$53,824 increase is based upon the difference in rates for the TFC Program and the Mother Baby Program. The overall bed count for this Provider remains the same. The total modified award amount assumes that each slot purchased will be occupied by a child for the entire eight months modification term. Based on history, this is unlikely to occur. This is a reimbursement contract. The Provider is paid solely for the actual children placed with them during the year, and then only for the actual number of days each child is with the vendor.

This CPA Provider was obtained through a non-competitive negotiation process. The procurement laws provide for procuring certain human, social and educational services under the State Finance and Procurement Article Section 13-106 and COMAR 21.14.01.03G (Non-Competitive Negotiated Procurement of Human, Social or Educational Services).

The Governor's Office For Children (GOC) is the single point of entry for private providers interested in supplying care under approved negotiated rates for youth of the various State agencies.

**Supplement B**  
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Procurement with the service provider has complied with the Law's requirement for Non-Competitive Negotiated Procurement of Human, Social or Educational Services. In accordance with COMAR 21.14.01.04, below are reasons for this method of procurement:

1. DHR's Procurement Officer and Secretary have determined that although there are several potential service providers, the number of children in need of placement exceeds the number of available beds; thus making competitive sealed procurements inappropriate.
2. The services are for child placement agency foster care and the licensing standards are found in COMAR 07.02.11, 07.02.13, 07.02.21 and 07.02.23.
3. Neither DHR nor GOC, on behalf of the Subcabinet, has the facilities or personnel to provide a mother baby program for the youth committed to DHR to be served under this contract. It is, therefore, in the best interest of the State that DHR contracts for this service.

There is no MBE compliance data available at this time as the first quarter MBE Subcontractor Payments report is due for submission by October 15, 2013.

<b>FUND SOURCE:</b>	66% General; 34% Federal
<b>APPROP. CODE:</b>	N00G0001
<b>RESIDENT BUSINESS:</b>	Yes

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Board of Public Works Action – This Item was:

**APPROVED**

**DISAPPROVED**

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**WITHOUT DISCUSSION**



**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

**SERVICES CONTRACT MODIFICATION**

<b>ITEM:</b>	9-S-MOD	<b>Agency Contact:</b> Liz Fitzsimmons 410-767-6331 lfitzsimmons@choosemaryland.org
<b>DEPARTMENT/PROGRAM:</b>	Business and Economic Development (DBED) Division of Tourism, Film and the Arts (DFTA)	
<b>CONTRACT ID:</b>	Publications Management Services ADPICS # COF31217	
<b>CONTRACT APPROVED:</b>	DBM Item 4-S (3/4/2009)	
<b>CONTRACTOR:</b>	Media Two, Inc. Baltimore, MD	
<b>CONTRACT DESCRIPTION:</b>	Task-order based contract to provide all activities associated with full-service custom publication management for DBED's Maryland Office of Tourism Development (MOTD) and the Division of Tourism, Film and the Arts (DTFA). This contract will be used to promote Maryland as the best travel destination to consumers within a 400-mile radius of the State.	
<b>MODIFICATION DESCRIPTION:</b>	Mod to increase the contract amount in order to pay for two large pending publications.	
<b>ORIGINAL TERM:</b>	3/14/2009 - 3/13/2014	
<b>MODIFICATION TERM:</b>	10/17/2013 - 3/13/2014	
<b>ORIGINAL AMOUNT:</b>	\$1,907,600 (5 Years)	
<b>MODIFICATION AMOUNT:</b>	\$310,000 (6 Months)	
<b>PRIOR MODIFICATIONS/OPTIONS:</b>	None	
<b>REVISED TOTAL CONTRACT AMOUNT:</b>	\$2,217,600	
<b>OVERALL PERCENT +/- (THIS MOD):</b>	+16.25%	

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

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

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 47%

**MBE COMPLIANCE:** 30.25%

**REQUESTING AGENCY REMARKS:** This contract provides for the publishing of travel and tourism materials, which includes the annual development and production of *Destination Maryland* and *Calendar of Events*. In addition, several other scheduled niche publications are produced by MOTD annually. The direct services provided by this contract include copywriting, editing, graphic design, layout, pre-press services, printing services, advertising sales and support.

At this time DBED requests approval to increase the contract amount by \$310,000 to complete the design and production of *Destination Maryland* and *Calendar of Events* within the next six months prior to contract expiration. The expenditures for these and other projects were scheduled and budgeted each fiscal year. Over the past two years, however, technological advances in marketing production and other collateral took effect which increased publication capabilities along with agency demand. As a result, several new projects previously not budgeted were produced during fiscal years 2012 and 2013. This included production and ad placement for the *Scenic Byways Guide*, War of 1812 book *In Full Glory Reflected* and the Civil War Custom Driving Map.

This modification is required as a result of increased publication demands and to ensure the two large pending annual projects are completed prior to the contract end date.

**FUND SOURCE:** 100% General

**APPROP. CODE** T00G0003

**RESIDENT BUSINESS:** Yes

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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**  
**October 16, 2013**

**SERVICES CONTRACT RENEWAL OPTION/MODIFICATION**

**ITEM:** 10-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:** 10/18/2013 – 11/30/2014

**OPTION TERM:** 12/1/2013 – 11/30/2014

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

**OPTION/MODIFICATION AMOUNT:** \$ 3,258,000 (Mod)  
\$11,000,000 (Renewal Option)  
\$14,258,000 Total (1 Year)

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

**ITEM:** 10-S-MOD (*cont'd*)

**PRIOR MODIFICATIONS/OPTIONS:** N/A

**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.

This request includes a modification for settlement fees related to administrative and GPS fees for taxi services and to exercise the first of two one-year renewal options.

The modification is to provide funding for a settlement to MJ Management Services, LLC (MJM) for the payment of the administrative and GPS fees that are applicable to taxi services under this contract. MJM filed a claim with the MTA for these fees. MTA conducted discussions and negotiations with MJM as permitted by COMAR 21.10.04.04A for disposition of a contractor's claim. It was determined that the administrative and GPS fees for the current contract could be considered for payment in the claim.

This modification will resolve the claim through a settlement agreement allowing MJM to invoice for the administrative and GPS fees to cover the full contract term. The administrative and GPS fees total \$3,258,000 in a not to exceed cap amount. All fee payments shall be based on invoices that have been verified and reconciled by MTA. The Contract Manager shall review and verify all invoices prior to payment. The decision to approve or deny an invoice by the Contract Manager is final.

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

**ITEM:** 10-S-MOD (*cont'd*)

The above administrative and GPS fees are also represented in the renewal option. Due to the complexity of the management service, only this incumbent can provide these services. Therefore, MTA recommends the renewal option is in the best interest for the State. During this renewal option period, the MTA will be formulating a strategy to combine this service with traditional paratransit service that will require sedans versus taxi cabs to eliminate administrative fees associated with taxi cab services.

**FUND SOURCE:** 100% Special (Budgeted to MTA)

**APPROPRIATION CODE:** J05H0102

**RESIDENT BUSINESS:** Yes

**Note:** This Item appeared as Item 14-S-MOD on the 8/21/2013 DBM BPW Agenda and was withdrawn.

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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**  
**October 16, 2013**

**SERVICES CONTRACT MODIFICATION**

<b>ITEM:</b>	11-S-MOD	<b>Agency Contact:</b> Michael Halpin 410-767-8733 Michael.Halpin@maryland.gov
<b>DEPARTMENT/PROGRAM:</b>	Maryland Supplemental Retirement Plans (MSRP) Board of Trustees for the Maryland Teachers & State Employees Supplemental Retirement Plans	
<b>CONTRACT ID:</b>	Investment Management Services Stable Value Fund; MSRP-05/2006 ADPICS # COF31713	
<b>CONTRACT APPROVED:</b>	DBM Item 4-S (7/5/2006)	
<b>CONTRACTOR:</b>	Deutsche Investment Management Americas, Inc. New York, NY (Local Office in Baltimore, MD)	
<b>CONTRACT DESCRIPTION:</b>	Contract to provide investment management services for the Maryland Supplemental Retirement Plans Stable Value Fund.	
<b>MODIFICATION DESCRIPTION:</b>	Mod to extend the contract by approximately three months to allow time to complete the procurement process to select the next investment manager.	
<b>ORIGINAL CONTRACT TERM:</b>	7/24/2006 – 7/23/2009 (w/1 two-year renewal option)	
<b>MODIFICATION TERM:</b>	10/24/2013 – 1/31/2014	
<b>ORIGINAL CONTRACT AMOUNT:</b>	\$1,500,000 Est. (3 Years)	
<b>MODIFICATION AMOUNT:</b>	\$135,000 Est. (Approx. 3 Months)	

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

**ITEM:** 11-S-MOD (*cont'd*)

**PRIOR MODIFICATIONS/OPTIONS:** \$2,178,400 Est. (See page 31B)

**REVISED TOTAL CONTRACT AMOUNT:** \$2,313,400 Est.

**PERCENT +/- (THIS MODIFICATION):** +9.0%

**OVERALL PERCENT +/-:** +86.9%

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Proposals

**MBE PARTICIPATION:** 8%

**MBE COMPLIANCE:** 6.3%

**REQUESTING AGENCY REMARKS:** Request for approval to extend the contract by three months while Maryland Supplemental Retirement Plans (MSRP) conducts a competitive sealed proposals procurement.

In September 2012, the incumbent manager completed a substantial restructuring of the stable value investment, involving several sub-managers and insurance contracts. The past 12 months have allowed sufficient time to fully conclude the restructuring and begin to mark new investment performance information in advance of a request for new fund manager proposals.

The MSRP Board of Trustees (the Board) has confidence in the expertise of the incumbent stable value manager for the duration of this extension. Information from stable value funds in other states indicate that the incumbent's current fee remains competitive.

This contract provides investment management services for the MSRP Stable Value Fund. The contractor is a Plan fiduciary and manages this pool of assets as one of the investment options for the participants of the Maryland 457 Plan, 401(k) Plan, and 401(a) Match Plan. The Stable Value Fund, also referred to as the Investment Contract Pool, is currently valued at about \$800 million.

**Supplement B**  
**Department Of Budget And Management**  
**ACTION AGENDA**  
**October 16, 2013**

**ITEM:** 11-S-MOD (*cont'd*)

As is customary in many investment manager agreements, the fees for this stable value arrangement are paid out of earnings or assets of the Stable Value Fund. These charges are invoiced and monitored through the Board of Trustees' staff and payment initiated through the bank custodian (currently Bank of New York Mellon of New York, NY.)

The Board has general oversight authority and responsibility for the above-mentioned Plans. MSRP enables State employees and teachers to participate in voluntary, tax-favored retirement savings plans. The Board has ongoing authority for (1) reviewing plans administration performance and results; (2) assisting with employee communication materials; and, (3) meeting tax, securities, and various other regulatory promulgations and requirements of administering the Plans.

Because of tightening regulations over stable value investment arrangements and a shrinking number of investment/insurance providers, MSRP has eliminated the MBE goal for the Stable Value Fund. The firms providing insurance of principal values ("wrappers") have withdrawn coverage of the former MBE sub-manager for the MSRP Stable Value Fund, and that MBE sub-manager has retired and closed down his business. MSRP has identified no suitable replacement.

**FUND SOURCE:** 100% Non-Budgeted (Fees paid from Investment Earnings)

**APPROP. CODE:** G50L0001

**RESIDENT BUSINESS:** Yes

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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**  
**October 16, 2013**

**ITEM:** 11-S-MOD (*cont'd*)

**PRIOR MODIFICATIONS/OPTIONS** (*cont'd*):

\$1,010,000 Est.	Renewal Option #1: 7/24/2009 to 7/23/2011; DBM Item 10-S-OPTION (7/22/2009).
\$ 380,150 Est.	Mod #1 to extend the contract term by nine months in order to revise the solicitation and conduct a new procurement due to having to reject all proposals from the previous procurement: 7/24/2011 to 4/23/2012; DBM Item 10-S-MOD (7/6/2011).
\$ 788,250 Est.	Mod #2 to extend the contract term by 18 months to allow manager continuity during the restructure of the investment, changing several sub-managers and insurance contracts, and then conduct a new procurement: 4/24/2012 to 10/23/2013; DBM Item 8-S-MOD (3/21/2012).
<hr style="width: 100px; margin-left: 0;"/> \$2,178,400 Est. Total	

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**October 16, 2013**

**SERVICES CONTRACT**

**ITEM:** 1-S

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

**INSTITUTION:** University of Maryland Baltimore

**CONTRACT ID:** Employee Assistance Program Services, 87435

**CONTRACT DESCRIPTION:** Provide Employee Assistance Program (EAP) services to employees of University System of Maryland institutions. The services include:

- 24-hour telephone intake for employees seeking assistance
- Face to face diagnostic assessment services by certified EAP personnel
- Short term therapeutic counseling. Counseling includes family problems, marital problems, substance abuse and dependency, depression, anxiety, anger management, and job performance/attendance problems
- Referral to third-party providers for financial and legal counseling

**AWARD:** Inova Employee Assistance  
3949 Pender Drive, Suite 310  
Fairfax, VA 22030

**TERM:** 1/1/14-12/31/15 (with 4 one-year renewal options)

**AMOUNT:** \$387,835 (two-year base term)  
\$193,917 x 4 (each option year)  
\$1,163,503 (full contract amount if all options exercised)

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**PROPOSALS:**

	<i>Technical Score</i>	<i>Financial Score</i>	<i>Total Score</i>	<i>Price</i>
Inova Employee Assistance Fairfax, VA	371.7	266	637.7	\$387,835
Deer Oaks Mental Health Associates, P.C. San Antonio, TX	331.8	266	597.8	\$387,835
ComPsych Corporation Chicago, IL	302	250.6	552.6	\$411,340

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**October 16, 2013**

**ITEM:** 1-S (*cont'd*)

**MBE PARTICIPATION:** 0%

**PERFORMANCE SECURITY:** N/A

**REQUESTING INSTITUTION REMARKS:** The solicitation was advertised in *emarylandMarketplace* and posted on the University's eBid Board. Eight proposals were received. Four proposals were not reasonably susceptible for award. Four offerors met the minimum technical score and their price proposals were opened. One was disqualified for submitting a conditional financial proposal. Coincidentally, two of the firms submitted identical per employee pricing for the services.

Award is recommended to Inova Employee Assistance, the firm with the highest combined technical and financial score. There were no MBE opportunities for this procurement.

**FUND SOURCE:** Various

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 13-2476-0000

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**October 16, 2013**

**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 GRB Building Envelope and Infrastructure  
Renovation, Task Order 12-305.02 MT  
against On Call CM Contract RFP #87305BS

**CONTRACT APPROVED:**

USM Item 1-C (02/20/2013)  
USM Item 1-C (07/24/2013)

**CONTRACTOR:**

Lewis Contractors  
Owings Mills, MD 21117

**TASK ORDER DESCRIPTION:** Professional management and construction services during pre-construction and construction for renovation of GRB Building Envelope and infrastructure. Project includes upgrading HVAC, plumbing and electrical infrastructure.

**MODIFICATION DESCRIPTION:** GMP No. 1 includes:

- sitework, selective demolition, structural and miscellaneous metals
- gypsum wall board, carpentry, doors, frames and hardware
- resinous flooring, resilient flooring, carpet and base
- painting, casework
- mechanical, fire protection and electrical
- CM allowances, CM General Conditions, CM-GMP Contingency and Construction Fees.

**CONTRACT TERM:**

12 weeks from issuance of pre-construction notice to proceed;  
20 weeks from construction notice to proceed.

**ORIGINAL AMOUNT:**

\$33, 200 (pre-construction)

**MODIFICATION AMOUNT:**

\$2,701,186

**REVISED TOTAL CONTRACT AMOUNT:**

\$2,734,386

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**October 16, 2013**

**ITEM:** 2-C MOD (*cont'd*)

**MBE PARTICIPATION:** 25%

**MBE COMPLIANCE:** 25.35%

**PERFORMANCE BOND:** A 100% performance bond is required.

**REQUESTING INSTITUTION REMARKS:** MBE participation for this GMP is 25.35%.  
 No additional GMPs are anticipated.

**FUND SOURCE:** Plant Funds

**APPROP. CODE:** R30B21

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-1956-1010

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**October 16, 2013**

**CONSTRUCTION CONTRACT**

**ITEM:** 3-C

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

**INSTITUTION:** University of Maryland, College Park for  
 Bowie State University

**CONTRACT ID:** Construction Management Services at Risk  
 New Center for Natural Science, Mathematics and Nursing  
 Bowie State University  
 Contract No. F-400328-K  
 Project No. 08-353-240-00

**CONTRACT DESCRIPTION:** Construction management services for both pre-construction (design) and construction phases, inclusive of construction, for the New Center for Natural Sciences, Mathematics and Nursing and associated site improvements. The 148,995 GSF project includes classrooms, research laboratories, computer labs, faculty offices, administrative areas, conference rooms and lounge space to support the Natural Sciences, Mathematics and Nursing departments. The site work includes utility improvements, storm water management, earthwork, pedestrian circulation, landscaping, service access and the demolition of the existing Weisman Center (before construction starts) and Crawford Science Center (upon occupancy of the new building). The total estimated cost for construction is \$70 million.

**AWARD:** Clark Construction Group, LLC  
 Bethesda, MD 20814

**TERM:** Pre-Construction Services – 14 months (Oct. 2013 – Dec. 2014)  
 Construction Services – 24 months (Dec. 2014 – Dec. 2016)

**AMOUNT:** \$250,000 (Pre-Construction Services Only)

**PROCUREMENT METHOD:** Competitive Sealed Proposals

**PROPOSALS:**

	<i>Technical</i>	<i>Price</i>	<i>Total</i>	<i>Evaluated Price</i>
Clark Construction Bethesda	60.0	38.95	98.95	\$6,261,952
Gilbane Building Co. Laurel	58.03	40.00	98.03	\$6,098,066

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**October 16, 2013**

**ITEM: 3-C (cont'd)**

**MBE PARTICIPATION:** 30%

**PERFORMANCE BOND:** Equal to contract amount

**REQUESTING INSTITUTION REMARKS:** This project was advertised in *eMarylandMarketPlace*. Six firms submitted proposals of which two were deemed susceptible of award. Clark Construction has extensive experience using as a construction manager at risk and offers an experienced, integrated team with significant science-building experience in the higher education sector. Its proposal demonstrates a comprehensive understanding of cost and schedule requirements and experience with Building Information Modeling and LEED projects.

Clark also brings significant economic benefit to the State. Clark projects that approximately \$56 million of the contract value will be recycled into Maryland's economy through, for example: direct labor/employment; subcontracting with Maryland firms; and use of Maryland based suppliers.

The evaluated price of \$6,261,952 reflects pre-construction services (\$250,000); construction services (\$2,020,159); and general conditions (\$3,991,793). The University's estimate for these services is \$7,870,000. The initial award amount of \$250,000 is for pre-construction services only. The contract amount will be modified after submittal of the Guaranteed Maximum Price for construction. A contract modification for acceptance of the GMP will be presented to the Board for approval at that time. There is no MBE participation to report in the pre-construction phase where the services are performed by the CM's own forces.

Before construction is authorized, the University will ensure that the building demolitions have been reviewed through the State Clearinghouse process and approved by the Board of Public Works.

**FUND SOURCE:** MCCBL of 2013: *Provide funds to design and construct a new Natural Sciences Center and demolish the Wiseman Student Center. Item 062*

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-2453-1111

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**BOARD OF PUBLIC WORKS**
**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**October 16, 2013**

**GENERAL/MISCELLANEOUS**

**ITEM:** 4-GM

**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 contracts totaling \$2,127,377.

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

**A. University of Maryland, College Park:**

Physical Sciences Complex

**Description:** Furniture for Physical Science Complex  
 P.O. # G166730: Equipment List Items 06-01, 06-05, 06-21, 07-01, 07-11, 08-01, 08-02, 08-03, 08-04.  
 P.O.# G166732: Equipment List Items 06-04, 06-25, 07-23

**Procurement Method:** Simplified Procurement

**Award:** Innovative Business Interiors (Certified Small Business)  
 Silver Spring, MD 20910

**Amount:** \$ 62,844  
 \$ 59,695

**Fund Source:** MCCBL of 2012: *Provide funds to equip the Physical Sciences Complex at College Park – Item 036*

**MD Tax Clearance:** 13-2439-1111

**Resident Business:** Yes

**B. University of Maryland, Baltimore County**

Performing Arts & Humanities Building

**1. Description:** AV Classroom Systems

**Procurement Method:** Multi-Step Bid

**Award:** Lee Hartman & Sons  
 Baltimore, MD 21221

**Amount:** \$1,250,132

**Fund Source:** *MCCBL 2013: Provide funds to furnish and equip the Performing Arts and Humanities Building at UMBC. Item 045*

**MD Tax Clearance:** 13-2551-1001

**Resident Business:** Yes



**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**October 16, 2013**

**ITEM: 4-GM** (*cont'd*)

<b>2. Description:</b>	Performing Spaces AV Systems
<b>Procurement Method:</b>	Request for Proposal
<b>Award:</b>	Lee Hartman & Sons
	Baltimore, MD 21221
<b>Amount:</b>	\$754,706
<b>Fund Source:</b>	<i>MCCBL 2013: Provide funds to furnish and equip the</i>
	<i>Performing Arts and Humanities Building at UMBC. Item</i>
	045
<b>MD Tax Clearance:</b>	13-2551-1001
<b>Resident Business:</b>	Yes

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**October 16, 2013**

**GENERAL/MISCELLANEOUS**

**ITEM:** 5-C

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

**INSTITUTION:** University of Maryland, Baltimore County

**CONTRACT ID:** On-Call Construction Management at Risk for  
UMBC Hilltop Surface Parking Project  
Task Order Request #13-135  
Against On Call CMAR Contract #RFP BC-20841-C

**CONTRACT APPROVED:** USM Item 4-C (12/05/12)

**CONTRACT DESCRIPTION:** Professional management and construction services during pre-construction and construction for a new surface parking lot at the University of Maryland, Baltimore County. The project consists of asphalt paving, concrete work (i.e., aprons, curb and gutter, walkways, and retaining walls), lighting, emergency phones and landscaping.

**AWARD:** The Whiting-Turner Contracting Company, Inc.  
300 East Joppa Road  
Baltimore, MD 21286

**CONTRACT TERM:** Seven months from issuance of pre-construction notice to proceed;  
five months from issuance of construction notice to proceed.

**AMOUNT:** \$29,000 (pre-construction fees only)

**PROCUREMENT METHOD:** On-Call Task Order Proposals

**TASK ORDER PROPOSALS:** *Price*

Whiting-Turner Baltimore, MD	\$271,561
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J. Vinton Schafer & Sons Abington, MD	\$290,000
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Barton Malow Baltimore, MD	\$349,214
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**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**October 16, 2013**

**ITEM: 5-C (cont'd)****MBE PARTICIPATION:** 10%**MBE COMPLIANCE:** None**PERFORMANCE BOND:** A 100% performance bond is required.

**REQUESTING INSTITUTION REMARKS:** Each On Call Construction Manager submitted a proposal for the Hilltop Surface Parking project. The proposals were evaluated based on key personnel's background and experience and price which includes a preconstruction phase fee, construction phase fee, general conditions and CM contingency. Award of this task order is recommended to Whiting-Turner based on a combination of the technical and price evaluation with Whiting-Turner having the lowest cost.

The estimated construction cost for this project is \$1,822,000. This Item recommends award for pre-construction services only. If the University and the Contractor agree to a Guaranteed Maximum Price for construction, the University will return to the Board with a recommendation to modify the contract to include the actual construction costs, which includes the CM's construction services fee.

**FUND SOURCE:** UMBC Parking Funds**RESIDENT BUSINESS:** Yes**MD TAX CLEARANCE:** # 13-0529450

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

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**October 16, 2013**

USM 11C

Revised

**GENERAL/MISCELLANEOUS**

**ITEM:** 6-GM

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

**INSTITUTION:** University of Maryland, Baltimore County

**RECOMMENDATION:** That the Board of Public Works approve UMBC: (1) transferring to the UMBC Research Park Corporation, Inc. equity interests that UMBC initially acquired from incubator companies in its south campus facility; and (2) authorizing that equity interests from incubator companies in the future be vested directly in the UMBC Research Park Corporation, Inc..

**AUTHORITY:** Education Article § 12-104(g)(1)  
State Finance & Procurement Article § 10-305  
Annotated Code of Maryland

**PROPERTY:** 1% to 5% interests in 21 incubator companies

**TRANSFEROR:** UMBC

**TRANSFeree:** UMBC Research Park Corporation, Inc.  
5523 Research Park Drive, Suite 310  
Baltimore, MD 21228

**CURRENT EQUITY VALUE:** \$616,000: Value per company ranges from \$1,000 to \$84,000 with average value of \$29,300

**REQUESTING INSTITUTION REMARKS:** UMBC has operated a business incubator (known as bwtechsouth@UMBC) since 1989 which offers space and business advisory services to technology start-up companies. All of the incubator companies pay UMBC rent for the space they occupy. As to the business advisory services, companies are given the option of paying UMBC for the services or providing equity interests in their companies to UMBC.

The UMBC Research Park Corporation, Inc. (RPC) was formed in 1993 for the purpose, among others, of supporting UMBC's mission. UMBC seeks to have the equity interests in the incubator companies – currently held and those to be held in the future – vest in RPC. UMBC is making this request for the following reasons: (1) RPC has an investment committee of seasoned professionals that is already managing equity positions; and (2) this approach would consolidate the ongoing management of the equity portfolio in a more efficient manner and maximize its value.

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**October 16, 2013**

<b>Revised</b>
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**ITEM:** 6-GM (cont'd)

**REQUESTING INSTITUTION REMARKS:** (cont'd) The transfer agreement between UMBC and RPC makes RPC responsible for administering the equity portfolio, tracking company progress, updating valuations, handling approvals/ modifications and disposition of equity (as approved by UMBC), and regularly reporting to UMBC. When net proceeds are realized from equity liquidations, RPC will distribute to UMBC 75% to 85% of the amount (within those parameters, UMBC will designate the appropriate percentage based on the nature and size of the transaction) and retain the balance for use in connection with RPC's non-profit mission. UMBC has the option to reinvest these proceeds with RPC to support specific economic development projects.

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**October 16, 2013**

**INFORMATION TECHNOLOGY**

**ITEM:** 7-IT

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

**INSTITUTION:** Towson University

**CONTRACT ID:** Cisco SMARTnet, Unified Communications Software Subscription (UCSS) and Advanced Services, TU-1414-SBR

**CONTRACT DESCRIPTION:** Hardware maintenance/support and software updates for Cisco servers and associated telephone system equipment

**AWARD:** DISYS Solutions, Inc.  
Chantilly, VA 20151

**TERM:** 11/01/2013 - 10/31/2016

**AMOUNT:** \$2,524,596.92 (\$841,532.31 annually)

**PROCUREMENT METHOD:** Competitive Sealed Bidding  
Small Business Reserve

**BIDS:**

DISYS Solutions, Inc. \$2,524,597  
Chantilly, VA

EN-Net Services, LLC \$2,612,568  
Frederick, MD

**MBE PARTICIPATION:** 0%.

**PERFORMANCE SECURITY:** N/A

**Supplement C**  
**University System Of Maryland**  
**ACTION AGENDA**  
**October 16, 2013**

**ITEM: 7-IT** (*cont'd*)

**REQUESTING INSTITUTION REMARKS:** This solicitation sought a qualified SBR firm to provide comprehensive maintenance and associated services through the Cisco SMARTnet program for Towson University's Office of Technology Services. Maintenance services included in the original hardware purchases have expired.

The University designated this procurement as a Small Business Reserve set-aside, and solicited the six registered Small Business Reserve vendors on the Department of Information Technology COTS 2012 Master Contract designated for Cisco maintenance. Two bids and one "no bid" were received. Award is recommended to the low bidder.

The recommended vendor, DISYS Solutions, Inc., currently provides maintenance and support for the University's Cisco hardware, and has the capabilities in all respects to provide seamless support for information technology and Voice-over-Internet-Protocol telephone infrastructure.

**FUND SOURCE:** Current Unrestricted Funds

**APPROP. CODE:** R30B24

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 13-2540-1111

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**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, Jr.**  
Secretary

## **BOARD OF PUBLIC WORKS (BPW)**

### **ACTION AGENDA**

**October 16, 2013**



**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA****CONSTRUCTION CONTRACT****ITEM: 1-C****MOTOR VEHICLE ADMINISTRATION**

**CONTRACT ID:** V-SAL-13019A-C  
MVA Interior/Exterior, HVAC and Site  
Improvements – Salisbury Branch  
ADPICS NO.: VSAL13019A

**CONTRACT DESCRIPTION:** This contract provides for a contractor to provide all transportation, labor, materials, and supervision necessary for the Interior/Exterior, HVAC and Site Improvements for the MVA's Salisbury Branch.

**AWARD:** Harper & Sons Inc.  
Easton, MD

**TERM:** 270 Calendar Days from NTP

**AMOUNT:** \$ 2,613,472

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

Harper & Sons, Inc. Easton, MD	\$2,613,472
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Whiting-Turner Contracting Cambridge, MD	\$ 2,661,562
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GGI Builders, Inc Salisbury, MD	\$ 2,892,870
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**MBE PARTICIPATION:** 10%

**PERFORMANCE SECURITY:** Payment & Performance Bonds for 100% of the award amount

**REMARKS:** The Engineer's Estimate for this contract is \$2,464,286.

This Solicitation was advertised in eMaryland Marketplace. Two Hundred Fifty One (251) firms received bid packages: One Hundred Thirty Eight (138) are Minority Business Enterprise (MBE) firms and One Hundred Fifteen (115) are certified Small Businesses (SBR). Two Hundred Twenty (220) were Maryland firms. Three (3) bids were received. The contractor is a certified Small Business Enterprise.

**ITEM: 1-C (Continued)**

**BPW – 10/16/13**

**FUND SOURCE:** 100% Special Funds Budgeted to MVA

**APPROPRIATION CODE:** J04E0003

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-2392-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**CONSTRUCTION CONTRACT**

**ITEM:** 2-C

**STATE HIGHWAY ADMINISTRATION**

**CONTRACT ID:** AA2625129R  
Roof Replacement for the Administration's Glen  
Burnie Shop in Anne Arundel County  
ADPICS NO.: AA2625129R

**CONTRACT DESCRIPTION:** This Contract consists of the roof replacement for SHA's Glen Burnie Shop in Anne Arundel County.

**AWARD:** J & K Contracting, Inc.  
Capitol Heights, MD

**AMOUNT:** \$312,000 NTE

**TERM OF CONTRACT:** 10/28/2013 through 01/31/2016

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

J & K Contracting, Inc. Capitol Heights, MD	\$312,000
SGK Contracting Services, Inc. Baltimore, MD	\$358,998
CHU Contracting, Inc. Chantilly, VA	\$368,000
Citiroof Corporation Columbia, MD	\$378,900
Simpson of Maryland, Inc. Hanover, MD	\$397,000
Cole Roofing Co., Inc. Baltimore, MD	\$402,437

**MBE PARTICIPATION:** 6%

**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. Two-Hundred Eighty (280) contractors were notified for this project on eMaryland Marketplace; Forty Seven (47) of which were MDOT Certified MBE's.

The contractor is also a certified Small Business Enterprise.

**FUND SOURCE:**

100% Special Funds Budgeted to SHA

**APPROPRIATION CODE:**

J02B0101

**RESIDENT BUSINESS:**

Yes

**MD TAX CLEARANCE:**

13-2078-0001

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

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**CONTRACT MODIFICATION (Construction)**

**ITEM: 3-C-MOD**

**MARYLAND TRANSIT ADMINISTRATION**

**CONTRACT ID:** T-1247-0140  
Bush Street Bus Division Electrical Distribution  
Upgrade  
ADPICS NO. **CO303380**

**ORIGINAL CONTRACT APPROVED:** Item 2-C, DOT Agenda 04/21/10

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Bidding

**CONTRACTOR:** MBR Construction Services, Inc.  
Hunt Valley, MD

**MODIFICATION:** This Change Order No. 1 is for settlement of claim for delay of  
**construction due to additional costs to change the ventilation in buildings 2 and 7.**

**AMOUNT:** \$249,719

**ORIGINAL CONTRACT AMOUNT:** \$4,166,000

**REVISED CONTRACT AMOUNT:** \$4,415,719

**PERCENTAGE INCREASE:** 16%

**ORIGINAL MBE PARTICIPATION** 27% (MBE compliance 27.91%)

**TERM:** 199 Calendar Days

**FUND SOURCE:** 100% Special Funds Budgeted to MTA

**REMARKS:** This Contract is for work for the installation of a new Primary and Secondary Selective Distribution System including one set of “main-tie-main” medium voltage switchgear, and two sets of “main-tie-main” low voltage switchgear. Each set of low voltage gear will include two medium voltage load interrupter switches and two dry-type transformers in addition to the 480V distribution sections on either side of the tie circuit breaker. New duct banks and medium voltage feeders will be installed to supply the new switchgear. Temporary power will be provided by diesel powered prime movers and temporary switchgear (one at each substation for a total of two) during the replacement.

**ITEM: 3-C-MOD (Continued)**

**BPW – 10/16/13**  
**REVISED**

The additional cost is due to the change in how the ventilation exited the roof. The original drawings indicated that the ventilation would exit through the old roof. By the time the ventilation was to be installed, a new roof was constructed. MTA determined that modifying the new roof could void the warranty. Therefore, the ventilation plans were changed to identify a new exit route through the skylight causing time delays and additional cost.

**APPROPRIATION CODE:** J05H0105

**RESIDENT BUSINESS:** Yes

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**ATTACHMENT I**

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$4,166,000.00	420 CD	04/21/2010	
<b>Modification #1</b>	\$249,718.85			Additional Funding
<b>Revised Amount</b>	\$4,415,718.85			

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**ARCHITECTURAL/ENGINEERING SERVICES**

**ITEM: 4-AE**

**STATE HIGHWAY ADMINISTRATION**

**CONTRACT ID:** BCS 2009-09 A, B & C  
Environmental & Engineering Services,  
Statewide  
ADPICS NO.: SBCS0909A, SBCS0909B &  
SBCS0909C

**CONTRACT DESCRIPTION:** These are three (3) of eight (8) open-end task order contracts to provide environmental & engineering services, statewide.

**PROCUREMENT METHOD:** **Maryland Architectural and Engineering Services Act**; recommendation approved by the Transportation Professional Services Selection Board on October 3, 2013.

**AWARD:**

McCormick Taylor, Inc.  
Baltimore, Maryland

Contract A

Rummel, Klepper & Kahl, LLP  
Baltimore, Maryland

Contract B

The Wilson T. Ballard Company  
Owings Mills, Maryland

Contract C

**AMOUNT:** \$5,000,000 each (\$15 Million Grand Total)

**TERM:** October 16, 2013 – October 15, 2019

**DBE PARTICIPATION:** 25% each



**PROPOSALS:**

	<u>Technical Proposal Rating (Max 780)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
McCormick Taylor, Inc. Baltimore, Maryland	529	1	\$5,000,000 (Contract A)
Rummel, Klepper, & Kahl, LLP Baltimore, Maryland	523	2	\$5,000,000 (Contract B)
The Wilson T. Ballard Company Owings Mills, Maryland	518	3	\$5,000,000 (Contract C)
URS Corporation Hunt Valley, Maryland	516	4	Contract D
Century Engineering, Inc. / A.D. Marble & Company, Inc. Hunt Valley, Maryland	511	5	Contract E
Jacobs Engineering Group, Inc. Baltimore, Maryland	506	6	Contract F
Gannett Fleming, Inc. Baltimore, Maryland	500	7	Contract G
Wallace, Montgomery & Assoc., LLP / Skelly and Loy Inc. Towson, Maryland	500	8	Contract H
STV, Inc./ Greenhorne & O'Mara Baltimore, Maryland	494	9	N/A
KCI Technologies Inc./ AECOM Technical Services, Inc. Sparks, Maryland	488	10	N/A
PB Americas, Inc. Baltimore, Maryland	461	11	N/A
A. Morton Thomas and Assoc., Inc. / Parsons Transportation Group. Inc. Baltimore, Maryland	452	12	N/A
Johnson, Mirmiran, & Thompson, Inc. Sparks, Maryland	436	13	N/A

**PROPOSALS (Cont'd):**

	<u>Technical Proposal Rating (Max 780)</u>	<u>Technical Ranking</u>	<u>NTE Price</u>
Whitney, Bailey, Cox, & Magnani, LLC / Dewberry & Davis, LLC Baltimore, Maryland	435	14	N/A
L. R. Kimball and Associates, Inc. Ebensburg, Pennsylvania	361	15	N/A
Vanasse, Hangen, Brustlin, Inc. Silver Spring, Maryland	319	16	N/A

**REMARKS:** The Solicitation was advertised in The Daily Record, eMaryland Marketplace and SHA web page. A total of sixteen (16) engineering consultant firms submitted technical proposals for this project.

The Consultant shall perform engineering and environmental services required to assess the potential impact of proposed transportation improvements on the environment; conduct detailed technical analyses, i.e. air, noise, hazardous waste, etc., necessary for environmental documentation; analyze growth management issues, develop mitigation concepts for socio-economic, natural and cultural resources impacts; evaluate impacts to residential, historic sites/districts, and undeveloped areas; provide travel demand forecasting and prepare documentation as necessary to satisfy the requirements of the National Environmental Policy Act (NEPA) and the Maryland Environmental Policy Act (MEPA).

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

<b>MD TAX CLEARANCE:</b>	McCormick Taylor	13-2478-0111
	Rummel, Klepper & Kahl	13-2479-1111
	Wilson T. Ballard Company	13-2480-0111

**RESIDENT BUSINESSES:** Yes

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA

MAINTENANCE CONTRACT

ITEM: 5-M

CONTRACT ID: 213012-MA  
Janitorial Services at the South Locust Point Cruise  
Terminal  
ADPICS NO. P140003

CONTRACT DESCRIPTION: This contract is for Janitorial Services at the South Locust  
Point Cruise Terminal.

AWARD: City Solution, LLC  
Glenn Dale, MD

AMOUNT: \$114,448 NTE (2 years)  
\$ 59,513 (cost of 1st one-year option incl. 4% CPI)  
\$ 61,894 (cost of 2nd one-year option incl. 4% CPI)  
\$235,855 (aggregate value including renewal option periods)

TERM OF CONTRACT: 11/17/13 – 11/16/15  
(Two (2) years with two (2) one-year renewal options)

PROCUREMENT METHOD: Negotiated Award After Unsatisfactory Competitive Sealed  
Bidding (Small Business Reserve)

MBE PARTICIPATION: 0% (single element of work)

BIDS:

City Solution, LLC Glenn Dale, MD	\$114,448
Acclaim USA, Incorporated Upper Marlboro, MD	\$117,200
Cleaning Is Fundamental, LLC Columbia, MD	\$134,820
NAPCO Group, Inc. t/a Stratus Linthicum, MD	\$146,834
L.S.I. <sup>3</sup> Properties, LLC Baltimore, MD	\$153,270

**PERFORMANCE SECURITY:** N/A

**REMARKS:** MPA advertised this solicitation on eMaryland Marketplace and sent a copy to the Governor's Office of Minority Affairs, the Maryland Minority Contractors Association, and the Maryland/Washington Minority Contractors Association. EMaryland Marketplace directly notified over 300 prospective bidders including Maryland companies, Minority Business Enterprises, and Small Business Enterprises. Eleven (11) vendors submitted bids in response to the initial solicitation. Prior to award, the MPA Cruise Operations identified an additional four offices and one bathroom to be cleaned. MPA revised the solicitation to include cleaning of the additional square footage and requested revised bids under Negotiated Award after Unsatisfactory Competitive Sealed Bidding. Five (5) vendors submitted bids in response to the revised solicitation. MPA received a waiver from Maryland Works for this contract.

**FUND SOURCE:** 100% Special Funds Budgeted to MPA**APPROPRIATION CODE:** J03D0001**MD TAX CLEARANCE:** 13-2323-0111**RESIDENT BUSINESS:** Yes

MPA did not award contract. See MPA letter (11/8/13) in back-up.

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

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**MAINTENANCE CONTRACT**

**ITEM: 6-M**

**MARYLAND TRANSIT ADMINISTRATION**

**CONTRACT ID:** T8000-0411  
MARC Rail Stations Snow & Ice Removal for Penn  
North Region  
Cecil, Harford, and Baltimore Counties  
ADPICS NO.: T80000411

**CONTRACT DESCRIPTION:** This contract provides MARC Maintenance Facilities with a Snow & Ice Removal contractor on the Penn Line for the north region. The contractor shall remove snow and ice from platforms and all sidewalks at the designated stations for the Maryland Transit Administration in the Baltimore Metropolitan area.

**AWARDS:** JLN Constructions Services, LLC  
Baltimore, MD

**TERM:** 10/18/2013 – 10/17/2016  
(Three (3) years from NTP with one (1) two (2)  
year option renewal)

**AMOUNT:** \$1,728,000

**PROCUREMENT METHOD:** Competitive Sealed Bidding  
(One Bid Received)

**MBE PARTICIPATION:** 20%

**PERFORMANCE SECURITY:** N/A

**REMARKS:** The Solicitation was advertised on March 14, 2013, in eMaryland Marketplace, on the MTA's website and distributed to the Governor's Office of Minority Affairs. In response, two bids were received in response to the Invitation for Bid. The apparent low bidder, MaClay & Son Construction Services Inc., requested a waiver of the 20% MBE goal. The waiver was denied on August 2, 2013. The second bidder, JLN Construction Services LLC accepted the award of the contract.

This service is to support the MTA to ensure that the "clearing/removal" of snow/ice from all roadways, parking areas, vehicle entrances, sidewalks, handicap ramps, station areas, tunnels and station platforms for the MTA/MARC Rail Stations is completed on a "as needed" basis for the Penn Line north region. The north region includes the following locations: Perryville, Aberdeen, Edgewood, and Martins stations. This contract was formerly awarded on 11/14/12 as item 34-M; however, due to vendor non-compliance of contractual issues, the contract was cancelled and this contract replaces it.

A waiver was received from Maryland Works, Inc., referencing the contract will not be pursued for the completion by a Community Service Provider through the Employment Works Program.

**FUND SOURCE:** 100% Special Funds Budgeted to MTA

**APPROPRIATION CODE:** J05 H0104

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-2024-0111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**MAINTENANCE CONTRACT**

**ITEM: 7-M**

**MARYLAND TRANSIT ADMINISTRATION**

**CONTRACT ID:** T-8000-0420  
MEI BNA Bank Note Acceptor Level IV Overhaul  
ADPICS NO. T80000420

**CONTRACT DESCRIPTION:** The Contractor shall provide all necessary labor, tools, materials, equipment and supervision required to overhaul the MEI BNA-571 Bank Note Acceptor using only original equipment manufacturer (OEM) certified parts and OEM trained and certified personnel.

**AWARD:** Captech, Inc  
White Plains, NY

**TERM:** 11/11/2013 - 11/10/2018

**AMOUNT:** \$ 405,000

**PROCUREMENT METHOD:** Competitive Sealed Bidding  
(One Bid Received)

**MBE PARTICIPATION:** 0% (Proprietary)

**PERFORMANCE SECURITY:** N/A

**REMARKS:** This Solicitation was advertised 6/14/2013 on eMaryland Marketplace, on MTA's website and distributed to the Governor's Office of Minority Affairs. Eleven (11) firms were directly solicited via mail of which two (2) are Maryland firms. One (1) bid was received.

MEI BNA-571 Bank Note Acceptor is an integral Part of the Cubic Transportation Systems Model 9383-1000 Ticket Vending Machine which is used on the Baltimore Metro and Light Rail Systems.

This contract provides for the overhaul of the MEI BNA-571 Bank Note Acceptor using only original equipment manufacturer (OEM) certified parts and OEM trained / certified personnel. The contractor shall overhaul and test the bank note acceptor equipment by having each unit disassembled, cleaned, inspected, and evaluated for functionality. All bearings, axels, rollers, belts, o-rings and associated parts will be inspected and replaced if necessary. The Contractor shall provide and install the most current bank note software in each unit.

The Bank Note Acceptor is designed to be used for unattended payment system applications. The unit has a lockable cash box for high volume automatic fare collection with a removable security cash box made of sturdy construction for fast and secure cash revenue center collection.

**FUND SOURCE:** 100% Special Funds Budgeted to MTA

**APPROPRIATION CODE:** J05 H0104

**RESIDENT BUSINESS:** No

**MD TAX CLEARANCE:** 13-2176-0000

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**CONSTRUCTION CONTRACT**

**ITEM:** 8-C

**STATE HIGHWAY ADMINISTRATION**

**CONTRACT ID:** FR1355129R  
HVAC Replacement / Upgrade for the  
Administration's Frederick Maintenance Shop in  
Frederick County  
ADPICS NO.: FR1355129R

**CONTRACT DESCRIPTION:** This Contract consists of replacement/upgrading of the HVAC for the  
Administration's Frederick maintenance shop in Frederick County.

**AWARD:** M & M Welding & Fabricators, Inc.  
Gaithersburg, MD

**AMOUNT:** \$1,338,000 NTE

**TERM OF CONTRACT:** 10/28/2013 - 2/29/2016

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

M & M Welding & Fabricators, Inc. Gaithersburg, MD	\$1,338,000
Waynesboro Construction Co., Inc. Waynesboro, PA	\$1,515,055
Denver-Elek, Inc. Baltimore, MD	\$1,807,549
Arica Consulting & Contracting, LLC Jessup, MD	\$1,826,125

**MBE PARTICIPATION:** 100%

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

**REMARKS:** The Solicitation was advertised on eMaryland Marketplace and SHA's Internet Web Page. Two-Hundred Sixteen (216) contractors were notified for this project on eMaryland Marketplace; Thirty Six (36) of which were MDOT Certified MBE's.

The MBE goal established for this contract was 13%, however the Contractor is a Certified Minority Business Enterprise therefore the MBE participation is 100%.

100% of the work will be performed by a Certified Minority 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.

**FUND SOURCE:** 100% Special Funds Budgeted to SHA

**APPROPRIATION CODE:** J02B0101

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-2222-1111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**MAINTENANCE CONTRACT**

**ITEM: 9-M**

**STATE HIGHWAY ADMINISTRATION**

**CONTRACT ID:** OT2013  
Maintenance, Repair and Minor Upgrades to Traffic  
Control Devices - Statewide  
ADPICS NO.: OT2013

**CONTRACT DESCRIPTION:** This Contract consists of the maintenance, repair and minor upgrades of existing traffic signals, signal services, video detection cameras, loop detectors and battery back-up systems testing and repairs and miscellaneous traffic control devices throughout the State.

**AWARD:** Rommel Engineering & Construction, Inc.  
Linthicum, MD

**AMOUNT:** \$1,277,164 NTE

**TERM OF CONTRACT:** 10/28/2013 – 10/28/2015

**PROCUREMENT METHOD:** Competitive Sealed Bidding

**BIDS:**

Rommel Engineering & Construction, Inc. Linthicum, MD	\$1,277,164
Traffic Systems, Inc. Harmans, MD	\$1,290,697
Scott A. Duncan, Inc. Harmans, MD	\$1,324,228

**MBE PARTICIPATION:** 10%

**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. Three Hundred Fifty Five (355) contractors were notified for this project on eMaryland Marketplace; One Hundred Nine (109) of which were MDOT Certified MBE's.

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:** 13-2280-0111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**RENEWAL OPTION:** (Maintenance)

**ITEM: 10-M-OPT**

**MARYLAND AVIATION ADMINISTRATION**

**CONTRACT ID:** MAA-MC-08-001  
Exterior/Interior Lighting Maintenance and  
Light Pole Inspection and Repair at BWI  
Thurgood Marshall (BWI Marshall) Airport  
Anne Arundel County  
ADPICS NO.: CO303102

**ORIGINAL CONTRACT APPROVED:** Item 12-M, DOT Agenda 11/19/08

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Bidding

**CONTRACTOR:** Enterprise Electric Company  
Baltimore, MD

**RENEWAL OPTION:** Exercise Renewal Option No. 2 for a period of two (2) years from December 1, 2013 through November 30, 2015.

**MODIFICATION:** Modification No. 1 is to amend the contract to include all work at Martin State Airport.

**AMOUNT:** \$0 (Modification)  
\$948,415 (Renewal Option No. 2)

**ORIGINAL CONTRACT AMOUNT:** \$1,430,747

**REVISED CONTRACT AMOUNT:** \$3,310,405

**PERCENTAGE INCREASE:** 0% (Modification No. 1)  
67% (Renewal Option No. 2)  
132% (Overall)

**TERM:** 12/01/08 – 11/30/11 (Original)  
12/01/11 – 11/30/13 (Renewal Option No. 1)  
12/01/13 – 11/30/15 (Renewal Option No. 2)  
11/01/13 – 11/30/15 (Modification No. 1)

**MBE PARTICIPATION:** 25% (MBE Compliance 20.66%)

**REMARKS:** This contract provides for the inspection, maintenance, minor repairs and re-lamping of approximately 3,892 exterior lights in the public parking lots, roadways, airside ramps and deicing pad, and 620 interior/exterior space frame lights in the Terminal Building at BWI Marshall.

Enterprise Electric continues to provide an acceptable level of service in regards to production, responsiveness, quality of service, and cost effectiveness.

Enterprise Electric furnishes the necessary skilled technicians, personnel, supervision, tools, infrared test equipment, special filtration and high voltage test equipment, together with powered cleaning devices, lubricants, and cleaning compounds to maintain the electrical equipment for Administration according to contract specifications. The Contractor responds to call outs and work requests in a timely manner both at BWI Marshall and at MTN Airports. The Contractor also recently completed a project assisting with EOC/IT Departmental requests. Finally, the Contractor is in the process of providing assistance with replacing light poles at MTN Airport.

This action represents the exercising of the two-year renewal option with the contractor that was provided for in the original contract.

**FUND SOURCE:** 100% Special Funds Budgeted to MAA

**APPROPRIATION CODE:** J06I00002

**RESIDENT BUSINESS:** Yes

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**ATTACHMENT I**

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$1,430,747	12/01/08 – 11/30/11	11/19/10, Item 12-M	
<b>Renewal Option No. 1</b>	\$ 931,244	12/01/11 – 11/30/13	09/07/11, Item 16-M- OPT	As provided for in original contract
<b>Renewal Option No. 2</b>	\$ 948,415	12/01/13 – 11/30/15		As provided for in original contract
<b>Modification No. 1</b>	\$0	11/01/13 – 11/30/15		
<b>Revised Amount</b>	<b>\$3,310,406</b>			

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**CONTRACT MODIFICATION:** (Maintenance)

**ITEM:** 11-M-MOD

**MARYLAND TRANSIT ADMINISTRATION**

**CONTRACT ID:** MTA-1394/MTA-1395  
MARC Operating and Access Agreement Penn Line  
ADPICS NO.: CO302764

**ORIGINAL CONTRACT APPROVED:** Item 21-GM DOT Agenda 5/29/2013

**ORIGINAL PROCUREMENT METHOD:** Sole Source

**CONTRACTOR:** National Railroad Passenger Corp (Amtrak)  
Washington D.C.

**MODIFICATION:** Modification No. 1 expands the existing MARC services to weekends on the Penn line by adding nine (9) round trips on Saturday and six (6) trips on Sundays.

**AMOUNT:** \$6,461,067

**ORIGINAL CONTRACT AMOUNT:** \$279,327,100

**REVISED CONTRACT AMOUNT:** \$285,788,167

**PERCENTAGE INCREASE:** 2.3% (Modification No.1)

**ORIGINAL TERM:** 07/01/13 – 06/30/18 (Original)  
12/07/13 – 06/30/18 (Modification No.1)

**DBE PARTICIPATION:** 15% (see agency remarks)

**REMARKS:** The recently passed Transportation Infrastructure Investment Act of 2013 provides for the introduction of MARC weekend services on the Penn Line. This weekend services will allow the MARC to operate nine (9) round trips between Baltimore and Washington with selected service to Martins Airport on Saturdays and the operation of six (6) round trips on Sundays. In addition it provides for the ability for MTA to operate MARC services on a number of federal holidays.

After successful negotiations, Amtrak is committed to providing the necessary crews (Engineers and Conductors) to operate the weekend service. The agreement also grants access to the Northeast corridor thereby allowing the operation of the trains for the weekend. This new weekend service is scheduled to begin on Saturday December 7, 2013.



Amtrak is committed to maximizing opportunities for disadvantaged business enterprises (DBEs). Since 1971, Amtrak has maintained a supplier diversity program that gives full consideration to the use of minority and women owned business enterprises (M/WBE) and DBEs in all of its business activities, and that includes a commitment to a goal of awarding annually to M/WBEs and DBEs at least fifteen percent (15%) of the value of all discretionary contracts and subcontracts. The corporate program follows the guideline of federal regulations issued by the U.S. Department of Transportation. Amtrak confirms that it will comply with its supplier diversity program in the implementation of this Agreement.

**FUND SOURCE:** 100% Special Funds Budgeted to MTA

**APPROPRIATION CODE:** J05H0104

**RESIDENT BUSINESS:** Yes

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**ATTACHMENT I**

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$279,327,100	07/01/13 10/31/18	05/29/2013	
<b>Modification #1</b>	\$ 6,461,067	12/07/13 10/31/18	10/16/2013	Expand the existing service to weekends services and increases the contract value
<b>Revised Amount</b>	\$285,788,167			

DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA

PURPLE LINE LIGHT RAIL TRANSIT  
PUBLIC PRIVATE PARTNERSHIP (P3)

ITEM: 12-GM

DEPARTMENT OF TRANSPORTATION

**RECOMMENDATION:** The Department of Transportation (MDOT) recommends that the Board of Public Works:

- (1) Designate the Purple Line Light Rail Transit (Purple Line), a public infrastructure asset, as a public-private partnership (P3); and
- (2) Approve the proposed competitive solicitation method for selecting a concessionaire for the Purple Line.

**AUTHORITY:** State Finance and Procurement Article, §10A-201(c), Annotated Code of Maryland. This law, enacted in 2013 (Maryland Laws, Chapter 5), authorizes P3s for public infrastructure assets when the Board of Public Works designates the project as a P3 and approves the agency's proposed solicitation method. The law requires the reporting agency to provide the Board the following:

- Copy of the presolicitation report
- Description of the process for soliciting, evaluating, selecting, and awarding the P3
- Preliminary solicitation schedule
- Outline of the organization and contents of the public notice of solicitation
- Summary of the key terms of the proposed P3 agreement

**LEGISLATIVE NOTICE:** MDOT submitted the Purple Line Presolicitation Report to the General Assembly's House Appropriations Committee, House Ways and Means Committee, and Senate Budget and Taxation Committee on August 5, 2013. On September 26, 2013, the chairs of the budget committees submitted a letter to the Governor, the Treasurer, and the Secretary of Transportation indicating that the budget committees have completed their review of the Purple Line Presolicitation Report, that the Report satisfies the requirements of the P3 legislation, and that the Report provides sufficient justification to warrant proceeding with the Purple Line as a P3.

**OTHER NOTICES AND REVIEWS:** MDOT also submitted the Purple Line Presolicitation Report to the Comptroller, the State Treasurer, and Department of Legislative Services (DLS) and posted it online on August 5, 2013.

MDOT has consulted with the Capital Debt Affordability Committee (CDAC) and the Office of the Attorney General to determine the treatment of the capital portion of the availability payments (APs) in relation to CDAC calculations, classification as debt, and eligibility for payment over a time period of approximately thirty years.

MDOT presented to CDAC proposed parameters for structuring the APs to avoid classification as tax-supported debt that would impact the State's debt affordability analysis (see below). MDOT believes that, since the capital portion of the APs would be supported by revenues rather than taxes, that portion of the AP's could be treated as non-traditional MDOT debt, need not be considered in CDAC calculations, and can be paid over a 30± time period.

The parameters which support this conclusion include the following concepts:

- All project-related debt will be directly held by the private concessionaire.
- Project-related debt will have no recourse to the State.

- The capital portion of APs would be paid by an annual operating appropriation from the Transportation Trust Fund with a non-tax revenue source serving as a backup pledge, similar to prior non-traditional debt transactions.
- A portion of MTA system-wide operating revenues, including revenues from the Purple Line, (which, like all other MTA transit revenues, will flow into the Transportation Trust Fund,) will be the source of revenue associated with the capital portion of the Purple Line APs.
- The capital portion of APs will be subject to legislative review and approval through the annual legislative cap placed on MDOT's non-traditional debt.
- MDOT/MTA would make deductions from APs if the concessionaire does not meet pre-determined performance targets, with the specific magnitude and triggers for deductions as negotiated contractual terms.
- P3 concessionaire required to commit equity at a sufficient level to incentivize asset delivery discipline and act as a buffer for debt repayment.
- MDOT/MTA would submit an annual report to the CDAC on the Purple Line revenues.

**P3 DESIGNATION:** MDOT submits the Presolicitation Report to the Board of Public Works with this Agenda Item in support of the request that the Board designate the Purple Line a P3. The Presolicitation Report and supporting documents may be accessed at <http://purplelinemd.com/en/p3>.

The proposed P3 will be structured using a Design-Build-Finance-Operate-Maintain (DBFOM) delivery model. Implementing this P3 structure for the Purple Line will involve a long-term, performance-based agreement between MDOT, on behalf of its Maryland Transit Administration (MTA), and a private entity in which appropriate risks and benefits are allocated in a cost-effective manner. The private entity, known as the concessionaire, will be responsible for final design, construction, financing, operations, and maintenance of the Purple Line asset over an operating period of approximately 30 years. MDOT/MTA would have ownership of the asset and remain ultimately accountable for the Purple Line and its public function.

During the construction period MDOT will make progress or milestone payments according to a specified schedule. Once the line is operational, MDOT will make availability payments that are linked directly to service quality measures. These payments will be funded using appropriations from the Maryland Transportation Trust Fund, federal grants, and local government contributions. MDOT/MTA will make deductions from these payments if the concessionaire does not meet pre-determined performance targets.

MDOT/MTA has thoroughly considered the key project delivery risks and mitigation strategies in using the P3 delivery method for the Purple Line. MDOT/MTA has concluded that delivery of the Purple Line using a DBFOM approach is consistent with project goals and the State's P3 policies. A P3 due diligence effort considered a wide range of policy, operational, and financial factors in assessing whether to use a P3 delivery method for the Purple Line instead of a traditional project delivery method.

The following factors support the use of a P3 delivery method for the Purple Line:

- *Operational factors:* The Purple Line is a natural stand-alone asset and the P3 approach will increase the likelihood of consistently excellent, highly responsive service.
- *Risk transfer efficiencies:* The P3 will integrate various project elements into a single agreement that clearly outlines the optimal allocation of project risk between the public and private partners.
- *Whole life-cycle planning and cost optimization:* The P3 will provide greater incentive to make investment decisions that are optimized over the life of the asset.
- *Schedule discipline:* A P3 agreement structure focused on asset availability will provide strong incentives for the concessionaire to maintain schedule discipline during asset delivery.
- *Enhanced opportunities for innovation:* The P3 will provide the private sector with opportunities and incentives to propose enhancements to the asset design and delivery approach that could benefit long-term operating and maintenance performance.
- *Potential financial value:* Due to the operational benefits, risk transfer efficiencies, life-cycle planning, scheduling discipline, and innovation opportunities of the P3 approach, there is potential for long-term financial savings relative to a traditional project delivery approach.

**SELECTION PROCESS DESCRIPTION:** MDOT submits the Solicitation Plan to the Board of Public Works with this Agenda Item in support of the request that the Board approve the proposed competitive solicitation method for selecting a concessionaire for the Purple Line.

A Purple Line P3 project delivery team, led by MDOT and MTA executives and supported by technical, legal, and transaction experts, is prepared to commence competitive and transparent solicitation process to select a concessionaire. The solicitation process will be consistent with COMAR 11.01.17 (MDOT's P3 regulations). The competitive solicitation process will begin with a Request for Qualifications to which proposer teams will submit Statements of Qualifications (SOQ). Based on the SOQs, MDOT/MTA will select a shortlist of qualified proposers. Next, MDOT/MTA will issue a draft Request for Proposals (RFP) to the shortlisted proposers. A series of industry review meetings will be held with shortlisted proposers before MDOT/MTA issues the final RFP. After evaluating the offers received in response to the RFP, MDOT/MTA will select a preferred concessionaire. After selecting a preferred concessionaire and finalizing the P3 agreement, MDOT will submit the agreement to the Comptroller, the State Treasurer, the budget committees, and DLS. Following this review and comment period, MDOT will return to the Board of Public Works for approval of the final P3 Agreement.

**PRELIMINARY SOLICITATION SCHEDULE:** The preliminary solicitation schedule is as follows. All dates are subject to change.

Solicitation Milestone	Date
Request for Qualifications Issued	Mid Fall 2013
Statements of Qualifications Submitted by Proposers	Late Fall 2013
Shortlist of Qualified Proposers Determined	Winter 2013
Draft Request for Proposals Issued to Shortlisted Proposers	Winter 2013
Industry Review Meetings with Shortlisted Proposers	Winter 2013/2014
Final RFP Issued to Shortlisted Proposers	Spring 2014
Final Proposals Due	Fall 2014
Selected Proposer Announced and P3 Agreement Finalized	Winter 2014/2015
Final P3 Agreement Submitted to Comptroller, Treasurer, budget committees, and DLS	Winter 2014/2015
Final P3 Agreement Recommended to BPW	Winter 2014/2015
Financial Close	Spring 2015

**OUTLINE OF PUBLIC NOTICE OF SOLICITATION /ORGANIZATION AND CONTENTS:**

The RFQ is intended to include:

- A description of the Purple Line project, including: project characteristics; the status of federal grants; environmental and permit approvals; a schedule for the availability of right of way; known site conditions; and third-party coordination. It also provides the location of additional project documents
- A summary of the anticipated project financing approach and transaction structure, including a preliminary description of the AP structure; available public funding; private financing assumptions; the status of a federal TIFIA loan; and the potential use of Private Activity Bonds
- Preliminary information regarding the anticipated P3 Agreement
- Description of the planned solicitation process, including guidelines for questions/clarifications; key communications guidance and restrictions; and general proposer requirements
- Requirements for SOQ content and submittals
- A summary of the evaluation process and criteria

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

## ATTACHMENT I

### SUMMARY OF DRAFT P3 AGREEMENT KEY TERMS\*

P3 Agreement	The P3 Agreement will be a set of integrated contract documents that will include, at a minimum, a concession agreement setting forth legal and business terms under which the concessionaire will design, construct, supply light rail vehicles, finance, operate, maintain, rehabilitate the facility, as well as technical provisions that include the project scope, design-build, operations, maintenance, rehabilitation, and other related requirements. The concessionaire will not have a leasehold or other real property interest in the project.
Term	The Term of the P3 Agreement will be 35 years, assuming 5 years of construction and 30 years of operating and maintenance responsibility.
Governing Law	Maryland law will govern.
Federal Requirements	The concessionaire will be required to comply with applicable federal laws and other requirements.
Indemnity	The concessionaire will indemnify, defend, protect and hold harmless MDOT/MTA against certain claims or losses resulting from the concessionaire's responsibilities and liabilities under the P3 Agreement.
Third Party Commitments	The P3 Agreement will specify the responsibilities of the concessionaire for implementation of commitments to third-parties as part of the project.
Project Management Plan	Upon execution of the P3 Agreement, the concessionaire will prepare a project management plan for approval by MDOT/MTA which details specifics of the development, design, construction, testing and commissioning, operation and maintenance of the project. The plan will include, among other topics: management and staffing, labor relations, quality control, community impacts, environmental protection and mitigation, operations and maintenance, and maintenance of traffic.
Financing	The concessionaire will be responsible for financing a part of the project, and a comprehensive description of the financing plan will be incorporated into the P3 Agreement.
Taxes	The concessionaire will be responsible for payment of all applicable taxes and assumes the risk of future changes in tax laws.
Payments to Concessionaire	Payments to the concessionaire will include payments during construction from a combination of public and private funding. The public funding includes the Maryland Transportation Trust Fund, FTA New Starts grants, and local government contributions. The private funding will be concessionaire-provided funding (borrowed funds and equity). Once construction and testing is complete, availability payments will be made to the concessionaire. The availability payments will be based on the concessionaire's performance during the operating period. If the performance does not meet established standards, the availability payment will be reduced (see Noncompliance below). MDOT/MTA will have the right to offset any payment owed to the concessionaire.
Fare Policy and Collection	MDOT/MTA will retain responsibility for fare policy and collection.

Light Rail Vehicles	Concessionaire will supply light rail vehicles (LRVs) meeting specified requirements, from the supplier identified in the Proposal. The concessionaire will be responsible for assuring quality of LRVs. MDOT/MTA will provide quality assurance oversight including plant inspections.
Quality Assurance / Quality Control	The concessionaire will provide and implement a quality assurance/ quality control plan. MDOT/MTA will provide quality assurance oversight.
Noncompliance with operating standards and requirements	Noncompliance with operating standards and requirements will result in decreases in availability payments and may result in termination. Standards and requirements for operations, maintenance, workforce training, reporting, and other activities will be included in the P3 Agreement.
Renewal Work and Handback Requirements	The concessionaire will be required to maintain and rehabilitate the facility so that, at the end of the term, it will be handed back to the MDOT / MTA in an acceptable condition with defined remaining useful life parameters, as specified in the agreement. MDOT/MTA and the concessionaire will begin five years prior to the end of the Term to identify the schedule for completion of such work.
Contracting	The concessionaire may contract with others, but the contracts will not relieve concessionaire of responsibility.
Economic Empowerment Programs	The concessionaire will be required to implement economic empowerment programs such as community workforce partnerships as well as comply with goals for Disadvantaged Business Enterprises.
MDOT/MTA Right to Direct Changes	MDOT/MTA will have the right to modify the scope of the concessionaire's work through a change order or P3 Agreement Modification.
Changes Proposed by Concessionaire	The concessionaire may propose changes to the scope of work; MDOT/MTA will have sole discretion to accept or reject any proposed changes.

*\*subject to future development of the P3 Agreement and negotiations. More details on preliminary Purple Line P3 Risk/Responsibility Allocations can be found in the appendices to the Presolicitation Report, dated August 2013.*

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**GENERAL MISCELLANEOUS**

**ITEM:** 13-GM

**MARYLAND PORT ADMINISTRATION:** All MPA Marine Terminals in Baltimore

**CONTRACT NO. & TITLE:** Price/Rules Schedule No. 22

**CONTRACTOR:** All users of MPA Marine Terminals in Baltimore

**EFFECTIVE DATE:** October 16, 2013

**REVENUE:** Estimated revenue increase based on past tonnage levels and activity is \$23,418 annually.

**REMARKS:** The Price Rules Schedule is a list of rates that are charged to customers who use MPA terminals to offset the cost of operations at MPA terminals. The MPA reviewed the current schedule (Schedule No. 21, Item 24-GM, November 14, 2012) and proposed revisions to address changing costs and other issues that financially impact Port operations. The Prices and Rules Schedule can be found on the internet at: <http://www.mpa.maryland.gov/content/rate-schedules.php>.

The MPA reviews each item included in its Price/Rules Schedule to determine the extent of required tariff increases based on inflation, competitive market conditions and maritime security. Select items are then adjusted to reflect current market conditions and increased costs. Specifically, Rule: 34-019, Rates, Item 3, Charges for aircraft landings and take-offs has been changed, and Rule: 34-022 Equipment Rental, Item 4, Grove Hydraulic Mobile Crane has been added.

The Prices and Rules Schedule was approved the Maryland Port Commission on October 1, 2013.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**GENERAL/MISCELLANEOUS**

**ITEM: 14-GM**

**THE SECRETARY'S OFFICE**

**NATURE OF REQUEST:** Submission of a request by the Department of Transportation (the “Department”), made by the Secretary of Transportation, for the adoption of resolutions authorizing the issuance and sale by the Department of its Consolidated Transportation Bonds, Series 2013 (Second Issue) in an amount not exceeding \$300,000,000, at a public sale to occur on or before December 31, 2013, as determined by the Secretary, taking into account then current market conditions, such Bonds being authorized by Subtitle 2 of Title 3 of the Transportation Article of the Annotated Code of Maryland.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**GENERAL MISCELLANEOUS**

**ITEM: 15-GM**

**MARYLAND TRANSIT ADMINISTRATION**

**CONTRACT ID:** T8000-0414  
Commuter Bus Service between Waldorf, Maryland and  
Washington DC Route No. 630  
ADPICS No.: T80000414

**CONTRACT DESCRIPTION:** The purpose of this contract is to provide commuter bus services between Waldorf, Maryland and Washington, DC. Route 630 provides for a total of sixteen (16) daily trips. There are currently eight (8) morning commuter rush hour and eight (8) evening commuter rush hour express bus trips each weekday.

**AWARDS:** Keller Transportation, Inc.  
Waldorf, Maryland

**TERM:** 11/01/2013 - 10/31/2018

**AMOUNT:** \$7,670,903 NTE

**PROCUREMENT METHOD:** Competitive Sealed Bidding  
(Multi-Step)

**BIDS:**

Keller Transportation, Inc. \$7,614,612  
Waldorf, Maryland

Dillon's Bus Services, Inc. \$8,097,975  
Hanover, Maryland

Gold Line, Inc. \$9,458,280  
Tuxedo, Maryland

**MBE PARTICIPATION:** 9%

**PERFORMANCE SECURITY:** A Performance Bond in the amount of 10% of the contract amount is in place.

**REMARKS:** The NTE contract value of \$7,670,903 includes the bid price of \$7,614,612 plus \$56,291 for fuel surcharges.

Commuter Bus Route 620 will make stops in Charles County, at the U.S. 301 Park & Ride, St. Charles Towne Mall and St. Charles Towne Plaza. Route 620 will travel to Washington D.C. to make stops at State Department, HUD, L'Enfant Plaza Mall, Foggy Bottom – GWUM, FBI, Justice and Metro Center Mall.

The procurement method used was a Multi-Step Invitation for Bid as provided under the Code of Maryland Regulations (COMAR) 21.05.02.17. The contract was advertised on April, 23, 2013, on eMaryland Marketplace, the MTA's website and distributed to the Governor's Office of Minority Affairs. In response, three technical proposals were received in response to the Invitation for Bid. All firms were found responsive and responsible.

The MTA will lease two (2) buses to Keller Transportation, Inc. in the amount of one dollar \$1.00 per month per vehicle a total of \$120.00 for five years.

The MBE goal established for this contract was 6.3%; however, the Contractor is exceeding the goal by 2.7%

**FUND SOURCE:** 100% Special Funds Budgeted to MTA

**APPROPRIATION CODE:** J05H0102

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-2208-0111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**GENERAL MISCELLANEOUS**

**ITEM: 16-GM**

**MARYLAND TRANSIT ADMINISTRATION**

**CONTRACT ID:** T8000-0415  
Commuter Bus Service between Waldorf, Maryland and  
Washington DC Route No. 640  
ADPICS No.: T80000415

**CONTRACT DESCRIPTION:** The purpose of this contract is to provide commuter bus services between Waldorf, Maryland and Washington, DC. Route 640 provides for a total of sixteen (16) daily trips. There are currently eight (8) morning commuter rush hour and eight (8) evening commuter rush hour express bus trips each weekday.

**AWARDS:** Keller Transportation, Inc.  
Waldorf, Maryland

**TERM:** 11/01/2013 - 10/31/2018

**AMOUNT:** \$ 7,806,145 NTE

**PROCUREMENT METHOD:** Competitive Sealed Bidding  
(Multi-Step)

**BIDS:**

Keller Transportation, Inc. \$7,761,600  
Waldorf, Maryland

Dillon's Bus Services, Inc. \$8,619,800  
Hanover, Maryland

Gold Line, Inc. \$9,667,000  
Tuxedo, Maryland

**MBE PARTICIPATION:** 8.7%

**PERFORMANCE SECURITY:** A Performance Bond in the amount of 10% of the contract amount is in place.

**REMARKS:** The NTE contract value of \$7,806,145 includes the bid price of \$7,761,600 plus \$44,545 for fuel surcharges.

Commuter Bus Route 640 will make stops in Charles County including, Smallwood Village Center, Southern Maryland Blue Crabs Stadium and Accokeek Park & Ride, in Prince George's County. Route 640 will travel to Washington D.C. to make stops at HUD, L'Enfant Plaza Mall, Archives Mall, FBI, Justice, Metro Center Mall, Foggy Bottom – GWUM, and the State Department.

The procurement method used was a Multi Step Invitation for Bid as provided under the Code of Maryland Regulations (COMAR) 21.05.02.17. The contract was advertised on April, 23, 2013, on eMaryland Marketplace, the MTA's website and distributed to the Governor's Office of Minority Affairs. In response, three technical proposals were received in response to the Invitation for Bid. All firms were found responsive and responsible.

The MBE goal established for this contract was 5.8%; however, the Contractor is exceeding the goal by 2.9%

**FUND SOURCE:** 100% Special Funds Budgeted to MTA

**APPROPRIATION CODE:** J05H0102

**RESIDENT BUSINESS:** Yes

**MD TAX CLEARANCE:** 13-2208-0111

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**RENEWAL OPTION:** (General/Miscellaneous)

**ITEM:** 17-GM-OPT

**STATE HIGHWAY ADMINISTRATION:**

**CONTRACT ID:** CPS-FY2011  
Sponsorship of Coordinated Highways Action  
Response Team (CHART) Emergency Traffic  
Patrols  
ADPICS NO.: CO303290

**ORIGINAL CONTRACT APPROVED:** Item 27-GM, DOT Agenda 12/15/10

**ORIGINAL PROCUREMENT METHOD:** Sole Source

**CONTRACTOR:** Travelers Marketing, LLC and State Farm Mutual  
Automobile Insurance Company  
Wellesley, MA

**MODIFICATION:** In accordance with State Finance and Procurement Article 10-305, Board of Public Works approval is requested to exercise Renewal Option No. 1 for the operating agreement between the State Highway Administration and Travelers Marketing, LLC and State Farm Mutual Automobile Insurance Company.

**AMOUNT:** \$883,000 In Kind Value to the State

**ORIGINAL REVENUE AMOUNT:** \$1,321,700 In Kind Value to the State

**REVISED REVENUE AMOUNT:** \$2,204,700 In Kind Value to the State

**PERCENTAGE INCREASE:** 66.8% (Renewal Option No. 1)  
66.8% (Overall)

**ORIGINAL TERM:** 12/15/10 – 12/31/13 (Original)  
01/01/14 – 12/31/15 (Renewal Option No. 1)

**REMARKS:** SHA's Coordinated Highway Action Response Team (CHART) is a partnership with the Maryland Transportation Authority, Maryland State Police, and other Federal and State agencies responsible for improving real-time operations of the states highway system. One aspect of this effort is to improve incident response times and improve traffic flow in response to vehicle breakdowns and accidents. Under the renewal term, State Farm will expend \$441,500 to continue providing two privately contracted patrol vehicles to supplement the CHART Emergency Traffic Patrol Program. In return, the Sponsor, State Farm Insurance, will have logos placed on CHART Vehicles and highway signs within the SHA Right-of-Way, and be allowed to develop joint promotional materials and conferences related to highway safety.

These supplemental patrols will provide services from 5am to 9pm, Monday through Friday each week. These supplemental patrols will supplement existing SHA emergency response vehicles along specified sections of I-70, I-95, US Route 29, MD Route 100, & MD Route 295.

The statistics for FY 2013 indicate that these patrols logged an estimated 8,432 patrol hours and responded 7,070 times (or roughly 27 times per day on average) from July 1, 2012 to June 30, 2013. These records indicated that these vehicles are very effectively supplementing the CHART Patrol Program during the core hours of 5 am to 9 pm, Monday through Friday at essentially no cost to the state.

SHA wishes to exercise the first renewal options since the contractor knows SHA's CHART system and has performed the contract satisfactorily to date.

**RESIDENT BUSINESS:**

No

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**ATTACHMENT I**

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$ 1,321,700	12/15/10- 12/31/13	12/15/2010 Item 27-GM	
<b>Renewal Option #1</b>	\$ 883,000	01/01/14- 12/31/15	10/16/2013	Option Renewal No. 1 for a two (2) year period for this revenue contract
<b>Revised Amount</b>	\$2,204,700			
	Value to the State			



**DEPARTMENT OF TRANSPORTATION**

**ACTION AGENDA**

**REAL PROPERTY DISPOSITION**

**ITEM:** 18-RP MMC# 11-5045

**MARYLAND TRANSIT ADMINISTRATION**

**PROPERTY LOCATION:** 66 Wide Inactive Freight Railroad Right of Way running through the Town of Easton

**EXPLANATION:** Conveyance of a Perpetual Easement containing 3.42 acres.

**GRANTOR:** Maryland Transit Administration

**GRANTEE:** Town of Easton

**TYPE:** Quitclaim Deed

**CONSIDERATION:** \$17,100

**APPRAISED VALUE:** 1) Thomas B. Herbert, reviewed and approved by William T. Caffrey, Jr., SHA Review Appraiser (Review Appraisal per Form #19) in the amount of \$17,100  
2) Bruce DiCintio., reviewed and rejected by William T. Caffrey, Jr., SHA Review Appraiser (Review Appraisal per Form #19)

**SPECIAL CONDITIONS:** The appraisals were not updated since this item was submitted in March, 2012 but was held by MDOT to coordinate with the SHA Road Conveyance item on the same Easton Project (Shore Health), Therefore, an updated appraisal is not necessary.

**REMARKS:** This Easement Agreement is intended to be granted to the Easton Utility Commission for underground utility placement for the proposed Shore Hospital in Easton MD. MTA intends to grant a utility easement but will retain underlying Fee Simple ownership. The area is comprised of a 20 foot wide by 7,292 foot long strip of land containing 3.348 acre on the east side of the Railroad corridor and two smaller easements containing 0.022 and 0.046 acres crossing the corridor.

This Item was previously submitted and approved as Item 13-RP on the 9/18/13 DOT Agenda, however the grantee was incorrect. The correct grantee is the Town of Easton.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**CONTRACT MODIFICATION:** (Architectural/Engineering)

**ITEM:** 19-AE-MOD

**STATE HIGHWAY ADMINISTRATION**

**CONTRACT NO. & TITLE:** See Attachment I  
ADPICS NOS.: See Attachment

**ORIGINAL CONTRACT APPROVED:** See Attachment I

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

**MODIFICATION:** This request is for a total of ten (10) contract modifications. Two (2) of these modifications are for additional time only and eight (8) of these modifications are for additional time and contract authority. The contracts in this modification that expire 12/01/2013 through 05/01/2014 require eighteen (18) and twenty-four (24) month time extensions in order to complete new procurements. Other contract details are on the attached listing.

**CONTRACTOR:** See Attachment I

**TERM:** See Attachment I

**AMOUNT:** \$12,600,000

**ORIGINAL CONTRACT AMOUNT:** \$42,000,000

**REVISED CONTRACT AMOUNT:** \$54,600,000

**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.

The requested time extensions and additional 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 modification request is for a total of ten (10) contracts. Two (2) of these modifications are for additional time only and eight (8) of these modifications are for additional time and authority. The ten (10) contract modifications are needed in order to continue delivering these critical services until replacement contracts can be awarded. The original contracts were awarded with terms of four (4) to five (5) years and have expiration dates ranging from 12/01/2013 through 05/01/2014.

There are ten (10) different consultants performing the work on these ten (10) contracts. The consultants are providing functions that include, but are not limited to: Traffic Engineering Design Services (2); Traffic Controls Structures Condition Inspection (2) and Traffic Engineering Services (6).

SHA is currently working with the Consultants to increase task assignments that have a low DBE Compliance rate.

**FUND SOURCE:** Federal and Special Budgeted to SHA

**APPROP CODE:** J02B0101

**RESIDENT BUSINESSES:** Yes

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**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 %	DBE Goal / DBE Compliance	BPW / DOT Agenda	Replacement Contract / Current Stage / Anticipated Award	Description
SBCS0705A  CO303284	Gannett Fleming, Inc.	12/01/13	06/01/15  18 months	\$1,000,000	\$300,000	\$1,300,000	30%  30%	21%  24.31%	06/25/2008  6AE	BCS 2012-16  Expression of Interest Stage  Summer 2015	Traffic Engineering Services in District 2.  Services are needed deliver traffic services and reviews in Caroline, Cecil, Kent, Talbot and Queen Anne's counties such traffic safety and operations, traffic control devices, school zones and signal operations.
SBCS0705B  CO303285	Kittelson & Associates Inc.	12/01/13	06/01/15  18 months	\$1,000,000	\$300,000	\$1,300,000	30%  30%	21%  38.13%	06/25/2008  6AE		Additional time and funding authority is needed in order for SHA to continue delivering these critical and safety related services until the replacement contracts can be awarded.

ADPICS # / Change Order #	Contractor	Current Expiration Date	Requested Time Extension	Original Amount	Requested Funding Increase	Revised Contract Amount	Mod % / Overall %	DBE Goal / DBE Compliance	BPW / DOT Agenda	Replacement Contract / Current Stage / Anticipated Award	Description
SBCS0803A  CO303286	URS Corporatio n	05/01/14	05/01/16  24 months	\$5,000,000	\$0.00	\$5,000,000	0.00%  0.00%	25%  25.86%	05/20/2009  10AE	BCS 2013-03  Pre-Advertisem ent Stage  Spring 2014	Traffic Controls Structures Condition Inspection.  Services are needed to deliver overhead design, signal structure and high mast light poles inspections to maintain a five (5) year inspection cycle under the TERPS program.  Additional time is needed in order to continue delivering these critical inspections and safety related services until replacement contracts can be awarded.
SBCS0803B  CO303288	RKK / Whitman, Requardt & Associates LLP (JV)	05/01/14	05/01/16  24 months	\$5,000,000	\$0.00	\$5,000,000	0.00%  0.00%	25%  28.63%	05/20/2009  10AE		

ADPICS # / Change Order #	Contractor	Current Expiration Date	Requested Time Extension	Original Amount	Requested Funding Increase	Revised Contract Amount	Mod % / Overall %	DBE Goal / DBE Compliance	BPW / DOT Agenda	Replacement Contract / Current Stage / Anticipated Award	Description
SBCS0805A CO302035	Sabra, Wang, & Associates / STV, Inc. (JV)	02/01/14	02/01/16  24 months	\$5,000,000	\$2,000,000	\$7,000,000	40%  40%	25%  45.83%	02/18/2009  5AE	BCS 2013- 10  Pre- Advertisem ent Stage  January 2016	Traffic Engineering Design Services.  Services are needed to continue delivering Intelligent Transportation Systems design services to meet the accessible pedestrian system / countdown pedestrian system goals due 12/31/15.  Additional time and funding authority is needed in order to continue delivering these critical and safety related services until replacement contracts can be awarded.
SBCS0805A 1 CO302036	Parsons Brinkerho ff, Inc.	02/01/14	02/01/16  24 months	\$5,000,000	\$2,000,000	\$7,000,000	40%  40%	25%  33.77%	02/18/2009  5AE		
SBCS0805B CO302037	Brudis & Associates , Inc.	03/01/14	03/01/16  24 months	\$5,000,000	\$2,000,000	\$7,000,000	40%  40%	25%  17.29%	03/18/2009  6AE		
SBCS0805C CO302038	Whitman, Requardt & Associates LLP	03/01/14	03/01/16  24 months	\$5,000,000	\$2,000,000	\$7,000,000	40%  40%	25%  21.24%	03/18/2009  6AE		
SBCS0805D CO302039	KCI Technolog ies, Inc.	03/01/14	03/01/16  24 months	\$5,000,000	\$2,000,000	\$7,000,000	40%  40%	25%  14.00%	03/18/2009  6AE		
SBCS0805E CO302040	Rummel, Klepper & Kahl, LLP	01/02/14	01/02/16  24 months	\$5,000,000	\$2,000,000	\$7,000,000	40%  40%	25%  19.39%	01/28/2009  3AE		

**Attachment I Summary:**

Total Contract Modification Requests	10
Total Time Extension Only Contract Modification Requests	2
Total Additional Funds Only Contract Modification Requests	0
Total Time Extension and Additional Funds Contract Modification Requests	8
Original Contract Fund Totals	\$42,000,000
Total Additional Fund Request for all Contract Modification Requests	\$12,600,000
Revised Contract Amount Totals	\$54,600,000

**DEPARTMENT OF TRANSPORTATION  
ACTION AGENDA**

**MAINTENANCE CONTRACT** (Maintenance)

**ITEM: 20-M-MOD**

**STATE HIGHWAY ADMINISTRATION**

**CONTRACT ID:** 549D61413  
Highway Maintenance Contract Support Labor for  
Allegany, Garrett and Washington Counties  
(District 6)  
ADPICS NO.: CO303474

**ORIGINAL CONTRACT APPROVED:** Item 11-M, DOT Agenda 03/09/11

**ORIGINAL PROCUREMENT METHOD:** Competitive Sealed Bidding

**CONTRACTOR:** Earn Contractors, Inc.  
Gaithersburg, Maryland

**CONTRACT DESCRIPTION:** Modification No. 3 is to add additional quantities for Unskilled Labor and to extend the contract by three months.

**AMOUNT:** \$55,003

**ORIGINAL CONTRACT AMOUNT:** \$683,400

**REVISED CONTRACT AMOUNT:** \$868,237

**PERCENTAGE INCREASE:** 8.05% (Modification No. 3)  
27.05% (Overall)

**TERM:** 03/21/11 – 12/31/13 (Original)  
01/01/14 - 03/31/14 (Modification No. 3)

**MBE PARTICIPATION:** 100%

**REMARKS:** This Contract consists of highway maintenance contract support at various locations in District 6.

Modification No. 3 is to add additional quantities for Unskilled Labor and to extend the contract by three months. A replacement contract has been awarded (Item 7-M, DOT Agenda 09/18/2013) and SHA is currently working with the new vendor to ensure compliance with Maryland's Living Wage Law. These measures will allow for continuation of critical services. The three month extension is necessary in the event this procurement needs to be cancelled and re-competed.



Although no MBE goal was established for this contract as it is a single element of work, the prime contractor is a certified minority enterprise therefore the MBE participation is 100%.

**FUND SOURCE:** 100% Special Funds Budgeted to SHA

**APPROPRIATION CODE:** J02B0102

**RESIDENT BUSINESS:** Yes

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**BOARD OF PUBLIC WORKS**

**THIS ITEM WAS:**

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**ATTACHMENT I**

	<b>Amount</b>	<b>Term</b>	<b>BPW/DCAR Date</b>	<b>Reason</b>
<b>Original Contract</b>	\$683,400	03/21/11 – 12/31/2013	03/09/11, Item 11-M	
<b>Modification No. 1</b>	\$79,844		08/21/13, Item 14-M- Mod	Add additional quantities to the Unskilled Labor portion
<b>Modification No. 2</b>	\$49,991		DCAR	Add additional funding
<b>Modification No. 3</b>	\$55,003	01/01/2014 – 03/31/2014	10/16/13, Item 20-M- Mod Supplemental	Add additional time and funding
<b>Revised Amount</b>	\$868,237			



## DEPARTMENT OF GENERAL SERVICES

### Items to be presented to the Board of Public Works

October 16, 2013

	Pages
Construction Modification	1 and 2
Maintenance	3 thru 5
General Miscellaneous	6 and 7
Real Property	8 thru 14
Leases	15 thru 28
Capital Grants and Loans	29 thru 51

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CONSTRUCTION CONTRACT MODIFICATION**

**ITEM**            1-C-MOD

**MILITARY DEPARTMENT**

Westminster Readiness Center  
Westminster, MD

**CONTRACT NO. AND TITLE**

Project No. M-340-120-004;  
Design and Construction of  
Addition and Alterations to the  
Readiness Center  
ADPICS NO. COF33220

**ORIGINAL CONTRACT APPROVED**

9/19/2012, DGS/BPW Item 4-C

**CONTRACTOR**

Harkins Builders, Inc.  
Marriottsville, MD

**CONTRACT DESCRIPTION**

Approval requested for a Design/Build project to renovate and add to the above existing facility. The total area of the new addition will be 16,019 Gross-Square-Feet (GSF) and 12,393 GSF of the existing building will be renovated. See Remarks below.

**MODIFICATION DESCRIPTION**

Modification for the addition of a three- stop elevator to the project not covered under the original contract work.

**TERM OF ORIGINAL CONTRACT**

730 Calendar Days

**TERM OF MODIFICATION**

0 Calendar Days

**AMOUNT OF ORIGINAL CONTRACT**

\$7,095,000.00

**AMOUNT OF MODIFICATION**

\$196,566.00

**PRIOR MODIFICATIONS/OPTIONS**

\$43,823.58

**REVISED TOTAL CONTRACT AMOUNT**

\$7,335,389.58

**PERCENT +/- (THIS MODIFICATION)**

21.40

**OVERALL PERCENT +/-**

2.7%

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CONSTRUCTION CONTRACT MODIFICATION**

**ITEM**            1-C-MOD (Cont.)

**ORIGINAL PROCUREMENT METHOD**            Multi-Step Competitive Sealed Bids

**ORIGINAL MBE PARTICIPATION**            30.29% (8.15% African American, 5.55% Asian American owned)

**MBE COMPLIANCE**            0%

**REMARKS**            The scope from the original contract did not include an elevator for this existing two-story structure. However, to achieve compliance with the State's ADA policy, all multi-story structures being constructed or renovated are to include passenger elevators. The costs in this Change Order include the costs to design and build the three-stop elevator.

The contract time will not be extended.

**FUND SOURCE**            100% Federal Funds CA 2012/Item 002

**RESIDENT BUSINESS**            Yes

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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**            2-M

**DEPARTMENT OF NATURAL RESOURCES** Kenneth N. Weaver Complex  
**MARYLAND GEOLOGICAL SURVEY** Baltimore, MD

**CONTRACT NO. AND TITLE** Project No. 001IT819240;  
 Comprehensive Building Management and  
 Maintenance  
 ADPICS NO: 001B4400140

**CONTRACT DESCRIPTION** Approval is requested for a contract to  
 provide comprehensive building management and maintenance services at the Kenneth N.  
 Weaver Complex located at 2300 St. Paul St., Baltimore, MD.

**PROCUREMENT METHOD** Negotiated Award after Unsatisfactory  
 Competitive Sealed Bids

<b><u>BIDS OR PROPOSALS</u></b> LB&B Associates, Inc., Columbia, MD Broadway Services, Inc., Baltimore, MD	<b><u>AMOUNT</u></b> \$1,345,404.00 \$1,398,597.00
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<b><u>AWARD</u></b>	LB&B Associates, Inc. Columbia, MD
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<b><u>TERM</u></b>	11/1/2013-10/31/2018
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<b><u>AMOUNT</u></b>	\$1,345,404.00 (5 years)
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<b><u>MBE PARTICIPATION</u></b>	47.31% (25.92% Asian American, 21.28% African American, .11% Hispanic American)
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<b><u>PERFORMANCE BOND</u></b>	100% of Full Contract Amount
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<b><u>HIRING AGREEMENT</u></b>	Yes
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**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**MAINTENANCE CONTRACT**

**ITEM**            2-M (Cont.)

**REMARKS**

This solicitation was advertised and bid on *eMaryland Marketplace.com*. A Notice of availability was also posted on the DGS Bid Board with a 40 % overall Minority Business Enterprise goal (8% African American, 3% Asian American). However, the Contractor, LB&B Associates, Inc , (LB&B) has agreed to meet the MBE set goal of 47.31%. Four bids were received for the bid opening on July 18, 2013.

All responsive bids received in response to the Invitation To Bid exceeded the agency's budget with no additional funds to permit the purchase and to adjust quantities to come within available funds. For this reason, all bids were rejected and the solicitation was conducted as Negotiated Award After Unsatisfactory Competitive Sealed Bidding (NAAUSB).

Proceeding to procure services under NAAUSB, the two responsive Bidders were invited to submit a revised bid under revised specifications, which reduced the scope of work. The revised bids were received on August 19, 2013. Both bids again returned in excess of the agency's initial funding, however, the agency budgeted additional funds to permit an award to LB&B.

Under the terms of the contract, the recommended Contractor shall be responsible for the management, maintenance and operation of the entire building including subcontracting as necessary, to ensure comprehensive, through and proper maintenance and operations at all times. Services to be provided include janitorial, guard, snow and ice removal, window washing cleaning, pest control, painting, gardening and grounds maintenance as well as preventive maintenance for elevator, HVAC and Automatic Temperature Control Services.

In addition, the Contractor shall furnish and make payment for all labor, supervision, tools, materials, equipment, permits, insurance, vehicles, services or mechanical devices necessary to provide comprehensive management, maintenance and operation of the facilities of Kenneth N. Weaver Complex. Housekeeping supplies in support of this contract are to be purchased from Blind Industries and Services of Maryland to the extent they are available.

The recommended Contractor, LB&B Associates, Inc. has been found responsive and responsible and has confirmed their bid.

**FUND SOURCES**

DNR Operating Funds  
 K00 14-18 L4171 0805,  
 K00 14-18 L4179 0805





**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**GENERAL MISCELLANEOUS**

**ITEM**            3-GM

**REFERENCE**

demo and approval of use of Bond Funds.

This is a two part request for approval of

**DESCRIPTION**

This project is to demolish & remove all structures, debris and appurtenances including (1) three story duplex house; to include furnace, boiler, refrigerator, window A/C unit, scattered debris on property.

**Part I**

BPW approval is requested for to demolish the Conowingo Dam House located at Susquehanna State Park in Harford county. A determination of Eligibility (DOE) report was provided to the Maryland Historic Trust (MHT) in 2011. Upon review MHT advised that due to the property's severely diminished historic integrity, the demolition of the building will have no effect on historic properties.

The Clearinghouse conducted an intergovernmental review of the project under MD20111110-841 and has advised that all MIRC requirements have been met

**Part II**

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 \$17,494.00.

Department of Natural Resources

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

MCCBL 2012/Item 013 (Provide funds to construct capital improvements such as planned Maintenance and repair projects at public use facilities on State-Owned property)

Susquehanna State Park  
 Darlington, MD  
 (Harford County)



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**REAL PROPERTY**

**ITEM**            4-RP

**DEPARTMENT OF AGRICULTURE**

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

**REFERENCE**

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

**SPECIAL CONDITIONS**

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

A)        As to items 1 through 5, pursuant and subject to the provisions of Agriculture Article  
Section 2-513, Grantor has elected to reserve the right to apply for release of a lot to convey to  
himself or his children for the purpose of constructing a dwelling for personal use as follows:  
one lot of one acre or less if the subject property is at least 20 acres, but less than 70 acres, two  
lots of one acre or less if the subject property is at least 70 acres, but less than 120 acres, or three  
lots of one acre or less if the subject property is 120 acres or more.

B)        As to items 6 through 16, pursuant and subject to the provisions of Agriculture Article  
Section 2-513, Grantor has elected to reserve to himself, and his assigns, the right to apply for  
release of one unrestricted lot, that may be conveyed to himself or others.

C)        As to items 17 and 18, the Grantor is waiving the right to request any additional lots.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**REAL PROPERTY**

**ITEM**      4-RP (Cont.)

<u>Grantor</u>	<u>Property</u>	<u>Price</u>		
<u>Baltimore County</u>				
<u>FAMILY LOTS</u>				
1.Zahradka Trust	73Ac	\$ 615,925.00		
03-13-11	Less 1 acre	\$ 8,675.00/acre		
	Per Dwelling			
	(2 Dwellings)			
	(Appraised Value)	(Agricultural Value)	(Easement Value)	
a. Muller (fee)	\$923,000.00	\$55,610.38	\$ 867,389.62	
b. Benfield (fee)	\$852,000.00	\$55,610.38	\$ 796,389.62	
Review Appraiser: Kelleher				

<b><u>Carroll County</u></b>			
2. M. & M. Clark	130.15Ac	\$ 551,470.50	
06-13-02	Less 1 acre	\$ 4,270.00/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Belinko (fee)	\$ 787,815.00	\$130,573.60	\$ 657,241.40
b. Muller (fee)	\$ 697,000.00	\$130,573.60	\$ 566,426.40
Review Appraiser: Kelleher			

3. J & D Wagerman	236.423Ac	\$ 918,149.70	
06-13-04	Less 1 acre	\$ 3,900.00/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Belinko (fee)	\$1,341,911.00	\$175,060.27	\$ 1,166,850.73
b. Muller (fee)	\$1,271,000.00	\$175,060.27	\$ 1,095,939.73
Review Appraiser: Kelleher			

<b><u>Harford County</u></b>			
4. J & K Milton	53.26Ac	\$ 287,000.00	
12-13-07	Less 1 acre	\$ 5,598.91/acre	
	Per Dwelling (2 Dwellings)		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Page (fee)	\$410,000.00	\$52,263.03	\$ 357,736.97
b. Benfield (fee)	\$410,079.00	\$52,263.03	\$ 357,815.97
Review Appraiser: Kelleher			

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**REAL PROPERTY**

**ITEM**      4-RP (Cont.)

**St. Mary's County**

5. Aloysius Raley, et al.	106.81Ac	\$ 602,914.00	
18-13-03	Less 1 acre	\$ 5,698.08/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. E. Andrews (staff)	\$ 667,000.00	\$64,086.00	\$ 602,914.00
b. Cline (fee)	\$ 571,000.00	\$64,086.00	\$ 506,914.00
c. Peters (fee)	\$ 846,000.00	\$64,086.00	\$ 781,914.00
Review Appraiser: E. Andrews			

**UNRESTRICTED LOTS**

**Allegeny County**

6. C& B Robinette	82.6Ac	\$ 244,800.00	
01-13-03	Less 1 acre	\$ 3,000.00/acre	
	Per Dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Belinko(fee)	\$ 367,200.00	\$38,546.94	\$ 328,653.06
b. Bowers (fee)	\$ 318,000.00	\$38,546.94	\$ 279,453.06
Review Appraiser: Kelleher			

**Baltimore County**

7. H. Gilmore, et al.	59.796 Ac	\$ 394,653.60	
03-13-06		\$ 6,600.00/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Muller(fee)	\$ 747,000.00	\$31,256.28	\$ 715,743.72
b. Benfield (fee)	\$ 568,062.00	\$31,256.28	\$ 536,805.72
Review Appraiser: Kelleher			

**Carroll County**

8. T & K Irwin	98.9c	\$ 474,810.00	
06-13-03	Less 1 acre	\$ 4,900.00/acre	
	Per Dwelling		
	(2 Dwellings)		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Belinko (fee)	\$ 678,300.00	\$ 79,229.11	\$ 599,070.89
b. Muller (fee)	\$ 644,000.00	\$ 79,229.11	\$ 564,770.89
Review Appraiser: Kelleher			

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**REAL PROPERTY****ITEM**      4-RP (Cont.)**Frederick County**

9. Coblenz, LLC	175.06Ac	\$ 835,488.00	
10-13-01	Less 1 acre	\$ 4,800.00/acre	
	Per Dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Belinko(fee)	\$ 1,131,390.00	\$160,472.25	\$ 970,917.75
b. Cline (fee)	\$ 1,288,000.00	\$160,472.25	\$1,127,527.75
Review Appraiser: Beach			

**Howard County**

10. Barrow Fam Farm LLC	74.1602Ac	\$2,173,623.40	
13-13-01		\$ 29,309.84/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Muller (fee)	\$2,225,000.00	\$51,376.60	\$2,173,623.40
b. Benfield (fee)	\$1,854,000.00	\$51,376.60	\$1,802,623.40
Review Appraiser: E. Andrews			

**Prince George's County**

11. Viola Lee	110.48Ac	\$ 986,994.30	
16-13-03		\$ 8,933.69/acre	
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Peters (fee)	\$1,049,600.00	\$62,605.70	\$1,043,334.30
b. Pugh (fee)	\$1,050,000.00	\$62,605.70	\$ 986,994.30
Review Appraiser: Kelleher			

**St. Mary's County**

12. T & J. White	78.35Ac	\$ 416,990.00	
18-13-05	Less 1 acre	\$ 5,390.95/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. E.Andrews (staff)	\$ 464,000.00	\$47,010.00	\$ 416,990.00
b. Cline (fee)	\$ 402,000.00	\$47,010.00	\$ 354,990.00
c. Peters (fee)	\$ 595,000.00	\$47,010.00	\$ 547,990.00
Review Appraiser: E.Andrews			

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**REAL PROPERTY**

**ITEM**      4-RP (Cont.)

13. William Lyon, et al.	77.2Ac	\$ 455,680.00		
18-13-06		\$ 5,902.59/acre		
	(Appraised Value)	(Agricultural Value)	(Easement Value)	
a. E. Andrews(staff)	\$ 502,000.00	\$46,320.00	\$ 455,680.00	
b. Cline (fee)	\$ 502,000.00	\$46,320.00	\$ 455,680.00	
c. Peters (fee)	\$ 772,000.00	\$46,320.00	\$ 725,680.00	
Review Appraiser: E. Andrews				

14. R & J Hayden	131.71Ac	\$ 646,974.00		
18-13-08	Less 1 acre	\$ 4,987.85/acre		
	Per Dwelling (2 Dwellings)			
	(Appraised Value)	(Agricultural Value)	(Easement Value)	
a. E. Andrews(staff)	\$ 726,000.00	\$79,026.00	\$ 646,974.00	
b. Cline (fee)	\$ 674,000.00	\$79,026.00	\$ 594,974.00	
c. Peters (fee)	\$ 946,900.00	\$79,026.00	\$ 867,874.00	
Review Appraiser: E. Andrews				

**Somerset County**

15. R & N McIntyre	35.15 Ac	\$ 83,163.45		
19-13-07	Less 1 acre	\$ 2,435.24/acre		
	Per dwelling			
	(Appraised Value)	(Agricultural Value)	(Easement Value)	
a. Andrews(staff)	\$ 123,000.00	\$39,836.55	\$ 83,163.45	
b. Cline (fee)	\$ 140,000.00	\$39,836.55	\$ 100,163.45	
c. Cadell(fee)	\$ 92,000.00	\$39,836.55	\$ 52,163.45	
Review Appraiser: Andrews				

**Worcester County**

16. Wayne Holland	234.6 Ac	\$ 645,150.00		
23-13-04		\$ 2,750.00/acre		
	(Appraised Value)	(Agricultural Value)	(Easement Value)	
a. Cadell (fee)	\$ 1,125,000.00	\$234,060.00	\$ 890,940.00	
b. Cline (fee)	\$ 1,030,000.00	\$234,060.00	\$ 795,940.00	
Review Appraiser: D. Andrews				

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**REAL PROPERTY**

**ITEM**      4-RP (Cont.)

**LOT WAIVER**

**Montgomery County**

17. Moxley Farm, LLC	71.047 Ac	\$ 555,983.97	
15-13-01	Less 1 acre	\$ 7,937.30/acre	
	Per dwelling		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Peters (fee)	\$ 602,400.00	\$46,416.03	\$ 555,983.97
b. Pugh (fee)	\$ 490,000.00	\$46,416.03	\$ 443,583.97
Review Appraiser: E.Andrews			

**Queen Anne's County**

18. Therese Collins	529.585 Ac	\$1,477,238.00	
17-13-03	Less 1 acre	\$ 2,800.00/acre	
	Per Dwelling		
	(2 Dwellings)		
	(Appraised Value)	(Agricultural Value)	(Easement Value)
a. Cadell(fee)	\$3,480,000.00	\$622,128.98	\$ 2,857,871.02
b. Cline(fee)	\$3,166,000.00	\$622,128.98	\$ 2,543,871.02
Review Appraiser:D. Andrews			

**FUND SOURCES**

615 11070	\$ 6,414.28	
615 12081	\$ 28,502.99	
615 13104	\$ 6,942,317.00	6,829,412.41
L00A11.11**	\$ -5,389,773.65	5,322,083.21
<b>TOTAL</b>	<b>\$12,367,007.92</b>	<b>12,186,412.89</b>

\*\* Remarks L00A11.11 includes \$2,551,795.25 county funds.

**TOTAL ACRES (TA)**                      2,358.2812

**TA LESS DWELLINGS**                      2.340.2812

**AVERAGE PRICE PER ACRE**                      \$5,284.41



Larry Hogan  
Governor

Boyd K. Rutherford  
Lt. Governor



MARYLAND DEPARTMENT OF GENERAL SERVICES  
OFFICE OF THE SECRETARY

Received BPW 8/20/15  
OK at record  
C. Gail Bassette  
Secretary  
8/20/15

August 19, 2015

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

SUBJECT: Changes to the September 4, 2013 and October 16, 2013 Board of Public Works  
Action Agendas

Dear Ms. McDonald:

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

<u>BPW September 4, 2013</u>	FROM:\$	9,253.85 – 615 10075
Item 6 RP		665,547.68 – 615 11070
Pages 13-22		8,667,506.88 – 615 12081
Maryland Agricultural Land		3,194,236.13 - 615 13104
Preservation Foundation		4,407,440.85 - L00A11.11
Agricultural Land Preservation		
Easements (Various Properties)	TO: \$	9,253.85 – 615 10075
		665,547.68 – 615 11070
		8,436,355.90 – 615 12081
		3,194,236.13 - 615 13104
		4,253,340.20 - L00A11.11

Reason: Change in acreage on Mersch and Button properties resulting from survey done prior to  
settlement. The Scarff easement acquisition totaling \$306,768.00 was withdrawn, due to the  
landowners inability to obtain a subordination agreement from their lender.



Ms. Sheila McDonald, Esq.

Page 2

BPW October 16, 2013

Item 4 RP

Pages 8-14

Maryland Agricultural Land

Preservation Foundation

Agricultural Land Preservation

Easements (Various Properties)

FROM:\$ 6,414.28 – 615 11070

28,502.99 – 615 12081

6,891,001.65 – 615 13104

5,363,142.70 - L00A11.11

TO: \$ 6,414.28 – 615 11070

28,502.99 – 615 12081

6,829,412.41 - 615 13104

5,322,083.21 - L00A11.11

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

Thank you for your attention to this matter. If you need further information, please call me at (410) 767-4960 or have a member of your staff contact Rio Woodard, Administrator, Capital Projects Accounting, at (410) 767-4236.

Sincerely,



C. Gail Bassette

Secretary

cc: The Honorable Larry Hogan  
The Honorable Peter Franchot  
The Honorable Nancy K. Kopp

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**REAL PROPERTY**

**ITEM**        4-RP (Cont.)

**REMARKS**

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

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**LANDLORD LEASE**

**ITEM**      5-LL (Cont.)

6. The Lessee shall not make any alteration, addition or improvement to the Demised Premises without first obtaining the Lessor's written approval thereto, which consent may be withheld in the sole and absolute discretion of the Lessor, such approval shall include approval of detailed plans and specifications for the proposed site plan, facility, equipment, and related improvements.
7. The Tenant shall not make any alteration, addition or improvement to the Demised Premises without first obtaining the Lessor's written approval thereto, which consent may be withheld in the sole and absolute discretion of the Lessor, such approval shall include approval of detailed plans and specifications for the proposed site plan, facility, equipment, and related improvements.
8. The Lease provides for two (2) renewal terms of 30 years each subject to Board of Public Works approval.
9. The Tenant, a unit of local government, has waived immunity from liability and is self-insured.
10. Lessee shall require any construction contractor or subcontractor it engages for the construction, renovation, or improvements to the Demised Premises to maintain, in force and in effect, prior to the beginning of the construction or renovation, and must remain in effect until substantial completion of said construction or renovation has been completed, insurance against loss or liability in connection with bodily injury, death, property damage or destruction, occurring within the Demised Premises or arising out of the use thereof by Lessee or its agents, employees, officers, subtenants, invitees, visitors and guests, under one or more policies of Commercial General Liability insurance having such limits as to each as required by Lessor, but in any event of not less than a minimum coverage of Five Million Dollars (\$5,000,000.00) per occurrence, Five Million Dollars (\$5,000,000.00) annual aggregate, and shall contain broad form CGL Endorsement. Lessee shall increase the required coverage under such policies promptly upon written request from Lessor.
11. The Tenant shall indemnify and hold harmless the State of Maryland and Maryland Department of Health and Mental Hygiene against any and all liability or claim of liability (including reasonable attorney's fees), arising out of licensee's use and occupancy, conduct operation or management of the premises during the Term.
12. This Lease contains a termination for convenience clause.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**LANDLORD LEASE**

**ITEM**      5-LL (Cont.)

**Remarks**      The Clearinghouse conducted an intergovernmental review of the project under MD20130801-0587. It has recommended to change the use and lease a portion of Parcel F, located at Spring Grove Hospital Center and consisting of +/- 6.25 acres, to Baltimore County. Baltimore County plans to relocate their existing homeless shelter structures located on Parcel K at Spring Grove to a new facility that will be constructed on Parcel F.

---

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**            7-LT-OPT

**DEPARTMENT OF AGRICULTURE**  
(Mosquito Control Section)

Hollywood, MD  
St. Mary's County

**Landlord**                                      William Wallace Abell and Bonnie Sue Abell  
42501 Riva Ridge Rd  
Hollywood, MD 20636

**Property Location**                                      43955 Commerce Ave.  
Hollywood, MD 20636

<b><u>Space Type</u></b>	Office/Repair Shop	<b><u>Lease Type</u></b>	Renewal	<b><u>Square Feet</u></b>
<b><u>Duration</u></b>	5 Years	<b><u>Effective</u></b>	11/1/2013	Office – 1,392
<b><u>Annual Rent</u></b>	\$31,299.60	<b><u>Square Foot Rate</u></b>	\$14.28	Shop - 799
		<b><u>Eff. Sq. Ft. Rate</u></b>	\$17.28	Total 2,191
		<b><u>Prev Sq. Ft. Rate</u></b>	\$13.71	
		<b><u>Prev. Sq. Ft. Rate</u></b>	\$16.31	

**Utilities Responsibility**                                      Tenant  
**Custodial Responsibility**                                      Tenant

**Previous Board Actions**                                      4/16/08 – 9-LT; 9/4/02 – 24-L; 9/2/98 – 42-L; 7/30/97 –  
53-L; 6/18/97 – 17-L.

**Fund Source**                                      100% General L00A14.03 PCA 42101

**Special Conditions**

1. The lease incorporates 10 parking spaces to accommodate State pickup trucks, vans and employees' personal vehicles.
2. The lease provides 1 renewal option of 5 year term.
3. The rental rate of \$14.28 represents a blended rate of \$15.54 per nusf for the office space and \$12.10 per nusf for the shop space.



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE**

**ITEM**        7-LT-OPT (Cont.)

**Remarks**

1.        This space has been used by the Mosquito Control Section since 1997 and serves the southern counties of the State. The mission of the Mosquito Control Section is the control of mosquito infestation.
2.        The 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**



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE**

**ITEM**      8-LT-MOD (Cont.)

The January 23, 2013, Board of Public Works, Item 9-LT-OPT of the Department of General Services Action Agenda, the BPW approved a lease for 15,912 net usable square feet of office space at this location for the Department of Public Safety and Correctional Services. The lease required that the utilities be transferred to the State's account upon completion of the renovations to the office space. DPSCS will pay directly for the utilities for the entire building and then invoice the three (3) storage leases for the proportionate share of utilities. The work was completed and utilities were transferred on April 26, 2013.

**Special Conditions**

1. The lease contains escalations/de-escalations for real estate taxes and custodial service.
2. The lease incorporates one (1) reserved parking space free of charge.
3. The Tenant shall receive a rent credit in the amount of \$2,122.13 for November 2013 and \$208.10 for December 2013. The rent schedule from November 1, 2013 until the end of the lease term is as follows:

<b><u>Duration</u></b>	<b><u>NUSF</u></b>	<b><u>Annual Rent</u></b>	<b><u>Monthly Rent</u></b>
11/1/13 to 11/30/13	5,000	\$25,465.52	\$0.00
12/1/13 to 12/31/13	5,000	\$25,465.52	\$1,914.03
01/1/14 to 05/31/15	5,000	\$25,465.52	\$2,122.13

**Remarks**

1. This space has been used since June 1, 2000 as storage for Employment and Training (E&T) and Maryland Occupational Safety & Health (MOSH) records. This location specifically stores unemployment and safety inspection records for the two stated divisions of the Department of Labor Licensing and Regulation.
2. The lease contains a termination for convenience clause.

---

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

APPROVED      DISAPPROVED      DEFERRED      WITHDRAWN  
                          WITH DISCUSSION      WITHOUT DISCUSSION



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE**

**ITEM**            9-LT-MOD (Cont.)

The lease required that the utilities be transferred to the State's account upon completion of the renovations to the office space. DPSCS will pay directly for the utilities for the entire building and then invoice the three (3) storage leases for the proportionate share of utilities. The work was completed and utilities were transferred on April 26, 2013.

**Special Conditions**

1. The lease contains escalations/de-escalations for real estate taxes, utilities and custodial service.
2. The lease incorporates one (1) use-in common parking space free of charge.
3. The Tenant shall receive a rent credit in the amount of \$636.64 in November 2013 and \$62.43 in December 2013. The rent schedule from November 1, 2013 until the end of the lease term is as follows:

**REVISED RENT SCHEDULE**

<b><u>Duration</u></b>	<b><u>NUSF</u></b>	<b><u>Annual Rent</u></b>	<b><u>Monthly Rent</u></b>
11/1/13 to 11/30/13	1,500	\$7,639.66	\$0.00
12/1/13 to 12/31/13	1,500	\$7,639.66	\$574.21
01/1/14 to 03/31/15	1,500	\$7,639.66	\$636.64

**Remarks**

1. This space has been used since July 1, 2003 as a records storage facility for the Maryland Insurance Administration.
2. The lease contains a termination for convenience clause.

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE**

**ITEM**      10-LT-MOD (Cont.)

The January 23, 2013, Board of Public Works, Item 9-LT-OPT of the Department of General Services Action Agenda, the BPW approved a lease for 15,912 net usable square feet of office space at this location for the Department of Public Safety and Correctional Services.

The lease required that the utilities be transferred to the State's account upon completion of the renovations to the office space. DPSCS will pay directly for the utilities for the entire building and then invoice the three (3) storage leases for the proportionate share of utilities. The work was completed and utilities were transferred on April 26, 2013.

**Special Conditions**

1. The lease contains escalations/de-escalations for real estate taxes and custodial service.
2. The lease incorporates four (4) use-in-common parking spaces free of charge.
3. The Tenant shall receive a rent credit in the amount of \$4,456.47 for November 2013 and a credit of \$437.02 for December 2013. The rent schedule from November 1, 2013 until the end of the lease term is as follows:

<b><u>Duration</u></b>	<b><u>NUSF</u></b>	<b><u>Annual Rent</u></b>	<b><u>Monthly Rent</u></b>
11/1/13 to 11/30/13	10,500	\$53,477.60	\$0.00
12/1/13 to 12/31/13	10,500	\$53,477.60	\$4,019.45
01/1/14 to 03/31/15	10,500	\$53,477.60	\$4,456.47

**Remarks**

1. This space has been used since September 1999 as rollover storage for the Baltimore City Department of Social Services Record Management Division. Closed client files are stored at this location before they are archived to Jessup.
2. The lease contains a termination for convenience clause.

---

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE**

**ITEM**            11-LT-MOD

**MARYLAND DEPARTMENT OF EDUCATION**  
 (Department of Rehabilitative Services)

Hagerstown, MD  
 (Washington County)

**Landlord**                                      Professional Arts Associates, Inc.  
    5 Public Square, Suite 211  
    Hagerstown, MD 21740

**Property Location**                                      5 Public Square, 4<sup>th</sup> & 5<sup>th</sup> Floors  
    Hagerstown, MD 21740

<b><u>Space Type</u></b>	Office	<b><u>Lease Type</u></b>	Extension	<b><u>Square Feet</u></b>	4,365
<b><u>Duration</u></b>	90 Days	<b><u>Effective</u></b>	11/1/2013		
<b><u>Monthly Rent</u></b>	\$5,619.94	<b><u>Square Foot Rate</u></b>	\$15.45		
		<b><u>Previous Sq. Ft. Rate</u></b>	\$15.45		

<b><u>Utilities Responsibility</u></b>	Landlord
<b><u>Custodial Responsibility</u></b>	Landlord
<b><u>Previous Board Action(s)</u></b>	12/18/85 – 30-L; 9/5/90 – 54-L; 7/22/92 – 25-L; 2/28/96 – 14-L; 10/3/01 – 19-L; 3/21/07 – 11-LT; 4/30/08 – 12-LT
<b><u>Fund Source</u></b>	46% Federal 54% Special PCA 4N175 4N173

**Special Conditions**                                      The lease provides for escalations on increases in real estate taxes, cleaning services and supplies, and snow/ice removal.

**Remarks**

1.        This space is used by the Maryland Department of Education's Department of Rehabilitative Services. This office will be used as an administrative and client contact office for interviewing, testing and counseling individuals with disabilities.
2.        The short term extension will provide needed additional time to complete construction and renovations to the Agency's new space located at 6 W. Washington Street.
3.        The lease contains a termination for convenience clause.



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**TENANT LEASE**

**ITEM**      11-LT-MOD (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**            12-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 Arc of Howard County, Inc. (Howard County)*

*Arc's Homewood Road Renovation*

*"For the planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Homewood Road facility."*

***\$100,000.00***

*Maryland Consolidated Capital Bond Loan of 2013 (LSI-Chapter 424, Acts of 2013)*

*DGS Item G075, (SL-011-130-038)*

**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 Board of Directors of The Arc of Howard County, Inc. has provided documentation that it has \$2,745,804.00 in a financial institution to meet the matching fund requirement for this project.

**BACKGROUND**

Total Project	\$380,000.00
<b>13-G075 (This Action)</b>	<b>\$100,000.00</b>
Local Cost	\$280,000.00

**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**           13-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 Delmarva Community Services, Inc. (Dorchester County)*  
*Chesapeake Grove Senior Housing & Intergenerational Center*  
*“For the planning, design, and construction of the Chesapeake Grove Senior Housing and Intergenerational Center.”*

***\$150,000.00***

*Maryland Consolidated Capital Bond Loan of 2013 (LHI-Chapter 424, Acts of 2013)*  
*DGS Item G130, (SL-032-110-038)*

**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 Board of Directors of the Delmarva Community Services, Inc. is utilizing the value of property as their matching fund. The DGS, Real Estate Office reviewed the appraisal for 2450 Cambridge Beltway, Cambridge and approved a value of \$1,530,000.00. A portion of this value was previously utilized as match for prior grants at \$295,000.00. A total of \$445,000.00 of the property value is now used for the matching fund with the current grant.

**BACKGROUND**

Total Project	\$9,200,000.00
<b>13-G130 (This Action)</b>	<b>\$ 150,000.00</b>
12-G063 (Prior Action)	\$ 60,000.00
12-G094 (Prior Action)	\$ 190,000.00
11-G052 (Prior Action)	\$ 45,000.00
Local Cost	\$8,755,000.00

(Prior Actions: 12/19/12 Agenda, Item 16-CGL, and 8/22/12 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**      13-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**           14-CGL

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

*Vestry of Holy Trinity Parish (Prince George's County)*  
*Holy Trinity Episcopal Day School Air-Supported Structure (Athletic & Arts Center)*  
*"For the planning, design, construction, and capital equipping of the Holy Trinity Episcopal Day School Air-Supported Structure."*  
***\$50,000.00***  
*Maryland Consolidated Capital Bond Loan of 2013 (LSI - Chapter 424, Acts of 2013)*  
*DGS Item G095, SL-008-130-038*

**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 Vestry of Holy Trinity Parish has submitted evidence in the form of canceled checks and invoices that it has \$331,072.00 in eligible expenditures to meet the matching fund requirement for this project.

Board of Public Works approval is also requested to reimburse the Vestry of Holy Trinity Parish \$50,000.00. for eligible expenditures.

<b><u>BACKGROUND</u></b>	Total Project	\$2,100,875.00
	<b>13-G095 (This Action)</b>	<b>\$ 50,000.00</b>
	Local Cost	\$2,050,875.00

**REMARKS**

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

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

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**        14-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**           15-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 John Hanson Memorial Association, Inc.  
(Frederick County)*

*The Jane Hanson National Memorial*

*“For the design and construction of the Jane Hanson National Memorial.”*

***\$35,000.00***

*Maryland Consolidated Capital Bond Loan of 2013 (LSI - Chapter 424, Acts of 2013)  
DGS Item G071; (SL-009-130-038)*

**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 Board of Directors of The John Hanson Memorial Association, Inc. has provided documentation that it has \$17,795.00 in a financial institution and \$20,000.00 in an in-kind donation for a total of \$37,795.00 to meet the matching fund requirement for this project.

**BACKGROUND**

Total Project	\$70,000.00
<b>13-G071 (This Action)</b>	<b>\$35,000.00</b>
Local Cost	\$35,000.00

**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.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**            16-CGL

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

*Board of Directors of Meals on Wheels of Central Maryland, Inc. (Baltimore City)*  
*Meals on Wheels Green Building*

*“For the design, construction, repair, renovation, reconstruction, and capital equipping, including replacement of the roof and HVAC system, of the Meals on Wheels Building, located in Baltimore City.”*

***\$75,000.00***

*Maryland Consolidated Capital Bond Loan of 2012 (LSI - Chapter 444, Acts of 2012)*  
*DGS Item G044*

***\$75,000.00***

*Maryland Consolidated Capital Bond Loan of 2012 (LHI - Chapter 444, Acts of 2012)*  
*DGS Item G107; SL-042-120-038*

**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 Meals on Wheels of Central Maryland, Inc. has submitted evidence in the form of canceled checks and invoices that it has \$475,666.00 in eligible expenditures to meet the matching fund requirement for this project. Board of Public Works approval is also requested to reimburse the Board of Directors of Meals on Wheels of Central Maryland, Inc. \$150,000.00 for eligible expenditures.

**BACKGROUND**

Total Project	\$493,402.00
<b>12-G044 (This Action)</b>	<b>\$ 75,000.00</b>
<b>12-G107 (This Action)</b>	<b>\$ 75,000.00</b>
Local Cost	\$343,402.00

**REMARKS**

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

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



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**      16-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**            17-CGL

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

***County Executive and County Council of Howard County***

***Middle Patuxent Environmental Area***

*“For planning, design, construction, repair, renovation, reconstruction, and capital equipping of a restroom, storage building, and staging area at Middle Patuxent Environmental Area.”*

***\$150,000.00***

*Maryland Consolidated Capital Bond Loan of 2013 (LHI - Chapter 424, Acts of 2013)*

*DGS Item G136*

*(SL-010-130-038)*

**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 County Executive and County Council of Howard County have submitted evidence through their FY 2014 budget that \$1,120,000.00 has been appropriated to meet the matching fund requirement for this project.

**BACKGROUND**

Total Project	\$ 1,211,000.00
<b>13-G136 (This Action)</b>	<b>\$ 150,000.00</b>
Local Cost	\$ 1,061,000.00

**REMARKS**

(1) The grant agreement has been modified with the following: 16. Indemnification: *To the extent permitted by law (including Courts and Judicial Proceedings Article, §5-301 et seq. the Local Government Tort Claims Act; Article §25A, 1A; and Courts and Judicial Proceedings Article, §5-509; Annotated Code of Maryland, as amended from time to time), and subject to the availability of appropriations, Grantee (...).*

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

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

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**      17-CGL (Cont.)

(4)      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**            18-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 Gaudenzia Foundation, Inc. (Baltimore City)*

*Park Heights Women and Children's Center*

*"For the planning, design, construction, and capital equipping of the Park Heights Women and Children's Center."*

***\$175,000.00***

*Maryland Consolidated Capital Bond Loan of 2013 (LSI-Chapter 424, Acts of 2013)*

*DGS Item G050, (SL-054-110-038)*

**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 Board of Directors of the Gaudenzia Foundation, Inc. has provided documentation that it has \$599,071.00 in a financial institution to meet the matching fund requirement for this project.

**BACKGROUND**

Total Project	\$5,575,000.00
<b>13-G050 (This Action)</b>	<b>\$ 175,000.00</b>
11-G041 (Prior Action)	\$ 100,000.00
Local Cost	\$5,300,000.00

(Prior Action: 3/20/13 Agenda, Item 23-CGL)

**REMARKS**

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

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

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**      18-CGL (Cont.)

(3)      The 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**            19-CGL

**RECOMMENDATION** That the Board of Public Works enter into a grant agreement for the following grant.

*Board of Directors of The Baltimore Children's Museum, Inc. (Baltimore City)*

*Port Discovery Children's Museum Renovation*

*"For the planning, design, construction, repair, renovation, and capital equipping of the Port Discovery Children's Museum."*

***\$1,028,000.00***

*Maryland Consolidated Capital Bond Loan of 2013 (MISC - Chapter 424, Acts of 2013)  
DGS Item 035, (SL-041-050-038)*

**MATCHING FUND** The MCCBL requires the grant recipient to provide grant documents no later than June 1, 2015. No match is required.

**BACKGROUND**

Total Project	\$3,150,000.00
<b>13-035 (This Action)</b>	<b>\$1,028,000.00 (non-match)</b>
12-G098 (Future Action)	\$ 150,000.00
10-G158 (Prior Action)	\$ 75,000.00
10-G110 (Prior Action)	\$ 25,000.00
09-G086 (Prior Action)	\$ 225,000.00
09-G039 (Prior Action)	\$ 100,000.00
08-G123 (Prior Action)	\$ 200,000.00
07-G099 (Prior Action)	\$ 125,000.00
06-G115 (Prior Action)	\$ 300,000.00
05-G115 (Prior Action)	\$ 250,000.00
05-G116 (Prior Action)	\$ 100,000.00
Local Cost	\$ 572,000.00

(Prior Actions: 09/21/11 Agenda, Item 25-CGL; 02/23/11 Agenda, Item 16-CGL; 05/06/09 Agenda, Item 31-CGL; 08/20/2008 Agenda, Item 27-CGL; 02/27/08 Agenda, Item 14-CGL; 11/28/07 Agenda, Item 22-CGL; 06/17/09 Agenda, Item 24-CGL; and 08/11/10 Agenda, Item 33-CGL)

**REMARKS**

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

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**      19-CGL (Cont.)

- (2) The grant recipient shall consult with the Maryland Historical Trust pursuant to Sections 5A-325 to 328, State Finance and Procurement Article, Annotated Code of Maryland, and convey a perpetual preservation easement pursuant to the terms of the enabling legislation.
- (3) The Comptroller may not disburse State funds until after the Comptroller verifies that the grant recipient has expended the matching fund and the required amount for reimbursement.
- (4) Non-matching 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**            20-CGL

**RECOMMENDATION** That the Board of Public Works enter into a grant agreement for the following grant:

*Board of Directors of The Maryland School for the Blind, Inc. (Baltimore City)*  
*Maryland School for the Blind – LIFE (Multiple Disabilities) Education Building*  
*“For the design, construction, and capital equipping of the new LIFE Education Building at The Maryland School for the Blind.”*

***\$5,000,000.00***

*Maryland Consolidated Capital Bond Loan of 2013 (MISC - Chapter 424, Acts of 2013), DGS Item 032, (SL-006-110-038)*

**MATCHING FUND** The MCCBL requires the grant recipient to provide grant documents no later than June 1, 2015. No match is required.

**BACKGROUND**

Total Project	\$14,758,747.00
<b>13-032 (This Action)</b>	<b>\$ 5,000,000.00</b>
12-026 (Prior Action)	\$ 5,000,000.00
11-021 (Prior Action)	\$ 4,000,000.00
Local Cost	\$ 758,747.00

(Prior Actions: 9/19/12 Agenda, Item 28-CGL, and 10/19/11 Agenda, Item 21-CGL)

**REMARKS**

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

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**



**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**            21-CGL

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

*Board of Directors of Hebrew Home of Greater Washington, Inc. (dba Board of Governor's of Charles E. Smith Life Communities) (Montgomery County)*

*Wasserman Residence Phase 2 Renovations*

*"For the design, construction, repair, renovation, and reconstruction of the Wasserman Residence."*

***\$125,000.00***

*Maryland Consolidated Capital Bond Loan of 2013 (LHI - Chapter 424, Acts of 2013)*  
*DGS Item G149*

***\$225,000.00***

*Maryland Consolidated Capital Bond Loan of 2013 (LSI - Chapter 424, Acts of 2013)*  
*DGS Item G088, (SL-004-130-038)*

**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 Board of Directors of Hebrew Home of Greater Washington, Inc. (dba Board of Governors of Charles E. Smith Life Communities) has submitted documentation that it has \$1,354,176.00 in a financial institution to meet the matching fund requirement for this project.

**BACKGROUND**

Total Project	\$ 1,137,000.00
<b>13-G149 (This Action)</b>	<b>\$ 125,000.00</b>
<b>13-G088 (This Action)</b>	<b>\$ 225,000.00</b>
Local Cost	\$ 787,000.00

**REMARKS**

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

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

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**        21-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.

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**            22-CGL

**DEPARTMENT OF HEALTH AND MENTAL HYGIENE**

Submission of a request by *Way Station, Inc.* to the Board of Public Works for approval of a Waiver of Priority of Declaration and Subordination Agreement. *Way Station, Inc.* has a financing agreement with the U.S. Department of Housing and Urban Development (HUD) with the condition that the State agrees to subordinate its right of recovery to HUD's first deed of trust in the amount of \$1,128,000.00 (the "HUD Loan"). The HUD loan is for the rehabilitation of the property located at 205 S. Jefferson St., Frederick, MD 21701 as follows:

- 1) Approval is requested for 501(c)(3) SOURLIS-ELEUTERIO, Inc. to be established as a holding company by Way Station, Inc. and as a transferee within the terms of the Right of Recovery to comply with HUD rules and regulations;
- 2) Approval is requested for the subordination of the State's legal and equitable rights under the Right of Recovery to the HUD Loan Documents which will include the HUD Mortgage, HUD Regulatory Agreement, HUD use Agreement, HUD Security Agreement, and Financing Statements.

**PAST BPW ACTIONS**

DGS – 12/21/2011, Agenda Item 16-CGL

**BACKGROUND**

The State granted the *Way Station, Inc.* \$521,550.00 in general-obligation bond proceeds for acquisition of a building housing 7 two bedroom units located at 205 S. Jefferson St., Frederick, MD 21701 as follows:

Total Eligible Cost	\$695,400.00
	\$173,850.00 (25%) – Way Station, Inc.
	\$521,550.00 (75%) - MCCBL 2009, Community Health Facilities Fund

In connection with the grant, *Way Station, Inc.* on April 30, 2012 recorded a Right of Recovery among the Land Records of Frederick County in Book 8873, Page 0088, in compliance with the conditions established by the State of Maryland in the Notices of the State's Right of Recovery, as required under *Health General Article 24-606*.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**      22-CGL (Cont.)

The Board is now requested to approve a Waiver of Priority Declaration and Subordination Agreement that will permit *Way Station, Inc.*, to close on the HUD loan. 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.

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

**APPROVED**

**DISAPPROVED**

**DEFERRED**

**WITHDRAWN**

**WITH DISCUSSION**

**WITHOUT DISCUSSION**

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**            23-CGL

**MARYLAND HIGHER EDUCATION COMMISSION**

**RECOMMENDATION**

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

***Harford Community College***

*Edgewood Hall Renovation and Expansion - Design*

*Renovate the existing 20,270 NASF/33,500 GSF Edgewood Hall and construct two additions totaling 4,500 NASF/6,500 GSF to replace or upgrade all building systems and finishes, and increase laboratory, office, parking, and loading areas. Edgewood Hall primarily supports workforce development and continuing education programs.*

***\$360,000.00***

*Maryland Consolidated Capital Bond Loan of 2012, Item #019, \$360,000.00*

*CC-07-MC12-436*

**MATCHING FUND** Harford Community College – \$271,579.00

Cost sharing is 57.0 % State share, 43.0% local share and is in accordance with Section 11-105(j) of the Education Article.

<b><u>BACKGROUND</u></b>	<b><u>Total Amount</u></b>	<b><u>State Share</u></b>	<b><u>Local Share</u></b>
Total Project	\$631,579.00	\$360,000.00	\$271,579
This Action	\$631,579.00	\$360,000.00	\$271,579

**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 Harford Community College and signed by local authorities.

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**        23-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.

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

**APPROVED**

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION

- REMARKS

**DEPARTMENT OF GENERAL SERVICES**  
**ACTION AGENDA**

**CAPITAL GRANTS AND LOANS**

**ITEM**            24-CGL (Cont.)

**FUND SOURCES**

Eligible project costs are \$172,302.00 including  
\$171,452.00 for acquisition and \$850.00 for  
appraisals.  
\$43,076.00 (25%) Grantee Montgomery County  
Dept. of Housing/Community Affairs  
\$129,226.00 (75%) State MCCBL 2010

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

APPROVED

DISAPPROVED

DEFERRED

WITHDRAWN

WITH DISCUSSION

WITHOUT DISCUSSION